

# the Spotlight

Spring 2019

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*Your guide to the essential resources for your practice!*

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CLEBC delivers the most reliable and practical BC-specific legal education and information directly from the leading members of the legal community.

**More topics, more depth, more ways to learn.**



## BUSINESS LAW

### CLE-TV: Canada's New Trademarks Act

**DATE** Tuesday, June 18, 2019  
**TIME** 12:00 pm – 1:00 pm via webinar

*Your efficient introduction to new trademarks legislation*

**Who should attend:** Lawyers who advise businesses that have, use, and/or license registered or unregistered trademarks (or plan to do any of the foregoing). This program may also be of interest to in-house counsel.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 1 hour  
*(this course will not involve any professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chairs

Vincent Kam Sun Yip – *McCarthy Tétrault LLP, Vancouver*  
Amy Fong – *McCarthy Tétrault LLP, Vancouver*

The Government of Canada proposed amendments to the *Trademarks Act* through Bill C-31 in 2014 and Bill C-30 in 2016. As a result, there will be substantial changes made to the Act coming into force on June 17, 2019. Benefit from the analysis of experienced intellectual property practitioners as they summarize for you policy reasons, must-know changes, and impacts of the new Act on your clients. This course will cover the alignment of Canada with international trademark law, changes to use requirements for registration, the term of trademark protection, trademark eligibility, priority claims, and more. You will leave this course up to date and current.

Join us today!

**Early Bird** (Regular price after May 21, 2019)

**WEBINAR \$89** (\$99)

Registration includes an electronic copy of the course materials.

[cle.bc.ca/1637](http://cle.bc.ca/1637)



Unable to attend without financial support?  
Find information about CLEBC's Bursary Program and Easy Pay Plan on page 13.

### CLE-TV: Advanced Securities 2019 Series

**DATES** Wednesdays: April 3, April 17, May 1, May 15, May 29, and June 12, 2019  
**TIME** 12:00 pm – 1:00 pm (all dates) via webinar

*Review a year of securities law changes over lunch*

**Who should attend:** Advanced securities law practitioners.

**Learning level:** Advanced

**Law Society of BC CPD Hours:** 6 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chairs

Fred R. Pletcher – *Borden Ladner Gervais LLP, Vancouver*  
Leo Raffin – *McMillan LLP, Vancouver*

Securities practice doesn't always leave much time for you to keep up with all the developments and transactions happening in the market. Because it's hard to leave your desk for a whole day, we've split your annual conference into a six-part lunch series. This will be your new efficient solution to learning about the year's latest legal changes. Leading securities practitioners and regulators have curated only the most important big transactions, trends, and hot topics to discuss with you. As always, we look forward to sharing with you the ever-popular and valuable Case Law Update. You will leave this series confident and current.

Join us today!

**Early Bird** (Regular price after March 27, 2019)

**WEBINAR \$489** (\$549)

Registration includes an electronic copy of the reference materials.

[cle.bc.ca/1615](http://cle.bc.ca/1615)



### WHAT THEY DIDN'T TEACH YOU IN LAW SCHOOL

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### NEW LAWYER EXPERIENCE

**July 10th, 2019**  
**9:00 am to happy hour**  
**Venue: TBD**

### NOT YOUR AVERAGE CONFERENCE

Join us for an exciting day of discussion, interaction, and 1:1 sessions in an informal atmosphere.

### BUILD CONFIDENCE

Advice from lawyers who have already been there on:

- where to start and what steps to take on a file
- how to improve your communication and advocacy skills
- how to effectively manage client and partner expectations
- what the business of running a firm looks like
- how to build your practice
- and more!

### EXTRA PERKS

- Free food
- Happy hour drinks
- CPD credits

### NEED MORE INFO?

Visit [cle.bc.ca/newlawyers](http://cle.bc.ca/newlawyers)



## BUSINESS LAW

### CLE-TV: #TechLaw2019 Series

**DATES** Wednesdays: April 10, May 8, June 5  
**TIME** 12:30 pm – 1:30 pm (all dates)  
via webinar

*Get up to date on key #industrytrends over lunch*

**Who should attend:** Business lawyers, in-house counsel, and all who advise or work with technology companies.

**Learning level:** All levels

**Law Society of BC CPD Hours:** Follow links for each individual session regarding specific CPD hours.

#### Course Chair

Ryan J. Black – *McMillan LLP, Vancouver*

As technology pervades every aspect of business, advising clients on technology-related issues is unavoidable for the business lawyer, be it an M&A transaction, a service agreement, or an employment matter, just to name a few. In this lunch series, you will learn about technology, intellectual property, and privacy issues that business lawyers face. Get up to date on key industry trends.

The upcoming courses in the #TechLaw2019 Series are:

- Privacy and Cyber Security Issues [cle.bc.ca/1621](http://cle.bc.ca/1621)
- Cannabis and Intellectual Property Issues [cle.bc.ca/1622](http://cle.bc.ca/1622)
- Legal Topics Arising from Emerging Technologies [cle.bc.ca/1623](http://cle.bc.ca/1623)

Join us today!

**WEBINAR** Visit [www.cle.bc.ca/1616](http://www.cle.bc.ca/1616) for full details regarding CPD hours, rebroadcast dates, and pricing.

[cle.bc.ca/1616](http://cle.bc.ca/1616)



### CLE-TV: Corporate Procedures 2019: Tax-Driven Transactions

**DATES** Tuesdays: April 2, May 7, and June 4, 2019  
**TIME** 12:00 pm – 1:00 pm (all dates)  
via webinar

*Learn tax-led corporate transaction techniques over three lunches*

**Who should attend:** Corporate paralegals, legal support staff, articling students, junior lawyers, and experienced lawyers looking for a refresher on the mechanics of corporate reorganizations.

**Learning level:** Fundamental/Intermediate

**Law Society of BC CPD Hours:** 3 hours (a minimum of .5 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chair

Julia Kadow – *Paralegal, Alexander Holburn Beaudin + Lange LLP, Vancouver*

Tax-driven corporate transactions are generally designed to avoid or defer corporate income tax, and usually involve related companies and individuals. These transactions can include many techniques such as transferring property in exchange for shares, or redeeming or canceling shares to affect a corporate restructuring. With all of the steps involved in each transaction, it is easy to become disoriented. In this three-part lunchtime series, experienced faculty will guide you through preparing and filing documents for the most common corporate reorganizations under ss. 51, 85, and 86 of the Canada *Income Tax Act*. You will receive checklists, tips, prescribed forms, and precedents for working on these transactions.

Join us to find out the information you need to gather, issues you need to consider, and documents you need to prepare.

This three-part series includes the following courses:

- (I) S. 85 Rollovers [cle.bc.ca/1625](http://cle.bc.ca/1625)
- (II) S. 86 Reorganization [cle.bc.ca/1626](http://cle.bc.ca/1626)
- (III) S. 51 Reorganization [cle.bc.ca/1627](http://cle.bc.ca/1627)

Register for the entire series or pick and choose the individual courses that make the most sense for you. Those who register for the series may attend any or all of the rebroadcasts for FREE, giving you multiple opportunities to attend each course. Please contact Customer Service to confirm your spot at the rebroadcast. Rebroadcast sessions will be set at a later date.

**Early Bird** (Regular price after April 1, 2019)

**WEBINAR \$209** (\$229)

Registration includes an electronic copy of the reference materials.

[cle.bc.ca/1624](http://cle.bc.ca/1624)

### Tax Issues for Commercial Practitioners 2019

**DATE** Thursday, June 6, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver location TBA or attend via webinar

*In this world, nothing is certain but taxes... and changes to tax laws*

**Who should attend:** Commercial and tax lawyers (both litigators and solicitors), and those who advise clients about tax issues on an occasional basis.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6 hours (a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chair

Asif N. Abdulla – *Thorsteinssons LLP, Vancouver*

Taxation affects all clients and in the last few years, the pace and number of changes to tax laws have been greater than usual. As lawyers and advisors, it is critical to keep current with the recent significant changes which have affected some of the basic assumptions of how our tax system operates. This course will cover topics speaking to these new developments, ensuring that you understand how the contemporary tax system will treat your clients' transactions. You will get up to date on real estate taxes, private company tax planning, surplus stripping and capital gains, and more. Leave this course capable to deal with the new tax problems your clients will bring.

Join us and tackle topical tax issues today!

**Early Bird** (Regular price after May 9, 2019)

**WEBINAR \$489** (\$549)

**IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1634](http://cle.bc.ca/1634)



## EMPLOYMENT LAW

### Use of Financial Statements for Legal Professionals

**DATE** Thursday, May 9, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver location TBA or attend via webinar

*Everything you need to know about financial statements in a legal environment*

**Who should attend:** Corporate/commercial lawyers and business litigators at all levels of experience and from all Canadian jurisdictions; this course is also of interest to legal staff who deal with financial statements and family law practitioners.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6 hours (a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chairs

Jessica Jiang, CPA, CA, CBV – *Blair Mackay Mynett Valuations Inc., Vancouver*  
Andrew Mackenzie, CPA, CA, CBV – *Blair Mackay Mynett Valuations Inc., Vancouver*

Being able to understand and use financial statements is a critical skill to have in order to give effective advice to your business or family law clients. At this workshop, Chartered Professional Accountants experienced in working with lawyers will teach you basic accounting concepts along with what financial statements reveal about a company's performance and viability. You will also learn what financial statements do not tell you. You will increase confidence in your ability to review financial statements, explain them to your clients, and use them to benefit your negotiations or case. Popular and well-loved, this course is as a past attendee said "one of the most effective CLEs that I have attended."

Join us to become financial statement proficient today!

**Early Bird** (Regular price after April 11, 2019)

**WEBINAR \$489** (\$549)

**IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1631](http://cle.bc.ca/1631)



For complete information, follow the web links beside this symbol.

### Employment Law Conference 2019

**DATES** Thursday and Friday, May 2 and 3, 2019  
**TIME** Day 1: 9:00 am – 4:15 pm  
Day 2: 9:00 am – 4:00 pm  
**VENUE** Vancouver location TBA or attend via webinar

*Stay updated, network with colleagues, and get CPD credits all at once*

**Who should attend:** Employment lawyers and in-house counsel.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 12.5 hours (a minimum of 2 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chairs

Matthew Cooperwilliams – *Cooperwilliams Law, Vancouver*  
Simon Kent – *Kent Employment Law, Vancouver*

With an agenda curated from your submissions, leading practitioners and your colleagues will explore emerging issues in employment law and update you on the core topics. Employment relationships are evolving at a rapid pace and so is the law as a result of technology, globalization, and increasing diversity in the workplace. Growing in attendance each year, this conference is your annual must-attend event where you can network with your colleagues while completing all of your Law Society continuing professional development requirements for the year.

Conference attendees (both attending in person or online) are invited to join faculty at the conclusion of Day 1 of the conference (location to be determined). A special thank you to Cooperwilliams Law for hosting this reception.

**Early Bird** (Regular price after April 4, 2019)

**WEBINAR \$889** (\$989)

**IN-PERSON\* \$1,129** (\$1,249)

Registration includes an electronic copy of the reference materials. \*Lunch is included on both days.

[cle.bc.ca/1628](http://cle.bc.ca/1628)





## FAMILY LAW

### A Deeper Dive: The Intersection of Family Law and Psychology 2019

**DATES** Thursday and Friday,  
April 11 and 12, 2019  
**TIME** 9:00 am – 4:00 pm (both days)  
**VENUE** Vancouver location TBA  
or attend via webinar

*Understand the thoughts, behaviours, and emotions in the case*

**Who should attend:** All professionals involved in family breakdown, including lawyers, judges, mental health professionals, mediators, and arbitrators.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 12 hours  
(a minimum of 2 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chairs

John-Paul E. Boyd — *John-Paul Boyd Arbitration Chambers, Vancouver and Calgary*  
Alyson Jones — *Alyson Jones & Associates, West Vancouver*  
Morag M.J. MacLeod, QC — *Barrister & Solicitor, Vancouver*

This is the two-day update to our acclaimed program, Assessments and Interventions: The Intersection of Family Law and Psychology. As in 2016, this course is taught by a multidisciplinary faculty of expert psychologists, clinical counselors, lawyers and judges, who will provide insights and practical guidance on the challenging intersections of law and psychology in family law disputes.

After taking this program, you will:

- acquire tips for dealing with high conflict parents
- be aware of issues concerning attachment and parenting plans
- gain a deeper understanding of parenting assessments and the role of assessors
- appreciate children's perspectives of separation
- better understand intersectional issues and cultural competence

Join us and gain a better understanding of your clients' and their children's needs.

 **WEBINAR \$989**  
 **IN-PERSON\* \$1,239**

Registration includes an electronic copy of the reference materials. \*Lunch is included both days.

 [cle.bc.ca/1611](http://cle.bc.ca/1611)

### Family Violence Screening Training for Litigators and DR Professionals

**DATES** Thursday and Friday,  
May 9 and 10, 2019  
**TIME** 9:00 am - 5:30 pm (both days)  
**VENUE** CLEBC Boardroom, 500 - 1155 West Pender Street, Vancouver

*Practices to help you effectively identify family violence*

**Who should attend:** "Family Law Dispute Resolution Professionals" as defined by the *Family Law Act*, including: family justice counselors, mediators, arbitrators, parenting coordinators, and family lawyers.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 14 hours  
(a minimum of 2 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chairs

Carol Hickman, QC — *Quay Law Centre, New Westminster*  
Arlene H. Henry, QC — *Arlene H. Henry Law Corporation, Vancouver*

For many, ending an intimate partnership is a time of danger. "Family violence" is defined under the BC *Family Law Act (FLA)* to include all elements of physical and emotional violence and abuse. Research shows that family law professionals often fail to ask questions needed to properly assess risk, and may also fail to recommend the most appropriate dispute resolution processes for their clients. This highly interactive two-day workshop is the only in-person, comprehensive family violence training available in BC. Featuring real case studies, personal stories, role-playing, coaching, and review of current literature, research, and statistics, this is a must-attend event for family dispute resolution professionals looking to meet their training requirements under the *FLA*.

Join us today and improve your family violence awareness.

Mediate BC Roster mediators will receive 20% off the full regular course registration fee. Call Customer Service at 604.893.2121 to register.

 **Early Bird** (Regular price after April 11, 2019)  
 **IN-PERSON\* \$1,139** (\$1,269)

Registration includes an electronic copy of the reference materials. \*Lunch is included both days.

 [cle.bc.ca/1630](http://cle.bc.ca/1630)

### 12th Biennial Family Law Conference 2019

**DATES** Thursday and Friday,  
July 4 and 5, 2019  
**TIME** 9:00 am - 4:00 pm (both days)  
**VENUE** Vancouver location TBA  
or attend via webinar

*Your must-attend review of current family law and practice*

**Who should attend:** Lawyers practising in the area of family law.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 12 hours  
(a minimum of 3 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chairs

James A. W. Schuman, QC — *Schuman Basran Robin & Bell, Vancouver*  
Jeffrey A. Rose, QC — *Jeffrey A. Rose, QC, Vancouver*  
Nikki L. Charlton — *Farris, Vaughan, Wills & Murphy LLP, Vancouver*

Want to network with your family law colleagues? Need to get up to speed on significant changes in family law over the past two years? Do both at CLEBC's 12th Biennial Family Law Conference. This two-day course is your chance to immerse yourself in reviewing and discussing the latest family law developments and trends with other practitioners. Lawyers, judges, and experts from within and outside of the province will share their analysis on issues significant to your daily practice.

You don't want to miss this!

**Early Bird** (Regular price after June 6, 2019)  
 **IN-PERSON\* \$889** (\$1,129)

Registration includes an electronic copy of the reference materials. \*Lunch is included both days.

 [cle.bc.ca/1645](http://cle.bc.ca/1645)



For complete information, follow the web links beside this symbol.



## LITIGATION

### Anti-Money Laundering 2019

**DATE** Wednesday, April 24, 2019  
**TIME** 9:00 am – 4:30 pm  
**VENUE** Vancouver Location TBA  
or attend via webinar

*Wash. Spin. Dry. Money laundering law for corporate, civil, and criminal practitioners.*

**Who should attend:** Corporate, civil, and criminal practitioners

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6.5 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chair

Peter M. German, QC, PhD – *Peter German & Associates Inc., Delta*

Wondering how money laundering impacts your clients? Get up to date on Canada's anti-money laundering ("AML") legislation, which affects tens of thousands of Canadian companies. This course will also cover developments in prosecuting and defending proceeds of crime cases, civil forfeiture, and a lawyer's professional obligations related to AML. You will leave this course with knowledge to protect and advise your clients, at a time when money laundering is nearly a daily news item in BC. Speakers will include the Attorney General of BC along with specialists in the AML field.

After taking this course, you will be able to:

- better advise your clients on their reporting obligations under Canadian AML legislation
- be aware of likely future developments in AML law
- recognize evolving criminal defenses to forfeiture and fines in lieu
- understand the bifurcated process used in civil forfeiture cases
- know what your professional obligations are with respect to AML

Join us and keep your clients compliant today!

**Early Bird** (Regular price after March 27, 2019)

**WEBINAR \$489** (\$549)  
 **IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1618](http://cle.bc.ca/1618)

### Civil Resolution Tribunal and Personal Injury Practice 2019

**DATE** Thursday, April 25, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver Location TBA  
or attend via webinar

*A brave new world of personal injury practice in BC*

**Who should attend:** Personal Injury Litigators

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chair

Shannon Salter – *Chair, Civil Resolution Tribunal, Vancouver*

Beginning April 1, 2019, the BC Civil Resolution Tribunal (CRT) will have jurisdiction in motor vehicle accident personal injury disputes where there is a "minor injury." This means that disputes about benefits, damages, and liability up to \$50,000 will come under the rubric of the CRT. Learn about the impact and processes of this new regime firsthand from the Chair of the CRT, Shannon Salter. At this comprehensive full-day course, you will learn about:

- the Solution Explorer – the CRT's front end legal information and self-help tool
- the process before scheduling a CRT hearing
- the CRT's dispute resolution process, forms, rules of practice, and rules about information and evidence
- the challenges and opportunities that the new CRT regime brings to personal injury lawyers

**Early Bird** (Regular price after March 28, 2019)

**WEBINAR \$489** (\$549)  
 **IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1610](http://cle.bc.ca/1610)





## LITIGATION

### How to Be a Great Litigation Junior 2019

**DATE** Friday, May 3, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver Location TBA  
or attend via webinar

*The knowledge to successfully launch your litigation career*

**Who should attend:** Junior litigators

**Learning level:** Fundamental

**Law Society of BC CPD Hours:** 6 hours  
(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chair

Joel Morris — Harper Grey LLP, Vancouver

Are great litigators born or made? While natural ability and aptitude will get a young lawyer like you off to a good start, it's not always enough. You need hard work and guidance—the right kind of guidance. First held in 2017, this is the second edition of our rave-reviewed course featuring a comprehensive review of the key elements of what it takes to excel as a junior litigator. You will learn about personal temperament, work ethic, writing, trial preparation, and trial advocacy. Let our panel of jurists and senior counsel be your team of mentors for an intensive day of learning on “how to be a great litigation junior.”

After taking this course, you will:

- understand the skills and traits that senior counsel seek in a junior
- be in a position to avoid some of the hard lessons that junior litigators typically face
- ramp up your writing skills—a critical tool for all lawyers
- know what judges want to see from counsel, so you can be more effective in court
- understand what you need to do to become a better advocate

Join us and build a strong litigation foundation today!

**Early Bird** (Regular price after April 5, 2019)

**WEBINAR \$489** (\$549)

**IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1617](http://cle.bc.ca/1617)



For complete information, follow the web links beside this symbol.



### Multi-Party Litigation 2019

**DATE** Friday, June 21, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver Location TBA  
or attend via webinar

*The more the messier... Learn how to best manage multi-party actions!*

**Who should attend:** Plaintiff and defence litigation counsel of all levels.

**Learning level:** Intermediate

**Law Society of BC CPD Hours:** 6 hours  
(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chair

Michael Parrish — Fasken Martineau DuMoulin LLP, Vancouver

Multi-party litigation, and related multi-action litigation, often presents procedural, substantive, and strategic challenges that do not exist in two-party actions. At this course, you will examine key issues in these complex types of litigation and learn tested solutions and strategies to help you better navigate and manage multi-party and multi-action proceedings. This intensive one-day program will canvass the following subjects: pleadings and parties, third party claims, party and judicial case management, indemnity and insurance issues, multi-party causation and fault, mediation and settlement. Presentations will include advice from the bench and experienced counsel.

Join us and learn how to better manage and litigate your complex cases.

**Early Bird** (Regular price after May 24, 2019)

**WEBINAR \$489** (\$549)

**IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1635](http://cle.bc.ca/1635)

### Personal Injury Conference 2019

**DATE** Friday, June 14, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver Location TBA  
or attend via webinar

*Your annual review of case law and select topics shaping personal injury practice*

**Who should attend:** Counsel who practice personal injury litigation, both plaintiff and defence. Also of interest to PI paralegals and senior legal support staff.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6 hours  
(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chairs

Karen E. Jamieson — Murray Jamieson, Vancouver  
James D. Vilvang, QC — Richards Buell Sutton LLP, Vancouver

Will you be handling a personal injury file in the next 12 months? If your answer is “yes,” then this annual CLEBC conference is a must-attend event. Start the day with our ever popular and valuable case law update, which will quickly bring you up to speed on a full year’s developments affecting personal injury litigation. Following this strong opening, experienced faculty will take you through hot topics of importance in personal injury, curated by veteran conference chair James D. Vilvang, QC. You will learn about the recent changes at ICBC, how to deal with the Civil Resolution Tribunal, how changes to Part 7 will affect your practice, and more. You will feel knowledgeable and prepared for the new personal injury practice regime.

**Early Bird** (Regular price after May 17, 2019)

**WEBINAR \$489** (\$549)

**IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1636](http://cle.bc.ca/1636)



**NEW**

## Securities Litigation 2019

**DATE** Friday, May 24, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver Location TBA  
or attend via webinar

*The key civil, criminal, and regulatory issues!*

### Who should attend:

- litigation counsel seeking a comprehensive review and update on both procedural and substantive issues of importance in the civil, criminal, and regulatory spheres comprising the area of securities litigation
- regulators, in-house and general counsel, Ultimate Designated Persons, Chief Compliance Officers, compliance personnel, and other risk managers with securities dealers and other market participants
- directors and officers of public and private companies and investment and mutual fund advisors who want to better understand the current securities regulatory enforcement paradigm.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

### Course Chair

Abbas Sabur – *Shapray Cramer Fitterman Lamer LLP, Vancouver*

### Course Co-chair

Sean K. Boyle – *Blake, Cassels & Graydon LLP, Vancouver*

Not sure how to navigate the complex web of civil, criminal, and regulatory issues that arise in securities litigation? Benefit from the diverse perspectives of senior counsel from the private bar, Crown Counsel, regulatory agencies, and industry professionals who will be speaking at this course. Experienced faculty will provide you with practice management and case handling advice from all angles, so that you can deal with proceedings in any securities litigation forum. In addition, you will receive procedural and substantive legal updates to ensure you stay current with the latest changes in securities law and policy.

**Early Bird** (Regular price after April 29, 2019)

**WEBINAR \$489** (\$549)

**IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1604](http://cle.bc.ca/1604)

## Women Thriving in Law

**DATE** Thursday, May 9, 2019  
**TIME** 8:30 am – 4:00 pm  
**VENUE** Vancouver location TBA or via live broadcasts in Kelowna, Kamloops, and Victoria

### *Build the career AND life you want*

What would it look like if you could practise law and also live the life that you dream of? Departing from traditional women in law events focused on climbing the legal industry ladder, this conference asks you to re-examine your definition of success and start thinking about what it means for you to thrive. This unique event includes inspirational personal stories from women who are thriving in their legal careers, instructive presentations to teach the skills you need to thrive in law, and interactive workshops so you can apply those skills to your own practice to conquer the most challenging aspects of being a woman lawyer. You will walk away with a personal workbook with concrete steps on how to start creating a career and life that works for you, as well as having the opportunity to network with other like-minded lawyers.

After taking this course, you will be able to:

- create a strategic plan for your career and life
- identify your strengths and have the confidence to ask for what you need, when you need it
- learn strategies for keeping your priorities moving forward even in the busiest of times
- deal with bad behaviours encountered in legal practice
- build and maintain your energy levels to get you through the day-to-day grind
- develop strategies for enhancing your resilience

Join us today!

**Who should attend:** Women who want to develop the skills and tools to thrive in their legal practice.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6.5 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

### Course Chairs

Jennifer Marles – *Oyen Wiggs Green & Mutala LLP, Vancouver*  
Allison Wolf – *Shift Works Strategic Inc., Vancouver*

We encourage you to join us in Vancouver, but if you are unable to, we are setting up satellite locations with facilitators for groups to view a live broadcast of the conference in Kelowna, Kamloops, and Victoria.

If you are unable to attend at any of these locations, please contact Customer Service for more information.

If you are interested in hosting a satellite location for a group of five or more lawyers in an area outside of Vancouver, Kamloops, Kelowna, and Victoria, please contact Genevieve Chang ([gchang@cle.bc.ca](mailto:gchang@cle.bc.ca)) for more information.

**Early Bird** (Regular price after April 11, 2019)

**IN-PERSON\* \$619** (\$679)

Victoria, Kelowna, and Kamloops live broadcasts:

**IN-PERSON\* \$489** (\$549)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1640](http://cle.bc.ca/1640)





# CLE Summer Series **REBROADCASTS July 19 to August 1, 2019**

**Why wait until the end of the year to complete your CPD requirements?**

Summer is coming, and whether you'll be in the office or on vacation, things are generally slower at this time of year. Take advantage of the lazy days of summer by completing your CPD requirements and learning at a more leisurely pace. We will be rebroadcasting webinars of some of our most popular recent courses over a two-week period. Interact in real-time from the convenience of your home or office.



## *Did You Know?*

Did you know that CLE-TVs, Webinars, and Rebroadcasts are interactive via our text chat function? Participate from the comfort of your office or home.

## **F**riday July 19

### **FULL-DAY COURSES**

- Employment Law Conference 2019 - Day #1
- Creditors' Remedies 2019
- Hot Topics in Family Law Part II: Good Lawyering for Bad Parenting
- Trusts in the 21st Century: Surviving in a Sea of Change

### **SHORT PROGRAMS**

- Top Ten Technology Issues for Business Lawyers
- Employment Law Issues for Tech Companies
- Privacy and Cyber Security Issues
- Cannabis and Intellectual Property Issues
- Legal Topics Arising From Emerging Technologies
- Canada's New Trademarks Act

## **M**onday July 22

### **FULL-DAY COURSES**

- Employment Law Conference 2019 - Day #2
- Legal Research 2019
- Family Law Basics for Paralegals and Legal Support Staff
- Family Law Basics for Paralegals and Legal Support Staff
- Use of Financial Statements for Legal Professionals

### **SHORT PROGRAMS**

- Solicitors' Legal Opinions
- Corporate Procedures 2019 (I): S.85 Rollovers
- Corporate Procedures 2019 (II): S.86 Reorganization
- Corporate Procedures 2019 (III): S.51 Reorganization

## **T**uesday July 23

### **FULL-DAY COURSES**

- Discovery Practice 2019
- Family Law Provincial Court Practice
- Tax Fundamentals for the Estate Practitioner
- Subdivision Regulation and Discretion

### **SHORT PROGRAM**

- CLE-TV: Advanced Securities 2019 Series

## **W**ednesday July 24

### **FULL-DAY COURSES**

- Anti-Money Laundering 2019
- A Deeper Dive: The Intersection of Family Law and Psychology 2019 - Day #1
- Basics of Wills and Estate Planning 2019 - Day #1
- Securities Litigation 2019
- Commercial Leasing 2019: The Life of a Lease

## **T**hursday July 25

### **FULL-DAY COURSES**

- Civil Resolution Tribunal and Personal Injury Practice 2019
- A Deeper Dive: The Intersection of Family Law and Psychology 2019 - Day #2
- Basics of Wills and Estate Planning 2019 - Day #2
- Tax Issues for Commercial Practitioners 2019
- Advanced Conveyancing Topics for Paralegals and Legal Support Staff



 [cle.bc.ca/summer2019](http://cle.bc.ca/summer2019) *Join us online!*

### CLE Summer Series REBROADCASTS

 July 19 to August 1, 2019

For complete course information, including pricing and CPD hours, please visit [cle.bc.ca/summer2019](http://cle.bc.ca/summer2019)

### Friday July 26

#### FULL-DAY COURSES

Employment Law Conference 2019 - Day #1

Hot Topics in Family Law Part II: Good Lawyering for Bad Parenting

Trusts in the 21st Century: Surviving in a Sea of Change

#### SHORT PROGRAMS

CLE-TV: Increasing Productivity Through Happiness

CLE-TV: Labour Relations Code Review Panel Recommendations

Top Ten Technology Issues for Business Lawyers

Employment Law Issues for Tech Companies

Privacy and Cyber Security Issues

Cannabis and Intellectual Property Issues

Legal Topics Arising From Emerging Technologies

Canada's New Trademarks Act

### Monday July 29

#### FULL-DAY COURSES

Employment Law Conference 2019 - Day #2

Family Law Basics for Paralegals and Legal Support Staff

Use of Financial Statements for Legal Professionals 2019

#### Short Programs

Solicitors' Legal Opinions Corporate Procedures 2019 (I): S.85 Rollovers

Corporate Procedures 2019 (II): S.86 Reorganization

Corporate Procedures 2019 (III): S.51 Reorganization

### Tuesday July 30

#### FULL-DAY COURSES

How to Be a Great Litigation Junior 2019

Family Law Provincial Court Practice

Tax Fundamentals for the Estate Practitioner

Subdivision Regulation and Discretion 2019

#### SHORT PROGRAM

CLE-TV: Advanced Securities 2019 Series

### Wednesday July 31

#### FULL-DAY COURSES

Personal Injury Conference 2019

A Deeper Dive: The Intersection of Family Law and Psychology 2019 - Day #1

Basics of Wills and Estate Planning 2019 - Day #1

Securities Litigation 2019

Commercial Leasing 2019: The Life of a Lease

### Thursday August 1

#### FULL-DAY COURSES

Multi-Party Litigation 2019

A Deeper Dive: The Intersection of Family Law and Psychology 2019 - Day #2

Basics of Wills and Estate Planning 2019 - Day #2

Tax Issues for Commercial Practitioners 2019

Advanced Conveyancing Topics for Paralegals and Legal Support Staff

### LSBC CPD Hours

#### Two-Day Course

12 hours of CPD, 2 hours of which involve professional responsibility and ethics, client care and relations, and/or practice management.

#### One-Day Course

6 hours of CPD, 1 hour of which involve professional responsibility and ethics, client care and relations, and/or practice management.

#### CLE-TV and Short Programs

Please see each individual course for CPD hours and whether such CPD hours involve professional responsibility and ethics, client care and relations, and/or practice management.

### Pricing\*

Two-Day Course \$879

One-Day Course \$489

CLE-TV and Short Programs \$89 - \$269

*\*Early Bird prices. Register by June 21, 2019.*

### Course Materials

Course materials will consist of the original set of materials for each respective course. Course materials are available in electronic form only.



## REAL ESTATE LAW

### Advanced Conveyancing Topics for Paralegals and Legal Support Staff

**DATE** Thursday, June 13, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver location TBA  
or attend via webinar

*It's more than just a "title"—sharpen your skills so you can recognize and deal with the exceptions!*

**Who should attend:** Experienced conveyancing professionals including paralegals, legal assistants, and other legal support staff; the course may also be of interest to lawyers practicing in the area of residential conveyancing and to real estate agents.

**Learning level:** Intermediate

**Law Society of BC CPD Hours:** 6 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chair

Dick H. K. Chan – *Spagnuolo & Company Real Estate Lawyers, Coquitlam*

Conveyancing is like the English language—there is an exception to every rule. Keeping knowledgeable in your busy practice will make you an invaluable asset to your firm. In this course, our senior faculty will focus on a variety of advanced issues faced by conveyancers every day including Property Transfer Tax, unusual closings and many more hot topics. A senior conveyancer will be on hand to answer any questions and comment on her experience with many of the topics that will be discussed throughout the day.

**Early Bird** (Regular price after May 16, 2019)

 **WEBINAR \$369** (\$409)  
 **IN-PERSON\* \$479** (\$529)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

 [cle.bc.ca/1646](http://cle.bc.ca/1646)

### Subdivision Regulation and Discretion 2019

**DATE** Thursday, May 30, 2019  
**TIME** 9:00 am – 4:30 pm  
**VENUE** Vancouver location TBA  
or attend via webinar

*A complete picture of a complex process*

**Who should attend:** Lawyers who practise municipal law, administrative law, and real estate. This may also be of interest to construction lawyers, developers, urban planners, local government officers, and notaries public.

**Learning level:** Intermediate

**Law Society of BC CPD Hours:** 6.5 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chair

Raymond E. Young, QC – *Local Government and Planning Law Chambers, Vancouver*

Subdivision is a complex process that requires special expertise and involves many overlapping areas of law, including municipal, administrative, and real estate. Benefit from the perspective of local government lawyers as they guide you through the procedures, bylaws, and agreements involved. You will also hear from an approving officer to get his perspective on challenges throughout the process.

**Early Bird** (Regular price after May 2, 2019)

 **WEBINAR \$489** (\$549)  
 **IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

 [cle.bc.ca/1632](http://cle.bc.ca/1632)

### Commercial Leasing 2019: The Life of a Lease

**DATE** Friday, May 31, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver location TBA  
or attend via webinar

*Your commercial leasing roadmap*

**Who should attend:** Commercial real estate lawyers and those who advise clients on commercial leases on an occasional basis.

**Learning level:** Intermediate

**Law Society of BC CPD Hours:** 6 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chairs

H. Scott MacDonald – *Richards Buell Sutton LLP, Vancouver*  
D. Ross McGowan – *Borden Ladner Gervais LLP, Vancouver*

Need a solid framework for helping your clients through commercial leasing situations? This is your guided tour through the life of a commercial lease. At this course, seasoned solicitors and litigators will lead you through the complexities of practice in this area, providing practical guidance on commonly encountered scenarios every step of the way. You will learn how to negotiate a lease, how to live with the results, and how to handle all the things that can happen at termination. This course will also cover hot topics and burning practice issues. You will leave as counsel confident in commercial leasing.

**Early Bird** (Regular price after May 3, 2019)

 **WEBINAR \$489** (\$549)  
 **IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

 [cle.bc.ca/1633](http://cle.bc.ca/1633)





## SKILLS AND PRACTICE MANAGEMENT

### Dealing With High Conflict Personalities

**DATES** Thursday, May 2, 2019  
**TIME** 9:00 am – 4:30 pm  
**VENUE** Vancouver location TBA

*Simple strategies for resolving high conflict situations with high conflict people*

**Who should attend:** Lawyers, mediators, this course may also be of interest to paralegals and legal support staff.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6.5 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Instructor

Michael J. Lomax – *Michael Lomax Law Corporation, Victoria*

Have you noticed more people engaging in “high conflict” behaviour these days? Someone yelling at a receptionist? A colleague who often gets into arguments and doesn’t take responsibility for their actions? A client who files multiple complaints over a miscommunication?

These types of behaviours are increasingly common, and as a legal professional, it is more important than ever to be able to manage individuals with high conflict personalities who repeat patterns of high conflict behaviours.

At this one-day workshop, you will learn the theory of high conflict behaviour, and explore skills and techniques to manage high conflict disputes. You will draw from your own experiences, refine your existing skillset, and practice new strategies, so that you can leave this course with insight and confidence when dealing with high conflict behaviour.

Join us and learn how to effectively clear up conflict today!

**Early Bird** (Regular price after April 4, 2019)

**IN-PERSON \$629** (\$699)

Registration includes an electronic copy of the reference materials.

[cle.bc.ca/1629](http://cle.bc.ca/1629)



For complete information, follow the web links beside this symbol.

### The Powerful Performance: Effective Advocacy Skills for Lawyers

**DATES** Thursday, May 23, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** CLEBC Boardroom, 500 - 1155 West Pender Street, Vancouver

*A practical workshop to perfect your persuasiveness*

**Who should attend:** All lawyers who want to increase their effectiveness: from those newly called who want to improve their confidence and self-possession to seasoned practitioners who want to enhance their skill set.

**Learning level:** All levels

**Law Society of BC CPD Hours:** 6 hours  
*(If you attend the course plus the optional lunch session, you will obtain a minimum of 1 hour of professional responsibility and ethics, client care and relations, and/or practice management for a total of 7 CPD hours.)*

#### Course Instructor

Kerry Sandomirsky – *Touchstone Theater, Vancouver*

Designed to teach lawyers how to be more natural, believable, and self-possessed as well as to implement simple, concrete techniques that will maximize your performance at trial, in mediation, at arbitration, and in any legal argument. These skills will enable you to take your case beyond the traditional approach to trial advocacy and give you the critical persuasive edge. You will learn by doing as each participant will be given the opportunity to make a presentation and receive one-on-one feedback and helpful techniques for improving. By the end of the session, you will possess the skills to make you a better lawyer – a lawyer who will win more arguments by making a positive connection with clients, jurors, and judges!

After taking this course you will be able to:

- use confidence to combat nerves and increase your presence in the room
- use your voice with more power and sophistication
- shape your presentations into commanding and engaging performances
- engage in authentic and persuasive contact with your audience in any work setting

**Early Bird** (Regular price after April 25, 2019)

**IN-PERSON\* \$699** (\$769)

Registration includes a printed copy of the workshop materials. Materials will not be distributed electronically. \*Lunch is included.

[cle.bc.ca/1574](http://cle.bc.ca/1574)



### Payment Options

Your ability to access our resources is important to us. Call our friendly Customer Service team today at 604.893.2121 or 1.800.663.0437 to learn more about the following payment options:

#### Easy Pay Plan and Bursary

Want to make a purchase today, but prefer a payment plan? Ask about our Easy Pay Plan.

Unable to attend a course without help from CLEBC? Ask about our Bursary Program, where you can apply for a discount on registration fees for up to three courses per calendar year.

### More ways to save

#### Early Bird discount

Register for a course before the Early Bird deadline and save on your registration fee.

#### Plus-one pricing

Gather your colleagues around a computer, or in a boardroom to save on webinars and rebroadcasts. Groups pay full price for the main registrant + \$179 for a one-day course and \$319 for a two-day course for each additional viewer (if your group includes a student, the first registration must be at the full rate if a lawyer is participating).

#### Articled student pricing

Articled student pricing is available for webinar and in-person registration. Visit [store.cle.bc.ca](http://store.cle.bc.ca) and view individual courses for details.



## WELLNESS

### CLE-TV: Increasing Productivity Through Happiness

**DATE** Tuesday, May 14, 2019  
**TIME** 12:00 pm – 1:00 pm via webinar

*The business case for happiness in law*

**Who should attend:** All lawyers

**Learning level:** All levels

**Law Society of BC CPD Hours:** 1 hour  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chair

Derek C. LaCroix, QC – *Executive Director, Lawyers Assistance Program of BC, Vancouver*

Being happier = getting more work done? Yes! Recent research shows that increasing the level of happiness in your life can dramatically improve your overall efficiency and productivity at work. However, many lawyers live in perpetual “I’ll be happy when…” or overemphasize the impact of life circumstances on their happiness (despite the fact that life circumstances only account for 10% of the variance in happiness). Others are confused by what needs to change, or what they can do to increase happiness in life. In this one-hour lunchtime workshop, you will look at happiness myths and research-based evidence on what steps you can take to effectively increase your happiness, and therefore your productivity.

CLEBC is proud to support wellness initiatives in the legal community. We are delighted to be able to offer this wellness webinar for \$29 as a partnership with the Lawyers Assistance Program of BC.

**WEBINAR \$29**

[cle.bc.ca/1644](http://cle.bc.ca/1644)



## WILLS, ESTATES, AND TRUSTS

### Basics of Wills and Estate Planning 2019

**DATES** Thursday and Friday,  
**June 20 and 21, 2019**  
**TIME** 9:00 am – 4:00 pm (both days)  
**VENUE** Vancouver location TBA  
or attend via webinar

*Everything you need to know to launch your wills and estates career*

**Who should attend:** Those new to the practice of wills, estates and trusts including newly called lawyers, and more experienced lawyers wanting to develop a practice in this area. This course may also be of interest to those who want a refresher.

**Learning level:** Fundamental

**Law Society of BC CPD Hours:** 12 hours  
*(a minimum of 2 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chair

James D. Baird – *Boughton Law Corporation, Vancouver*

Want to develop a successful wills and estates practice, but unsure of where to start? This course will provide you with the fundamental building blocks by teaching you how to draft a will, how to create a basic estate plan, and how to incorporate a will into an estate plan. From interviewing clients and taking instructions, to analyzing the components of an estate plan, to focusing on key will drafting considerations, this course has it covered! Experienced practitioners will provide you with valuable insights and helpful practice tips for every step. You will leave with essential information to move forward with your wills and estates files.

Join us and be prepared for practice!

**Early Bird** (Regular price after May 23, 2019)

**WEBINAR \$889** (\$989)

**IN-PERSON\* \$1,129** (\$1,239)

Registration includes an electronic copy of the reference materials. \*Lunch is included both days.

[cle.bc.ca/1638](http://cle.bc.ca/1638)

### Tax Fundamentals for the Estate Practitioner

**DATE** Friday, May 10, 2019  
**TIME** 9:00 am – 4:00 pm  
**VENUE** Vancouver location TBA  
or attend via webinar

*Tackling taxes: an essential element of estate practice success*

**Who should attend:** Lawyers who practice in the area of estate planning and estate administration.

**Learning level:** Intermediate/Advanced

**Law Society of BC CPD Hours:** 6 hours  
*(a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)*

#### Course Chairs

Kate S. Marples – *Legacy Tax + Trust Lawyers, Vancouver*

Genevieve N. Taylor – *Legacy Tax + Trust Lawyers, Vancouver*

Whether you are assisting a client with estate planning or advising an executor of his or her duties in an estate administration, you will come face to face with a multitude of tax issues. To properly advise clients, it is important to have a fundamental understanding of the basic tax rules integral to your practice area.

This course will analyze common scenarios that estate practitioners face, and the tax issues that arise. You will learn about basic tax exemptions, the attribution rules, taxation of estates, charitable giving, and much more!

With this basic framework, you will be equipped to identify and warn your clients of potential issues and know when it is time to seek expert advice.

Join us and build a solid foundation today!

**Early Bird** (Regular price after April 12, 2019)

**WEBINAR \$489** (\$549)

**IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

[cle.bc.ca/1639](http://cle.bc.ca/1639)



For complete information, follow the web links beside this symbol.



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# In the Spotlight... Ryan Black

This month's spotlight is on long-time CLEBC contributor Ryan Black of McMillan LLP. Ryan practises technology-related business law, and is a member of McMillan's Technology, Intellectual Property, and Privacy group.



## We appreciate our volunteer contributors.

CLEBC truly appreciates all of our volunteer contributors who devote their valuable time, expertise, and commitment to the successful development of continuing legal education resources in our province.

Here, with our "In the Spotlight" series, we share a glimpse of what our contributors are up to, what inspires them in their daily practice, and their interests outside of the law.

## They give, we learn, and the benefits are immeasurable.

### How did you first get involved with CLEBC?

Certainly as a course attendee, where I slowly overcame my imposter syndrome and realized that I had something to contribute as well. The humanizing/connection aspect of CLEBC courses, whether online or in person, really helped me talk to senior practitioners who had a lot to teach (and they would tell me, a lot to learn!) and gain the confidence to contribute back.

### What are you currently working on (or have most recently worked on) with CLEBC?

#TechLaw 2019! A five-part series where we'll tackle everything from the top tech issues for business lawyers, to cannabis and IP, to the latest and greatest technologies like AI, autonomous devices, and blockchain.

### Before becoming a lawyer, you were a software and web developer. What inspired your transition?

Ironically, I didn't want to sit in front of a computer screen programming all day as a coder, so I became a solicitor banging out documents in front of a computer screen for a large part of my career. In all seriousness, I recognized that the things I learned as a coder (logical thinking, error trapping, recursive efficiency, etc.) could also be valuable to my real passions of business, economic development, and entrepreneurialism. While getting my B.Com degree, I took some business law courses where I realized those same processes would be critical to proper contract drafting, and the rest is history.

### What are some similarities and differences between working as a developer and working as a lawyer?

As I alluded to, a lot of what I do as a solicitor or negotiator, I view as similar to what I did as a coder. When coding software, you're trying to (usually) take inputs, run them through some logic, and end up at desired outputs. Along the way, you have to figure out what might go wrong with the inputs, what assumptions you're making that might turn out untrue, what might change in the environment... all in a goal to make sure that you still end up with the desired outputs. If that sounds familiar, it's because it should be! That's really what lawyers do when drafting and negotiating contracts. To really put it in nerd-speak, most contracts are really just a set of instructions (with the business and legal environment as the operating system, operating through the people that run them, through which those instructions will be interpreted and executed) that should logically and functionally execute properly and efficiently when tested against any inputs or changes in conditions.

### What are the rewards and challenges of your practice?

Number one reward: I feel very privileged to be in a profession filled with so many bright minds, both at my firm but also in the broader community. I've learned so much working opposite to and on the same side as excellent lawyers and judges. I am almost always able to take away something learned and new. Law is so much about experience that it's critical to success. In terms of challenges, mixing professional responsibility with the realities of a service business would top my list. We have to make sure we're always adding value when we're being paid by a client to do something, but it can sometimes be difficult to communicate what is the nature of that value while discharging our professional responsibilities to give reasoned, thoughtful advice.

### What key trends are you seeing in technology law?

The major key trend is that increasingly I'm being called in to work on "regular" matters... I'd like to think that my and others' efforts have been successful in disabusing anyone of the notion that technology issues won't play a role in a business or contract. Whether it's a forestry contract, an employment contract, an IT implementation contract, a strategic partnership agreement, or pretty much anything I can think of, there will be technology issues that emerge. Everyone's going to have to know enough about technology to be competent in their respective industries (for example, please remove "facsimile" from your notice and counterparts provision unless you're in a very specific industry), and to recognize when it's time to bring in a pro for technology issues (in the same way we do for tax, competition, securities, etc.). Also, there seems to be a perception in the business community that when you're doing something new or new-sounding, the old laws and rules don't apply, when in fact it's the exact opposite. Any new technology must be viewed through the lens of existing laws and rules, meaning that good lawyers need to identify an issue as a technology-related legal issue for their clients.

### In addition to practising law, you also sit on McMillan's Information Security Governance Committee, as Chief Technology Partner. How do you think technology is impacting the business of law and the legal industry?

We're more productive to, and interconnected with, each other and our clients than we ever have been before. With that great power to do amazing work comes some great responsibility too. Human beings have an unprecedented ability to affect other human beings, and the barrier between our individual consciousness/brain and others' is rapidly deteriorating. It's amazing that as a lawyer, I can work almost as efficiently from a beach in Maui or outside working hours as I can in the office, and that my clients can tweet or IM me at all hours and vice



## WILLS, ESTATES, AND TRUSTS

versa; but, this also means I need to be conscious of the fact that I can add stress (to myself or others) from a beach in Maui or late at night. “Work-life balance” has taken on a lot of baggage over the years, but the kernel of truth that we need to consciously focus on both sides of our life (being responsible professionals as well as good human beings) will always be true.

### For lawyers less well-versed in technology and who want to improve their understanding, what resources would you suggest?

The podcast the Skeptics’ Guide to the Universe and Dr. Steven Novella’s amazing book of the same name (contributed to by his fellow podcast rogues, as they call themselves) would be the best place to start, because I think being able to separate fact from fiction when dealing with technology (or pretty much any issue) is critical to better ingesting. Unlike what our intuition might be, humanity is getting better every single year on almost every observable metric of behaviour. We just need to act upon those improvements instead of our tendency to fall back on fear, flight or fight. Technology is a big part of what is making us all connect as human beings, so understanding it in a fact-based (and skeptical) way is critical to using it to improving our lives.

### Other than law, what are you passionate about?

If it hasn’t come through already, I’m a massive nerd, so it shouldn’t surprise anyone that gaming (video game and tabletop), comics, and movies would rank highly for me. I’d also probably be reading about, writing about, or discussing technology and intellectual property whether or not I was paid to do so. I love playing and watching basketball (go LA Lakers!), being around my inspiring spouse (Yolanda), and feeling like a kid with my twin brother Tyler (and no, I can’t read his mind).

### Trusts in the 21st Century: Surviving in a Sea of Change

**DATES** Friday, April 26, 2019  
**TIME** 9:00 am – 4:30 pm  
**VENUE** Vancouver location TBA or attend via webinar

*How to use the time-tested tool of trusts in today’s world of financial transparency*

**Who should attend:** Lawyers practicing in the area of wills, estates and trusts. This course may also be of interest to accountants, financial advisors, trust officers, wealth management specialists, and other estate planning professionals.

**Learning level:** Intermediate/Advanced

**Law Society of BC CPD Hours:** 6.5 hours (a minimum of 1 hour will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

#### Course Chair

Fiona Hunter – *Horne Coupur, Vancouver*

Trusts have been an effective estate planning tool for centuries. With recent changes in federal tax rules and further proposed changes at both the federal and provincial level, advising on the utility and administration of trusts has become more complicated.

Learn what has changed and will likely change in the trust landscape, and how to navigate the changes to ensure that trusts continue as an effective tool for your clients.

At this course, seasoned practitioners will share their approach to addressing the recent changes, what to expect with coming transparency rules, and what still works when considering a trust plan. You will learn best practices for trust drafting and trust implementation to equip you for advising clients in this complex area.

**Early Bird** (Regular price after March 29, 2019)

 **WEBINAR \$489** (\$549)

 **IN-PERSON\* \$619** (\$679)

Registration includes an electronic copy of the reference materials. \*Lunch is included.

 [cle.bc.ca/1609](http://cle.bc.ca/1609)

### Wills Drafting Workshop in the Context of Estate Planning

**COURSE FULL**

**DATES** Thursday and Friday, April 4 and 5, 2019  
**TIME** 9:00 am – 4:00 pm (both days)  
**VENUE** Vancouver location TBA

*Learn to reduce claims and complaints in your wills practice!*

**Who should attend:** Junior or intermediate lawyers practicing in the area of wills, estates, and trusts, and senior paralegals and designated paralegals; the course may also be of interest to experienced practitioners looking for a refresher.

**Learning level:** Fundamental/Intermediate

**Law Society of BC CPD Hours:** 12 hours (a minimum of 2 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

There are two dangerous myths in wills practice: 1) that anyone can draft an effective will; and 2) that there is such a thing as a “simple will.” Ensure you avoid the pitfalls that come along with these myths by learning an effective, systematic process for serving wills clients. Over two days, workshop leaders will take you step by step from the client interview through to drafting the will, identifying tips for avoiding claims and complaints along the way. You will gain confidence in pinpointing key issues, understanding where a will fits into an estate plan, and recognizing broader estate planning concerns when drafting a will.

After this workshop you will:

- recognize difficult or unusual problems relating to wills drafting
- learn about appropriate solutions to resolve these errors and problems
- avoid pitfalls that cause the majority of complaints
- receive a tab-indexed binder of documents, checklists, and other practical background materials
- benefit from the wisdom and experience of your workshop leaders and peers

Join us and improve your wills practice procedures today.

 **IN-PERSON\* \$1,129** (\$1,239)

Registration includes an electronic copy of the workshop materials. \*Lunch is included both days.

 [cle.bc.ca/1606](http://cle.bc.ca/1606)

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The following case is an extract from our Case Digest Connection (CDC). Each digest in our CDC service summarizes reasons for judgment, links to full text of cases, and identifies significant cases relied on, names of counsel, and names of experts. Your subscription to CDC includes weekly or monthly emails alerting you to the most recently digested BC cases in your practice area of interest and access to all archived digests since 1996.

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**CLE # 68595**

**R. v. Scofield, 2019 BCCA 3**

Following the accused's guilty pleas to two counts of sexual interference, the sentencing judge declared the one-year mandatory minimum sentence in s. 151(a) of the Criminal Code unconstitutional, and imposed a 6-month conditional sentence order (CSO), taking into account the accused's cognitive impairment which reduced his moral culpability. On Crown appeal, the court upheld the finding that the one-year mandatory minimum sentence was unconstitutional, but found that the judge erred in treating the lack of violence and de facto consent as mitigating factors. The majority found a one-year CSO would meet sentencing objectives in the circumstances.

The accused first offender, age 22, was significantly cognitively impaired. He was charged on a six-count indictment with sexual interference, invitation to sexual touching, and sexual assault with respect to two 15-year-old girls. He pleaded guilty to two counts of sexual interference. The sentencing judge first declared that the mandatory one-year prison minimum sentence in s. 151(a) of the Criminal Code violated s. 12 of the Charter and was unconstitutional, and imposed a six-month CSO in light of the accused's circumstances. The Crown appealed the declaration of unconstitutionality and the sentence. A majority of the court allowed the appeal in part, and imposed a one-year CSO. The judge's reference to the lack of violence, threats and manipulation, and de facto consent as mitigating factors was an error in principle. None were mitigating factors; rather, each was the absence of an otherwise aggravating factor, and thus did not provide a basis on which to reduce a sentence from what was otherwise appropriate. However, the sentencing judge did not make any errors in his assessment of the evidence in regard to the accused's cognitive impairment, its relationship to his offending conduct, and to his moral understanding of the offending conduct. Personal circumstances of the offender are considered separately from the seriousness of the offence to determine a proportionate

sentence. Here, the judge's error in principle primarily affected the length of the CSO rather than whether to impose one. More significant factors in his decision to impose a CSO were his assessment of the accused's moral culpability, the harm prison would cause him, the lack of a need for specific deterrence, and his view that the principles of deterrence and denunciation could be met by a CSO. He did not err in concluding that a CSO would be fit in this case. Though conditional sentences will rarely satisfy the primary sentencing objectives of deterrence and denunciation in cases involving sexual touching of vulnerable children, this was one of the rare cases in which a CSO could satisfy the principles of sentencing. Considering all the relevant factors, a one-year CSO was a fit and proportionate sentence. The mandatory minimum sentence in s. 151(a) was unconstitutional and of no force or effect. Although these offences were extremely serious and would normally attract a term of imprisonment in excess of the one-year mandatory minimum, sending this accused to prison for one year, given his significant cognitive deficits, would outrage the standards of most informed Canadians and be cruel and unusual punishment. The dissenting judge found the judge overemphasized accused's disability in light of the seriousness of the offence, and would substitute a 16-month CSO.



## Courses Under Development

### Watch for the following courses!

Please note that these dates are tentative.

Once details have been finalized, you can find specific information about each course, including how to register, by visiting our online store and searching for the course by name or area of interest.

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### June 2019 and Beyond

Civil Litigation Basics for Legal Support Staff  
 20th Annual Winning Advocacy Skills Workshop  
 Introduction to Family Dispute Resolution  
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 Fundamentals of Mediation  
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 Bankruptcy and Insolvency 2019  
 Canadian Elder Law Conference 2019  
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*Save time and draft wills that your clients can understand*

#### Annual Review of Law & Practice 2019

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Our mandate is to meet the present and future educational needs of the legal profession in British Columbia. Our goal is to develop an ongoing long-term relationship with every lawyer in the province. Everyone on our staff is eager to hear your comments and suggestions on how we can accomplish this goal.





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