



UNIVERSITY OF
SASKATCHEWAN

College of Law

OF NOTE²⁰¹⁰

COLLEGE OF LAW MAGAZINE



Building Our Future
For Our Students



OF NOTE 2010

COLLEGE OF LAW MAGAZINE

Published annually, **OF NOTE** contains news and updates from your college, in addition to stories and articles relevant to you as a member of our Alumni community.

To submit information and articles for **OF NOTE** or to send us updates with news, whether personal or professional, please send mail to:

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6 NATIVE LAW CENTRE

The College of Law and the Native Law Centre held a Grand Opening of the Law Foundation of Saskatchewan Wing and the newly renovated space in our existing building. It launched the "Building of Our Future," celebrating the generosity of our alumni and friends of the college and a new era at our law school.



8 TOM GAULEY: PROFILE

Tom Gauley is one of our most distinguished graduates and perhaps our longest serving practicing lawyer. Read Bob Kennedy's profile of Tom's remarkable career.



29 LECTURESHIPS

Many donors make possible annual and memorial lectures in various areas of law, key to the success of the Guest Speaker Program.



46 LEGAL FOLLIES

The 41st Annual Legal Follies "Law School Blues" took the stage February 5th and 6th at the Saskatoon Broadway Theatre. It "sets the bar" for talent and creative license. Organized, produced, and staged by University of Saskatchewan law students, Legal Follies continues to raise funds for local charities.

DEAN'S MESSAGE



Dear Alumni and Friends of the College of Law,

I want in this message to share with you recent highlights at the College of Law and provide you with a sense of what is in store for 2009–10 and beyond.

As various pieces in this edition of *OFNOTE* will attest, this period of time at the law school has been one of the most exciting in our history. And also one of the most challenging. As many of you will know, we completed a \$16.5 million addition to the law school and officially opened the Law Foundation of Saskatchewan Wing of the College of Law in March of 2008. It is a fabulous space. We now have a state-of-the-art educational facility with so-called 'smart classrooms', much better space for students and student organizations, better space for visiting professors and downtown lecturers and a beautiful new home for the Native Law Centre within the law school itself. It is well-lit with natural light, was designed to a high standard of environmental quality and energy efficiency, and will achieve the Gold standard for Leadership in Energy and Environmental Design [LEED]. The Law Foundation of Saskatchewan, law firms, alumni, faculty members, law school staff and friends of the College of Law made financial contributions at an

unprecedented level – in total \$7.5 million – to make the building a reality. The law school community is profoundly grateful for your support and confidence in us.

The new building space provides an exceptional physical platform for what we have been accomplishing in the past few years, and for what we aim to achieve in the coming years – to place the College of Law in the front rank of Canadian law schools. We have already begun this work. We have been able to hire an exceptional group of professors who have joined a talented and collegial faculty. This hiring process continues. More recently, we have been fortunate to have additional new faculty members join us—Patricia Farnese, Robin Hansen, Felix Hoehn, Vern Kiss, John Kleefeld, Ibironke Odumosu, Michael Plaxton, Marilyn Poitras and Signa Daum Shanks (See pages 24–26 for more about them).

As well, last year we completed the College of Law's Second Integrated Plan, which sets out our plans and objectives for the coming four years. You can view our plan on our website at www.usask.ca/law. It makes commitments to student needs in various ways; a commitment to teaching excellence, scholarships, international exchange and internship opportunities, placement services and an expanding range of course offerings. We are making greater commitments to research and scholarships and to our Graduate program. We are engaging more significantly than ever before with other Colleges and Schools at the university and with the legal profession more generally. One example of the latter is to have the new home for the Law Society's Bar Admission Course (CPLD) located at the College of Law. And as part of our Second Integrated Plan the College of Law and the University have made significant multi-year commitments to Community Legal Aid Services for Saskatoon's Inner City [CLASSIC], our legal services clinic for low income people. CLASSIC was recently established through the leadership of law students and faculty members and has received high acclaim within the legal profession and wider community.

At a national level we are actively engaged in work being done by the Federation of Law Societies [FLSC] in relation to the profession's expectations of law schools and their curricula. This work is significant. It is the first initiative in 40 years to examine from the profession's point of view the nature of a Canadian law degree. I serve as President of the Council of Canadian Law Deans and serve on a small working group of Law Deans to assist the FLSC in its work to ensure that an already very good legal education system in Canada is strengthened in the process.

We have already begun to implement our Second Integrated Plan. We have increased our first year class by 10 students to 126 per year. Student demand for entry to

law continues to be at an all-time high and we are able to accommodate greater numbers. At the same time we see a first year class of 126 as appropriate to respond to the demand to accommodate the needs of the profession itself for the foreseeable future.

We have one of the finest teaching law schools in North America, and we intend to continue this tradition of excellence. At the same time, it is important that we examine a wide variety of curriculum developments occurring across the continent, and strengthen our program wherever possible. We anticipate hiring additional faculty members in the coming years. It is a period of transition at the law school, but also a period of incredible opportunity, whether in terms of the range of courses that we can offer to our students or in terms of new people, with new ideas, joining our faculty.

We will also seek to establish a College of Law Alumni Association in the coming year. While a Dean inevitably seeks fundraising advice from the Alumni Association, the primary purposes of its establishment will be to create a vehicle to connect alumni with one another and with the law school, provide the law school and the Dean with a sounding board and a source of advice in relation to the law school's direction and activities, and identify ways of celebrating the achievements of our graduates.

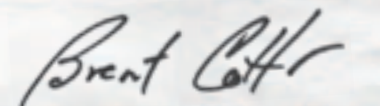
We have also begun to turn our minds to the law school's Centennial in 2012 and how we might celebrate such a milestone. In this respect we will consult broadly with you, but I welcome your ideas on how we can celebrate our 100 year anniversary in the best way possible.

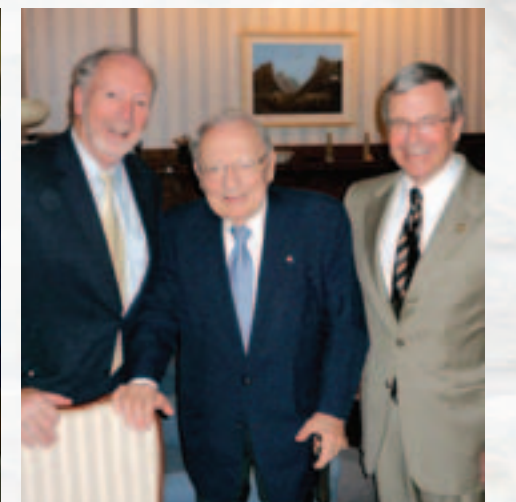
As we move closer to our Centennial we are reminded of the many graduates of our law school who have achieved distinction in their lives and careers. Sadly, even as we celebrate renewal at the College of Law, we note the passing

of a number of distinguished graduates, and in this issue of *OFNOTE* have sought to celebrate and honour their lives.

Let me end where I began. These are exciting times at the College of Law. I hope you share this feeling of excitement. And I hope you will want to involve yourself, in ways large or small, in the College's future. You could do this by becoming involved in the soon-to-be-established Alumni Association; or by sending your thoughts and advice about anything related to the law school or legal education; or by coming by for a tour of our new space; or simply by experiencing a positive feeling about the enthusiasm and dynamism at your alma mater.

As some of you will know, I am not a graduate of the College of Law and, consequently, am not actually an alumnus. I will be stepping down as Dean at the end of June, but my experience for nearly six years as Dean has greatly endeared me to the College. It is a great place to work, and the enthusiasm of the students, faculty and you, our alumni, are a constant source of inspiration to me. The College of Law is an underappreciated jewel in the crown of legal education in Canada. We are working hard to be worthy of your continuing support and confidence in us, to polish that jewel and to make it better known throughout the country and beyond. We will shortly undertake a search for a new Dean. He or she will need your support, as I have, in the work ahead to continue to strengthen the law school. For my part, I want to end by thanking all of you for your support, generosity and confidence in me and in the College of Law. ■


Brent Cotter
Dean, College of Law





the Grand Opening of the Building of Our Future

Grand is indeed the word to describe the Opening of the Building of Our Future on March 14th, 2008.

Hosted by the College of Law, together with the Native Law Centre, the afternoon began with student guided tours of both the Law Foundation of Saskatchewan Wing and the newly renovated space in our existing building. Over 600 students, faculty and staff, donors, alumni, and friends quickly filled the halls.



In addition to our new state-of-the-art classrooms with multi-media capabilities, enhanced student space including lounge space and offices for student organizations, expanded space for law-related research entities, and newly developed faculty and administrative offices, our guests seemed very pleased with the environmentally progressive nature of the building features: the "green roof", carpeting, furniture, and other materials that extensively use local recycled products. Even the waterless urinals were scrutinized!

Student volunteers circulated among the guests with refreshments. Old friendships were renewed among alumni who travelled from across Canada to share the day with us.

The Native Law Center continued the festivities with drummers and welcoming comments from Norman Zlotkin, Sakej Henderson and Aboriginal leaders.

The capital investment of \$3.225 million from the Law Foundation of Saskatchewan was instrumental to the success of the College's Building of Our Future campaign and enabled us to secure additional financial resources to build a \$16.5 million addition to the College of Law. This support has helped us fulfill our vision of excellence in educating the law students and lawyers of the future. The College of Law gratefully acknowledges the generosity and commitment of our Faculty and Staff, Donors, Alumni and Friends of the College of Law who, in total, contributed \$7.5 million to the project. ■

**Thank-you to so many of you
who supported our campaign.**



With Many Thanks...

The College of Law gratefully acknowledges the generosity and commitment of our Faculty and Staff, Donors, Alumni and Friends of the College.

Thank you to all those that contributed to the Building of Our Future Campaign, we would like to pay special recognition to those donors that gave leadership gifts to the campaign.

\$1,000,000 and above
Law Foundation of Saskatchewan

\$250,000 - \$999,999
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Court of Queen's Bench for Saskatchewan
Faculty & Staff of the College of Law
MacPherson Leslie & Tyerman LLP
McDougall Gauley LLP
Hon. Mr. Justice Mike Ryer
Shaw Communications Inc.

\$100,000 - \$249,999
Balfour Moss LLP
Mr. Brian Beresh, Q.C.
Fraser Milner Casgrain LLP
Government of Saskatchewan, Department of Justice
Kanuka Thuringer LLP
Mr. Bob McKercher, Q.C. and Chancellor Emerita Peggy McKercher, C.M., S.O.M.
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Stevenson Hood Thornton Beaubier LLP



College of Law Welcomes the Native Law Centre



First home of the Native Law Centre.

In January 2008 the Native Law Centre (NLC) relocated to the Law Foundation of Saskatchewan Wing of the College of Law, after being off campus for eight years and then being housed in the Diefenbaker Centre on campus for 25 years. Having our own separate space within the College of Law enhances the visibility of the NLC and the programs and projects we undertake, while maintaining and projecting our unique national/international identity. The design of the NLC, with its highly visible ceremonial room and meeting room, the Provincial Court of Saskatchewan Room, warm earth tones and natural woods, brings the Aboriginal identity of the College to the forefront.

The Native Law Centre joined with the College of Law to celebrate the grand opening of the new wing on March 14, 2008.



The NLC was founded in 1975 by Roger Carter whose commitment to Aboriginal and social justice issues convinced the University of the need for a centre to facilitate access to legal education for Aboriginal peoples; to promote the development of the law and the legal system in Canada in ways which better accommodate the advancement of Aboriginal peoples and communities; and to disseminate information concerning Aboriginal peoples and the law. Roger Carter, a distinguished member of the university community and the legal profession, served as Director of the NLC from 1975 to 1981 and remained up to date and interested in the developments of the NLC until his passing in February, 2009.

One of the main features of the new premises is the **"Roger Carter Boardroom"** in recognition of Roger Carter's vision and the role he played in establishing the NLC as a national, regional and provincial institution of excellence. The boardroom table designed and custom built by Creative Wood Interiors displays the Native Law Centre logo, a very important part of our visual identity, in a meticulously crafted multi-wood inlay. The naming of the Roger Carter Boardroom is both functional and honorary. The NLC's activities are continuing the tradition and integrity of Roger Carter's foresight.

From 1975 to the present the NLC has advanced its objectives through teaching, research, and publishing. Today, the NLC continues to build on that history and remains attentive to the challenges confronted by Aboriginal peoples in Canada and internationally so that we can continue to provide programs, strategies, and solutions that will ensure the rights of Aboriginal people are protected under the law.

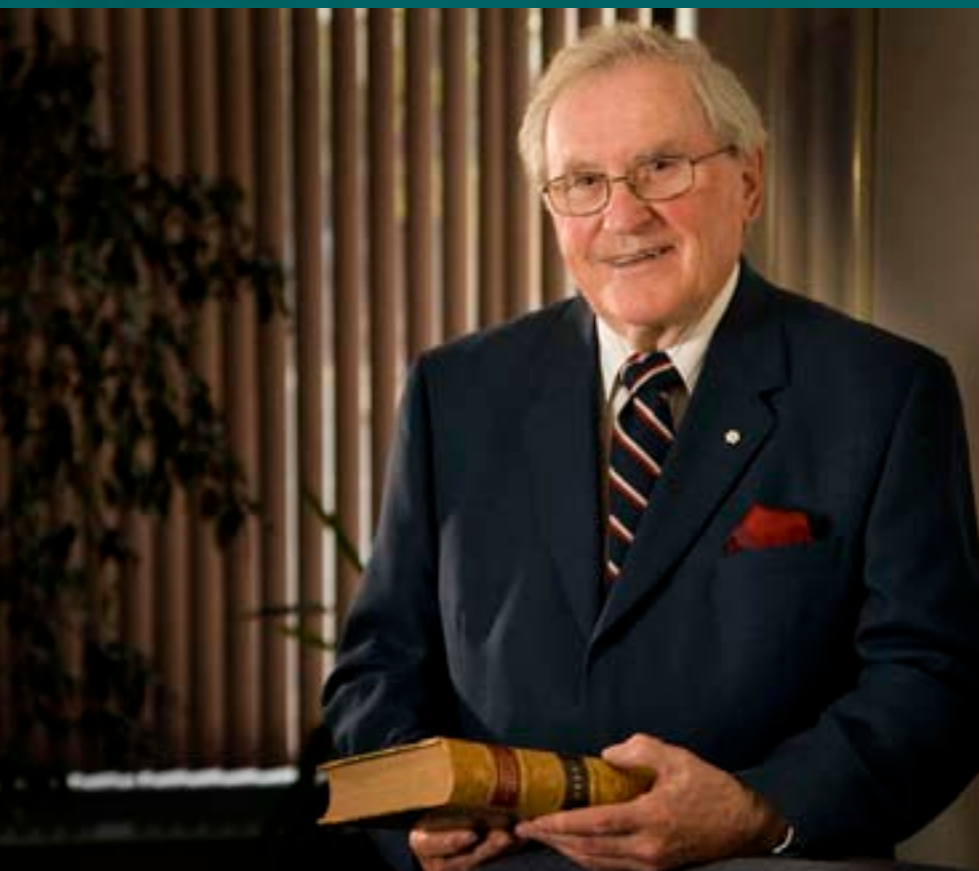
The Native Law Centre has had a very busy, but productive, year. The Program of Legal Studies for Native People (PLSNP) continues to be successful although there is still much work ahead to achieve a representative number of Aboriginal lawyers in Canada. Our publications appeal to a diverse readership and are sold to customers largely throughout Canada and internationally. Our virtual library is constantly growing to reach a wider audience. NLC researchers continue to work on Aboriginal legal issues through lectures, presentations, talking circles, seminars, papers and special projects. We continue to offer scholarships to Canadian Aboriginal law students.

– Margaret Brown



The PLSNP recently entered into a partnership with the Canadian Chapter, International Association of Women Judges (CCIAWJ). In 2008, the CCIAWJ agreed to provide support in the amount of \$2,000 per year to the PLSNP for a period of five years (with a commitment to considering renewal of funds at the end of five years). The funds are provided as ongoing support for the PLSNP with a special focus on either direct or indirect enhancements to the PLSNP for female students." Pictured here are Margaret Brown and Ruth Thompson of the PLSNP receiving a CCIAWJ cheque from Judges Rosemary Weisgerber and Donna Wilson. ■

David Eldon (Tom) Gauley C.M., Q.C., L.L.B.



“Gauley’s zest for life is irresistible... He’s everything I think a lawyer ought to be and I’ve spent most of my professional life trying to emulate him. As a consequence, I am totally exhausted...”

— Jim Russell

Tom Gauley was appointed a member of the Order of Canada in May of 2003. His “Honours Biography” on the Order of Canada website reads:

“One of the most respected lawyers in his province, [Tom] Gauley has earned an outstanding reputation for his commitment to his profession. He helped establish the first Bar Admission Course as a benchler for the Law Society of Saskatchewan and has volunteered his expertise to many provincial and national committees. He has also provided significant leadership to the University of Saskatchewan as a member and chair of its Board of Governors. He continues to fulfill his reputation for wise counsel as a founding member and director of the Estey Centre for Law and Economics in International Trade.”

While the details are accurate, they give no sense of the man behind the honour and no insight into why he has done the things he has done. Nor, for that matter why at the tender age of 87 years he continues to go to the office each day, see clients and assist them in dealing with their issues and problems.

Part of the answer lies in a typical prairie story, one which anyone from a more recent generation might see as something of a cliché. Tom Gauley was born in small town Saskatchewan in 1922 and spent his formative years during the depths of the Depression on the prairies, accompanied by the “perfect storm” of drought, grasshoppers, and dust. Tom was the youngest of four children, the rest of whom left the province. There was, it seemed, no future here. Tom was the first member of his family to go to university, leaving home after graduating from high school at the age of 16. Like his contemporaries, he understood the importance of core ethical values of neighbourhood, compassion, and charity. While times

were hard, they were far from bleak. Tom grew up during the first period of prairie settlement and lived in a small community filled with characters and individuals from all over the world. And a community it was, with each helping each other in a mutual support mechanism which was necessary because the modern welfare state and its social safety net was long in the future.

Living and growing up in this environment exposed him both to a sense of community and the need for the community to foster and give expression to the differences and diversity amongst its citizens. As one of his daughters puts it:

“I guess what we have to say about Dad reflects the kind of person he is and why he is so special to us. Our Dad gave us a good sense of what it was like to grow up in rural Saskatchewan during a time when people did not have two nickels to rub together. He made us understand how great the accomplishments of those prairie people really were. He painted a picture of small town life during the 30’s and 40’s that was not bleak-where people worked hard and helped their neighbours. Over the years, Dad took great delight in the personalities and characters of the people of Saskatchewan and recognized their wonderful attributes and abilities. He is proud of his background.”

Like others of his generation, he was deeply affected by living through the Second World War and the deaths and injuries of friends and acquaintances. The experience necessarily gave Tom a sense of seriousness about life and death.

However, these influences have not made Tom into a dour, humourless and taciturn individual. As a self-professed fun-loving Irishman, he has claimed that his roots lie on the “high spirited” side of the Irish Sea. Given that his mother was a Cunningham

he was always forced to argue that he had escaped his Scottish heritage, but has recently learned, much to his delight, that his branch of the Cunninghams have been living in Northern Ireland for centuries. Tom now claims to be a true Irishman, through and through.

What Tom Gauley’s background explains are two fundamental but complementary elements of his character.

First, he is truly grateful for his education and the opportunities in life that this has afforded. He believes that it has been both his duty and obligation to return some part of the benefits which he has received to the community which made his career possible, and we are truly fortunate that he decided to stay in Saskatoon. Our University and our Law School have been the recipients over the years of an unbelievable amount of Tom’s time, energy, and talents.

Second, Tom believes that the practice of law is first and foremost a profession and a calling that demands unimpeachable integrity and the highest level of commitment and service to the community and to society. Those who have worked with Tom recognize that to him the business and remunerative aspects of the practice of law are peripheral to this commitment to service.

These two points explain Tom’s selfless service to both the legal profession and the University of Saskatchewan. They explain why Tom still goes into the office day in, day out, year in, year out, rain or shine, thirty below with a wind chill be damned. Practicing law is Tom’s love and his vocation. But it is the practice of law, the helping of people that is the attraction. Tom has been counsel on innumerable leading cases in the Supreme Court of Canada and the Saskatchewan Court of Appeal - cases ranging from Constitutional Law to Administra-

tive Law, Public Law, Contracts, Torts, and Insurance. His motivation is, and always has been, helping to solve the real problems and issues of real people and, in the process, meeting, getting to know, and getting to understand the needs, histories, and life stories of his clients.

Despite many requests to go to the bench Tom has always respectfully declined. He has said, and continues to say, that he has no regrets in this respect because his joy in practice is in dealing with ordinary people as an advisor and counsel.

Tom Gauley’s daughters, Marg, Kathleen and Diane, had no interest in becoming lawyers. However, 66 years after he graduated from law, his oldest grandson Tim Wedge convoked with his LL.B. (Tim is a husky lad of 6’5” and Tom is fond of saying that he must have inherited his physical stature from Tom’s side of the family. This may be Irish hyperbole. Tom couldn’t look Tim in the eye without standing on a chair!)

Tim is just starting his career in law at the same time that Tom’s career is (perhaps) winding down and the family anticipates that Tim too will have a long and successful career involving much service to both his profession and his community. This commitment to public service is equally evident in both sides of the Wedge family. His late great grandfather was Emmett Hall, a Justice of the Supreme Court of Canada, his grandmother Marian Wedge is a retired Justice of the Saskatchewan Court of Queen’s Bench and his Aunt Catherine Wedge is a sitting member of the British Columbia Supreme Court. Though Tom Gauley himself declined public service through the judiciary, who among us would say that his legacy of service is any less profound? Certainly not his clients. ■

— Bob Kennedy

Our Mooting Teams

College of Law Moot Teams
Deliver Outstanding Performances



ICMC Moot Team left to right, Meredith James, Hiyasmin Matias, Itemobong Umoh and Alex Tayco

McIntyre Cup / Sopinka Cup Trial Moot Competition 2010

This year, the University of Saskatchewan (U of S) Western Canada Moot Team of Jennifer Barber, Ryan Lepage, Lana Morelli, Yana Sobiski and coach Ashley Smith competed at the McIntyre Cup Moot on February 12th and 13th in Calgary, Alberta. Team members Ryan Lepage and Yana Sobiski argued a fantastic trial against the University of Alberta. The team finished in 2nd place in Western Canada to the University of British Columbia (UBC) team.

From here, the team advanced to the national competition, the Sopinka Cup, in Ottawa, Ontario the weekend of March 12th and 13th.

The U of S team placed second in the country and team member Ryan Lepage won “best examination in chief,” “best cross-examination” and “best overall advocate.” Ryan will now travel to the next meeting of the American College of Trial Lawyers to address their membership.

The U of S team was also treated to a fantastic reception at the Supreme Court of Canada, attended by Chief Justice McLachlin, Justice Binnie, Justice Rothstein and Justice Cromwell. The team even received a tour “behind the scenes” of the Supreme Court from Justice Binnie.



Western Moot Team with Chief Justice Beverley McLachlin, left to right: Lana Morelli, Jennifer Barber, Ashley Smith, Chief Justice Beverley McLachlin, Yana Sobiski, Ryan Lepage



Western Canada Moot Team at the Sopinka Cup in Ottawa. Left to right: Yana Sobiski, Lana Morelli, Ashley Smith, Ryan Lepage, Jennifer Barber

McIntyre Cup / Sopinka Cup Trial Moot Competition 2009

In 2009, the McIntyre Cup Moot Competition was won by the Saskatchewan team of Glen Rutland, Breena Smith, Jana Shoemaker and Blaine Beaven, with coaches Bill Roe and Si Halyk.

Two students who participated in the 2009 Western Canada Moot write about their experience.

Blaine Beaven – “The tryout seemed straight forward enough – perform a cross examination on a witness. However, as I was preparing I realized I had no idea how to actually do that. I learned more about the practical applications of evidence and court room procedure in the few short months of doing the moot than in the rest of my law school experience.”

Breena Smith – “The overall experience of being a member of the Western Canadian moot team was extremely rewarding. From a practical standpoint, preparing for the criminal trial competition taught me how to work with evidence and witnesses. This moot competition improved my oral advocacy skills. Most importantly, this experience inspired me.

Much of our team’s success was owed to our coach, Bill Roe. He is a wonderful teacher. We also had the privilege of working with and learning from other senior practitioners, such as Si Halyk, Catherine Knox and Morris Bodnar. Our team very much appreciates the wonderful support that we have received from the Saskatchewan legal community.”



Western Canada Moot Team 2009 left to right: Glen Rutland, Jana Shoemaker, Bill Roe, Breena Smith, Blaine Beaven

Davies Moot in Securities Law 2010

The University of Saskatchewan Davies Moot team of Steve Miazga, coach John Hampton, Loni da Costa, Julianna Hill, Joseph Gill and Kashif Ahmed represented the College of Law at the 2010 Davies Canadian Corporate/Securities Law Moot the weekend of March 5th and 6th in Toronto held at the Federal Court of Canada.

The U of S team was awarded 3rd place, nationally, winning three out of the four argued rounds. This marks the first time a University of Saskatchewan law team has placed in the top three teams. This year eleven law school teams from across Canada competed in this Moot.

At a reception hosted by the Davies Ward firm in downtown Toronto, the U of S team also met and networked with Canada’s leading practitioners and judges in corporate and securities law.



Davies Moot Team left to right: Steve Miazga, coach John Hampton, Julianna Hill, Joseph Gill, Kashif Ahmed

Jessup Moot in International Law 2010

The University of Saskatchewan (U of S) Law College Jessup team placed second in the memorial (written argument) competition of the Canadian rounds of the 2010 Jessup International Law Moot competition. This year’s competition was hosted by Osgoode Hall Law School in Toronto from March 17 to 20. The U of S was represented by Tyler Dahl, Adryan Toth, John Sanche, Joanne Colledge, Gadhi Cruz and Ruth Thompson (coach). Professors Robin Hansen and Heather Heavin were also Jessup faculty advisors. Third-year student Evan Thompson, who was a Jessup mooter last year, as well as several fac-

ulty members, judged practice moots to help prepare the team for the competition. At the awards banquet Michael Piel, representing the International Law Students Association, noted that no Canadian team has won the international rounds of the Jessup competition since 1991 when the University of Saskatchewan won the Jessup Cup.



Jessup Moot Team left to right: Tyler Dahl, Ruth Thompson (coach), Adryan Toth, John Sanche, Joanne Colledge (missing: Gadhi Cruz)

Jessup Moot 2009

In 2009, the Saskatchewan Jessup Moot team of Heather Campbell, Erin Hawes, Robert Martz, Trevor Oleniuk, Evan Thompson, and Ruth Thompson (coach) received the Winners of the Spirit of the Jessup award.

Canadian National Mediation Advocacy Competition 2009

College of Law students Meredith James, Hiyasmin Matias, Alexis Tayco and Itemobong Umoh along with their coaches Glen Gardner (Dispute Resolution Office, Sask Justice), and Kathy Ford, participated in the 2nd Annual *Canadian National Mediation Advocacy Competition* (CNMAC) in Toronto in November 2009 and went on to The International Commercial Mediation Competition held in Paris this February.

The Canadian competition involved 14 two-member teams from eight faculties of law across Canada role-playing as advocates and clients in mediation scenarios. Teams and individuals were judged by experienced mediators, judges and lawyers on how well they prepared and represented their client in the mediation process.

At the Canadian competition, Hiyasmin Matias, won the Cliff Hendler Award for Most Outstanding Individual. The team also had the honour of being present when Dean Cotter accepted the Louise Otis Award of Excellence in Mediation Education, for the school in Canada that demonstrated the greatest commitment to mediation education.

In February, our team was selected to compete in **The International Commercial Mediation Competition**. This is an annual moot mediation competition organized by the ICC International Court of Arbitration from February 6 – 10, 2010 in Paris. This one-of-a-kind event attracted 44 teams

from law schools and mediation experts from around the world.

With a view towards training lawyers to better meet the dispute resolution needs of today's cross-cultural market, the event combines best practice sharing, learning and networking and gives students an opportunity to test their problem-solving skills in a moot international mediation.

The team finished between 8th and 12th among the 44 teams, defeating the second place team from Australia during the qualifying rounds.



CNMAC Moot Team left to right: Alexis Tayco, Itemobong Umoh, Kathy Ford, Meredith James, Hiyasmin Matias, Glen Gardner with Brent Cotter

KAWASKIMHON Aboriginal Law Moot 2010

Six students from the College of Law represented the University of Saskatchewan College of Law in **KAWASKIMHON** March 5 - 7: Casey Barnett, Erin Buck, Tanner Daniels, Jeremy Herron, Candice McClean and Adam Taylor. Associate Dean Norman Zlotkin is the coach of the 2010 team. Both teams did very well, providing strong leadership in the circle.

Kawaskimhon means "speaking with knowledge". The Aboriginal Moot is a non-competitive moot addressing current issues in Aboriginal-Government relations. The objective of the moot is to try and reach a consensus on the issues raised by the moot problem. The moot is conducted in a circle format. It is designed so that it respects and incorporates Aboriginal values and concepts of dispute resolution. The participants sit in a large circle and make their presentation from locations around the circle. ■



Aboriginal Law Moot KAWASKIMHON back left to right: Tanner Daniels, Adam Taylor, front left to right: Candice McClean, Erin Buck, Casey Barnett, Jeremy Herron with coach Norman Zlotkin

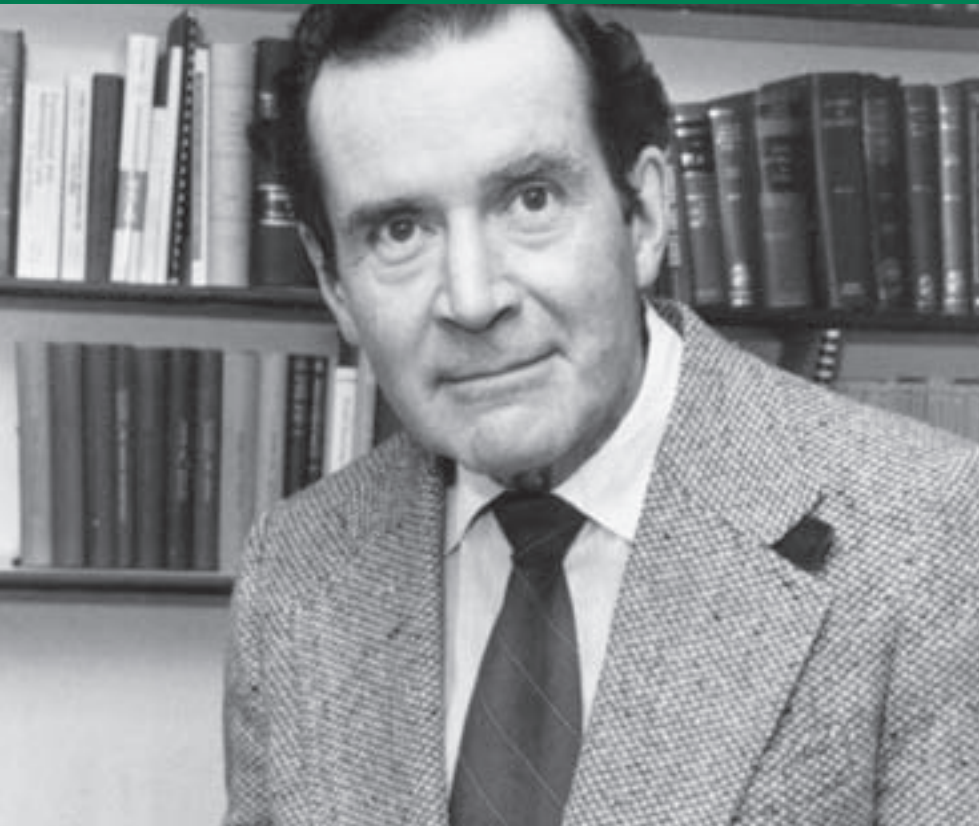
Law College Nationally Recognized for Excellence in Mediation Recognition



At the 2nd Annual Canadian National Mediation Advocacy Competition (CNMAC) held in Toronto, Ontario, the College of Law, University of Saskatchewan was nationally recognized for its excellence in educating students on non-litigation alternatives to resolve disputes. **The Louise Otis Award for Excellence in Mediation Education** is awarded to the law school demonstrating the greatest commitment to mediation education by the Canadian National Mediation Advocacy Competition. This inaugural award was presented November 21, 2009 in Toronto to Brent Cotter, Q.C., Dean of the College of Law. Presenting the award was Madame Justice Louise Otis, Court of Appeal of Québec. ■

Madame Justice Louise Otis presenting award to Brent Cotter.

Roger Colenso Carter



The following is Dean Brent Cotter's memorial to Roger Carter, delivered to the University Council in the Spring of 2009.

One of the University of Saskatchewan's most distinguished citizens, Roger Colenso Carter, died peacefully on February 10, 2009 at the age of 86.

When members of the Canadian legal education community learned of Roger's death, accolades and tributes flowed in from everywhere. Everywhere. To cite one example, when Dean of Law Bruce Elman of the University of Windsor was informed (a Dean who knew Roger Carter only by reputation), he advised his faculty, "Roger Carter, a giant in the history of Legal Education in Canada, died earlier this week."

Who was this giant of Canadian legal

education? Who was Roger Colenso Carter?

Roger Carter was born in Moose Jaw. He lived in Moose Jaw, and attended King George Elementary School there until the age of 9 when his family moved to Victoria, British Columbia. Nevertheless, Roger remained deeply attached to Moose Jaw all his life, writing at one time "Thank God for Moose Jaw". Roger hated Victoria and the "English pomp" of the upper crust members of Victoria society. And he hated his school, St. Michael's School for Boys. Roger Carter was demonstrable in his passions. This included his educational loves and hates. At Roger's memorial

service, his son Stephen recounted that on one occasion in Roger's adult life, when visiting Victoria with his children, he made them all get out of the car and kick the walls of his old school.

Roger returned to the University of Saskatchewan, which he loved. He wrote of this period, *"What a glorious experience those years were! The basic lessons of King George Elementary School had not been lost. My mind started to function again. I was exposed to philosophies and intellectual areas which had been foreign to me. They were also a lot of fun. And [alluding to Victoria] not a fake English accent among them."* Roger excelled academically in Arts and in Law, graduating from Law in 1947, winning the Gold Medal in the process.

At law school he met and subsequently married the love of his life, Mary Dunn—Mary Carter—who has had a remarkable career as a lawyer and jurist in her own right. Together they raised six remarkable children, some of whom have graced the halls of the College of Law as students, and one, Mark Carter, is a Professor of Law at the College.

Roger Carter practiced law until 1963, when he joined the College of Law. He was politically active all of his life, and tried his direct hand at politics by running for the NDP in the 1962 federal election, in which he was defeated—trounced, actually, and lost his deposit—by the conservative candidate, who happened to be one John Diefenbaker. As Roger was fond of telling, Diefenbaker pointed out that he could take some consolation. He had, after all, beaten the Liberal candidate!

In 1968 Roger ascended to the Dean-ship of the College of Law [I guess the right word is "ascended"]. He served with distinction as Dean, during somewhat turbulent times, stepping down 1974. During that time he hired some of our most distinguished senior faculty—Professor Ken Norman, Professor Ron Cuming, Professor Ken Cooper-Stephenson, Professor Dan Ish, and our present President, Professor Peter MacKinnon.

He continued as a Professor of law

until his retirement in 1987. During this period he also served as general counsel for the fledgling Saskatchewan Legal Aid Commission, worked with the Treaty Commissioner, helped develop the no-fault insurance system, and served as Director of the Native Law Centre. He continued to be active in legal education and law reform throughout the 1990s, writing among other things the Carter-Wilson Report aimed at the revitalization of Legal Aid in Saskatchewan. In the last few years declining physical health caused him to withdraw from public life and caused him to diminish his larger than life profile.

Roger Carter was one of the greatest minds to have ever graduated from our College of Law. He was an outstanding lawyer. He was an even greater teacher. As countless of his thousands of students attest, he brought to life the dull, most insomnia-inducing legal subjects. He was catholic in his tastes and enthusiasms, and passionate about them all.

And he was probably the greatest storyteller and raconteur I have ever met. To listen to that gravelly voice, that thespian's delivery, the impeccable comic timing, was a joy to any audience. He had a way of involving you, exciting you about the things he found exciting. I recall him calling me in Halifax in 1979 and talking me into coming out to Saskatoon to teach in that year's summer program at his beloved Native Law Centre. By the time I got off the phone I thought about the favour he was doing me by inviting me to be involved, and secondly, how would I explain to my wife that I had, in one phone call, agreed to come to Saskatoon for the summer. I should say that he was, of course, right. That summer experience was more fulfilling for me than it could possibly have been for any of my students. And it changed my life. Wherever I have worked I have put up on my bookshelf the picture of that 1979 class of students and professors, with Roger squatting beside me with his impish grin. I am proud to be in that photo, and doubly proud to be side by side with Roger.

That summer I was sitting with Roger

in the faculty lounge. We were talking about books. He wanted to tell me about a book by an author by the name of Tony Hillerman. But, as always he had his own way of making his point. He said to me, "Well, I have just finished a 'wowser' book." I replied, as he knew I would, "Roger, what is a 'wowser' book?" He replied "It is one of those books where when you finish it you slap your armchair - and here he slapped the arm of his chair loudly—and proclaim, "Wowser, what a book!" And as usual, he was right. For years I devoured every Tony Hillerman novel I could, and I never forgot—how could I—the way his writings had come to be recommended to me.

A word about Roger Carter's greatest achievement, his greatest gift to legal education and to the legal profession. During his time as a law teacher and Dean, Roger recognized that few Aboriginal people had become lawyers and that not very many had acquired the post-secondary education to even try law. He set about with Rod Soonias and Ken Norman and others to do something about it. They established a summer prep school for Aboriginal students to get them ready for law school. He personally persuaded law schools across the country to take a chance on this little pre-law prep program. They relied on Roger and took that chance. The summer program began in 1973, and evolved into the Native Law Centre in 1975. The Native Law Centre is now a nationally renowned institution of Aboriginal legal research and legal education.

Prior to the commencement of the program in 1973 there were said to be 3 lawyers of Aboriginal ancestry in all of Canada. Today there are over 1300. It is

also said that over 60% of those lawyers—over 60%—got their start in that pre-law training program at the Native Law Centre. There is not a single initiative in the history of legal education or the legal profession in this country that has so profoundly opened doors for an excluded and marginalized community to participate in the professional life of our country. All because of a small group of people with a commitment to social justice and a charismatic leader. Opportunities for Aboriginal people to participate in the justice system that have affected thousands of lives, and helped change our legal system forever. For a lifetime of achievement, but especially for his commitment to Aboriginal people, Roger Carter was made an Officer of the Order of Canada. He is also the only non-Aboriginal person ever to have been made an honorary member of the Indigenous Bar Association of Canada.

In a note to the family our President, Peter McKinnon, described Roger Carter as 'thoughtful, sensitive, humorous, worldly, humane, original and courageous'. Not a bad legacy of adjectives to summarize a career, or a life. A life of profound influence for good in this world.

A former student of Roger's, Evert van Olst, sent me an e-mail expressing sadness at Roger Carter's passing, and remarked that Roger ended the last class of the year in each of his courses with the same statement. Either with his students in mind, or perhaps himself, he would declare "Free at last. Free at last. Thank God Almighty, I am free at last!" Perhaps a fitting epitaph for Roger's own release from this mortal coil. ■

— Brent Cotter



Marjorie Benson



The following is Dean Brent Cotter's memorial to Professor Marj Benson, delivered to the University Council in January of 2010.

Professor Marjorie Benson of the College of Law, our colleague and friend, passed away on Monday, January 4th of this year after a valiant battle with cancer. She was 62 years old.

Professor Benson – Marj – was a faculty member at the College of Law from 1992 until her death. She came to our law school following an outstanding career as a senior civil servant with the Government of Saskatchewan. Marj had served with distinction in various portfolios with the provincial government, including service as an Associate Deputy Minister, a position to which she was appointed at the age of 31. In the

1980s she returned to the university to study law, at which she excelled. She subsequently completed a doctorate in law at Harvard University, one of the pre-eminent law schools in the world, and joined our faculty in 1992. She served on our faculty from that time until her death two weeks ago.

Professor Benson was an outstanding professor. She published widely. Her works were scholarly but eminently readable. One of her co-authored books, *Aboriginal Tenure in the Constitution of Canada*, was shortlisted for Book of the Year at the Saskatchewan Book Awards. Her most recent book, *The Skills and Ethics of Negotiation*,

has been nationally recognized as a classic in the field.

During her academic career, Marj Benson gravitated to the developing field of mediation and dispute resolution. This evolution occurred at a time when the justice system itself was becoming more and more concerned with the cost and timeliness and quality of justice and its accessibility. Leaders in the field – and Marj quickly became one – began to develop new concepts and approaches to dispute resolution and to improving access to justice. The introduction of concepts like mediation, alternative dispute resolution and collaborative law have required the very nature of lawyering, and the role of the lawyer, to be reconceived as 'client-centred, interest-based, collaborative' rather than 'system-oriented, positional, conflictual'. And, a new generation of lawyers needed to be educated in a dramatically different model of lawyering and serving clients.

In this latter area-teaching-Professor Benson had a profound influence. She was simply an outstanding teacher. She was nominated on three separate occasions for a USSU Teaching Excellence Award, and received the award in 1995. Hundreds of students learned from her and have embraced a more modern, more humane way of addressing and resolving their clients' problems. From a very large pool of complimentary student assessments of her teaching, here are four examples:

"This is a fantastic course that I will utilize for the rest of my career... I am honoured to be enrolled in this course."

"Marj is an inspiring, energetic, fantastically knowledgeable professor that I feel lucky to have."

"She is vibrant and smart. What a woman! I hope my wife is this smart!"

"She is by far the best teacher on campus, and I only wish she was the Dean."

(I am sure that many others share that last sentiment!)

To give you a small sense of her impact in the area of Dispute Resolution, I want to tell you about the Canadian National Mediation Advocacy organization, CNMAC. Among other things, CNMAC, hosts a national Mediation Advocacy competition. This past year three of our students finished in the top seven in the country, and one of our students was chosen as the top mediation advocacy student in Canada. This occurred in part because of the outstanding quality of our students, and in part because of excellent coaching. Also the program at our Law School prepared them well. At the national Competition in November CNMAC awarded, for the first time, the Louis Otis Award to the law school in the country with the most outstanding program in Mediation and Dispute Resolution. Our College of Law was the recipient. We won this award because of the program that Marj Benson and our colleague Michaela Keet built, carefully and patiently, over a decade. That award and trophy resided in Marj's hospital room from November until the day she died. SHE made it possible.

Her loss as a teacher and scholar is a great loss to our law school and to the many students who will never experience the vibrancy and brilliance of her teaching.

But in many ways even this praiseworthy account does not capture the Marj Benson her friends and family knew so well. She welcomed all of us into her heart, and into her home with tea and cinnamon buns. She cared about us. Here I can do no better than quote, with his permission, a portion of the remarks that our President, Peter MacKinnon, delivered at the memorial service for Marj Benson:

"Each of us has our own thoughts and memories of Marj. To me, she was brilliant, open, spiritual, compassionate, vulnerable and loving. Her intellect was formidable. I remember the letters from her professors at Harvard who attested to her high standing among the doctoral students who were her peers, and I remember too the rich tapestry of her learning and conversation. But it was her openness that particularly distinguished her intellect, She thought and talked in conceptual and holistic ways. She was not tied to doctrine and convention. She listened to what others had to say – I mean really listened – and accounted for what she heard in the evolution of her own understanding. She could change her mind, but she did so with the same discipline that she brought to all of her mental tasks. She was a humane intellectual."

She cared deeply for others. This was evident to all who knew her, and lasted to the moment of her death. Marj was determined to make her passing as easy as possible for family and friends. I was fortunate to have visited her at length the day before she died. She was close to death, and knew it, but she made it a delightful visit. Here is one example of how she did this. Shortly before we were to leave, her dinner arrived. It was a can of club soda. Bed-ridden and very weak, by then it was all she could manage. When it arrived, Marj, ever the host, was immediately

crestfallen. "Well", she said, "I don't have much to offer you. But there are three straws over there in the drawer. We can share the club soda!"

In this little story one cannot help but note Marj's kindness, and love for others, even in as she faced her own imminent death. President MacKinnon captured this well in his remarks:

"Love was Marj's most defining characteristic: her love of family and friends; her love for her students to whom she was as deeply committed as anyone I know or have known; her love for Saskatchewan and for the endowments of nature wherever she saw them. That love is her legacy. ... It is a noble legacy – one befitting the noble life and spirit of Marjorie Lynne Benson."

Thank you to faculty and staff around the College, the Law Library, and the Native Law Centre who donated so generously and spontaneously to a tree planted to support Marj Benson. Nature lover that she was, Marj was pleased to see a lovely green ash planted out on the "island" in front of the new building. Surrounded by poplars, the ash was planted to signal Marj that she is in the thoughts of her colleagues around the College. ■

– Brent Cotter



"Marj is an inspiring, energetic, fantastically knowledgeable professor that I feel lucky to have."

A memorial award is being established at the College of Law in honour of Professor Benson. Donations to the Award may be made to the College of Law, care of Jennifer Molloy, Development Officer.



Professor Ron Fritz Freedom Highlights Law Career

After 34 years, Professor Ron Fritz said, “it’s time to retire.” His journey into law began in Ontario, where he received his LL.B. from the University of Windsor in 1971, then further to the London School of Economics to complete his LL.M. He returned to a two year stint in Ottawa at the Law Reform Commission of Canada’s Family Law Project, then came to the University of Saskatchewan.

While his graduate work was in corporate law, insur-

ance law, and intellectual property, he became the Family Law Professor on Faculty. “Some years I taught as many as three Family Law offerings,” he notes. He revised the structure of the course and the curriculum and has even received some nice compliments. At a First Year Banquet recently, the guest speaker said, “I’d like to thank Professor Fritz. I made a lot of money off your materials.”

There are many highlights in his long career. “One of the advantages of being an academic,” he said, “is that you can follow your interests with a lot of freedom. In 1990 I became quite concerned about Saskatchewan’s electoral boundaries legislation. I helped form The Society for the Advancement of Voter Equality. The group persuaded the government to do a constitutional reference to the Court of Appeal, which agreed with our concerns but the Supreme Court of Canada disagreed.”

Nevertheless, his interest in electoral boundaries continued and he later became the vice-chair of the federal electoral boundaries commission for Saskatchewan. “Our work was very controversial,” he laughs. “We produced boundaries that were subject to excoriating criticism. Indeed a House of Commons committee said our work was a waste of government money.” The controversial idea was mixing urban and rural voters. After the next census a new commission for Saskatchewan was appointed, and they came out with a version which was even less well received. “What they did then is they reverted to what we had done.”

He also felt honoured to be involved with the case of 12 year old Tyrell Dueck, who had cancer in one of his legs, and decided he did not want further treatment. The question before the court was whether he was a mature minor capable of making his own decision. “I provided some advice to the lawyer hired by the family,” he says. “I also decided to infuse into my torts class an element of consent to medical treatment.” The Court ordered the treatment, but by then the cancer had spread to other organs and the oncologist thought treatment would not help. “The family held an event and publicly thanked me for my contribution and I didn’t think I’d done a great deal. But I was interviewed by As It Happens, which, in terms of an academic’s lifetime, is probably the pinnacle,” he laughs.

Another highlight was Admissions. “In my very first year here I was put onto the Admissions Committee,” he says. “I found it very interesting and fulfilling, being able to champion the case of certain applicants, and seeing it turn out beautifully for them; I must say I got a charge out of that on a number of occasions.”

He helped draft a constitution for a new national Admissions organization, then helped Canadian Common Law schools to gain full status on the Law School Admissions Council, which is responsible for the LSAT. He was elected to the Board of Trustees of the Council, the first Canadian to do so. He served on the Board for two years and in a number of other capacities after that. “As a result of the work of a sub-committee that I chaired, the development of the test was much more sensitive to Canadian concerns.”

Another one of his lasting contributions to the Law School is the endowment of the Fritz Prize for the second place graduate. “The T. D. Brown Prize has been given for years,” he says, “and I thought it unfortunate for someone who does so well and stands in second place, yet the only person we are recognizing is the top graduate.”

His wife Linda worked for many years in the University library system and retired as the Head of Special Collections. In 2002 they bought a heritage house in Queenston, Ontario, near Niagara-on-the-Lake. He and Linda have now retired to their new home, and to Ron’s original roots in Ontario. He has no immediate plans. “Maybe sit on a committee, but nothing structured at this time. Just see how it goes.” ■

– Peter T. Derbawka

Professor Ken Cooper-Stephenson The Tortmeister



In June 2009 Professor Ken Cooper-Stephenson retired as a professor at the College of Law, a position he held since 1971. Ken’s retirement brings to an end a long and distinguished career as a teacher, scholar and administrator – the three necessary attributes of a valued colleague and faculty member.

Affectionately known as “Coop”, he was a thoroughly dedicated teacher who always put the students’ interest first. Professor Cooper-Stephenson will be best known to the alumni of the College of Law as a Torts professor, particularly the basic, most significant first year Torts course, throughout his career in the College. This in itself would expose him to one-half of the entire College’s student population. When his senior level courses are added in, it is estimated that Ken has taught approximately 65-70% of the students at the College of Law in the past four decades.

Ken’s commitment to teaching was second to none. In addition to meticulous preparation for his classes, he would selflessly give his time to students outside the classroom. It was not uncommon to see students lined up outside his office waiting to discuss fine points of the law with him, or to review written assignments and receive the additional benefit of his one-on-one tuition.

For many years, Ken was the faculty editor of the Saskatchewan Law Review. This position involved working very closely with a small group of excellent students to publish the law school’s venerable journal. His ability to mentor the student editors, and dedicate innumerable hours to the task, resulted in the publication of one of Canada’s best law journals.

Ken Cooper-Stephenson ranks in the very top echelon of legal scholars who have taught at western Canada’s oldest law school. In 2001, Ken was awarded an earned LL.D. from The University of London (England). As one

of Canada’s most prolific and eloquent legal writers, he wrote no fewer than three substantial books that firmly entrenched him as an international Torts scholar. His seminal work is the 1,000 page, *Personal Injury Damages in Canada*, first published in 1981, and then extensively rewritten in its second edition in the mid-90’s. It is perhaps the most thorough treatise on the assessment and quantification of damages for personal injury and death claims. Although written from a Canadian perspective and focusing on Canadian law, the fundamental principles are transferable to all jurisdictions in the common law world. Most particularly, his analysis of the principles of causation have been cited and taught by legal scholars in several countries. The book is first class in every respect.

Ken also wrote a ground breaking book dealing with damages for the infringement of rights guaranteed by the Canadian Charter of Rights and Freedoms. *Charter Damages Claims* has been cited numerous times by the courts, including the Supreme Court of Canada and the South African Constitutional Courts. The work looks beyond Canada to examine American constitutional tort cases, and awards of just satisfaction by the European Court of Human Rights.

In addition to these two books, Professor Cooper-Stephenson also co-edited a book on tort theory and wrote a thorough review of the Saskatchewan no-fault automobile accident insurance scheme. He made recommendations for improvement of the plan including an extension of tort law in the automobile accident field. The report, written for the Government of Saskatchewan, became a template for major legislative change in the Province.

Ken’s record of publications includes an extensive number of articles and writings in a broad variety of legal journals and other forums. He had a love for literature and movies which had a

way of insinuating themselves into his writings. One article was titled “Sense and Sensibility”, another “Sliding Doors” and a third “The Fairest of Them All”.

In his nearly four decades at the College of Law Ken was a major contributor to the administration of the program and the governance of both the College and the University. He chaired virtually every College committee and at any given time throughout his career was a member of a major University committee as the College’s representative. In addition, he served as Assistant Dean first in the 1980s and again in the 1990s.

With his retirement, the College of Law has lost one of the great law teachers and scholars in Canada. Ken Cooper-Stephenson is a person who exemplified the essence of the true University professor: industrious, intelligent, sensitive and humorous. Throughout his career, Ken was such an intensive legal scholar that it is expected he will not easily leave his role behind. It will not be a surprise if we soon see another major contribution to legal scholarship by Professor Ken Cooper-Stephenson. We are honoured that Ken has accepted the title of Professor Emeritus in the College of Law, University of Saskatchewan. ■

– Dan Ish



Professor Ken Cooper-Stephenson and Professor Heather Jensen at the retirement and farewell reception.

FACULTY UPDATE



Beth Bilson

Professor Bilson contributed two chapters to the new edition of a Canadian arbitration text, Palmer and Snyder, *Collective Agreement Arbitration in Canada*, last revised in 1984. Her paper entitled *John East Iron Works v. Saskatchewan Labour Relations Board: A Test for the Infant Administrative State* will appear in a volume looking at the historical context of noted Canadian cases in Canadian labour law. Professor Bilson continues to edit the Canadian Bar Review, and in August she became Chair of the national Standing Committee on Equity of the Canadian Bar Association.



Marie-Ann Bowden

Professor Bowden was on sabbatical leave in 2008 during which she was involved in many projects. In January, she taught a one week (36 hour) course for the Indigenous Peoples Resource Management program. She completed a publication entitled *A Legal Guide to Aboriginal Safe*

Drinking Water, co-authored with Linda Duncan. As well she completed numerous articles and reviews in publications including Saskatchewan Bar Notes, Butterworth's *Canadian Environmental Law*, JELP, *The Law of the Land – The Advent of the Torrens System in Canada* for the University of Alberta Law Review. In the spring of 2010, a paper on the legislative review process for Saskatchewan's revised water and environmental legislation and the major proposed changes, tentatively entitled, *Environmental Assessment in Saskatchewan: The Promise of Smoke and Mirrors*, will be published in the Journal of Environmental Law and Practice. In the spring of 2008 she presented a paper and lecture for the Risk and Insurance Managers Society (Saskatchewan Chapter) entitled, *Contaminated Site Liability and EMPA Current Concerns and Future Reforms*. With colleagues Martin Phillipson (University of Saskatchewan) and Marica Valiante (University of Windsor) funding was secured from Carswell, JELP and the University of Windsor for a conference in the fall of 2008 in the environmental law area. Titled, *The Demise of Environmental Assessment in Canada* environmental academics

and ENGO academic speakers from across the country attended. The papers will be published in a special edition of the Journal of Environmental Law and Practice which is a refereed Canadian legal periodical housed here at the College of Law. Professor Bowden is also involved with a Saskatoon Environmental Advisory Committee for the City of Saskatoon and has recently arranged a liaison between the college's student organization, Green Legal, to undertake several research initiatives to advance sustainability within the City. Since completion of the law school addition she has also served as the lay representative of the Saskatchewan Association of Architects.



Mark Carter

Professor Carter's recent publications include 'Debunking' *Parental Rights in the Canadian Constitutional Context* (2007), 86 Canadian Bar Review 479 and *The Rule of Law, Legal Rights in the Charter and the Supreme Court's new Positivism* (2008), 33 Queen's Law Journal 453. In April of 2008 he presented a paper titled *Defining Terrorism: The Implications for Canada as Po-*



Ron Cuming

During his academic career at the College, Professor Cuming has focused his attention, research and teaching on two areas of Saskatchewan law that are important features of any modern, market economy: secured transactions and money judgment enforcement. One of the professional goals he set for himself was to apply whatever knowledge he had to modernizing the law of the Province in areas falling within his expertise.

litical and Religious Refuge at the conference *Canada as Refuge* at the Institute for Canadian Studies in Edinburgh Scotland. In June of 2008, Professor Carter was invited as an expert witness to speak before the Canadian Senate's Committee on Legal and Constitutional Affairs in Ottawa. Professor Carter was speaking in favour of Bill S-209, an Act to amend the Criminal Code (protection of children) which would repeal the corporal punishment defense. Later in June Professor Carter was a visiting professor at the Institute for Studies in Criminal Justice Policy at Simon Fraser University in Burnaby, British Columbia.

In the early years, he worked with others to ensure that Saskatchewan had the most efficient secured transaction system in the world. In recent years, he has turned his attention to money judgment enforcement which is the other side of the coin to secured transactions. These efforts and those of others with whom he has worked is expected to come to fruition in the form of a bill presented to the Legislature that, if enacted would be The Enforcement on Money Judgment Act.

The proposal, like its earlier counterpart in the area of secured transactions, represents a dramatic departure for current law that is based on an uncoordinated mix of ad hoc statutory measures and largely outdated principles of the common law and equity. It has been designed to provide a money judgment enforcement system that will be an important factor in the economic life of the Saskatchewan.

Professor Cuming is in the final stages of completing a manuscript of a book entitled: *The Saskatchewan Enforcement of Money Judgments Act: Analysis and Commentary*. The book deals with proposed legislation that, if enacted and implemented, would completely reform the money judgment enforcement law of Saskatchewan. The effect of the proposed Act on judgment enforcement law would parallel the effect of the first Personal Property Security Act on personal property security law of the province. Furthermore, the priority regime of The Enforcement of Money Judgments Act would be integrated with that of The Personal Property Security Act, 1993.



Rob Flannigan

Recent publications: (1) *The Fiduciary Accountability of Ordinary Employees* (2007) 13 Canadian Labour and Employment Law Journal 283; (2) *Costs For Self-Represented Litigants: Principles, Interests and Agendas* (2007) 33 Advocates' Quarterly 447; (3) *Child Labour: The Partial Fiduciary Accountability of Parents* (2007) 86 Canadian Bar Review 293; (4) *The [Fiduciary] Duty of Fidelity* (2008) 124 Law Quarterly Review 274;

(5) *Fiduciary Mechanics* (2008) 14 Canadian Labour and Employment Law Journal 25; (6) *The Fiduciary Duty of Departing Employees* (2008) 14 Canadian Labour and Employment Law Journal 355. The full text of each article is posted at www.ssrn.com/author=118622.



Heather Heavin

Professor Heavin is currently working on two collaborative projects with faculty from the Johnson-Shoyama Graduate School of Public Policy involving Citizenship education and the application of *Best interests* in decision-making involving children. In 2009 she delivered the Emerging Scholars Workshop – Has International Dispute Resolution Improved Canada – U.S. Trade Relations? As well, in 2009 she published Chapter 19 of NAFTA and the Geographies of International Dispute Resolution with the Canadian Association of Law Teachers. Professor Heavin was a Panel member on *Transformation: Building a Foreign and Trade Ministry for the 21st Century* at the Department of Foreign Affairs and International Trade, 100th Anniversary Conference. Also, she conducted an Outreach and Training Seminar, The Dynamics of Public Policy, with the Johnson-Shoyama Graduate School of Public Policy.

Heather has recently been awarded tenure with the Faculty of Law.



Sakej Henderson, Native Law Centre

Professor Henderson's research has focused on studying Indigenous legal traditions and Indigenous humanities. He has been involved with the Federal Court in generating the revised Guidelines in Federal Court Rules of Evidence for Elders and knowledge keepers, developing the Specific Claims Tribunal, Advisory Committee of Truth and Reconciliation Canada, First Nations post-secondary educational rights, Land Tenure for Indigenous peoples with the Forum of Federations, the Canada's Residential School apology process, Aboriginal

self-government conference, and various treaty gatherings.

His presentations have centered on reconciling Indigenous humanities with the Eurocentric humanities and generating a trans-systemic constitutional synthesis in his many presentations, including, *Constitutional Supremacy and Aboriginal Legal Traditions in Federal Courts* for Federal Court Rules Committee, CBA, Justice, IBA on Oral History and the Role of Elders (April 7-8, 2009) and in Ontario Justice's Crown Counsel Summer School course *Vision & Foundation: Role of Lawyers in Aboriginal Legal Issues*, and *Treaty and Aboriginal Relationship: What is the Treaty Relationship All About?* Ministry of the Attorney General, Legal Services Division August 11, 2009.

His book, *Treaty Rights in the Constitution of Canada* (2007), won the 2008 Scholarly Book Award for Saskatchewan Book Awards. His book *Indigenous Diplomacy and Rights of People: Achieving UN Recognition* (2008) is shortlisted for the Scholarly Book Award for Saskatchewan Book Award. Ontario Justice's Crown Counsel Summer School course made his book, *First Nations Jurisprudence and Aboriginal Rights* (2006), required reading for the course.



Dan Ish

Dan Ish continues to be on leave from the law school. He is the chief Adjudicator of the Indian Residential Schools Adjudication Secretariat for Canada.



Michaela Keet

Professor Keet has worked with the Dispute Resolution curriculum to strengthen relationships with the legal profession, particularly with lawyers and judges. She has acted as a presenter and trainer at educational workshops for Provincial Court Judges on Mediation and Facilitation as well as on recent developments in Tort Law. Other presentations included: *Challenges for Dispute Resolution*

Neutrals, presentation at Dialogue on Dispute Resolution: Opportunities and Challenges, ADR Institute of Saskatchewan, Conference and Annual Meeting, Saskatoon (with Kathy Ford, Q.C.) Developments in the Dispute Resolution Field, presentation to Dispute Resolution section, Canadian Bar Association (Saskatchewan Branch) *Recent Supreme Court of Canada Decisions in Tort Law: Mustapha and Hill*, presentation at Civil Law Update, a SKLES! seminar.

Professor Keet's recent publications have arisen from an empirical research study in the area of Collaborative Family Law.



Tamara Larre

Professor Larre is currently researching a number of tax policy issues, including the effective-

ness of the Children's Fitness Tax Credit (as part of a CIHR-funded project headed by colleague Dr. Barbara Von Tigerstrom) and the policy issues surrounding the tax exemption for personal injury damages. Most recently, Professor Larre presented a paper entitled *The Children's Fitness Tax Credit: Right Message, Wrong Policy?* at the Tax Expenditures and Public Policy in Comparative Perspective conference in Toronto. She has recently had articles published in the Supreme Court Law Review and the Queen's Law Journal.



Glen Luther

In 2008, Professor Luther was promoted to Associate Professor and granted tenure. He was awarded the Queen's Counsel Designation in December of 2009. As well, as of 2009, he became an Associate member of the Department of Psychiatry. His teaching has centered on criminal procedure, evidence law and law and psychiatry. He is the U of S Learning and Teaching Scholar for 2009-2010 at the Gwenna Moss Centre for teaching effectiveness. While on sabbatical during the fall of 2009, Professor Luther worked on a book on the *Law of Arrest and Detention in Canada* for Irwin Law. It is being

co-authored with Professor Stephen Coughlan at Dalhousie Law School and the publication date is targeted for March 30, 2010.

In March 2009 he hosted a press conference at the College, to speak to an open letter to the Prime Minister urging the Federal Government to seek Omar Khadr's return to Canada. Professor Luther is a member of the Board of Directors of CLASSIC and its Fundraising Chair.

Professor Luther's work continues in law and psychiatry with Dr. Mansfield Mela of the Psychiatry Department at the U of S. They expect to publish an article in early 2010 on the concept of *Diminished Responsibility and Fetal Alcohol Spectrum Disorder*. They received a grant from the Foundation of Legal Research which contributes to this work. He has recently published an article on evidence law with Michael Plaxton: Michael Plaxton and Glen E. Luther, *Limiting Instructions and Similar Facts* (2009), 63 C.R. (6th) 12.

In 2009 Professor Luther presented at the following conferences:

Glen E. Luther, *Self represented Litigants: Managing the Courtroom*, Canadian Association of Provincial Court Judges National Conference, September 2009, Calgary, Alberta.

Glen E. Luther, *Self-Incrimination and R. v. Henry*, Faculty Seminar, University of Calgary Faculty of Law, September 2009

Glen E. Luther, *The Tackling Violent Crime Act, 2008: Ramifications of the New Dangerous Offender/Long-Term Offender Designation Provisions*, Saskatchewan Trial Lawyers Spring Conference 2009, May 2009, Saskatoon, Sask.

Glen E. Luther, *Charter remedies Update: Grant, Shepherd and Harrison in the Supreme Court of Canada*, Saskatchewan Trial Lawyers Spring Conference 2009, May 2009, Saskatoon, Sask.

Glen E. Luther, *Racial Profiling and the Law of Evidence*, Race, Law and Judging Conference, National Judicial Institute, Halifax, April 2009.

Glen E. Luther, *Ramifications of the New Dangerous Offender/Long-term Offender Designation Provisions – Determining Eventuality of Control* Canadian Association of Psychiatry and the Law (CAPL) annual conference, February 2009, Mount Tremblant, PQ.

Co-chair of the Saskatchewan Trial Lawyers conference *Avoiding Matched Bracelets: Criminal Law Update* which was held at the College of Law, May 1, 2009.



Dwight Newman

Professor Newman's research has focussed on cultivating understandings of human rights questions by continuing work on projects within his SSHRC Standard Research Grant project on *Theorizing Aboriginal*

Rights and a project on *Canadian Constitutional Values*.

Amongst others, he delivered invited presentations from this work at the University of Toronto, Osgoode Hall, the University of Ottawa, and the Centre en Recherche en Ethique de l'Université de Montréal. He also presented work on a panel at the American Society of International Law Annual Meeting in Washington DC, as a speaker at the Oxford University Jurisprudence Discussion Group, and in seminars as a visiting scholar at McGill University and at the University of Pretoria and the University of the Witwatersrand in South Africa.

He recently published his new book *The Duty to Consult: New Relationships with Aboriginal Peoples* (Purich, 2009) and as well, joined Professors Benson and Bowden as a co-author of *Understanding Property* (Carswell, 2008).

Professor Newman was honoured to receive, during the past year, the University of Regina's Outstanding Young Alumni Award.



Ken Norman

Professor Ken Norman administers, as a Director of the Poverty and Human Rights Centre [PHRC], Vancouver, a five-year (2009-03-01 to 2014-08-31) \$120,000 *Reconceiving Human*

Rights Practice SSHRC-CURA grant. In May of 2009, the PHRC, as part of this practice, won intervenor status in a *right to adequate housing* Charter test case proceeding to the B.C. Court of Appeal. On December 9, 2009, a unanimous Court of Appeal Panel in *Victoria (City) v. Adams* [2009] B.C.J. No. 2451 authored a landmark Charter poverty law ruling. The Court suspended portions of the City of Victoria's Parks Regulation Bylaw which deprived the homeless Charter challengers of life, liberty and security of the person in a manner not in accordance with the principles of fundamental justice and were thus in violation of s.7 of the Charter. This order allows the homeless to put up tents in Victoria's public parks, for overnight shelter, until such time as the City can show the B.C. Supreme Court that its available shelter beds meet the daily shelter needs of the homeless.

On March 25, 2009, Professor Norman was the keynote speaker; delivering a paper entitled, *The Right to Housing and International Human Rights Law*, at the Poverty and Human Rights Learning Forum: Making the Links, White Buffalo Youth Lodge Saskatoon. On May 27, in Saskatoon, Professor Norman and Professor Monture, Sociology, launched the first of twenty public engagement/oral history sessions across Canada culminating in Moncton on February 3, 2010, conducted by the Content Advisory Committee of the Canadian Museum for Human Rights [CMHR]. On January 18, 2010, Professor Norman authored *Origins of International Human*

Rights Law for the Content Advisory Committee of the CMHR. On February 21, 2010, he published *Rights and Responsibilities*; a White Paper for the Saskatchewan Education Leadership Unit and the Saskatchewan Human Rights Commission to be discussed at a Symposium on March 13, 2010. On February 26, 2010, he presented a paper entitled *Ficus Elastica* to the Sallows Conference at the College of Law, Freedom of Association: Harmonizing Canadian Norms with International Commitments.

Professor Norman continues to serve on the Council and as Webmaster of the International Commission of Jurists (Canadian Section) www.icjcanada.org/en/news/default.htm. He continues to serve as a Director of The Canadian Human Rights Reporter and as a member of the Editorial Board of The Human Rights Digest.

Tim Quigley

Professor Tim Quigley has reduced his work to half-time and will be working from July 1 to December 31 each year. He will continue to write updates for his book, *Procedure in Canadian Criminal Law* (2nd ed.) and as co-editor of the Criminal Reports, the Canadian Criminal Law Review, and of Learning Canadian Criminal Procedure. He and his co-editor, Don Stuart, are currently preparing the 10th edition of the latter work. Professor Quigley is enjoying his off time practicing Spanish and French, honing his photography skills, playing bridge, travelling and other such well-deserved indulgences.



Doug Surtees

This year, Doug is teaching first year students 'Contracts'. He also teaches an upper year seminar in 'Elder Law' and a class in 'Wills and Estates'

Doug recently published a Chapter in a book. His chapter is called *What can Elder Law Learn from Disability Law?* The book is called *Theories on Law and Ageing* Israel Doran editor, published by Springer (2009).

Doug's research is principally concerned with issues of respect for civil rights in long-term care facilities, and with Guardianship and Co-decision-making. When a person loses mental capacity, an application for guardianship becomes common place. When a person requires long term care, they experience many changes in their lifestyle. Doug's research focuses on the impact that loss of capacity, or requiring long term care has on a person's civil rights. Last year he completed a research project which involved interviewing families with a family member in a Saskatchewan long term care home, and surveying long term care institutions. An article on this research is forthcoming. As well, Doug continues to gather data on

Guardianship orders granted by Saskatchewan courts.

Doug serves as the College representative to the Public Legal Education Association of Saskatchewan (PLEA), and serves as president of the organization. He also serves on the board of directors of the Saskatchewan Abilities Council, the Saskatchewan Prevention Institute and Easter Seals Canada.



Lucinda Vandervort

Professor Vandervort is researching issues related to *fair trials*, credibility determination, evidence law, and police and prosecutorial decision-making. In March 2009 she was an invited speaker on sexual assault and the criminal justice system at the Jane Doe conference at the Faculty of Law, University of Ottawa. In September 2009 she was an invited speaker at the *Sex Crimes* conference organized by the Sex Crimes Unit of the Calgary Police Services and sponsored by the Department of Justice, Alberta. She has been invited to speak on mistaken belief in consent, rape myths, and defence theories of fabrication at a conference organized for prosecutors by the Department of Justice, Alberta, in early 2010. Her article entitled *Legal Subversion of the Criminal Justice Process? Judicial, Prosecutorial and Police Discretion in R. v. Edmondson, Kindrat and Brown* is forthcoming in *Sexual Assault Law, Practice & Activism in a Post-Jane Doe Era*, edited by Elizabeth Sheehy (Ottawa: University of Ottawa Press, 2010).

At present, she is teaching courses and seminars in the College on criminal law, evidence, and sexual assault law.



Ken Norman



Barbara von Tigerstrom

Professor von Tigerstrom received tenure and was promoted to Associate Professor, effective 1 July 2009. She continues to act as a member of the University's Biomedical

Research Ethics Board.

On July 1, 2008 she was appointed as a joint member of the University of Saskatchewan, School of Public Health, for a 3-year term. Under this arrangement Professor von Tigerstrom teaches one course in the School of Public Health and participates in research and governance in the School. She has recently written numerous articles in publications such as the Canadian Medical Association Journal, Health Law Journal, Windsor Review of Legal and Social Issues, and Stem Cells Reviews and Reports as well as being a contributing author on stem cell research. In 2008 she presented at the Canadian Institute of Public Health Inspectors Fall Educational Workshop and the American Public Health association Annual Conference, and in 2009 at the National Obesity Summit, the National Health Law Conference and at the Canadian Council on International Law Annual Conference.

A research team led by Barbara von Tigerstrom and including Tamara Larre from the College was awarded a three year grant from the Canadian Institutes of Health Research, Heart and Stroke Foundation of Canada, and Rx&D Health Research Foundation, to study the Children's Fitness Tax Credit.

[B. von Tigerstrom (Nominated Principal Investigator) et al., *Awareness, Use, and Impact of Children's Fitness Tax Credit*, Operating Grant OPG 92368, \$241,884, 1 October 2008 – 30 September 2011, Canadian Institutes of Health Research, Heart and Stroke Foundation of Canada, Rx&D Health Research Foundation.]

Professor von Tigerstrom is also completing the final parts of another CIHR-funded project on legal strategies for obesity prevention.

Wanda Wieggers

Professor Wieggers is on sabbatical.



Beth Bilson



John Whyte, Visiting Professor

Professor Whyte has had articles published in the Queen's Law Journal, (*Federalism Dreams*), in a collection of essays entitled *Saskatchewan Politics: Crowding*

the Centre (see page 28 in this newsletter) and in a McGill-Queen's University Press publication, *The Democratic Dilemma: Reforming the Canadian Senate*, edited by Jennifer Smith. His review article, *Judgment, Power and Honour*, on Allan Blakeney's political memoir was published in a recent number of the Saskatchewan Law Review. He also gave a paper in November, 2009, on Tribunal Independence at a Canadian Bar Association Conference on Developments in Administrative and Labour Law. In the 2008-2009 academic year, he was sent to Nepal on two occasions to participate in that country's constitutional development process.



Norman Zlotkin

Professor Norman Zlotkin was appointed Associate Dean, Academic for a three year term commencing in July 2009. He was honoured to be invited to speak at the grand opening of the Native

Law Centre of Canada on March 14, 2008. He served as Secretary-Treasurer of the Canadian Association of Law Teachers in 2007-2008. In June 2007 Professor Zlotkin presented a paper on British Influence on the Recognition of Indigenous Customary Law at the British Association of Canadian Studies conference, Commonalities and Departures: Canadian-UK Perspectives in Legal History, at Canada House in London.

Professor Zlotkin wrote a chapter, entitled *From Time Immemorial: The Recognition of Aboriginal Customary Law in Canada* in *Protection of First Nations Cultural Heritage: Laws, Policy, and Reform*, University of British Columbia Press, 2008. He was invited to chair the session on Human Rights Activism and Indigenous People, at the College of Law's conference, Chains & Links: Human Rights Activism Conference, in November 2007. ■



Wanda Wieggers



NEW FACULTY

Patricia Farnese – Property Law and Law and Agriculture

A 2001 graduate of our law school and a recipient of an LL.M degree from the University of Arkansas, Professor Farnese is a 'new' faculty member only in the sense that after teaching and doing research in both the College of Law and the College of Agriculture and Bio-resources as part of the work of the Centre for the Study of Agriculture, Law and the Environment (CSALE), she joins the law school on a full time basis this year. Already established as an outstanding law teacher, she has taught and conducted research in the areas of Property Law, Law and Agriculture and Environmental Law for a number of years, including the teaching of Property Law in the summer Program of Legal Studies for Native People at the Native Law Centre. She is also a faculty member with the Indigenous Peoples Resource Management Program at the U of S. We are very pleased to have Patricia join us in this new 'full time to us' capacity. Prior to doing graduate work, Professor Farnese clerked with

the Saskatchewan Court of Appeal and was admitted to the bar in 2002.

Ibironke Odumosu – Contracts and a seminar in Law, Development, and the International System

Ibironke Odumosu joined the College of Law as Assistant Professor in 2008. Prior to joining the College, she was a Sessional Lecturer at the Faculty of Law, University of British Columbia (UBC). She also worked for the Canadian Institute of Resources Law in Calgary. Professor Odumosu has served as a consultant for the United Nations University (UNU) on a UNCTAD/UNU project on the rule of law and good business practices in zones of conflict. She is a Barrister and Solicitor of the Supreme Court of Nigeria. A recipient of numerous academic awards and fellowships, including a SSHRC Doctoral Fellowship, a two-year UBC University Graduate Fellowship, two David L. Vaughan QC Memorial Scholarships for excellence in Commercial Law, and a BC Law Foundation Fel-

lowship, Professor Odumosu graduated as Gold-Medalist from the University of Lagos' (Nigeria) LL.B. program with several awards, including the Vice Chancellor's Prize for Best Performance at the Degree Level. She has co-convened workshops and conferences and spoken at numerous international conferences. Professor Odumosu's research focuses on international investment law and the settlement of foreign investment disputes. She also has research interests in legal and international relations theory, and globalization and international law. She teaches Contracts and a seminar on Law, Development and the International System. Ibironke is on maternity leave this year.

Michael Plaxton – Evidence, Remedies, Professional Responsibility and Advanced Criminal Law Evidence

Professor Plaxton joins us from the University of Aberdeen, where he has been teaching law since 2004. He is a graduate of the Faculty of Law at the University of Western Ontario

(1997), earned an LL.M. degree at the University of Alberta (2000) and a Doctorate in Law at the University of Toronto (2004) and taught law at the University of New Brunswick before joining the faculty at Aberdeen. Professor Plaxton is a terrific addition to our faculty. He has taught a wide range of courses at law school and is widely published in fields ranging from Criminal Law and Criminal Procedure to Evidence Law, Jurisprudence and Legal Philosophy. In 2008-09 Michael taught Evidence, Remedies, Professional Responsibility and a seminar in Advanced Criminal Law. He is currently on leave.

Roy J. Adams – Ariel F. Sallows Chair in Human Rights

Roy Adams was a member of the Faculty of Business at McMaster University from 1973-1997 where he taught Canadian as well as international and comparative industrial relations. For the past two decades labour rights as human rights has been the focus of his research and activism. During the 1990s Adams was a member of McMaster's Theme School on International Justice and Human Rights for which he developed the course on labour rights. In 1996/7 Adams served as the school's director. In 1997 he helped to establish the Society for the Promotion of Human Rights in Employment to promote knowledge of and respect for labour rights as human rights and currently serves as the society's chair. Among his publications are Labour Left Out: Canada's Failure to Protect and Promote Collective Bargaining as a Human Right and Labour's Human Rights, a chapter in the recently released Encyclopedia of Human Rights (Oxford U. Pr).

Signa A. Daum Shanks – Law and Economics

Professor Daum Shanks joined our faculty in 2009. She has been working on a doctorate in history at the University of Western Ontario where she was a SSHRC Doctoral Fellow. Prior to commencing her doctorate she worked at the Toronto office of Heenan Blaikie and Criminal Appeals Division of the Office of the Attorney General (Ontario). Her LL.M. thesis, which was completed at the University of Toronto, is entitled "Reflections on Treaty-Making in British Columbia". While completing this graduate work, Professor Daum Shanks was awarded the Law Commission of Canada's inaugural "Audacity of Imagination" prize and the June Callwood Aboriginal Law Scholarship. At the University of Toronto, she also taught "The Politics of Aboriginal Self-Government" in the Department of Political Science and was a teaching assistant for the Aboriginal Studies program. Besides specializing in law and history, Professor Daum Shanks was also a member of the School of Native Studies at the University of Alberta. She has regularly taught with the Department of Native Studies at the University of Saskatchewan and also taught at First Nations University of Canada. Before teaching, she clerked at the Land Claims Court of South Africa and articleed at Saskatchewan Justice after receiving the Most Outstanding Graduate Award at Osgoode Hall. Her research interests include indigenous rights litigation, legal history, administrative law, contracts, law and economics, and constitutionalism. In January 2010, Professor Daum Shanks began teaching Law and Economics.

Robin Hansen – Torts and Public International Law

Professor Hansen joined our faculty in 2009 and teaches Torts and Public International Law. She is a member of the Ontario Bar and worked previously at the Legal Branch of the Department of Foreign Affairs and International Trade Canada. Her research interests examine the intersection between law and international political economy, with a particular focus on the multinational enterprise, or multi-national corporation. Her main areas of research are public international law, including international investment and trade law, and private international law, including the impact of jurisdiction rules on liability exposure. Professor Hansen holds an M.A. in International Affairs and has taught at Carleton University and the University of Ottawa.

Felix Hoehn – Property and Municipal Law

Professor Hoehn teaches Property Law and Municipal Law. He also teaches Legal Issues in Urban Studies and Planning at the Department of Geography and Planning. He has been a part-time member of the Planning Appeals and Assessment Appeals Committees of the Saskatchewan Municipal Board since 2005. Professor Hoehn began teaching as a sessional lecturer in 1988, but continued to practice law full time until 2001. He wrote Municipalities and Canadian Law: Defining the Authority of Local Governments (Purich Publishing, 1996). He is currently completing an LL.M. relating to Aboriginal title and the jurisdiction of Aboriginal governments. Other teaching responsibilities have included the Program of Legal Studies for Native People,

Native Law Centre (since 2008) and he served as Course Director and Instructor for the National Advanced Certificate in Local Authority Administration (NACLAA) Program administered by the University of Alberta and Dalhousie University (2003-2005).

Vern Kiss

Vern Kiss practiced law in Saskatoon focusing on commercial transactions and corporate financing from 1982-1991. In 1991, he joined Cameco Corporation and worked on developing the legal department and managing an array of legal issues and negotiations for the company. After leaving the legal department, Vern coordinated special projects in the corporate executive group. Subsequently, in marketing, Vern was responsible as director for the negotiation and oversight of all marketing contracts for North America and undertook a range of innovative practices in the development of Cameco's sales contracts. Later he shifted into corporate development, ultimately holding the position of Vice-President Corporate Development and Power Generation. Vern maintained a series of roles in the creation and restructuring of the Bruce Power Partnership which now owns and operates one of the largest nuclear power electricity generation facilities in North America. Since leaving Cameco in 2006, he has provided advice and services in respect of equity investments and risk management and consulted on environmental assessment review documentation. He is currently teaching as an assistant professor at the College of Law and engaged in a Masters program with the School of Environment & Sustainability, University of Saskatchewan.



Patricia Farnese



Ibironke Odumosu



Roy J. Adams



Signa A. Daum Shanks



Robin Hansen



Felix Hoehn

John C. Kleefeld

Professor Kleefeld comes to the College from the University of British Columbia Faculty of Law, where he was Director of the Legal Research & Writing Program. He has taught Negotiation & Dispute Resolution, Mass Torts & Class Actions, and Legal Research & Writing. He has been a Visiting Fellow at the Institute of Advanced Legal Studies in London, England, and is currently a visiting professor at Libera Università Internazionale degli Studi Sociali (LUISS) Guido Carli

in Rome, Italy. He began teaching at the College in January 2010. Professor Kleefeld completed his B.A. in Economics and worked as an economic analyst for Ontario Hydro and BC Hydro before taking up law. After earning his LL.B., he practiced for eight years with the Vancouver firms of Lawson Lundell LLP and Branch MacMaster, while completing his LL.M. in Alternative Dispute Resolution. He is a member of the Law Society of British Columbia, the British Columbia Mediator Roster Society and the

Alberta Arbitration & Mediation Society. He is also co-counsel in *Withler v. Canada*, a constitutional class action recently heard by the Supreme Court of Canada.

Marilyn Poitras

Professor Poitras joined the faculty in 2009. Prior to the appointment her professional life was a fusion of law, governance, community and institutional education. Her expertise and passion is around Constitutional/Aboriginal Law with a life study of customary laws. Marilyn's

legal career began as a Native Court Worker and moved into the area of Constitutional law after her articles with the Saskatchewan Department of Justice. She has developed a number of legal education initiatives including the precursor to the Akitsiraq Law School in Nunavut, where she has also been a professor, and the Indigenous People's Resource Management Program at the University of Saskatchewan. Marilyn has worked in private practice and litigated in every level of court in Canada. She has significant experience in the development of Self Government with the Beaufort Delta Agreement, Treaty Implementation with the Federation of Saskatchewan Indian Nations Treaty Table Justice Portfolio as well as the revisions to the Saskatchewan Métis Election Process. Marilyn also works on CIDA funded research on Ancestral Domain and land conflict in Central Mindanao. Her four children keep her laughing, rounded, grounded and real.



Vern Kiss



John C. Kleefeld



Marilyn Poitras

LSA Teaching Excellence Award

The Law Students' Association Teaching Excellence Award was created in 2007 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.

Professor Mark Carter was the 2008 recipient of this award and Professor Ronald Cumming in 2009.

The 2007 co-recipients were Professors Heather Heavin and Glen Luther. ■

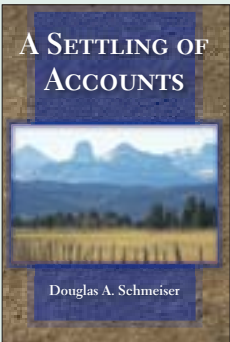
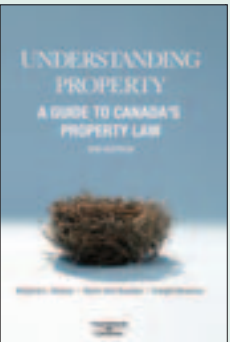
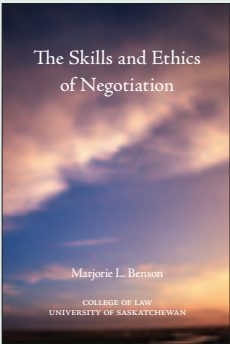
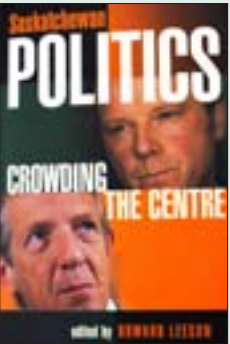
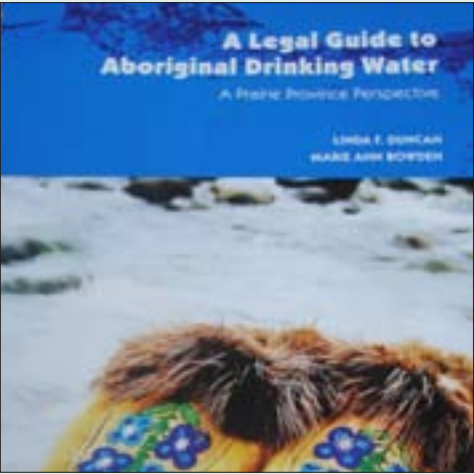


Mark Carter



Ronald Cumming

Faculty of Law Publications



The Skills and Ethics of Negotiation

(College of Law, University of Saskatchewan, 2007)

By Marjorie Benson

The genesis of this book was a concern that students have little access to practical understandings concerning negotiation ethics. In 2005, the Law Foundation of Saskatchewan and the College of Law each agreed to contribute \$2500 to a study to interview thirty-five private practitioners in Saskatoon, Regina, and Calgary on ethics in legal negotiations. Terms of the study were approved by the Behavioural Research Ethics Board of the University of Saskatchewan. The Law Society of Alberta, the Canadian Bar Association Saskatchewan Branch, and the Saskatchewan Continuing Legal Education Society agreed to act as neutral third parties to recommend a cross-section of civil litigators to be interviewed. The study was supervised by a Committee appointed by the Law Society of Saskatchewan, including Dean Brent Cotter Q.C., Tom Molloy, O.C., Q.C., and Si Halyk, Q.C. Interviews were conducted between December 2005 and March 2006.

The lawyers involved were exceedingly helpful and generous in offering their time and expertise on a pro bono basis, reviewing detailed transcripts, and giving permission for publication. The Law Foundation of Saskatchewan advanced funds to publish the study. Interviews were conducted on the basis of anonymity, but many practitioners later chose to waive their anonymity, and are self-identified in the book.

The Skills and Ethics of Negotiation offers a rare glimpse of lawyers' views of ethical negotiations. In their own words, experienced practitioners discuss negotiations that take place throughout the process of negotiation and in a variety of contexts. Examples from day-to-day practice explore the meaning of competence and integrity in negotiations and offer an inside look at how ethical and 'best practice' lawyers seek to achieve the best outcome for their clients at the least cost.

The study addresses only a sample of themes that pervade legal negotiations. As Tom Molloy notes, "Negotiations are an important aspect in the practice of law and this study provide lawyers with an important tool in guiding their conduct. This is the type of information that should be available in every law firm's library."

Copies of *The Skills and Ethics of Negotiation* are available from the College of Law at a cost of \$45 plus shipping.

Second Edition of Popular Property Book - Understanding Property: A Guide to Canada's Property Law - 2009

By Marjorie Benson, Marie Ann Bowden and Dwight Newman.

As a result of continuing national demand, Carswell Thomson requested Professors Benson and Bowden to undertake a second edition of *Understanding Property: A Guide to Canada's Property Law*, first published in 1997. Professors Benson and Bowden invited Professor Newman to join the team with respect to Aboriginal title, and the result is the 2nd edition of *Understanding Property*.

The second edition maintains the approach that made the first edition popular: an attempt to simplify and synthesize the concepts introduced in first year, real and personal property and Aboriginal title, to distill foundational understandings with fidelity to history, doctrine, and principle, and to present them in accessible language. New cases and statutes from across Canada are included to highlight intervening changes in the law. The historical development of real property, including future interests, has been expanded to reflect the building block approach taken by the common law. The Aboriginal title section has been substantially expanded to reflect developments in the past decade. Clarity and cohesiveness are the goals in providing a guide through the history and case law, conceptual structures that relate fundamental principles to one another, and a framework within which to develop detailed research strategies on specific issues related to the Law of Property.

Benson, Bowden, and Newman, *Understanding Property: A Guide to Canada's Property Law*, 2nd ed. is currently in press and expected to be available shortly from Carswell Thomson, Toronto.

A Legal Guide to Aboriginal Drinking Water - A Prairie Province Perspective

By Linda F. Duncan and Marie Ann Bowden

The purpose of the Guide is to support aboriginal community participation in their pursuit of safe drinking water protection laws. It covers laws related to both First Nation and Metis peoples. While the Guide focuses on the Prairie provinces, much of the information may be equally applicable to other parts of the country.

The Guide was funded by the Alberta Law Foundation, the Walter and Duncan Gordon Foundation, and the Tomorrow Foundation. For further information contact Marie Ann Bowden at the College of Law, University of Saskatchewan.

The Duty to Consult: New Relationships with Aboriginal Peoples by Dwight Newman

Release Date: October 9, 2009

"When precisely does a duty to consult arise? The foundation of the duty in the Crown's honour and the goal of reconciliation suggest that the duty arises when the Crown has knowledge, real or constructive, of the potential existence of the Aboriginal right or title and contemplates conduct that might adversely affect it." Chief Justice Beverley McLachlin, Supreme Court of Canada, Haida Nation v. British Columbia, 2004.

Canada's Supreme Court has established a new legal framework requiring governments to consult with Aboriginal peoples when contemplating actions that may affect their rights. The nature of the duty is to be defined by negotiation, best practices, and future court decisions. According to Professor Newman, good consultations are about developing relationships and finding ways of living together in the encounter that history has thrust upon us.

Professor Newman examines Supreme Court and lower court decisions, legislation at various levels, policies developed by governments and Aboriginal communities, and consultative round tables that have been held to deal with important questions regarding this duty. He succinctly examines issues such as: when is consultation required; who is to be consulted; what is the nature of a "good" consultation; can consultation be carried out by quasi-judicial agencies and third parties; to what extent does the duty apply in treaty areas; and what duty is owed to Métis and non-status Indians? Professor Newman also examines the evolving duty to consult in international law, similar developments in Australia, and the philosophical underpinnings of the duty.

Dwight Newman is an Associate Professor at the University of Saskatchewan, College of Law. He holds a law degree from the University of Saskatchewan and doctorate from Oxford University.

In the event of significant developments in doctrine and policy, Professor Newman will provide a succinct summary of these developments that can be read as a complement to this book, and which will be available at our web site.

\$30.00, 128 pages, index, paper, 6 x 9, fall 2000, ISBN 978-1895830-378 / 1-895830-370

Human Security and International Law - Prospects and Problems

By Barbara von Tigerstrom

The concept of 'human security' has influenced discourse and practice and has been the subject of vigorous debate. Despite its relevance to central questions of international law, human security has until recently received little attention from international lawyers. This book has two related goals: to evaluate human security as a concept that could be used in the analysis of international law, and to determine what insights about a human security approach might be gained by considering it from the perspective of international law. The first part of the book ex-

amines the evolution and meanings of the concept and its links with existing theories and principles of international law. The second part explores the ways in which human security has been and could be used in relation to the diverse topics of humanitarian intervention, internally displaced persons, small arms control, and global public health. The analysis sheds new light on debates about the concept's potential and limitations.

£42.00, 256 pages, December 2007, Hardback, ISBN 1841136107 /9781841136103

An Honourable Calling – Political Memoirs

By Allan Blakeney

As Premier of Saskatchewan from 1971 to 1982, Allan Blakeney played a pivotal role in the shaping of modern Canada. In this engaging and candid political memoir, Blakeney reflects on his four decades of public service, offering first-hand insights on the introduction of government-sponsored medicare, the patriation of the Canadian Constitution, and new approaches to natural resource development.

Blakeney provides not only a vibrant picture of the Canadian political landscape, but also vivid portraits of some of Canada's most fascinating political personalities including Pierre Trudeau, Jean Chretien, Rene Levesque, Tommy Douglas, Bill Davis, and Peter Lougheed. He supplies an insider's account of the controversial struggle between the federal and provincial governments as they attempted to reach a compromise in the creation of the Canadian Constitution. Relying on his career-long experience as a medicare advocate, including his work with Tommy Douglas, Blakeney comments on current public medicare issues such as how to finance health care, and the role, if any, of a parallel private system.

Allan Blakeney is a former Premier of Saskatchewan and is currently a visiting scholar in the College of Law at the University of Saskatchewan.

\$39.95, 254 pp, November 2008, Cloth, ISBN 978-0-8020-9891-7

ISBN 978-0-88977-234-2

A Settling of Accounts By Douglas A. Schmeiser

While defending a client charged with sexual assault, Jeff Phillips commits an error of professional judgment which changes his life forever. It leads him into a world of revenge and blackmail, where he no longer is the professional advocate, but a possible criminal. How could this have

happened to a successful, experienced lawyer who prided himself on his ability to help clients in impossible situations? Was this just happenstance, or has he been the victim of a sinister plot executed with devilish accuracy and timing? What effect does his personal predicament have on his views on justice and the legal system?

In crafting this tale of human weakness and its consequences, Doug Schmeiser takes us not only into the world of the law, the functioning of the courts, and legal education, but also the practice of medicine, the ranching industry, and the dangers of environmental degradation by the oil industry. The book highlights the inescapable love of the land by those who produce food from its bounty, and the importance of living in harmony with nature. Doug Schmeiser is a Professor Emeritus of Law at the University of Saskatchewan. He has had a varied career as a practicing lawyer, a professor of criminal and constitutional law, a law reform commissioner, and a national and international consultant on legal, judicial and constitutional reform. He has written several legal texts, but this is his first venture into the world of fiction. The book draws on his rural roots, his legal experience, and his concern for the environment.

This book is available at McNalley Robinson and Chapter/Indigo bookstores.

Saskatchewan Politics: Crowding the Centre

This volume contains articles by Marilyn Poitras, who joined the faculty this year and John Whyte, Visiting Professor. Professor Poitras' article addresses issues of Métis governance and Professor Whyte's article (which he wrote with former College of law student Tom Gusa) addresses two concerns related to the administration of justice – the denial of access to justice produced by a very low fiscal commitment to Legal Aid and the case for improving political accountability of criminal prosecutions policy. The book was nominated for a Saskatchewan Book Award in the Scholarly publications category. A DVD is included of the 2006-08 throne and budget debates between NDP leader Lorne Calvert and Saskatchewan Party leader Brad Wall

\$32.95, 494 pages, bibliographical references and index, hardcover

ISBN 978-0-88977-234-2



Dwight Newman book signing



Lectureships

Each year, thanks to the generosity of donors, the College is able to invite renowned legal scholars and outstanding practioners to share their ideas on law and society, enriching the intellectual life of the college and the wider community.



The 2009 Silas E. Halyk, Q.C. Visiting Scholar in Advocacy

David Scott, Q.C., November 2009 – “*Advocacy Now and Then: Access to Justice and Advocacy in the Electronic Age*”.

A generous gift from Silas E. Halyk and other individuals has provided funding to create The Silas E. Halyk, Q.C. Visiting Scholar in Advocacy. This funding supports an annual visit by a distinguished legal advocate, as well as student advocacy exercises and workshops with the Visiting Scholar. Mr. Halyk, an alumnus and a prominent Saskatchewan practitioner, has made many contributions to the legal profession in Saskatchewan and across Canada throughout his career.

The first Halyk Visiting Scholar, David Scott is one of Canada's leading advocates and has received numerous awards and distinctions in legal advocacy. In 2003 he served as President of the America College of Trial Lawyers and in 2007 was elected Chair of Pro Bono Law Ontario.

Mr. Scott brought his customary vision to the justice system of the future and the role of the advocate in that system. Noting the widespread availability of knowledge about law and the justice system, the cost of legal representation and the growth of citizen empowerment, Mr. Scott reflected on a future which will require courts and lawyers to imagine new ways of functioning so that justice, and our commitment to the justice system, can be sustained.



The Gertler Family Lectureship in Law – Honouring the Robert McKercher Family

David Luban, October 2009 - “*Tales of Terror: Lawyers, Torture and the Rule of Law*”.

The Gertler Family Lectureship in Law series is generously funded by Dr. Menard Gertler, a distinguished graduate of the University of Saskatchewan and an internationally renowned cardiologist, in honour of the McKercher family of Saskatoon.

David Jay Luban M.A., M.Phil., PhD. Yale is the Frederick J. Haas Professor of Law and Philosophy at Georgetown University Law Center. Dr. Luban is one of North America's most distinguished ethicists, known particularly for his work in legal ethics. He is also an expert on international criminal law and has written extensively on the topics of crimes against humanity and preventive war.

In an articulate, thought provoking lecture, Dr. Luban spoke on lessons for the legal profession that can be drawn from the war on terrorism. From this analysis, he drew insightful analogies for lawyers as advisors in less dramatic situations and shared a framework for the analysis of ethical dilemmas faced by lawyers. The lecture is available for viewing on the law college website:

www.usask.ca/law/david_luban.php



The Heald Lecture in Administrative Law

The Honourable Justice John Evans, March 2009 - “*The Standard of Judicial Review, Post-Dunsmuir*”.

Established in 1985, the Heald Lecture Series is in honour of the Honourable Darrel Heald, former Justice of the Federal Court of Appeal and alumnus of the College of Law. This year's lecture was delivered by Federal Court of Appeal Justice John Evans, who has written extensively on administrative law issues. In his informative lecture, Justice Evans mapped out a concise history of the development of standard of review in administrative law, and offered insightful analysis regarding whether the ‘standard of review’ analysis outlined in *Dunsmuir* reflects a new commitment to deference or a return to the formalism of “jurisdictional questions”.



The Stack Memorial Lecture

Peter Lougheed, Former Premier of Alberta, February 2009 – “*Brain Power Trumps Resources for Future Canadians*”.

The John Stack Memorial Lecture Series was established in 1989 through the generosity of the McKercher law firm. On a cold February evening in a jam-packed Convocation Hall, former Premier of Alberta, the Honourable E. Peter Lougheed, spoke widely on his experience in office, on present issues of political engagement, and on future directions of investment and development in Western Canada. The many political figures, legal practitioners and members of the public joined with faculty and students of the College for a reception following the lecture.



The Law Review Lecture

Lorne Waldman, Annual Saskatchewan Law Review Lecture, October 2008 – “*No one Above the Law: Reflections on an Immigration Lawyer on the Importance of the Rule of Law*”.

The Annual Saskatchewan Law Review Lecture is sponsored by *The Saskatchewan Law Review*, and coordinated by its student editorial board. Lorne Waldman served as legal counsel to Mahar Arar, one of Canada's leading immigration lawyers. Drawing on his extensive experience as a refugee and immigration lawyer, Waldman relayed poignant stories of political upheaval, personal hardship, rights violations and judicial failures. His message was a sobering one: that Canadians must vigilantly protect democratic and civil rights at home and abroad associated with Immigration and Refugee systems. The text of Mr. Waldman's lecture will be published in *The Saskatchewan Law Review*. ■

Legal Research and Writing

Essential Tools That Build Communication Skills



Legal Research and Writing at the College of Law aims to equip students with the skills to embark on life-long learning as lawyers and professional communicators. Instruction focuses on the process of legal problem-solving – the recursive process of discerning legal issues, conducting legal research, and analyzing facts and law to arrive at reasoned conclusions.

Students enter law school with widely varied backgrounds in writing and critical thinking. As a result, each has a unique learning trajectory that involves figuring out what previously-acquired skills are transferable and which need to be adapted or discarded.

The Legal Writing Program draws extensively on the benchmark legal writing programs in North America, as well as on scholarship of learning and teaching experts in composition, psychology, and education.

The program is based on the fundamental idea that students learn to write by writing a lot and receiving extensive feedback. The professor introduces the constituent skills of legal analysis through a series of increasingly complex legal problems. In critiquing and grading papers, the professor engages each student in a one-to-one dialogue about the student's current skill levels, and the next steps for the student to take to develop her legal analytical skills.

With the new building and state-of-the-art technology in every classroom, the legal writing professor has many opportunities to use technology to enhance student learning. The equipment enables professors to project videos, presentations, and electronic and paper documents on large screens. With high-speed wireless internet in every classroom, students can do in-class exercises in legal analysis on their laptops and the professor can project any document onto the large screen for review and discussion by the class.

With advances in learning theory and technology, the delivery of Legal Research and Writing continues to evolve, and the program continues to produce legal analysts who communicate clearly, accurately, and effectively. ■

– Madisun Browne

Professor Madisun Browne teaches legal research and writing at the college.

Research and Graduate Programs Grow Significantly

– Martin Phillips



Professor Martin Phillipson has been appointed to a five-year term as the first Associate Dean, Research and Graduate Studies, of the College of Law. Professor Phillipson is a graduate of the College (LL.M 1991) and has been on Faculty since 1999.

This is an entirely new position for the College of Law and reflects a commitment to strengthening its Graduate Program and to assisting Faculty in achieving their research goals. The College is in an exciting period of Faculty growth

and renewal where newer professors now represent the majority of Faculty. Consequently, the College saw the need to divert more time and resources to assisting these new colleagues in the development and enhancement of their own research agendas. The goal is to further cement the reputation of the College as an institution that has a proud history of producing quality legal research by encouraging and assisting the next generation of legal scholars.

Short term, the goal of the Associate Dean will be to increase the amount of funding available to existing students to assist them in completing their studies. Additional funding will also be sought to enhance the recruitment of high quality Canadian and International students in an increasingly competitive market. The aim will be to attract superior students and provide them with sufficient resources to complete their studies within a two year time-frame.

The long term goal is to have an LL.M Program that has stable funding, recruits well and produces quality research. The Graduate Program at the College of Law has a proud history of producing graduates who go on to build successful academic careers. Of the current Faculty, Professors Carter, Keet, Phillipson, Quigley and Surtees are all graduates of the University of Saskatchewan LL.M Program. Other notable graduates include the late Professor Howard McConnell, Professor Paul McHugh of Cambridge University and University of Saskatchewan President Peter MacKinnon.

In the longer term, the Associate Dean will be looking at developing specialized programs in certain key areas, notably Aboriginal Law.

Funding Enhancements for the LL.M Program **Law Foundation of Saskatchewan Contributes \$300,000 to Aboriginal Law Studies**

In July 2008 The Law Foundation of Saskatchewan awarded a grant in the sum of \$60,000 per year for five years to

be devoted towards LL.M students studying in the area of aboriginal law at the College of Law. This represents a significant increase in the amount of funding available and will make an enormous difference to present and future students. The grant is particularly timely as it arrives at a moment when the College is seeking to strengthen its Graduate Program and further enhance its research reputation.

The first recipients of the awards were LL.M students Tamara Starblanket, Violet Erasmus, Anna Flaminio and Courtney Kirk.

College of Graduate Studies and Research Contributes \$90,000 to Graduate Program

In September 2009, the University of Saskatchewan College of Graduate Studies and Research awarded the College of Law \$90,000 (to be spent over the next three years) to assist in the retention of its Graduate Students. Students in the Program who maintain an academic average of 80% will be eligible to receive funding of up to \$10,000 per year. Incoming LL.M Students Keir Vallance, Kim Korven and Mark Ebert were each awarded funds in September 2009. In addition, LL.M student Sarah Buhler (also the Founding Clinical Director of CLASSIC) was awarded a prestigious College of Graduate Studies and Research Graduate Scholarship in 2009 to enable her to complete advanced legal studies in Clinical Law.

Alumni Contributions Supporting LL.M Program

In 2009 the College of Law allocated significant monies from its Annual Fund to be directed towards the support of Graduate Students in the LL.M Program. In September 2009, \$15,000 was awarded to Nkasi Adams to enable her to begin her LL.M studies at the College. In 2010 a \$15,000 scholarship will be awarded to Jonathon Cross to assist him in completing his LL.M. in the law of evidence under the supervision of Professor Glen Luther.

The combined effect of these announcements is that the LL.M Program at the College of Law is one of the best-funded LL.M Programs in Canada. The generosity of the Law Foundation, The College of Graduate Studies and Research and our Alumni are greatly appreciated. The College currently has 24 students enrolled in its LL.M Program of whom 10 are full-time on site within the College. ■

Graduate Student Research 2009–2010

Nkasi Adams – Property Rights of Native Guyanese Peoples

Nkasi is of Guyanese Nationality and is native South American. She completed her undergraduate work in law at the University of Guyana and practiced law in Jamaica prior to commencing graduate studies at the College. Her research will focus on the property rights of native Guyanese peoples. Her supervisor is Ruth Thompson, Research Director of the Native Law Centre.

Ms. Adams studies are funded by a generous allocation from the College of Law Annual Fund.

Mark Ebert – Aboriginal Rights and Title

Mark Ebert has a PhD in Social Anthropology from the University of Aberdeen in Scotland. His dissertation explored an alternate conception of cultural dynamics. His thesis was partly based on his close to ten years of research with the Coast Salish peoples (focusing primarily on those in Washington State). His long term goal is to attempt to apply that argument in the contexts of assertions of tradition in treaties and issues surrounding Aboriginal rights and title—particularly in British Columbia. Being trained in anthropology, he seeks to expand his knowledge and perspective, through learning more about the legal side of indigenous issues, practices, and treaties. Mark will be working under the supervision of Dr. Sakej Henderson in the Native Law Centre.

Kim Korven – Land Titles System

Kim Korven was raised on a farm at Cabri, Saskatchewan. She graduated with an LL.B. from the University of Saskatchewan in 1994 and was called to the Bar in 1995. Kim has practiced law since then, developing expertise in the areas of elder law and real property law. She has lectured at SKLESI and CBA seminars, and has

written materials for the CPLED bar admission course.

Ever since the conversion of SIC land titles to an automated system, Kim has pondered whether our land titles system can still be classified as a Torrens system, or if it is something different. This issue forms the basis of her research in the LL.M Program. She will be supervised by Professor Marie-Ann Bowden.

JoAnne Sauder – Children's Fitness Tax Credit

JoAnne Sauder was born and raised in Saskatoon. She received her B.A. in International Studies before completing her LL.B. at the University of Saskatchewan last spring. She plans to research the effectiveness of using tax incentives for individuals. In particular, she will have the opportunity to work with Professor von Tigerstrom and Professor Larre on assessing the effectiveness of the Children's Fitness Tax Credit. Ms. Sauders' studies are funded via a \$250,000 CIHR Grant awarded to Professor Barbara Von Tigerstrom in 2009.

Keir Vallance – Individual Rights in Unionized and Non-Unionized Workplaces

Keir Vallance received his LL.B. from the University of Saskatchewan in 2000. He practiced law for several years as well as working as a union representative before returning to the College of Law to pursue his Master's degree.

His research is in the area of labour and employment law, specifically the evolution and implications of the regime of individual rights in unionized and non-unionized workplaces. Keir's studies are funded, in part, by the College of Graduate Studies & Research. ■

Guest Speakers Program

A full slate of speakers provide cause to join together.



Dennis Edney



Julie Macfarlane

Compelling stories, challenging questions and diverse expertise: the Guest Speakers Program at the College of Law provides many learning opportunities for students, faculty and the public. Each year the College brings to our campus the perspectives of leading experts in law, enriching the practical and

academic content of law studies and providing a forum for students, faculty, lawyers and others to meet and discuss important legal and social issues.

The College of Law Speakers Committee wishes to thank the many groups that have helped make these lectures a success,

including the Aboriginal Law Students' Association. The College also benefitted from partnerships with the Canadian Bar Association, the Saskatchewan and Canadian Departments of Justice, Collaborative Lawyers of Saskatchewan, and SKLESI in hosting and organizing several events.

The following are a few of the distinguished guests who visited the Law College in 2008 – 2010.

Anne Wallace, Q.C., September 2008 – *"The CBA Overseas: International Development and the Rule of Law bring law-related expertise together in one place"*

Don Morgan, Q.C., September 2008 – Minister of Justice and Attorney General for Saskatchewan, *"Advances in Human Rights"*. This event was presented in coordination with Justice Day, sponsored by

the federal and provincial departments of Justice.

Professor Roger Maaka, September 2008 – *"Treaty Claims and the Law in New Zealand/Aotearoa"*

David Sutherland, October 2008 – *"A Not so Typical Merger & Acquisition: The IPSCO Story"*. This event was co-sponsored by the Edwards School of Business.

Dan Ish, Q.C., Chief Adjudicator of the Indian Residential Schools Adjudication Secretariat (Canada), October 2008 – *"Redressing Historical Wrongs: Indian Residential School Compensation"*

The Honourable Mr. Justice James MacPherson, November 2008 – *"The Intersection of Law and Politics: Same Sex Marriage through the Ages and Around the World"*



David Sutherland



Don Morgan



Harry Arthurs



James MacPherson



Beverly Jacobs

Professor Harry Arthurs, January 2009 – *"Subprime Constitutionalism: Why We are Over-Invested in the Charter"*

Beverly Jacobs, President of the Native Women's Association of Canada, January 2009 – *"Reclaiming Our Way of Being"*. This event was presented in partnership with the Aboriginal Law Students' Association.

Dennis Edney, Legal Counsel for Omar Khadr, February 2009 – *"The Rule of Law in an Age of Terror"*

Professor Julie MacFarlane, March 2009 – *"How Settlement is Transforming the Practice of Law"*. This event kicked off two days of training in the area of negotiation and conflict resolution, co-sponsored with SKLESI, the Collaborative Lawyers of Saskatchewan and Saskatchewan Justice.

Gwen Brodsky, Melina Buckley, Shelagh Day and Denise Reaume, March 2009 – *"Recent Developments in the Women's Court of Canada"*

The Hon. Chief Justice R.D. Laing, Court of Queens Bench; Amanda Dodge, Director, CLASSIC; Pam Kovacs, Director, Pro Bono Law SK; Sarah Buhler, College of Law, September, 2009 – *"Perspectives on the Problem of Access to Justice"*

The Hon. Bill McKnight, Treaty Commissioner, Sask, September, 2009 – Co-sponsored with the Aboriginal Law Students Association.

Richard Moon, October, 2009 – The 12th Annual Law Review Lecture – *"The Attack on Human Rights Commissions and the Decline of Public Discourse"*

Harold MacKay, Q.C., October, 2009 – *"Financial System Hurricane Misses Canada – Good Luck or Good Policy? Lessons Learned"*

Bill Selnes, November, 2009 – *"Representing the Dead and Dying"*

Douglas Schmeiser, Q.C., November, 2009 – *"From Totalitarianism to Democracy: The Maldives Experience"*

Linda Duncan, January 2010, *"New Topics in Federal Environmental Law"* ■



Silas Halyk at the David Scott Lecture

The Silas E. Halyk, Q.C. Visiting Scholar in Advocacy

In the fall of 2009, the College of Law created the Silas E. Halyk, Q.C., Visiting Scholar in Advocacy position. This position was made possible by a generous gift from Mr. Halyk, supplemented by gifts from friends and admirers, and has enabled the Visiting Scholar in Advocacy position to attain endowed status at the law school.

It is Mr. Halyk's and the law school's intention that a distinguished advocate be invited to the College of Law each fall, deliver a public lecture and spend a period of time at the law school working with students involved in various courses and moot-ing competitions associated with Advocacy. The College was pleased that David Scott, Q.C., agreed to serve as the inaugural Halyk Visiting Scholar in Advocacy and visit the College in November of 2009 (*A complete account of Mr. Scott's visit appears at page 30*).

As many readers of this magazine will know, Si Halyk is one of Saskatchewan's most distinguished advocates. He graduated from the College of Law in 1962, obtained an LL.M. degree from the University of Michigan in 1966 and taught for a period of time at law school as an Assistant Professor before taking up law practice on a full time basis in Saskatoon in 1967. He developed a specialization in litigation and after practice with a number of distinguished lawyers in Saskatoon, established a practice limited to litigation. Mr. Halyk's practice has included some of the most significant court cases in Saskatchewan.

He has represented many prominent clients, and has served as counsel in a number of public inquiries throughout the country. He has been a member of the American College of Trial Lawyers since 1987, and held the Chief Justice Milvain Chair in Advocacy at the University of Calgary in 1994. Mr. Halyk was a leading lecturer in Federation of Law Societies Criminal Law conferences in the 1980s and 1990s. He received the Canadian Bar Association [Saskatchewan] Award for Distinguished Service in 1996. (As a young lawyer in Saskatoon, I often sat in the back of courtrooms and watched and learned as Mr. Halyk performed the sophisticated art and science of advocacy.) His gift will make it possible for many students at our law school to learn these same skills from Canada's most distinguished advocates.

In his remarks on the occasion of Mr. Scott's inaugural Halyk Lecture on Advocacy, Mr. Halyk remarked on his appreciation of his education at the College of Law and on the importance of Advocacy, broadly conceived, in the life of law students and lawyers. He hopes that his gift to establish the Visiting Scholar in Advocacy position will assist in bringing attention to this aspect of legal practice and will assist students in understanding and developing much-needed advocacy skills. We are grateful for his support to the law school in such a meaningful way. ■

– Brent Cotter

Women's Court

Gwen Brodsky, Melina Buckley, Shelagh Day and Denise Reaume

March 2009 – “Recent Developments in the Women's Court of Canada”

The Women's Court arrived in Saskatoon for a full day of re-examining key Supreme Court of Canada decisions through a feminist lens. That day drew together many women practitioners from the larger legal community with students and faculty. Following presentations by the Women's Court, first year law students participated in smaller discussion groups focused on the Women's Court decisions re-examining, as part of their studies, Charter jurisprudence, led by members of the Women's Court, as well as practitioners and faculty.

The Women's Court of Canada is a collection of academics, lawyers and activists who came together out of a frustration at the failure of Canadian courts to sustain a commitment to substantive equality. Dr. Gwen Brodsky has acted as counsel in many Charter equality rights cases and is Co-Director of the Poverty and Human Rights Centre, as well as an adjunct professor at the University of British Columbia. Dr. Melina Buckley is a lawyer and legal policy consultant who has worked extensively on projects relating to women in the legal profession in Canada and internationally, in addition to appearing as counsel before the Supreme Court of Canada. Shelagh Day is a founder of the Women's Legal Education and Action Fund (LEAF), Co-Director of the Poverty and Human Rights Centre, and author of numerous books and articles on women's equality rights. Denise Reaume is a professor of law at the University of Toronto. She teaches torts and discrimination and the law.

The Women's Court starts from a conviction that, although the rhetoric of substantive equality continues in the decisions interpreting section 15 of the *Charter*, the promise of genuine substantive equality is not being fulfilled in decisions of the Supreme Court. “Substantive equality” requires consideration of pre-

existing economic and social positions in determining whether laws exclude or disadvantage women or other groups from society. This is often contrasted to “formal equality”, or in other words defining equality as treating everyone the “same” regardless of whether this results in differentiation in impact. How to achieve substantive equality (and indeed the very definition of the illusive concept) is at the heart of the Women's Court project.

For example, businessmen (and women) can sometimes deduct golf fees as business expenses. Business men (and women) cannot deduct childcare costs in the same way, even though that childcare is a necessary expense for many parents to be able to carry out their businesses. A formal equality analysis concludes that this treats men and women the same and therefore is equal. A substantive equality approach starts with recognition of the continuing reality that childcare costs are a significant barrier to participation in the paid workforce for many women, and that this burden is not faced by men in the same way because of historical and continuing gendered distribution of labour within the family. A substantive equality approach also recognizes that work is of central importance to personal dignity and identity in our society, and that childcare obliga-

tions are not a “choice” that ought to be punished or discouraged by society.

Under a substantive equality approach, the proper role of government is to correct existing disadvantages by formulating policies and laws that respond to existing gendered distributions of burdens and labour. The traditional conception of personal and business expenses is based on outdated assumptions of how family life is organized, and do not respond to the realities of women with childcare responsibilities. Therefore, the Women's Court re-write of the *Symes* decision found the characterization of childcare expenses as exclusively personal expenses to be discriminatory.

Six judgments have been rewritten by the Women's Court: *Symes v. Canada*, *Native Women's Association of Canada v. Canada*, *Eaton v. Brant County Board of Education*, *Law v. Canada (Minister of Employment and Immigration)*, *Gosselin v. Quebec (Attorney-General)*, and *Newfoundland and Labrador Association of Public and Private Employees*. These rewritten decisions have been published in Volume 18 of the *Canadian Journal of Women and the Law*, and further re-writes are expected to be published in the future. ■

– Heather Heavin



Denise Reaume, Gwen Brodsky, Shelagh Day and Melina Buckley

Successful Aboriginal Summer Student Program Continues

The College of Law has partnered with the Canadian Bar Association (Saskatchewan Branch) and the Law Society of Saskatchewan to establish a very successful summer employment program for Aboriginal law students. Now in its third year, the Aboriginal Law Student Summer Job Program connects Aboriginal students with law firms and related organizations.

In 2008, Terri Karpish, Career Development Officer at the College, heard about a similar program in Alberta. She contacted Doug Moen, Q.C. then Provincial Deputy Minister of Justice and Deputy Attorney General of Saskatchewan, and at the time Chair of the CBA (Saskatchewan Branch) Professional Image Committee. He agreed that the program had merit and the CBA (SK Branch) saw a need for Aboriginal students to connect with the legal community. “There was a risk that these students wouldn't have the same opportunity to be part of the legal community that non-Aboriginal students had and that potential employers wouldn't have the opportunity to meet Aboriginal students. We needed to take some initiative to get past that.”

The CBA set up the program, contacting law firms and other potential employers and obtaining an exemption at the Human Rights Commission. Doug and Terri worked closely with the Aboriginal Law Students Association and its Career Services representative, Carl Swenson, to raise awareness about the program and to assist students in the job application process.

“The success of the program is visible from all sides,” says Moen. “Talking to participants, it was clear that the experience is valuable for them. For some it produced future employment, for others it provided confidence that they could be working in any legal environment. Employers were pleased with the results. They were seeing people they were excited about having in the workplace.”

Kyle Vermette is Metis and was raised in Prince Albert. He was a summer student in 2006 then continued at McKercher, LLP as an articling student and practices in the area of Corporate Commercial Law and Civil Litigation, Health Law and First Nations and Aboriginal Law at the Regina office. He had applied at firms the previous summer but was not hired. He applied under the

program and had many interviews. “Part of it,” he says, “is the confidence even to apply.” Often students cut themselves from the process before it even starts. The program helps them “to see that they can add some value and be valuable in the legal community.”

He knew from an academic perspective he would not be the summer student they were looking for, but he also knew he could do good work. “It was just about getting past that initial point. It's a great program. I would not have this job otherwise,” He has thoroughly enjoyed his experience with McKercher. “They always made me feel welcome and it was immediately comfortable.”

Many different employers participate, from private firms to government. “It's not just going through the motions; it's an actual opportunity,” says Vermette. “They really want to get to know you and provide you an opportunity to get some experience in the legal profession.”

Seven legal employers were involved in the initial year, and this year eight participated. Meghan McCreary handles recruiting at MacPherson, Leslie & Tyerman, LLP, which has been involved since the start of the program. This program fits their goal of having more Aboriginal associates and partners. “First Nations and Métis people have such an important role to play in Saskatchewan,” she says. “We recognize it is fundamental to have Aboriginal people working in our firm so our clients can be served by people who are connected to their communities.”

Michelle Delorme was another successful participant in the program. She is a status Indian from the Muskeg Lake First Nation. She was a summer student at McKercher in Saskatoon in 2008 and commenced her articling in 2009. “Definitely the program helped in being hired,” she says. “The summer was excellent and I learned so much.” She was

able to see the practical side of law, working with lawyers and seeing what the job actually entails. “I'm just really glad I had the opportunity and I feel more comfortable going into articling.” She feels the program is a great idea. “It's important that it continue, and I'd like to see other Aboriginal people have placements with this program.”

For the future, Doug Moen wanted the program to continue to ensure Saskatchewan has more Aboriginal associates, senior partners and judges. “This is about the future of the legal profession in Saskatchewan and we should never forget that. We have a responsibility to ensure this profession is open to all young lawyers in the province, and when it's called for, we need to take steps to make sure that is reality.” More information of the program is available from Terri at the College, or Kylie Head, the Professional Image Chair at CBA (Saskatchewan Branch). ■

– Terri Karpish



Kyle Vermette



Kylie Head, Michelle Delorme, Carl Swenson

Recent Graduate Accomplishments

Law Students From the University of Saskatchewan Win Awards in Essay Contests

American College of Trial Lawyers Essay Competition

Law college 2009 graduate, Toni Lynne Eckes was the recipient of a prestigious award from the American College of Trial Lawyers (ACTL). Toni, who graduated with Distinction, placed second in the ACTL 2009 Essay Competition with her essay "Finding the Right Balance: Judicial Accommodation of the Freedom of Religion in Canada." She was recognized by her peers, faculty and lawyers during Dispute Resolution week in February 2010 at a wine and cheese reception hosted by the College and the ACTL. The \$5,000 prize was funded by a grant from the Foundation of the ACTL. Students in all Canadian law schools were invited to participate. A distinguished panel of Canadian jurists decided the winning essays and included the Honourable Justice Eleanore A. Cronk, The Honourable Justice Edward C. Chiasson, the Honourable Neil G. Gabrielson, The Honourable Justice Michael F. Harrington, and the Honourable Charles D. Gonthier, former Puisne Judge of the Supreme Court of Canada until his recent death.

Johnson-Shoyoma Annual Student Public Essay Contest

The Johnson-Shoyoma Graduate School of Public Policy presented U of S law student Sarah Burningham as the undergraduate winner of the 8th Annual Student Public Policy Essay Contest. Her paper was entitled "Relationships and Remedies: How the Duty to Consult Can Contribute to a renewed Aboriginal-Crown Relationship. Students from the University of Regina, the University of Saskatchewan and the First Nations University of Canada submitted essays addressing significant areas of public policy in the areas of social and/or economic public policy, health studies, rural studies, Aboriginal policy, environmental policy, governance, citizenship and must result from a course assignment. Sarah's entry was her major paper in Professor Norman Zlotkin's Aboriginal Law and Policy Seminar. The paper may be found at: http://www.schoolofpublicpolicy.sk.ca/_documents/outreach_event_announcements/Stu_Essay_Pub08-09_online.pdf.

Indigenous Law Review Best Student Submission Award

Derek Nepinak, a 2008 graduate of the College of Law, received the 2008 Best Student Submission Award from Indigenous Law Review for his submission of his paper, "The Salt River First Nation's Community Constitution." The Indigenous Law Review is published by the University of Toronto Faculty of Law. Derek is currently a graduate student in the Master's program in Aboriginal Governance at the University of Winnipeg, where he was awarded the Duff Roblin Fellowship.

Supreme Court of Canada cites Law College Young Alumnus

Celeste Hutchinson LL.B. '08 was cited in The Supreme Court of Canada's decision in R. v. Kapp, <http://scc.lexum.umontreal.ca/en/2008/2008scc41/2008scc41.html>. The paper, "Case Comment on R. v. Kapp: An Analytical Framework for Section 25 of the Charter", that Justice Bastarache has cited is a case comment on the lower court decision in Kapp that Celeste wrote in second year. Justice Bastarache uses Ms. Hutchinson's work to underline a point, including paraphrasing her argument in paragraph 107.

In addition to this obviously reflecting some superb work on Celeste's part, this is also an example of how student writing from our College can help contribute to public discourse in the courts and in Canada.

Kurt Dahl (LL.M 2009 LL.B 2005)

Kurt Dahl's innovative new technology, uProduce Music Technologies, took third place and \$10,000 in prize money in the I3 Idea Challenge hosted by the University of Saskatchewan's W.Brett Wilson Centre for Entrepreneurial Excellence in September 2009. The I3 Idea Challenge is one of the largest business plan competitions in North America. Kurt competed against 800 U of S undergraduate, graduate and post doctoral students from all disciplines in demonstrating entrepreneurship skills and innovative thinking. uProduce Music Technologies will allow music fans to choose from alternate versions of various parts of songs, pre-recorded by their favourite artists and create their own versions.

Paul Clarke (LLM 2008)

Paul Clarke was awarded a University of Saskatchewan Graduate Thesis Award for his LL.M Thesis entitled "Rights Conflicts, Curricular Control and K-12 Education in Canada." Professor Dwight Newman was his supervisor. The award recognizes excellence and original quality in graduate student research. Dr. Clarke is a the Director of LES PROGRAMMES DE BACCALAURÉAT EN ÉDUCATION (BAC) and Associate Professor at the University of Regina, Saskatchewan.

Niibin Makwa, (Derek Nepinak) (LLB 2008)

Derek Nepinak took office as Chief of Pine Creek First Nation after his election in December. 2008. Derek has a B.A. (Honours) degree in Native Studies from the University of Alberta and an LL.B. law degree from the University of Saskatchewan (2008). He also completed the Intensive Program in Aboriginal Lands and Resources at Osgoode Hall Law School in Toronto. ■

Law Student Association's Community Outreach

The Law Student Association's (LSA) Community Outreach Committee was founded in 2008 and is in its 2nd year of operation as an LSA Committee. The committee has really expanded and this year we have a team of 55 students.

At first, the Committee was unsure of the role that we could play within the college. However, it didn't take long into our first meeting to discover that we were bound by many shared beliefs. We believe that law is a profession that is built upon serving people, and that in order to accomplish this we need to be connected to the people we will be serving. We felt that it was important that our legal education be accompanied by diverse experiences that would broaden the perspective of our legal lens. The committee was certain that we could play a role in facilitating these connections and that these beliefs are shared by many within the college. Many of us are involved with Pro Bono, CLASSIC, and wanted to create something that was accessible and extended beyond law. With this idea, we thought we could have multiple initiatives that could bring the College together and provide opportunities for everyone to be connected to something outside the "law world."

Programs & Initiatives:

Adopt-A-Family

In 2008, we were able to "Adopt-a-Family" of eight and fundraised over \$1200 for presents, groceries, and gas cards for the holidays. Our student body and faculty purchased gifts, some going so far to fill personalized stockings for each and every family member. One student even donated pre-purchased time to have family portraits done at a studio. After delivering the presents to the mother, we couldn't help but walk away feeling like it couldn't have gone to a more deserving family. We received a thank-you email from the family and as a committee we were deeply touched that we were able to help this family. In 2009, we adopted two families. Once again, we received strong support from the Dean (with the College matching faculty donations up to \$250) and the LSA (which matched student donations up to \$500).

Canadian Blood Services Partner for Life – College of Law Partner

The momentum from the "Adopt-a-Family" project inspired us to develop further partnerships in the community. The College of Law is now proud partners with the Canadian Blood Services and the Saskatoon branch of the Canadian Food Bank. As a sponsor of the Partners for Life program, everyone registered under the College of Law ID who participates (whether alumni, faculty, or current students) will be counted towards the College's total

blood donations every year. This commitment also includes the promotion of bi-monthly Blood Clinics on campus. Our hope is that we can get a huge push for people (Alumni, Faculty & Students) to sign-up.

To register: go to www.blood.ca/partnersfor-life. Click on the "join partners for life" button. Click on the "member" button, then "Sign me up to donate with my team". Complete the form.

Our ID # is: UOFS010017

Registration is retroactive for the year, so for those who have donated before, we will be credited with more units! We hope that over time will be able to organize and become one of the strongest Partners involved.

Best Buddies

Best Buddies believes that we can enhance our communities through one-to-one friendships between individuals with intellectual disabilities and students. Best Buddies is grounded in the belief that friendship is important to the development of all individuals (disability or not) and that for all individuals friendship is a medium through which people may become a part of their communities.

The College of Law is the only college with a direct partnership with the U of S Chapter of Best Buddies. We have many matches within our student body with a total of 33 pairs from the University of Saskatchewan – making us one of the most active chapters in Canada. The program is flexible in that it is centered on the development of friendships rather than strict requirements for hanging out. The program celebrates diversity in hopes of building a more inclusive community for all. Whether or not people within the committee are involved directly with Best Buddies, our committee organizes monthly supplemental social activities that anyone can attend. This allows all involved to come out see what these friendships and people are about.

Friendship Inn – Soup Kitchen

The Friendship Inn is a new initiative this year. We have been able to partner with the Friendship Inn here in Saskatoon. The Inn has been serving two meals a day 365 days a year since 1969. During non exam months, the Inn has agreed to provide

the Committee with two monthly Saturdays in which four members of the Committee come out and volunteer from 8:00 am–3:00 pm. Although our dates are not set, the support for the Soup Kitchen has been overwhelming. We've had no problems filling our obligations and have enough support to expand our involvement.

Food Bank

We decided to support the Food Bank whenever possible. At the end of every semester, we have blue bins located in the Student Lounge so that students may clear out their pantries. Our hope is to make food donations a part of most law school events.

Mental Health Law Society

Formed by a group of students across Canada after the national Spinlaw Conference last March, the Mental Health Law Society is a new initiative that aims to address mental health issues (ex. stress etc.) within the college. Our hope is that over time, we may develop programs and information that may assist students with these issues.

Other Involvement

We've also supported the CIBC "Run for A Cure" campaign within the college this year. Our College had 32 people run and was able to raise \$3,475 for the Breast Cancer foundation.

While our goal in the end is to assist our community while connecting the student body to diverse experiences, we have come to appreciate the value of the real sense of community coming from right here within our own college. Seeing our members in the community and being involved is a wonderful sight. One of the best parts of this involvement is the shared experiences and friendships. Our monthly social activities are a great deal of fun and allow for those involved to get to know one another.

We hope the committee continues to be a strong part of the College and that we can develop new initiatives. Currently we are working on a new partnership with a senior citizens community organization. ■

– Thomas Le

Any questions may be sent to lawreachout@gmail.com. We hope to launch a College of Law email in the future as we establish ourselves.



Student Community Outreach

Just Rights

Student Community Involvement

Just Rights, a student social justice group at the College of Law, University of Saskatchewan, hosted their first annual art silent auction fundraiser, Painting Justice, at Amigos Cantina in Saskatoon, February 25th, 2010, to benefit the SAKs Centre.

Just Rights was started by Desiree Dyck and Amanda Baron, both first year students at the College of Law. Says Brown "We noticed that there wasn't really a human rights related group at the college, and we thought we should fill this hole! Human rights is a passion for both of us and we know there is a lot of interest in both rights and social justice, particularly in the first year class. We contacted former members of a rights group that existed at the college previously called Scales of Social Justice. They were gracious enough to send us some of their materials, and we have incorporated and built on them to form Just Rights."

The purposes of Just Rights are:

- a) To inform law students and our community on the principles of human rights law, human rights generally, domestic and international organizations and institutions, and domestic and international legal issues.
- b) To promote awareness and understanding of human rights law and related issues; encourage communication and cooperation among law students and

lawyers; to learn about other cultures and legal systems worldwide; to contribute to legal education and to promote social responsibility in the field of law.

- c) To promote student opportunities in the field of human rights/public interest law and examine international and human rights-related alternative careers using a law degree.
- d) To facilitate participation and interaction between law students, various professionals and members of the community in order to promote a better understanding of human rights issues.

The executive of Just Rights consists of six first year women:

*Amanda Baron and Desiree Dyck
Coordinators*

*Katie Forrest
Secretary*

*Kristel Kriel
External Liason*

*Zenia Toor
Internal Liason*

*Kristen Clarke
Events Coordinator*

*They also received support from
faculty advisor, Marilyn Poitras.*



Left top to bottom: Katie Forrest, Krista Kriel and Zenia Toor
Right top to bottom: Desiree Dyck, Amanda Baron, and Kristen Clarke

New Prizes and Awards

The College of Law is extremely grateful for the generosity of our alumni and friends who share our vision for our programs and graduates. The following are new prizes and awards established recently.

Judge D. Murray Brown Memorial Prize in Appellate Advocacy

This prize was established by family, friends and colleagues of the Honourable Judge D. Murray Brown (LL.B. 1975). The award is intended to recognize a student in the LL.B. program for demonstrated excellence in the area of Appellate Advocacy.

The Derek Burton Memorial Award

This award was established by the parents of Derek Burton (LL.B. 2008); Bud and Barb Burton. It is aimed at recognizing a graduating student whose words and actions best match the values exemplified by Derek Burton. The award is intended to financially assist students in their transition from university life to working in the law profession. The recipients of the first award were Carl Swenson and Kim Clark.

The Chief Justice of Saskatchewan's Justice System/Access to Justice Prize

An annual donation of \$500 by the Office of Chief Justice of Saskatchewan will support and recognize research by students in the LL.B program related to the justice system and access to justice.

The Dr. Richard Fraser Gosse, Q.C. Aboriginal Student Bursary in Law

This award was established in memory of Dr. Richard Gosse, Q.C. by donations of family and friends as well as a \$10,000 donation from the Ministry of Justice, Saskatchewan. The award is intended to provide financial assistance to an Aboriginal student pursuing full or part-time studies in the LL.B. program in the College of Law at the University of Saskatchewan. Dr. Gosse became Deputy Attorney General in Saskatchewan under Roy Romanow in 1977. In the 1990's, he was the Law Foundation Professor at the College of Law, focusing on Aboriginal justice issues.

The Silas E. Halyk, Q.C. Visiting Scholar in Advocacy

The Halyk Visiting Scholar was established through an initial gift from Silas E. Halyk, Q.C. and additional donations from friends and colleagues. The funding supports an annual visit by a distinguished legal advocate. The Visiting Scholar will conduct advocacy exercises and

workshops with students. The funding also supports a lecture given by the scholar which will be open to the University community and the public.

Arthur Rhodes Scholarships for Outstanding Graduates of the Program of Legal Studies for Native People

Mr. Ron Rhodes established these scholarships in his father's name to recognize graduates of the PLSNP who have demonstrated outstanding leadership qualities in peer support as well as diligence and ability in their academic work and who are accepted into a LL.B or J.D. program at a Canadian law school.

The Honourable Justice Douglas Sirrs Memorial Bursary

This bursary was established by donations from colleagues, friends and family of Justice Dougals Sirrs. The bursary is intended to provide financial assistance to students entering or continuing studies in the LL.B. program at the University of Saskatchewan. Justice Sirrs graduated from the University of Saskatchewan with degrees in Commerce and Law. He was appointed to the Court of Queen's Bench in 1999.

Return to College of Law



We are happy to announce that Jennifer Molloy has returned to the College of Law as the College Development Officer. Jennifer covered a maternity leave at the College from November 2005–December 2006 during the Building of Our Future Campaign. She has spent the last few years as the Projects Coordinator for the Vice-President of University Advancement at the University of Saskatchewan. In 2009 Jennifer successfully obtained her Certified Fundraising Expert (CFRE) certification. Her past work has included fund development with St. Paul's Hospital Foundation and the Canadian Red Cross.

Jennifer is proud to be associated again with the College of Law and is looking forward to working with alumni and friends of the College. ■

Career Development



Vancouver, 2009

In June 2009, students travelled to Vancouver to learn more about the legal community and career options. They were hosted by a number of firms in Vancouver in which they toured and visited with College alumni.



Weyburn, 2009 and Prince Albert, 2010

Students interested in the Saskatchewan experience have participated in two highly successful "road trips." The first trip evolved under the guidance and energy of William (Bill) Holliday and occurred in Weyburn in March 2009. The second took place in Prince Albert and occurred in January of 2010. In Prince Albert (see photo to the left), students toured the city with the PA Bar Association president Garth V.

Bendig and President of the Chamber of Commerce Krista L.L. Eggum which included visits to several firms, the Court of Queen's Bench and Provincial Court. They finished the day off with a reception. We are planning more "road trips" in the coming year.

The Career Development Office

The Career Development Office at the College of Law is the link between legal employers and students. Its primary objective is to provide students with information to assist them in making informed decisions about their legal career which will hopefully result in a long term lasting relationship with their legal employer.

The Career Development Office works closely with legal employers in a variety of ways to ensure students are aware of the opportunities available and law firms are aware of the students who are seeking employment. Led by Career Services Officer, Terri Karpish, the Career Development Office lists job postings, organizes recruitment events, and links the legal community to the law school community with programs such as the Third Year Initiative and the Aboriginal Summer Program. The office also develops and reviews the Saskatchewan Articling Recruitment Guidelines with feedback from the legal community. ■



Bill Holliday hosts Law College students in Weyburn.



Terri Karpish, Career Officer
(306) 966 1924 • terri.karpish@usask.ca
www.usask.ca/law/career_services



www.classiclaw.ca

From its beginning in 2007, begun as a student led initiative, CLASSIC has grown to an award winning and more importantly, invaluable community service. Its awards include the 2008 Canadian National Pro Bono Program Award and the 2008 C. Willy Hodgson Award. The Pro Bono award is bestowed by pro bono law organizations across Canada and recognizes a community program that increases access to justice for the poor. The C. Willy Hodgson Award is presented to individuals or organizations which exemplify integrity, leadership and character, and have made or are making outstanding contributions to advancing equity and diversity in legal education, the legal profession and/or the administration of justice in Saskatchewan or in Canada. The first recipient of this award was Dr. Roger Carter, Q.C., in acknowledgment of his work establishing the Native Law Centre and the Saskatchewan Legal Aid Plan.

CLASSIC has been in operation since early 2007 at the White Buffalo Youth Lodge in inner city Saskatoon. In addition to two programs that provide legal services to low income clients, CLASSIC has led to the reinstatement of Clinical Law courses at the College of Law. The two courses offered are taught by Sarah Buhler, former Execu-

tive Director of CLASSIC. Amanda Dodge, a College of Law graduate, is now the Executive Director at CLASSIC.

In the first semester of the 2009 – 2010 academic year there were seventy law students volunteering with CLASSIC. In January 2010, CLASSIC welcomed six advanced clinical law students who are conducting research and projects that benefit CLASSIC's clientele and the community; a new group of law student volunteers to provide support to pro bono lawyers from Pro Bono Law Saskatchewan (PBLS); and 2-3 additional PBSC volunteers for the Walk In Advocacy Clinic.

CLASSIC has grown considerably from one lawyer on contract basis providing supervision approximately ten hours a week to three full time and one part time.

CLASSIC's mainstay program is the Walk In Advocacy Clinic (WAC), through which law student advocates provide legal services to low-income clients under lawyer supervision. Demand for service from the WAC has grown exponentially. In 2007, the WAC project assisted approximately 200 individuals and by 2009, the WAC was assisting over 350 individuals.

The WAC is currently serving approx. 170 clients at any given time. Due to this increasing demand for service, CLASSIC developed a prioritization policy to ensure that those with the greatest needs and vulnerabilities receive service. While the WAC clients are diverse, individuals of Aboriginal ancestry are prioritized.

The WAC provides legal services in a broad range of practice areas. This aligns with the concept of "poverty law" as meeting the wide range of legal needs that low income people have.

The Legal Advice Clinic (LAC) provides free legal advice in the areas of family, criminal, and civil law. The Saskatoon Free Legal Clinic was originally instituted in 2002; in January of 2008 the LAC joined CLASSIC. Since its inception, this clinic has assisted over 900 low-income individuals with legal needs.

The LAC has grown from being open Tuesday afternoons only to Monday afternoons, and Tuesday and Thursday afternoon and evenings. In addition to the core areas of civil, family and criminal, the LAC will have specific employment and immigration clinics.

Currently thirty-seven lawyers volunteer with CLASSIC. Lawyers may



David Scott presenting the Pro Bono Program Canadian National Award to CLASSIC Representative Victoria Coffin, Amanda Dodge and Sarah Buhler in Vancouver.



CLASSIC student volunteers Jeremy Busch-Howell, Ammy Murray, Stephanie Hodgson and Kevin Miller.

become a member of the organization simply by signing up (without any obligation) which gives the right to vote at the AGM and receive the CLASSIC newsletter. Lawyers volunteer in two capacities: providing free legal advice to clients through the Legal Advice Clinic, or providing mentorship to law students in the Walk In Advocacy Clinic. Lastly, three articling students at McKercher LLP volunteer with CLASSIC during exam periods in December and April.

CLASSIC has received generous financial support from the Law Foundation of Saskatchewan, Saskatchewan Justice, the College of Law and the Provost's Committee on Integrated Planning at the University of Saskatchewan. Other local and government organizations also support CLASSIC enabling it to meet the demand for its services and they include the Urban Aboriginal Strategy Community Initiatives Fund, Student Employment Experience, Canada Summer Jobs, City of Saskatoon and Affinity Credit Union. In addition, CLASSIC has also instituted a financial appeal to the private sector, including practicing lawyers and the judiciary funders and launched a highly successful annual fundraising event, GOWN TO GOWN. ■

Legal Advice Clinic Lawyer Volunteers

Deidre Aldcorn	Scharfstein Gibbings Walen Fisher LLP
Donna Bouchard	Scharfstein Gibbings Walen Fisher LLP
Kirk Cherry	McKercher LLP
Connie Den Hollander	Knott den Hollander Law Firm
Xiaoling Fan	McKercher LLP
Cara Haff	Scharfstein Gibbings Walen Fisher LLP
Jeffrey Howe	Woloshyn & Company
Jan King	WMCZ - WMCZ Lawyers-Mediators
Chris Lavier	Cuelenaere Kendall Katzman & Watson
Don McIver	Hnatyshyn Gough Barristers & Solicitors
Brad Mitchell	McDougall Gauley LLP
Steve Seiferling	McDougall Gauley LLP
Ryan Shebelski	McKercher LLP
Mark Vanstone	Wallace Meschishnick Clackson Zawada
Anita Wandzura	McKercher LLP
Shannon Whyley	MLT
Terry Zakreski	Stevenson Hood Thornton Beaubier LLP

Walk in Clinic Lawyer Volunteers

John Agioritis	MacPherson Leslie & Tyerman LLP
Haidah Amirzadeh	Amirzadeh Law
Sheila Caston	McKercher LLP
Kevin Clarke	Noble Johnston & Associates
Rod Donlevy Q.C.	McKercher LLP
Kaylea Dunn	McKercher LLP
Xiaoling Fan	McKercher LLP
Silas Halyck, Q.C.	Unit 8B-577, 3110 – 8th Street East
Joel Hesje Q.C.	McKercher LLP
Jack Hillson	MacDermid Lamarsh
Deb Hopkins	Legal Aid Saskatchewan
Lori Johnstone-Clarke	Johnstone-Clark Law Office
Jan King	WMCZ Lawyers-Mediators
Michelle Ouellette, Q.C.	McKercher LLP
Adrienne Perrot	McKercher LLP
Nikki A. Rudachyk	McKercher LLP
Ryan Shebelski	McKercher LLP
Norma Sim Q.C.	Legal Aid Saskatchewan
Keir Vallance	Graduate Studies
Chris Veeman	MacPherson Leslie Tyerman LLP
Alma Wiebe	A.S.K. Law

a volunteer's voice...



Good Times at Gown to Gown

Gown to Gown, the 1st Annual Lawyers' Charity Gala, was held on Friday, January 29th at TCU Place in Saskatoon, raising over \$40,000 in funds for CLASSIC. The event was sponsored by the Canadian Bar Association (CBA) Sask. Branch, the Law Society of Saskatchewan, and the College of Law, University of Saskatchewan. The Gala was coordinated by CLASSIC and the CBA. Over 250 lawyers, judges, law students and community leaders attended this glittering event, replete with good food, great music and a program that managed to be as funny as it was touching.

As one of the volunteer coordinators for CLASSIC's Legal Advice Clinic (LAC), I was happy to be one of the student volunteers attending the Gala. As I entered the upstairs salons at TCU place, I was astounded to see just how many seats were ready to be filled by members of the legal community and their guests, all there to support CLASSIC. At the LAC and while working on client files as part of the clinical law program, we are not always aware of how much support we receive from lawyers in Saskatoon. Having the pleasure of greeting many of the guests on Friday night showed me that the entire community is rooting for our success.

The dinner served was delicious. Even the vegetarians in the group were happy (a fact made up for by the festival of meats that everyone else enjoyed). Brent Gough Q.C. and Rick Danyliuk Q.C. were excellent and

hilarious MCs. I understand that they kept their program PG-rated for the masses, but a director's cut DVD will be available in the coming weeks. Solstice gave an inspiring performance and the dance band, Special Event, let us all get our polka out (while sadly ignoring my repeated requests for Free Bird). It was wonderful to see everyone having such a great time. My favourite part of the night was assisting Charmaine Panko in presenting the Pro Bono Service award to Terry Zakreski. Terry and fellow nominee Don McIver are true anchors of the LAC and it was wonderful to see them being honoured for the amazing work that they do.

All in all, the Gala was a rousing success. Regina has a very tough act to follow for next year. On behalf of all the law students who participate in the programs at CLASSIC, I would like to thank everyone who attended and donated to the cause. CLASSIC is very important to all of us and, thanks to your support, we are excited to see it grow in the future.

Those wishing to make a contribution may send it to CLASSIC at 602 20th Street West, Saskatoon, Saskatchewan S7M 0X7 or make a contribution online through www.canadahelps.org. If you are contributing online, enter "Saskatoon legal services" and the link will be made. CLASSIC is a registered charity (Charitable Donation No. 862606563RR0001). ■

— Stephanie Hodgson



CBA President Terry Kimpinski with CLASSIC students Ryan LaRose and Trent Adamus.



Amanda Dodge, Executive Director of CLASSIC and Michelle Ouellette Q.C., one of the key event coordinators.

CLASS OF 1948

Plans for the Class of '48 to reunite in May 2010 are underway. It will be 62 years since graduation for this class and Mary Dantzer of Vernon, BC and Ron MacIsaac of Victoria, BC have been making plans for a wonderful weekend in Vernon including wine tours, a barbecue supper at the home of Mary Dantzer's and a visit to a bird sanctuary and Kalamalka Provincial Park. Graduates and their spouses of the class of 1948 are all invited to come and enjoy this opportunity to get reacquainted. Contact Mary Dantzer at mcdantzer@shaw.ca.

CLASS OF 1985

This year, the Class of '85 will be marking twenty-five years since law school days at a reunion June 11, 12 and 13 in Calgary, Alberta. The plans include golf, a dinner and dance, and brunch. Our planning committee members are Terry Owen and Karen Wiwchar. For more information contact:

Class of '85 2010 Reunion Committee
c/o Karen Wiwchar

32 Moreuil Court SW
Calgary, Alberta
T2T 6A9

kwiwchar@shaw.ca

2009 Honoured Years Reunion



Ed Piasta, Lorne Wildeman, Marcel de la Gorgendiere, Bob Roddie

June 19, 2009, the College of Law was honoured to host a small but enthusiastic group of its alumnus. Graduates of the Class of 1959 visited with Dean Brent Cotter and guests over lunch, enjoyed a tour of the new College Building and Wakeling Garden and were regaled with "Great Moments from the History of the College of Law" in the new boardroom by Beth Bilson. Later that evening, joined by Chief Justice John Klebuc from the class of '64 at the Chancellor's Banquet, the conviviality continued well on into the evening.

Attendees were:

- Marcel de la Gorgendière, Q.C. '59 – Saskatoon with his wife Alison
- Ed Piasta '59 – Edmonton, AB
- Bob Roddie '59 – Nanton, AB with his wife Jodi
- Lorne Wildeman '59 – Calgary, AB with his wife Fern
- Chief Justice John Klebuc '64 – Saskatoon, with his wife Veronica

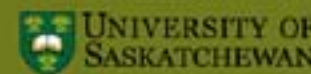
The College of Law, University of Saskatchewan, welcomes the Graduates of years 1970, 1965, 1960, 1955, and 1950 to the 2010 U of S Alumni Reunion and we look forwards to connecting with you.



JUNE
17-19-21

2010

U of S Alumni Honoured
Years Reunion



Graduates of all colleges
in the years of 1970, 1965, 1960, 1955, and 1950 and earlier.



Official invitation! Contact us for a registration package:
Email alumni.office@usask.ca ~ OR ~ Call 966-5186 in Saskatoon,
or toll-free, 1-800-699-1907

Registration packages will not be mailed unless requested.
Packages will be available in late winter 2010.



Legal Follies 2010

41st Annual Legal Follies Presents
 “LAW SCHOOL BLUES: A VARIETY SHOW”



The 41st Annual Legal Follies “*Law School Blues*” took the stage February 5th and 6th at the Saskatoon Broadway Theatre and has raised the bar for talent and creative license for this fundraiser. Organized, produced, and staged by University of Saskatchewan law students, Legal Follies raises funds for local charities. This year, the students chose the Saskatoon Crisis Nursery, a community based organization that provides immediate shelter for children to promote the healthy development of families.

This year’s show included a great deal of faculty talent, which is always received with great enthusiasm by the audience. Martin Phillipson took it out on the drums with the student band Dissent for a song during the show, Dwight Newman took out a couple of students out on the basketball court in one of the two video skits, and a mob of

professors and students led by Robin Hansen performed a live skit involving the Dean proroguing the law school. Emcees Blues Brothers Rob Martz and Robbie McLellan wisecracked their way through the program. Music, song, comedy, dance and gymnastic maneuvers wowed the audience and the male and female chorus lines were spectacular with their burlesque-like parodies of the opposite sex.

The show came together in an amazingly short period of time with only one dress rehearsal. These talented law students managed to balance full course loads as well as pull together a full weekend of performance entertainment, raising funds for the Saskatoon Crisis Nursery. Hats off to all! ■

Student Awards



First year students receiving awards and scholarships at the First Year Entrance Awards Ceremony & Luncheon in September 2009: Left to right: Robin Burningham, Leanna Wachniak, Laura Zlotkin-Leslie, Kyle Ross, Caroline Ness, Jared Epp, Stacey McPeek, Jeffrey Crawford, Amanda Baron, Sonya Lalli and Nicholas Birtwistle.

In Memoriam

E.D. (Ed) Bayda, just as ^{OF}NOTE went to print we learned of the untimely death of Chief Justice (retired) E.D. (Ed) Bayda, a great friend of the law school. A fitting tribute to him will appear on our website, and in the next edition of ^{OF}NOTE.

Bernie Isman, LLB 1928 of Vancouver, BC passed away at the age of 101. Bernie was a graduate of the 1928 class at the University of Saskatchewan's College of Law. His law career spanned 61 years in Saskatchewan and British Columbia, including time as a BC Provincial Court judge and a member of the Vancouver Board of Trade from 1946.

Bernie held, until his passing, the unofficial title of the oldest living collegiate hockey player in Canada. He played for the U of S Huskies in 1927, scoring the game's only winning goal against the Manitoba Bisons. He was also a veteran of the Second World War and an active member of the Royal Canadian Legion as well as the Shriners organization where he played in the concert band until the age of 96. He is remembered for his enthusiasm for life and pride in the University of Saskatchewan.

The Honourable William “Bill” Rogers McIntyre, O.C., Q.C. LLB 1946 passed away June 14, 2009 at the age of 91. Justice McIntyre practiced law with the firm of Whittaker & McIlree in Victoria after serving overseas in the armed forces in the Second World War. In 1944, Bill met and married Mimi Reeves and in 1945, their daughter Elizabeth was born. Bill was appointed to the Supreme Court of British Columbia in 1967, and elevated to the British Columbia Court of Appeal six years later. He served on the Supreme Court of Canada for ten years, retiring in 1989. In 1991 he was made a Companion of the Order of Canada.

E. Barry Stewart, LLB 1950 of Regina passed away on May 25, 2009. He is survived by his wife Helen of 51 years and his children Karen, Barry, Carl, Scott and Brent. Barry was admitted to the Law Society in 1952 and was granted a Senior Life Membership in 2002.

The Honourable Justice Sidney James Walker, LLB 1950 retired judge of the Queen's Bench Court for Saskatchewan, passed away on August 19, 2009. Justice Walker was a veteran of World War II and at 22 years of age went overseas as a new lieutenant. He was part of the 2nd Field Regiment, RCA as a Forward Observation Officer. His duties began in Sicily and ended in Northwest Europe and Holland. Upon his return to Canada, he attended the University of Saskatchewan and graduated from the College of Law in 1950. He practiced law with Disbery and Bence until their appointment to the Bench and then headed the firm Walker, Agnew, Hercus and McKay. He was appointed to the Bench in 1974.

Justice Walker is survived by his wife Helen and three children, Joan, Maureen and Patricia.

Marvin Allen Emery Bisal, LLB 1955

passed away peacefully November 16, 2009. Upon graduation from Law School in 1955, Marvin article in Vancouver and was called to the Bar in 1957. His early career was spent at sea including the HMCS Cedarwood, HMCS Sioux and HMCS Terra Nova. He joined the Judge Advocate Generals Branch and during his career was posted at various bases in Canada, France, Germany and East Africa. Marvin retired as a Commander from the Navy in Victoria in 1982 and joined the Veterans Affairs Department as a Pension's Advocate. Marvin is survived by his daughters Anne and Sara, and son David.

Barrett Halderman, BA 1964 of Melfort and Saskatoon, Saskatchewan, passed away at the age of 65, January 2009. Barrett graduated in 1967 from the University of Saskatchewan with a Bachelor of Arts degree and obtained his law degree at Dalhousie University. He practiced law in partnership at Humboldt until he was appointed to the Provincial Court of Saskatchewan in 1999, and presided in the Melfort Court until his health-related retirement in 2007, at which time he and his family moved to Saskatoon. Barrett is survived by his wife, Betty and their two children.

Ted Priel, Q.C., LLB 1967 of Saskatoon, passed away on March 14, 2008 at the age of 64 years. Ted graduated from the University of Saskatchewan and received his law degree in 1967. He was admitted to the Law Society of Saskatchewan in 1968, served as President in 1988 and received a Q.C. appointment that same year. He was a partner in Priel Stevenson Hood & Thornton, since 1973 where he worked extensively in labour law, martial law and litigation, and at his passing he was semi-retired working as a labour arbitrator. Ted also coached minor hockey for 35 years, and had last coached the Warman Wildcats who went on to win the provincial crown. Ted is survived by his wife Arlene, and his 5 children, Chris, Shaun, Scott, Matt and Pernell.

The Honourable Justice Douglas “Doug” Sirrs, LLB 1972 passed away unexpectedly on Tuesday, February 17, 2009 at the age of 61 years. Doug was born on February 5, 1948 at Unity, Saskatchewan. He was passionate, principled, with a strong sense of com-

munity. Doug graduated from the University of Saskatchewan with degrees in Commerce and Law. He was called to the Alberta Bar in 1973. He practiced law in Wetaskiwin, Alberta and was appointed to the Court of Queen's Bench in 1999 when he then moved to Red Deer, Alberta. Doug is survived by his wife Janet and two daughters, one son, grandchildren, two brothers, one sister, aunts, brother-in-law, nieces, nephews, grandnieces and grandnephews. A memorial bursary at the College of Law has been established by friends, colleagues and family.

Lynn Smith, Q.C. “Smitty”, LLB 1973 of Regina passed away on April 11, 2008 at the age of 60. Lynn received his law degree in 1973 from the University of Saskatchewan and started working with McDougall, Ready, Wakeling law firm, now known as McDougall Gauley, and had been a partner since 1977, where he specialized in corporate and real estate law.

Lynn was an avid sports fan, coaching minor hockey, baseball, softball and soccer. He also loved to run and was a member of the YMCA. Lynn's community involvement, included volunteering at the United Way, the Regina Chamber of Commerce and the Saskatchewan Sports Hall of Fame, to name a few. He is survived by his wife of 38 years, Pat, and his 3 children – Chris, Dayna and Tim.

The Honourable D. Murray Brown, LLB 1975 passed away on Friday, Feb. 6, 2009. Judge Brown was born and raised in Melville, Saskatchewan. He received an Honours B.A. in 1972 and graduated from the College of Law in 1975. He article with the Department of Justice and immediately joined the Public Prosecutions Branch where he had a distinguished career for over 30 years. He became the Director of Appeals in 1991, and also received his Queen's Counsel designation in that year. In 2001 he became the acting Executive Director of Public Prosecutions and in 2003 he was formally appointed to that position, which he held until his appointment to the Provincial Court in October of 2007. He is survived by two brothers, nephews and nieces and great nieces, as well as aunts and cousins. A memorial prize at the College of Law has been established by friends and colleagues of the Honourable D. Murray Brown.

Paul Grant, LLB 1983 of Saskatoon passed away on May 5, 2009. He is

survived by his wife of 25 years, Kathy, and his children Jessica, Jeffrey and David. Paul graduated from the College of Law at the University of Saskatchewan in 1983 and joined McKercher LLP, where he became a partner in 1990. He loved playing baseball, football and basketball. He coached the Saskatoon Blue Jays and was the league president. He also played old-timers hockey and was a member of the Riverside Golf and Country Club.

Ajay Krishan, S.V.M., Q.C., LLB 1984 passed away peacefully on November 21, 2009. Ajay graduated from the University of Saskatchewan and received his commerce degree in 1983 and his law degree in 1984. Ajay was a successful lawyer and will be missed by his partner, Gord Balon, of Balon, Krishan Law Office. In 2008 Ajay was honoured with a Q.C. appointment. Ajay made many contributions to the Prince Albert community, and was honoured with the Prince Albert citizen of the year in 1992 and the Governor General's Saskatchewan Volunteer Medal in 2009. Ajay was a very proud and supportive parent, keeping up with all of his children's activities, and encouraging academic accomplishments. He is survived by his three children, Amanda, Victoria, and Nicholas, by his father, Kewal Krishan, sisters, brother, cousin, and special friend, Wendy Gowda and his children's mother Maria Lynn Freeland.

Chris Wihak, LLB 1989 of Saskatoon, SK died of a heart attack on August 6th, 2009 at the young age of 51. He earned a Bachelor of Arts degree and LLB at the University of Saskatchewan. Chris was appreciated by his colleagues for his dedication, honesty, generosity and his clever sense of humour. After exploring various occupations, and heeding his true calling, Chris became a mediator for disputes involving the little guy in his role as Labour Relations Officer and Shop Steward for the Saskatchewan Department of Labour. To paraphrase his colleagues from work: Chris was someone who was an advisor, who was a listener to all, who cared about women's rights and children, who put everyone before himself, and who had a huge heart. He is survived by his three brothers and families.

Mike Taggart, who spent a year at the law school as Law Foundation Chair in the early 1990s, passed away August 12, 2009. Aside from being a wonderful human being and someone who loved life, he was also a fine teacher and one of the common law world's leading

Administrative Law scholars.

He fondly remembered his and his family's time at the College of Law and in Saskatoon, and would say, on more than one occasion that the year they spent in Saskatoon was “the best year in their family's life.

Dr. Richard Fraser Gosse, Q.C. (Dick Gosse). Dr. Gosse served as the Law Foundation Professor at the College of Law in the nineties where he focused his efforts on aboriginal law. Dr. Gosse received his LL.B. from UBC and in 1977 he became Deputy Attorney General in Saskatchewan under Roy Romanow. He said this was the most satisfying job he ever had due largely to the warm-hearted, straightforward people of Saskatchewan. Dr. Gosse passed away in November of 2008. Dick is survived by his three children and their mother, Jean. A bursary at the College of Law has been established in his memory by family, friends and the Ministry of Justice of Saskatchewan.

Mr. Bernard Buan (1971) August 2009

Mr. Ronald Braun (1978) October 2009

Judge Anton Demong (1958) August 2009

Mr. Robert Francis (1961) October 2009

Mr. Robert Ellis, Q.C. (1945) May 2009

Mr. Charles (Carl) Gerwing (1983) January 2009

Judge Edward Gosselin (1973) June 2009

Mr. Justice Paul Hrabinsky (1960) January 2009

Mr. William Jackson, Q.C. (1980) Unknown

Mr. Christopher Hyatt (1982) November 2009

Mr. Lenard Hyman (1959) Unknown

Mr. Douglas Jermyn (1954) December 2008

Mr. Joseph Michaels (1959) Unknown

Mr. Gerald (Jerry) McLellan, Q.C. (1958) January 2009

Mr. Robert (Bob) Milliken, Q.C. (1948) January 2009

Judge Russel Rathgeber (1966) June 2009

Mr. William (Hal) Sisson (1951) December 2009

Mr. Donald Taylor, Q.C. (1972) October 2009

Mr. Wilfred Wilson (1922) Unknown

OF **NOTE** 2010

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