

the Spotlight

Spring 2018

IN THIS SPECIAL ISSUE

- ✓ Upcoming Courses
- ✓ "In the Spotlight" Contributor
- ✓ Summer Series Rebroadcasts
- ✓ 2018 Publications Catalogue

...and more

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Your guide to the essential resources for your practice!

IN THIS ISSUE

Website Refresh	3
Payment Options.....	11
CLE Summer Series 2018	10
CLEBC Truth and Reconciliation Action Plan.....	15
In the Spotlight...Kim Karras.....	16
Case Digest Connection.....	18
Publication Updates Coming Soon	19
Courses Under Development.....	19

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.**



For complete information,
follow the links beside this symbol.

UPCOMING COURSES

Business Law

Advanced Securities 2018.....	4
Financing the Tech Start Up	4
Use of Financial Statements for Legal Professionals.....	4
Commercial Litigation 2018	5
Drafting Business Acquisition Agreements	5
Privacy Update 2018.....	5
Corporate Procedures 2018 Series: Working with BC Societies	6

Cannabis Law

Cannabis Marijuana 2018.....	6
------------------------------	---

Employment Law

Employment Law Conference	7
---------------------------------	---

Family Law

Advanced Family Law For Paralegals	7
Child Protection Conference.....	7
Advanced Family Mediation – Dealing with Difficult Issues in Family Mediation	8
Family Violence Screening Training for Litigators and DR Professionals	8
Parenting Coordinator Training.....	8

Indigenous Law

Indigenous Laws Conference	9
----------------------------------	---

Litigation

Direct Examination 2018	9
The Powerful Performance: Effective Advocacy Skills for Lawyers	9
Expert Evidence 2018	12

Personal Injury

Personal Injury for Jr. Lawyers, Paralegals and Legal Support Staff 2018.....	12
Personal Injury Conference 2018	12

Real Estate Law

Real Estate Fundamentals.....	13
Conveyancing Basics for Legal Support Staff	13

Skills & Practice Management

Illumination of Implicit Bias.....	14
Wellness for Lawyers and Law Firms 2018	14
CLE-TV: Pay Down Debt or Invest Now?	14

Wills, Estates and Trusts

Estate Litigation Basics 2018.....	17
Wills and Estates Basics for Paralegals and Legal Support Staff.....	17
Planning for Health Care Decisions – Implications for Your Practice.....	17



What's new online

CLEBC Website Refresh

This spring, CLEBC is excited to launch our newly refreshed website and CLE Online platform. After gathering feedback from members of our BC legal community, we've made some significant changes to better serve you.

On the refreshed website, you will find some new changes and features, including:

- **improved design, interface, and navigation** – efficiently find the information you need
- **redesigned course calendar** – find courses relevant to your practice
- **updated publications directory** – search for publications quickly and easily
- **practice area pages** – see all CLEBC resources for your practice area in one place
- **contributor portal** – find information about and resources for volunteer contributors
- **Truth and Reconciliation portal** – learn about CLEBC's work in addressing the Truth and Reconciliation Commission's Calls to Action

Also, launching soon on our refreshed website will be our new CLEBC blog, where we look forward to providing posts containing free, practical content focused on substantive law and skills for BC legal professionals. Once a week, you can expect practical lists and specific tips for completing legal, case management, and client management tasks. Stay tuned over the next few weeks for more information.

At CLEBC, our goal is to meet your continuing legal education needs and to provide you with the best experience both online and offline. We hope you will enjoy our updated look and features. Please take some time to click around and don't forget to update your bookmarks!



New!

2018 Publications Catalogue

CLEBC is delighted to present our new 2018 Publications Catalogue.

You will find that the catalogue:

- contains information about CLEBC's 40+ publications in one place for your ease of reference
- is organized by practice area so you can easily find resources relevant to your practice
- features contributor profiles of some of CLEBC's valued publications authors and editorial board members

Pull out the Publications Catalogue from the centrefold today and keep it handy on your desk all year round!



BUSINESS LAW

Advanced Securities 2018

DATE Wednesday, April 18, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

Review a year of securities law changes in a day

Who should attend: Advanced securities practitioners.

Learning level: Advanced



Law Society of BC CPD Hours: 6 hours
(including a minimum of 1 hour pertaining to 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. This annual must-attend update is your efficient solution to learning about the year's latest legal changes all in one day. 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 with the ever-popular and valuable Case Law Update. You will leave this course confident and current.

Early Bird Prices (Register by March 21, 2018):

 **WEBINAR** \$479 | Articled Student \$229
 **IN-PERSON*** \$599 | Articled Student \$329

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

 cle.bc.ca/1499

Financing the Tech Start-up

DATE Wednesday, April 25, 2018
TIME 9:00 am – 4:35 pm
VENUE Vancouver location to be announced or attend via webinar

In-depth insight on tech industry investing

Who should attend: All those who advise or work with technology companies in BC and anyone who is starting or operating technology companies in BC.

Learning level: All levels



Law Society of BC CPD Hours: 6.5 hours
(including a minimum of 1 hour pertaining to professional responsibility and ethics, client care and relations, and/or practice management)

Course Chairs

Ally Bharmal – *Fasken Martineau DuMoulin LLP, Vancouver*
 Dayna M. Forsyth – *Irwin, White & Jennings, Vancouver*

You may be well-versed in general corporate financing, but are you confident in your knowledge of tech industry specific financing? Created in response to your Working with the Tech Start-up 2017 requests for finance-focused content, we are delighted to present our new Financing the Tech Start-up course. Unique in BC, this course will explore the complexities, the investment vehicles and investors available, the stages of financing, and the legal documents you will need to draft and negotiate in tech industry financing. You will increase your knowledge and effectiveness in serving the special business needs of your start-up clients.

Early Bird Prices (Register by March 28, 2018):

 **WEBINAR** \$479 | Articled Student \$229
 **IN-PERSON*** \$599 | Articled Student \$329

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

 cle.bc.ca/1500

Use of Financial Statements for Legal Professionals

DATE Tuesday, May 8, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced 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
(including a minimum of 1 hour pertaining to 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."

Early Bird Prices (Register by April 10, 2018):

 **WEBINAR** \$479 | Articled Student \$229
 **IN-PERSON*** \$599 | Articled Student \$329

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

 cle.bc.ca/1498



For complete information, follow the links beside this symbol.



Privacy Update 2018

DATE Thursday, May 31, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

The ABCs of privacy law: FOIPPA, PIPA, PIPEDA, CASL, GDPR, and more!

Who should attend: Lawyers or professionals in the area of business, employment, professional regulation, health, or civil litigation involved in privacy issues.

Learning level: All levels

Law Society of BC CPD Hours: 6 hours (including a minimum of 1 hour pertaining to professional responsibility and ethics, client care and relations, and/or practice management)



Course Chairs

Tamara Hunter — *DLA Piper (Canada) LLP, Vancouver*
 Sara Levine, QC — *Alliance Lex Corporation, Vancouver*

In the era of free-flowing information and data breaches, privacy law has received increasing attention worldwide. Keep up with the times at Privacy Update 2018.

This course will explore significant Canadian privacy law changes in the past five years including developments with BC privacy legislation along with the federal *Personal Information Protection and Electronic Documents Act* and Canada's Anti-Spam Legislation. You will also learn about the potential impact of the European Union's General Data Protection Regulation on your clients. Come away from this course prepared to tackle privacy law problems in the new age.

Early Bird Prices (Register by May 3, 2018):

 **WEBINAR** \$479 | Articled Student \$229
 **IN-PERSON*** \$599 | Articled Student \$329

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

 cle.bc.ca/1511

Commercial Litigation 2018

DATE Friday, June 22, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

Master the issues defining current commercial litigation practice!

Who should attend: Corporate commercial litigators.

Learning level: Intermediate

Law Society of BC CPD Hours: 6 hours (including a minimum of 1 hour pertaining to professional responsibility and ethics, client care and relations, and/or practice management)



Course Chair

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

If you are a commercial litigator, you will recognize that there are recurring substantive and procedural themes dominating your cases. You ignore these themes at your peril as they have the power to shape the outcomes that you attain for your client. This course will blend substantive law, remedies, procedure, and practice to create a package of knowledge and skills that you can apply to your files immediately. You will explore topics such as restitution, fraud, shareholder disputes, and abuse of process. If you take this course you WILL raise your level of practice!

We recommend that you have your copy of *British Columbia Business Disputes*. If you do not have the book, you may purchase a copy separately. Order the book at the same time as you register for the course and SAVE \$60 (contact Customer Service to order).

Early Bird Prices (Register by May 25, 2018):

 **WEBINAR** \$479 | Articled Student \$229
 **IN-PERSON*** \$599 | Articled Student \$329

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

 cle.bc.ca/1506

Drafting Business Acquisition Documents

DATE May/June 2018 (visit cle.bc.ca for most recent update)
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

The business acquisition precedents you need to close the deal!

Who should attend: Solicitors acting for purchasers and vendors in business acquisitions.

Learning level: Fundamental

Law Society of BC CPD Hours: 6 hours (including a minimum of 1 hour pertaining to professional responsibility and ethics, client care and relations, and/or practice management)



Course Chairs:

Peter H. Finley — *Fasken Martineau DuMoulin LLP, Vancouver*
 Geoffrey M. Sherrott — *Edwards, Kenny & Bray LLP, Vancouver*

Whether your transaction is an asset or share purchase, business acquisitions require immense amounts of drafting. Save yourself time and avoid common mistakes by walking through asset and share purchase agreements with the authors of CLEBC's *Buying and Selling a Business - Annotated Precedents*. You will receive short and long form agreement precedents from this valuable publication to help keep your deal organized and on track. Order the book when you register and SAVE \$60. Please contact Customer Service.

After taking this course, you will be able to:

- quickly draft acquisition documents that reflect current law and practice
- thoroughly understand the purpose of individual clauses and how to use them to serve your clients
- properly structure your client's deal and understand the most important negotiating points

 **WEBINAR** \$479 | Articled Student \$229
 **IN-PERSON*** \$599 | Articled Student \$329

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



BUSINESS LAW

CLE-TV: Corporate Procedures 2018 Series: Working with BC Societies

DATES Tuesday, April 17, Wednesday, May 16, and Wednesday, June 13, 2018 via webinar

Your step-by-step guide to corporate filings and record keeping under the BC Societies Act

Who should attend: Corporate paralegals and legal support staff, articling students and all those who advise, volunteer for, or work with charities or not-for-profits: specifically lawyers, directors and officers, executive directors, accountants, and trustees.

Learning level: Intermediate

Law Society of BC CPD Hours: 3.5 hours
(a minimum of .4 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

Do you need to incorporate, maintain or transition a BC society but don't know where to begin? With all of the steps involved, it is easy to become disoriented when performing corporate record keeping under the *BC Societies Act*. In this three-part series, experienced faculty will guide you through the preparation and filing of documents for common corporate procedures under the Act. You will receive checklists, tips, prescribed forms, and precedents for incorporating, maintaining, and transitioning a BC society.

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

The three-part Corporate Procedures 2018 Series: Working with BC Societies will include the following courses:

I. Incorporating and Organizing a Society

Tuesday, April 17, 2018, 12:00 pm – 1:00pm

Do you need to incorporate a new society in BC but don't know where to begin? In this course, you will learn about:

- naming a society
- considerations on drafting for future operations
- drafting the documents required to incorporate
- on-boarding and Societies Online
- organizing - matters to be considered and completed at your first Board meeting
- setting up your society for a successful first year of operation

 cle.bc.ca/1518



For complete information, follow the links beside this symbol.

II. Maintaining a Society

Wednesday, May 16, 2018, 12:00 pm - 1:00 pm

Do you need to maintain a BC society but don't know what needs to be done annually? In this course, you will learn about:

- holding an AGM or preparing consent resolutions in lieu
- financial disclosure and obligations
- senior managers - if you have any and why it matters
- ongoing maintenance of your society's record

 cle.bc.ca/1519

III. Applying to Transition an Existing Society Under the Societies Act

Wednesday, June 13, 2018, 12:00 pm – 1:30 pm

Societies incorporated in BC prior to November 28, 2016 have until November 28, 2018 to transition under the *BC Societies Act*. Do you need to transition a society but don't know where to begin? In this course, you will learn about:

- designation as a member funded society
- preparing your materials for transition
- altering your bylaws for transition
- filing on Societies Online on approval of your transition materials
- post-transition alteration

 cle.bc.ca/1520

Course Chair

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

Register for the entire series and SAVE, or choose the individual courses that make most sense for you! Those who register for the series may attend any or all of the rebroadcasts for FREE, giving you 2 opportunities to attend each course. Please contact Customer Service to confirm your spot at the rebroadcast.

Early Bird Price: (Register by April 16, 2018):



CLE-TV

Series \$209

1 hour course \$69 | 1.5 hour course \$109

Registration includes an electronic copy of the reference materials.

 cle.bc.ca/1521



CANNABIS LAW

Cannabis Marijuana 2018

DATES June 7 and 8, 2018 (to be confirmed; visit cle.bc.ca for most recent update)

VENUE Vancouver location to be announced or attend via webinar

Will you be ready for the impact of legalized cannabis marijuana on your practice?

The place of cannabis marijuana in the lives of Canadians will undergo a radical change with its legalization and entry into the mainstream. This transformation will affect Canada's legal landscape. The new status of cannabis will have profound implications in many areas of practice including criminal law, municipal law, health law, insurance law, employment law, and business law.

Under the guidance of John Conroy, QC, pre-eminent cannabis law counsel in Canada, we are pleased to offer you a series of half-day modules tailored to meet your specific needs.

- *Module 1* Cannabis Marijuana: Overview
- *Module 2* Cannabis and the Criminal Law
- *Module 3* Cannabis in the Workplace
- *Module 4* Cannabis and Business Regulation (Municipal)
- *Module 5* Health and Insurance Issues with Cannabis
- *Module 6* Cannabis Industry: Investment and Finance

We recommended all registrants take *Module 1* as it will provide:

- a briefing on cannabis marijuana basics (botany and pharmacology)
- the history of cannabis in Canada and globally
- a review of the 2016 Task Force on Cannabis Legalization and Regulation report
- understanding of how the decriminalization big picture interacts with the many subareas of legal practice

Modules 2-6 will present a deeper exploration of the impact of legalized cannabis in various practice areas.

Each module will provide a self-contained review of:

- *Cannabis Act* and regulations
- other relevant legislation
- identification of stakeholders and the role of regulators
- the substantive legal and process issues
- practice pointers to help you navigate this niche

A new world of cannabis is coming to Canada. Get ready with us today!



EMPLOYMENT LAW

Employment Law Conference 2018

DATE Thursday and Friday,
May 3 and 4, 2018
TIME 9:00 am – 4:00 pm (both days)
VENUE Vancouver location to be announced
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 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 – *Harris & Company LLP,
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 of BC continuing professional
development requirements for the year.

Early Bird Prices (Register by April 5, 2018):

WEBINAR \$849 | Articled Student \$419
 IN-PERSON* \$1,089 | Articled Student \$619

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

cle.bc.ca/1475



FAMILY LAW

Advanced Family Law For Paralegals

DATE Thursday April 12, 2018
TIME 9:00 am – 4:00 pm
VENUE Pan Pacific Hotel, 999 Canada Place,
Vancouver or attend via webinar

Who should attend: Paralegals and legal
support staff with at least 3 years of experience
in family law. This course may also be of interest
to junior lawyers or lawyers transitioning to
family practice.

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

Jeffery A. Rose, QC – *Vancouver*
Meghan J. Selinger – *Hamilton Fabbro Lawyers*

Don't miss this opportunity to learn from senior
lawyers, paralegals, and the judiciary practicing
in family law!

Early Bird Prices (Register by March 15, 2018):

WEBINAR \$359 | Student \$179
 IN-PERSON* \$469 | Student \$269

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

cle.bc.ca/1491

Child Protection Conference

DATE Friday, April 13, 2018
TIME 8:30 am – 9:30 am *optional one-hour
Child Protection Basics session*
9:30 am – 4:30 pm
VENUE Vancouver location to be announced
or attend via webinar

Exploring collaborative approaches

Who should attend: Lawyers practising family
law, parents' counsel, directors' counsel, and all
others involved in Child Protection work,
including social workers, child protection
mediators, members of Indigenous organizations,
front-line advocates, and law students.

Learning level: All levels

Law Society of BC CPD Hours: 6 hours
(including a minimum of 2 hours pertaining to
professional responsibility and ethics, client care
and relations, and/or practice management) or 7
hours if you also attend the optional one-hour *Child
Protection Basics session*

Course Chairs

Corinne P. Feenie – *Stewart Feenie, Vancouver*
Katrina Harry – *Parents Legal Centre, Legal
Services Society of BC, Vancouver*

Child protection can be a complex and difficult
area of practice. A completely unique offering in
BC, this conference highlights the recent focus on
collaborative approaches to child protection prac-
tice. Learn best practices from experienced
parents' and directors' counsel who understand
this challenging area of law and can show you
how to better serve your clients. Join us for an
early optional one-hour session on the basics of
Child Protection, which will give you the
grounding for analysis of more advanced issues
throughout the day. Features a view from the
bench session with Chief Judge Crabtree on the
new Child Protection initiative at the Aboriginal
Family Healing Court Conference.

After this course, you will be able to:

- understand and apply the basics of Child Protection practice
- integrate collaborative approaches
- get up to date with the latest case law

Early Bird Prices (Register by March 16, 2018):

WEBINAR \$479 | Articled Student \$229
 IN-PERSON* \$599 | Articled Student \$329

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

cle.bc.ca/1497





FAMILY LAW

Family Violence Screening Training for Litigators and DR Professionals

DATE Thursday and Friday, May 31 and June 1, 2018
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*.

Early Bird Price (Register by May 3, 2018):

 **IN-PERSON*** \$1,109

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

 cle.bc.ca/1508



For complete information, follow the links beside this symbol.

Parenting Coordinator Training

DATE Thursday, May 17, Friday, May 18, Wednesday, June 20, Thursday, June 21, and Friday, June 22, 2018
TIME 9:00 am – 5:00 pm (each day)
VENUE Vancouver location to be announced

5-Day Workshop

Who should attend: All those wishing to offer parenting coordination as part of their client services: family lawyers, mediators, arbitrators, parenting coordinators, and mental health and collaborative professionals.

Learning level: All levels

Law Society of BC CPD Hours: 40 hours
(a minimum of 2 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

Course Chair

Arlene H. Henry, QC – *Arlene H. Henry Law Corporation, Vancouver*

Parenting coordination is a child focused-dispute resolution process offered to separated, divorced, and divorcing parents who need assistance to more effectively co-parent, minimize parental conflict, and implement their parenting plan.

This 40-hour training is suitable for mental health professionals, mediators, and lawyers. Experienced family law lawyers, counsellors, social workers, family therapists, and psychologists who have special training in mediating and arbitrating parenting disputes also require 40 hours of parenting coordinator training under the *Family Law Act*. Attending this 5-day training will satisfy the 40-hour requirement. No previous experience or knowledge of parenting coordination is required. The training will include discussions using case vignettes, audio-visual materials, demonstrations, and role plays.

Early Bird Price (Register by April 19, 2018):

 **IN-PERSON** \$2,209

Registration includes an electronic copy of the reference materials.

Other registration options available. Please check the link below for more details.

 cle.bc.ca/1514

Advanced Family Mediation – Dealing with Difficult Issues in Family Mediation **COURSE FULL**

DATE Thursday and Friday, April 19 and 20, 2018
TIME 9:00 am – 5:30 pm (both days)
VENUE Vancouver location to be announced

Who should attend: All those wishing to enhance their mediation skills and understanding. This course is essential for new family mediators.

Learning level: Advanced

Law Society of BC CPD Hours: 16 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 W. Hickman, QC – *Quay Law Centre, New Westminster*
 Arlene H. Henry, QC – *Arlene H. Henry Law Corporation, Vancouver*

Prerequisites:

- Introduction to Family Dispute Resolution or equivalent training;
- Family Law Mediation Fundamentals or equivalent training; and
- Level 2 - Intermediate Family Law Mediation or equivalent training.

The fourth and final course in CLEBC's Family Law Mediation curriculum, this course will focus on issues such as bias and impartiality, ethical issues in mediation, high conflict personalities, culture, co-mediation, and multi-party disputes. For those wishing to become Family Law Mediators under the *Family Law Act*, this is the final course in our 80-hour curriculum.

This course will count for 16 hours of mediation training and will include exercises and role plays in mediation settings.

This course would be the appropriate course for those who have completed Family Law Mediation Levels 1, 2, and 3 under our previous curriculum design.

Early Bird Price (Register by March 22, 2018):

 **IN-PERSON** \$1,109

Registration includes a hard copy of the workshop materials. These materials will NOT be distributed electronically.

 cle.bc.ca/1465



INDIGENOUS LAW

Indigenous Laws Conference

DATE Thursday and Friday
June 28 and 29, 2018
TIME 9:00 am – 4:00 pm (both days)
VENUE Vancouver location to be announced
or attend via webinar

Who should attend: All who focus on Indigenous legal issues, including lawyers in private practice, industry and government; Indigenous leaders, employees of First Nations or First Nations organizations, in-house counsel and law students.

Learning level: All levels

Law Society of BC CPD Hours: 13 hours
(a minimum of 2 hours will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

Course Chairs



Leah Sisi-ya-ama George-Wilson – *Miller Titerle + Company, Vancouver*
Arديث Walpetko We'dalx Walkem, QC – *Cedar and Sage Law Corporation, Chilliwack*

This conference will be of interest to anyone involved in legal issues respecting Indigenous peoples, and to everyone interested in building constructive partnerships in Canada.

You will learn from scholars and practitioners of Indigenous law about the legal principles and concepts underlying Indigenous legal orders, as well as about the importance of Indigenous legal processes and institutions. You will hear of existing applications of Indigenous law and join in the exploration of what it means to establish a pluralistic approach to legal problem-solving in Canada.

You are invited to join this conversation, both theoretical and practical, about how Indigenous legal traditions and the common law might productively co-exist.

Early Bird Prices (Register by May 31, 2018):

 **WEBINAR** \$849 | Articled Student \$419
 **IN-PERSON*** \$1,089 | Articled Student \$619

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

 cle.bc.ca/1493



LITIGATION

Direct Examination 2018

DATE Wednesday, March 14, 2018
TIME 9:00 am – 4:00 pm
VENUE Pan Pacific Hotel, 999 Canada Place,
Vancouver or attend via webinar

Without this your case is nothing: getting direct examinations right

Who should attend: Civil and criminal litigators who wish to develop, hone, or renew the skill fundamental to the conduct of a trial—direct examination.

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 Chairs

Lisa Martz – *Gudmundseth Mickelson LLP, Vancouver*
Marilyn Sandford, QC – *Ritchie Sandford McGowan, Vancouver*

In the world of trial techniques, cross examination gets a lot of attention while direct examination is usually taken for granted. We often assume direct examination is straightforward. After all, it's just your witness telling his or her story, no? Experienced counsel know that it is not quite so simple, as it is probably true that more cases are won or lost on direct examination than cross examination. In this vein, this full day course aims to improve your skills in direct examination through a review of the principles and practices that underlie effective preparation and execution of direct examination.

After this course, you will be able to:

- effectively prepare your witness for court
- avoid evidentiary missteps which could seriously de-rail your case
- manage and control your witness should he or she become problematic at trial
- confidently handle demonstrative aides in your witness' evidence
- avoid problems and make it easier for the court to receive your case

 **WEBINAR** \$529 | Articled Student \$259
 **IN-PERSON*** \$659 | Articled Student \$359

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

 cle.bc.ca/1489

The Powerful Performance: Effective Advocacy Skills for Lawyers

DATE Thursday, May 10, 2018
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

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

Katrina Dunn – *Course Creator and Lead Instructor, Touchstone Training, 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 Price (Register by April 12, 2018):

 **IN-PERSON*** \$699 | Articled Student \$379

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

 cle.bc.ca/1435



CLE Summer Series

REBROADCASTS

July 20 to August 2, 2018

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.



cle.bc.ca/summer2018



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.

Friday July 20

Full-day Courses

Tax and Residential Real Estate: The ABC's of GST, PST, FBT and EHT

Estate Litigation Basics 2018

Advanced SSAG-ing

Corporate Governance 2017

Civil Litigation Basics 2018: Day #1

Monday July 23

Full-day Courses

Planning and Development

Use of Financial Statements for Legal Professionals 2018

Family Law Drafting Basics 2018: Day #1

Corporate Procedures 2018 Series: Working with BC Societies

Civil Litigation Basics 2018: Day #2

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Wednesday July 25

Full-day Courses

Conveyancing Basics for Legal Support Staff

Wills and Estates Basics for Paralegals and Legal Support Staff

Advanced Family for Paralegals

Financing the Tech Start-Up

Cannabis Marijuana 2018: Day #1

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Tuesday July 24

Full-day Courses

Residential Real Estate Conference 2017

Family Law Drafting Basics 2018: Day #2

Advanced Securities

Traumatic Brain Injury 2018

Half-day Course

Planning for Health Care Decisions - Implications for Your Practice

Thursday July 26

Full-day Course

Real Estate Appraisal Reports: Analysis and Review

Cannabis Marijuana 2018: Day #2

Child Protection

Direct Examination

CLE-TV

CLE-TV: Pay Down Debt or Invest Now?

Join us online! Interact in real-time from the convenience of your home or office. For more information, or to register, call customer service or check out cle.bc.ca/summer2018.

Friday July 27

Full-day Courses

Construction Law
Expert Evidence 2018

Half-day Courses

Illumination of Implicit Bias
Succession Planning for
Lawyers

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Monday July 30

Full-day Courses

Contaminated Land Clean
Up Costs 2018
Employment Law
Conference 2018: Day #1
Privacy Update 2018
Personal Injury for Junior
Lawyers, Paralegals, and
Legal Support Staff 2018

Tuesday July 31

Full-day Courses

Real Estate Fundamentals
for Lawyers: Day #1
Employment Law
Conference 2018: Day #2
Drafting Business
Acquisition Agreements
Personal Injury Conference
2018

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Wednesday August 1

Full-day Courses

Real Estate Fundamentals
for Lawyers: Day #2
Indigenous Laws
Conference: Day #1
Cannabis Marijuana 2018:
Day #1

Thursday August 2

Full-day Courses

Real Estate Development
2018
Indigenous Laws
Conference: Day #2
Commercial Litigation 2018
Cannabis Marijuana 2018:
Day #2

CLE Summer Series REBROADCASTS

 **July 20 to August 2, 2018**

For times and new additions
visit cle.bc.ca/summer2018

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.

Half-Day Course
3 hours of CPD, 30 minutes of which
involve professional responsibility and
ethics, client care and relations, and/or
practice management.

CLE-TV Course
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 \$759

One-Day Course \$419

Half-Day Course \$249

CLE-TV \$89/hour

**Early Bird prices. Register by June 22, 2018.*

Course Materials

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



For complete course information, including
pricing and CPD hours, please visit us online
at cle.bc.ca/summer2018



LITIGATION

Expert Evidence 2018

DATE Friday, May 11, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

Become an expert at expert evidence in one day!

Who should attend: All litigation counsel, both civil and criminal.

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 Chairs

Wendy E. Dawson, QC – *Crown Counsel, Ministry of Attorney General, New Westminster*
 Graham J. Underwood – *Ministry of Attorney General, Victoria*

In much of 20th century litigation, the established facts do not speak for themselves. Increasingly, you need help from expert evidence to bring out the larger picture and the implications of your client's facts for litigation. As litigation counsel, you must have the tools to present these specialized facets of your client's case in their best light. This course will prepare you to work with expert evidence so you can effectively choose, brief, call, and attack expert witnesses. You will develop the ability to deal with all of the different dimensions of expert evidence.

After taking this course, you will be able to:

- understand how expert evidence can support your theory of the case
- identify critical issues in managing your experts and their evidence
- meet the formal requirements for admissibility of expert evidence
- avoid ethical and practice pitfalls around expert evidence
- be effective in marshaling your own expert's evidence and challenging the opposing expert's evidence

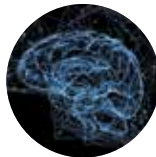
We recommend that you have your copy of *Expert Evidence in BC Civil Proceedings – 4th Edition*. If you do not have this valuable resource, you may purchase a copy separately. Order the book at the same time as you register for the course and SAVE \$40 (contact Customer Service to order).

Early Bird Prices (Register by April 13, 2018):

WEBINAR \$479 | Articled Student \$229
IN-PERSON* \$599 | Articled Student \$329

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

cle.bc.ca/1502



PERSONAL INJURY

Personal Injury for Junior Lawyers, Paralegals and Legal Support Staff 2018

DATE Thursday, June 14, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

Your comprehensive guide to managing the essential elements of a personal injury file

Who should attend: Junior lawyers, paralegals, legal support staff, and experienced lawyers who are new to personal injury or seeking a refresher.

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

Jasbir S. Bains – *Paralegal, Farris Vaughan Wills & Murphy LLP, Vancouver*

Are you learning the ropes of handling a personal injury file? Are there gaps in your understanding of the process and how the parts fit together? Back by popular demand, this course will take you through the main steps and issues common to most personal injury files. You will learn the issues and the best practices for each step of the process from file management at the start through to costs at the back end. Approach your next personal injury file with the confidence that comes with knowing the big picture.

Early Bird Prices (Register by May 17, 2018):

WEBINAR \$359 | Student* \$179
IN-PERSON** \$469 | Student* \$269
 *Legal Support Staff Student

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

cle.bc.ca/1503

Personal Injury COMBO

Attend both courses and SAVE!

You may also register for either day separately.

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

Personal Injury Conference 2018

DATE Friday, June 15, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

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

Who should attend: Counsel who practice personal injury litigation, both plaintiff and defence; this may also be of interest to senior personal injury paralegals and 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

Jan L. Lindsay, QC – *Lindsay LLP, 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. The program begins with the ever popular and valuable case law update which will quickly bring you up to speed on a full year's developments that affect personal injury litigation.

From there, the program moves to topics of ongoing or emerging importance in personal injury. Curated by our veteran conference chairs, Jan L. Lindsay, QC and James D. Vilvang, QC, this year's hot topics include medical cannabis marijuana and sexual assault damages assessment.

Early Bird Prices (Register by May 18, 2018):

WEBINAR \$479 | Articled Student \$229
IN-PERSON* \$599 | Articled Student \$329

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

cle.bc.ca/1504

Early Bird Prices: (Register by May 17, 2018)

WEBINAR \$749 | Student \$369
IN PERSON* \$959 | Student \$539

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

cle.bc.ca/1505



REAL ESTATE LAW

Real Estate Fundamentals

DATE Thursday and Friday,
April 19 and 20, 2018
TIME 9:00 am – 4:00 pm (both days)
VENUE Pan Pacific Hotel, 999 Canada Place,
Vancouver or attend via webinar

What you need to build a strong foundation for your real estate practice

Who should attend: This is a must-attend event for all junior to intermediate real estate lawyers, general practitioners, and lawyers with an interest in real estate law. This course may also be of interest to notaries public.

Learning level: Fundamental/Intermediate

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

Course Chairs

Sergio C. Custodio – *Fasken Martineau DuMoulin LLP, Vancouver*

Craig W. Shirreff – *McCarthy Tetrault LLP, Vancouver*



Here is your one-stop shop for a comprehensive overview of the fundamentals of real estate practice in BC! Referencing CLEBC's *British Columbia Real Estate Practice Manual*, the expert faculty will take you through the essential issues in real estate practice and show you how to build a strong foundation in real estate law. This course will provide a thorough review of statutes, e-filing, drafting a purchase contract, tax issues, due diligence, closing procedures, undertakings, and what to do when things go wrong. You will take away tips and advice to turn theory into practice and pull it all together with success.

After taking this course, you will be able to:

- understand the essential issues and procedures in real estate law
- take advantage of great tips and advice on running your real estate practice
- handle a real estate file from beginning to end

CLEBC would like to thank *LawyerDoneDeal* for their generous support in sponsoring this event.

Early Bird Prices (Register by March 22, 2018):

 **WEBINAR** \$849 | Articled Student \$419
 **IN-PERSON*** \$949 | Articled Student \$479

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

 cle.bc.ca/1483

Conveyancing Basics for Legal Support Staff

DATE Friday, May 11, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

Your essential guide to completing conveyancing tasks with confidence

Who should attend: Legal support staff working in a real estate practice; this course may also be of interest to junior lawyers, junior paralegals, and other conveyancing professionals who are new to this practice area.

Learning level: Fundamental

Law Society of BC CPD Hours: 6
(a minimum of 1 hours 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*

The conveyancing process involves so many details that it can be overwhelming to keep track of all the tasks you need to complete. This course will walk you step-by-step through a residential conveyance from beginning to end, and explain to you practice points to ensure that the process goes as smoothly as possible. You will be provided with all the documents used in a typical conveyance as well as invaluable checklists, sample forms, and practical demonstrations. A diverse and experienced faculty of lawyers, senior conveyancers, and government representatives will guide you through the process and answer any questions you may have. You will increase confidence and speed in your ability to perform conveyancing tasks.

After taking this course, you will be able to:

- have a clear understanding of the entire conveyancing process
- appreciate the legal reasons behind the technical steps involved in a conveyance
- handle unusual circumstances that can occur in a conveyance
- avoid the most common errors that arise in conveyances

Early Bird Prices (Register by April 13, 2018):

 **WEBINAR** \$359 | Student* \$179
 **IN-PERSON**** \$469 | Student* \$269
*Legal Support Staff Student

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

 cle.bc.ca/1512

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 + \$149 for a one-day course and \$289 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).

CPDone Pass

Get 12 hours of CPD credit for only \$850 per year!





SKILLS AND PRACTICE MANAGEMENT

Illumination of Implicit Bias

DATE Thursday, May 24, 2018
TIME 9:00 am – 12:00 pm
VENUE CLEBC Boardroom, 500 - 1155 West Pender Street, Vancouver

Practical strategies for recognizing and reducing implicit bias in the practice of law

Who should attend: All learners in both legal and non-legal work environments from all industries, backgrounds, and geographies.

Learning level: All levels

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

Course Instructor
 Michael Kahn, JD, LPC — *Vancouver ReelTime CLE, Charlotte, North Carolina*

One of the most significant aspects of practicing law in an increasingly global economy (as well as in communities growing more multi-ethnic and multicultural each day) is the challenge of sustained interaction between people who are different from us in various ways. Even the simplest of encounters can often leave lawyers, paralegals, or clients feeling confused, frustrated, offended, or (worst of all) seriously hurt — even when everyone involved began with the best of intentions.

Now that the Law Society of BC has approved “multicultural, diversity, and equality issues that arise within the legal context” as an eligible Practice Management topic, this is an ideal time for you to increase awareness of these critical issues.

Join us for this lively, interactive program based on original films from the nationally recognized presenters at ReelTime CLE. You will explore cross-cultural interactions and the ways that so-called “implicit biases” that we all have can affect how we interact with each other.

Early Bird Prices (Register by April 26, 2018):

WEBINAR \$339 | Articled Student \$169
IN-PERSON \$379 | Articled Student \$189

Registration includes an electronic copy of the reference materials.

cle.bc.ca/1507

Wellness for Lawyers and Law Firms 2018

DATE Tuesday, June 26, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

Who should attend: All lawyers

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

Brook Greenberg — *Fasken Martineau DuMoulin LLP, Vancouver*
 Thomas L. Spraggs Jr. — *Spraggs & Co. Law Corporation, Port Coquitlam*

In recent years, there has come to be recognition that lawyer wellness is central to the practice of law. Reports in the US and Canada point to a profession in crisis. Lawyers want and need to be better equipped to avoid threats to personal wellness from stress, substance use, and mental health issues. Law firms want to address these issues with strategies that promote peak performance. What is good for lawyers, therefore is good for their firms.

This course is geared towards equipping individual lawyers and those who manage teams of lawyers in wellness practice. You will walk away with both theory and practices that you can implement to increase day-to-day wellness within your firm.

Early Bird Prices (Register by May 29, 2018):

WEBINAR \$479 | Articled Student \$229
IN-PERSON* \$599 | Articled Student \$329

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

cle.bc.ca/1501

CLE-TV: Pay Down Debt or Invest Now?

DATE Wednesday, April 11, 2018
TIME 12:00 pm – 1:00 pm via webinar

Strategies to help you make smarter financial decisions

Who should attend: Anyone interested in financial education and personal wealth management solutions.

Learning level: All levels

Law Society of BC CPD Hours: Participation in this course cannot be used toward continuing professional development hours.

Course Instructor

Alphil Guilaran — *Financial Literacy Counsel Inc., Vancouver*

Should you pay down your debts before you focus on investing (e.g. real estate, RRSP, stocks, etc.)? At every stage of your career—whether you are employed, self-employed, or incorporated—this is one of the most important personal finance questions. Your answer can have a significant impact on your ability to accumulate wealth as well as your retirement readiness.

New to our course offerings, this one-hour session will help you explore your financial options so you can take control of your finances, pay down debt, and invest money wisely. You will leave this course empowered to reach your financial goals and build wealth.

After taking this course, you will be able to:

- decide whether you should pay off your debts first and invest afterward OR invest first while making minimum payments on debt
- understand where to start: which investment vehicles to fund and which debts to repay
- get your financial house in order
- maximize employer sponsored programs
- know when to buy a house

Registrants will receive *one complimentary* coaching session with a financial advisor at Financial Literacy Counsel Inc. (valued at \$225), who will provide you with insights and advice tailored to your personal financial goals and help guide you in a non-sales driven, no-pressure consultation. Offer valid for three months after this course (until July 11, 2018).

Early Bird Prices (Register by April 4, 2018):

WEBINAR \$119 | Articled Student \$49

cle.bc.ca/1510

CLEBC Truth and Reconciliation Action Plan

CLEBC Truth and Reconciliation Action Plan: Answering the Calls to Action

A message from Ardith Walpetko We'dalx Walkem, Chair of CLEBC's Truth and Reconciliation Task Force.

Greetings,

I am the Chair of the Continuing Legal Education Society of BC's *Truth and Reconciliation Task Force*. For the past year, this group has been working on an Action Plan to guide the work of CLEBC in implementing the Truth and Reconciliation Commission's Calls to Action in the area of legal education.

This work was driven by CLEBC board members, and members of the Indigenous legal community, who generously dedicated their time and skills to help craft this response to the TRC's Calls to Action.

Members of the CLEBC Task Force:

Board Members:

Judge Karen Whonnock
(original Task Force Chair)

Jay Fogel

Frances Kelly

Dean Bradford Morse

Rolf Warburton

Staff Members:

Linda Russell

Susan Munro

Rob Seto

Teresa Sheward

Joy Tataryn

Members of the Indigenous Legal Community:

Patricia M. Barkaskas

Halie Kwanxwa'logwa Bruce

Tina L. Dion, QC

Leah Sisi-ya-ama George-Wilson

Andrea Hilland

Elizabeth Hunt

Grand Chief Edward Akile Ch'oh John

Melissa Louie

Kathy Louis

Val Napoleon

Leona Sparrow

Kris Statnyk

It is our hope that the CLEBC Truth and Reconciliation Action Plan will make a real and meaningful difference working with the profession to successfully implement the Calls to Action.



Sincerely,

Ardith Walpetko We'dalx Walkem
Chair, CLEBC Truth and Reconciliation Task Force

Read the CLEBC Truth and Reconciliation Action Plan at: cle.bc.ca/trc

We appreciate our volunteer contributors.

This month's spotlight is on CLEBC contributor Kim Karras, longtime presenter, faculty member, and course material author for CLEBC's wills and estates courses.



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.

In the Spotlight... Kim Karras

How did you first get involved with CLEBC?

I have been attending CLEBC courses on a regular basis since articling in 1985. Years later, I had the pleasure of getting to know CLEBC Director of Programs Rob Seto who, in 2002, invited me for lunch with a few others to discuss wills and estates courses. Rob's idea was that solicitors with busy wills and estates practices outside of downtown Vancouver would be good presenters for courses in the area of practice. The first course I was asked to be involved in was *Death is Not the End: Estate Administration Workshop* in January 2003. I would go on to be a faculty member in this course again in 2006, 2009, 2012, and 2015. I also presented wills drafting courses (held 2004, 2007, 2010, and 2013) in addition to other courses in the practice area and real estate conveyancing.

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

We are currently updating the course material for the upcoming *Death is Not the End: Estate Administration Workshop* to be held in March of this year. I will, once again, be one of the faculty members facilitating discussions.

What inspired you to build a solicitor's practice rather than a litigation practice?

I completed a very well-rounded articling year at Davis & Company (now DLA Piper), concentrating my efforts on solicitor's practice. I have a commerce degree from UBC and believe my academic focus and my personality is better suited for solicitor's practice. In litigation, there are often too many variables outside of your control. I enjoy the privilege of assisting clients to be strategic and proactive in achieving their objectives, rather than reactive. My goal is to have plans in place and agreements drafted so that my clients never have to be involved in litigation. I also enjoy building and maintaining long time relationships. I have clients that I have represented for 20+ years; litigation files are often a one time event.

What are the challenges and rewards of having a broad solicitor's practice that encompasses estate planning and administration, business law, and real estate law?

One of the challenges of having a broad solicitor's practice is keeping yourself current; this requires an appreciation and dedication to on-going learning. At the start of my practice, a large focus of my work was in the area of real estate. After 13 years, I expanded my solicitor's practice to involve more corporate work and estate planning. In order to secure a sound foundation for these areas, I attended the week long CBA Tax for Lawyers course in 1999 and again two years later; this is just one example of my commitment to on-going learning. Continuous learning is critical for a successful broad solicitor's practice. After 30 years of practice, I still regularly attend courses and subscribe to all relevant CLEBC material and digests. I remain actively involved in organizations such as Society of Trust and Estate Practitioners, Estate Planning Council of Vancouver, and Fraser Valley Estate Planning Council. The rewards of a broad solicitor's practice include the long term relationships I have built and the simple fact that every day is different and brings new challenges.

Any advice for new lawyers who want to start developing a solicitor's practice?

Never stop learning. Never think you know everything. Ask questions. Consult with experienced solicitors in your area. Don't be afraid to reach out. Attend courses and webinars. Stay current.

In addition to being a lawyer, you also hold a designation as a Family Enterprise Advisor (FEA). What does the FEA entail and how does the designation assist your legal practice?

The FEA designation is intended to distinguish you as a specialist to business families. The FEA program has provided excellent support and training that has helped me to understand and navigate the complexities of the family business. I obtained the FEA designation as it complements the way I practice, integrating my discipline (the practice of law) with those of other professionals such as accountants, insurance and wealth advisors, and financial planners. This allows me to provide collaborative and complementary advice to my family business clients, addressing their legal needs—their corporate work, business succession, and estate planning—all of which areas connect and overlap. The FEA approach provides a broad perspective beyond my clients' legal issues. I am better able to evaluate the family, the business, the interaction between them, and the impact that interaction has on the success of the family enterprise. The FEA approach brings into play people skills and ability to address the "soft" issues.

You are very involved in the South Surrey/White Rock community as a member of the Surrey Bar Association, South Surrey/White Rock Chamber of Commerce, and Surrey Board of Trade to name a few. What do you enjoy most about being part of the South Surrey/White Rock community?

What I enjoy most is the opportunity to build relationships with other professional advisors and leaders in the community. We moved to South Surrey in 1991 and I've had an office here since the late 90s. I enjoy the short commute to my office, and living and working in my own community is very rewarding. Since the birth of our first child (who is now 29 and a second year associate at Norton Rose Fulbright in Calgary), I have practiced in the communities of Surrey, South Surrey, and White Rock. I am truly a part of this community. My greatest involvement has been with the Peace Arch Hospital Foundation Board of Directors on which I have served since 2000 (and was Chair 2004-2006). I believe in giving back to the community. My community connections and active participation assists in building the relationships critical to a solicitor's success.

Other than law, what are you passionate about?

I am passionate about the "business of the practice of law"—being able to provide the best service that I can to my clients, and which is profitable. Outside of practice, I am passionate and devote time to my family—our two adult daughters and my husband (42 years my best friend). I enjoy cooking and dining, travelling, skiing, and hosting family functions and adventures.

Anything else you would like our readers to know?

I will be here for a long time to come! I enjoy what I do and welcome young energetic brilliant minds to join me.



WILLS, ESTATES, AND TRUSTS

Estate Litigation Basics 2018

DATE Friday, April 13, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

Advise your next estate litigation client with confidence

Who should attend: This course is designed for lawyers who are developing a practice in the area of wills, estates, and trust litigation. This course may also be of interest to general practitioners.

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

Lauren Blake — *Legacy Tax + Trust Lawyers, Vancouver*

Your first few estate litigation files don't have to be stressful. This basics course will provide you with the fundamental building blocks to litigate a wills and estates case, and to build a practice in this area. Experienced estate litigators will share with you essential information, practical guidance, and insider tips to save you time spent on trial by error. You will increase your knowledge and competence in a range of substantive, procedural, and ethical estate litigation topics so you can successfully conduct your practice.

Early Bird Prices (Register by March 16, 2018):

WEBINAR \$479 | Articled Student \$229
IN-PERSON* \$599 | Articled Student \$329

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

cle.bc.ca/1482

Wills and Estates Basics for Paralegals and Legal Support Staff

DATE Thursday, June 28, 2018
TIME 9:00 am – 4:00 pm
VENUE Vancouver location to be announced or attend via webinar

Your fundamental guide to wills and estates paralegal practice

Who should attend: Paralegals and other legal support staff interested in practicing in the wills and estates area.

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

Stacie Gin — *Heritage Law, West Vancouver*

New to the area of wills and estates or in need of a refresher since WESA took effect? Benefit from the experience of senior paralegals who understand your perspective and the scope of your job, as they provide you with valuable paralegal-oriented precedents, checklists, and advice to start your wills and estates work. This course will teach you how to draft estate planning documents such as wills, powers of attorney, and representation agreements. You will also learn about probate and estate administration procedures including estate/representation grants and the process of accounting and distribution. Attendees receive a 20% discount on CLEBC wills and estates publications!

After taking this course, you will be able to:

- return to your office with a comprehensive view of the wills and estates practice
- have the knowledge you need to confidently handle both estate administration and estate planning files
- perform wills and estates work in a streamlined way that increases your value to your firm
- understand the reasons for registry decisions and rejections

Early Bird Prices (Register by May 31, 2018):

WEBINAR \$359 | Student* \$179
IN-PERSON** \$469 | Student* \$269
**Legal Support Staff Student*

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

cle.bc.ca/1509

Planning for Health Care Decisions – Implications for Your Practice

DATE Friday, May 25, 2018
TIME 9:00 am – 12:30 pm
VENUE Vancouver location to be announced or attend via webinar

Who should attend: Lawyers practicing in the areas of elder law, wills, estates and trusts, and family law. This course may also be of interest to notaries, health care professionals, and social workers.

Learning level: Intermediate

Law Society of BC CPD Hours: 3.5 hours
(a minimum of 30 minutes will involve aspects of professional responsibility and ethics, client care and relations, and/or practice management)

Course Chair

Peter Ramsay, QC — *Ramsay Lampman Rhodes, Nanaimo*

Planning for health care decision making - both personal and by substitutes - is of increasing concern to our clients and the public. This half-day course will help you become familiar with the legal framework of health care decision making, including Medical Assistance in Dying (MAiD), the forms, and best drafting practices. You will hear from lawyers and a physician about the day-to-day workings of the health care system and its challenges. You will leave this course more comfortable in assisting your clients through this challenging and deeply personal area of law.

Early Bird Prices (Register by April 27, 2018):

WEBINAR \$279 | Student* \$129
IN-PERSON \$309 | Student* \$149
**Legal Support Staff Student*

Registration includes an electronic copy of the reference materials.

cle.bc.ca/1513



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The BC Supreme Court has declared provisions in the federal *Corrections and Conditional Release Act* and Regulations (CCRA) authorizing administrative segregation to be invalid for violating the right to life and security of the person and the right of equality under ss. 7 and 15 of the *Charter of Rights*.



British Columbia Civil Liberties Assoc. v. Canada (Attorney General) **Leask J., 2018 BCSC 62, Vancouver S150415 | CLE# 65992**

The B.C. Civil Liberties Association and the John Howard Society commenced proceedings against the Attorney General of Canada seeking the abolition of administrative segregation in federal penitentiaries. Administrative segregation is the removal of inmates from the general population to maintain safety and security within the institution, as opposed to disciplinary segregation which can be imposed as a sanction where an inmate has been found guilty of a serious disciplinary offence.

The plaintiffs maintained that the provisions in the CCRA authorizing administrative segregation were unconstitutional in that they violated the *Canadian Charter of Rights and Freedoms*. They maintained the CCRA provisions permitted indeterminate and prolonged “solitary confinement” as that is understood in international law, a practice prohibited under the UN’s Standard Minimum Rules for the Treatment of Prisoners (the “Nelson Mandela Rules”). Under the Mandela rules “solitary confinement” is defined as the confinement of an inmate for 22 hours or more a day without meaningful human contact.

The Court found the impugned provisions of the CCRA were contrary to ss. 7 (right to life, liberty and security of the person), 15 (equality rights) of the *Charter*, as well as international law, and were declared invalid.

On the basis of the evidence of former CSC employees and inmate witnesses, the court concluded that administrative segregation as currently practiced fell within the definition of solitary confinement found in the Mandela Rules. Based on the expert evidence, including psychology/psychiatric opinion, the court found that administrative segregation placed all Canadian federal inmates subject to it at significant risk of serious psychological harm, including mental pain and suffering, and increased risk of self-harm and suicide. The indeterminacy of administrative segregation exacerbated its painfulness and

intensified the depression and hopelessness often generated in segregation. Here, the overwhelming evidence showed that even within the 15-day maximum limit in the Mandela rules, an individual could suffer severe psychological harm.

The impugned provisions also violated the right to life and security of the person guaranteed under s. 7 of the *Charter*. The evidence established that administrative segregation puts inmates at increased risk of self-harm – indeed suicide was proportionately more prevalent among inmates in segregation – and an increased risk of serious psychological suffering. The provisions were also contrary to the principles of fundamental justice and right to procedural fairness guaranteed by s. 7.

The aspect of procedural fairness at issue was the right to an impartial decision-maker. Of relevance was the fact that the warden had decision-making authority with respect to placements in, and release from, administrative segregation. In short, the court found that the existing statutory regime permitted the warden to be the judge and prosecutor in his or her own cause with respect to placement decisions. At a minimum, this created a reasonable apprehension of bias, if not actual bias, in favour of continued segregation. Further, procedural fairness required that any inmate who wished to be represented by counsel at an ISRB hearing should be entitled to such representation, just as inmates subject to disciplinary segregation were.

Finally, the provisions were invalid under s. 15 of the *Charter* to the extent they authorized (i) any period of administrative segregation for the mentally ill and/or disabled; and (ii) a procedure resulting in discrimination against aboriginal inmates. The effects of the impugned provisions disproportionately affected Aboriginal inmates and inmates with mental illnesses.

The court granted a 12-month suspension of its declaration of invalidity on the basis that an immediate declaration would pose a potential danger to the public or threaten the rule of law.



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