of Note

2007 Contents

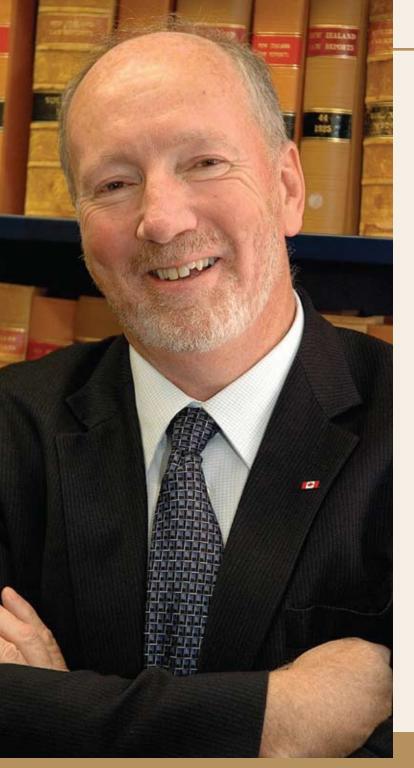
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Celebrating Our Success

Published by





Dean's Message

Dear Alumni and Friends of the College of Law,

I think you will find within the covers of this *of Note* edition, one of the most ambitious collections of stories we have ever undertaken. After a few years of energetic, some might say 'frenetic', activity at the College of Law, we are seeing 2007-08 as a year of consolidation, of celebration of our recent achievements, of planning for an exciting new era for the law school. I hope that in reading through the magazine, or visiting our newly designed website at www.usask.ca/law, or paying a personal visit to the newly expanded and renovated law school, you will experience this sense of excitement and renewal.

Legal education is in the midst of change. We are profoundly indebted to our alumni in many ways, and much of what we are achieving is due directly to your support and commitment to your law school. This includes the completion of a major addition to, and renovation of, the law school's physical premises, the first major change to our law school building in nearly 40 years. We are completing this \$16.5 million project this month, on time and on budget. We will celebrate this achievement with an Official Grand Opening on November 29th, to which you are invited. This project simply would not have occurred without the generosity and support of very many alumni, law firms. friends of the law school and, notably, the support of the Law Foundation of Saskatchewan. A description of the physical aspects of the Building of Our Future, along with an invitation to our Official Grand Opening, appears on page 26.

As you may know, the infusion of additional resources into the law school's operating budget in the last few years has made it possible for us to hire five additional professors to the faculty. This has contributed to a noticeable increase in the research and scholarship of our whole faculty. As well, we have been able to significantly expand our course offerings to students, enriching an already outstanding learning experience at the law school. I do not think there is a law school in Canada that has been able to achieve a comparable increase in faculty members, scholarship or curriculum growth in recent years. These achievements are a significant factor in the continuing and growing demand for entrance into the law school.

Led by senior students and a small number of very committed faculty members, we partnered in the establishment of Community Legal Assistance Services for Saskatoon Inner City (CLASSIC) at the White Buffalo Youth Lodge on 20th Street West in Saskatoon this spring. This has made it possible for the law school to fulfil a commitment to 'outreach and community engagement' in a very significant way, and has enabled us to re-introduce course offerings in Clinical Law. I cannot convey in words my admiration for the work of the small team of students who have given life to this 'public service' dimension of our law school through the creation of CLASSIC. You can celebrate this achievement with us in the story on page 22. Alumni support makes possible the law school's financial commitment to CLASSIC.

We have now included as a regular feature in *of Note* the celebration of the achievements of some of our alumni. This edition celebrates the career of Robert Pierce, a recent recipient of the Order of Canada (page 12), the courage of one of our alumni, John Mitchell (page 23), the amazing achievements of a recent alumnus, Pam Kovacs (page 18), and the acknowledgment of seventeen of our alumni as a distinguished group of the University's 100 Alumni of Influence over its first century (page 14).

In a story on page 8, we are also celebrating a wonderful year in which we welcomed to the College of Law a number of very distinguished visitors and speakers. (I have been told that the law school invites the most interesting speakers in the whole University.) And we have plans for an equally exciting year of speakers and major conferences in 2007-08. This will include a major Human Rights Conference in early November under the leadership of our Sallows Chair in Human Rights Law, Professor Marilou McPhedran (page 11), the hosting of the Regional ABA Negotiation Competition in November under the direction of Professor Michaela Keet and hosting the national round of the Jessup International Moot in early March (page 23).

It is important for you to know that these achievements are the result of the efforts of the whole law school community, supported by University leadership in every aspect of our activities. We are blessed with outstanding students, faculty and staff, highly gifted and committed to a very bold vision for our law school. Their relentless efforts in so many ways, on so many days, have made these achievements possible. These last few years have asked a great deal of very many people, and this edition of the *of Note* is in large part a celebration of their efforts. We will build on what we have been able to achieve to date, but today is an opportunity to reflect a bit, and to celebrate what has recently been achieved in all aspects of the "Building of Our Future".

With thanks.

Brent Coff

W. Brent Cotter, Q.C. Dean, College of Law

Celebrating Our Success

How do we measure success?

The College of Law at the University of Saskatchewan measures success through results. A few short years ago, the College embarked on an ambitious plan, the 'Four Pillars of Our Future' which was designed to:

- · Build on our Strategic Direction,
- Strengthen and Expand our Faculty,
- Improve Student Services and Facilities, and
- Expand and Modernize our Physical Premises.

Our ultimate goal?

Ensure that the College of Law takes a place of academic pre-eminence among Canadian Law Schools.

Our results?

They are demonstrated in the achievements the College of Law has attained in our growing strengths, scholarship, service, students, and support. The College of Law builds upon a proud history of leadership among Canadian legal education institutions. We continue our tradition of excellence in teaching, research and our commitment to students.



Scholarship

Service

Students

Support

Strength

News from Our Faculty

Beth Bilson: Professor Beth Bilson was the author of several articles published over the past year, including "Future Tense: Some Thoughts About Labour Law Reform" (2006)12 Canadian Labour And Employment Law Journal 297, and "The Voice from the Trenches: Administrative Tribunals and the Interpretation of the



Charter" 69 Saskatchewan Law Review 3. An article examining the administrative law decisions of the former Chief Justice of Saskatchewan, Edward Bayda, appeared in a recent issue of the Saskatchewan Law Review.

Professor Bilson became the Editor of the Canadian Bar Review at the beginning of 2006; a special issue of the journal devoted to family law is scheduled to appear later this year. For the past several years, Professor Bilson has had students interviewing Saskatchewan lawyers and judges, and she is currently analyzing these interviews and considering what personal histories reveal about the development of the legal profession in Saskatchewan.

Marie-Ann Bowden: Last summer Professor Bowden presented a paper at the International Association of Comparative Law XVII Conference in Utrecht on the "Polluter Pays Principle in Canadian Agriculture". The paper is presently at the printers as part of an edited collection of selected papers from the conference. Other papers and presentations included:



a second edition of the Saskatchewan portion of Butterworth's Environmental Law Series; a paper at the 8th Prairie Conservation and Endangered Species Conference; and an invited presentation for Environment Saskatchewan. Her co-editorship of the Journal of Environmental Law and Practice continues along with participation on BOOF, SEAC and SWAAC.

Mark Carter: Professor Carter's recent publications include "Blackstoned Again: Common Law Liberties, the Canadian Constitution, and the Principles of Fundamental Justice" (2006) 13 Texas Wesleyan Law Review; "Recognizing Original (Non-delegated) Provincial Jurisdiction to Prosecute Criminal



Offences" (2006) 38, Ottawa Law Review; "An Analysis of the 'No Hierarchy of Constitutional Rights' Doctrine" (2006) 12 Review of Constitutional Studies 19.

In May 2007, Professor Carter was invited to speak at the

conference "A Living Tree: The Legacy of 1982 in Canada's Political Evolution". The title of his paper was "The New 'Thin' Version of the Rule of Law: Its Implications for Legal Rights." Professor Carter was also the local organizer for, and participated in a panel at, the annual conference of the Canadian Association of Law Teachers which was held at the University of Saskatchewan in conjunction with the Congress of Humanities and Social Sciences in late May 2007.



Brent Cotter: Over the past year
Dean Cotter has been actively involved
as a Bencher of the Law Society of
Saskatchewan, served on the Board of
Trustees of the Law School Admission
Council (the organization that oversees the
Law School Admission Test), and served
as a member of the National Committee on

Accreditation (the Committee that establishes national policy for and oversees decisions respecting the accreditation of candidates for law practice who have non-Canadian legal credentials). He recently served on the ad hoc Committee that reviewed and short-listed candidates for the Supreme Court of Canada that preceded the appointment of Justice Marshall Rothstein to the Court.

During the summer of 2007 Dean Cotter was invited to New Zealand as the Law Foundation of New Zealand's 2007 Distinguished Visiting Scholar. He visited each of New Zealand's law schools, presented seminars and gave public lectures in the area of Legal Ethics and Professional Responsibility. Two of the lectures, "The Public Interest Dimension of Lawyers' Ethical and Legal Responsibilities" and "The Demise of Lawyer Self-Regulation: Inevitable Fate or Passing Fad?", are scheduled to be published in New Zealand law journals later this year. (In the mid-1990s he co-authored a report on Legal Ethics instruction for the New Zealand Council of Legal Education and the New Zealand Law Society that led to the adoption of Legal Ethics as a compulsory course for admission to the New Zealand legal profession.)

As well, Dean Cotter will deliver the 2007 St. Thomas More Lecture in September on the topic, "Is it possible to be a good Christian AND a good lawyer?"

Rob Flannigan: Professor Flannigan has a variety of recent publications. See (1) Tort Immunity For Nonprofit Volunteers (2005) 84 Canadian Bar Review 1; (2) Director Duties: A Fiduciary Duty to Confess? (2005) 26 Business Law Review 258; (3) Reshaping the Duties of Directors (2005) 84 Canadian Bar Review 365; (4) A Romantic Conception of Fiduciary Obligation (2005) 84 Canadian Bar Review 391; (5) The Political Path to Limited Liability in Business Trusts (2006)

31 Advocates' Quarterly 257; (6) The Adulteration of Fiduciary Doctrine in Corporate Law (2006) 122Law Quarterly Review 449; (7) The Strict Character of Fiduciary Liability [2006] New Zealand Law Review 209; (8) The Economics of Fiduciary Accountability (2007) 32 Delaware Journal of Corporate Law 393; (9) The Use of Foreign Forms To Circumvent Local Liability Rules (2007) 44 Alberta Law Review 803.

The full text of each article is posted at http://ssrn.com/author= 118622.

Tamara Larre: Professor Larre successfully defended her LL.M. thesis at Osgoode Hall law school in December on the taxation of personal injury damages in Canada. In the summer of 2006, she presented three papers on this topic at conferences in Toronto, and she presented another in Berlin, Germany this past summer. Professor Larre currently has a research student funded by the BLG Fellowship.



Glen Luther: Professor Luther authored two published papers: "Of Standing and Factual Foundations: Understanding How an Accused Challenges the Constitutionality of Criminal Legislation" (2006) 51 Crim. Law Quarterly 360 and "Of Excision, Amplification and Standing: Making sense of the law of evidence in the context of challenges to

warranted searches" (2006) 11 Can. Crim. Law Review 1. He also co-authored "The Top Ten Issues in Law and Psychiatry" (2006) 69 Sask. Law Review 401 with his Law and Psychiatry colleague, Dr. Mansfield Mela of the Department of Psychiatry. Professor Luther and Dr. Mela presented a version of the "Top Ten" article to the Saskatchewan Trial Lawyers' Association conference in May, 2006. He also attended the National Criminal Law Conference in July of 2006 in Saint John, New Brunswick.

Professor Luther returned to Calgary as an instructor in the Intensive Trial Advocacy Programme run by the Legal Education Society of Alberta at the University of Calgary in June of 2006 and 2007. He continues to teach Criminal Law, Evidence Law and Law and Psychiatry.

Standard Research Grant to fund his research over the coming three years on "Theorizing Aboriginal Rights". In this project, commenced with assistance from a BLG Summer Student Research Fellowship in 2006, he will seek to apply moral and political theory to offer rigorously reasoned theoretical accounts of rights that help toward the principled resolution of legal questions concerning Aboriginal rights and their limits.

In May 2007, Professor Newman was awarded the Honourable Mention in the Canadian Association of Law Teachers Scholarly Paper Award competition. Each year, this competition recognizes the paper by a law professor in the first seven years of his or her career that has made the most significant contribution to Canadian legal scholarship in the past year.

Professor Newman's research has attracted international interest, and, he was a visiting researcher in summer 2007 in South Africa at the Wits Institute for Social and Economic Research (WISER), the University of the Witwatersrand School of Law, and the University of Pretoria Faculty of Law. As of July 2007, he has also taken up a longer-term three-year Honorary Senior Research Fellowship at the University of the Witwatersrand School of Law in Johannesburg, South Africa, under which he will be in ongoing contact with faculty and research students there and hopefully help foster interesting interactions between Saskatchewan and South Africa.

Professor Newman's publications this year include: "You Still Know Nothin' 'Bout Me: Toward Cross-Cultural Theorizing of Aboriginal Rights" (2007) McGill Law Journal (forthcoming); "Prior Occupation and Schismatic Principles: Toward a Normative Theorization of Aboriginal Title" (2007) Alberta Law Review (forthcoming); "Recent Work: Collective Rights" (2007) Philosophical Books (forthcoming); "Theorizing Collective Indigenous Rights" (2007) American Indian Law Review (forthcoming); "Exit, Voice, and 'Exile': Rights to Exit and Rights to Eject" (2007) 57 University of Toronto Law Journal 43-79; and "Sub-State Globalization: Free Trade and Sovereigntist Movements", in Colin Picker, Tomer Broude & Padideh Alai, eds., Trade as the Guarantor of Peace, Liberty and Security? Critical, Historical and Empirical Perspectives (Washington DC: American Society of International Law Press, 2006) 164-177.

Over the course of the last year, Professor Newman has also guided four College of Law students whose writing projects he supervised to publication of their work in peer-reviewed journals like the Saskatchewan Law Review and the McGill Law Journal.

Dwight Newman: Professor Newman, during his second year on the faculty and his first year as Associate Dean, has continued his active research program and attracted external research grant funding. In April 2007, Professor Newman was awarded a \$37,000 SSHRC





Ken Norman: Professor Norman's recent publications include "The Charter as an Impediment to Welfare Roll Backs: A Meditation on 'Justice as Fairness' as a 'Bedrock Value' of the Canadian Democratic Project", Chapter 15 in Margo Young, Susan B. Boyd, Gwen Brodsky

and Shelagh Day, Poverty: Rights, Social Citizenship and Legal Activism (University of British Columbia Press: Vancouver, 2007).

Martin Phillipson: Professor
Phillipson spent the 2006-2007 academic
year on Sabbatical Leave and for a portion
of the year was a Visiting Fellow at The
Centre for Intellectual Property Policy at
McGill University in Montreal. In March
2007, Professor Phillipson was the invited
keynote international speaker at the
3rd Social Sciences Research Council



International Workshop held at the National University of Ireland in Galway, Ireland. He presented a paper entitled "Challenging GM Agriculture: Process, Patents & Personalities."

In October 2006, Professor Phillipson was an invited speaker at a major conference on Intellectual Property and Universities organised by the Canadian Association of University Teachers. The Controlling Intellectual Property: The Academic Community and the Future of Knowledge Conference was held in Ottawa and Professor Phillipson spoke on "Intellectual Property: The Collective Bargaining Issues."

In July 2006, Professor Phillipson presented a paper at Mansfield College, Oxford at the Interdisciplinary.Net 5th Global Conference on Environmental Justice and Global Citizenship entitled "Legal Impediments to the Survival of Organic Production." This paper has subsequently been published in a book related to the Conference.

In July 2007 Professor Phillipson was appointed the Faculty Editor of the Saskatchewan Law Review. His recent publications are: "Legal Impediments to the Survival of Organic Production." In Environmental Justice & Global Citizenship (2006) (Oxford:Interdisciplinary.Net) and "Agricultural Biotechnology and the "Early-Working" Exemptions Under the Patent Act." (2007) 44 Alberta Law Review at 765.

After some delays, the 'Summer 2006' edition of the New York City Law Review was published. It includes an article by Professor Surtees called 'From New York to Saskatoon', which examines the development of Saskatchewan's non-profit corporation law. Professor Surtees has also written an article for an upcoming issue of the Saskatchewan Law Review. This article looks at Haidl v. Sacher, a well known wills decision written by Chief Justice Bayda. In the upcoming year, Professor Surtees intends to conduct research in areas related to the abuse of elders or persons with a disability.

Professor Surtees' community work involves being a board member and past president of the Saskatchewan Abilities Council, a board member of Easter Seals Canada, a board member of the Public Legal Education Association of Saskatchewan, a board member and executive member of the Public Legal Education Association of Canada, a board member of the Saskatoon Co-op and president of his community association.



Lucinda Vandervort: Professor Vandervort continues her teaching, research, and writing on sexual assault and the implications of theories of criminal responsibility for effective enforcement of the law. Her recent work, analyzing the handling of the Edmondson, Kindrat and Brown cases, focuses on interpretation and application of the law in the criminal justice

system in Saskatchewan. A recent example of her interdisciplinary work, also inspired by close observation of the Saskatchewan legal scene, is published in "Reproductive Choice: Screening Policy and Access to the Means of Reproduction" (2006) 28(2) Human Rights Quarterly 438-464. A common thread in this work and in her writing on sexual assault is its emphasis on the significance of culture for the effective design, interpretation and application of law. While on sabbatical in 2007-2008 she is researching and writing in the areas of criminal law, sexual assault, and legal theory.

Doug Surtees: Over the past year, Doug Surtees has introduced a 'Law and Disability' seminar to U of S law students. It is intended to be offered as an alternative to the 'Elder Law' seminar introduced the previous year. Each year, one of the two seminars will be offered. Professor Surtees' work over the year included giving a presentation to the Canadian Conference



on Elder Law called 'Addressing Abuse in Seniors' Residential Institutions'. In addition, Professor Surtees has been working on chapters for two books to be published in the upcoming year. One of the books deals with Elder Law, and one deals with Disability Law.



Barbara von Tigerstrom:

In the fall of 2006, Barbara von Tigerstrom began work on a 2-year research project funded by the Canadian Institutes of Health Research on the role of law in obesity prevention, and continued research on the clinical applications of stem cell research funded by the Stem Cell Network. Her paper on "Healthy Communities: Public

Health Law at the Supreme Court of Canada" was published in Health Law at the Supreme Court of Canada, edited by Jocelyn Downie and Elaine Gibson. She also wrote a chapter on public health law for the textbook Canadian Health Law and Policy (3rd ed.), which is soon to be published by LexisNexis

Canada. Professor von Tigerstrom was invited to participate as an expert commentator at a workshop on "The State of National Governance Relative to the New International Health Regulations in September 2006, and to give a presentation on the law and chronic diseases to the Canadian Conference on the Public's Health and the Law in November 2006. She also completed the manuscript of her book entitled Human Security and International Law: Prospects and Problems, which will be published by Hart Publishing in late 2007.

Wanda Wiegers: Since 2001, Professor Wiegers has been involved as a team member in a research project funded by the Social Sciences and Humanities Research Council through a Community-University Research Alliance grant. This grant was provided to and coordinated by the RESOLVE network (Research and Education for Solutions to Violence and Abuse), an interdisciplinary, cross-prairie research institute. As a result of her involvement in this project, Professor Wiegers is the lead author of Civil Domestic Violence Legislation in Saskatchewan: an assessment of the first decade which will be published this fall by the Canadian Plains Research Centre, University of Regina. This monograph incorporates the results of empirical data collected from court files on applications under The Victims of Domestic Violence Act as well as the results of interviews with victims, justice personnel and front-line community organizations conducted under the supervision of Fiona Douglas (Faculty of Social Work, University of Regina). Along with Jennifer Koshan

(Faculty of Law, University of Calgary) and Karen Busby (Faculty of Law, University of Manitoba), Professor Wiegers has also authored "Civil Domestic Violence Legislation in the Prairie Provinces: A Comparative Legal Analysis" to be published this fall in Jane Ursel (Sociology, University of Manitoba), Leslie Tutty (Faculty of Social Work, University of Calgary), and Janice LeMaitre, eds., What's Law Got To Do with It? The Law, Specialized Courts and Domestic Violence in Canada. (Toronto: Cormorant Books). In addition, she has co-authored "Theorizing Civil Domestic Violence Legislation in the Context of Restructuring: A Tale of Two Provinces" with Jennifer Koshan (Law, University of Calgary) which will appear in the Canadian Journal of Women and the Law this year.

Professor Wiegers has also contributed a chapter on "Child-Centred Advocacy and the Invisibility of Women in Poverty Discourse and Social Policy" to a book entitled Reaction and Resistance: Feminism, Law and Social Change. This book will be released this fall by UBC Press in their Law and Society series and is edited by Dorothy E. Chunn (Sociology, Simon Fraser), Susan B. Boyd (Law, University of British Columbia) and Hester Lessard (Law, University of Victoria). This chapter was first presented as a paper at the Peter Wall Institute for Advanced Studies, University of British Columbia in 2005 and builds on a study funded by Status of Women Canada in 2002.

Professor Wiegers is currently working with Professor Michaela Keet on two articles on Collaborative Law which are based on empirical research conducted in 2006.

Scholarship

Our faculty at the College of Law are committed to providing students with a high-quality legal education. Scholarly excellence strengthens our academic programming.

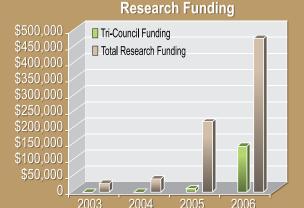
Central to our success has been the recent expansion of our faculty complement.



Since 2004, the College of Law has added five full-time tenure-track faculty members.

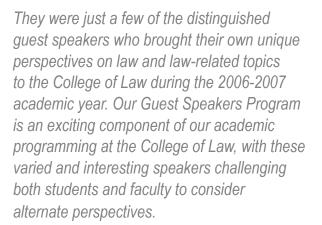
Strengthening our research and publication productivity is a central theme in the College's Strategic Direction. Our results speak for themselves.

The impact of our expanded faculty is demonstrated in the increased scholarship and rising level of research funding attracted to the College of Law.



2006-2007 Guest Speakers Program

What do an ambassador, academics, judges, politicians, practicing lawyers, and a forensic entomologist have in common?



Dr. Gail Anderson, spoke on the topic "Murder and Maggots." Dr. Anderson, a forensic entomologist at Simon Fraser University, explained how insects can be used to estimate time since death in a homicide investigation, as well as to determine whether a body has been moved or disturbed, and the presence and sites of wounds. Dr. Anderson's fascinating presentation was illustrated with slides from actual case histories.

Judge David Arnot, The Treaty Commissioner for Saskatchewan spoke to the college on the topic "Treaty Implementation, Fulfilling the Covenant." Judge Arnot emphasized the on-going significance of the treaty relationship between First Nations people in Saskatchewan and the rest of the population. He discussed the extent to which essential terms of treaties continue to be unfulfilled, and the challenges and opportunities that lie ahead.



On the occasion of his retirement from the Saskatchewan Court of Appeal, **The Honourable Chief Justice Ed Bayda** spoke on the topic of "Judicial Activism." As Chief Justice of the Saskatchewan Court of Appeal since 1981, Chief Justice Bayda's leadership of the Court coincided with the introduction

of the Canadian Charter of Rights and Freedoms and the judicial development of our understanding of that part of the Constitution. Whereas the concept of judicial activism in the context of Charter review is often identified as a matter of concern, Chief Justice Bayda encouraged the audience to

celebrate the extent to which such activism has advanced the protection of rights and freedoms in Canada.



The Speakers season got off to a grand start with the eleventh Shumiatcher Lecture on Law and Literature delivered by **General Romeo Dallaire** to a near-capacity audience of 2000 at the TCU Place in Saskatoon. This lecture series is made possible by a generous endowment from the late Dr. Morris

Cyril Shumiatcher and the College was deeply honoured to have Mrs. Jacqui Shumiatcher in attendance for the lecture.

In 1993 General Dallaire took command of the United Nations Assistance Mission for Rwanda in the context of which he was witness to one of the worst genocides of the 20th Century. Upon his return from serving as Force Commander of the UN mission to Rwanda, for which he was awarded the Meritorious Service Cross, he served as Commander of the 1st Canadian Division and Deputy-Commander of the Canadian Army. In January 1996, General Dallaire was awarded the United States Legion of Merit. General Dallaire retired from the Canadian Armed Forces in the year 2000. Lieutenant-General Dallaire received the Order of Canada in 2002, and he was appointed to the Canadian Senate in 2005.

In 2004 General Dallaire was awarded the Governor General's Literary Award for Non-Fiction for his internationally-recognized book "Shake Hands With the Devil – The Failure of Humanity in Rwanda"

General Dallaire spoke about his experiences in Rwanda and about the qualities of leadership that are required in such extreme situations. General Dallaire also provided his opinions in relation to Canada's present military commitments. Following General Dallaire's presentation, President Peter MacKinnon moderated a wide-ranging question period between the audience and General Dallaire.

Professor Catherine Dauvergne holds the position of Associate Professor and Canada Research Chair in Migration Law at the University of British Columbia, College of Law. The title of Professor Dauvergne's presentation



was "Making People Illegal: Migration Laws for Global Times" which is also the subject of her up-coming book. Professor Dauvergne discussed the relationship between illegal migration and globalization, arguing that under the pressures of globalizing forces and a crackdown on extra-legal migration,

migration law is being transformed into the last bastion of sovereignty.

The Heald Lecture is a biannual lecture in Administrative law named in honour of Justice Darrel V. Heald, a graduate of the College of Law, a former Attorney General of Saskatchewan and a former Justice of the Federal Court of Appeal. This year's Heald Lecture was delivered by **Dr. David Dyzenhaus**, the Associate Dean and a professor of Law and Philosophy at the University of Toronto. In his lecture entitled "Are Grey Holes Worse than Black Holes for the Rule of Law?", Dr. Dyzenhaus questioned whether the rule of law has any real role to play in controlling the state's response to the kind of emergency situation presented by international terrorism. Coming as it did in the immediate wake of the Supreme Court of Canada's decision in Charkaoui v. Canada (Citizenship and Immigration) Dr. Dyzenhaus' Heald lecture was extremely timely.

Professor Grant Huscroft of the University of Western Ontario's College of Law contributed to a strong Constitutional Law theme in the 2006-2007 Speakers season during this 25th Anniversary enactment of the Canadian Charter of Rights and Freedoms. His talk, entitled "Dialogue Theory Revisited" addressed and critiqued concerns about the political dimensions of judicial review of government activity under the Charter.

Parker MacCarthy, Q.C., President of the Canadian Bar Association, and a practitioner in Nanaimo and Duncan on Vancouver Island, spoke from personal experience about the challenges, the pleasures and the opportunities associated with law practice outside of the bigger cities. He also spoke about the important role that the legal profession plays in our society.

The national leader of the Green Party of Canada, **Elizabeth May**, spoke to the Law school and elaborated upon her party's environmental platform. She emphasized the extent to which the carbon reduction targets under the Kyoto Protocol could be achieved by Canada.

The **Honourable Anne McLellan**, spoke to the College as part of Justice Week activities. Ms. McLellan is a former



Minister of Health and former Minister of Justice for Canada. In her remarks, she spoke of the challenges presented by post-911 terrorism and the challenges of balancing security concerns with the civil rights of citizens.

Justice Dennis O'Connor is the

Associate Chief Justice of the Ontario Court of Appeal.
Justice O'Connor was the Commissioner of the Walkerton
Inquiry in Ontario, and most recently completed a
Commission Inquiry with respect to Maher Arar. Justice
O'Connor spoke about his experiences with, and insights
into, the judicial inquiry process in general and in relation to
the Walkerton and Arar inquiries in particular.

Kim Pate, Director of Elizabeth Fry Societies of Canada and nationally recognized advocate on behalf of women in conflict with the law, spoke to the Law school on the topic "So women are our fastest growing prison population, why should we care?" Ms. Pate's presentation stressed the alarming rise in the number of women who are incarcerated in Canada and the serious systemic discrimination that these figures reflect. She also inspired the audience with her encouragement to people entering the legal profession and already in practice, to involve themselves in advocating for socially and economically disadvantaged groups of people.



Justice Marshall Rothstein of the Supreme Court of Canada gave a very engaging talk to students and faculty on the topic of "The New Supreme Court Appointment Process." As the most recent appointee to the Court and the first Supreme Court appointee to be subjected to questions by a

parliamentary committee, Justice Rothstein provided insights into the historic process from his unique perspective at its center.



David Sproule, Canadian Ambassador to Afghanistan, spoke to the law school, and the wider University community on the subject of Canada's presence in Afghanistan. The title of his talk was "Canada: Making a Difference," in which he shared his views on the importance of Canada's military and reconstruction

efforts in that country. Ambassador Sproule's presentation to the College was followed by a lively and frank question and answer period with students and faculty.

Guest Speakers continued from page 9

The College of Law Speakers Committee partnered with the Department of Political Studies in the presentation of the 2007 Timlin Lecture. The lecture was delivered by Justice Barry Strayer, a former faculty member of the College of Law, former constitutional advisor to Prime Minister Trudeau, and a former Justice of the Federal Court of Appeal. His Timlin Lecture entitled "Patriation of the Constitution and the Charter: 25 Years After" discussed in candid terms his understanding of the nature of the Canadian constitutional project as it developed through the 1960's to the 1980's, a process in which he was intimately involved, and his views as to the very broad. and questionable, scope of review that the courts have assumed under the Charter.

Donald Worme, Q.C., a prominent local lawyer, distinguished graduate of the University of Saskatchewan and Commission Counsel for the Iberwash Inquiry spoke to an appreciative group of students and faculty about his experiences as an Aboriginal law student and practitioner. Mr. Worme's presentation touched upon both his personal experiences as a student and advocate, and his perspective as an expert on recent developments in the area of Aboriginal Law in Canada.

One of Canada's leading Tax Law scholars, Claire Young. Associate Dean of Law at the University of British Columbia addressed the College on the topic "What Has Sex Got to do with It? Tax Law and the Family." Professor Young discussed the ways in which dramatic changes in the legal definition of the family and spouse as well as changes in our social understanding of those relationships have resulted, somewhat ironically, in a significant tax windfall for the government in terms of increased tax revenues and consequent economic disadvantage to spouses. Professor Young argued that this change is simply one part of the neo-liberal privatization agenda. She also examined some of the tax rules that take spousal relationships into account and concluded that many of these provisions can no longer be justified and should be removed from the income tax system.

The inaugural GERTLER FAMILY LECTURESHIP IN LAW – honouring

the Robert McKercher family – will take place on the evening of Monday, November 5th, 2007.



The Honourable Allan Rock,

P.C., will speak at Convocation Hall on the University of Saskatchewan Campus. The lecture will be free of charge and open to the public.

This lectureship was established through a very generous gift from Dr. Menard Gertler. The lectureship is intended to discuss topics in the areas of law, ethics, and medical or health law.

For further details, please visit the College of Law website at www.usask.ca/law or phone Professor Fritz at (306) 966-5871.

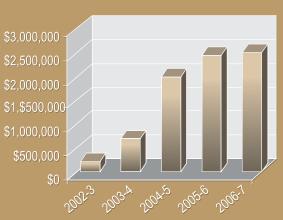
Support from Alumni and Friends

The College of Law, our students and our programs continue to benefit from the generosity of our Alumni, Friends of the College of Law and the legal community. Gifts, pledges and bequests to our Annual Fund, the Building Fund and in support of Student Financial Assistance and Scholarships have grown enormously in recent years, and so too has our



Your commitments make a difference.

Thank-you!



Visit the College of Law's new website: www.usask.ca/law

CHAINS & LINKS Human Rights Activism Conference



Keynote Address by Stephen Lewis 8:00 p.m., Friday, November 2, 2007 TCU Place, Saskatoon

Tickets are \$22 through www.ticketmaster.ca or by phone at (306) 938-7800

Proceeds will be shared with three community partners: Grandmothers for Grandmothers (affiliated with the Stephen Lewis Foundation and led by two retired U of S staff), AIDS Saskatoon and the Saskatchewan Intercultural Assoc.

Ariel F. Sallows Chair in Human Rights



Marilou McPhedran is the Ariel F. Sallows Chair in Human Rights, for 2007 and 2008. Born and raised in rural Manitoba, the youngest lawyer to be named a Member of the Order of Canada in recognition of her leadership in the successful campaign for stronger gender equality protections in the Canadian constitution, Marilou McPhedran co-founded several internationally

recognized non-profit organizations, such as LEAF – the Women's Legal Education and Action Fund, which has conducted constitutional equality test cases and interventions for more than 20 years, METRAC – the Metropolitan Action Committee on Violence Against Women and Children, and the "always open" Gerstein Crisis Centre for homeless discharged psychiatric patients. Currently the Ariel F. Sallows Chair in Human Rights, she is a pioneer in research and advocacy to counter human rights violations through systemic reform – in law, medicine, education, governance. In addition to providing strategic counsel to public and private sector clients, she has chaired two public inquiries into the sexual abuse of patients, co-investigated and co-authored numerous pieces of social justice research on health and human rights. Marilou is on leave from the University of Victoria Centre for Global Studies where she co-directs the International Women's Rights Project – which she founded, based on two of her intergenerational models: "evidence based advocacy" and "lived rights".

CHAINS & LINKS

Human Rights Activism Conference **November 1 and 2, 2007**

Convened by the

Ariel F. Sallows Chair in Human Rights http://sallows-humanrights.usask.ca



Law alumni are welcome to attend any part of the CHAINS & LINKS human rights conference. This academic conference is designed to bring members of the university community together with local, national and international leaders using law, arts, technology and philanthropy as tools for positive social change. It will provide students and other conference participants with close exposure to leaders from the private and public sector, adept at turning words on paper into "lived rights."

A complete agenda and registration information is available on the conference website at www.sallows-humanrights.usask.ca

Speakers include:

Senator Raynell Andreychuk (invited)

David Baker

Margo Blackwell Maria Campbell

Philip Cook

Senator Lillian Dyck

Mary Eberts

Paul Finkelman

Bev Jacobs

Senator Noël Kinsella

Senator Sandra Lovelace

Bonnie Morton

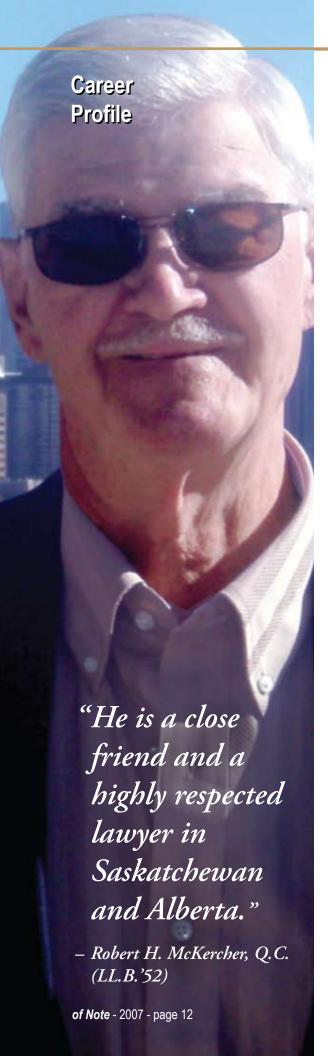
Ken Norman

Karen Perley

Josephine Savarese

Bonnie Sherr Klein (invited) Lorna Turnbull

Ailsa Watkinson



We would argue about politics, but we always got along well together.

- The Hon. Allan E. Blakeney P.C., O.C., S.O.M., Q.C., former Premier of Saskatchewan

Robert L. Pierce

Fifty-five years after graduating, Robert L. Pierce (LL. B.'52) credits his law degree with giving him opportunity. "What's truly amazing is how many people with a Saskatchewan education," he says, "have been able to compete any place in the world. I was fortunate to be involved in a number of major projects as a result of law." He helped to establish the Prince Albert pulp mill in northern Saskatchewan, the world scale petrochemical industry in Alberta, the Foothills gas pipeline prebuild for the export of natural gas to the U.S., and the first natural gas pipeline across the Andes from Argentina to Chile. In 2006, he became a member of the Order of Canada.

Born in Estevan and raised in Swift Current, he articled in Regina with D.G. McLeod Q.C., was called to the Bar in 1954 and appointed Q.C. in 1964. In 1955, he was a founding member of the firm MacPherson Neuman and Pierce. He was subsequently the senior partner of its successor firm until 1973 when he joined Alberta Gas Trunkline Company (AGTL) in Calgary as Senior Vice President and Secretary.

Classmate Robert H. McKercher, Q.C. (LL.B.'52) looks fondly on his friendship with Mr. Pierce. "He is a close friend and a highly respected lawyer in Saskatchewan and Alberta." Former Saskatchewan premier Allan Blakeney shares the same view, notwithstanding their political disagreements. "We were young lawyers together in Regina," he says, "and we would argue about politics, but we always got along well together. Bob had a wry sense of humour and was really good company because of that."

While practicing in Regina he represented the Saskatchewan government in establishing the P.A. Pulp Mill. During that time he also represented Sask Power Corporation before the National Energy Board in Ottawa in various export and rate hearings relating to TransCanada Pipelines. "One of the things I always thought was great about becoming a lawyer," he says, "is there are no weight limits like there are in boxing. Once you are admitted you are entitled to compete with the most experienced counsel. If you are competitive and work hard age doesn't hold you back."

He was Treasurer of the Saskatchewan Liberal party before and during

the premiership of Ross Thatcher. When Thatcher was defeated in 1971 he began to wonder about the future of Saskatchewan. "I could not stand the thought of another long session of a government that seemed to be the anathema of private business," he says. A friend from law school, Reg Gibbs, later Mr. Justice Gibbs of the B.C. Court of Appeal, was acting in Calgary for AGTL. "Reg knew I was not happy and that I was not going to stay in Saskatchewan. The only question was whether I went east or west.



One of my concerns during my practice was that whenever a local business was acquired by eastern or U.S. interests local management lost its authority to participate in community endeavors. I was attracted to joining AGTL because under Alberta legislation the company couldn't be taken over by outside interests and the management needed to reside in the province."

AGTL became NOVA Corporation. Mr. Pierce became the number two man in the company taking on numerous roles including President, and was a long-standing member of the

Board of Directors. "Those were good days; trying to create a world scale Canadian company based in western Canada," he says, "and we were able to do that." Among other things, the company competed for, and through its affiliate Foothills Pipe Lines, won the certificate to build the portion of the Alaska Natural Gas Transmission System (ANGTS) in Canada. The Foothills Pre-build, as it is called, will eventually be part of the ANGTS and currently carries a major portion of the Canadian gas exports to the U.S.

Mr. Pierce was able to work in many parts of the world including Italy, Switzerland, Mexico, Argentina and Chile. "We had partnerships with Argentinean companies when the government decided to privatize its natural gas transmission systems. With our partners, we became the owners and operators of one of the two major pipelines. Eventually one of our companies competed for and constructed the first natural gas pipeline over the Andes from Argentina to Chile. We were able to grow internationally and had a reputation that was recognized globally."

Mr. Pierce and his wife Eleanor have three children and three grandchildren. Their son Brad is a Partner with Borden Ladner Gervais. One daughter, Jennifer is Director of investor relations for TransAlta Corp and daughter Susannah is Director of government relations for TransCanada Corp. in Washington, DC and the northeastern U.S.

He is still active in business, heading up both his own consulting company and his investment company. He continues on the Board of Governors of the Southern Alberta Institute of Technology, and is active as a director of the Calgary Military Museum Society.

Mr. Pierce has been a director of numerous enterprises of which a highlight was sitting on the Board of the Bank of Nova Scotia from 1971 to 2000. While serving the bank, he was a member and Chairman of many committees, ending his last years as Chairman of the Executive Committee. "Serving on the bank board opened up the world," he says. "That probably wouldn't have happened without the law degree, because I got to see that anything was possible."





"Serving on the bank board opened up the world ... That probably wouldn't have happened without the law degree, because I got to see that anything was possible."

College of Law University of Saskatchewan Alumni of Influence

To recognize the ways in which University of Saskatchewan graduates worldwide have contributed to enriching our province, our country, and our world, University Advancement, the Alumni Relations office and a Selection Committee of dedicated volunteers, compiled a list of **100 Alumni of Influence** as part of the University's Centennial Celebrations.

Using the University's Strategic Directions as a guide (international standards, academic pre-eminence and sense of place), as well as the Centennial themes of engagement, enlightenment and exploration, the

nd exploration, the

Rt. Hon. Dr. John G. Diefenbaker P.C., Q.C., BA'15, MA'16, LLB'19, DCL'58

(d. 1979)

John Diefenbaker was a lawyer, Member of Parliament, and Prime Minister of Canada

from 1957-63. Educated in one-room country schools, he earned three degrees from the University of Saskatchewan. After service in WWI, he opened a law practice and contemplated entering politics. He was eventually elected to the House of Commons in 1940, and in 1956 became leader of the Progressive Conservative Party. In 1957, the Conservative Party under his leadership scored an electoral victory, ending 22 years of Liberal rule. The Diefenbaker government was responsible for introducing much of the legislation we now take for granted, including the Canadian Bill of Rights. He remained a sitting Member of Parliament until his death in 1979.



The following excerpt highlights the lives and careers of the seventeen **Alumni of Influence** who are graduates of the College of Law. To view the list in its entirety, or to add your comments, we invite you to visit www.usask.ca/100



Dr. Emmett Hall C.C., LLB'19, DCL'64

(d. 1995)

Considered one of the fathers of the Canadian system of Medicare, Emmett Hall was also one of Saskatchewan's preeminent trial lawyers. He became Chief Justice of the Court of Queen's Bench for Saskatchewan, and later

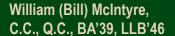
Chief Justice for the province in 1961. Eventually serving on the Supreme Court of Canada until his retirement, Dr. Hall chaired a royal commission on the national health system that recommended the nationwide adoption of Saskatchewan's model of public health insurance. His recommendations led to the establishment of Canada's national medicare system.

Dr. Edward Culliton C.C., S.O.M., Q.C., BA'26, LLB'28, DCL'62

(d. 1991)

A young lawyer in 1935, Dr. Culliton began his public career in the

Legislature, and in 1938 entered the Cabinet as Provincial Secretary. He resigned this portfolio to go into active service with the Canadian Army. With the war's end, he returned home and to the Legislature of Saskatchewan in 1948. In 1951, he was appointed to the Saskatchewan Court of Appeal to become the first of a now long list of Saskatchewan graduates in important appellate posts.



Bill McIntyre has come a long way from his summers spent driving an oil truck to pay his tuition. After graduation, he joined the army and served both in Canada and overseas. On his return to Canada, he was called to the Bar of Saskatchewan in 1947, and then moved to Victoria, where he was called to the

BC Bar the same year. After practising law for 20 years, he was eventually appointed to the BC Supreme Court and later to the BC Court of Appeal in 1975. In 1980, he was appointed to the Supreme Court of Canada where he served until his retirement in 1990.

Dr. Willard (Bud) Estey C.C., BA'40, LLB'42. LLD'84

(d. 2002)

Willard Estey's reputation as an expert lawyer and jurist far exceeds the boundaries of Canada. After almost three decades of law practice in Ontario, he was appointed to a succession of high judicial offices, each of which he filled with great distinction. He served as a member of the Ontario Court of A

served as a member of the Ontario Court of Appeal, as Chief Justice of the High Court, and as Chief Justice of Ontario, being elevated to the Supreme Court of Canada in 1977. The reforms to the administration of justice advocated by Mr. Estey are substantial, including pre-trial procedures to expedite the legal process and televising expert testimony in trials prior to the empanelling of juries to avoid delay and inconvenience. He was made a Companion of the Order of Canada in 1990.



Prof. Emeritus Roger Carter O.C., S.O.M., Q.C., BA'45, LLB'47

Throughout his career, Roger Carter has demonstrated a

commitment to providing Aboriginal students with access to the study of law. While Dean of Law in 1973, he started an intense eight-week summer program for Aboriginal students designed to prepare students to succeed in first-year law studies in Canada. In 1975, he developed the Native Law Centre at the University of Saskatchewan, which is now Canada's principal training and research program for Aboriginal lawyers.



The Hon. Dr. Edward Bayda, BA'51, LLB'53, LLD'89

For Chief Justice Bayda, the road to the helm of one of the most respected Courts of Appeal in Canada began

in Alvena, SK. After graduation, he provided leadership and service in community organizations and in the legal profession as president of the Regina Bar Association, chairman of the Civil Justice Section of the provincial branch of the Canadian Bar Association, and as a bencher of the Law Society of Saskatchewan. He was appointed to the Court of Queen's Bench in 1972 and to the Court of Appeal in 1974. In 1981, he became Chief Justice of Saskatchewan. In liberally-oriented judgments lauded for their scholarship, sensitivity, and lucidity, Chief Justice Bayda has earned himself an enduring place among the nation's pre-eminent jurists.

Rt. Hon. Dr. Ramon J. Hnatyshyn, P.C., C.C., C.M.M, C.D. Q.C., BA'54, LLB'56. LLD'90

(d. 2002)

Dr. Hnatyshyn was Canada's twenty-fourth Governor General

and Commander in Chief. He was called to the Bar in Saskatchewan in 1957 and elected to Parliament in 1974 where he served in the House of Commons until 1988. During that time, he filled a wide range of roles, including Minister of State for Science and Technology, Government House Leader, President of the Privy Council, and Minister of Justice and Attorney General. He went on to serve as Governor General from 1990-95. A number of his decisions, such as opening Rideau Hall, the Governor General's official residence, to tourists and establishing the Governor General's Awards for the Performing Arts, were wildly popular and responsible, in part, for renewing public interest in the office.



Roy Romanow was born, raised, and educated in Saskatoon. He was first elected to the Saskatchewan Legislature in 1967 and served as

Deputy Premier of Saskatchewan between 1971 and 1982. He would go on to play a key role in the federal-provincial negotiations that resulted in the Constitutional Accord and the Canadian Charter of Rights and Freedoms in 1982. In 1991, he was sworn in as Premier of Saskatchewan, a post he held until 2001. Later that year, Mr. Romanow was appointed by Prime Minister Jean Chrétien to head the Royal Commission on the Future of Health Care in Canada, a committee designed to recommend policies and measures to ensure the sustainability of a universally accessible, publicly administered health-care system. In 2004, Mr. Romanow was invested as an Officer of the Order of Canada.



Chancellor W. Thomas (Tom) Molloy, O.C., Q.C., BA'64, LLB'64

Described as "Canada's most expert treaty negotiator," Tom Molloy is also known as the 12th Chancellor of the University of Saskatchewan.

Beginning his career as a lawyer with

the firm MacPherson Leslie & Tyerman LLP, this award-winning author negotiated some of the most important treaties of the recent past, including the Nunavut Agreement, the Nisga'a Agreement, the Lheidli T'enneh Agreement in British Columbia, and the Inuit of Northern Quebec Offshore Agreement.



Henry Kloppenburg, S.V.M., Q.C., BA'65, LLB'68

A Rhodes Scholar and law clerk to Justice E. M. Hall at the Supreme Court of Canada, Mr. Kloppenburg went on to establish his own successful law firm in

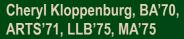
Saskatoon. His passion, however, lays in art collecting and environmental preservation, both of which have allowed him to serve his community in substantially immeasurable ways. He not only gifted a large collection of well-known Canadian art to the College of Agriculture and Bioresources, but also donated 159 acres of land to the provincial government as a wildlife refuge.



The Hon. Anita Raynell Andreychuk, BA'66, LLB'67

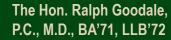
A lawyer, former judge, and diplomat, Ms. Andreychuk has wielded tremendous influence provincially, nationally, and internationally. From her first legal practice in Moose Jaw,

SK., she went on to serve as a judge in provincial court, chancellor of the University of Regina, and deputy minister of social services in Saskatchewan. Two years later, she was named Canada's High Commissioner to Kenya and Uganda and ambassador to Somalia and the Comoros before becoming ambassador to Portugal in 1990. That year, she was also named as Canada's permanent representative to the United Nations Environment Program and the United Nations Centre for Human Settlement.



Ms. Kloppenburg has led an 'artful' life. A partner in a well-respected law firm that she started with her husband in Saskatoon, her formidable collection of Saskatchewan and Canadian art is perhaps matched only by her substantial generosity and desire to support and

advance art and culture in Canada. She has not only participated in numerous organizations focused on enhancing health care and social services, but has worked tirelessly with various organizations to ensure the people of Saskatchewan have access to study and enjoy art. In 2000, she and her husband donated a 27-piece collection comprised of well-known Canadian artists to the College of Agriculture and Bioresources.



Raised on the family farm near Wilcox, SK., Ralph Goodale has devoted his life to public service. First elected as Member of Parliament in 1974 at the age of 24, he went on to serve as Leader of the Saskatchewan Liberal Party. In 1986, he was elected a Member of the

Saskatchewan Legislative Assembly. He would return to the House of Commons in 1993, and was appointed Minister of Agriculture and Agri-food. Since then, he has served in various capacities, such as Leader of the Government in the House of Commons, Minister of Public Works and Government Services, and the Minister responsible for the Canadian Wheat Board and Federal Interlocutor for Métis and Non-Status Indians.



U of S in 1975 as a faculty member in the College of Law. He went on to serve the U of S as Dean of Law and Acting Vice-President (Academic). He was installed as the University's 8th President in July of 1999. With a substantial record of teaching and research, he is also a staunch advocate

of post-secondary education, serving as Chair of the Association of Universities and Colleges of Canada from 2003-2005. His deep commitment to education is perhaps matched only by his strong ties to his community. He is a member of the Board of Directors of the Meewasin Valley Authority, the Saskatoon Regional Economic Development Authority, and the Saskatoon Airport Authority. In 2005, he received the Award for Distinguished Service from the Canadian Bar Association (Saskatchewan Branch). In 2006, he was awarded an Honorary Doctor of Laws by the University of Regina.



Donald Edward Worme, Q.C., LLB'85

Donald Worme, a member of the Kawacotoose First Nation, credits his

grandfather with engendering in him a strong understanding of the treaties and of First Nations traditions. One of the leading criminal defence lawyers in Saskatchewan and one of the founding members of the Indigenous Bar, Mr. Worme was involved in the creation of the first urban Indian reserve in Saskatchewan located in Saskatoon. He has also been involved in a number of high-profile cases, including those of Neil Stonechild and Anthony (Dudley) George.



Timothy Scott Gitzel, BA'86. LLB'90

Tim Gitzel's impact on the social, political, and economic development of the province has been substantial.

Currently the Senior Vice-President and Chief Operating Officer of CAMECO Corporation in Saskatoon, he began his career as a lawyer with the firm MacPherson, Leslie, and Tyerman. Later, he held the post of Senior Ministerial Assistant and Chief of Staff to the Saskatchewan Deputy Premier.

"Some people have it really hard in life, and when they have a legal situation, it can be just devastating."

Pam Kovacs

Young Lawyers Can Do Pro Bono Work

This is only part of the message of Pamela Kovacs (LL.B. '05). It was the title of her recent online presentation to the Canadian Bar Association (National) Legal Education Seminar on putting *probono* initiatives into practice. The rest of her message is that all lawyers can do *probono* work. But she stresses it's the narrow definition of representing those who cannot afford legal services, not just sitting on a committee as part of business development.

Born and raised in tiny Lajord, Saskatchewan outside Regina, she was advised early on about career choices. "My sister told me I couldn't have a career as a Spy Princess," she laughs, "so I had to choose something else." But her own thoughts on the subject display a maturity far beyond her years. "Law seemed like it would be challenging in a way that could make a difference and help people," she says. "It just strikes me that we're all here for a limited time, and our contribution is essentially what we leave."

She has just completed her first year of practice at McKercher, McKercher & Whitmore LLP in Regina, but it is already a year since she received a national award for her leadership in organizing *probono* work, including helping to establish the Regina Free Legal Clinic. It provides legal assistance to individuals who don't qualify for legal aid but can't afford a lawyer.

What makes her volunteer during the precious spare time of a junior associate? It was experience gained from jobs during university, waitressing at wealthy clubs, while listening to her co-workers dilemmas. "I worked with individuals who were exceedingly poor in a lot of respects," she says, "because they were getting by on tips and not great hourly wages. Some people have it really hard in life, and when they have a legal situation, it can be just devastating."

She volunteered for Pro Bono Students Canada in first year law. "It was indicative," she says, "of why I was coming to law school and what I hoped to be able to do with a law degree." PBSC is a network of law schools, law students, community organizations and lawyers all working together to solve traditionally overlooked legal problems.

After volunteering during first year, she became a co-director in her last two years. That was when she became involved with the



Saskatoon Free Legal Clinic. It is based on a model started by the late Dugald Christie, a lawyer in B.C., where there are numerous free clinics. Each clinic works with an existing group, with a similar mandate, to form a low cost partnership. Clinic times might be outside of regular office hours to maximize facility use.

Her work with the Regina Free Legal Clinic, which she coordinates and volunteers at, grew out of her work in Saskatoon. During her last year of law school she made contact with the Salvation Army in Regina, which had a free clinic operating with a few lawyers. The Law Society of Saskatchewan was trying to elicit support for the Regina clinic, but progress was slow. "When I came down to Regina," she says, "I just used the experience I had with the Saskatoon clinic and recruited more lawyers. We also adapted the forms and intake process to make it user friendly, and got off to a really great start." The clinic operates on Saturday mornings, when the Salvation Army offices are not regularly used, thereby cutting overhead costs. Currently, 15 lawyers staff the clinic, each working less than one Saturday per month.

"...there are
solutions ...
pro bono
is one
of them."

There is still plenty of work to do in Saskatchewan. Pamela sits on a provincial Task Force on unrepresented litigants and is the Chair of the CBA National Pro Bono Committee "The system is not working as well as it should, but there are solutions," she says, "and *pro bono* is one of them. Other jurisdictions like Ontario and Alberta have *pro bono* systems in place. It traces back to the roots of the profession. When the legal

aid system was started lawyers did not need to do as much *pro bono* work. But with the cutbacks in funding, much of the work the legal aid system did was lost, yet there was not the upswing of *pro bono* work to fill the gap. We should move back to a version of the former model, before legal aid."

And the award she received? It was the Young Lawyers Pro Bono Award at the Canadian Bar Association National Conference. She won't take all the credit though. "I appreciated the award very much," she says, "but there were a lot of individuals active in getting the Regina clinic running. I was the poster child for it, but I always felt the award was for the clinic itself."









Global Perspectives

Highlighting Our International Activities

Professor Ron Cuming



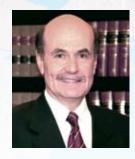
Over the last ten years, Professor Ron Cuming has applied internationally the knowledge of secured financing law acquired during the period when he acted as advisor to the governments of Saskatchewan, Alberta and British Columbia in the drafting and implementation of Personal

Property Security Acts. These Acts provided the model for almost identical legislations in all other provinces and territories of Canada other than Ontario and Quebec.

Under the auspices of the World Bank, the Asian Development Bank and various organizations funded by the United States Agency for International Development, he has prepared background reports and draft legislation for countries in several parts of the World, including countries that were formerly part of the Soviet empire, and those that have civil law systems. His international activities extend beyond secured transactions law to include financial leasing law and bankruptcy and insolvency law. He is currently involved in commercial law reform projects in Iraq, Georgia and China. The Chinese project, which is managed by the International Finance Corporation of the World Bank, involves introduction of concepts and structures of commercial and property law (such as assignments of accounts receivable) that are entirely new to the Chinese system. It also involves creation of a central registry system for security interests in movable property.

Professor Cuming was the originator and principal consultant to the International Institute for the Unification of Private Law, Rome and the Canadian Government in the development of the Convention on International Interests in Mobile Equipment, 2001 which provides an international regime for secured financing of large aircraft (and, under new protocols, railway rolling stock and space objects). The Convention, which is in force with respect to aircraft, is likely to be ratified in Canada in 2007. It operates in the context of an international registry located in Dublin, Ireland. Professor Cuming currently serves as a member of the Committee of Experts to Advise the International Civil Aviation Organization which is the Supervisory Authority of the International Registry.

Professor Dan Ish



When Professor Daniel Ish wrote his book "The Law of Canadian Cooperatives" in 1981 he believed it was a topic of interest mainly in western Canada. These many years later his expertise in cooperative law has involved him in development projects in numerous countries. His contributions, usually

as part of a team, have been as an advisor to co-operative organizations and governments with respect to legislation. government policy and co-operative / government relations.

Professor Ish's first international project in the 1980s involved drafting a model co-operatives act for 17 Caribbean countries. Since that time, he has worked in Sri Lanka, Nepal, the Philippines, Indonesia and Sierra Leone, returning several times to some countries. He has also worked as an advisor on more general legal reform projects in Pakistan and Taiwan. His latest project, undertaken with a team of four others from the College of Agriculture and Bioresources at the University of Saskatchewan, involved advising the Chinese government on legislation designed to facilitate the formation of farmer associations to enable small farmers to market their produce collectively. Perhaps his biggest challenge was to speak to a group of government ministers from eleven Asian countries in an attempt to persuade them that stakeholder involvement in the development of co-operative legislation and policy was in their interest. He doubts he was very successful with the somewhat authoritarian audience, which included a minister from Myanmar.

Professor Ish's international work has been largely probono, or near pro-bono, funded often by CIDA and the Canadian Co-operative Association, and sometimes by the World Bank and the Asian Development Bank. There have been other rewards, however, including close friendships. As a result of his work in Sir Lanka, the daughter of a Sri Lankan friend attended the University of Saskatchewan and lived in the Ish household. Her M.A. degree was "officially" bestowed on her by Professor Ish in the presence of her family on the shores of the Indian Ocean in Colombo. Sri Lanka.

In addition to several papers, Professor Ish's international work has resulted in the publication of a book written with three colleagues dealing with co-operatives as the ideal form of international development. He firmly believes the best contribution to third world people is to assist them in developing self-help organizations — cooperatives.

It may be tempting to believe international work is exotic. but much of it is just work done in difficult situations. Professor Ish recently worked on an assessment for the Commonwealth Secretariat in Sierra Leone shortly after the eleven year civil war ended. While recounting stories of the experience may seem flamboyant, the actual physical and emotional experience was a very sobering. Often a consequence of international work is to not take seriously everyday issues we confront in Canada. Although admittedly trite, Professor Ish says, "it makes me feel like an incredibly fortunate individual to live in Canada – which I am".

Professor Emeritus Doug Schmeiser

Professor Emeritus Doug Schmeiser is currently working in the Maldives on the preparation of a new constitution for the country. The work is particularly challenging because

the Maldives is one of only two totally Islamic states (the other being Saudi Arabia), and the Maldives wishes to be the first Islamic state with a democratic constitution and government.

This is not Professor Schmeiser's first assignment in the Maldives. In 1997, he was engaged by the Asian Development Bank to investigate the availability of legal

resources in the country.

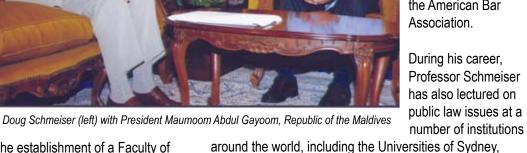
His report recommended the establishment of a Faculty of Shari'ah and Law, a recommendation that was adopted with

initial Asian Development Bank funding. Today, the country has a flourishing one hundred student law school, supplying the need for legal services in the Maldives.

Professor Schmeiser's involvement in international legal assistance began in the 1980's when he headed a Canadian International Development Agency project to train graduate law students from the University of Khartoum, Sudan. Many students from Khartoum received LL.M. degrees from the University of Saskatchewan in the 1980's in areas of development interest. Unfortunately, the program was discontinued in the early 1990's because of rising political

Since he retired from the University of Saskatchewan in 1995. Professor Schmeiser has worked on international projects in other countries. His assignments have taken him to Russia, to work on legal relations between Moscow and the Komi Republic, and on judicial education. Other work on judicial education has taken him to Latvia, Ukraine, and Ethiopia. In Harare, he evaluated the ill-fated Zimbabwean Constitution on behalf of the Commonwealth Office, but the President's refusal to adopt the draft constitution has plunged that country into chaos. Another major project recommended the establishment of law reform facilities in Tanzania and Zanzibar. Professor Schmeiser has also

> done work related to criminal law reforms in Slovakia, constitutional reform in Argentina and human rights at the United Nations. More recently, he has reviewed proposed human rights legislation on behalf of the American Bar Association.



Khartoum, Hong Kong, Beijing, Tokyo and Syktyvkar.

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CLASSIC:

Community Legal Assistance Services for Saskatoon Inner City Inc. (CLASSIC) is a

non-profit charitable and community-based organization which was created by College of Law students at the University of Saskatchewan in partnership with key community organizations. CLASSIC operates out of the White Buffalo Youth Lodge which is located in Saskatoon's inner-city Riversdale neighbourhood. CLASSIC provides free and confidential legal assistance to low-income individuals who need but cannot afford legal information. Since February 2007, CLASSIC has not only been providing legal guidance to clients but has also offered law students the opportunity to gain practical legal experience through the reestablishment of the College's Clinical Law program. Jennifer Barnes, a second year law student and summer employee of CLASSIC stated:

"CLASSIC has provided me with invaluable practical experience that law students do not receive in the classroom. Although the legal work is often challenging, I strongly feel that the experience and knowledge which I have gained through my work at CLASSIC will benefit me in my future legal career, especially in my articling experience".



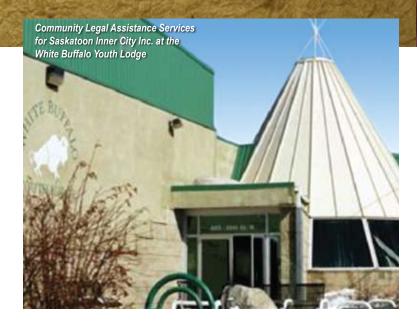
The founding law students of CLASSIC recognized the need for a free legal clinic in Saskatoon in order to fill the gap in the areas of law which are not covered by the Saskatchewan Legal Aid Commission. The areas of law

which CLASSIC focuses on include landlord-tenant disputes, labour standards, Employment Insurance, and Canada Pension Plan Entitlements.

CLASSIC also works closely with other local community organizations through mutual referrals to best resolve clients' legal and non-legal issues. Brianna Demofsky, the 3rd Year Student Manger at Classic stated:

"Often our clients' issues are not solely isolated to legal issues but include other personal issues which often stem from socio-economic factors such as poverty, addictions, family, and health. Therefore, CLASSIC tries to not only assist its clients with their legal issues but tries to provide them assistance by referring them to relevant community organizations such as the Salvation Army, Westside Clinic, Addiction Services, the Friendship Inn, and the Saskatoon Food Bank to just name a few".

CLASSIC is currently managed by a combination of College of Law students as well as other clinic staff. The CLASSIC Board of Directors is responsible for the overall governance and oversight of the clinic. Since January 2007, Lori Johnstone-Clarke, a University of Saskatchewan College of Law alumnus, and a member of the Mistawasis First Nation, has been the part-time



supervising lawyer at CLASSIC. Lori has been an integral team member of CLASSIC and has provided the clinic students with invaluable guidance and support.

"CLASSIC has demanded a great amount of time and energy from the law students; however, their commitment to the clients and to the process has been unwavering. It has truly been a very rewarding experience working with these students as they are akin to a "breath of fresh air". The professionalism they have shown is remarkable and their work ethic is excellent. I am honoured to have been a part of such an extraordinary organization" relayed Johnston-Clarke.

The College of Law at the University of Saskatchewan, which has been a strong supporter of CLASSIC, provides students with the opportunity of taking a clinical course which is operated out of CLASSIC. The clinical course provides upper-year law students with the opportunity to gain practical experience in interviewing clients, identifying key legal issues, developing oral advocacy and legal writing skills, and legal research.

The clinical course was first offered in January 2007 and received an overwhelmingly positive response from both College of Law faculty as well as law students. In September 2007, the College will be offering two clinical courses in order to meet the interest and demand of students!

CLASSIC currently has the support of 5 core funders which include Saskatchewan Justice, the Law Foundation of Saskatchewan, the University of Saskatchewan, the College of Law, and Urban Aboriginal Strategy.

To find out more about CLASSIC, please visit our new website at www.classiclaw.ca or call us at (306) 653-7676 ext. 31. We would be more than happy to give you a tour of CLASSIC and the White Buffalo Youth Lodge and provide you with any additional information about our clinic!

True heroism

By John Hennessey

It was an unseasonably warm Friday evening this past November when John Mitchell [U of S LL.B. '81], a senior lawyer with the Charlottetown office of Stewart McKelvey, was walking home after a late dinner meeting with his client. Around 10:15, when about halfway home, "Mitch" was approached by a man who asked if he had a cellphone to call 911 — there was a house on fire nearby, a big old house converted into a rabbit's warren of one- and two-bedroom apartments.

Mitch unholstered his cell phone and called in the fire. But after making the call, he approached the burning unit where black smoke curled out around the outside door jambs. He was pretty sure there was someone inside and he tried the front door; it was open and he barged in.

He was immediately confronted with a smoke-filled kitchen with flames licking up around the stove. Still sure someone was inside, he ventured further into the kitchen and then spotted someone in the next room — a young man slumped, dazed, on a couch in front of the television. Mitch



roused him to consciousness and, grabbing his arm, ushered him through the smoky kitchen to the safety outside.

Mitch then ran through the rest of the building hammering on doors, alerting the other tenants to the fire in their midst. His insistent rapping was their first signal of the peril below. The fire department and police quickly arrived, and Mitch, content to leave the aftermath to the professionals, wandered off home to

be with his wife and children.

Interviewed the next day, by a local news outlet, Mitchell said anyone would have done the same in his situation. Perhaps that illustrates the true mark of a local hero – one who has little thought that risking the ultimate sacrifice to help another citizen is anything other than all in a day's work.

John W. Hennessey is a partner with McInnes Cooper in Charlottetown.

CBA National, Janvier / Février 2007, p.21 www.cba.org

College of Law to Host Student Competitions

In the 2007-08 academic year, the College of Law will host to two prestigious competitions, both great opportunities for our students to meet students from other colleges across Canada and the United States and for the College to showcase its prairie hospitality.

ABA Negotiation Competition

November 3rd and 4th, 2007 will see the College of Law hosting the regional ABA Negotiation Competition. Law students from Western Canada and the north-western States will gather to test their negotiation skills. While the local competition has been held at the law school for several years, this is the first time we will host at the regional level. As with the local event, Fraser Milner Casgrain LLP is the title sponsor and will be assisting with the organization of the competition events.

Philip C. Jessup International Law Moot Competition

For the first time since 1992, our College of Law will be hosting the Jessup Moot from March 5th to 8th, 2008. Teams from across Canada will participate in the competition, which addresses complex questions of International Law. In 2008, the problem will focus on a timely and important issue: the tension between ensuring human rights and responding to acts of terrorism. The top team will move to the international round of the competition. Our law school has been participating in the Jessup Moot for over 30 years, and over the last several years Saskatchewan teams have been coached by Ruth Thompson.



2007 Jessup Moot Team wins the 'Spirit of the Jessup' Award: Caroline Deane, Justine Lapointe, Rahim Visram, Victoria Coffin, Tristan Culham and Coach Ruth Thompson

2006-2007 Student Honours and Awards

Alastair M. Nicol Scholarship

Alma Wiebe Prize in ADR Ariel F. Sallows Scholarship in Law Bereskin and Parr Prize in Intellectual Property Law Blake, Cassels and Gravdon Prize **BLG Excellence Award** Bruce Ogilvie Memorial Scholarship C.H.J. (Claude) Burrows, Q.C. Prize Canada Law Book Company Prize Canadian Bar Association (Saskatchewan Branch) Prize

Canadian Petroleum Law Foundation Prize

Carswell Prize Cecil G. Schmitt Prize in Company Law Class of '60 Cronkite Prize Clinical Law Prize

David C. Kyle Memorial Scholarship Donald Maclean Prize in Constitutional Law Douglas A. Schmeiser Prize in Constitutional Law Douglas Schmeiser Prize in Criminal Procedure

> Durward Thomas Prize in Civil Procedure E.F. Whitmore Prize in Property Eldon Woolliams Scholarship

F.C. Cronkite Prize in Jurisprudence Foster Prize in Human Rights

Fraser Milner Casgrain Prize in Business Organizations Gabe Burkart Memorial Award

Goldenberg Prize in Taxation

Harris & Lauretta & Raymond Earl Parr Memorial Scholarship J. Barrie Thomson Scholarship

James and Mary Girgulis Memorial Scholarship Trust James M. Stevenson Entrance Scholarship

John Trevor Maldwyn Jones Scholarship Justice John H, Maher Memorial Scholarship

Law Foundation of Saskatchewan 25th Anniversary Scholarship Law Foundation of Saskatchewan Harry Dahlem Scholarship Law Foundation of SK H. Dahlem Prize in International Law Law Society of Saskatchewan Prize in Professional Responsibility Law Society of Saskatchewan Entrance Scholarship

Lorelle and David Schoenfeld Award in Environmental Law MacIsaac & Company First-Year Moot Court Prize MacPherson Leslie & Tverman Entrance Scholarship

Maritime Law Book Prize

Mary Richiger Prize in Municipal Law McCarthy Tetrault Leadership Awards

Miller Thomson National Entrance Scholarship Morris and Jacqui Shumiatcher Entrance Scholarship in Law Orest and Marie Bendas Prize in Jurisprudence P.E. Mackenzie Prize in Evidence

> P.E. Mackenzie Scholarship P.E. Mackenzie Entrance Scholarship Robertson Stromberg Pedersen Scholarship

Amanda Wickett Michael Dupuis

Mitchell Eliasson, Jolene Lalonde

Celeste Hutchinson

Sarah Burningham, Patrick Trumpy

Sarah Burningham Brvn Hirsch

Kristen Read

Sarah Burningham, Erin Lalonde, Brian Pfefferle Candice Grant, Leah Howie, Celest Hutchinson,

Holli Kuski, Erin Lalonde, Mike Preston,

Jana Schweitzer, Anita Wandzura, Amanda Wickett

Lindsay Melhoff

Sarah Burningham, Erin Lalonde, Brian Pfefferle

Leah Howie. Benjamin Pullen

Sarah Burningham

Jodi Busch, Victoria Coffin, Kyle Vermette

Glen Rutland Michael Johnston Victoria Coffin

Deena Wahba Holli Kuski, Anita Wandzura

Sarah Burningham, Glen Rutland

Holli Kuski David Wood

Jason Cowan

Olivia Dixon Robert Neilson

Charis Kamphuis, Neil Karkut, Laura Mazenc

Jaylyn Lawrence

Kyle Carruthers

Candice Grant

Lesia Horbay, Nicole Sarauer

Glen Rutland Laura Mazenc

Colleen Stevenson

Alison Fingas

Leah Howie, Charis Kamphuis Holli Kuski

Stephen Kambeitz Meagan Nieman

Michael Johnston Braden Marianchuk

Holli Kuski (First Prize), Graham Lang (Second Prize)

Graham Lang

Alison Fingas, Celeste Hutchinson

Grant Van Hal Kyle Rousay

Ian Theil Shubir Aikat, Mike Preston

Mitchell Eliasson Michael Johnston Saskatoon Bar Association Prize in Memory of David Newsham Silas E. Halyk Prize in Criminal Law

Stikeman Elliott/Carswell National Tax Award Program Strayer Prize in Constitutional Law

The Blakes Scholar

The Honourable David H. Wright Prize in Sentencing The Honourable Donald Alexander McNiven Prize Thomas P. Deis/Cronkite Prize in Constitutional Law Thomas P. & Peter S. Deis World War II Memorial Scholarship

University of Saskatchewan Scholarships University of Saskatchewan Undergraduate Scholarships

Victor Charles Hession Prize in Labour Law

William Elliott Scholarship William Elliott Entrance Scholarship

Kathy Hodgson-Smith

Jared Craig, Kris Miks

Erin Lalonde Jared Craig

Sarah Burningham, Erin Lalonde

Ian Gove, Candice Grant

Amanda Doucette **Kyle Carruthers**

Lisa Watson Emily Luther, Anita Wandzura

Celeste Hutchinson, Mary McEwan, Kris Miks.

Kyle Rousay, Jana Schweitzer

Graham Lang W.G. Morrow - R.C. Carter Prize Derek Nepinak W.M. Martin Scholarship David Wood Walter and Hertha Tucker Fellowship

Leah Howie Jared Craig, Leah Howie

Sarah Burningham

The College of Law congratulates the 2007 Graduates who earned Saskatchewan Law Review Honours:

Lynn Barlage Donna Bouchard Conor Chell Thomas Collopy

Olivia Dixon Amanda Doucette Devrin Froese

Lee Hnatiuk Aron Klein Jenelle Matsalla

Megan McAvoy Jason Metcalf Robert Neilson

Beniamin Pullen Kristen Read Stacev Saufert Jennifer Souter

Law Students' Association Inaugural Teaching Excellence Award

In January, 2007, the Law Students' Association created the Teaching Excellence Award to recognize a deserving Law professor who has demonstrated dedication, enthusiasm, and support to a graduating class throughout their three years in the College of Law. This new award allows each third year student the opportunity to nominate a professor by writing a short summary of thoughts, reflections, and stories associated with that professor Nominees are then voted on by the third year class to determine the award recipient.





Prof. Glen Luther

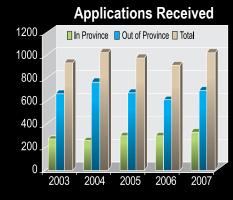
The award is to be given out annually at the graduation banquet.

The Class of 2007 Teaching Excellence Award nominees were Professors Marj Benson, Heather Heavin, Glen Luther, and Barbara von Tigerstrom. The co-recipients of the 2007 award were **Professors Heavin** and **Luther.** Congratulations!

Students

Demand for legal education continues to rise and the College of Law consistently receives many more applications from highly-qualified students than it can accept into the first-year program.

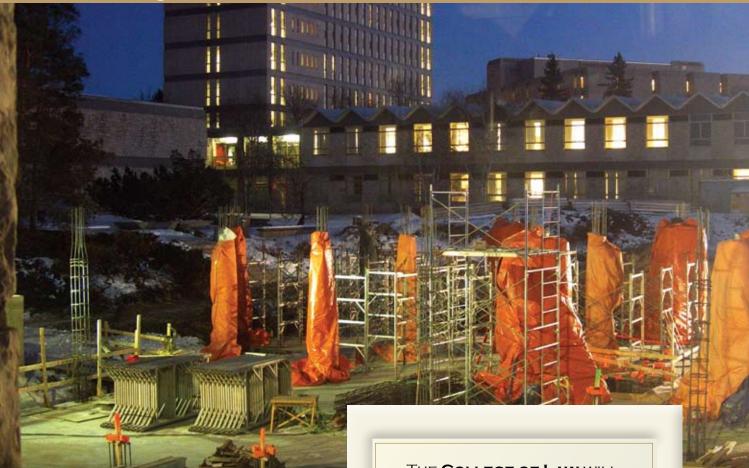
We have expanded the College's course offerings to provide greater choice and increased educational opportunities for our students.





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The Building of Our Future



Law Foundation of Saskatchewan

A capital investment of \$3.225 million from the Law Foundation of Saskatchewan has been instrumental to the success of the College's **Building of Our Future** campaign. The Law Foundation's financial commitment enabled us to secure additional financial resources to build a \$16.5 million addition to the College of Law.

This addition will expand and modernize our facilities in the following ways:

- State-of-the-Art classrooms with multi-media capabilities,
- · Enhanced student support services,
- Sufficient faculty and administrative offices.
- Improved student areas, including student lounge space and offices for student organizations, and
- · Potential to accommodate law-related research entities.

The Building of Our Future, and the Law Foundation of Saskatchewan Wing will open in the fall of 2007.

THE **COLLEGE OF LAW** WILL

CELEBRATE THE



OF THE

BUILDING OF OUR FUTURE

ON

THURSDAY, NOVEMBER 29TH, 2007

YOU ARE INVITED
TO JOIN US FOR AN
OPEN HOUSE,
TOURS OF THE NEW BUILDING
AND A RECEPTION.

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WWW.USASK.CA/LAW

FOR DETAILS.



hen Dr. Robert Knowles approached University Advancement in 1995 to learn more about making a planned gift to the University of Saskatchewan, his goal was clear: he wanted to create a scholarship that would have the greatest impact on a graduate student choosing to further their education in the area of his life's work – generation and improvement of crops.

Through the careful planning of his estate, Dr. Knowles established the Robert P. Knowles Scholarship in the College of Graduate Studies and Research.

Today, Charlotte Ward is the recipient of this prestigious award.

Charlotte is passionate about her work in agriculture, and is proud to follow in the footsteps of Knowles, whom she fittingly calls "a legend in the field".

She sees the advances being made in the agriculture industry as a starting point for her work, and a testament to Knowles. "I want to take these discoveries and push them even further, just as Dr. Knowles pushed the boundaries in his own work".

By considering the University of Saskatchewan in his will, Dr. Knowles has created a legacy to reflect the values that he held during his lifetime: rewarding the efforts of students and encouraging agricultural innovation.

Dr. Knowles' planned gift to the University of Saskatchewan changes the future for students so that they can change the world.

www.usask.ca/advancement



For more information on planned giving to the University of Saskatchewan, including making a bequest through your will, please contact University Advancement at (306) 966-5186 or toll free 1-800-699-1907



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