

SPRING 2011




UNIVERSITY OF
SASKATCHEWAN

College of Law

OF NOTE

COLLEGE OF LAW MAGAZINE

A portrait of Professor Ronald Cuming, a man with a beard and glasses, wearing a dark suit and a striped tie, with his arms crossed.

Rewriting an “archaic, confused mess”

Professor Ronald Cuming

❖ A talk with the
incoming dean

❖ Meet the Ambassador
to Vietnam – our
alumnus

❖ Moot teams enjoy
new success

Published by the College of Law at the University of Saskatchewan, *of NOTE* contains news and updates from the college as well as information relevant to our alumni and all of our college community.

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Our moot teams enjoyed fabulous success during 2010-2011.

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Dean's Message

As I write this message, the college has experienced the usual seasonal change brought about by the onset of final examinations. For both students and faculty, this is a challenging time, but one that serves as a moment to reflect on what has happened over the past academic year. We look back at the events of the year which have brought us together as a college community – the annual display of talent captured

Though there is a sense of closure at this time of year, an awareness of things coming to an end, we are also looking forward – to the arrival of a new dean in July, to welcoming a new class of first year students in September, to the arrival of our centennial year in 2012. Perhaps most of all, we are looking forward to seeing the newest group of our graduates, the class of 2011, move into their legal careers. We wish them

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in Legal Follies, the triumphs of our highly successful mooting teams, the opportunities for social exchange at barbecues in Orientation Week or the First Year Formal. We also think of the more personal activities – the pursuit by students of employment, the completion of CPLED by last year's graduates, the research and writing of faculty, the contributions made by staff members. We can look back on a year full of achievements and satisfactions, large or small.

all the best as they take their place in the profession, the high standards of which they have been preparing themselves to attain. Our alumni, though not often physically present in the college, play an important part in the life of this institution. We hope that the members of the 2011 class will forge new kinds of links with us and become part of the multi-generational community of alumni which sustains and inspires our faculty and students.

Beth Bilson, QC
Acting Dean



Centennial 2012

Planning is underway to mark the 100-year anniversary of the College of Law in 2012. The following activities are being planned or already underway and offer you some opportunities to get involved now, as well as at our 2012 celebrations.

OCTOBER 6 GALA WEEKEND

TCU Place in Saskatoon is reserved on **Saturday, October 6, 2012**, for a gala evening centennial celebration. Please keep this date on hand and plan to join us. You will have received a postcard reminder in the mail to assist you in saving this date. October 6 falls on Thanksgiving weekend in 2012, providing an additional day for travel and visits with classmates, family and friends. Other activities, such as college tours, are being planned for the weekend, as well.

Our centennial provides an extraordinary opportunity for a gathering to reminisce, get reacquainted and look forward to the future together.

CALL FOR YEAR CAPTAINS

Consider volunteering as "Year Captain" for your College of Law graduating class. As Year Captain, you would recruit people from your year to attend our centennial

celebrations, and oversee the planning of any class activities for your year over the October 6, 2012, weekend. To date, these fellow graduates have volunteered and will be getting in touch with their classmates to encourage participation and planning around class activities.

YEAR	YEAR CAPTAIN
1953	Lyle Phillips
1954	George Tkach and Gerry Gerrand
1956	Doug Schmeiser
1960	Dave Beaubier
1963	Ron Cuming
1964	Tom Molloy
1974	Michael Ryer
1987	James Sullivan
2000	Kate Bilson
2002	Tamara Larre
2005	Tanyann Belaney
2007	Adrienne Perrot
2008	Anita Wandzura
2010	Troy Baril

If you don't see your year in the list above and would like to make sure you have your classmates join you to celebrate for the Oct. 6, 2012 weekend, volunteer as Year Captain!

ACADEMIC CONFERENCE

A centennial 2012 academic conference is being planned, themed: "The Future of Law." More information will be provided as planning progresses.

DISTINGUISHED ALUMNI

As part of the College of Law's centennial in 2012, we are working on a plan to honour

distinguished alumni during our centennial year. We invite your suggestions for individuals we might honour. Some areas of focus you might consider include traditional legal work, humanitarianism, Aboriginal achievement, business, politics, women, academics, pioneers, military service/bravery, media/entertainment, volunteerism and arts, but we welcome suggestions that may fall outside of these areas, as well.

Providing us with the individual's full name and the main aspects of the achievement(s) you feel distinguishes him or her would be all that is required. Please note that while not everyone whose name is put forward may ultimately be honoured, we would encourage your participation (and offer a reminder that not putting a name forward could mean it isn't considered).

Our centennial provides an extraordinary opportunity for a gathering to reminisce, get reacquainted and look forward to the future together.

To put your name forward as a Year Captain, to suggest distinguished alumni, or for more information, contact:

Katherine Blau

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(306) 966-1062
katherine.blau@usask.ca

New Scholarships Announced

With the generous support of the Law Foundation of Saskatchewan, the College of Law is delighted to announce the creation of the Law Foundation of Saskatchewan Merit Based Scholarships.

These scholarships will be awarded to three students who are residents of Saskatchewan and who are entering their first year in the Juris Doctor degree program at the University of Saskatchewan College of Law, in September 2011. Candidates must also have

graduated from a high school in Saskatchewan. Selection will be based on high academic standing in post-secondary studies.

Each scholarship is valued at \$30,000 and will be paid out in annual installments of \$10,000. Students receiving installments in the second and third years of their studies must have maintained an average of at least 70 per cent.

Great idea, great success

Kathy Ford, coach of the college's Mediation Advocacy Moot Team and local Saskatoon lawyer, decided to celebrate her 60th birthday in March 2011 in a slightly unusual way. Yes, there was a birthday party, hosted at St. John's Cathedral in Saskatoon in the evening on March 5, 2011, with friends and family in attendance. And those friends and family were asked – as is often done – not to bring a gift. However, they were asked, in lieu of a gift, to consider donating to a special fund Kathy had organized with the college so that her moot team could travel to London, England later that month to participate in an international competition.

"I had thrown a birthday bash when I turned 40," Kathy recalls when asked how the idea took shape, "and that turned out so well I told everyone at the time we should do it again when I turn 60. So I knew I would be having the big birthday bash this year, but hadn't really figured out any details beyond that. When I thought of making it a fundraiser and asking for a donation to the team rather than a gift, that idea really pulled it together well."



Mediation Advocacy Moot Team: (front row, l to r) Kelly Canhan, coach Kathy Ford, QC, and Luciella Luongo; (back row, l to r) assistant coach Glen Gardner, Markel Chernenkoff, John Sanche, Gillian Gough and Sabina Arulampalam

About 97 guests attended the birthday/fundraiser party (which Kathy paid for herself as her contribution) and donated \$7,600 to the moot team, which also received funding from the College of Law, the Law Students' Association and the U of S.

This proactive approach resulted in a great outcome: Kathy, assistant coach Glen Gardner and the six students on the team enjoyed fabulous success in London, where they placed in the top 10 in two categories

(Mediator and Client/Advocate) and received recognition as one of the Outstanding New Programs in Dispute Resolution (see story p.16). Additionally, because the Chicago-based International Academy of Dispute Resolution, which organizes the event, is particularly committed to mediation and "peacemaking," an added feature of the London competition was that students were able to compete as mediators, as well as lawyers and clients.

LEED Gold celebrated

Last October, the College of Law and student group Greenlegal celebrated the achievement of gold status in Leadership in Energy and Environmental Design (LEED) for the law building expansion, with an open house at the college featuring an unveiling of the building's LEED Gold plaque. The law expansion was the second project in the province to meet LEED's gold status requirements, and the first on the university campus to meet LEED standards, and was the subject of the cover story of the February 2011 issue of the Canadian Journal of Green Building & Design magazine.

"The completion of the expansion has provided our students and the college with much-needed space, technologically modern classrooms and a healthy environment in which to study and work," said acting dean Beth Bilson.

Compared to a similar-sized conventional building, water use in the new law expansion is 47 per cent lower and overall energy use is 57 per cent lower. Over 32 per cent recycled materials were used in the construction and furnishings, and 91 per cent of construction waste was recycled. A key feature is two living roofs that cover 60 per cent of the building, reducing water runoff and winter heating

and summer cooling costs, while extending the life of the roof to 50 years from about 20-25 years for conventional roofing. A displacement ventilation system provides a healthier environment, with 100 per cent outdoor air and natural light throughout 75 per cent of the new space, resulting in better air quality and less white noise. The outside air is not heated because there is a radiant heating system. As well, the building benefits from passive solar heat.

The expansion would not have been possible without the incredible support of the Law Foundation of Saskatchewan, the legal community and friends, our faculty, students and staff, and the leadership of former dean Brent Cotter throughout the process. The successful completion of the expansion was also dependent on the work of project partners: Stantec Architecture, PCL Construction, Integrated Design Inc., Ritenburg & Associates Ltd., and the U of S's Facilities Management Division.

Greenlegal is a student organization at the college for those interested in environmental law. In Canada, LEED standards are promoted by the Canada Green Building Council.



I hope to encourage, and ultimately implement, a more ambitious agenda for curriculum reform at the University of Saskatchewan's College of Law.

FEATURE:

A visit with Sanjeev Anand

The incoming dean of the College of Law, Dr. Sanjeev Anand, recently talked with *ofNOTE* about some of his thoughts, plans and hopes for his five-year term as dean, which begins July 1, 2011.

OF NOTE: Have you set a particular overarching goal for your term as dean?

SANJEEV ANAND: I don't know if there is just one, but I did run on a platform of changing the curriculum and making it more relevant to today's environment. The time is certainly ripe to seriously discuss curriculum reform in the Juris Doctor (JD) program as the Federation of Law Societies has recently made a set of recommendations for Canadian law schools. I expect that the changes that many Canadian law schools will make will be the incremental ones that are mandated by the Federation of Law Societies' report. However, I hope to encourage, and ultimately implement, a more ambitious agenda for curriculum reform at the University of Saskatchewan's College of Law – one that is modeled on the recommendations made by the recent Carnegie Foundation Report. The team that penned this latter report examined the North American legal education scene and after exhaustive research, including site visits to sixteen law schools in the United States and Canada, the authors drew some interesting conclusions. They concluded that while most North American law schools do an admirable job in getting students to think like lawyers through Socratic case-dialogue pedagogy supplemented by lectures, North American legal education is deficient in that it fails to adequately address the development of practice skills for law students and the formation of their professional identities. I want to ensure that the curriculum in the JD program robustly integrates all of these essential elements of undergraduate legal education so that every graduating law student possesses a firm understanding of how legal doctrine, theory, and applied

skills interact within a professional context. But there are other important goals I have for my term as dean. I would like to strengthen the graduate program by implementing a number of initiatives. The first initiative would be to increase the number of true graduate courses offered by the law school, including the creation of a mandatory graduate level course on research methodology and academic writing for LLM students. Another initiative would be to encourage faculty members to continue to treat graduate students as junior colleagues, particularly when it comes to their professional development by, for example, giving graduate students more opportunities to teach. If these goals can be accomplished, I would like to begin a serious dialogue about establishing a PhD program in law at the college. Another vital objective of my deanship is to revitalize the partnership between the Native Law Centre and the college and I am committed to doing this in ways that will prove mutually advantageous and desirable to both institutions.

ON: What strengths do you see at our college now, and how might we build on those?

SA: On the curriculum front, the College of Law has taken many significant steps toward addressing some of the shortcomings of traditional North American legal education by, for example, addressing early skills training through its implementation of a dispute resolution program as part of the mandatory first year curriculum and by putting more resources into the first year legal research and writing program. The college has also developed, through its participation in CLASSIC, a true clinical

program in which students provide legal services to real clients. This latter development is particularly significant. While courses in professional responsibility are necessary and laudable, it is my firm belief that assuming responsibility for outcomes that affect clients with whom the student has established a relationship enables the learner to go beyond concepts, to actually become a professional in practice. In terms of the college's graduate program, Associate Dean Martin Phillipson has done a wonderful job in bringing it this far. Thanks largely to his efforts, we now have a critical mass of graduate students. The college also has a number of other key strengths. One of the greatest attributes of this college is the sense of community that is created by students, faculty and staff. There is a genuine

One of the greatest attributes of this college is the sense of community that is created by students, faculty and staff.

respect, and even more importantly, a kindness among students for one another, and also from faculty and staff to students that is reciprocated by students. It makes learning and working at the college so much easier. One constituency that plays a disproportionately large role in creating this culture of kindness at the college is the nonacademic staff. Without their dedicated efforts, the law school would simply cease to function. This college is also known for its high standards of teaching by both sessional lecturers and full-time faculty members. Increasingly in modern universities, prodigious research and exceptional teaching are seen to be incompatible with one another. Yet at the College of Law, faculty members simultaneously produce cutting edge scholarship that enriches the high level of instruction that they provide while also making significant public service contributions to the university and broader

community. Institutions of higher learning need to provide the public space in which important conversations and learning opportunities can occur. Through the completion of the college's major renovation, more of such space is now available to our students. Another major strength of the college is its unique position. Saskatchewan is alone in being a "have" province in which only one law school is situated. Couple this fact with the presence of a provincial government that has prioritized post-secondary funding and a very supportive central administration at the university, and you have the perfect recipe for establishing the college as one of the premiere law schools in the country.

ON: Where can we improve?

SA: I think that takes me back to what I talked about earlier with curriculum change. And I should clarify that I'm not talking about turning the college into a trade school. The law school must continue to teach subject matter from doctrinal, theoretical, and interdisciplinary perspectives. In particular, courses such as Jurisprudence, Feminism and the Law, and Law and Economics are necessary if we are to deliver on our promise of a liberal legal education, an education that fits comfortably within the wider university setting. Even skills training should be taught using theoretical and interdisciplinary perspectives. For example, it is not enough to demonstrate skills, such as negotiation techniques, through simulation exercises. Students should be well versed in theories of negotiation and learn what fields such as psychology have to tell us about the impact of certain approaches. Some individuals may believe that incorporating clinical legal programs, skills training, and instruction on professional ethics in law schools is really unnecessary as the articling experience should suffice to give students the tools and outlook they need for practice. However, articling experiences are uneven. Although law schools cannot in three years develop the complete lawyer, we must provide our students with the foundation that best prepares them for the lifelong process of education that follows law school.

ON: How would you describe the current climate in Canada for law schools and for their students?

SA: There's a tendency in universities, and law schools aren't immune to it, for institutional inertia. We don't change as quickly as we should; we tend to do things in the same way. Yet we are asking our students for more tuition, and employers and the public are asking that we provide more comprehensive training to our students. We always need to be looking to innovate, so let's assess what we're doing well and not change that, but let's also be aware that we can always do better.

ON: What do you expect to focus on initially, in your first year as dean?

SA: I expect that much of my first year will be spent establishing relationships with members of the legal community in Saskatchewan as well as members of the university community. Nevertheless my focus will be internal - on the important role of the dean's office in supporting and advancing the professional aspirations of students, staff and faculty at the college.

ON: Is there anything else you would like to add?

SA: At the end of my term, I hope that it can be said - as it absolutely can be said, for example, of Brent Cotter's term - that I tried my best to effect positive change and I left the place even better off than I found it.

Guest speakers add to college life

LECTURESHIPS

Through the generosity of our donors, each year we invite exceptional legal scholars and practitioners to our college to share their ideas and experience. This year was no exception.

September 27, 2010 - Professor David Vaver, of Osgoode Hall Law School at York University spoke on "The Immorality of Intellectual Property" at the F.C. Cronkite Memorial Lecture. Vaver is Emeritus Professor of Intellectual Property & Information Technology Law in the University of Oxford, Emeritus Fellow of St. Peter's College, Oxford, and former Director of the Oxford Intellectual Property Research Centre.

November 1, 2010 - Heather McNaughton, former chair of the B.C. Human Rights Tribunal, delivered the Heald Lecture in Administrative Law, presenting "Canadian Models for Human Rights Protection: What Next?". A special introduction was provided by Brian Heald, son of the late Darrel Heald, who passed away in 2010. Darrel Heald was a graduate of our college, a former Attorney General of Saskatchewan and a former Justice of the Federal Court of Appeal. The lecture is generously supported by the Heald family. Brian Heald's introduction and Heather McNaughton's lecture will appear in the September 2011 Saskatchewan Law Review.



Brian Heald and Heather McNaughton

November 22, 2010 - Jennifer Stoddart, Privacy Commissioner of Canada, delivered the Thirteenth Annual Saskatchewan Law Review Lecture at the college, presenting

"Privacy in the Era of Social Networking."

This annual lecture is sponsored by the Saskatchewan Law Review and coordinated by its student editorial board. Stoddart provided insight, as a public administrator directly involved with Canada's Facebook case and other high-profile privacy cases, into the challenges involved in privacy issues. Her lecture will appear in the September 2011 Saskatchewan Law Review.

January 31, 2011 - Aaron Fox, QC, McDougall Gauley LLP, presented "Farmboy Advocacy" for the Silas E. Halyk, QC, Visiting Scholar in Advocacy Lecture. Fox shared with students and others in attendance his approach and insights on advocacy and criminal defense law. As the Halyk Visiting Scholar in Advocacy, Fox also conducted exercises and workshops in advocacy with students during his visit to the college.



Aaron Fox, QC, McDougall Gauley LLP, delivers the Silas E. Halyk, QC, Visiting Scholar in Advocacy Lecture.

February 2, 2011 - Phil Fontaine, Ishkonigan, and former National Chief of the Assembly of First Nations, presented "Social Justice, Reconciliation and Moving Forward" for the John Stack Memorial Lecture.



Phil Fontaine, Ishkonigan, and former National Chief of the Assembly of First Nations

February 9, 2011 - The Honourable Mr. Justice Thomas Cromwell, Supreme Court of Canada, presented "The Ethical Dimensions of Practical Judgment" for the Third Gertler Family Lectureship in Law Honouring the Robert McKercher Family of Saskatoon at Convocation Hall. He discussed the importance of sound practical judgment in the work lawyers do, and the ways in which judgment and ethics are intertwined in the profession.



Justice Cromwell accepts a gift from students presented by Law Students' Association president Sheri Yakashiro, while acting dean Beth Bilson looks on.



Justice Thomas Cromwell

GUEST SPEAKERS

An excellent slate of experts brought fascinating perspectives and generated invigorating discussion at the college from September through March as part of the college's Guest Speaker Program.

September 20, 2010 - Professor Ernie Walker of the Department of Archaeology at the University of Saskatchewan led off the 2010-2011 Guest Speakers Program with his presentation, "The Lady in the Well: Saskatoon's Oldest Known Homicide."

January 17, 2011 - Naresh Singh of the Canadian International Development Agency presented "Making the Law Work for Everyone: An Action Agenda on Legal Empowerment for the Poor."

January 24, 2011 - In response to the recent Ontario Superior Court decision *R v.*

Bedford, the Just Rights student group at the college organized a panel of experts to discuss the decriminalization of prostitution in Canada and the potential ramifications for a community such as Saskatoon. The panel consisted of Saskatoon community members: Dr. Ryan Meili, a family doctor at the West Side Community Clinic; Sue Delanoy, Former Executive Director of Communities for Children and current Child and Youth Advocate Consultant; Sharon Acoose, a former prostitute who is now completing a PhD at the University of Saskatchewan; and Dwight Newman, a constitutional law professor at our college.

March 7, 2011 - Professor Teresa Scassa, Canada Research Chair in Information Law at the University of Ottawa, presented "Intellectual Property Rights on Steroids: Reasons to Worry about Anti-Ambush Marketing Legislation."

March 14, 2011 - Peter Grant, QC, of Peter Grant & Associates, presented "The Role of the Courts in Assisting Reconciliation between the Crown and the Aboriginal Peoples of Canada: The Unfinished Business of Delgamuukw."

March 17, 2011 - Associate Chief Judge Clifford Toth, Provincial Court of Saskatchewan, presented "An Introduction to Therapeutic Justice." Judge Toth also chairs the Therapeutic Justice Committee of the Canadian Council of Judges, sitting in the Regina Drug Court.

March 21, 2011 - Professor Jeremy DeBeer, Faculty of Law, University of Ottawa, closed out the year's Guest Speaker Program with his presentation, "Judging Biotech: How Courts Control our Crops."



At a luncheon prior to her lecture, Beverley McLachlin, Chief Justice of the Supreme Court of Canada, speaks with professor Signa Daum Shanks.

October 27, 2010

Chief Justice Beverley McLachlin of the Supreme Court of Canada spoke on "Access to Justice" to a packed house at the college. Prior to her presentation, she sat down with Aboriginal students in the Native Law Centre for a small group discussion focused on issues specific to Aboriginal people and access to justice.



It was standing room only for Chief Justice McLachlin's lecture at the college.



Allan Blakeney

A visiting scholar at the College of Law from 1992 until his death on April 16, 2011, former Saskatchewan premier Allan Blakeney was the college's first Law Foundation of Saskatchewan Chair, from 1990 to 1992, teaching constitutional law. A wonderful and valued presence at the college, he shared his great intellect with and provided insight and inspiration to students, faculty and staff.

The college was honoured to have Allan and his wife, Anne Blakeney, join us for a special luncheon here on April 11, 2011. In addition to many of our faculty, staff and graduate students, Roy Romanow, university registrar Russell Isinger and alumni and guests from Dalhousie University's Schulich School of Law

– where Blakeney earned his law degree in 1947 – including dean Kim Brooks, attended. Acting dean Beth Bilson provided a welcome and remarks, as did dean Brooks. Blakeney spoke eloquently about the development of law schools over time, providing a reminder of how much has been achieved in a relatively short period, and with his great humour, had everyone laughing frequently. For those present, it was an unforgettable event and an honour to share this visit with Allan and Anne Blakeney.

News from the Native Law Centre

NEW ABORIGINAL SCHOLARSHIP ESTABLISHED

Nicole Freeborn, Adam Kahgee and Rachel Snow are the first recipients of the Arthur Rhodes Scholarships for Outstanding Graduates of the Program of Legal Studies for Native People (PLSNP). The scholarships are awarded to individuals who demonstrate outstanding leadership in peer support, as well as diligence and ability in their academic work, and who go on to be accepted to a JD or LLB program at a Canadian law school. The three, all of whom completed the PLSNP in 2010, are attending law school at, respectively, the University of Victoria, Osgoode Hall and the U of S.

PLSNP NATIONAL SCHOLARSHIP WINNERS

John Annen, a 2007 PLSNP graduate, has been awarded the Harvey Bell Memorial Prize. The prize was established in the memory of the late Harvey Bell, QC, who practiced law in North Battleford, SK, for many years. Bell took a keen interest in Native people and their communities and, in a variety of ways, sought to assist them.

The prize is awarded annually to one or more students of Native Canadian ancestry receiving a JD or LLB degree in Canada.

Graduates of the 2008 PLSNP, Micah Chartrand and Melanie Hudson, have each been awarded the Roger Carter Scholarship, established by the Native Law Students' Association of Canada in 1981. The scholarship provides four awards paid annually to students of Aboriginal Canadian ancestry who are entering their second or third year of law school. It is awarded in honour of the late Roger Carter, QC, who founded both the PLSNP in 1973 and the Native Law Centre in 1975. Chartrand is attending law at the U of S and Hudson at UVic.

RESEARCH DIRECTOR WINS BOOK AWARD, EARNS FUNDING

Sakej Henderson, Research Director of the Native Law Centre, won the First Peoples' Publishing Award for his book, *Indigenous Diplomacy & The Rights of Peoples, Achieving UN Recognition*, at the Saskatchewan Book Awards in November 2010.

Henderson is a member of one of the successful teams in the Aboriginal Research and Development Grants competition to secure Social Sciences and Humanities Research Council (SSHRC) funding over three years. With Marie Battiste (education), Lynne Bell (art and art history), Isobel Findlay (social enterprises) and Len Findlay (English), he will study the teachings, oral traditions, art and other aspects of the humanities of the Mi'kmaq of Atlantic Canada. The interdisciplinary project will be led by Battiste, academic director of the Aboriginal Education Research Centre.

PLSNP GRAD RECOGNIZED

Mary McAuley (JD '06), a graduate of the 2003 PLSNP was recognized by the provincial government, as part of Saskatchewan's Year of the Metis in 2010, for her leadership and contribution. She was one of four women named to celebrate the vital role Metis women have played in the economic, social, cultural and political fabric of our province. McAuley is currently a criminal defence lawyer with Legal Aid Saskatchewan in Prince Albert, working in the Cree Court.

Alumni Notes

Jonathon Denis, QC (LLB '00) of Calgary, AB, was sworn in as Alberta's Minister of Housing and Urban Affairs and Deputy Government House Leader in January 2010.

The University of Saskatchewan Students' Union (USSU) named its new council chamber in Place Riel after former Saskatchewan premier Roy Romanow (LLB '64) of Saskatoon, SK, at a dedication ceremony in March 2011. Romanow was president in 1961 of the then Students' Representative Council.

Laurie Pawlitz (LLB '83) of Toronto, ON, became the 63rd treasurer of the Law Society of Upper Canada (LSUC) in June 2010, and in so doing, became only the third woman in the LSUC's 213-year history to be its top elected official. The LSUC is the largest law society in Canada.

Tim Gitzel (JD '90) of Saskatoon, SK, becomes Cameco's chief executive officer on July 1, 2011. Gitzel left Paris-based Areva to join Cameco as vice-president and chief operating officer in 2007.

Doug Schmeiser, QC (LLB '56) of Saskatoon, SK, former dean and professor at the college, received the Saskatchewan Order of Merit in 2010.

Cathie Borrie (JD '87) of Vancouver, BC, is the author of two recently published books: *The Long Hello: The Other Side of Alzheimer's* and *looking into your voice: poetic and eccentric realities of alzheimer's*.

Sylvia McAdam (LLB '09) of Saskatoon, SK, is the primary author of *Cultural Teachings: First Nations Protocols and Methodologies*, published in 2009.

Donald Buckingham (LLB '85) of Ottawa, ON, was appointed chairperson of the Canada Agricultural Review Tribunal in March 2010.

Nancy Hopkins (LLB '78) of Saskatoon, SK, was elected chair of the University of Saskatchewan Board of Governors in 2010.

Darcy Neufeld (LLB '09) of Carrot River, SK, joined the law firm of Taylor & Saretzky – now Taylor, Saretzky & Neufeld – in Nipawin, SK, in 2010.

Brian Rolfes (LLB '93) of Toronto, ON, was elected a partner of the international management consultancy McKinsey and Co., where he is director of global recruiting. Rolfes lives in Toronto with his husband, Brad Berg (LLB '94), a corporate litigation partner with Blake, Cassels and Graydon.

Elizabeth Quigley (LLB '98) of Ottawa, ON, received the 2010 Outstanding Young Lawyer Award at the Ontario Trial Lawyers Association Spring Conference on May 27, 2010.

Murray Pelletier (LLB '07) joined Legal Aid in La Ronge, SK, for a nine-month term as a criminal defense lawyer in 2010.

Deborah Chatsis (LLB '86) of Hanoi, Vietnam, was appointed Ambassador to the Socialist Republic of Vietnam by the Government of Canada in August 2010.

Send us your news: This is of NOTE's first Alumni Notes column, a new regular feature where we hope to capture your latest news – achievements, changes in career, appointments, family changes, etc. Simply email your news to law_ofnote@usask.ca. We reserve the right to edit submissions for length, content and clarity.

Queen's Council 2010

Congratulations to our alumni who received 2010 Queen's Council appointments in Saskatchewan.

Dennis Cann (LLB '77), Regional Crown Prosecutor, Battlefords Prosecutions, Saskatchewan Ministry of Justice and Attorney General

Douglas Curliss (JD '79), prosecutor, Public Prosecution Service of Canada, Saskatoon Regional Office

Sheila Denysiuk (LLB '81), lawyer, ASK Law, Saskatoon

Perry Erhardt (LLB '89), lawyer, Olive Waller Zinkhan & Waller, Regina, and President, Canadian Bar Association, Saskatchewan Branch

Neil Fisher (LLB '78), lawyer, McDougall Gauley, Saskatoon

Allan Haubrich (LLB '70), lawyer, Robertson Stromberg Pedersen, Saskatoon.

Richard Hischebett (LLB '87), Executive Director, Civil Law Division, Saskatchewan Ministry of Justice and Attorney General, Regina

Mitchell Holash (LLB '84), lawyer, Holash Logue McCullagh, Prince Albert

Randy Kachur (LLB '78), lawyer, Rusnak Balacko Kachur & Rusnak, Yorkton

Jerry Katz (JD '83), lawyer, MacDermid Lamarsh, Saskatoon

Kevin Lang (JD '89), lawyer, McDougall Gauley, Regina

R. Neil MacKay (LLB '78), a lawyer with MacPherson Leslie & Tyerman law firm in Saskatoon. He was admitted to the bar in 1979.

Michael Megaw (LLB '84), lawyer, Gerrand Rath Johnson, Regina

Maria Pappas (LLB '80), lawyer, Regina City Area Office, Saskatchewan Legal Aid Commission



Members of the graduating class of 1960 gathered for a reunion dinner in Saskatoon on June 17, 2010, and had this picture taken. **Back row (l to r):** Irving Goldenberg, Hugh Gaudet, David Beaubier, Duane Koch, Kristian Eggum, Robert Emigh, Gerald Pittman and Allan Beke. **Front row (l to r):** John Beke, Fred Angene, Peter Sorokan, George Ansell, Barry Collins and Joseph Dierker.



FEATURE:

A Visit with Deborah Chatsis, Ambassador of Canada to Vietnam

Deborah Chatsis (LLB '86) was born in British Columbia but moved with her family to Saskatchewan as a child. Her parents, now deceased, both grew up in Saskatchewan, hailing from the Ahtakakoop and Poundmaker First Nations. Chatsis lived in North Battleford and Prince Albert with her family, and eventually started university in Saskatoon, entering the College of Engineering. Though she discovered quickly enough that her interests lay elsewhere and she would pursue a law degree, she nonetheless completed her BSc in Mechanical Engineering in 1983 before entering law school. Chatsis worked for an intellectual properties law firm in Ottawa, before joining the Canadian Foreign Service in 1989. She received a Master of Laws from the University of Ottawa in 1998.

I'm proud that I can act as a role model for Aboriginal youth and wish to encourage them to reach out to the world.

Ambassador Chatsis shared these thoughts about her current role and her career path in Canada's foreign service with *of NOTE*.

OF NOTE: You've been Canada's ambassador to Vietnam for just over six months. Can you describe the job, the experience of living there, and anything that has surprised you about either?

DEBORAH CHATSIS: As Canada's Ambassador to Vietnam, I have two main roles. As the head of mission, I am responsible for managing the embassy, the staff and the resources of the embassy. I also have the more traditional role of Ambassador as the representative of Canada to the government and people of Vietnam. With the embassy team, I advocate on behalf of Canadian interests, whether political, cultural, commercial or related to development assistance, at public events, in meetings or through correspondence. The embassy also provides a full range of services to Canadians, including consular services.

I've found it interesting to live in other countries and learn more about their

histories and cultures and Vietnam is no exception. It's been wonderful to find out how much Canadians and Vietnamese people support our work in Vietnam. I've travelled within the country, including to some more remote provinces, and have been touched by the enthusiastic welcomes we receive.

ON: Your previous work in Canada's foreign service took you to many parts of the world: Beijing, Bogota, Miami, Geneva, Nairobi, New York. What in your experience has been more striking – the differences or similarities among these far-flung locales? What would those be?

DC: I've been extremely fortunate to have had postings in many different parts of the world, doing a variety of jobs - immigration, consular, human rights, political and legal. While the countries and the postings were different, my experience has been that Canadians are well-regarded and their

contributions appreciated. Within the Canadian missions, I have worked with some excellent colleagues, both Canada-based and locally-engaged. The quality of the staff and the work they do underline the strength of the Canadian missions abroad and the foreign service community. (I did not have a posting in Nairobi, but was there on temporary duty.)

ON: You've worked extensively in areas of human rights during your career. In your time in Vietnam so far, what particular areas would you identify where you hope to influence change?

DC: The promotion of human rights remains a central part of Canada's bilateral relationship with Vietnam. As Ambassador, I engage with the government on human rights. To support our advocacy efforts, the embassy monitors the human rights situation in the country. The embassy also works to build capacity on human rights, whether at universities or at the grassroots level in rural communities. As someone who has studied and worked on human rights issues for years, I am keen to engage with students on the subject and share my views and experiences.

ON: What led you to study law? What aspects of your law studies help you in your current role? Are there any memories you would share about your time at the College of Law at the U of S?

DC: It's hard to recall exactly why or when I decided to study law. Nevertheless, it was a good choice. The courses in administrative, constitutional and international law have been valuable to me in my career in the foreign service, particularly my time working in the Legal Bureau at Foreign Affairs and International Trade Canada.

I have many memories of the College of Law, particularly the first year classes, moot court and exams in the library but mostly about the people in the college – classmates and professors – a good number of whom I am still in touch with. I

have gone back to the college a few times, to speak to students about the foreign service and international law, which has been a treat.

ON: You provide inspiration and are a role model as a Canadian woman of First Nations descent. How do you feel about that? What has your background as a member of the Ahtahkakoop Cree Nation, who grew up in BC and Saskatchewan, brought to your current role?

DC: I'm proud that I can act as a role model for Aboriginal youth and wish to encourage them to reach out to the world. Growing up in Saskatchewan, I was interested in travel but only vaguely aware of diplomacy as a career choice. Now that I have this job experience, I'm able to speak to Aboriginal high school and university students about foreign service careers and to give them a glimpse of what opportunities are available to them and how they can contribute.

ON: At this point in time, what do you see on the horizon for yourself? Do you have particular plans or hopes for the future?

DC: I've been with the federal government for over 20 years and have had a very interesting career path. I expect that when my term in Vietnam is complete, I'll find another interesting opportunity, whether in Canada or abroad. At some point, I'll return to Western Canada which I still consider to be home.

Thank you, Class of 2000!

The 2000 graduating class of the College of Law has contributed proceeds from a recent class reunion to the Marj Benson Bursary. At their 10-year reunion in 2010, members of the class agreed that any additional funds remaining from their contributions to cover the costs of their reunion would be given to the college, and specifically to the Marj Benson Bursary.

Professor Benson (LLB '88) was a faculty member at the college from 1992 until her death in January 2010, and during that time was a leader in the areas of dispute resolution and access to justice.

You can contribute to the Marj Benson Bursary by contacting the College of Law Development Officer at (306) 966-5898 or by emailing: luke.muller@usask.ca.

Rewriting an “archaic, confused mess”

If you know law professor Ron Cuming, you likely won't be surprised that one day he decided to completely rewrite an area of law, rather than continue teaching it in its existing form.

“Every year, it struck me what an archaic, confused mess it was,” Cuming, a commercial law professor at the U of S, comments of teaching Saskatchewan's laws related to enforcement of money judgments. “So I decided to sweep the table clean and start all over with a new, modern, integrated Act.”


Saskatchewan's new Enforcement of Money Judgments Act, passed in the Saskatchewan legislature in December 2010 and coming into effect this fall, represents the most recent of Cuming's accomplishments in law reform. Judgment enforcement law in Saskatchewan was a thicket of antiquated, inefficient and confusing statutory and common law concepts and rules, some pre-dating nineteenth century English law.

“Professor Cuming's recent work respecting enforcement of money judgments will modernize Saskatchewan's legislation in a way unparalleled anywhere in Canada,” says Donald Layh, QC, chair of the Law Reform Commission of Saskatchewan.

Cuming initiated and co-authored two reports recommending the adoption of a comprehensive new judgment enforcement system and has worked with the Saskatchewan Department of Justice to see the recommendations implemented in the new Act. Among its notable features is the integration of the rules that determine the priority of an enforcement charge with those of the Personal Property Security Act that

apply to security interests and, where land is involved, with the priority structure of the Land Titles Act. The new system overcomes the many conceptual, procedural and practical problems embedded in the old law, and will make judgment enforcement law much more efficient and balanced. As well, the new Saskatchewan Act can be expected to influence a movement towards reform in other jurisdictions.

When the new Enforcement of Money Judgments Act takes effect this fall, Cuming will have – for the second time – brought about dramatic improvements in legislation shaping how financial transactions are handled in our province. The work mirrors Cuming's achievements in the reform of personal property security law, work he began in the '70s. It involves regulation of the rights and obligations of secured creditors and debtors. He is the architect of the Saskatchewan Personal Property Security Act (PPSA), which represented the second generation of reformed law in that area after legislation introduced in Ontario. The 1993 PPSA included new and improved features that made it the model for legislation subsequently enacted by the other common law provinces and territories, elements of which have since been adopted by amendment of the Ontario Act. The New Zealand Personal Property Security Act 1999 was patterned in large part after the Saskatchewan model, which has also influenced recent reforms in Australia. Cuming



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remains active in the ongoing process of updating the Canadian PPSAs to respond to legal and marketplace developments.

"No one in the history of Saskatchewan has so single-handedly influenced the commercial legislation of this province as has Professor Cuming," says Layh, adding, "He has left a legacy in personal property security law that has shaped not only Saskatchewan's legislation, but has been adopted as model legislation across Canada and other common law jurisdictions."

The scope, sophistication and significance of his contribution to personal property secured financing law and other aspects of commercial law in Saskatchewan, across Canada and internationally, cannot be captured in a few words.

The scope, sophistication and significance of his contribution to personal property secured financing law and other aspects of commercial law in Saskatchewan, across Canada and internationally, cannot be captured in a few words. Recognized nationally and internationally as one of Canada's pre-eminent scholars in his field and a leader in the reform and modernization of provincial and territorial law, Cuming is also an outstanding teacher, and finds time to provide his expertise as a consultant in commercial law reform projects around the world.

His expertise in secured transactions and leasing law led to work as an international consultant to international development agencies, including: the World Bank, based in Washington, DC; the United Nations Commission on International Trade Law, based in Vienna; and the International Institute for the Unification of Private Law, based in Rome. He continues to be active as a consultant to international development organizations and national governments in the modernization of secured financing law

in other countries, particularly in developing economies in Eastern Europe, the Middle East, Latin America and Africa as well as in China. His work includes the production of legislation patterned after the Canadian model but tailored to the unique legal traditions and economic circumstances of the country for which it's designed.

At the transnational level, he originated and played an active role in the development of the UNIDROIT (International Institute for the Unification of Private Law) project that culminated in the landmark international Convention on International Interests in Mobile Equipment, adopted in 2001 at a diplomatic conference in South Africa. The convention facilitates the financing of high-value mobile equipment such as aircraft, rolling stock and space objects.

Professor Cuming's work has changed and improved important and complex areas of law to the benefit of those affected by and who work with it. In addition, he has written about commercial law reform extensively and authoritatively, and has taught it to hundreds of law students, lawyers and judges. His work is quoted repeatedly by the courts, including by the Supreme Court of Canada, and his advice is regularly sought and relied upon by private, government and academic lawyers across the country and internationally.

Cuming's work in law reform is a dramatic departure from the usual research pursuits of an academic, and that's no accident. At the start of his career, he knew he wanted to pursue work that would lead to real change. He set a professional goal to use his knowledge to modernize the law of the province in areas falling within his expertise. In a career spanning 43 years, it can safely be said that the professor has done what he set out to do, if not more.

Cuming considers it his good fortune that he is able to pursue this work and enjoy its meaningful results along with the pleasure and stimulation of teaching upper year students at the U of S. To the great good fortune of his students, and all of those in Saskatchewan, Canada and around the globe who benefit from his work in law reform, no retirement plans feature in Cuming's future for now.

Faculty Notes

Professor Michaela Keet (for 2010-2011) and **Professor Barbara von Tigerstrom** (for 2009-2010) are the recipients of the Provost's College Awards for Outstanding Teaching, at the College of Law.

Acting dean Beth Bilson received the Distinguished Service Award from the Canadian Bar Association (CBA) – Saskatchewan Branch at its Mid-Winter Meeting in Saskatoon in February 2011. In August 2010, she was presented with the Cecilia I. Johnstone Award at the CBA Canadian Legal Conference, for achievements supporting or opening doors for women in the legal profession.

Professor Glen Luther co-authored a new book, *Detention and Arrest*, with Steve Coughlan, published in 2010 by Irwin Law, Toronto. The book focuses on "street-level" encounters: detentions and arrests that occur in the course of investigating crime and laying charges. The authors explore the initial interaction between agents of the state or others authorized to detain and arrest, and the private citizens whose liberty is interfered with. It is at that point that the balance between societal safety and individual liberty is most keenly in play. The book has been short-listed for the Walter Owen Book Prize, awarded by the Foundation for Legal Research.

Professor Dwight Newman won the Publishing in Education Award for his book, *The Duty to Consult: New Relationships with Aboriginal Peoples*, at the Saskatchewan Book Awards in November 2010.

Joining the faculty complement at the college in the past year were **Professor Sarah Buhler** in July 2010 and **Professor Mary Eberts**, the Ariel F. Sallows Chair in Human Rights, in January 2011.

Professors Felix Hoehn and Sarah Buhler have both successfully defended their theses for their Master of Laws degree. **Professor Hoehn** earned a U of S Thesis Award as well.

Professor Doug Surtees and Professor Michaela Keet have both gained tenure in 2011, making them permanent members of the academic staff at the university.

Professor John Kleefeld was named a Teaching Scholar of the Centre for Discovery in Learning for 2010-2011 by the Gwenna Moss Centre's Teaching and Learning Scholars program.



New Staff

Jennifer Knorr joined staff at the college in July 2010, as Career Development and Student Awards Secretary. She came to the college following two years in Research Services at the U of S, and, prior to that, was a supervisor at Jay's Moving and Storage in Saskatoon. She supports all of the programs and initiatives of the Career Office and provides administrative support for the college's student awards and bursaries program.

Katherine Blau joined staff at the college in July 2010 as Advancement Officer, responsible for communications and alumni relations activities. She was a communications specialist in Regina at Tourism Saskatchewan and SGI for many years. She is the editor of *of NOTE*, is responsible for the college's website and its redevelopment, and handles alumni relations activities.

Luke Muller joined the college staff in December 2010 as Development Officer for a one-year term while Jennifer Molloy is on maternity leave. He came from a three-year stint as the Coordinator of External Relations at St. Thomas Moore College, and prior to that worked in Alumni Relations at the U of S. He is responsible for the college's fundraising programs and initiatives.

Lorrie Burlingham joined the college staff in January 2011 as Secretary to the Associate Deans and Graduate Program Secretary. She has worked at the U of S for many years in roles including graduate, undergraduate and department head secretary in a number of departments. In addition to providing support to both associate deans and for the LLM program at the college, she also assists the advancement officer and the college's research facilitator.

Alana Wakula (LLB '09), articulated with Legal Aid in Saskatchewan, and is a sole practitioner, operating Wakula Law in Saskatoon. She assists the Career Office on a casual basis, meeting with students, assisting with events and updating resources.

STAFF PROFILE: Engstrom Retires

Kris Engstrom retired February 1, 2011, after a long career at the College of Law supporting several of its deans and more recently, associate deans. Engstrom originally joined the college in 1977 for almost three years, before leaving for a year of travel. She returned to work at the university in 1981, working at the College of Commerce until 1983, when she rejoined the staff at our college, where she worked until February 2011.

She was the confidential secretary to deans Dan Ish, Peter MacKinnon, Beth Bilson and Brent Cotter over her many years at the college, providing them with tremendous support and, increasingly throughout her time here, a wealth of knowledge. Incoming deans depended on her to advise them on protocol, policies, historical data and best practices.

Also a talented artist, Engstrom's work can be seen in the college, as well as in the homes of friends and co-workers who were always thrilled to receive a gift of her art. She is missed at the college and wished all the best in her retirement.



At a retirement party in her honour, Kris Engstrom (far right) opens gifts as former dean Dan Ish, current acting dean Beth Bilson and professors Ken Norman and Robin Hansen look on. Ish, Bilson and former law dean, president Peter MacKinnon, shared their memories of working with Engstrom and thanked her for her many years of service to the college and university.

STAFF FEATURE: After Hours

Shannon Seymour, who provides faculty support at the college, can often be seen around campus, Saskatoon and beyond with camera in hand. She took up photography over a year ago and has already created an impressive collection of images. Her interest was piqued simply by having a camera and going out to take pictures for fun. This developed into a hobby that, for Seymour, isn't about the technical aspects of the field, but reflects her curiosity to see the end product – or, as she puts it, "seeing what comes out the other side" – after a session shooting anything that captures her imagination. She has used her photography in cards for friends and family, and is typically the designated photographer for family get-togethers.





CAREER OFFICE:

Rural program grows

An enthusiastic group of 18 students, with Terri Karpish and Jennifer Knorr, who staff the college's Career Office, visited the Saskatchewan communities of Yorkton, Langenburg and Melville, and Russell, Manitoba, in October 2010, on a road trip that showcased the opportunities and advantages of legal practice in towns and smaller cities.

In its third year, the program has grown to encompass more stops. Genuine interest and involvement from the participating communities together with student engagement and the efforts of the Career Office have made the rural initiative a success. Helping to coordinate the visits in their communities were Kevin Bell of Bell Krekewich & Co. in Melville, Don Layh of Layh & Associates in Langenburg and Russell, and Darren Grindle, a lawyer in Yorkton. The college, participating students, law firms, bar associations and CBA Saskatchewan provided funding.

The very first rural trip in March 2009 featured a visit to Weyburn and was made possible with the efforts of Bill Holliday of Holliday and Company in Weyburn, who was instrumental in working with student volunteers and the college to make the group visit happen. In January 2010, a van load of our law students and Career Office staff visited Prince Albert. This year, with four stops, the rural program was expanded to an overnight trip, continuing its growth and success.

In other news, Career Officer Terri Karpish has just completed a year as chair of the Canadian section of the Association of Legal Career Professionals' (NALP) – the first time the position has ever been filled outside of Ontario. NALP has about 1,300 members in the U.S., Canada, New Zealand and Australia.

The Career Office at the College of Law is the link between students and legal employers, providing information to students about

summer and articling positions, the recruitment process and career events. The office coordinates information sessions and events for students covering everything from resume preparation to details of practise areas. Annual career events held for the benefit of students include: Career Forum; On-Campus Interviews and other recruitment events; with CBA Saskatchewan, the Showcase of Saskatchewan Firms, Mock Interviews and the Aboriginal Summer Program; as well as various information sessions and receptions. The Career

Office also develops and reviews the Saskatchewan Articling Guidelines, with input from students and Saskatchewan legal employers.

For more information, go to www.usask.ca/law/career_services.



Law students visited Layh & Associates in Langenburg, which was just one stop on this year's rural road trip initiative coordinated by the college's Career Office, student volunteers and people from the participating communities.



2010-2011 MOOT TEAMS

We take the Sopinka Cup!

The Western Canada Moot Team brought home the Sopinka Cup from Ottawa for the first time in our college's history. Jason Demers, Evan Thompson, Kayla Demars-Krentz and Andrew Kuzma were the top team at the National Trial Advocacy Competition. They were coached by Ashley Smith, a sessional lecturer at the college who works at MacPherson Leslie & Tyerman LLP in Saskatoon. At the individual level,

Evan Thompson won best cross-examination and best overall advocate. To reach the national competition in Ottawa, the team placed first at the MacIntyre Cup, February 12-13, in Edmonton.

Western Canada/Sopinka Cup Moot Team: Not long after winning the national Sopinka Cup, our moot team posed with three justices from the Supreme Court of Canada (from left to right): Justice Morris Fish, Justice Marshall Rothstein, Kayla Demars-Krentz, Evan Thompson, Jason Demers, coach Ashley Smith, Andrew Kuzma and Justice Ian Binnie.

International win

The **Mediation Advocacy Moot Team** placed in the top 10 in two categories (Mediator and Client/Advocate) and received recognition as one of the Outstanding New Programs in Dispute Resolution in London, England at the International Academy of Dispute Resolution's Tenth Annual International Law School Mediation Tournament, March 25-26, 2011. The whole team won an award for Outstanding New International Mediation Program, given to those selected as the best new programs at the competition. Teams compete in groups of three students, so the U of S was represented by two teams. Team members Gillian Gough, John Sanche and Sabina Arulampalam were one of 10 teams to win Overall Outstanding Advocate/Client Team, and Arulampalam won one of 10 Overall Outstanding Individual Mediator awards. A total of 23 law schools from around the world were represented by 34 teams for the competition.



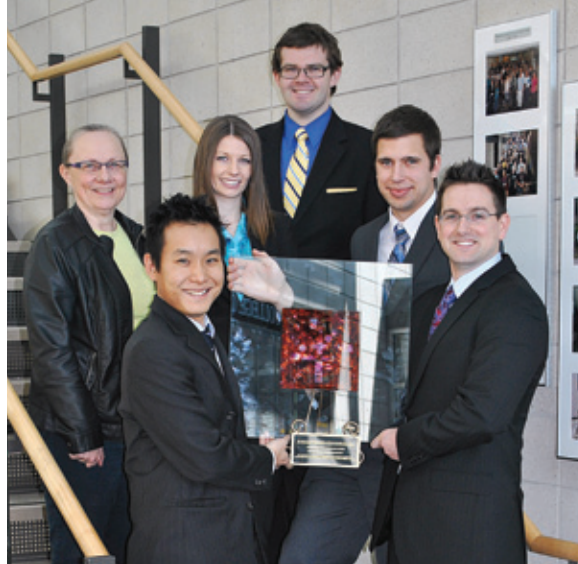
Mediation Advocacy Moot Team: (from l to r) John Sanche, Luciella Longo, Gillian Gough, coach Kathryn Ford, QC, Markel Chernenkoff, Kelly Canham, assistant coach Glen Gardner and Sabina Arulampalam.



Jessup Spirit

The **Jessup Moot Team** won the Canadian Spirit of the Jessup Award at the Canadian National Division Qualifying Tournament of the Phillip C. Jessup International Law Moot Court Competition. The team receiving this much-coveted award is considered to best represent the spirit of the competition. Our team competed in Calgary in early March 2011.

Jessup Moot Team: (from l to r) coach Ruth Thompson, Michael Sung, Leanna Krause, Mike Buchinski, Troy Dickson and Luke Coupal



The **Davies Corporate Securities Moot Team** consisted of oralists Darby Bachynski, Erin Buck, Lacey Miller, and Natasha Singh, and researcher, Thomas Posyniak. The team was coached by John Hampton. The problem assigned this year related to the voting rights of shareholders and the interpretation of proxy forms during a contested shareholders meeting. The moot, attended by eleven other law schools, took place in Toronto in early March 2011.



Davies Corporate Securities Moot Team: (from bottom) Natasha Singh, Darby Bachynski, Lacey Miller, Erin Buck, Thomas Posyniak and coach John Hampton



Laskin Memorial Moot Team: (from l to r) Jordan Derpak, Robin Burlingham, Joanne Colledge, Aman Athwal, and coach Neil Turcotte

The **Laskin Memorial Moot Team** was faced with a problem concerning a fictitious prosecution under the Competition Act arising from alleged price-fixing between three electrical generators in Alberta. Team members prepared written and oral arguments based on original research. At the competition in Ottawa, February 17-19, 2010, the team placed seventh among nineteen law schools and two team members placed in the top 25 oralists. As an added bonus, at the judge's reception held at the Supreme Court of Canada, the team was given a personal "behind the scenes" tour by Registrar Roger Bilodeau.

"It was an overwhelmingly positive and educational experience," said team member Jordan Derpak, "and we encourage all upper year law students with an interest in developing litigation and appellate advocacy skills to try out next year!"

The **Aboriginal Rights (Kawaskimhon) Moot Team** was in Vancouver March 4-7, 2011, to argue a moot case for the rights of women missing from Vancouver's lower East Side and along the "Highway of Tears" in northern British Columbia. Providing their knowledge and wisdom as the team's Knowledge Keepers were: Kathy Ford, QC; Dr. Winona Wheeler, U of S Department of Native Studies; Louise Mandell, QC, Mandell Pinder, Vancouver; and Brock Martland, Lead Co-Counsel, Cohen Commission of British Columbia.



Aboriginal Rights (Kawaskimhon) Moot Team: (from l to r) Micah Chartrand, Aaron Starr, Cara-Faye Merasty and coach Signa Daum Shanks. All three students are also graduates of the Program of Legal Studies for Native People (PLSNP).

The **Gale Cup Moot** is based on a criminal constitutional question. This year the case being appealed was *R v Morelli*, a case which originated in Saskatchewan. On the Gale Cup Moot, all four students participate in both the drafting of the factum and the oral mooting. The moot is held in Toronto every year and during the weekend students have the opportunity to meet law students, professors and judges from across the country.

"Being able to work with (coach) Mark Brayford, QC, a distinguished criminal lawyer, allowed us to learn from someone who has been to the Supreme Court of Canada numerous times," said team member Jeremy Ellergodt.



Gale Cup Moot Team: (from l to r) Nicole Payne, Ryan Phillips, Jared Epp, Jeremy Ellergodt and coach Mark Brayford, QC



CLASSIC – on the move in more ways than one!

NEW LOCATION ACCOMMODATES GROWTH

In April, CLASSIC moved from its home of four years at the White Buffalo Youth Lodge, to new digs at 123 – 20th Street W, between Idylwyld Drive and Avenue B. The move was spurred by the exceptional growth the legal aid program has experienced from its inception. More volunteers, students and clients participating in and making use of the program is good news, and now CLASSIC has a bigger home to accommodate it today and into the future.

CLASSIC and the White Buffalo Youth Lodge will continue their successful partnership, though, with plans to develop programs and workshops at both locations. The Legal Advice Clinic will still run at White Buffalo on Tuesday and Thursday evenings and White Buffalo director Mike Tanton will work with CLASSIC to develop workshops at the new location to draw community members there.

CLASSIC/POTASHCORP FUNDRAISER CAMPAIGN

In May 2010, CLASSIC and the Potash Corporation of Saskatchewan (PCS) announced a fundraising campaign featuring a commitment by PCS to contribute up to \$100,000 in matching funds. At the close of the campaign, March 31, 2011, CLASSIC had raised over \$190,000 and thanks the legal community for its generosity!

The goal of the fund is to support CLASSIC at its new location, and support the work the organization does to assist Saskatoon's inner-city and low-income residents while offering hands-on experience to our law students, for years to come.

FOR MORE INFORMATION ABOUT CLASSIC:

Website: www.classiclaw.ca
Email: info@classiclaw.ca
Phone: (306) 657-6100

Students value internship opportunity

During the summer of 2010, four College of Law students, having just completed their first year of study, participated in a student internship program supported by the Law Foundation of Saskatchewan, the Canadian Bar Association - Saskatchewan Branch and the College of Law.

The following excerpts, from reports each student wrote about their internship, provide a glimpse into their unique experiences and perspectives.

Sonke Gender Justice Network started in 2006, and works to build government, civil society, and citizen capacity to achieve gender equality, prevent gender-based violence, and reduce the spread of HIV and the impact of AIDS. I worked mainly within the Refugee Health and Rights Project while interning at the Cape Town branch of Sonke. [My responsibilities] included everything from preparing and editing reports, meeting with other community organizations, helping to plan events and going out into the field. [I created] a manual surrounding the legal rights of refugees. ...the experiences I had in the field were invaluable. I was able to see first-hand the impact of a flawed and overwhelmed immigration system on applicants and officials ... working at an NGO in a different country exposed me to new career paths I had not considered. I am very grateful that I was able to have this life changing experience.

Amanda Baron, College of Law student

Working for the South African Human Rights Commission (SAHRC) was both an educational and eye-opening experience. ...I got to attend meetings at Parliament, the provincial government and [was] on the ground with civil society, as admin and research support to the strategy team at the SAHRC. The SAHRC was working on a submission to Parliament regarding the draft of amendments to a Protection of Information Bill. In this project, I was support to my legal supervisor, writing proposals and doing research. I also got to attend all the committee meetings and parliamentary hearings leading up to the National Assembly where the SAHRC defended their written submission. ...another intern from Washington D.C. and I put together a

database of international law that will be used by all provincial SAHRC branches. The work, the people, and the country were all unbelievable. I am so lucky to have had such an amazing and enlightening experience.

Desiree Dyck, College of Law student

The summer internship afforded me the opportunity to work with an organization [the Advocacy Centre in Nelson, BC] that advocates for those living in poverty in our highly developed nation. I assisted in researching applicable legislation affecting individuals, such as tenant rights and landlord obligations. I realized that much of the work that is done by lawyers is not simply giving advice. It is listening to the stories of clients and, in so doing, understanding the closure the client needs to move on with their lives ...and finding the legal basis on which to resolve these issues. The people I worked with this summer continuously thanked me ...I am equally thankful to them for sharing their stories with me; educating me on the flaws in our 'system'; and allowing me into their world so I could see outside of mine.

Feven Glaizghi, College of Law student

I had the unique opportunity to be a legal intern at Village Focus International (VFI), a non-governmental organization (NGO) located in Laos. My placement was organized and arranged by Bridges across Borders Southeast Asia (BABSEA). During my internship I was responsible for creating a legal guidebook on human trafficking. ... I was fortunate enough to be able to visit the village communities in southern Laos where human trafficking is rampant. While there I had the opportunity to interact with the village chief, attend a legal aid clinic organized by VFI, interview an official working in the Ministry of Education regarding the human trafficking awareness workshops in place at schools, and also visit a shelter for victims of human trafficking. Being exposed to severe abuses of human rights and unthinkable violations of freedoms that most of us take for granted in Canada were the most challenging, yet educational part of my internship experience.

Zenia Toor, College of Law student



The 2010-2011 College of Law Entrance Scholarship recipients received their awards at a presentation ceremony held at the college on September 24, 2010. In addition to family members and friends, they were joined by several scholarship donors and donor representatives, acting dean Beth Bilson, their family and friends, other students, and faculty and staff of the college.

2010-2011 Entrance Scholarships

Congratulations to the following, who earned entrance scholarships upon starting at the college as new first-year students in September 2010.

Paul Olfert – William Elliott Scholarship

Evan McIntyre – Law Society of Saskatchewan Scholarship

Jared Biden – MacPherson Leslie & Tyerman Scholarship in Law

Sean Foote – Harris & Lauretta & Raymond Earl Parr Memorial Scholarship

Angele Comeau – Morris and Jacqui Shumiatcher Scholarship in Law

Tyson Bull – Miller Thomson National Entrance Scholarship

Adam Crocker – Law Foundation of Saskatchewan 25th Anniversary Scholarship

Braedon Pask – J. Barrie Thomson Scholarship

Kaitlyn Harvey – Justice John H. Maher Memorial Scholarship

Dustin Patzer – Thomas P. & Peter S. Deis WWII Memorial Scholarship

Lucien Nel – P.E. Mackenzie Entrance Scholarship

Justin Yin – James M. Stevenson Entrance Scholarship

Christina Kerby – James M. Stevenson Entrance Scholarship

SLR Student Editorial Board

For decades, the Saskatchewan Law Review (SLR) has published scholarly writing on legal topics pertinent to our world, country, and province. Our students play a key role in the SLR, as several second- and third-year students make up its editorial board. This year, the 2010-11 SLR students were responsible for Volume 74(1). Incoming managing editors (Faith Baron, Tove Finnestad and Léa Lapointe) will be responsible for Vol. 74(2).

The board selects and edits articles and sets policy for publication and each student writes a paper for possible publication. In the process, our SLR editors learn about legal publishing and improve their own legal research and writing skills.

Congratulations to the following, who earned the SLR honour over the past two years.

2010-2011 SLR STUDENTS:

Faith Baron	Léa Lapointe
Norma Brunanski	Theo Litowski
Joanne Colledge	Stephen Miazga
Tyler Dahl	Thomas Posyniak
Jared Epp	Kyle Ross
Tove Finnestad	Chelsey Schwaerzle
Katie Forrest-Lalani	Caroline Smith
Crystal Frost-Hinz	Laura Zlotkin-Leslie
Joe Gill	
Darren Kraushaar	

2009-2010 SLR STUDENTS:

Kelly Bray	Ashley Lone
Kelly Canham	Kristen MacDonald
Karla Dodds	Eden Maher
Ronald Franklin	Todd Marr
Crystal Frost-Hinz	Robert Martz
Ryan Hallman	Arthur V. Olson
Marshall Haughey	Lee Plumb
Darren Kraushaar	Tamara Rock
C. Ryan Lepage	Zeke Zimonick
Theodore Litowski	

Students build negotiation skills

Students Macrina Badger and Léa Lapointe, with their coach, Professor John Kleefeld, attended the American Bar Association Law Student Division Negotiation Regional Competition in Salem, Oregon from Nov. 13-14, 2010. The competition helps students build essential skills by providing them a forum to negotiate under time constraints and in an area of law with which they may not be familiar.

"I believe a great deal of success in negotiations is related to the preparations you complete before you approach the discussion," commented Lapointe. "Macrina and I were proud of how well we served our fictitious clients in the negotiation rounds in Salem, and we look forward to negotiating on behalf of real clients in the future!"

Our team headed to regionals with support from Fraser Milner Casgrain LLP. The firm sponsored our team's participation at the regional event and organized the local competition at the College of Law on October 1, 2010.

Said Badger, "The negotiation competition was a wonderful opportunity to develop skills in negotiation that I never knew I was capable of. We would like to thank FMC for hosting the local competition at the U of S, and providing us with the support we needed to continue on to the ABA Regional Negotiation Competition in Salem, Oregon."



Students (and a few faculty and friends) did not disappoint with two amazing evenings of fun and entertainment at Legal Follies, February 11 and 12, 2011.



More Student Successes

Nicole Hamm is one of only four university students from across the province selected to the Saskatchewan Legislative Internship Program in 2011. Her internship started in January 2011 and ends in July 2011.

In August 2010, law student Alicia Myroon received the Edward K. Rowan-Legg Award at the Canadian Bar Association (CBA) Canadian Legal Conference, for her contributions to the CBA as a student member of the organization.

Thomas Posyniak was the winner of the first annual Constitutional Affairs Essay Contest, which was launched in spring 2010 by the Institute for Research on Public Policy's Policy Options magazine. Posyniak's essay, "The National Dimension of Climate Change: A Constitutional Foundation for a National Greenhouse Gas Reduction Policy," was among 27 entries received from 11 universities across Canada.



Led by Professor John Kleefeld, first-year students spent a week in January 2011 focused entirely on the required Dispute Resolution Program. Through short instructional modules, demonstrations, simulations, role play exercises and 10 written assignments, the students experienced an intensive introduction to client-centred advocacy skills, including interviewing, negotiation, mediation and professional ethics.



New students entering Graduate Studies at the college were welcomed with a barbecue on September 14, 2010.



A group of 33 College of Law students laced up their sneakers to Run for the Cure on October 3, 2010. In so doing, they raised \$7,800 and won the school team challenge, handed out to the school team with the highest fundraising total in Saskatoon. Here, looking fabulous in pink, are several of the male participants on the team.

Graduate Students

Nkasi Adams is in the second year of her LLM program. She is writing her thesis on issues related to Forest Conservation and Indigenous Rights. Earlier this year, she was invited to participate in a United Nations Workshop on the Rights of Forest Peoples which was held at the UN Headquarters in New York, NY.

Adryan Toth has recently completed the first year of his LLM program, and presented some of his work at the Cambridge Doctoral Symposium on Legal Theory in Practice at Cambridge University in Cambridge, UK. He also recently presented his work at the McMaster University Philosophy of Law Conference in Hamilton, ON.



First-year students took turns playing the roles of client and lawyer during the mandatory one-week Dispute Resolution Program in January 2011.



First-year students participated in a variety of activities, like this pancake lunch, during Orientation Week at the start of September 2010.



In Memoriam

Hon. Edward D. Bayda (LLB '53) of Regina, SK died April 2, 2010 in Izmir, Turkey. He was born in Alvena, SK, on September 9, 1931, where he grew up. Bayda articulated with MacPherson Leslie & Tyerman LLP in Regina. After practising for a short time in Yorkton, he returned to Regina where he was a founding partner of what became the Johnson Bayda Halvorson and Scheibel firm. He was appointed to the Court of Queen's Bench in 1972 and elevated to the Court of Appeal in 1974, becoming its chief justice in 1981. At that time, he was the youngest chief justice appointed in Canada, and served in that capacity for 25 years, retiring in 2006. In his role as chief justice, among many other achievements, he played an important role in defining the fundamental rights of Canadian citizens, enshrined in the Canadian Charter of Rights and Freedoms.

Judge Ernie Boychuk (LLB '58) of Saskatoon, SK died March 11, 2011 in Saskatoon. He was born in Saskatoon and attended Westmount School, Bedford Road Collegiate and the University of Saskatchewan, where he earned a bachelor of arts and a law degree. In his younger years, he was a Sea Cadet and while training in England, had tea at Buckingham Palace with the Queen. When he was 29, he was named commanding officer of HMCS Unicorn in Saskatoon. He was Saskatchewan's first ombudsman, from 1973-76, the first chief judge of the Provincial Court of Saskatchewan, and a leader in the development of the provincial court system. After resigning as chief judge in 1982, he was chair of Saskatchewan's wage and price commission and of the public utilities review commission.

Justice Mary Carter (LLB '47) of Saskatoon, SK died October 1, 2010 in Saskatoon. She was a mother of six children and a grandmother, with a distinguished career as a lawyer, magistrate and judge. Born in Cromer, Manitoba, she lived in Elkhorn, Virden and Carberry, before the family moved to Saskatoon in 1938. Receiving her law degree from the University of Saskatchewan in 1947, Mary married fellow law student Roger Carter that year. She practiced with Roger in the Saskatoon firm Makaroff, Carter and Carter from 1948 to 1953, until the birth of their first child. In 1960 she was appointed a magistrate and in 1981 she became a judge of the Court of Queen's Bench, where she sat until her retirement in 1998 at age 75. She spoke to many organizations, particularly women's groups, and provided a brief to the Royal Commission on the Status of Women in 1968 on legal matters she felt were at the heart of the problem of the status of women. Donations in Mary's memory may be made to the Mary Y. Carter Scholarship in Family Law at our college.

Hon. Darrel Heald (LLB '40) of Surrey, BC died on August 8, 2010 in Surrey. Darrel was born in Regina, SK in 1919. After university, he served in the Royal Canadian Air Force during World War II, following which he began his law practice with the Regina firm of Gerein, Heald and Molisky, which became Noonan, Embury, Heald, Molisky and Gritzfeld. In 1964, Darrel was elected MLA for the constituency of Lumsden in Saskatchewan. He served as the Attorney General of Saskatchewan in the government of Premier Ross Thatcher. In 1971 he was appointed to the Federal Court of Canada in Ottawa and served as a justice on both the trial and appeal divisions of the Federal Court until his retirement in 1999. After enjoying the first few years of their retirement in Ottawa, Darrel and his wife Doris moved to British Columbia to be closer to their family.

Justice Donald K. MacPherson (LLB '48) of Regina, SK died June 16, 2010. He was born in 1925 to a Regina family distinguished in law, politics and public service, causes he further advanced. The first baby boy baptized in Regina's First Presbyterian Church, he attended Strathcona School and then Central Collegiate. Donald graduated from high school in 1943, and immediately joined the army and would both fight and become a prisoner of war in Germany. After his liberation and discharge from the army, Donald returned to the University of Saskatchewan, enrolling in the College of Law. In 1951 he joined MacPherson, Leslie and Tyerman, the law firm established by his father, where he became senior partner and chairman of the firm's management committee. Donald won a seat on Regina's city council in 1962, and served as president of the Law Society and chairman of the Law Foundation of Saskatchewan. In 1989, he was appointed Chief Justice of Saskatchewan's Court of Queen's Bench.

Nicole Thornbury (LLB '99) of St. John's, Newfoundland died on July 22, 2010 in St. John's. Nicole was 37 when she passed away at her home after a nine-year battle with breast cancer. She came to the U of S College of Law from St. John's. After completing law school, Nicole articulated with Macleod Dixon in Calgary before joining Parlee McLaws. During her time in private practice Nicole was a mentor for many articling and summer students – never too busy to provide advice and to undertake perhaps an even more important role, helping the new students feel comfortable at the firm. A scholarship in Nicole's memory has been set up with the College of Law, which will be awarded to a student of Newfoundland heritage entering first year legal studies. Donations in Nicole's memory may be made to the Nicole Thornbury Scholarship at our college.

Ronald Bader (LLB '74), November 2009

Hugh Bonney (LLB '52), September 2010

Mark Carson (JD '03), April 2011

Michael Chan (LLB '61), May 2010

John Dunnet (LLB '48), October 2010

John Ebbels (LLB '77), February 2010

Judge Theodore (Ted) Geatros (LLB '48), August 2010

John (Jack) Jameson, QC (LLB '50), August 2010

Delbert Kvemshagen, QC (LLB '66), September 2010

Lawrence Leslie (LLB '66), Unknown

Justice Kenneth MacLeod (LLB '54), March 2011

Neil McKay (LLB '54), March 2010

Leo Morgan (LLB '56), October 2010

Nick Mosychuk (LLB '64), April 2010

Harold Peterson (LLB '77), Unknown

Donald Phillips, QC (LLB '74), Unknown

Frank Sheppard (LLB '15), Unknown

John Simpson (JD '66), August 2010

Peter Thuringer, QC (LLB '60), May 2010

Aleck Trawick, QC (LLB '69), November 2010

Shirley Tucker-Parks, QC (LLB '53), May 2010

Roy Wiedemann (LLB '59), Unknown

Correction: In the 2010 issue of of NOTE, William Jackson, QC (LLB '80) was erroneously listed in the "In Memoriam" column. We apologize to Mr. Jackson and anyone who may have been misled by this error.



OF NOTE

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