

Queen's Law

REPORTS



**Research teams
influence policy and
law reform**



Surveillance Project



Child Witness Project



Global Refugee Research

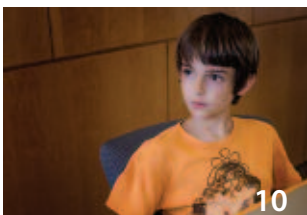
**Queen's Law launches
Ph.D. program**

Alumni in academia

SUMMER 2008



7



10



13

4 QUEEN'S LAW LAUNCHES PH.D. PROGRAM
Queen's affirmed its commitment to excellence as a research institution this year by establishing a doctoral degree program and appointing its first Associate Dean of Graduate Studies and Research.

5 RESEARCH TEAMS INFLUENCE POLICY AND LAW REFORM

- 7 Professor Cockfield: Who's watching the watchers?**
Surveillance Project casts a wary eye on the Information Age
- 10 Professor Bala: Child proof**
Project examines the competency and credibility of children
- 13 Professor Aiken: Justice without borders**
Network seeks to reclaim refugee settlement rights

16 ALUMNI IN ACADEMIA

H. Patrick Glenn, Law '65
Ronald McCallum, LL.M. '74
Denise Réaume, Law '80

28 A RECORD YEAR FOR RESEARCH FUNDING FOR QUEEN'S LAW PROFESSORS

- 1** DEAN'S MESSAGE
- 2** ACADEMIC EXCELLENCE
- 18** GLOBAL PERSPECTIVES
- 22** CONFERENCES AND SYMPOSIA
- 24** SCHOOL NEWS
- 26** CONVOCATION - SPRING 2008
- 28** FACULTY FOCUS
- 36** SUPPORTING EXCELLENCE
- 48** ALUMNI FOCUS
- 54** IN MEMORIAM
- 55** ALUMNI NOTES

Queen's Law Reports is published annually by

QUEEN'S FACULTY OF LAW
Macdonald Hall
Queen's University
Kingston ON Canada K7L 3N6
Tel: (613) 533-6000, ext. 74259
Fax: (613) 533-6611
Email: grahaml@queensu.ca
Website: <http://law.queensu.ca/>

Editorial Credits

CO-EDITORS

Lisa Graham
Manager of Records, Registration and Communications

Deanna Morash
Assistant Dean of Career Services and Alumni Relations

CONTRIBUTORS

Dana Tye Rally
Contributing Editor

Dianne Butler
Alumni Relations Coordinator

Robert B. Marks
Freelance Editor

Gillian Ready
Assistant Dean of International Programs

Nancy Somers
Manager, Academic Programs

STUDENT WRITERS/RESEARCHERS

Sarah Buski, Law '09
Daniel Chodos, Law '08
Chris Missiuna, Law '10
Meredith Rady, Law '10

*page 35 covers reprinted by permission of Carswell, a division of Thomson Canada Limited

DESIGN + PRODUCTION
Queen's Creative Services



Among our many achievements in 2007-08, the April launch of the David Mullan Entrance Scholarship ranks at the top. With the generous support of our alumni and friends, we raised more than \$1.1 million in pledges. The Mullan Scholarship is our first merit-based renewable entrance scholarship, and we were delighted to name it after one of Queen's Law's most beloved professors and scholars. At the launch, we introduced our first two "Mullan Scholars." Both of these exceptionally talented students will be awarded a \$5,000 scholarship in each year of law school (see pages 36-37).

Research Excellence

In this year's Queen's Law Reports, we highlight a few examples of our faculty's research that is significantly influencing law and public policy, both nationally and internationally. Our faculty members are making a difference on issues including privacy rights, assessing the reliability of child witnesses and global refugee research (see pages 5-15).

I am pleased to report that 2008 marks a record year for external research funding at Queen's Law.

A major indicator of research quality is the amount of funding a university faculty can attract from the Social Sciences and Humanities Research Council (SSHRC), Canada's leading federal agency funding university research. Although our faculty represents only four per cent of the total faculty numbers at Queen's University, more than 20 per cent of the university's SSHRC funding this year was awarded to the law school.

Our new Ph.D. program was approved this year, and we will be admitting our first doctoral students in 2009-10. This is another milestone for our school, and one that reflects our goal of placing among Canada's top research-intensive law schools.

International Programs

Our international programs continue to grow, including new student exchanges with the University of Tel Aviv and Chulalongkorn Law School in Thailand. Our popular international law programs at the Queen's University International Study Centre in the U.K. will expand next year to include a new program in Comparative Law. Our visitors program continues to feature a wide variety of nationally and internationally recognized scholars, and we have once again attracted leading international visiting scholars to teach short, intensive courses. Our new faculty members include Darryl Robinson, who is highly regarded for his scholarship in international criminal law.

From our castle programs to our international internships, Queen's Law is already a national leader in bringing global perspectives to the study of law, and our new programs bring us closer to our ambition of becoming known as "Canada's Global Law School."

Honour Roll of Donors

We have included in this year's Queen's Law Reports our annual Honour Roll of Donors (see page 38), listing all donations to the law school over the last two years. We are most grateful to our many donors, and we are committed to doing even more to build support for our school.

You may not know that for the past several years, the province has capped tuition fees at Queen's Law. Our fees are 25 to 40 per cent lower than the fees permitted at the two Toronto law schools, creating a huge disparity in resources. Alumni support is the only way that we can begin to close this gap. I am most grateful to our donors for taking the lead over the last few years in supporting the law school. Queen's Law needs your help more than ever if we are to provide competitive, first-class programs and opportunities for our students.

I want to thank all of our loyal alumni for your ongoing interest in Queen's Law, and I look forward to continuing to work with you in support of our school.

Bill Flanagan
Dean of Law

QUEEN'S LAW RECOGNIZES EXCELLENCE IN TEACHING, RESEARCH AND SCHOLARSHIP

Defence lawyers honour Don Stuart



Don Stuart receives the 2007 Phil Baker Award from Dan Scully, Law '91, defence lawyer and former KCDLA President, at the Radisson Harbourfront in Kingston.

Paula Haskin

Professor Don Stuart received the 2007 Phil Baker Award from the Kingston Criminal Defence Lawyers' Association (KCDLA) in December 2007. The award recognizes Stuart's defence of the *Charter of Rights and Freedoms*, and by extension of defence counsel, in the face of judicial and governmental pressure.

"In a year that saw increasing pressure from a 'law and order government' seeking easy votes, as well as very critical public comments by members of the judiciary, including sitting members of the Ontario Court of Appeal, there is a real concern that basic rights guaranteed by the *Charter* will be constricted," said **Matt Hodgson, Law '96**, KCDLA President.

Stuart has expressed these concerns in the media and in the recent article, "Criminal Justice is Better Balanced under the Charter", in the *Law Times*.

Named after Phil Baker, a long-time Kingston judge, the award is given to a person who, while displaying integrity, compassion, and good humour, has made a significant contribution to the administration of criminal justice in the Kingston community.

"In defending the *Charter* protections afforded an accused, arguing for increased funding for Legal Aid, and providing a cogent public argument against all-too-easy political pandering

to law-and-order legislation, Professor Stuart has made a significant contribution, not only to the administration of justice in Kingston, but in Canada," Hodgson said.

"Defence counsel play a vital role in achieving justice and often work under difficult and under-appreciated circumstances," Stuart said in his acceptance speech. "I am honoured to receive this award."

Students recognize teaching excellence



LSS President Jeffrey Fung, Law '08, and Dean Bill Flanagan with Professor Erik Knutsen and David Stratas, Law '84, two of the five 2007 teaching award recipients, at the awards reception on April 7.

Alison Josselyn

The recipients of the 2007 Law Students' Society (LSS) teaching awards, who were nominated by students and selected by a student committee, were announced on April 7, 2008.

LSS Awards for Teaching Excellence

Professor Erik Knutsen won the 2007 winter term award. Students appreciated his work in making Civil Procedure interesting and fun, through his practical focus, enthusiasm and humour. "Nothing could mean more to me," Knutsen said. "I love my job – I think that probably shows."

Professor Larissa Katz received the fall 2007 award. Property students were impressed with her clarity in presenting and analyzing material, effective use of real-life examples and responsiveness. "Queen's Law has a truly unique faculty-student dynamic that has made teaching here its own reward," Katz said.

LSS Special Lecturer (Sessional) Teaching Awards

Co-instructors **Scott Hutchison** of Stockwoods LLP and **Paul Burstein** of Burstein, Unger, Barristers won the 2007 winter term award. Trial Advocacy students valued their practical tips and critiques.

For the 2007 fall term, **David Stratas, Law '84**, a partner at Heenan Blaikie LLP, received the award for a record sixth time. Advanced Constitutional Law students appreciated his inspirational teaching style, which provoked them to think creatively about the constitution. "I was blessed with the most wonderful students who challenged me, who rose to the occasion, who progressed so very far," Stratas said. "It was an absolute privilege to teach them."

BLG Research Fellowship awarded



Trisha Simpson, Law '10, and Professor Cherie Metcalf, Law '02

Bernard Clark

Trisha Simpson, Law '10, was selected to work with **Professor Cherie Metcalf** this summer as Queen's Law's 2008 BLG Research Fellow. Trisha will assist Metcalf with a project entitled, "The (Ir)relevance of Constitutional Protection for Property Rights?: Compensation for Takings in Canada and the United States."

The Faculty chose Metcalf's research project to receive funding from Borden Ladner Gervais LLP's \$1-million national Research Fellowship program, which provides students with opportunities to conduct research under the supervision of a faculty member.

Supreme Court Clerk Erin Dann, Law '07



Erin Dann, Law '07, in Justice Morris Fish's office at the Supreme Court of Canada

Justice Morris Fish

Erin Dann, Law '07, articulated with Justice Morris Fish at the Supreme Court of Canada in 2007-08.

At Queen's Law, Dann was the editor-in-chief of the *Queen's Law Journal*,

worked as a research assistant for several professors, and won the Medal in Law at graduation. She was well qualified to serve as a clerk at the Supreme Court, which has the highest expectations of its articling students. "I think having been involved in a lot of different activities at Queen's is helpful here at the Supreme Court, where we have to balance a lot of different projects at the same time," Dann said. "When you're working on a case, it's really helpful if you have some foundation or background in that area of law."

Dann acknowledged that one of the greatest advantages of clerking is the opportunity to work directly with judges, and to learn how they analyze legal issues. "I think that kind of access to a judge's thought processes and the way his [or her] decisions get made is

probably the most interesting part of the job."

Dann also enjoyed the camaraderie at the Court. In addition to having regular contact and working closely with Justice Fish on all aspects of the cases, Dann spent a lot of time working with the other clerks. "It's a very collegial environment. There's no sense of competition; we are working to produce the best work we can, and people are very willing to help each other out. There's no hire-back process at the end of the line, so I don't feel like it's a competitive place at all."

Dann may eventually pursue graduate studies and academia, but in the short-term she is leaning toward practising law. There is no question that her experience clerking at the Court will help her throughout her career.

Clerkships in 2009-10

Maxime Dea, Law '07

Supreme Court of Canada
(Justice Marie Deschamps)

"I expect that this experience will confirm and strengthen my passion for litigation and help me determine in which specialized area of law I would like to practice."

Lauren Wihak, Law '08

Supreme Court of Canada
(Justice Louis LeBel)

Saskatchewan Court of Appeal 2008-09
(Justices Georgina Jackson, Darla Hunter and Ysanne Wilkinson)

"The interview day was very enjoyable, and I had a rare and privileged opportunity to chat with the country's highest jurists."

Michael Perlin, Law '09

Ontario Court of Appeal

"Having both private practice and clerking experience will provide me with a balanced perspective on practice."



Lauren Wihak, Law '08, Mathew Good, Law '09, and Michael Perlin, Law '09

Bernard Clark

Mathew Good, Law '09

British Columbia Court of Appeal

"Clerking is a means to understand the practical, behind-the-scenes mechanics of judicial decision-making."

Heather Webb, Law '09

Superior Court of Justice, Ottawa

"I will get to see all aspects of the court process, hear cases tried in numerous areas of law, and observe jury selections, sentencing hearings, case conferences and summary conviction appeals."

Anna Wong, Law '09

Ontario Superior Court of Justice, Toronto

"Clerking offers a unique opportunity to observe good and bad advocacy, and how judges reason. I hope I can sharpen my litigation skills in the process."

QUEEN'S LAW LAUNCHES PH.D. PROGRAM

By Lisa Graham

Queen's will soon mark a new milestone by welcoming the first doctoral students in law in September 2009.

In recognition of Queen's Law's research-intensive culture, the Ontario Council on Graduate Studies approved the Ph.D. in law degree in June 2008. By introducing the Ph.D. program, Queen's Law is responding to a growing demand for advanced qualifications from students interested in academic or research careers in law.

"Expanding the Queen's graduate program to include doctoral studies is a critical step in the evolution of the law school as a centre for teaching and research excellence," said Associate Dean (Graduate Studies and Research) Mark Walters, Law '89.

In the program, top law students from Canada and abroad will have the opportunity to work closely with leading legal scholars at Queen's. These students, who will hold LL.B. or J.D. and LL.M. degrees, will conduct thorough and original research to produce a significant piece of legal scholarship, typically over a three-year period.

During the course of their studies,

Ph.D. students will also make significant contributions to the school.

"Doctoral students will play a vital role in enriching the academic community at Queen's, not only through their own research activities," Walters said, "but also by teaching and by working with professors on funded research projects."

The doctoral program will further enhance Queen's Law's reputation as a leading institution for graduate studies. Since the Master of Laws (LL.M.) program was established in 1969, Queen's Law has prepared hundreds of graduate students for rewarding careers in legal education, research and policy work. Queen's LL.M. graduates work throughout Canada and abroad as law professors in universities as well as in government positions. They serve as counsel to international organizations and as judges in such diverse places as New Zealand and Zambia.

And, as early as 2012, the first Queen's Law students will be defending their doctoral dissertations, ready to leave their imprint on the global legal landscape.

First Associate Dean of Graduate Studies and Research Appointed



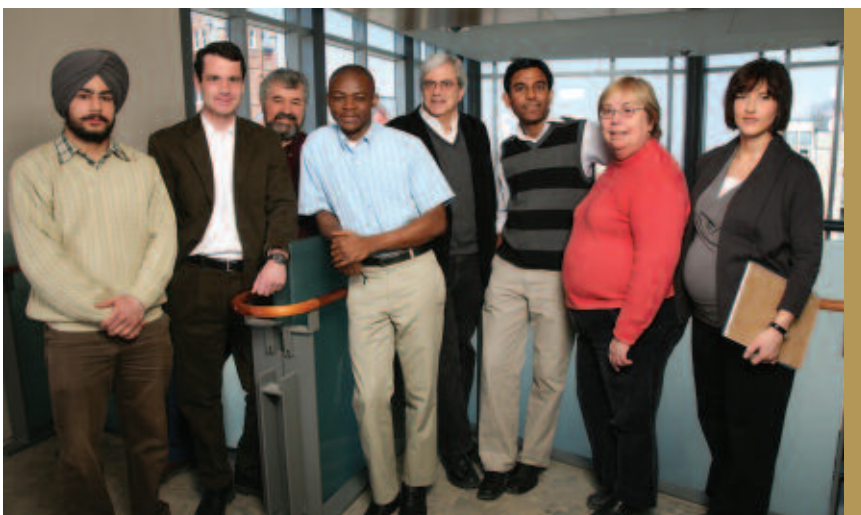
Associate Dean (Graduate Studies and Research) Mark Walters

Bernard Clark

Dean Bill Flanagan appointed Professor Mark Walters, Law '89, Queen's Law's first Associate Dean of Graduate Studies and Research in January 2008. "Mark has a most distinguished record as a scholar and researcher, making him the ideal candidate to be our first associate dean of graduate studies and research," Flanagan said. "This position reflects the Faculty's commitment to expanding and improving our graduate program and to promoting and assisting the research activities of our faculty members."

Walters spent three years as a lecturer, fellow and tutor in law at Oxford University, from which he had previously received a doctoral degree in law, before he returned to Kingston to begin his faculty appointment as a Queen's National Scholar in 1999. He has received two major awards from the Canadian Association of Law Teachers: the Award for Academic Excellence in 2006, and the Scholarly Paper Award in 2001. Throughout his career, Walters has received significant grants and fellowship funding for groundbreaking research in aboriginal and constitutional law issues from the Social Sciences and Humanities Research Council. In 2004-2005, he was a Visiting Fellow at the Faculty of Law at the University of Cambridge.

With an exceptional record of publications in prestigious Canadian and British peer-reviewed journals, Walters recently published his second article in the *Cambridge Law Journal*. He is also among the dozen leading constitutional theorists whose essays have been published in *Expounding the Constitution*, a book edited by University of Western Ontario law professor Grant Huscroft, Queen's Law '85.



LL.M. student Tarun Preet Singh, Associate Dean Mark Walters, LL.M. students Jacques Ménard and Peter Atupare, Professor Phil Goldman, LL.M. student Saptarshi Chakraborty, Graduate Studies Assistant Phyllis Reid and LL.M. student Angela Fallow

Bernard Clark



RESEARCH TEAMS INFLUENCE POLICY AND LAW REFORM

“

A major focus is to connect knowledge with policy change.

This project is about making a difference in the world.

”

Professor Sharryn Aiken



Queen's Law faculty members have produced high-quality legal research throughout the school's 51-year history. Their outstanding research has influenced academics, practitioners, judges, policy-makers and students. It has changed the legal landscape in Canada and around the world.

Legal research today is dynamic and competitive, and legal scholars are increasingly interested in addressing problems from multidisciplinary and global perspectives. Three Queen's Law faculty members – Arthur Cockfield, Nicholas Bala and Sharryn Aiken – have been recognized this year for their groundbreaking work on large, long-term multidisciplinary and interdisciplinary team projects.

SURVEILLANCE PROJECT	7
CHILD WITNESS PROJECT	10
CANADIAN REFUGEE RESEARCH NETWORK	13

Stories by Lisa Graham

To find out about the exceptional research all Queen's Law faculty members are currently undertaking, see the faculty web pages at <http://law.queensu.ca/facultyAndStaff/facultyAndStaffDirectory.html> and the new research web page at <http://law.queensu.ca/lawResearch.html>



WHO'S WATCHING THE WATCHERS?

SURVEILLANCE PROJECT CASTS A WARY EYE ON THE INFORMATION AGE

We may feel we have a little less privacy these days. Governments seem to be installing closed-circuit TV cameras to watch us almost everywhere we go. Canadian Security Intelligence Service investigators can intercept and monitor our international email and chat-room conversations. Even when we are in our own homes, we don't know whether the RCMP is overhead, snapping photographs with "heat-sensitive" cameras during a fly-by search for hidden marijuana grow-ops. If Canada is becoming a "surveillance society"—perpetually under scrutiny by government agents—then who's watching the watchers? That's what **Professor Arthur Cockfield, Law '93**, and the **Queen's University Surveillance Project** want to know.

After spending three years teaching tax law in San Diego, Cockfield returned to Kingston in August 2001, when he was appointed to the faculty at **Queen's Law**. The tragic events of 9/11 led him to focus more of his research energies on issues of privacy law. "After 9/11, I was worried about government intrusion into our lives and government infringement of our privacy rights," Cockfield says. "I was mainly concerned that—despite well-meaning efforts to fight terrorism—governments would unacceptably intrude upon our liberal democratic rights. So I joined the **Queen's Surveillance Project**."

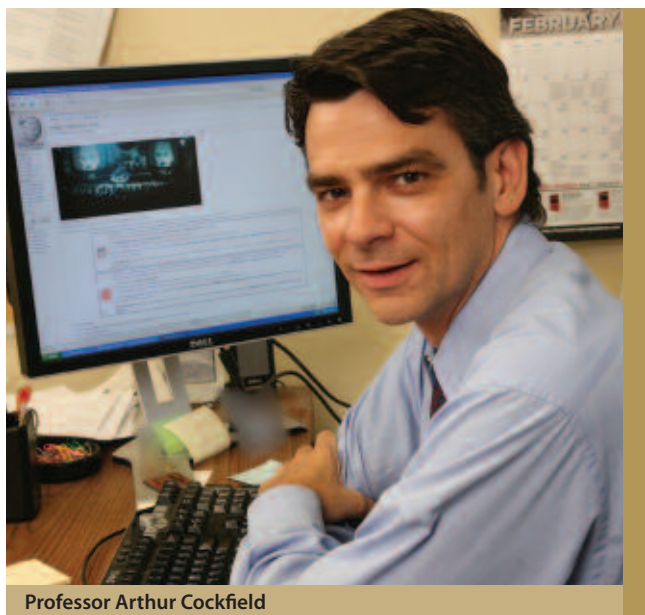
Since late 2001, the team has focused on governments' use of "heightened national security" to justify increased scrutiny of members of the public. Under the direction of Professor David Lyon in the Sociology department, the multidisciplinary team has received international recognition for its comprehensive look at how public and private organizations gather—and potentially manipulate—the endless details they collect about people. The team works with scholars with similar interests in Australia, Europe and Asia, as well as South America and the U.S.

"After 9/11, I was worried about government intrusion into our lives and government infringement of our privacy rights. I was mainly concerned that—despite well-meaning efforts to fight terrorism—governments would unacceptably intrude upon our liberal democratic rights."

Private information flows freely

In 2002, Cockfield and the team turned their attention to growing concerns about the easy exchange of personal information over international borders. The Social Sciences and Humanities Research Council awarded the group \$1.9 million to study, among other things, the implications of the 2001 *Anti-Terrorism Act*. In particular, the team wanted to explore how the government's attempt to protect citizens using sophisticated new technologies—such as electronic surveillance—might erode their privacy.

Over the next three years, the team used \$1 million in grant funds to conduct a groundbreaking international survey, questioning people in 10 countries about governments' increasing invasion of citizens' privacy. Most survey respondents said they were worried about the added intrusion. "Post-9/11, citizens are less likely to trust their governments," Cockfield says.



Professor Arthur Cockfield

Bernard Clark

Data gathering linked to racial profiling

As the project developed, Cockfield began to grow uneasy about the dangers of “misinformation gathering.” He found no significant increase in surveillance activities by Canadian police or intelligence agencies in the two years after 9/11, but anecdotal evidence hinted at a growing number of state abuses, particularly with respect to racial profiling of identifiable groups, such as Muslim-Canadians. Cockfield argues that racial profiling could result in social alienation, allowing targeted groups to adopt an “us-versus-them” mentality. Few will benefit, he says, from a blatant disregard for *Charter* rights. “Individuals who fear their speech and actions could be monitored by the police might be less likely to help the authorities with investigations, which makes Canadian society less secure.”

Arar case faces public scrutiny

Cockfield watched traditional Canadian freedoms being tested as controversy arose around the Maher Arar case. The U.S. Federal Bureau of Investigation arrested the Syrian-born Canadian citizen as a suspected terrorist during a stop-over in New York, then deported him to Syria, where he was tortured and imprisoned for more than a year. When U.S. officials justified Arar’s deportation based on information they had received from their Canadian counterparts, Cockfield and others called for action.

“At a minimum, the Canadian government should hold a public inquiry to determine what role the Canadian authorities played in this matter,” Cockfield told delegates to a conference in Ottawa in 2003, where he presented his paper, “The State of Privacy Laws and Privacy-Encroaching

“Individuals who fear their speech and actions could be monitored by the police might be less likely to help the authorities with investigations, which makes Canadian society less secure.”

Technologies after September 11: A Two-Year Report Card on the Canadian Government.” Added Cockfield: “The inquiry should also scrutinize the sharing of intelligence information by Canadian and American officials to ensure they do not make similar errors in the future.”

Following the federal government’s establishment of a Commission of Inquiry and the release of its 2006 report on Arar, Cockfield and the team leaders continued to press for greater public accountability by the government for its surveillance practices, this time directing their concerns to Parliament. “We think that privacy laws support critical values within the democratic state,” Cockfield says.

RCMP tactics under the gun

In 2005, Cockfield was awarded the Charles D. Gonthier Fellowship by the Canadian Institute for the Administration of Justice, and he used the funds to study the violation of privacy through advanced state-surveillance techniques. He examined the best legal response to state-led investigations using intrusive technologies in his 2007 article, “Protecting the Social Value of Privacy in the Context of State Investigations Using New Technologies.”

In his paper, Cockfield probed the Supreme Court of Canada’s decision to uphold the rights of the state in the controversial case of *R. v. Tessling*. In this instance, the RCMP invaded private property based on an informant’s tip, flying a police helicopter over Walter Tessling’s home using Forward Looking Infra-Red technology to photograph the distribution of heat over the building’s surface. The RCMP then obtained a search warrant and found a sizable amount of marijuana on the premises. The fly-over search might instead have detected other private—and perfectly legal—activities involving heat sources, such as use of a fireplace, sauna or hot tub. Nonetheless, the Supreme Court held that the search did not violate Section 8 of the *Canadian Charter of Rights and Freedoms*, which states, “Everyone has the right to be secure against unreasonable search or seizure.”

In 2005, the Ontario Council on University Research recognized Cockfield’s leading-edge research in privacy law with the Surveillance Project.

Despite the outcome of the case, Cockfield maintained that the Supreme Court adopted a test to help protect privacy rights in response to surveillance technology changes. He concluded that a state search is only constitutional when accompanied by appropriate privacy safeguards. In particular, he called for the development of policies that would establish whether state searches unreasonably intrude on an individual's expectations of privacy when the state uses technology to collect, distribute and process personal information. In March 2008, defence lawyers in the case of *R. v. Six Accused Persons* successfully used Cockfield's argument to persuade the judge to declare certain police surveillance techniques unconstitutional.

Civil liberties examined post-9/11

Against a backdrop of global uncertainty and mounting fears about terrorism, Cockfield and the team continue to explore the danger of potential privacy abuses. In February 2008, Cockfield was once again a successful co-applicant for grant funding from SSHRC, receiving \$2.5 million for a Major Collaborative Research Initiative. The team's next project, "The New Transparency: Surveillance and Social Sorting", will involve work with 50 international collaborators over the next seven years to study the social and political implications of the increasing public and private surveillance of citizens. "These efforts are directed at creating public policy that protects privacy rights while also striving to make Canada a more secure environment," Cockfield says.

As a member of the Surveillance Project's Executive Team, Cockfield will oversee the research agenda and budget in a study examining the experiences of citizens subjected to surveillance and the degree to which police and intelligence officers have violated their civil rights.



The Major Collaborative Research Initiative project team: Sociology Professor David Lyon, project leader (back); Sociology Professors Elia Zureik and Laureen Snider; and Professor Arthur Cockfield

Stephen Wild

"These efforts are directed at creating public policy that protects privacy rights while also striving to make Canada a more secure environment."

To commemorate the 10-year anniversary of 9/11, Cockfield and University of Alberta criminology professor Kevin Haggerty plan to host a major workshop on private and public surveillance issues at Queen's in 2011, with the assistance of Professor Sharryn Aiken from Queen's Law.

Cockfield researches beyond privacy

Cockfield's work with the Surveillance Project and in privacy law represents only a portion of his diverse research agenda. Government departments and international organizations, such as the Organisation for Economic Co-operation and Development, frequently seek Cockfield's advice on international taxation issues. In 2008, Cockfield wrote a report on international tax reform for the Department of Finance and the Advisory Panel on Canada's System of International Taxation. His 2005 book, *NAFTA Tax Law and Policy: Resolving the Clash between Economic and Sovereignty Interests*, was short-listed for Canada's largest monetary award in economics. In cooperation with a group of international researchers, Cockfield is working to encourage lawyers and judges to create sound policies to address the impact of technological changes on citizens' legal rights, such as the effect of increased state surveillance. Cockfield's studies on tax and privacy law and the relationship between changing technologies and the law have been translated into five languages and published in North America, Europe, Asia and Australia.

For more information on Cockfield's research for the Surveillance Project, see <http://www.surveillanceproject.org/> and <http://law.queensu.ca/facultyAndStaff/facultyProfiles/arthurCockfieldProfile.html> ■

Cockfield and the Surveillance Project team presented findings and arguments to the Eminent Jurists' Panel on Terrorism, Counter-terrorism and Human Rights, an independent group of experts appointed by the International Commission of Jurists in 2007.



Illustration by Cloudesley Rook-Hobbs, Law 09

CHILD PROOF

PROJECT EXAMINES THE COMPETENCY AND CREDIBILITY OF CHILDREN

Few lawyers relish the prospect of placing a child on the witness stand, no matter how important the testimony. But **Professor Nicholas Bala, Law '77**, and his interdisciplinary research team are investigating dilemmas judges and lawyers have historically faced when dealing with child witnesses – how competent are children to testify, and how well can adults assess whether children are lying? As principal investigator of the team, Bala has spent the last decade examining these questions with his psychologist colleagues, and their findings have overturned some central assumptions about children’s capacity for truth-telling. “One of the things we know is that children, like adults, do lie about various things,” Bala says. “Yet the evidence shows that children are no more likely to lie in court than adults; indeed, they may be somewhat less likely to lie.”

In the 1990s, roughly 10 years after he began his faculty appointment and work examining children’s legal issues at Queen’s, Bala could see change on the horizon. Public awareness about the nature of child abuse was increasing, and, with more of such cases going to court, lawyers and

“The evidence shows that children are no more likely to lie in court than adults; indeed, they may be somewhat less likely to lie.”

judges were calling upon more children to testify. However, traditional legal rules created stumbling blocks for child victims. In the past, judges had viewed children as inherently unreliable witnesses, and provisions in the *Canada Evidence Act* meant that children were frequently deemed incompetent to testify. When they were given the chance to speak in court, children often found the experience highly stressful, which further traumatized them and compromised their ability to act as witnesses.

During that decade, Bala spoke with a number of Canadian crown prosecutors experienced in working with child witnesses, including **Shelley Hallett, Law '78**, and **Wendy van Tongeren Harvey, Law '76**. These lawyers shared their

concerns about the treatment of children by the court system. In the hope of improving courtroom conditions and legal protections for child witnesses, Bala joined forces with three psychologists—professors Rod Lindsay, Kang Lee and Victoria Talwar—to research child-development issues related to lying and truth-telling. Bala recognized the forensic value of the psychologists' research, and in 1998 this working relationship evolved into the Child Witness Project.

By establishing a rare scholarly link between legal academics and social scientists, Bala's research broke new ground. He began working directly with the psychologists, collecting data in the lab and in the courtroom, and surveying judges, lawyers and social workers about their experiences with child witnesses. "I am interested not only in what judges are saying in their judgments, but also in understanding how the justice system actually affects and deals with children," Bala says.

Children deemed competent witnesses

The team first focused on legislation concerning children's competency in court. Until recently, the *Canada Evidence Act* required children to answer questions prior to testifying, in order to gauge their understanding of the phrase, "a promise to tell the truth." In a series of studies, Bala and the team established that children's ability to tell the truth was unrelated to their ability to answer questions they heard in court in order to determine their competency.

Bala's presentation of the team's findings to a Parliamentary Committee helped convince the Canadian government to revise the child-testimony provisions of the *Canada Evidence Act*. The new law, which came into effect in January 2006, still requires children to promise to tell the truth before testifying; however, they are no longer asked questions about their understanding of such abstract concepts as "truth" and "promise" before being allowed to testify. The courts have consistently upheld the new law's constitutional validity, with judges citing the team's work in their decisions.

Team evaluates the reformed law

Since child testimony laws were reformed, Bala and his colleagues have been studying the effectiveness of the new legislation. Surveyed judges have expressed support for changes that simplify children's involvement in the court process and permit the testimony of younger children who might previously have been found incompetent. Bala notes that the new legislation ensures children are evaluated based on their ability to answer questions regarding evidence, rather than their capacity to tell the truth. "The new competency provisions have significantly reduced the amount of time required in court and the stress placed on children in the early part of the inquiry as they testify," he says.



Professor Nicholas Bala

Bernard Clark

"I am interested not only in what judges are saying in their judgments, but also in understanding how the justice system actually affects and deals with children."

Bala and the team have also recommended and evaluated the use of testimonial aids to allow children to testify without being seen by the accused. The latest legal reforms accommodate child witnesses by allowing them to testify behind screens or via closed-circuit television. Rules of procedure now also permit courts to accept videotaped interviews of children by police officers or social workers as reliable evidence. While some judges have raised concerns about a lack of access to closed-circuit television and other aids in some locales, most courts have welcomed the new provisions that protect the children giving evidence without compromising the rights of the accused.

Team examines children's credibility

In the effort to ensure that reliable testimony is obtained from children in complex child-abuse cases, Bala and the team are taking a closer look at the factors that determine children's credibility and trustworthiness in the courtroom. In simulation studies to determine adult perceptions of children's honesty, the team found judges and lawyers more adept than law students at assessing children's credibility. The studies also revealed that most parents have difficulty

detecting whether or not their own children are lying. While these studies were unable to replicate precisely the courtroom environment, Bala found that judges and lawyers struggled to discern credible testimony from children. “Judges and lawyers are clearly not human lie detectors,” Bala says. “Simply looking at a person and deciding whether or not they are telling the truth is a challenging task.”

“Judges and lawyers are clearly not human lie detectors. Simply looking at a person and deciding whether or not they are telling the truth is a challenging task.”

Overall, Bala is pleased with the way the new legislation treats children — easing young victims’ fears about testifying against their abusers. “More people recognize both the extent and the traumatic effects of child abuse,” Bala says. “They see our legal system’s role in apprehending offenders and holding them accountable. This development has contributed to a slow but real decline in levels of abuse.”

The team, which has received funding from the Social Sciences and Humanities Research Council since 1999, was recently awarded another grant to continue its research on child witnesses. Over the next three years, the team will continue to study credibility assessment. The studies will include an analysis of children’s true-and-false statements to determine specific lying patterns, and an assessment of how accurately adults determine children’s honesty. Bala and the team will also review the effect the legal changes have had on the case law. ■



Professor Nicholas Bala is introduced as the recipient of the Stanley Cohen Distinguished Research Award by Bill Howe, a board member of the Association of Family and Conciliatory Courts, at its 45th Annual Conference in Vancouver on May 29, 2008.

BALA RECOGNIZED FOR CONTRIBUTIONS TO FAMILY AND DIVORCE LAW

On May 29, 2008, Bala received the Stanley Cohen Distinguished Research Award from the Association of Family and Conciliatory Courts (AFCC) in recognition of his outstanding work in family and divorce law. “I am deeply honoured by this recognition,” Bala said, “particularly in light of noteworthy contributions from previous winners.”

Bala became the first Canadian to win the award from the AFCC, an international organization of professionals involved in the family court system striving to empower families and promote healthier futures for children. Most of the award’s previous recipients were leading American researchers in the mental health field, including such scholars as Sanford Braver, Joan Kelly and Janet Johnston, whose work focused primarily on the effects of divorce on parents and children.

As one of Canada’s leading family and children’s law scholars, Bala has a distinguished reputation for his innovative and traditional research methods and his diverse range of publications. Scholars in Canada and abroad frequently cite Bala, and Canadian lawyers and judges frequently quote his research. In its recent decision in *R. v. D.B.*, the Supreme Court of Canada cited Bala’s work for the 25th time.

In addition to Bala’s traditional legal scholarship, much of his research draws from a variety of disciplines: he collaborates with psychologists, criminologists and social workers to address the problems children and families encounter within the justice system. “I have not only been involved in consuming the research of social scientists about the justice system; I’ve helped to produce it,” Bala says. “My collaboration with mental health professionals and social scientists has allowed me to appreciate both the value—and the limitations—of their work for the justice system.”

Besides his interdisciplinary work with the Child Witness Project, Bala has been taking a closer look at how domestic violence is handled in the family-law arena. He has been working with three mental-health professionals to produce a series of papers on this issue, and the group recently created a model to address the effects of family violence on the determination of child custody and access. The team’s article about their family-violence-assessment model, which was published in the most recent issue of the international journal *Family Court Review*, is already being cited in a number of countries.

The Stanley Cohen Distinguished Research Award is Bala’s second major award in three years for his valuable research contributions. He won the Queen’s Prize for Excellence in Research in 2006 during an annual university-wide competition. For more information about this award, see “Nicholas Bala Wins Top University Research Prize” on page 2 of the 2007 issue of *Queen’s Law Reports* at <http://law.queensu.ca/alumni/publications/lawReports2007.pdf>



JUSTICE WITHOUT BORDERS

NETWORK SEEKS TO RECLAIM REFUGEE SETTLEMENT RIGHTS

Canada has a worldwide reputation as a country friendly to immigrants, and thus Professor Sharryn Aiken watched with dismay as the country established legal roadblocks for refugees shortly after 9/11. The government's new national-security measures prompted Aiken to question whether the country would continue to make room for those left homeless overseas, or turn a blind eye in the name of foreign policy and protection against terrorism. Seven years later, Aiken is still exploring the plight of refugees in Canada and elsewhere in the world. As part of a global, multidisciplinary research group known as the Canadian Refugee Research Network, she can now play a key role in influencing public policy in order to improve the lives of vulnerable persons displaced by war, conflict and rights abuses.

A refugee law expert who joined Queen's Law in 2002, Aiken will work with the other research team members to assess the impact of security measures on refugee safety, the growing incidence of human smuggling and increased access to legal protections for refugees under the Geneva Convention. The project, *A Canadian Refugee Research Network: Globalizing Knowledge*, is based at York University's Centre for Refugee Studies (CRS), Canada's leading institution for refugee research, with which Aiken has been affiliated for 10 years. Aiken was one of nine co-applicants who submitted a funding bid to SSHRC in conjunction with project leader and CRS director Professor Susan McGrath of York's School of Social Work. In May 2008, SSHRC awarded the team a \$2.1-million research grant to create an international knowledge network to study and share information about the needs of refugees and the challenges they face around the globe.

"If we're looking at how Canada should be responding to the refugee crisis internationally, we need to gain a sense of how other countries are responding to this crisis."

An international study group is formed

Aiken's current refugee project started some time ago. In 2004, SSHRC began awarding funds to small research teams, and supporting the development of mini-networks in Canada. In partnership with interdisciplinary teams at the CRS, the University of Alberta and the University of Montréal, Aiken obtained funding for two projects: *A Critical Comparison of the Settlement and Integration Experiences of Refugees and Immigrants in Canada* and *Phase 2 Refugee Integration and Protection*. The success of these projects laid the groundwork for a broad-based research project on refugees. Aiken was able to use comparative data compiled during a previous case study that examined the effect of post-9/11 security measures on the safety and freedoms of the Sri Lankan Tamil refugee community.

Over the next seven years, Aiken and the team will use their grant funds to build a global refugee network that will connect academics, policy-makers and practitioners across the globe. "The project seeks to gather research from scholars across the country and bring these academics together in organized ways to share and build upon their knowledge,"

Aiken says. “In turn, Canada will become a knowledge exporter.”

In addition to researchers from the seven Canadian and 10 international universities comprising the network, 21 institutional partners will join the team, including the Canadian Council for Refugees and the University of Witwatersrand in South Africa. “We have identified a broad range of institutional partners on every continent,” Aiken says. “These partnerships will provide a greater depth of knowledge about the policies and laws regarding refugees worldwide, since Canadian research can be shared and compared with similar knowledge elsewhere.”

As one of two legal experts on the team, Aiken will lead the research related to refugee law and expand the team’s expertise regarding refugee policy and international refugee law—steering her studies toward the global effort to care for displaced or endangered people worldwide. “If we’re looking at how Canada should be responding to the refugee crisis internationally, we need to gain a sense of how other countries are responding to this crisis. And we need to learn more about the fate of refugees in the ‘refugee-producing regions’ of the Global South,” Aiken says. Network members plan to play an active role in the crisis by sharing their understanding about the plight of refugees with scholars and policy-makers in various countries, and by approaching individual governments to offer possible solutions for managing the movement of refugees at home and abroad.



Professor Sharryn Aiken

Researchers address refugee policy issues

Aiken will probe two key policy issues: the current weaknesses within the refugee determination system and the harsh realities associated with “externalized asylum”. In the first instance, she will explore recent efforts to restrict refugee claimants in support of national security measures and the effect of those new restrictions upon the lives and aspirations of refugees around the world. In the second instance, Aiken will address governments’ increasing tendency to establish complex geographical and legal barriers to prevent potential asylum-seekers from reaching destinations in order to claim refugee status. “Government has adopted all kinds of policies related to the interdiction of refugees,” Aiken says. “These policies prevent people from getting on planes when they don’t have adequate documents, they impose visa restrictions and they make it very difficult for people to escape high-risk zones.”

“A major focus of the refugee network is to connect knowledge with policy change. The whole underpinning of this project is about making a difference in the world.”

Aiken’s colleagues, including sociologists, political scientists and environmental specialists, will apply their perspectives in order to understand other important issues facing refugees. The issues these scholars will address include the resettlement of refugees traumatized by protracted stays in refugee camps, the human-rights and displacement issues associated with lengthy refugee claims and the tendency for development pressures to displace large groups. Aiken sees a vital connection between Canadian refugee researchers and their counterparts around the world—each working toward a common goal. “A major focus of the refugee network is to connect knowledge with policy change,” Aiken says. “The whole underpinning of this project is about making a difference in the world.”

Immigrant stereotypes go on trial

By creating greater public awareness about the needs and concerns of refugees, Aiken and her colleagues hope to quash a few stereotypes about foreign migrants. Despite some Canadians’ inclination to blame immigrants or refugees for creating an economic downturn by “stealing” jobs, studies show the reverse is actually true. “Canada needs immigrants and refugees—our economy actually depends on it,” Aiken says. “Over time, refugees contribute



© UNHCR/K. McKinsey/February 2006

far more to the Canadian economy than they take away.” Aiken cites the example of the federal government’s active recruitment of immigrants to support a pension system otherwise threatened by an aging population and low birth rate. “Our project will attempt to debunk some of the myths about the impact of refugees who come to live in Canada, and change negative perceptions about refugees globally.”

The research team has uncovered a disturbing trend in northern countries of viewing refugees with distrust or disdain. She points to the growing use of such labels as “bogus refugees,” “economic migrants,” or “irregular movers” to describe refugees in general, implying that such people lack valid reasons for leaving their countries of origin. However, Aiken argues that Canada’s role as signatory to the 1951 United Nations Refugee Convention prevents the country from sending refugees back to countries where they are at risk of persecution. “Canada actually has an international obligation with respect to refugees that is embodied in our domestic legislation,”

“Our project will attempt to debunk some of the myths about the impact of refugees who come to live in Canada, and change negative perceptions about refugees globally.”

she says. “Our project seeks to promote the positive reasons for these legal obligations so that they may be understood by ordinary Canadians.”

Refugee law gains global audience

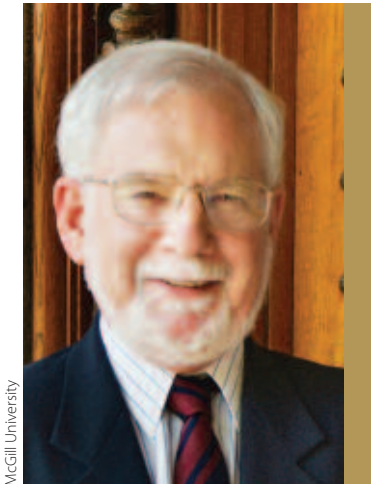
Aiken and her team members will advance the cause of refugees worldwide by seeking greater cooperation between U.N. signatories. Aiken notes that refugee law decisions hold weight in the international arena, which is a good reason for immigration lawyers to become familiar with refugee policies from other regions. A decision of the High Court of Australia with respect to the interpretation of the definition of “refugee,” for instance, would be relevant to a Canadian lawyer, judge or legal academic working with the same definition embodied in Canadian law. As part of the global-network project, Aiken and the team plan to develop websites to share such important legal decisions with fellow researchers. “Our network seeks to connect people working in this area so Canadian lawyers can access leading-edge jurisprudence from anywhere in the world,” she says. “Project participants in various locations share some of this legal knowledge already, but we definitely need to share more of it.”

Aiken draws on career work

Aiken is poised to expand the global reach of her research, given her already strong background in immigration and refugee law combined with her diverse experiences overseas. A former practitioner of immigration and refugee law in Toronto, Aiken has been involved with the Canadian Council for Refugees since 1992, serving terms as president and as the Legal Affairs Committee co-chair. She has represented the council in a number of precedent-setting cases in the Supreme Court of Canada, including *Baker v. Minister of Citizenship and Immigration*, *Suresh v. Canada* and, most recently, the cases of *Charkaoui*, *Harkat* and *Almrei*. She has also worked closely with a number of researchers on international projects, such as the training of refugee law judges in South Africa, the Philippines and Uganda, as part of her research for the CRS. Aiken is the editor of *Refuge*, the interdisciplinary journal on forced migration, and one of Canada’s co-coordinators for the University of Michigan’s “Refugee Caselaw” website. In 2006, she co-authored *Immigration and Refugee Law: Cases, Materials, and Commentary*, the first casebook on this subject in Canada.

For more information on Aiken’s research for the Canadian Refugee Research Network, see <http://www.yorku.ca/crs/> and <http://law.queensu.ca/facultyAndStaff/facultyProfiles/aiken.html> ■

QUEEN'S LAW ALUMNI EDUCATE AND INSPIRE THE NEXT GENERATION OF LAW STUDENTS



McGill University

**H. PATRICK GLENN,
LAW '65**

B.A. (UBC), LL.B. (Queen's),
LL.M. (Harvard),
D.E.S. (Strasbourg),
H.L.L.D. (Fribourg)

**Peter M. Laing Professor
of Law, McGill University**

Research Interests:
*Comparative law,
private international law,
civil procedure
and the legal profession*

In 2006, Professor Patrick Glenn received the Prix Leon-Gérin, a prestigious social sciences award given by the Government of Quebec, for his contributions to the field of comparative law. In 2000, Glenn published *Legal Traditions of the World*, a book which earned him the Grand Prize of the International Academy of Comparative Law, and is now in its third edition. During his term as Director of the Institute of Comparative Law at McGill University, he helped reform the Russian Civil Code and the judicial education system in China.

A member of the Royal Society of Canada and the International Academy of Comparative Law, Glenn has been a Bora Laskin National Fellow in Human Rights, a Killam Research Fellow, and a Visiting Fellow at All Souls College in Oxford.

"I entered Queen's in 1962 with a view to eventually practising law," Glenn said. "The professors I had at Queen's in the 1960s, led by Dean William Lederman, introduced me to the idea of teaching and writing about law as a full-time, career-long commitment. I've been inspired by this idea ever since, and am grateful to Queen's for providing such a convincing, and ongoing, model."

Glenn returned to Queen's Law on January 24, 2008 to discuss his recent papers on legal traditions at a seminar

"The professors I had at Queen's in the 1960s, led by Dean William Lederman, introduced me to the idea of teaching and writing about law as a full-time, career-long commitment. I've been inspired by this idea ever since, and am grateful to Queen's for providing such a convincing, and ongoing, model."

hosted by the Faculty of Law Visitors' Committee and with Professor Martha Bailey's Comparative Legal Traditions class. His current project, "The Open State," is about the receptivity of state law to various forms of transnational law.

Queen's Law is delighted that Glenn will teach in the new Comparative Law program at the International Study Centre in the spring of 2009.

(See story on page 19.)



University of Sydney

**RONALD MCCALLUM,
LL.M. '74**

B. Juris., LL.B. (Monash),
LL.M. (Queen's)

**Professor and former
Dean of Law,
University of Sydney**

Research Interests:
*Labour and
employment law*

Professor Ronald McCallum, an advocate in support of disability rights, was the first completely blind person appointed to a professorship at any university in Australia. Having started his academic career in the Queen's LL.M. program on a Commonwealth Scholarship in 1972, McCallum went on to receive an Australian Centenary Medal in 2002 and become an Officer of the Order of Australia in 2006.

McCallum was the Blake Dawson Waldron Professor in Industrial Law from 1993 to 2007. He was the inaugural president of the Australian Labour Law Association and was appointed Asian Regional Vice-President of the International Society for Labour and Social Security Law in 2006.

A widely published scholar, his latest book is *McCallum's Top Workplace Relations Cases: Labour Law and the Employment*

In 2007, McCallum received the Queen's University Alumni Association's highest honour, the Alumni Achievement Award, for his leadership and significant contribution to public service.

Relationship as Defined by Case Law, published by CCH Australia Ltd. The book examines 35 key decisions related to all aspects of the employment relationship and the obligations of employees and employers in Australia.

"As a totally blind person wishing to become a law academic in Australia, I needed to be able to show prospective employers that I had the capacity to be a good teacher, researcher and writer," McCallum said. "The Queen's Law LL.M. program enhanced my skills and enabled me eventually to become the Dean of the Faculty of Law of Australia's oldest university, the University of Sydney."

In 2007, McCallum received the Queen's University Alumni Association's highest honour, the Alumni Achievement Award, for his leadership and significant contribution to public service.

McCallum is currently working on two projects. For the first, "Workplace Death and Injury," he and two colleagues were recently awarded an Australian Research Council Discovery Grant. For the second, he is a member of an international, inter-university research group based in Canada. In 2008, this group was awarded a seven-year, \$2.5-million grant from the Social Sciences and Humanities Research Council to support their work helping businesses respond better to employees' needs in an increasingly global competitive environment.

She served as Associate Dean of Graduate Studies at the University of Toronto Faculty of Law from 1990 to 1995.

"Queen's was absolutely pivotal in my life and career," said Réaume, who credits many "superb" professors at Queen's Law for inspiring her. "I am particularly grateful to then Dean Adell, who encouraged my academic leanings, to Bev Baines, who gave me an opportunity to pursue my feminist leanings, and to Mark Weisberg, who nurtured my interest in legal theory, which enabled me to specialize my graduate work in the area at Oxford."

Réaume was also inspired by the "lively intellectual atmosphere" she found at Queen's.

"Queen's taught me that understanding law was not just a matter of 'case-crunching', but involved an effort to dig deep into the reasoning in cases to figure out the underlying assumptions, normative commitments and future implications," she said. "Every day I try to impart this same wisdom to my own students."

Réaume is currently developing a theory of legal equality, exploring in particular the role that the concept of human dignity might play in such an account. She is also engaged in a second project that studies the types of reasoning that courts use in order to develop justifications for the limitation of human rights.

Réaume's most recent accomplishments include serving as the guest editor of "Rewriting Equality/Récrire l'égalité," a special issue of the *Canadian Journal of Women and the Law* debuting the Women's Court of Canada. Her own contribution to that volume was the "Judgment of the Women's Court of Canada in *Law v. Canada*." Her article, "The Relevance of Relevance to Equality Rights," was featured in the *Queen's Law Journal*, and she was included in the *Louisiana Law Review* for her work, "Discrimination and Dignity," reprinted in several other books. She contributed the article, "The Role of Intention in the Tort in *Wilkinson v. Downton*," to the 2007 book *Emerging Issues in Tort Law*.

Queen's taught me that understanding law was not just a matter of 'case-crunching', but involved an effort to dig deep into the reasoning in cases to figure out the underlying assumptions, normative commitments and future implications. Every day I try to impart this same wisdom to my own students.



**DENISE RÉAUME,
LAW '80**

B.A., LL.B. (Queen's),
B.C.L. (Oxford)

**Professor, University of
Toronto**

Research Interests:
*Official language rights
in Canada, discrimination
law and gender issues
in tort law*

Professor Denise Réaume has taught at the University of Toronto since 1982. She is an internationally acclaimed scholar and teacher who has held visiting chairs and professorships at the University of British Columbia, the University of Saskatchewan and the University of Victoria.

QUEEN'S LAW EXPANDS ITS HORIZONS

In 2007-08 the Faculty offered new opportunities for students to study and work abroad, and for professors to collaborate on research projects with scholars from around the world

STUDENT INTERNS DEVELOP THEIR SKILLS ABROAD

With support from the Torys Public Summer Internship Award Program and the Dean's Excellence Fund, students from Queen's Law have the opportunity to gain knowledge and skills as summer interns for not-for-profit and public-interest agencies in Canada and abroad.

In the summer of 2007, students interned with agencies from the Canadian Internet Policy and Public Interest Clinic in Ottawa to the Transgender Legal Defense and Education Fund in New York to the Israel Centre for Family Justice in Jerusalem.

Fazilah Hussain and Kate Findlay of Law '08 both enjoyed rewarding international internships.

Diplomacy explored in NYC

Fazilah Hussain interned for the Department of Political Affairs for The Focal Point for Democracy and Rule of Law at the United Nations Headquarters in New York City, taking part in a variety of research projects. As the only native English speaker among a

staff of four, Fazilah gained experience drafting the department's extensive report to the General Assembly regarding the U.N.'s support for "New or Restored Democracies."

Fazilah's participation in the International Law Spring Program at the Queen's International Study Centre in the summer of 2006 was of great assistance to her at the U.N. "The ISC program provided me with a solid foundation for some of the issues in international law which translate into daily concerns at institutions such as the U.N.," she said. In turn, Fazilah was inspired by her co-workers at the U.N.

"The opportunity to engage with people from all over the world—each taking different routes to arrive in this one place—was extremely eye-opening."

Women's equality sought in Malaysia

Kate Findlay interned with the Legal Reform Committee of the Women's Centre for Change (WCC) in Penang, Malaysia. The centre is a not-for-profit, non-governmental organization which seeks to alleviate human-rights abuses against women and



Kate Findlay, Law '08, visits Kek Lok Si Temple in Penang, Malaysia

children. Kate contributed to the centre's work by drafting several legal memoranda, editing a proposed amendment to the *Domestic Violence Act* and conducting research to assist in the drafting of a proposed *Equality Act*.

Kate found that her knowledge of other common law legal systems and familiarity with researching case law in other jurisdictions provided the WCC with an important international perspective. She quickly discovered her co-workers appreciated her command of English, enabling her to proofread important documents in English. "My presence doubled the centre's full-time legal team, allowing the organization to come much closer to completing projects that had been on hold for some time," Kate said. "My internship provided me with first-hand knowledge of the legal challenges facing women in Malaysia."



Fazilah Hussain, Law '08, at the United Nations Security Council Chamber in New York City



Kathryn Aubrey-Horvath, Law '08, is interning in Cambodia.

Intern assists with Khmer Rouge prosecution

Kathryn Aubrey-Horvath, Law '08, one of 11 Queen's Law students who received funding to intern in the summer of 2008, is working in Cambodia as part of the United Nations Assistance to the Khmer Rouge Trials (UNAKRT). The UNAKRT is a technical assistance project designed to implement the Agreement between the United Nations and the Royal Government of Cambodia Concerning the Prosecution under Cambodian Law of Crimes Committed during the Period of Democratic Kampuchea during the late '70s.

Kathryn is working with an international team of lawyers and analysts in the Office of the Co-Prosecutor to prepare cases against the country's senior leaders and political criminals to be brought for prosecution before the Extraordinary Chambers in the Courts of Cambodia. "Justice deferred is justice denied, and Cambodians have waited in suspense for three long decades," Kathryn said. "Medical doctors from around the world have helped Cambodians treat their physical scars. Now, armed with my Queen's Juris Doctorate, I will be part of an international team that seeks to heal Cambodia's collective emotional and psychological scars."

DEMAND FOR INTERNATIONAL LAW PROGRAM DOUBLES

2008 was a banner year for the International Law Spring Program held each May and June at the International Study Centre at Herstmonceux Castle in England. The 50 students in the program, which includes extensive course work at "the castle" and a week-long field trip to international institutions in Europe, enroll in Public International Law or International Business Law. The number of applications for the two modules doubled in 2008.

To keep pace with demand, a third module in Comparative Law will be added to the program in 2009 so that 75 students can attend next year. The Comparative Law module will include courses in Comparative Law Traditions, Common Law and Civil Law Traditions, and European Union Law.



Law '10 students Adrian Di Lullo, Stephanie Hermans, Corinne Taliunas, and Gerard Kennedy at Herstmonceux Castle in East Sussex in May 2008

Chris Missiuna

2008 INTERNSHIPS

Behrouz Amouzgar, Law '10
Teheran Regional Arbitration Centre, Tehran

Kathryn Aubrey-Horvath, Law '08
Extraordinary Chambers in the Courts of Cambodia, Phnom Penh

Deanna Brummitt, Law '10
Pivot Legal Society, Vancouver

Jeremy DeMan, Law '09
International Criminal Tribunal for the Former Yugoslavia, The Hague

Tom Eaves, Law '09, and Emily Ng, Law '10
Bridges Across Borders Southeast Asia Legal Studies Internship Program, Chang Mai, Thailand; Phnom Penh, Cambodia; and Vientiane, Laos

Catherine Longo, Law '10
Institute of Local Government Studies, Accra, Ghana

Veronica Marson, Law '10
Sylvia Rivera Law Project, New York

Stevie O'Brien, Law '10
International Lawyers and Economists Against Poverty, Toronto

Alexander Patrick, Law '10
Clinton Foundation, New York

Mike Simpson, Law '09
New York Human Rights Commission

QUEEN'S LAW CREATES TIES WITH TEL AVIV

An Israeli scholar with a unique perspective on international terrorism paid a visit to Queen's Law in September 2007. Professor Daphne Barak-Erez of the University of Tel Aviv Faculty of Law, an accomplished senior scholar and the Stewart and Judy Colton Chair in Law and Security, was selected to come to Queen's through the Principal's Development Fund New International Research Collaborations Program. A widely published researcher and writer, Barak-Erez has published work in more than 50 international and Israeli journals and is the author of 10 books.

In addition to teaching an intensive one-credit seminar course on law and terrorism, Barak-Erez presented her current research in the visiting lecture series. She impressed faculty members and students with her talk about the ways different legal systems perceive and fight terrorism. Barak-Erez also presented a research paper entitled, "Symbolic Constitutionalism: On Sacred Cows and Abominable Pigs," and met with Queen's Law faculty members to discuss the differences between anti-terrorist tactics in North America and Israel. Faculty members declared Barak-Erez's visit a great success, prompting discussion of the creation of a Queen's/Tel Aviv Law Student Exchange.



Professor Daphne Barak-Erez of the University of Tel Aviv



Professor Sakda Thanitcul of the University of Chulalongkorn Law School in Thailand during his visit to Queen's Law.

Alison Josselyn

THAI TRADE EXPERT VISITS QUEEN'S

Professor Sakda Thanitcul of the University of Chulalongkorn Law School in Thailand shared his international trade expertise with faculty and students as a visiting scholar at Queen's Law during the 2007-2008 academic year. Thanitcul has an LL.B. from Chulalongkorn University, an LL.M. and Ph.D. in Law from the University of Washington in Seattle, and an LL.M. and LL.D. from Kyoto University in Japan. His research background is in international trade, international monetary competition and product-liability issues. During his stay at Queen's Law, Thanitcul taught International Economic Law and Business Law and East Asia and discussed his research with faculty members. His visit concluded with plans to foster a broader partnership between Queen's Law and Chulalongkorn Law.

OVERSEAS STUDIES ON THE AGENDA

Students with an eye for international opportunities are pleased that Queen's Law has several new international joint educational programs this year. An agreement with the University of Jean Moulin Lyon III in France will permit Queen's Law students to take English-language LL.M. courses at that university. The new agreement builds on the existing student partnership, enabling students from both law schools to take courses at the partner law school. Links forged during University of Tel Aviv Professor Barak-Erez's visit to Queen's Law are expected to result in opportunities for student exchanges in Israel as early as the upcoming academic year.

For students interested in a South African perspective, Professor Chuma Himonga of the University of Cape Town Faculty of Law will be a Visiting Professor in February and March of 2009. Himonga will teach a short course on the impact of the constitution of South Africa on family and African customary law. She will also present her current research on adoption law in South Africa during the visiting lecture series.

VISITING SPEAKERS AND LECTURERS 2007-2008

Queen's University Principal's Development Fund

Christina Rodriguez, New York University,
"Immigration and Inevitability"

Daphne Barak-Erez, Tel Aviv University,
"Symbolic Constitutionalism: On Sacred Cows and Abominable Pigs"

Dr. J.A. Corry Memorial Lecture

John Gardner, Oxford University,
"H.L.A. Hart's Punishment and Responsibility: Forty Years On"

Catriona Gibson Memorial Lecture

Victor Tadros, University of Warwick,
"Wrongs and Crimes"

McCarthy Tetrault Information Technology Visitorship

Rosemary Coombe, York University,
"A Broken Record: Music as a Subject of Cultural Rights"

Law & Economics Discussion Group

Shi Ling Hsu, U.B.C.,
"The Identifiability Bias in Environmental Law"

Laurence Ashworth, Queen's University School of Business,
"Advertising Deception, Correction and the Defensive Consumers"

The Honourable Mr. Justice Marshall Rothstein, Supreme Court of Canada,
"Law and Economics in Legal Practice"

Law Foundation of Ontario Visitors

Iddo Porat, Ramat Gan Law School,
"Why All Attempts to Make Judicial Review Balancing Principled Fail?"

Lee Anne Fennell, University of Chicago,
"Homeownership 2.0"

The Honourable Mr. Justice David Doherty, Ontario Court of Appeal,
"What is a Miscarriage of Justice?"

Dean Heidi Hurd, University of Illinois,
"The Morality of Mercy"

Dean Ron McCallum, University of Sydney,
"Developments in Australian Legal Education: Lessons for Other Nations"

Lynda Haverstock, Former Lieutenant Governor of Saskatchewan,
"Legal Role of the Lieutenant Governor in Modern Canadian Society"

David Fontana, George Washington University,
"Secondary Constitutional Review: Lessons from the New British System of Constitutional Review"

Matthew Groves, Monash University,
"Judicial Review of Administrative Action in the High Court of Australia"

Bradley Wendel, Cornell University,
"Politics and Government Lawyers"

Michael Moore, University of Illinois,
"Causing, Aiding and the Superfluity of Accomplice Liability"

Patrick Glenn, McGill University,
"Globalization and National Legal Traditions"

Alan Brudner, University of Toronto,
"Subjective Fault for Crime: A Reinterpretation"

Sheryll Cashin, Georgetown Law Centre,
"Race, Class and the American Dream"

Laura Underkuffler, Duke University,
"Captured by Evil: The Idea of Corruption in Law"

Robert Hockett, Cornell University,
"The Impossibility of Paretian Prescription: Preferences, Principles and Imperatives in Law and Economics"

QUEEN'S LAW CONFERENCES BRING TOGETHER EXPERTS TO DISCUSS AND DEBATE

REUNION TO CELEBRATE OUR CRIMINAL LAWYERS

Four Points Sheraton, Kingston, Ontario, September 15, 2007

As part of Queen's Law's 50th anniversary celebrations, this event saluted alumni who have chosen careers in the criminal justice system. Following two lively discussion panels, alumni and faculty renewed their friendships at a cocktail reception and dinner.

For more information and pictures, see <http://law.queensu.ca/news/archives/juneToSeptember2007/criminalLawReunion.html>



Justice Tom Cromwell, Law '76, of the Nova Scotia Court of Appeal; Greg Fitch, Law '85, of the Ministry of the B.C. Attorney General; Heather Perkins-McVey, Law '86, defence counsel in Ottawa; and Professor Don Stuart

Bernard Clark



Gary McNeely, QC, Law '64, of McNeely & Kelly; Norman Boxall, Law '78, of Bayne Sellar Boxall; Justice David Salmers, Law '80, of the Superior Court of Justice (Durham Regional Municipality); and Donald Bayne, Law '69, of Bayne Sellar Boxall

Bernard Clark



Professor Allan Manson, moderator of the panel, "The Use and Misuse of Evidence"

Bernard Clark



Panellist Alan Gold, Law '70, of Alan D. Gold Professional Corporation

Bernard Clark

14TH ANNUAL BUSINESS LAW SYMPOSIUM

Four Points Sheraton, Kingston, Ontario, October 19, 2007

North American lawyers, academics and policy-makers debated topics concerning energy and the law, an area of growing importance for Canada and the world as a result of issues such as global warming, power generation and the Alberta oil sands. Sarah Powell, Law '91, of Davies Ward Phillips & Vineberg LLP was a panellist, and Jim Papamanolis, Law '06, of Ontario Power Generation was the moderator on the "Energy and the Environment" panel.

For more information and pictures, see <http://law.queensu.ca/news/archives/october2007/buslawsym07.html>



Professor Paul Paton (middle), Faculty Director and Convenor of the Symposium and student coordinators Kim Newton, Law '08, Michael Mclsaac, Law '09, James McDonald, Law '08, and David Kramer, Law '08, MBA '09

Taylor Studios



Professor Paul Paton with panel moderator Michael Smith, Law '90, of Patton Boggs LLP

Taylor Studios

**OPEN FEDERALISM AND THE SPENDING POWER:
A SYMPOSIUM ON CONSTITUTIONAL AND POLITICAL FEDERALISM**

Co-hosted by Queen's Law and the Institute of Intergovernmental Relations, Queen's University, January 25-26, 2008

Leading Canadian academics in constitutional law, public policy and political science joined government officials to discuss complex and emerging issues of Canadian federalism at this conference. In attendance were representatives from the federal and provincial governments, business and academia and students.

For more information and pictures, see <http://law.queensu.ca/news/archives/january2008/federalismSpursLivelyDebate.html>



Dean Bill Flanagan introduces keynote speaker and former dean of Queen's Law, Professor Emeritus John Whyte, Law '68

Randy deKleine-Stimpson



Conference co-organizer and panellist Professor Hoi Kong

Randy deKleine-Stimpson



Professor Stan Corbett, Law '95, and Professor Emeritus Gordon Bale, Law '62

Randy deKleine-Stimpson

**GLOBALIZATION AND THE IMPACT OF TAX ON INTERNATIONAL INVESTMENTS:
A SYMPOSIUM IN HONOUR OF THE LATE ALEX EASSON**

Queen's University, Kingston, Ontario, February 29, 2008

Tax lawyers and professors from Canada, the United States, Australia and Hong Kong discussed how tax, in light of recent globalization, affects international investments, in order to develop appropriate international tax laws and policies. Attendees agreed that the tax symposium was the best way to celebrate the life and career of the late Professor Emeritus Alex Easson, who was internationally renowned for his work on international taxation and foreign investment.

For more information and pictures, see <http://law.queensu.ca/news/taxSymposiumCelebratesAEasson.html>



Panellist Professor Kathleen Lahey

Alison Josselyn



Panellists Professor Kathy Lahey, Professor Jinyan Li, LL.M '87, of Osgoode Hall Law School, and Professor Richard Cullen of the University of Hong Kong

Alison Josselyn



Commentator Lori McMillan, Law '95, a tax professor at Washburn University

Alison Josselyn



Kim McGarrity, Law '08; commentator Brian Mustard of KPMG and Department of Finance Canada; panellist and international tax lawyer David Kerzner, Law '90; and Kevin Refah, Law '08

Randy deKleine-Stimpson



Symposium co-chair Associate Dean Arthur Cockfield and Dean Bill Flanagan (second and third from left) with partners of the symposium's sponsoring firm, KPMG: Brian Mustard, Mark Meredith and Gabe Hayos

Randy deKleine-Stimpson

FACULTY NEWS



Professor Paul B. Miller



Professor Darryl Robinson



Professor Stan Corbett, Law '95

Bernard Clark

NEW FACULTY WELCOMED

Two new talented faculty members joined *Queen's Law* in July 2008 as assistant professors.

Paul B. Miller arrived at *Queen's* after clerking for Justice Ian Binnie at the Supreme Court of Canada. He has a M.Phil. from Cambridge University and a J.D., M.A. and Ph.D. in Philosophy from the University of Toronto. With a fellowship from the Social Sciences and Humanities Research Council, Miller recently completed his doctoral thesis, "Essays Toward a Theory of Fiduciary Law." His thesis provides a philosophical explanation of, and justification for, fiduciary liability, a neglected topic in the philosophy of private law.

Miller's research interests include fiduciary law, trusts, corporate law, legal theory, and health law and bioethics. He has published several articles and two book chapters, and his work has been cited in prominent journals in law and medicine.

"I was drawn to *Queen's Law* for several reasons," said Miller. "At the top of my list: the opportunity to work with talented colleagues and vibrant students, and to gain membership in a law school community that is justly reputed as warm and welcoming, with confidence in its identity and direction."

Darryl Robinson brings a wealth of experience in international law to the

classroom. After clerking at the Supreme Court of Canada, he served as a legal officer at Foreign Affairs Canada from 1997 to 2004. His work in negotiating the Statute of the International Criminal Court and in developing Canada's new war crimes legislation earned him a Minister's Citation and a Minister's Award for Foreign Policy Excellence. From 2004 to 2006, he helped shape the early policies and strategies of the new International Criminal Court as an advisor to the court's chief prosecutor. Most recently, he was a fellow, adjunct professor and acting director of the International Human Rights Clinic at the University of Toronto Faculty of Law. He has published many book chapters and articles on topics in international criminal law.

A Gold Medallist and President's Scholar at the University of Western Ontario Faculty of Law, he went on to become a Hauser Scholar at New York University School of Law. At NYU, he also received the award for highest standing in the International Legal Studies LL.M. Program.

"I was drawn to the energetic and forward-looking faculty at *Queen's*, which is making exciting contributions both in theoretical work and in current policy discussions," Robinson said. "In addition, I am very enthusiastic about further strengthening the international offerings and opportunities for *Queen's* students."

NEW ASSOCIATE DEAN
(ACADEMIC) APPOINTED

Queen's Law is delighted to announce the appointment of **Professor Stan Corbett, Law '95**, as the Faculty's next Associate Dean (Academic). Corbett began his two-year appointment on July 1, 2008. *Queen's Law* also thanks the outgoing associate dean, Professor Arthur Cockfield, for his outstanding service during his term in the role.

NEW STAFF APPOINTMENTS

Leeann Beggs, a former practitioner and career services director at the University of Windsor Faculty of Law, joined *Queen's Law* as Co-Director of Career Services in July 2008.

Karen Gordon, who has held senior development positions with the United Way and two universities, joined *Queen's Law* as Associate Director, Development in August 2008.



Mayor Harvey Rosen, Law '75, presents certificates from the City of Kingston to professors emeriti Hugh Lawford (left photo) and Dan Soberman (right photo) at Kingston City Hall on August 15, 2007



Professor Emeritus Irene Bessette and Dean Bill Flanagan in the law library computer lab, where a plaque to commemorate her service was unveiled on October 20, 2007

Suzy Lamont

Bernard Clark

THREE PROFESSORS EMERITI HONOURED

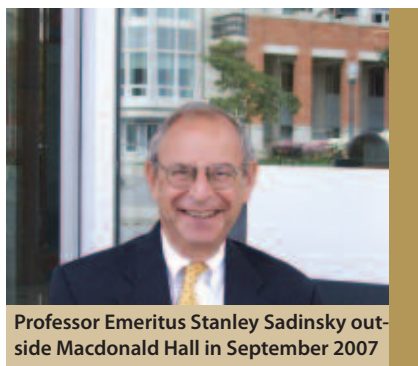
In 2007, three of the school's first faculty members received special recognition for their service.

At the Queen's Law at 50 event held at Kingston City Hall on August 15, 2007, host Mayor Harvey Rosen, Law '75, presented professors emeriti **Hugh Lawford** and **Dan Soberman** with certificates from the City of Kingston. The certificates recognized their

contributions, which have improved the quality of life in the Faculty of Law, Queen's University and the City of Kingston.

At Queen's Law's 50th anniversary Homecoming Gala Reception in the Lederman Law Library on October 20, 2007, a plaque was unveiled in honour of Professor Emeritus **Irene Bessette**, the first law librarian and female

teacher at Queen's Law. Bessette, a courageous survivor of terrible persecutions during World War II, became a renowned legal scholar in Europe, Africa and North America. Bessette, who joined Queen's Law in 1968, taught French and civil law during her distinguished 20-year career at Queen's.



Professor Emeritus Stanley Sadinsky outside Macdonald Hall in September 2007

Daniel Chodios

STANLEY SADINSKY APPOINTED CHAIR OF PANEL TO REVIEW HORSE RACING INDUSTRY

In July 2007, the Government of Ontario appointed Professor Emeritus Stanley "Sonny" Sadinsky, Q.C., Artsci '60, Law '63, chair of a panel to develop a new strategic plan for the province's horse-racing industry.

The three-member review panel was

put together by Ontario's Ministry of Government Services to look at horse racing – the second largest industry in rural Ontario – and to make recommendations for its future direction. "There have been some very important developments and changes within the industry over the past 10 years," Sadinsky said, "and I think the government wants to get a perspective on where the horse-racing industry sits in the broader entertainment-gambling environment."

The panel is tracing the development of horse racing over the past decade and identifying future challenges and opportunities by consulting with industry stakeholders, government officials and members of the public.

Sadinsky is honoured to be part of such an influential panel, which includes former Federal Cabinet Member Jane Stewart and the former Executive Director of the Ontario

Racing Commission and standardbred horse judge William McDonnell. "We will be creating a blueprint for the government to consider and follow which will take the industry forward in a very productive way," Sadinsky said.

Sadinsky, who has served on a number of tribunals, committees and review panels, including the Canadian Human Rights Tribunal and the Canadian Judicial Council, was a member of the Ontario Racing Commission, and in 1994 was named its Chair.

As a professor at Queen's Law, Sadinsky drew on his experience as Chair of the Racing Commission and the Ontario Lottery and Gaming Corporation to create and co-teach Canada's first Gaming Law course in 1998.

Sadinsky, who retired from Queen's Law in 2002 after a 31-year academic career, returned to teach Remedies in the 2007 fall term.

NEWEST GRADUATES CELEBRATED

This year's convocation ceremony, held at Grant Hall on June 6, 2008, was an historic occasion: for the first time, Queen's Law awarded the degree of Juris Doctor (J.D.) to graduates. Family, friends, faculty and staff were present to witness the momentous event.



The Class of 2008 in the procession to Grant Hall.



Dean Bill Flanagan and medallists Shannon Nelson (Medal in Law – Third Highest Standing), Vanessa Lam (Medal in Law), and Megan Williams (Medal in Law – Second Highest Standing). The medals, for the three graduates with the highest cumulative averages, were presented at the ceremony in Grant Hall.

Bernard Clark

Bernard Clark



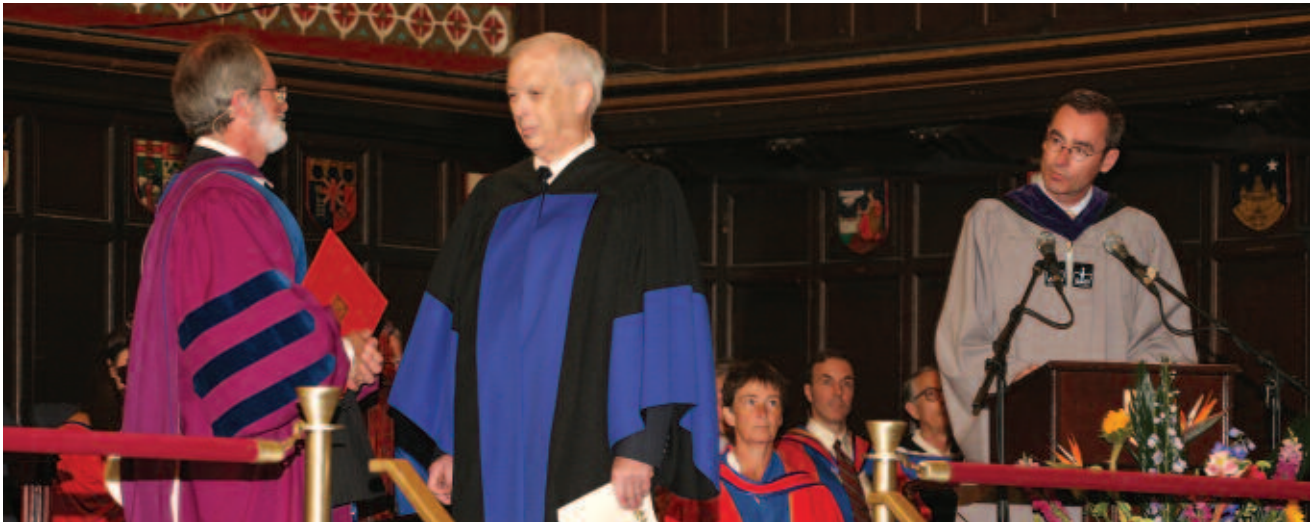
Dean Bill Flanagan and the recipients of the Dean's Scholar awards: Kyle Magee (Dean's Bronze Scholar), Shannon Nelson (Dean's Gold Scholar) and Christopher Slade (Dean's Silver Scholar). The awards for the three graduates who received the highest third-year averages were presented at the reception in Ban Righ Hall.

Bernard Clark



Dean Bill Flanagan and Dean's Key recipients Jeff Fung and Lauren Wihak. The awards for the two graduates who best embodied community, collegiality, professionalism, service and academic excellence were presented at the reception in Ban Righ Hall.

Bernard Clark



Dean Bill Flanagan introduces Professor Emeritus Daniel Soberman as he stands before Queen's Vice-Principal (Academic) Patrick Deane for the conferral of the honorary doctor of laws degree.

Bernard Clark

SCHOOL PIONEER AWARDED HONORARY DEGREE

Daniel Soberman says he's proud to finally have a degree from Queen's Law—more than 50 years after he joined the Faculty. The founding member of Queen's Law and professor emeritus received an honorary degree this year in recognition of his long and outstanding service to the school.

"As the last survivor of the three original members of the law faculty in 1957, I am happy to share this moment," he told an enthusiastic crowd at the spring convocation. A graduate of Dalhousie and Harvard, Soberman pointed out that he used to be the exception in his family, because his wife, Pat, and their three children (including Law '89 alumna Julia) are all graduates of Queen's. "Until today!" he added. "Now I'm happy to join you all—including my family—in becoming part of Queen's in a new way."

During the ceremony, **Dean Bill Flanagan** said he was proud to introduce Soberman as an important figure in the history of Queen's Law. "We are delighted and honoured to pay tribute to his service with our highest award," said Flanagan, as Soberman stood before Queen's Vice-Principal (Academic) Patrick Deane for the conferral of the degree.

An expert in constitutional and corporate law, the school's second dean is renowned as a pioneer in legal education. "With uncommon vision and wisdom, Soberman guided Queen's into the front ranks among progressive law faculties—embracing new technology and novel techniques in teaching and research," Flanagan said.

Soberman led a distinguished career at Queen's Law, beginning as a founding member 51 years ago. An outstanding scholar and teacher, he co-authored 11 editions of one of the most influential Canadian texts on law and business administration. He wrote about the constitutional evolution of Canada, and experts sought his opinions on constitutional change and constituency boundary for use in royal commissions and tribunals.

A respected analyst of the state of legal education in Canada, Soberman served as president of the Canadian Association of Law Teachers and the Social Sciences Research Council of Canada. He chaired boards of inquiry into human-rights issues and served as a special reporter on the relocation of the Inuit in the High Arctic. Soberman was a skilled arbitrator and mediator,

and he conducted important studies examining issues of academic freedom. He published reports on university promotion and tenure which influenced the far-sighted and humane policies at many Canadian universities today. Faculty and former students view Soberman as an extraordinary colleague and mentor.

At the convocation, Soberman spoke of his good fortune to work with his co-founders: the late Dr. J.A. Corry and the late Professor **Stuart Ryan**, as well as the late Professor **Bill Lederman**, who joined Queen's in 1958 to become the first dean of law. "Those early years were truly remarkable, because, along with other early members of the faculty, we all became good friends and concentrated on building a law school of the highest quality."

Flanagan was moved by Soberman's address. "As we look back, I know that we continue to value our long-standing strengths—a wonderful sense of community and a rich academic and research environment in which our students and faculty thrive."



Professors Art Cockfield, Nick Bala, Mark Walters, Tsvi Kahana and Sharryn Aiken

Bernard Clark

2008: A RECORD YEAR FOR RESEARCH FUNDING FOR QUEEN'S LAW

Queen's Law faculty members received a record amount of grant funding from the Social Sciences and Humanities Research Council (SSHRC) in 2008 to conduct legal research projects. In addition to the interdisciplinary and multidisciplinary group projects with which Professors Aiken, Bala and Cockfield are involved (described on pages 7 to 15), the following projects received SSHRC funding this year.

Associate Dean (Graduate Studies and Research) **Mark Walters, Law '89**, was awarded \$110,750 as the sole researcher for the project "The Jurisprudence of Reconciliation: Towards an 'Intersocietal' Conception of the Rule of Law in Canada." In this project, Walters seeks to determine whether a theory of the rule of law synthesizing both indigenous and non-indigenous traditions can be articulated in Canada.

Weaving together two distinct lines of inquiry, he will evaluate the legal theories that underlie the frequent Supreme Court of Canada assertion that the rule of law is a "fundamental postulate of our constitutional structure," and investigate evolving approaches to legality within Canadian Aboriginal communities that underlie statements such as that made by one Aboriginal chief that "ours is a nation of law."

"There is confusion about what this most basic tenet of the Canadian constitutional order means when it comes to resolving outstanding Aboriginal claims," Walters said. "This confusion has implications at the barricades that divide opposing communities, but it also reaches into constitutional interpretation and affects how judges think about the

place of indigenous peoples and traditions within the Canadian constitutional structure."

With his funding, Walters plans to hire graduate students to conduct empirical research in several First Nations communities; he will use the research to assess how Aboriginal attitudes toward the rule of law have evolved over time and whether uniquely indigenous legal perspectives have helped to shape those attitudes.

Professor **Tsvi Kahana**, a co-applicant with Professor Sara Slinn of Osgoode Hall Law School, received a \$57,977 grant for the project "Employer Speech: Effects and Limits of Employer Anti-Union Campaigns During Union Organizing." The project addresses employees' rights to choose whether to have collective representation by a union and the constitutional right of employers to freedom of expression. Focussing on employer speech during the unionization process, when many employers try to discourage their employees from joining a union, the project will shed light on the conflict that often arises between employers and workers with respect to their rights and interests.

"We will examine this conflict empirically, theoretically and doctrinally," Kahana said, "and we will explore and suggest new perspectives which would be useful for labour tribunals, judges and other law and policy-makers."

In addition to the grant for his team's work with respect to child witnesses in criminal courts (see page 10), Professor **Nicholas Bala** is also a co-applicant in an interdisciplinary research project awarded \$135,000 to study high-conflict divorces. With faculty members from two other Ontario universities specializing in social work, psychology and nursing, Bala will develop screening tools to improve the legal system's ability to deal with high-conflict separations, and will explore issues such as the effects of domestic violence on custody decisions.

"A central part of this project is trying to understand better the dynamics of high-conflict separations, better differentiate between kinds of high-conflict separations including the level of conflict and the potential for future violence, and understand how these cases are handled by the court system," Bala said.

The team will use the grant funds to conduct primary research and co-author articles and books.

Professor **Art Cockfield, Law '93**, received \$77,750 in funding for his sole interdisciplinary project, "Protecting Taxpayer Privacy under Enhanced Cross-border Tax Information Exchanges: A Law and Technology Perspective."

"I have three different research strands – tax law, privacy law and cross-border transfers of information, and law and technology theory," Cockfield said. "For the first time, I'm trying to bring them together in this project."

Through an analysis of existing and proposed Canadian laws and policies involving the sharing of tax information across borders, Cockfield aims to determine whether reform efforts are required in order to promote optimal economic, social and political outcomes. By using the grant funding to conduct the first comprehensive and critical examination of cross-border tax sharing, he hopes to advance international tax law knowledge. He hopes that his work will result in recommended changes to some Canadian tax laws and policies, as well as changes at the international level.

FACULTY PROFILES



Professor **George Alexandrowicz** teaches courses in international law, international law of the sea, wills and trusts and land transactions. Alexandrowicz is also involved in the moot program at Queen's. This year, he supervised and coached students in the Niagara and Fasken competitive international law moots.



Professor **Bitu Amani** travelled extensively this year to attend conferences related to her research in intellectual property, biotechnology, genetics and health regulation, international and domestic governance, regulatory diversity and public policy, and legal theory and feminism. She presented papers at the 2nd International Medical Ethics Congress in Tehran, Iran, and as a visiting scholar at the Centre for International Governance at the School of Law at Leeds University and the Oxford Intellectual Property Research Centre. Professor Amani also spent five weeks as a visiting research fellow at the

Brocher Foundation in Geneva, culminating in an interdisciplinary workshop she organized on Regulating Biopatenting: A case for Contrast or Convergence.

Professor Amani spent five weeks as a visiting research fellow at the Brocher Foundation in Geneva, culminating in an interdisciplinary workshop she organized on Regulating Biopatenting: A case for Contrast or Convergence.

She co-authored the chapter, "Patents on Genes: Identifying Issues and Response," with Lisa Austin in *Reading*

the Future?: Legal and Ethical Challenges of New Predictive Genetic Testing and published the article, "Patents, the Charter, and a Healthy Dose of Rights in Wrongs: The Poison Is the Elixir for Life, Liberty, and Security of the Person," in the *University of New Brunswick Law Journal*. Her book, *State Agency and the Patenting of Life in International Law: Merchants and Missionaries in a Global Society*, will be published this year by Ashgate Publishing in its Globalization and Law Series.



Along with Associate Dean Corbett, Professor **Martha Bailey** is actively involved with the ISC program. She is developing a new Comparative Law module, which will be launched at the ISC in spring 2009.

Professor Bailey attended the British Institute of International and Comparative Law in London during the summer of 2008 as a Visiting Fellow. She continues her research in the areas of family law, private international law and comparative law, and her teaching subjects include family law, conflict of law, comparative law and contracts.

Professor Martha Bailey attended the British Institute of International and Comparative Law in London during the summer of 2008 as a Visiting Fellow.



Professor **Beverley Baines** contributed "Long-term Care Homes Legislation: Lessons from Ontario" to the 10th volume of the

Canadian Women's Health Network pub-

lication in 2007. She teaches public law, constitutional law, law and public policy, and equality rights and the Charter. Professor Baines' research subjects include women's equality rights, polygamy, sharia family law arbitrations and Section 28 of the *Canadian Charter of Rights and Freedoms*. In addition to her appointment in the Faculty of Law, Professor Baines is currently serving as the Head of the Women's Studies department.

Professor Beverley Baines contributed "Long-term Care Homes Legislation: Lessons from Ontario" to the 10th volume of the Canadian Women's Health Network publication in 2007.



Kevin Banks joined the faculty in October 2007. His research interests include linkages between international labour law and

international trade law, the effectiveness of international governance, and the implications of Canada's international obligations for domestic labour and employment law. In November 2007, Professor Banks gave the keynote address at Global Strategies: Improving the Labour Conditions of the Working Poor, a conference hosted by the McGill University Institute for Health and Social Policy. He teaches labour and employment law, international labour law and property law.



Professor **Stan Corbett** began his term as Associate Dean (Academic) in July 2008. His current research examines the use of international

human rights instruments in the

Canadian legal system. He teaches constitutional law, human rights, public law, administrative law and international law. Associate Dean Corbett also teaches public international law at the Queen's International Study Centre in England as part of the Faculty of Law's ISC International Law Spring Program.

Professor Stan Corbett began his term as Associate Dean (Academic) in July 2008.



Professor **Lisa Dufraimont's** paper, "Evidence Law and the Jury: A Reassessment", will be published in 2008 in the *McGill Law Journal*.

The paper elaborates on ideas initially developed in Dufraimont's doctoral dissertation, which analyzed the theoretical underpinnings of evidence law. She presented her paper, "The Common Law Confession Rule in the Charter Era: Current Law and Future Directions," to The National Conference on Charter and Criminal Justice in Canada in September 2007, and has made several other presentations to professional audiences over the last year. Her teaching and research interests focus on criminal law and evidence.



Professor **David Freedman** continues to conduct research into the emerging area of elder law, and he is working on a project on the law of dependants' relief. His article, "The Presumption of Advancement Retreats, Rebuttal Evidence Expands, and Estate Litigation Lawyers Rejoice," was published in *Estates, Trusts and Pensions Journal* in December 2007.

In addition to his research, Professor Freedman teaches trusts, wills and estates, elder law and criminal law.



Lynne Hanson's teaching subjects include torts, contracts, mental health law, health law, gender, and equality. Her research interests

include mental health funding issues and capacity and addictions.



Professor **Tsvi Kahana** counts constitutional law, law and politics, constitutional theory and comparative constitutionalism

among his research interests. In addition to his SSHRC-funded work with Professor Sara Slinn of Osgoode Hall Law School on the project, "Employer Speech: Effects and Limits of Employer Anti-Union Campaigns During Union Organizing", Professor Kahana is co-organizing a conference on "Feminist Constitutionalism" with

Professor Kahana is co-organizing a conference on "Feminist Constitutionalism" with Professor Bev Baines and Professor Daphne Barak-Erez of Tel Aviv University, scheduled for early 2009.

Professor Bev Baines and Professor Daphne Barak Erez of Tel Aviv University, scheduled for early 2009. Professor Kahana teaches public law, constitutional law, legislatures and legislation, and social and economic rights.



Professor **Larissa Katz's** article, "Exclusion and Exclusivity in Property Law," was published in Spring 2008 in the *University of*

Toronto Law Journal. Her article, "Bertha Wilson's Property Jurisprudence," is forthcoming in Kim Brooks,

ed., *Looking Forward: The Contributions of Bertha Wilson* (UBC Press 2008). Professor Katz presented "Governing Through Owners," explaining the concept and the function of formalized property rights, at the Interdisciplinary Centre, Herzliya, Israel in May 2008

Professor Larissa Katz's article, "Exclusion and Exclusivity in Property Law," was published in Spring 2008 in the University of Toronto Law Journal.

and at a property theory workshop at NYU in July 2008, which she also co-organized. Professor Katz is presenting her paper, "De Soto for a Market Economy," as part of a special panel at the American Association of Law Schools annual meeting in San Diego this winter (to be published in a book from Ashgate Publishing, January 2009). Professor Katz teaches property law and theory. In the fall of 2008, she will be a visiting research fellow at the John Fleming Centre for the Advancement of Legal Research at the Australian National University.



Professor **Rosemary King** continues to serve as Director of Education Equity at the Faculty of Law. She teaches courses in health

law, contracts, animal law, advanced torts and torts. Professor King is the Academic Administrator and Committee Chair for the Moot Court Program.



Torts, insurance and civil procedure Professor **Erik S. Knutsen** made an impression on his students this past year, winning the

Law Students' Society Teaching Award for winter 2007. In May 2008, he was awarded a grant from the Foundation for Legal Research for his project, "Clarifying Causation in Canada."

His article, "Causation in Medical Malpractice at the Court of Appeal of Ontario," will be published in the *Ontario Trial Lawyers' Association Medical Malpractice News*, and "Courts wrestle with complexities of losses with concurrent causation" was published in the *Lawyers Weekly* in March 2008.



Professor **Hoi Kong**, who joined the Faculty in 2006, is cross-appointed with the Queen's School of Urban and Regional Planning.

Professor Kong's research and teaching subjects include local government law, constitutional law and comparative constitutional law. Professor Kong was involved in two conferences in January. He co-

Professor Kong co-organized and presented at the McGill-Queen's Junior Scholars' Conference in Montreal and the Open Federalism and Spending Power Conference at Queen's.

organized and presented at the McGill-Queen's Junior Scholars' Conference in Montreal and the Open Federalism and Spending Power Conference at Queen's. His article, "The Forms and Limits of Federalism Doctrine," is forthcoming in *Review of Constitutional Studies*. Another article, "The Spending Power and Constitutional Decision Rules," will be published by the *Queen's Law Journal*.



Professor **Kathy Lahey's** research focuses on civil and human rights; fiscal justice; discrimination on the basis of gender, sexual-

ity, race, ability; Aboriginal identities; and reproduction. She regularly comments and presents on these topics. She recently delivered "The Gender

Budget: Gender-based Analysis of Revenues and Expenditures" to the Standing Committee on the Status of Women, House of Commons. She also contributed "Tax Policy and the 'Traditional Family' Model" to the National Association of Woman and the Law's conference, *Mothering in Law: Defending Woman's Rights* in 2007. She teaches courses in taxation, tax policy, property, and law and sexuality.



Professor **Charlene Mandell** continues her work with the Faculty's Clinical Correctional Law program. Her research subjects

include inmate discipline, conditional release and detention. She is a member of Legal Aid Ontario's Prison Law Advisory Committee. This past year, Professor Mandell produced the in-house publication, "Clinical Correctional Law: Cases and Materials" with Kathryn Ferreira.



Professor **Allan Manson** travelled to the Bar-Ilan Sentencing Symposium in Israel this past February to present his

paper, "Migration and Aggravation: Theory, Mercy and the Role of Legitimate Sympathy." He also presented

Professor Allan Manson travelled to the Bar-Ilan Sentencing Symposium in Israel this past February to present his paper, "Migration and Aggravation: Theory, Mercy and the Role of Legitimate Sympathy."

this paper at the Worcester College Sentencing Seminar at Oxford University. Additionally, the second edition of Professor Manson's

book, *Sentencing and Penal Policy in Canada*, will be published by Emond Montgomery in August 2008.



A recipient of the Canadian Association of Law Libraries Research Award in 2008, Head Law Librarian **Nancy McCormack** pub-

lished articles in *Canadian Legal Education Annual Review*, *Feliciter*, the *Manitoba Bar Association's Headnotes and Footnotes*, and *Canadian Law Library Review*, *Academic Matters*. She was a speaker at the Canadian Association of Law Libraries Conference in Saskatoon in May, and served as Features Editor for the *Canadian Law Library Review* and as the Contributing Editor for *Access OLA*, a publication of the Ontario Library Association.



Recipient of the 2008 Borden Ladner Gervais LLP Research Fellowship, Professor **Cherie Metcalf** conducts research in the

areas of law and economics, public and constitutional law, indigenous rights, and environment and resources. Her paper, "Compensation as Discipline in the Justified Limitation of Aboriginal Rights," was published in the *Queen's Law Journal*. She presented "Corporate Social Responsibility as Global Public

Law: Third Party Rankings as Regulation by Information"

Professor Cherie Metcalf was the recipient of the 2008 Borden Ladner Gervais LLP Research Fellowship.

at the University of Toronto, Law and Economics Workshop in November 2007, and made a presentation at the Junior Scholars' Conference at McGill University in January 2008 on "The (Ir)relevance of Constitutional Protection for Property Rights: Compensation for Takings in Canada and the U.S."



This year, the *Queen's Law Journal* featured the article, "A Real and Substantial Mess: The Law of Jurisdiction in Canada," by

Professor **Tanya Monestier**, who joined *Queen's Law* in 2006. In addition to her research into the areas of conflict of laws, class action and civil procedure, Professor Monestier teaches commercial law, conflict of laws and civil procedure.



Professor **Bruce Pardy's** presentation, "Climate Change Charades: False Environmental Pretences of Statist Energy

Governance," was part of the 14th Annual *Queen's Business Law Symposium* held in October 2007.

He spoke at many other conferences in 2007, including *The Future of Freedom: Law and Liberty in*

Canadian Jurisprudence, the first annual conference of the Canadian Constitution Foundation held in Toronto in October, 2007. His article on environmental libertarianism was published in the journal *Environments*, and he also contributed articles to *Policy Dialogue*, published by the Saskatchewan Institute of Public Policy, *The Globe and Mail* and *The Lawyers Weekly*, and he was featured on CBC's "The Current" for his views on climate change policy. His work as a member of the Ontario Environmental Review Tribunal included several significant decisions under the *Environmental Bill of Rights*.

Professor Pardy's work as a member of the Ontario Environmental Review Tribunal included several significant decisions under the Environmental Bill of Rights.



Health law and torts Professor **Patricia Peppin's** research focuses on the pharmaceutical industry and women's health issues.

She wrote the chapter, "Informed Consent" in the third edition of the book *Canadian*

Health Law and Policy, edited by Jocelyn Downie, Timothy Caulfield and Colleen Flood. She has co-authored, with Professor Roxanne Mykitiuk, a paper entitled, "Gender Equity in Clinical Trials in Canada: Aspiration or Achievement?," to be published in the fall in the *International Journal of Feminist Approaches to Bioethics*. Professor Peppin also contributed the chapter, "Litigating Antidepressants: Challenging Constructs of Health in Pharmaceutical Promotion," to the forthcoming book, *Brave New Worlds of Health*.

edited by Belinda Bennett, Terry Carnet and Isabel Karpin. She has written a revised version of the chapter, "Vaccines and Emerging Challenges for Public Health Law", for the forthcoming second edition of the book, *Public Health Law and Policy in Canada*, edited by Tracey Bailey, Timothy Caulfield and Nola Ries.



Professor **Michael Pratt** contributed "Damages for Breach of Contracts with Alternative Performances" to the

forthcoming book *Remedies: Praxis and Pedagogy*, edited by J. Berryman. The *Florida State Law Review* selected his

paper, "Contract: Not Promise," for its *Distinguished Scholars* issue. Professor Pratt was one of only two authors chosen to contribute to this annual special edition. Professor Pratt is commissioned to write two chapters for the eighth edition of the leading Canadian contract law casebook, *Contracts: Cases & Commentaries*, edited by David Percy and Stephanie Ben-Ishai. He will also write "Voluntary Obligations" for the forthcoming *Promises and Agreements*, published by Oxford University Press. Professor Pratt has been commissioned by Professors Joseph Raz (NYU and Oxford) and Liam Murphy (NYU) to contribute articles to the *Stanford Encyclopedia of Philosophy*. In addition to his research and writing, Professor Pratt teaches contracts, remedies and contract law theory.



Professor **Don Stuart** continues to teach and conduct research in the area of criminal justice. In April 2008 he appeared before

the Supreme Court of Canada as intervenor for the Canadian Civil Liberties Association in the appeal of *R. v. Grant*.

He spoke at the Vancouver Crown Attorneys' Conference in May 2007 about Ontario Court of Appeal Justice Michael Moldaver's comments that frivolous *Charter* motions are clogging criminal courts. In

In July 2008 Professor Don Stuart presented a paper on criminal codification, "A Case for a General Part Lessons from Canada", to a plenary session at the International Society for the Reform of Criminal Law's conference, Codifying Criminal Law: Modern Initiatives, held at Dublin Castle in Ireland.

July 2008 he presented a paper on criminal codification, "A Case for a General Part Lessons from Canada,"

to a plenary session at the International Society for the Reform of Criminal Law's conference, *Codifying Criminal Law: Modern Initiatives*, held at Dublin Castle in Ireland. He and his co-authors recently completed new editions of leading casebooks: Delisle, Stuart and Tanovich's *Evidence: Principles and Problems (8th ed.)*, published in August 2007, and Delisle, Stuart and Quigley's *Learning Canadian Criminal Procedure (9th ed.)*, published in July 2008. Professor Stuart continues his work as editor of the *Criminal Reports and the National Judicial Institute's Criminal Essentials Newsletter*.



Professor **Malcolm Thorburn's** article, "Justifications, Powers and Authority," was published in April 2008 in the *Yale Law Journal*.

Professor Thorburn presented earlier versions of the paper at law and legal philosophy conferences in Vancouver, Toronto and Krakow, Poland. He presented a

Professor Malcolm Thorburn's article, "Justifications, Powers and Authority," was published in April 2008 in the Yale Law Journal.

related article, "The Constitution of Criminal Law," explaining how the fiduciary concept of authority constrains the state's power in times of emergency, at a conference at Hebrew University in Jerusalem and at Oxford University in spring 2008. The paper is forthcoming in *Criminal Law and Philosophy*. Professor Thorburn has an article on policing forthcoming in the *University of Toronto Law Journal* and a chapter on criminal law defences forthcoming in *Philosophical Foundations of Criminal Law*, a new book from Oxford University Press. Professor Thorburn teaches criminal law, jurisprudence and a seminar in criminal law theory. In the fall of 2008,

he will be a visiting research fellow at the John Fleming Centre for the Advancement of Legal Research at the Australian National University.



In addition to teaching and research, Professor **Mark Walters** was appointed Associate Dean (Graduate Studies and Research) in

January 2008. Professor Walters, who teaches administrative law, European Union law, jurisprudence and aboriginal law, was awarded a Standard Research Grant by the Social Science and Humanities Research Council for research on liberal and indigenous approaches

Professor Mark Walter's article, "Legal Humanism and Law-as-Integrity," was published in the Cambridge Law Journal.

to the rule of law. His article, "Legal Humanism and Law-as-Integrity," was published in the *Cambridge Law Journal*. He contributed "The Jurisprudence of Reconciliation: Aboriginal Rights in Canada" to *The Politics of Reconciliation in Multicultural Societies*, edited by Will Kymlicka and Bashir Bashir, published by Oxford University Press. He also wrote "Written Constitutions and Unwritten Constitutionalism," which was published in *Expounding the Constitution: Essays in Constitutional Theory*, by Cambridge University Press, and "Histories of Colonialism, Legality and Aboriginality," published in the *University of Toronto Law Journal*.



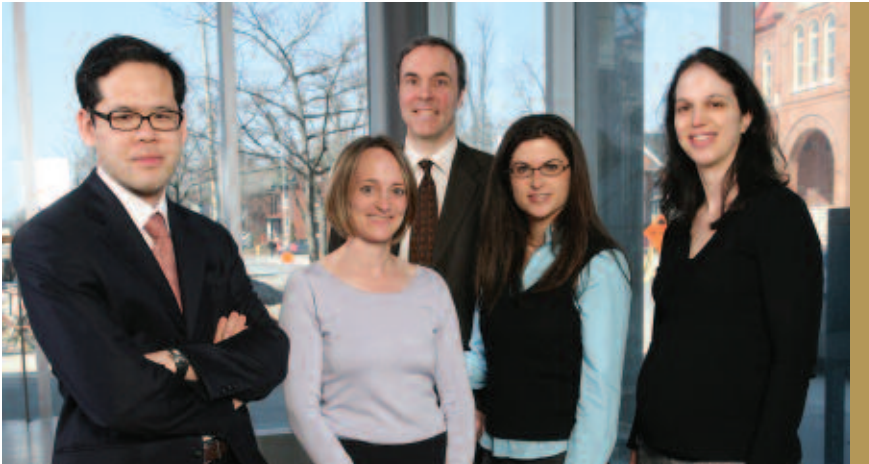
Professor **Mark Weisberg's** research interests include learning and teaching, ethics and professionalism and writing. He teaches

courses in legal imagination, legal ethics, images of doctors and lawyers, law and philosophy, and teaching and learning in higher education. Professor Weisberg's article, "Experiments in Listening," co-written with Jean Koh Peters, was published in the *Journal of Legal Education*. He also contributed his article, "Silence in the Classroom," to the forthcoming book, *Silences*.



To find out more about Queen's Law faculty members, see the faculty web pages at

<http://law.queensu.ca/facultyAndStaff/facultyAndStaffDirectory.html>



Professors Hoi Kong, Cherie Metcalf, Kevin Banks, Tanya Monestier and Lisa Dufraimont attended the 2008 Young Scholars Conference.

Bernard Clark



Paul Paton

Bernard Clark

PROFESSOR PAUL PATON DEPARTS

Professor Paul Paton has left Queen's to become an Associate Professor at McGeorge School of Law, University of the Pacific in Sacramento, California.

Paton will become the Director of its Ethics Across the Professions initiative, and he looks forward to contributing to McGeorge's work as a centre of global legal learning through both its Institute of Global Business and its Centre for Government Law and Policy.

JUNIOR SCHOLARS' CONFERENCE BUILDS LEGAL COMMUNITY OF THE FUTURE

From January 18 to 20, 2008, the newest generation of law professors met at McGill University to present their research on a variety of topics at the 2nd annual Junior Scholars' Conference. Co-sponsored by Queen's Law and co-founded by Professor Hoi Kong, the conference attracted 35 participants from nearly every law school in Canada.

"We wanted to draw together assistant professors, to give them a chance to talk to one another," Kong said. "It's a good chance for us to start building a community that's going to be around for the next 20 or 30 years."

In 2008-09, Queen's Law will host the event, which will be co-organized by Professors Larissa Katz and Cherie Metcalf.

2008 MOOTING TEAM ACCOMPLISHMENTS



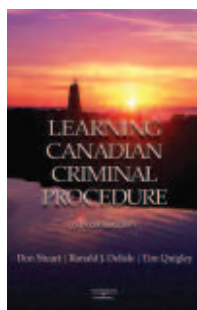
Queen's Law's 2008 team for Mathews, Dinsdale & Clark Labour Arbitration Moot: faculty coach Professor Kevin Banks, oralists J.B. Peikes, Law '09, and Jonathan Keslassy, Law '09 and researcher Daniel Chodos, Law '08

The Queen's Law team placed second at the Mathews Dinsdale & Clark Labour Arbitration Moot in Toronto.



Queen's Law's 2009 Niagara Moot team: Ryan Kennedy, Law '09, Amaan Gangji, Law '09, Professor George Alexandrowicz, Warren Ng, Law '09, Meaghan Thomas, Law '09, and researcher Laura Fetter, Law '08 (sitting)

Queen's Law's Niagara Moot team won the award for the best Applicant Argument.

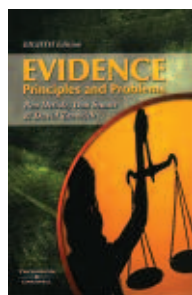


Learning Canadian Criminal Procedure (9th edition)

Don Stuart, Ron Delisle & Tim Quigley

(Thomson Carswell, 2008)*

In the 9th edition of this leading casebook, Professors Stuart, Delisle and Quigley examine the tension between the rights of accused and the interests of the State in its law enforcement pursuits. This edition focuses on the post-*Charter* era, with sections on jurisdiction, investigation, pre-trial procedure, trial process and appellate review. The book has been updated to include recent Supreme Court rulings on issues such as creating a public safety roadblock stop power from *Clayton and Farmer*; the *Turcotte* and *Singh* decisions that examine the right to silence; and abandoning the *Shepard* test in extradition cases to allow for weighing. The book details the recent divided rulings from the Supreme Court on the constitutionality of police use of dog sniffers at bus stations and schools. The authors also discuss controversial lower court rulings on stop powers and tertiary bail and recent Ontario Court of Appeal rulings on the exclusion of evidence. In a new section, the authors examine recent decisions finding wrongful convictions and explore Commission investigations that indicate systemic causes.



Evidence: Principles and Problems (8th edition)

Ron Delisle, Don Stuart & David M. Tanovich

(Thomson Carswell, 2007)*

Professors Stuart, Delisle and Tanovich have updated their leading casebook on evidence law to include extracts from 40 new cases, including civil matters. The casebook continues to combine excerpts from leading cases with commentary and problem scenarios to enhance students' learning. In the new edition of this comprehensive resource, the authors include key Supreme Court rulings, including those related to judicial notice, evidence following hypnosis and the principled approach to hearsay. The authors also include recent rulings on the common law right to silence, revising the test for extradition and the exclusion of hypnosis-induced evidence. Discussion of important provincial court decisions on racial profiling, eye-witness identification and *Vetrovec* warnings for unsavoury witness are other notable features. Finally, the authors undertake a detailed examination of Parliament's new scheme addressing competence and issues related to young witnesses.

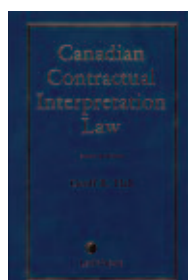


Business Organizations: Principles, Policies and Practices

Robert Yalden, Janis Sarra, Paul D. Paton, Mark Gillen, Ronald Davis, and Mary Condon

(Emond Montgomery Publications, 2008)

This text, co-edited by Professor Paul D. Paton, uses a comprehensive and up-to-date approach to legal development and scholarship on the subject of business organization in Canada. The authors examine corporate and securities law using a cross-Canada perspective and have included chapters on business trusts and insolvency. The casebook discusses recent developments in corporate law using various critical and scholarly perspectives to help students understand the role of corporations in the economy and society. The laws governing corporate form, partnerships and business trusts are meticulously detailed. The editors take a problem-based approach to learning, and consider the relationship between business law and practice along with post-Enron trends in corporate governance.



Canadian Contractual Interpretation Law

Geoff R. Hall

(LexisNexis, 2007)

This book, written by Queen's sessional instructor Geoff R. Hall, who practises commercial litigation at McCarthy Tétrault LLP in Toronto, fills a significant gap in Canadian legal literature. It is the first book focused solely on contractual interpretation in Canada, addressing a topic which is a major source of litigation but has, surprisingly, not received much attention to date from Canadian legal writers. The book describes the process by which courts give meaning to written contracts in Canadian common law provinces. It addresses such matters as the proper scope of the factual matrix of a contract, the relationship between the parol evidence rule and extrinsic evidence, the prohibition on evidence of a party's subjective intentions in entering into a contract, and why some types of contracts are interpreted differently from ordinary commercial agreements. Finally, the book addresses the controversial duty of good faith in contractual performance and addresses confusion the doctrine has created in the case law. Three Queen's students served as Hall's research assistants for the book: Jonathan Goode, Law '05, Lily Ng, Law '06, and Paulina Tam, Law '06.



Technology, Privacy and Justice

Lisa Austin, Arthur Cockfield & Patrick Molinari

(Canadian Institute for the Administration of Justice, 2007)

Professor Arthur Cockfield and co-editors Lisa Austin and Patrick Molinari have edited the papers presented at the 2005 Canadian Institute for the Administration of Justice conference and compiled them in this comprehensive volume. The first section, dealing with the relationship between civil litigation and issues of technology, privacy and security, includes an article about information technology and globalization by the Honourable R. Roy McMurtry. The second section, which explores government investigations of criminal and terrorist organizations, includes an article by Professor Cockfield. The third section includes papers that examine government information collection practices. Professor Cockfield and Lisa Austin provide an overview of technological challenges to privacy and security in the book's introduction.



Dear friends and fellow alumni of Queen's Law,

As a member of the Dean's Council since 2006, I have had the pleasure of working with the Dean, members of the law school community, and many of you in building support for our law school.

In this year's edition of *Queen's Law Reports*, we gratefully acknowledge the generosity of our alumni and friends who have supported Queen's Law through a gift

or a pledge over the last two fiscal years. Your gifts are helping us to complete renovations to the Law Library, enhance our clinical programs, build support for our Alberta Scholar Award program and fund a wide range of student enrichment activities and internships.

Among our most successful initiatives over the past year is the new **David Mullan Entrance Scholarship**. I am pleased to report that we now have pledges of more than \$1.1 million in support of this new endowed scholarship. This fund will provide an annual renewable scholarship to two or three exceptionally talented "Mullan Scholars" in each entering class. The campaign, which began last year during the Queen's Law at 50 celebrations, received many more gifts at much higher levels than any previous fundraising campaign in the history of the law school.

Queen's Law has long distinguished itself as a unique learning community with a strong tradition of faculty, staff and student engagement. However, the Canadian law school environment is dynamic and competitive, and maintaining the law school's position as one of the finest in the country requires the efforts of the entire Queen's Law community. I hope that you will consider your own reasons to give back to the law school this year, again or for the first time. Your philanthropic support will make a difference.

On behalf of the students, faculty and other members of the Queen's Law community, thank you for your generosity and support.

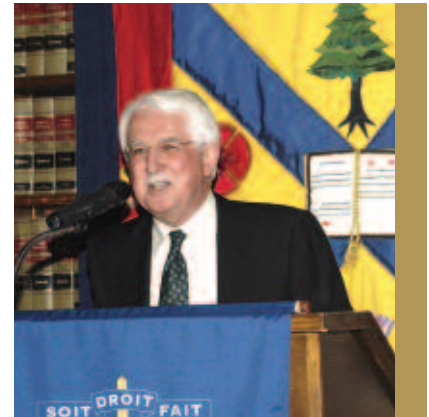
Sincerely,

David Allgood, Law '74
Executive VP & General Counsel
Royal Bank of Canada
Chair, Dean's Council

**NEW DAVID MULLAN
ENTRANCE SCHOLARSHIP**

More than 250 alumni, faculty, staff and students attended a reception at the Four Seasons Centre for the Performing Arts in Toronto on April 28, 2008, to celebrate the launch of the law school's newest scholarship. Pledges of more than \$1.1 million have been made to date to support the David Mullan Entrance Scholarship. "This campaign represents unprecedented fundraising success at Queen's Law," Dean Bill Flanagan said. "This renewable scholarship will ensure that Queen's Law continues to attract and retain the best students."

**Honouring Professor Emeritus
David Mullan**



Professor Emeritus David Mullan, LL.M. '73, at the donor recognition dinner

Teddy Melvin

The scholarship is named in honour of Professor Emeritus David Mullan, LL.M. '73, one of Canada's foremost scholars in administrative law. To members of the Queen's Law community, he is also a much-loved colleague, teacher and friend.

Professor Mullan, who joined Queen's Law in 1971, has led a distinguished academic career for more than three decades. He has received an award for academic excellence from the Canadian Association of Law Teachers, Queen's University's top awards for excellence in teaching and in research and an honorary LL.D. from the Law Society of Upper Canada. For six years, he held the Osler, Hoskin & Har-

Every gift makes a difference to the future of Queen's Law.
For more information about initiatives at the law school that need your support, please contact:

Dianne Butler, Alumni Relations Coordinator
Faculty of Law, Mackintosh-Corry Building, Rm. C517
Queen's University, Kingston, Ontario K7L 3N6
TEL: 613-533-6000 ext. 78471, FAX: 613-533-6509
EMAIL: butlerd@queensu.ca

court Professorship in Constitutional and Administrative Law. Professor Mullan's extensive work on administrative law is often cited by the courts, including the Supreme Court of Canada.

In 2006, Professor Mullan was awarded the Society of Ontario Adjudicators and Regulators' Medal for outstanding contributions to the administrative justice community. He was also honoured with the publication of a *festschrift*, a collection of essays addressing issues in administrative law, written by professors and judges in Canada and abroad. In 2008, Professor Mullan will receive an honorary LL.D. from Victoria

University of Wellington in New Zealand, from which he graduated with an LL.B. and an LL.M. before undertaking further graduate studies at Queen's in 1970.

"Intelligence, humility, passion, dedication to standards of excellence, uncompromising integrity – these are the powerful qualities that are David Mullan," said Justice Marshall Rothstein of the Supreme Court of Canada, who was a guest speaker at the event. "Those of us who have benefited from David's contributions are indeed fortunate; those of us who know David personally are that much more enriched."

FIRST MULLAN SCHOLARS NAMED

Awarded annually to two or more students of outstanding calibre entering Queen's Law, the \$5,000 scholarship may be renewed for each recipient's second and third years of studies.

The inaugural "Mullan Scholars," Krystin Kempton and Jeremy Fox, were introduced at the launch of the scholarship. A native of Thunder Bay, Krystin received a B.A. in political science and an Honours B.A. in psychology from Lakehead University in 2008. Jeremy, from Toronto, graduated with distinction from the University of Western Ontario in 2007 with an Honours B.A. in business administration.



(standing l-r) Gerald Sadvari, Law '76, Nicola Krishna, Artsci '04, Vern Krishna, Linda Krishna, Patricia Jackson, Arts '72, (sitting) Liz Mullan, Arts '72, The Hon. Justice Marshall Rothstein, David Mullan, LL.M. '73, The Hon. Chief Justice Annamarie Bonkalo, Law '76 and Ramsay Derry



Professor Emeritus David Mullan with inaugural Mullan Scholarship recipients Krystin Kempton and Jeremy Fox, Law '11

Teddy Melvin

We are grateful for the support of all of the donors to the David Mullan Entrance Scholarship, and we extend a special thank you to the following individuals who have made leadership donations and pledges. Your gifts make a difference to the future of the law school.

GOLD (\$50,000)

David Allgood, Law '74
Donald Bayne, Law '69 &
Sheila Bayne, Law '69
Jack King, QC, Law '60
John McWilliams, QC, Law '72
Jim Parks, Law '71
Greg Richards, Law '79
Brian Rose, Law '74
Gerald Sadvari, Law '76 &
Annamarie Bonkalo, Law '76
David Stratas, Law '84
Robb C. Heintzman, Law '77 &
Thomas A. Houston, Law '78 &
Ronald J. Matheson, Law '78 &
Peter E. Murphy, Law '78 &
Senator David P. Smith, Law '70 (jointly)
Fraser Milner Casgrain LLP
One anonymous donor

SILVER (\$25,000)

Firoz Ahmed, Law '84
Steven Bookman, Law '70 &
Gillian Bookman, Law '10
Ron Dimock, Law '74
Alan Gold, Law '70
Peter Griffin, Law '77
James Grout, Law '81
Peter Lukasiewicz, Law '79 &
Kathy MacDonald, Law '80
Greg Piasetzki, Law '80 &
Laura Piasetzki
W. Iain Scott, Law '77
David Smye, Q.C., Law '70 &
Pamela Smye
Two anonymous donors

BRONZE (\$10,000)

Gary Batasar, Law '96
Tom Bogart, Law '78 &
Kathy Tamaki, Law '78
Robert Coates, Law '79
Colleen Dempsey, Law '98 &
Geoff Hall
Janne Duncan, Law '88
Wayne Egan, Law '88
Bryan Finlay, Q.C. &
Reverend Dr. Carol Finlay
Dean Bill Flanagan
Justice Alison Harvison Young
Patricia D.S. Jackson, Arts '72
Sanjay M. Joshi, Law '99
Claire Kennedy, Law '94
Jim Kofman, Law '82
Justice John I. Laskin
Chris Peirce, Law '82
Victoria Russell, Law '75
Stephen & Leslie Sigurdson, Law '84
Justice Julie Thorburn, Law '88 &
Rod Winsor
Justice Gary Trotter
Steven Trumper, Law '80
Frank Walwyn, Law '93 &
Tania Maciver, BSC '94
Michael Wilson, Law '84 &
Judy Wilson, Law '83
David R. Wingfield, Law '86
Three anonymous donors

Honour Roll Of Donors

May 1, 2006 to April 30, 2008

The following individuals have made a gift to Queen's Law during the last two fiscal years, including the Queen's Law at 50 celebration year. We also thank donors to Queen's Law who have asked to remain anonymous.

We have already received a number of gifts since April 30, 2008, and these gifts will be gratefully acknowledged in the next *Queen's Law Reports*.

Every effort has been made to ensure the accuracy of this honour roll. If an error or omission is noted, please accept our apologies and notify Dianne Butler at 613.533.6000 ext. 78471, or by email at butlerd@queensu.ca

Fiscals Years 2006-2008 in Brief

	2006-07	2008-08
Alumni Participation	8.0%	7.3%
Total Contributed to Queen's Law	\$567,347	\$701,890
Total Contributed by Corporations / Firms	\$194,845	\$133,804
Amount of needs-based bursary assistance distributed	\$1,487,681	\$1,763,747
Amount of merit-based scholarship and prizes distributed	\$224,000	\$220,409

HONOUR ROLL BY GIVING LEVEL

Queen's Law Annual Giving Society:

Sir John A Macdonald Circle - \$10,000 +
William R Lederman Circle - \$5,000 - \$9,999
Dean's Counsellor - \$1,000 - \$4,999
Partner - \$500 - \$999
Member - \$100 - \$499

Sir John A Macdonald Circle (\$10,000 +)

David Allgood '74
 Donald Bayne '69 & Sheila Bayne '69
 Blake, Cassels & Graydon LLP
 Trudie Easson
 Jackie Flanagan
 Edward Kafka '81
 Jack A King '60
 Estate of Reuben Wells Leonard
 Allan Markin
 McCarthy Tétrault Foundation
 McMillan LLP
 John McWilliams '72
 Ogilvy Renault LLP
 Osler, Hoskin & Harcourt LLP
 James Parks '71
 Gregory Piasetzki '80 & Laura Piasetzki
 J Gregory Richards '79 & Gabrielle Richards
 Brian Rose '74 & Ellen Rose
 Gerald Sadvari '76 & Hon. Annemarie Bonkalo '76
 Britton Smith '83 & Dianna Bristol
 Katherine Tew Darras '94
 WeirFoulds LLP
 ZSA Legal Recruitment

William R Lederman Circle (\$5,000 to \$9,999)

Firoz Ahmed '84
 Steven Bookman '70 & Gillian Bookman
 Robert Coates '79
 John Connolly '71 & Nancy Connolly
 Davies Ward Phillips & Vineberg LLP
 Hon. Bruce Glass '69 & Carole Glass
 Alan D Gold '70
 James Grout '81
 Colin Jackson '80
 Patricia Jackson
 Alfred Kwinter

Peter Lukasiewicz '79 & Kathleen MacDonald '80
 John MacLatchy '67 & Virginia MacLatchy
 Hon. Helen MacLeod-Beliveau '75
 Lorne W McDougall '81
 Miller Thomson LLP
 Gary Ostoich '85 & Katherine Berendt
 Denise Reaume '80 & Dr. Leslie Green
 Senator David Smith '70 & Hon. Heather J Smith '71
 David Smye '70 & Pamela Smye
 David Stratas '84
 Geraldine Tepper '60 & Louis Tepper *
 Gerald Tuskey '85

Dean's Counsellor (\$1,000 to \$4,999)

Aird & Berlis LLP
 Hon. Catherine Aitken '73 & Dr. Nicholas Busing
 Robert Anderson '77
 Philip Anisman
 Quinto Annibale '85
 Walter Aronovitch '80
 Prof. Beverley Baines '73
 Prof. Nick Bala '77 & Dr. Martha Bala
 Craig Bater '80
 Timothy Bates '74 & Mary Jane Bates
 Bayne Sellar Boxall
 Hon. Douglas Belch '67 & Joan Belch
 Jilean Bell '81 & Mark Rotharmel
 Bereskin & Parr
 Hon. Douglas Bernstein '63
 Andrew Best '81
 Hon. Peter Bishop '80
 Pamela-Jay Bond '81
 Hon. Michael Bonner '60
 Borden Ladner Gervais LLP
 Thomas Brady '81
 Hon. Dietrich Brand '67
 Allan Brown '67
 Hon. Michael F Brown '79
 Hon. Harvey Brownstone '80
 Robert Bruce '73
 Hon. R Lloyd Budgett '63
 Michael Campbell '74 & Ann Campbell
 Hon. Frederic Campling '74 & Cynthia Campling '73
 Prof. Donald Carter '66 & Catherine Carter
 Michael F Casey '72
 Deni Cashin '81
 Cassels Brock & Blackwell LLP

Susan Cavan '76
 Israel Chafetz '81
 Steven Chaplin '85 & Ann Chaplin '85
 Susan Clarke '81 & Dr. Donald Miller
 Prof. Arthur Cockfield '93
 Justin Connidis '79 & Julia McArthur
 Hon. Alan Cooper '71
 Hon. Paul Cosgrove '60 & Frances Cosgrove
 Hon. Peter Coulson '65 & Janet Coulson
 Gerald Courage '77
 Kathleen Cowick '01
 Criminal Lawyers' Association
 Hon. Thomas Cromwell '76 & Della Cromwell
 Mary Beth Currie '83
 Neil Davis '81
 Hon. Fletcher Dawson '75
 Senator Joseph Day '71
 Hon. Guy DiTomaso '75
 Hon. Antonio Di Zio '75
 Janice Draper
 June Draper
 Hon. Sean Dunnigan '79
 Paul Emerson '00
 Michael Emery '80
 Ernst & Young LLP
 Scott Fairley '77 & Melanie Eden Oliver
 Fasken Martineau DuMoulin LLP
 Bryan Finlay & Carol Finlay
 Dean William Flanagan
 George Frank '80 & Lynne Frank '80
 Fraser Milner Casgrain LLP
 Mark Friedland '87 & Leslie Newman '87
 Janet Fuhrer '85
 Michie Garland '78 & Hon. Janet M Wilson '78
 Hon. John L Getliffe '62
 David Glicksman '80
 Steven Goldman '80
 Sidney Goldstein '71
 Vanessa Grant '95 & Philip Street
 Hon. Robert Graydon '72
 The Hon. Peter Grossi '63
 Harold G Fox Education Fund
 Samantha Horn '91 & Fraser Horn
 Paul Howard '74 & Donna Howard
 Edward Johnson '76
 Peter Johnson '89
 Eric Kay '81

Michael Kealy '98
 Claire M C Kennedy '94
 Gerald Kerr-Wilson '97
 Bruce Ketcheson '81 & Margaret Ketcheson
 Paul King '80
 Larry Koo '76
 Vern & Linda Krishna
 Hon. Myrna L Lack '75
 Hon. Paul F Lalonde '64 & Ena Lalonde
 Robert Land '73 & Jean Land
 Hon. William Lane '60
 Arthur Lefebvre '77
 Legal Aid Ontario
 Danny Legault '80
 Brian Levett '81
 LexisNexis Canada Inc
 Prof. Jinyan Li, LL.M. '87
 Hon. Heino Lilles '71 & Sheila Lilles
 Denis Magnusson '68
 Stanley Maj '80 & Mary Pigott '81
 Hon. Wendy Malcolm '80 & Dr. P Bruce Malcolm
 Mary Manocchio '85 & David Manocchio
 Hon. Stephen March '74 & Lana March
 Deborah Matz '77
 Stephen McArthur '85
 Kathleen S McCorkell
 Daniel McDonald '75
 Kevin McElcheran '80
 Douglas McFadden '75 & Nancy McFadden
 Michael McFadden '89
 Ross McKee '81 & Wilma Alexander
 Andrew McLachlin '03
 McLean McCuaig Foundation
 Hon. Thomas McMeekin '63 & Alexandra McMeekin
 John McMunagle '85 & Anne Clark-McMunagle '85
 Marianne Miller '80
 Kaori Miyake '95
 Robert Morrison '86
 Prof. Mary Jane Mossman '70
 Patrick Murphy '87
 Roger Nainby '68
 Graham Nichols '81
 Karen Ruth Nixon '82
 Hon. Ian V B Nordheimer '76
 Hon. David Orr '80
 Margaret O'Sullivan '81 & Donald Trench
 Carman Overholt '84
 Walter Palmer '73 & Kathryn Palmer
 Dr. David Pattenden '71 & Ruth Pattenden
 Hon. Mark G Peacock '74
 John Phillips '78*
 Philip G Ponting '72
 Queen's Law Students' Society
 Jeffrey Read '85 & Christine Read
 Alexander Reid '81
 Peter Reikai '80 & Eleanor Somerleigh '80
 David Rendeiro '80
 Katharine Renison '76 & Charles Kosa
 John Richardson '80
 Geoffrey Ritchie '03
 Bo Rothstein '04 & Reut Rothstein '05
 Joseph Samuels '66 & Pamela Samuels
 W Iain Scott '77
 John Scriver '85 & Shelley Scriver
 Hon. Gordon Sedgwick '61
 Daina Selvig '94
 Hon. J Bryan Shaughnessy '74
 Sherrard Kuzz LLP
 Shibley Righton LLP
 Stephen Sibold '74
 Brahm D Siegel '93
 Hon. Robert J Smith '77
 William Softley '77
 Hon. Alexander Sosna '74 & Arlene L Sosna
 Kenneth Staroszik '75
 Hon. Brian C. Stevenson '65
 Stikeman Elliott LLP
 Mark Strang '85
 Ronald Strike '81 & Allison Strike
 Stringer Brisbin Humphrey
 John & Nancy Sullivan



Dean Bill Flanagan

Queen's Law Cumulative Donor Wall

A stunning new donor recognition wall was created to honour and thank supporters whose contributions were directed to Faculty of Law funds. The wall recognizes cumulative lifetime giving of \$25,000 or more by alumni, corporations, family and friends and will be updated annually.

The Donor Wall, which is located in the atrium of Macdonald Hall, was unveiled at Homecoming 2007.

Elizabeth Symes '76
 Glenn Tait '82
 Pamela Taylor '80 & Frank Perrin
 Thomson Carswell
 George Thomson '65 & Hon. Judith Beaman '75
 Mary Thomson '81
 Hon. Julie Thorburn '88 & Roderick S W Winsor
 Paul Tompkins '85
 Torkin Manes Cohen & Arbus LLP
 Donald Travers '72
 Hon. Gary Trotter
 Peter Trousdale '74 & Hon. Anne C Trousdale '76
 Steven Trumper '80 & Sandra Curtis
 Hon. Katherine van Rensburg '81 &
 Prof. Esaias Janse van Rensburg
 V-CC Systems Inc
 James Vigmond '81 & Sharon Vigmond
 Konrad W von Finckenstein '71
 Daniel Vukovich '85
 Richard Wagner '81
 Hon. J David Wake '72
 Thomas Wakeling '74
 James Walker '81
 Frank Walwyn '93 & Tania MacIver
 Waterloo Law Association
 Reginald Watson '81
 Hon. Alan C R Whitten '72
 Henry Wiercinski '73
 Eric Williams '72 & Fay Brunning '87
 J Chris Woods '80

John Woon '81 & Lynda Woon
 Donald Wright '83 & Hon. Leslie Pringle '83

Partner (\$500 to \$999)

Michael Adams '74
 Gerald Aggus '72
 Catherine Allgood
 Thomas Barber '73 & Hon. Jennifer A Blishen '77
 Hon. Paul Bellefontaine '79
 Stephen Bernardo '70 & Gemma Bernardo
 Hon. Robert Bigelow '80
 Paul Blanchard '75 & Janet Bradley '75
 Gordon Bobesich '74 & Catherine Bobesich
 Hon. Rose Boyko '80
 Prof. Kim Brooks
 Hon. John Brownlee '60 & Ann Brownlee
 Thomas Bryson '76
 Hon. Richard Byers '68 & Carol Byers
 James Cameron '71
 John Cooper '72
 Dino DeLuca '87
 John R Dow
 Suzanne Duncan '85
 Margaret Einarson
 Joan Emmans '81
 Paul Findlay '77
 Frank Flanagan
 Kathleen Flynn '81
 Jeremy Freedman '82
 Hon. George Gage '77

Hon. Nola E Garton '73
 Lisa Gilvesy '94
 Cynthia Goodwin '85
 Gowling Lafleur Henderson LLP
 Hon. Geoffrey Griffin '82
 Ruth Guzner '80
 Elise Hallewick '04
 Peter F Hamilton '87
 Peter K Hamilton '85
 Hon. Alison Harvison Young
 Gregory Hatt '74
 Hon. Kathryn Hawke '81
 Leslie Holland '71
 Christine Howard '90
 Hon. Mary Humphries '77
 James Ion '74 & Trudy Ion
 Hon. Michael A Kelen '72
 John Koopman '80
 Dr. David Kostiuik & Jill de Villafranca
 Lang Michener LLP
 David Lang '85 & Jacqueline Lang
 F Albert Lavergne '90 & Ingrid Johnson '89
 Law Society Foundation
 Claire Le Riche '85
 John Lloyd '81 & Sharon Addison '84
 David Lucas '79
 Scott MacKendrick '85
 Calum MacLeod '80
 Anthony Manastersky '80
 Mary-Jo Maur '85, LL.M. '93
 William McCallum '74 & Barbara McCallum
 Neil McCrank '69 & Susan McCrank
 Barbara McIsaac '73 & Edward McIsaac
 Hon. Mary Jo McLaren '80
 Hon. Paul Megginson '65 & Mary Megginson
 Lynda Milligan-Whyte '81
 Donald Mitchell '67
 Hon. Nancy Mossip '77
 Merrilees Muir '84
 Gordon Mylks '67
 John & Sarah Nagel
 Deidre Newman '81
 Christa Nicholson '91
 Wendy O'Neill '83
 Paul Pakenham '78
 Johnny Paladino '85
 Praxair, Inc

Queen's Law 2008
 Queen's Law '81
 John Riley '84 & Jane Riley
 Meghan Robertson '87
 Cameron Rusaw '88 & Janice Hill
 Paul Ryan '79
 Hon. Brian Scully '71
 Trevor Shaw '05 & Denise Sayer '05
 Frederick Skeggs '74
 D Brad Sloan, Law '73
 Hon. Jo'Anne Strekaf '80
 Gordon Thompson '67
 Bruce Treichel '92
 Karen Waisglass '80
 William Walker '76 & Heather Hill
 William Walker '77
 Estate of J D B Walton
 Brian Wilson '74 & Maralynne Monteith
 Steven Zakem '89

Member (\$100 to \$499)

Miles Alperstein '85
 Frank Arnone '00
 Roy Atamanuk '63 & Ann Atamanuk
 Douglas Baggs '68
 Prof. Gordon Bale '62 & Jean M Bale
 Christopher Bardsley '80
 Wayne Barnes '73
 Roger Beaman '71 & Dana Beaman
 Michellene Beauchamp '03
 James Blain '07
 Norman Boxall '78
 Robert Boxma '69
 Malcolm Boyle '82 & Diana Ginn '82
 David Brander '78
 Gregory Brechin '78 & Judy Brechin
 Mark Bumstead '06
 Bernard Burkom
 Douglas Burns '64 & Jane Burns
 Janne Burton '85
 Moira Callahan '93 & Kevin Fahey
 Morgan Camley '04
 Kenneth Campbell '81 & Mary Campbell
 Elspeth Carmichael
 Andrea Caskey '89
 Joseph Castrilli '84
 Susan Charlesworth '81 & David Charlesworth

Daniel Chiasson '88
 Jin Choi '93
 Erika Chozik '95
 Gary Clarke '93
 Class of Law 2010
 Eric Cohen '97
 Sarah Colman '97
 Allan Colquhoun '05
 Robert Cook '76
 Barbara Cowle
 Bruce Cowle '88
 Carol Crawford '84
 Kip Daechsel '81
 Frank De Angelis '91
 Richard G J Desrocher '85
 Aloysius Dhaniarto LL.M. '96
 Henry Dinsdale '87 & Dr. Diane Wherrett
 Jack & Virginia Diskin
 Dale Doan '79
 Lawrence Dolecki '72
 Hon. Norman S Douglas '71 & Dr. Sue Rodgers
 Hon. Donald Downie '66 & Geraldine Downie
 Phillip Drew '00 & Christa Bracci '00
 Roberto Durante '95
 William Elkin '83 & Nancy Elkin
 Faber Bickman Leon
 Margaret Flanagan
 Thomas Fleming '72 & Betty Fleming
 Kathryn J Ford '74
 Kevin Foster '79
 Ruth Foster '85
 Michael Fridhandler '79
 Hon. Richard C Gates '66
 Susan Gaudi '97
 Kevin Gibson '99 & Carolyn Gibson
 Robert Goddard '90
 Lindsay Goldenberg '08 & Joel Goldberg
 L M Gordon Law Office
 Joyce Gram '77
 David Halasz '01
 Shelley Hallett '78
 Murray Hart '78 & Jill Kamin
 John Hartery '93 & Ann Hartery
 Stephen Hazell '81
 Paul Henderson '81 & Louanne Henderson
 Neil Hendry '84
 Hon. Paul Hermiston '65



Justice Helen MacLeod-Beliveau, Law '75, Dean Bill Flanagan and Justice Harvey Brownstone, Law '80

Judicial Recognition Wall

During Queen's Law at 50, a Judicial Recognition Wall, displaying photographs of alumni who have been appointed to the Bench, was installed outside the Lederman Law Library on the second floor of Macdonald Hall. The Honourable Helen MacLeod-Beliveau and The Honourable Harvey Brownstone were instrumental in helping the law school raise more than \$78,000 from alumni members of the judiciary to support renovations to the Lederman Law Library.



Justice MacLeod-Beliveau also generously donated to the library an original oil painting of the Frontenac County Court House by Joanne Gervais.

WHY SHOULD I DONATE TO QUEEN'S LAW?

Each of us has limited funds to donate to the charities of our choice, and we all receive what seem like endless requests for donations from a vast array of public and private institutions. I believe strongly that as a Queen's Law alumnus, you should consider making Queen's Law a focus for your philanthropy in the coming year.

Of course, Queen's and the law school are public institutions, supported by governments and partially funded by student tuition. In today's competitive environment, however, these traditional resources are not enough to maintain a first class law school of which we can all continue to be proud.

Our law school degrees have given many of us the economic means to support the charities that are important to us. In this publication the law school acknowledges the wonderful generosity of our alumni in the past year, particularly with gifts to the Mullan Scholarship Fund. The increase in donations by alumni is fantastic, but the law school has continuing and increasing needs. I am therefore writing to ask you to consider giving back to Queen's Law in the coming year. Your contribution will make an immense difference to the Faculty and its students.

David Allgood, Law '74

Claire Hicks '07
John Higgins '17
Patrick Hill '98
Ashley Hilliard '77 & Wendy Hilliard '77
Kenneth Hood '80 & Janet Sim '80
Byron Horner
Karen Illsey '99 & Dr. Adam Kirton
Brand Inlow '74
Fiona Innes '98
Ian Isbester '07
David Jebb '80
Dexter John '98
Lisa Johnson '94
Eric Johnston '68
Brian Jones '64 & Sandra Jones
Meredith Jones '06
Stephanie Kalinowski '96
Peter Kalins '94
Amy Kaufman '04
Jacqueline Kelly '73
Trevor Klotz '65
William Knights '75
Johnna Kubik '95
Daphne Lahens '00
David Lampert '77
David Lanthier '84 & Kathryn Lanthier
Bernard LeBlanc '89
William Lightfoot '87
Harold Linscott '80 & Jeannette Linscott
Grant Lynds '95
Stanley Lynk LL.M. '01
Douglas Mackintosh '72 & Anne Mackintosh
Melissa MacKovski '05
Denis Mahoney '93
Michael Mandelcorn '85
Bruce Mann '74
Stephen Marcus '77
William Martin '73 & Linda Martin
Hon. David Mather LL.M. '73
James Mathers '80
Frederick Matthews '69
Dr. James Maxwell & Dr. Mary Percival Maxwell
Garth McAlister '81
Douglas McCallum '70
Margaret M McGarrable
Patricia McLean '07
Judith McTavish '77
Odette Menard Ossen
Erin Metzler '04
Prof. Susan Miklas '88
Brian Miller '70
Hon. Peter Milliken
Robert Milnes '69
Cameron Mingay '80 & Christina Budweth '86
Michelle Moldofsky '97
Jane Monaghan '78

Sandra Montanino '98 & Roberto Montanino
Steve Moutsatsos '87
Randolph Mueller '67
William Murphy '75 & Catherine Murphy
William Mutch '66
Christopher Norton '81
Deborah O'Connor Kerr '85
Sandra Onufryk
Joon Park '99
Yvonne Pelley '91 & Dr. Charles Pelley
PepsiCo Foundation
Wilfrid E D Peters '62
Robert Pletch '71
Gary Porter '67 & Freda Porter
J Guy Potvin '68
Thomas Prowse '85 & Allison Prowse
Queen's Criminal Law Association
David Quick '77 & Mary Quick '79
Paul Quinlan '90
Hon. Joseph W Quinn '70
James Raakman '97
Kenneth Rae '64
John Raftery '83 & Anna-Marie Raftery
Leslie Raine '73
Sarah Rancier '04
Matthew Rea '02
Eric Reilly '72
Franklin Richmond '70
D Richard Robbins '79 & Gloria Robbins
William Robertson '69 & Sherri Robertson
Judith Ross '74
Martin Russell '97
Vaibhav Sahay '05
Pamela Scarrow '86
Brian Schreiber '84 & Nancy Adams '85
Shawn Scromeda '89
Gary Seymour '81 & Elizabeth Seymour
David Shapiera '86 & Michele Shapiera
Dr. Bruce Shearer & Dr. Marie-Claude Beaulieu
John Sims '71 & Ann Sims
Kenneth Singer '78 & Marlie Singer
Grant Smyth '82
Hon. Nancy J Spies '78 & Raymond Martin
Marina Stefanovic '89
Anne Steger '90
Douglas Stoltz '72
Robin Tessier '96 & Monica Tessier '96
Bernard Thomas '98
Robert Thomson '02
David Tilson '68
Paul Timmins '82
Philip Tinkler '92
Peter Tobias '85 & Heather Tobias
John Tuck '71
Hon. C Anne Tucker '79
Barry Tunney '65 & Teresa Tunney

Dr. Rena Uptis '81 & Dr. Gary Rasberry
William Vanveen '80
George Vassos '80
D Verity
John C Walker '67
Jessica Watkins '04
Julie Watkinson '94
WCB Advocates Inc.
Stephen Whitehead '78 & Karen Whitehead
Kenneth Whiteway '77
E Anthony Williams '72 & Nancy J Williams
Richard Willoughby '85 & Margot Potter
David Wilson '70
John Wilson '75
John Withrow '77
Bruce Wormald '73
Ronald Woynarski '77
Adam Wygodny '06
Daniel Wyjad '77
Richard Wyruch '94
Ted Yao '76 & Colleen Parrish '76

*deceased



UNIVERSITY RECOGNITION LEVELS

In addition to the giving levels recognized by the law school, all donors to Queen's Law are eligible for membership in the University's appreciation societies based on their annual giving per fiscal year.

Grant Hall Society annual contributors are welcomed into one of three levels:

Limestone Level – recognizes supporters whose gifts during a single fiscal year total between \$1,000 and \$4,999.

Sapphire Level – recognizes supporters whose gifts during a single fiscal year total between \$5,000 and \$9,999.

Diamond Level – recognizes supporters whose gifts during a single fiscal year total \$10,000 or more.

Summerhill Society recognizes supporters whose gifts during a single fiscal year total between \$500 and \$999.

Royal Charter Society recognizes supporters whose gifts during a single fiscal year total between \$250 and \$499.

Cha Gheill Society recognizes supporters whose first Queen's degree was earned within the past five years, and whose gifts received during a single fiscal year total between \$100 and \$249.

HONOUR ROLL BY CLASS

Law '60

Participation 60%
Total Giving \$25,580
 Hon. Michael Bonner
 Hon. John & Ann Brownlee
 Hon. Paul & Frances Cosgrove
 Jack A. King
 Hon. William Lane
 Geraldine Tepper

Law '61

Participation 9%
 Hon. Gordon Sedgwick

Law '62

Participation 23%
Total Giving \$1,775
 Prof. Gordon & Jean Bale
 Hon. John L. Getliffe
 Wilfrid E D Peters

Law '63

Participation 31%
Total Giving \$5,300
 Roy & Ann Atamanuk
 Hon. Douglas Bernstein
 Hon. R Lloyd Budgell
 Hon. Peter Grossi
 Hon. Thomas & Alexandra McMeekin

Law '64

Participation 20%
Total Giving \$1,840
 Douglas & Jane Burns
 Brian & Sandra Jones
 Hon. Paul & Ena Lalonde
 Kenneth Rae

Law '65

Participation 23%
Total Giving \$5,310
 Hon. Peter & Janet Coulson
 Hon. Paul Hermiston
 Trevor Klotz
 Hon. Paul & Mary Megginson

Hon. B C Stevenson
 George Thomson
 Barry & Teresa Tunney

Law '66

Participation 19%
Total Giving \$3,965
 Donald & Catherine Carter
 Hon. Donald & Geraldine Downie
 Hon. Richard C Gates
 William Mutch
 Joseph & Pamela Samuels

Law '67

Participation 23%
Total Giving \$12,724
 Hon. Douglas & Joan Belch
 Hon. Dietrich Brand
 Allan Brown
 John & Virginia MacLatchy
 Donald Mitchell
 Randolph Mueller
 Gordon Mylks
 Gary & Freda Porter
 Gordon Thompson
 John C Walker

Law '68

Participation 17%
Total Giving \$4,725
 Douglas Baggs
 Hon. Richard & Carol Byers
 Eric Johnston
 Prof. Denis Magnusson
 Roger Nainby
 J Guy Potvin
 David Tilson
 Prof. John Whyte

Law '69

Participation 15%
Total Giving \$33,300
 Donald Bayne
 Sheila Bayne
 Robert Boxma

Hon. Bruce & Carole Glass
 Frederick Matthews
 Neil & Susan McCrank
 Robert Milnes
 William & Sherri Robertson

Law '70

Participation 20%
Total Giving \$22,847
 Stephen & Gemma Bernardo
 Steven & Gillian Bookman
 Alan D Gold
 Philip Griffin
 Douglas McCallum
 Brian Miller
 Prof. Mary Jane Mossman
 Walter & Kathryn Palmer
 Hon. Joseph W Quinn
 Franklin Richmond
 Senator David Smith
 David & Pamela Smye
 David Wilson

Law '71

Participation 21%
Total Giving \$46,099
 Roger & Dana Beaman
 James Cameron
 John & Nancy Connolly
 Hon. Alan Cooper
 Senator Joseph Day
 Hon. Norman Douglas & Dr Sue Rodgers
 Sidney Goldstein
 Hon. Heino & Sheila Lilles
 Leslie Holland
 James Parks
 Dr David & Ruth Pattenden
 Robert Pletch
 Hon. Brian Scully
 John & Ann Sims
 Hon. Heather J Smith
 John Tuck
 Konrad W von Finckenstein
 Douglas Wyatt

Law '72

Participation 20%
Total Giving \$65,280
 Gerald Aggus
 Michael F Casey
 John Cooper
 Lawrence Dolecki
 Thomas & Betty Fleming
 Hon. Robert Graydon
 Hon. Michael A Kelen
 Douglas & Anne Mackintosh
 John McWilliams
 Philip G Ponting
 Eric Reilly
 Douglas Stoltz
 Donald Travers
 Hon. J David Wake
 Hon. Alan C R Whitten
 Tony & Nancy Williams
 Eric Williams

Law '73

Participation 14%
Total Giving \$7,823
 Hon. Catherine Aitken & Dr Nicholas Busing
 Prof. Beverley Baines
 Wayne Barnes
 Robert Bruce

Cynthia Campling
 Hon. Nola E Garton
 Jacqueline Kelly
 Robert & Jean Land
 William & Linda Martin
 Hon. David Mather, LL.M.
 Barbara & Edward McIsaac
 Peter Oliver
 Leslie Raine
 D Brad Sloan
 Henry Wiercinski
 Bruce Wormald

Law '74

Participation 21%
Total Giving \$100,256
 Michael Adams
 David Allgood
 Timothy & Jane Bates
 Gordon & Catherine Bobesich
 Michael & Ann Campbell
 Hon. Frederic Campling
 Kathryn J Ford
 Gregory Hatt
 Paul & Donna Howard
 Brand Inlow
 James & Trudy Ion
 Bruce Mann
 Hon. Stephen & Lana March
 William & Barbara McCallum
 Hon. Mark G Peacock
 Brian & Ellen Rose
 Judith Ross
 Hon. J Bryan Shaughnessy
 Frederick Skeggs
 Hon. Alexander & Arlene Sosna
 Peter Trousdale
 Thomas Wakeling
 Brian Wilson & Maralynne Monteith

Law '75

Participation 13%
Total Giving \$15,048
 Hon. Judith Beaman
 Janet Bradley
 Hon. Fletcher Dawson
 Hon. Antonio Di Zio
 Hon. Guy DiTomaso
 Gerald Hughes
 William Knights
 Hon. Myrna L Lack
 Hon. Helen MacLeod-Beliveau
 Daniel McDonald
 Douglas & Nancy McFadden
 William & Catherine Murphy
 Brian O'Marra
 Kenneth Staroszik
 John Wilson

Law '76

Participation 16%
Total Giving \$43,820
 Peter & Shirley Bishop
 Hon. Annemarie Bonkalo
 Thomas Bryson
 Susan Cavan
 Robert Cook
 Hon. Thomas & Della Cromwell
 Edward Johnson
 Ian Kelly
 Larry Koo
 Hon. Ian V B Nordheimer
 Colleen Parrish
 Katharine Renison & Charles Kosa
 Gerald Sadvari



(Standing l-r) Rick Thomas (deceased), Dave Cooke, Gord Thompson, Don Mitchell, Gord Mylks, John MacLatchy, John Walker, Bob Leck, Justice Doug Belch, and (kneeling) Jim Shearn

Law '67: Lederman Law Library Refurbishment Fund – Members of Law '67 raised more than \$10,000 for improvements to the Reserve Area of the Lederman Law Library in 2007.

Bernard Clark



George Frank, Law '80, John Withrow, Law '77 and his wife Laurel Murdoch, Lynne Frank, Law '80, Marianne Miller, Law '80, Mark Raymond, Law '80 and Justice Wendy Malcolm, Law '80

Law '80: Visiting Lecturer Fund – A group of Law '80 graduates attended the 50th Anniversary Homecoming reception in the Lederman Law Library, where George Frank thanked classmates for contributing \$70,000 to the Law '80 Visiting Lecturer Fund. In October 2007, a member of the class gift committee offered to match – dollar for dollar, up to \$25,000 in total – all pledges and donations. As a result of that generous offer, an additional \$47,744 was raised.

Stephen Sibold
Elizabeth Symes
Hon. Anne C Trousdale
William Walker & Heather Hill
Dragi Zekavica

Law '77

Participation 24%
Total Giving \$31,378
Robert Anderson
Prof. Nick & Dr. Martha Bala
Hon. Jennifer A Blishen
John Clarke
Gerald Courage
Scott Fairley & Melanie Eden Oliver
Paul Findlay
Hon. George Gage
Joyce Gram
John Higgins
Ashley Hilliard
Wendy Hilliard
Hon. Mary Humphries
David Lampert
Arthur Lefebvre
John Lukezich
Stephen Marcus
Deborah Matz
Judith McTavish
Hon. Nancy Mossip
David Quick
W Iain Scott
Hon. Robert J Smith
William Softley
William Walker
Kenneth Whiteway
John Withrow
Ronald Woynarski
Daniel Wyjad

Law '78

Participation 12%
Total Giving \$7,425
Joan Axelrad
Norman Boxall
David Brander

Gregory & Judy Brechin
Shelley Hallett
Murray Hart & Jill Kamin
Jane Monaghan
Paul Pakenham
John Phillips*
Kenneth & Mary Singer
Hon. Nancy J Spies & Raymond Martin
Stephen & Karen Whitehead
Hon. Janet M Wilson

Law '79

Participation 15%
Total Giving \$39,000
Hon. Paul Bellefontaine
Hon. Michael F Brown
Robert Coates
Justin Connidis & Julia McArthur
Dale Doan
Hon. Sean Dunnigan
Kevin Foster
Michael Fridhandler
David Lucas
Peter Lukasiewicz
Glenna McClelland
Gregory & Gabrielle Richards
D Richard & Gloria Robbins
Paul Ryan
Charles Thompson
Hon. C Anne Tucker

Law '80

Participation 35%
Total Giving \$120,188
Walter Aronovitch
Christopher Bardsley
Craig Bater
Hon. Robert Bigelow
Hon. Peter Bishop
Hon. Rose Boyko
Hon. Harvey Brownstone
Michael Emery
George Frank
Lynne Frank
David Glicksman

Steven Goldman
Ruth Guzner
Kenneth Hood
Colin Jackson
David Jebb
Paul King
John Koopman
Danny Legault
Harold & Jeannette Linscott
Kathleen MacDonald
Calum MacLeod
Stanley Maj
Hon. Wendy & Dr. P Bruce Malcolm
Anthony Manastersky
James Mathers
Kevin McElcheran
Hon. Mary Jo McLaren
Marianne Miller
Cameron Mingay
Hon. David Orr
Lois Payne
Gregory & Laura Piasetzki
Denise Reaume & Dr. Leslie Green
Peter Reikai
David Rendeiro
John Richardson
Janet Sim
Eleanor Somerleigh
Hon. JoAnne Strekaf
Pamela Taylor & Frank Perrin
Steven Trumper & Sandra Curtis
William Vanveen
George Vassos
Karen Waisglass
J Chris Woods
Margaret Young

Bernard Clark

Law '81

Participation 34%
Total Giving \$68,651
Jilean Bell & Mark Rotharmel
Andrew Best
Pamela-Jay Bond
Thomas Brady
Kenneth & Mary Campbell
Deni Cashin
Israel Chafetz
Susan & David Charlesworth

Susan Clarke & Dr. Donald Miller
Kip Daechsel
Neil Davis
Joan Emmans
Kathleen Flynn
James GROUT
Hon. Kathryn Hawke
Stephen Hazell
Paul & Louanne Henderson
Edward Kafka
Eric Kay
Bruce & Margaret Ketcheson
Brian Levett
John Lloyd
Garth McAlister
Lorne W McDougall
Ross McKee & Wilma Alexander
Lynda Milligan-Whyte
Deidre Newman
Graham Nichols
Christopher Norton
Margaret O'Sullivan & Donald Trench
Mary Pigott
Alexander Reid
Gary & Elizabeth Seymour
Ronald & Allison Strike
Mary Thomson
Dr. Rena Upitis & Dr. Gary Raspberry
Hon. Katherine & Prof. Esaias Janse van Rensburg
James & Sharon Vigmond
Richard Wagner
James Walker
Reginald Watson
John & Lynda Woon
Queen's Law '81

Law '82

Participation 7%
Total Giving \$5,350
Malcolm Boyle
Jeremy Freedman
Diana Ginn
Hon. Geoffrey Griffin
Karen Ruth Nixon
Grant Smyth
Glenn Tait
Paul Timmins



Deidre Newman, Law '81

Law '81: Clinical Programs Fund – Deidre Newman, Law '81 Class Gift Chair, announced at Homecoming that \$67,800 had been pledged toward the \$81,000 class goal for the Clinical Programs Fund. This fund will enhance programs and support special projects for Queen's Legal Aid and the Correctional Law Project.

Bernard Clark



Students enjoy the refurbished Reading Room.

Law '85: Lederman Law Library Refurbishment Fund – Gifts and pledges of more than \$58,000 from Law '85 have assisted with improvements to the Reading Room on the upper level of the Lederman Law Library.

Bernard Clark

Law '83

Participation 10%
Total Giving \$26,625
 Mary Beth Currie
 Peter Downs
 William & Nancy Elkin
 Richard Kotarba
 Wendy O'Neill
 John & Anna-Marie Raftery
 Britton Smith & Dianna Bristol
 Donald Wright

Law '84

Participation 8%
Total Giving \$7,750
 Firoz Ahmed
 Joseph Castrilli
 Carol Crawford
 Neil Hendry
 David & Kathryn Lanthier
 Merrilees Muir
 Carman Overholt
 John & Jane Riley
 Brian Schreiber
 David Stratas

Law '85

Participation 24%
Total Giving \$38,545
 Miles Alperstein
 Quinto Annibale
 Janne Burton
 Ann Chaplin
 Steven Chaplin
 Anne Clark-McMunagle
 Richard G J Desrocher
 Suzanne Duncan
 Ruth Foster
 Janet Fuhrer
 Cynthia Goodwin
 Peter Hamilton
 David & Jacqueline Lang
 Claire Le Riche
 Scott MacKendrick
 Michael Mandelcorn
 David & Mary Manocchio

Mary-Jo Maur, LL.M.'93
 Stephen McArthur
 John McMunagle
 Deborah O'Connor Kerr
 Gary Ostoich & Katherine Berendt
 Johnny Paladino
 Thomas & Allison Prowse
 Jeffrey & Christine Read
 John & Shelley Scriver
 Mark Strang
 Peter & Heather Tobias
 Paul Tompkins
 Gerald Tuskey
 Daniel Vukovich
 Richard Willoughby & Margot Potter

Law '86

Participation 6%
Total Giving \$1,450
 Christina Budweth
 Dale Leong
 Robert Morrison
 Pamela Scarrow
 David & Michele Shapiera

Law '87

Participation 10%
Total Giving \$10,329
 Fay Brunning
 Dino DeLuca
 Henry Dinsdale & Dr. Diane Wherrett
 Mark Friedland
 Peter Hamilton
 Prof. Jinyan Li, LL.M.
 William Lightfoot
 Jeffrey Loudon & Colleen Coman
 Steve Moutsatsos
 Patrick Murphy
 Leslie Newman
 Meghan Robertson

Law '88

Participation 14%
Total Giving \$5,395
 Daniel Chiasson
 Bruce Cowle

Peter Kissick, LL.M.'98
 Prof. Susan Miklas
 Cameron Rusaw & Janice Hill
 Hon. Julie Thorburn & Roderick Winsor

Law '89

Participation 5%
Total Giving \$3,150
 Andrea Caskey
 Peter Johnson
 Bernard LeBlanc
 Michael McFadden
 Shawn Scromeda
 Marina Stefanovic
 Steven Zakem

Law '90

Participation 5%
Total Giving \$1,654
 Robert Goddard
 Christine Howard
 F Albert Lavergne
 Paul Quinlan
 Anne Steger

Law '91

Participation 4%
Total Giving \$2,370
 Frank De Angelis
 Samantha & Fraser Horn
 Christa Nicholson
 Yvonne & Dr. Charles Pelley
 Sylvia Tint
 Richard & Laila Wex

Law '92

Participation 3%
Total Giving \$963
 Catherine Regier
 David Roberts
 Philip Tinkler
 Bruce Treichel

Law '93

Participation 7%
Total Giving \$5,725

Jin Choi
 Gary Clarke
 Prof. Arthur Cockfield
 John & Ann Hartery
 Denis Mahoney
 Brahm D Siegel
 Frank Walwyn & Tania MacIver

Law '94

Participation 9%
Total Giving \$16,450
 Cidalia Faria
 Lisa Gilvesy
 Lisa Johnson
 Peter Kalins
 Claire M C Kennedy
 Margaret McMullen Reston
 Daina Selvig
 Katherine Tew Darras
 Julie Watkinson
 Richard Wyruch

Law '95

Participation 7%
Total Giving \$2,395
 Adam Bobker
 Erika Chozik
 Roberto Durante
 Vanessa Grant & Philip Street
 Johnna Kubik
 Grant Lynds
 Kaori Miyake

Law '96

Participation 3%
Total Giving \$600
 Aloysius Dhaniarto, LL.M.
 Stephanie Kalinowski
 Claudette Pennesi
 Monica Tessier
 Robin Tessier

Law '97

Participation 6%
Total Giving \$3,160
 Kerry Boniface
 Eric Cohen
 Sarah Colman
 Susan Gaudi
 Gerald Kerr-Wilson
 Michelle Moldofsky
 James Raakman
 Martin Russell

Law '98

Participation 3%
Total Giving \$1,150
 Patrick Hill
 Fiona Innes
 Dexter John
 Roberto & Sandra Montanino
 Bernard Thomas

Law '99

Participation 4%
Total Giving \$375
 Kevin & Carolyn Gibson
 Karen Illsey & Dr. Adam Kirton
 Kanga Kalisa
 Joon Park

Law '00

Participation 3%
Total Giving \$1,755
 Frank Arnone
 Sonia Barrette
 Christa Bracci
 Phillip Drew
 Paul Emerson
 Daphne Lahens

Law '01

Participation 3%
Total Giving \$2,500
 Kathleen Cowick
 David Halasz
 Michael Kealy
 Stanley Lynk, LL.M.
 Gillian Slaughter

Law '02

Participation 2%
Total Giving \$250
 Tanya Padberg & Dr. Sergio Borgia
 Matthew Rea
 Robert Thomson

Law '03

Participation 6%
Total Giving \$2,420
 Michellene Beauchamp
 Shane Katz
 Neil McCartney
 Andrew McLachlin
 Jeffrey Merk
 Geoffrey Ritchie
 Sheri Thompson
 Norman Wignall

Law '04

Participation 6%
Total Giving \$2,380
 Joanne Bruno
 Morgan Camley
 Elise Hallewick
 Amy Kaufman
 Erin Metzler
 Kirsten Musgrove
 Sarah Rancier
 Bo Rothstein
 Jessica Watkins

Law '05

Participation 8%
Total Giving \$1,435
 Allan Colquhoun
 Frederique Delapree
 Rory Dyck
 Angela Lam
 Herbert Law
 Eric Loree
 Melissa MacKovski
 Hasini Palihapitiya
 Reut Rothstein
 Vaibhav Sahay
 Denise Sayer
 Trevor Shaw

Law '06

Participation 3%
Total Giving \$600
 Mark Bumstead
 Scott England
 Meredith Jones
 Ari Katz
 Dwight Taffe
 Adam Wygodny

Law '07

Participation 18%
Total Giving \$1,845
 James Blain
 Teresa Buchanan
 Amy Chen
 Eva Chen
 Jill Daley
 Anthony De Silva
 Robert Fraser
 Robin Garnett
 Marianne Guirguis
 Claire Hicks
 Ian Isbester

James Jones
 Shally Kalra
 Kathryn Kellough
 Nahla Khouri
 Joanna Leong
 Jeffrey Love
 Peter Maund
 Patricia McLean
 Christopher McLeod
 Michael Mumby
 Ashley Palmer
 Scott Palmer
 Karen Park
 Jonathan Shanks
 Ryan Treleaven
 Erin-Brie Warwick
 Sharon Wilmot
 Petros Yannakis

Law '08**(ThankQ Campaign)**

Participation 6%
Total Giving \$1,059
 Michael Blinick
 Samil Chaggar
 Jeffrey Fung
 Lindsay Goldenberg & Joel Goldberg
 Heidi Khoe
 Daniel Kostka
 Morgan Maguire
 Kimberly Ann Newton
 Timothy Robbins
 Lucy Wells

**Family, Friends,
Faculty and Staff**

Catherine Allgood
 Philip Anisman
 Lisa Anketell, BA'05
 Prof. Kim Brooks
 Deborah Buck
 Bernard Burkom
 Jim Campbell, BED'76
 Elspeth Carmichael, BA'84
 Robert Colwell, BCOMM'72 &
 Alevia Colwell, BCOMM'72
 Barbara Cowle
 Jack & Virginia Diskin
 John R Dow
 Janice Draper
 June Draper
 Margaret Einarson, BPHE'87
 Kevin Fahey, BCOMM'90
 Bryan & Carol Finlay
 Frank Flanagan
 Jackie Flanagan
 Dr. Margaret Flanagan
 Dean William Flanagan
 Hon. Alison Harvison Young
 Byron Horner
 Patricia Jackson, BA'72
 Dr. David Kostiuik & Jill de Villafranca
 Vern & Linda Krishna
 Estate of Reuben Wells Leonard, LL.D. '30
 Alfred Kwinter
 Allan Markin
 Dr. James Maxwell &
 Dr. Mary Percival Maxwell
 Kathleen S McCorkell
 Margaret McGarrable
 Odette Menard Osser
 Hon. Peter Milliken, BA'68
 John & Sarah Nagel
 Sandra Onufryk
 Edward & Joan Richmond
 Robert J Sharkey
 Dr. Bruce Shearer, MA'89, PHD'94 &
 Dr. Marie-Claude Beaulieu, MA'90, PHD'94
 Nancy Sullivan
 Louis Tepper, BA'51*
 Hon. Gary Trotter



Timothy Robbins, Law '08

"The Class of 2008 is pleased to present the Faculty of Law with a gift of new student mailboxes and a bookshelf in the student lounge. The new mailboxes will be custom-made, with a design that complements the student lounge area. We are pleased to leave the school with a visible, enduring gift that will be used by students and faculty for years to come." *Timothy Robbins, Law '08 ThankQ Fund Chair.*

Ron Murdock

D Verity
 Estate of J D B Walton, BA'45

Student Organizations

Class of Law 2010
 Queen's Criminal Law Assoc
 Queen's Law Students' Society

**Law Firms, Foundations and
Corporate Donors to Queen's
Law**

Aird & Berlis LLP
 Bayne Sellar Boxall
 Bereskin & Parr
 Blake, Cassels & Graydon LLP
 Borden Ladner Gervais LLP
 Cassels Brock & Blackwell LLP
 Criminal Lawyers' Association
 Davies Ward Phillips & Vineberg LLP
 Ernst & Young LLP
 Faber Bickman Leon
 Fasken Martineau DuMoulin LLP
 Harold G Fox Education Fund
 Fraser Milner Casgrain LLP
 Gowling Lafleur Henderson LLP
 L M Gordon Law Office

Lang Michener LLP
 Law Society Foundation
 Legal Aid Ontario
 LexisNexis Canada Inc
 McCarthy Tétrault Foundation
 McLean McCuaig Foundation
 McMillan LLP
 Millard Johnson & Maxwell
 Miller Thomson LLP
 Ogilvy Renault LLP
 Osler, Hoskin & Harcourt LLP
 PepsiCo Foundation
 Praxair, Inc
 Sherrard Kuzz LLP
 Shibley Righton LLP
 Stikeman Elliott LLP
 Stringer Brisbin & Humphrey
 Thomson Carswell
 Torkin Manes Cohen & Arbus LLP
 V-CC Systems Inc
 Waterloo Law Association
 WeirFoulds LLP
 ZSA Legal Recruitment

*deceased

THE POWER TO GIVE

It is never too early or too late to consider making a bequest in your will to Queen's Law. Your gift, regardless of size, will help Queen's Law to continue providing outstanding legal training to students in the years to come. To learn more about how your bequest, charitable trust, charitable annuity or gift of life insurance can assist Queen's Law, please contact:

Trevor M. Clark, B.Ed, CFRE
 Director of Development – Planned Giving
 Office of Advancement
 Old Medical Building Room 109, Queen's University
 Kingston, ON K7L 3N6
 Tel 613 533-2060 ext 77196, Toll Free 800 267-7837
 Fax 613 533-6762
 trevor.clark@queensu.ca
 www.giving.queensu.ca

DEAN'S EXCELLENCE FUND SUPPORTS STUDENTS' EDUCATIONAL ACTIVITIES

Thanks to the Queen's Law alumni who have made generous donations to the Dean's Excellence Fund, students have been able to enrich their studies by participating in extracurricular educational activities. In 2007-08, the fund enabled many students to enjoy rewarding academic experiences.



Keynote speaker Bernard Lord, former premier of New Brunswick and Prime Minister Stephen Harper's special advisor on official languages, at the Canadian Constitutional Affairs Conference with students Jared Giesbrecht, Law '08, Aaron Korman, Law '09, Jessica Burnstein, Law '08, Beth Spratt, Law '08, Erin Pleet, MPA '08/Law '11 and Alexandra Pietrzak, Law '09

Students join constitutional debate

Six students attended the 2008 Canadian Constitutional Affairs Conference in Quebec City from January 17 to 20, joining students from across the country and prominent Canadians in a debate about constitutional affairs.

"Having the opportunity to hear people use the concepts we've learned to discuss Canada's constitutional issues – and at such a high level – was invaluable."

Aaron Korman, Law '09



Dean Bill Flanagan with three co-chairs of the conference, "The Wild West: Multinational Corporations in the Global South": Jared Giesbrecht (seated), Law '08; Beth Spratt (standing), Law '08, and Adriana Vaduva, Law '10

Students organize conference on corporate accountability and the law

Five students who organized the conference, "The New Wild West: Multinational Corporations in the Global South," held on March 15, 2008, gave their peers a chance to learn from academic and industry experts in human rights and environmental law.

"The conference addressed questions of corporate governance and challenged us with wider conceptions of law creation and enforcement. Sharing practical and political ideas is an important part of our legal education. We would like to thank the Dean's Excellence Fund for all the support."

Jared Giesbrecht, Law '08

Alison Josselyn



Ike Awgu, Law '08, at the 7th Annual Black Law Students' Association of Canada National Conference, with keynote speaker Professor Emeritus Peter Hogg of Osgoode Hall Law School, now the Scholar in Residence at Blake, Cassels & Graydon LLP

Student attends black law students' conference

Ike Awgu, Law '08, attended the 17th Annual Black Law Students' Association of Canada National Conference in Vancouver from February 22 to 23, 2008. Law students, academics and legal professionals from across Canada discussed past achievements and present concerns of black Canadians, and helped undergraduate and high school students discover why they should be interested in a legal career.

"Participating in events like this makes Queen's Law more accessible to members of racialized communities, many of whom have little exposure to Queen's. It was important for us to have a voice at the table and I was proud that Queen's Law decided to sponsor the event."

Ike Awgu, Law '08

Joining the fight for humanity

Adam Freedman, Law '08, attended the 21st annual Canadian Jewish Law Students' Association conference in Montreal from March 7 to 9, 2008. Students learned about the importance of human rights advocacy in a world of hate speech and internet-based cruelty from speakers including Supreme Court Justice Marshall Rothstein and civil libertarian Julius Grey.

"The conference revealed to me that, as lawyers, we must do our utmost to seek justice in a world where justice is often challenged by marginalization and racism. I am deeply grateful to Queen's Law for sending me to this event, and I hope more students of all backgrounds will attend next year."

Adam Freedman, Law '08



Adam Freedman, Law '08, (middle) with other student participants at the 21st annual Canadian Jewish Law Students' Association conference

Other students who benefited from the Dean's Excellence Fund in the past year include the following:

Daniel Kostka, Law '08, interned at The Back Door in Calgary, an organization that helps local street youth integrate with mainstream society.

Fazilah Hussain and Kate Findlay of Law '08 completed international internships (see page 18).

Lauren Wihak, Law '08, presented a scholarly article at the interdisciplinary graduate studies conference, "Crime, Law and Regulation," held at the University of Toronto. The article has now been accepted for publication in the forthcoming issue of the *Windsor Yearbook of Access to Justice*.

Megan Edmiston and Pamela Sidey of Law '10 participated in the Women's Court of Canada Symposium in Toronto.

Monica Chohan and Heather Webb of Law '09 attended the Junior Scholars' Conference in Montreal.

**Queen's Law
thanks all donors
for their generosity
in enhancing students'
educational experiences**



J. Gregory Richards,
Law '79

WeirFoulds LLP

FIVE ALUMNI INDUCTED INTO AMERICAN COLLEGE OF TRIAL LAWYERS

On March 8, 2008, five Queen's Law alumni became Fellows of the American College of Trial Lawyers, one of North America's premier legal associations:

J. Gregory Richards, Law '79,
WeirFoulds LLP, Toronto

Gerald P. Sadvari, Law '76,
McCarthy Tétrault, Toronto

R. Paul Steep, Artsci '77, Law '80,
McCarthy Tétrault, Toronto

David Stratas, Law '84,
Heenan Blaikie LLP, Toronto

Kent E. Thomson, Artsci '79, Law '82,
Davies Ward Phillips & Vineberg LLP,
Toronto

Founded in 1950, the College's members are the most distinguished trial lawyers in the United States and Canada. Fellowship in the College is extended by invitation to experienced trial lawyers who have mastered the art of advocacy and whose professional careers have been marked by the highest standards of ethical conduct, professionalism, civility and collegiality.

Invitation to join the College is the most distinguished award that can be given to litigators in Canada, and Queen's Law alumni represent one-quarter of the country's 2008 inductees.



Gerald P. Sadvari,
Law '76

McCarthy Tétrault



R. Paul Steep,
Artsci '77, Law '80

McCarthy Tétrault



David Stratas,
Law '84

Heenan Blaikie LLP



Kent E. Thomson,
Artsci '79, Law '82

Davies Ward Phillips & Vineberg LLP

ALUMNUS APPOINTED TO COURT OF APPEAL FOR ONTARIO



Ron Bull, Toronto Star

Justice John David Watt,
Law '70

Justice John David Watt, Law '70, a highly respected Ontario Superior Court judge, was appointed a Judge of the Court of Appeal for Ontario on October 12, 2007.

Since his call to the Bar of Ontario in 1972, Justice Watt has had an exemplary career in the province's justice system. He was counsel at

the Ministry of the Attorney General's Criminal Appeals and Special Prosecutions Branch from 1972 to 1985 and Deputy Director from 1975 to 1977. He then served as Senior Crown Counsel in the Criminal Law Branch until his appointment in 1985 as a Judge of the Supreme Court of Ontario, which became the Superior Court of Justice in 1999.

Justice Watt has published widely in criminal law and lectured at Queen's Law, the University of Western Ontario, Osgoode Hall Law School, the University of Toronto, and for the Law Society of Upper Canada's Bar Admission Course. He has also presented continuing education classes to members of the bar and to the judiciary.

In 1998, Justice Watt received the Harrison Tweed Award for Special Merit in Continuing Legal Education from the American Law Institute/American Bar Association. A faculty member of the Federation of Law Societies' National Criminal Law Program since 1972, and Chair from 1985 to 2004, he was appointed Honorary Chair in 2004.

Justice Watt's contributions to the Ontario justice system and the advancement of jurisprudence in Canada were recognized in 2005 when he was presented with an honorary Doctor of Laws by the Law Society of Upper Canada.

PROVINCIAL JUDICIAL APPOINTMENTS IN 2007

Gary W. Tranmer, Sc '74, Law '77, a partner with Nelson Tranmer LLP in Kingston, was appointed a Judge of the Superior Court of Justice in and for the Province of Ontario on May 11, 2007.

Jo'Anne Strekof, Law '80, a lawyer with Bennett Jones LLP in Calgary, was appointed as a Judge of the Court of Queen's Bench of Alberta on November 29, 2007.



Gary W. Tranmer,
Sc '74, Law '77



Jo'Anne Strekof,
Law '80

ALUMNUS MIKE GILLIS APPOINTED GENERAL MANAGER OF VANCOUVER CANUCKS



Mike Gillis, Law '89, speaks at the press conference following his introduction as the new general manager of the Vancouver Canucks.

Kim Stallnecht/Vancouver Canucks

Mike Gillis, Law '89, was introduced as the new general manager of the Vancouver Canucks at a press conference in General Motors Place on April 23, 2008. Having enjoyed a successful career as a player agent with clients including stars Pavel Bure and Bobby Holik, Gillis is ready to serve in his new role with the National Hockey League team.

"It feels like a natural progression, based on the things that I've done in the past," Gillis said about his appointment. "It will be challenging, with lots of work to do, but I am fairly well-prepared."

Charged with turning the team – which missed the playoffs twice in the last three years – into a Stanley Cup contender, Gillis brings a new approach to the job.

"I'm hoping to bring different ideas to the draft table and to player development," Gillis said. "I'm also hoping to be able to attract players here because, in dealing with them for the last 17 years, I understand the message they want to hear and what is important to them."

Gillis played with the Kingston Canadians in the Ontario Major Junior

Hockey League from 1975 to 1978. He then played parts of six NHL seasons with the Colorado Rockies and the Boston Bruins. After his retirement from playing in 1985 due to injuries, Gillis coached the Queen's Golden Gaels varsity hockey team for a year and then earned an LL.B. at Queen's Law. He practised at Torys LLP in Toronto, then became a player agent in 1992, founding M.D. Gillis and Associates in Kingston two years later.

Gillis returned to Queen's Law from 1996 to 1999 as a sessional instructor co-teaching Entertainment Law, a course he took as a student. "The students wanted to continue that course," Gillis said. "I thought it was an opportunity to give back."

How did Queen's Law prepare Gillis for his career? "I think legal training is good background for a lot of professions," Gillis said. "I really enjoyed the time I spent at Queen's Law. I loved it. I felt it was great preparation...it worked out really well for the profession I'm in."

NEENA GUPTA BRINGS WEALTH OF EXPERIENCE TO ONTARIO LAW COMMISSION



Neena Gupta, Artsci '84, Law '87

Gowling Lafleur Henderson LLP

In July 2007, Neena Gupta, Artsci '84, Law '87, was appointed to the Board of Governors of the newly formed Law Commission of Ontario. A partner at Gowling Lafleur Henderson LLP and a passionate advocate for

equity issues and human rights, she is honoured to serve on the Commission, which will investigate a broad range of law-reform issues in Ontario.

As a Board member, Gupta works with her colleagues to set priorities and to review and critique the research submitted to the Commission. "The idea is to look at the administration of justice, including access to justice issues, and say, 'how can we make it better for all Ontarians?'" Gupta said.

In December 2007, the Commission released its mandate. "The Commission will be focusing on areas as diverse as the division of pensions upon a family breakdown to developing a coherent approach to laws that may have an impact on an aging population," Gupta said.

Gupta was previously a chair of the Ontario Bar Association's equity group and was very active with the Law Society of Upper Canada's equity advisory group. She has also volunteered for a number of charity groups devoted to helping new immigrants find opportunities in Canada.

In the mid-1990s, Gupta returned to Queen's Law as a sessional instructor to teach Human Rights. She was impressed with the intelligence and life experience her students brought to the classroom. "It was a phenomenal experience coming back [to Queen's]," she said. "It was a real privilege to teach students of such high calibre."

The Commission is the second of its kind in the past two decades. Established by Ontario Attorney General Michael Bryant, it is a joint venture of the Law Foundation of Ontario, the Ministry of the Attorney General, all six of the province's law schools and the Law Society of Upper Canada.



David Allgood, Law '74, is presented with the 2008 Global Counsel Award by Rodgin Cohen of Sullivan & Cromwell on June 25, in New York.

Association of Corporate Counsel

DEAN'S COUNCIL CHAIR WINS GLOBAL COUNSEL AWARD

David Allgood, Arts '70, Law '74, chair of Queen's Law's Dean's Council, is the only Canadian to win a 2008 Global Counsel Award. The award ceremony was held on June 25, 2008, in New York. Allgood won his award in the Regulatory (Financial Services) category.

"I view it as a recognition of the RBC law group, really a team award," Allgood said. Allgood leads a team of 150 lawyers in and outside Canada for the Royal Bank of Canada. He and his team were nominated for the award by outside law firms they had dealt with during the last year.

A former partner of Osler, Hoskin & Harcourt, Allgood joined the Royal Bank of Canada in 1998 as the Senior Vice President – Corporate Taxation. He was appointed Executive Vice-President and General Counsel in 2000.

"Queen's Law was the first stepping stone in my legal career," Allgood said. "Without the background and the foundation that Queen's Law provided, I wouldn't have been in a position to win the award."

The Global Counsel Awards are presented by the International Law Office and the Association of Corporate Counsel. The awards recognize in-house lawyers who excel at their roles. The short-list was based on more than 2,900 nominations from law firm partners and corporate counsel.

ALUMNUS DAVID JOHNSTON APPOINTED BY PRIME MINISTER TO HEAD MULRONEY REVIEW

University of Waterloo President David Johnston, Law '66, LL.D. '91, was a prominent name in Canadian politics this past year. In November 2007, he was appointed by Prime Minister Stephen Harper to conduct an impartial review of the allegations regarding the financial dealings between the Right Honourable Brian Mulroney and Karlheinz Schreiber.

In his final report, released in January 2008, Johnston found no evidence of criminal activity arising from the large cash payments made by Schreiber to Mulroney after he left office in 1993. Johnston agreed with the findings of the RCMP and said that there was no need for further criminal investigations. He recommended a limited public inquiry to determine whether Mulroney broke ethical guidelines for holders of public office by accepting cash payments from Schreiber in exchange for the promise of lobbying efforts in the future.

Johnston has a lengthy history of involvement in public service. He was the founding chair of the National Round Table on the Environment and the Economy, and the debate moderator for the 1979 and 1984 elections. He has served on many committees and boards including the Board of Overseers of Harvard University, the Neuroscience Network Centre of Excellence, and Canada's Sustainable Development Technology Foundation, and he is a founding trustee of the MasterCard Foundation.

Johnston is a former principal of McGill University and former dean of the Faculty of Law at the University of Western Ontario. He has received honorary doctorates from 12 universities and is a Companion of the Order of Canada.



Betty DelBianco, Law '84

Celestica

ALUMNA NAMED ONE OF CANADA'S MOST POWERFUL WOMEN THREE YEARS IN A ROW

The Women's Executive Network has named Betty DelBianco, Law '84, one of the 100 most powerful women in Canada in 2007. This is the third year in a row that she has been included in the list in the corporate executive category.

In 1998, DelBianco joined one of Canada's largest technology companies, Celestica, which is an \$8-billion provider of electronics lifecycle solutions. At that time, Celestica was making the transition to a publicly traded company. As the Vice-President, General Counsel and Corporate Secretary, she set up the board and governance procedures after Celestica's record-setting IPO.

DelBianco was promoted to Senior Vice-President and Chief Legal Officer in 2004. She became the first woman to hold one of the company's top five executive positions in 2008, when she was named Executive Vice-President and Chief Legal and Administrative Officer. In addition to her responsibilities on the legal side, she is now responsible for Corporate Communications and Human Resources, overseeing programs that affect more than 40,000 employees across the world.

For her many accomplishments at Celestica, DelBianco will be entering the Women's Executive Network's Hall of Fame in 2008.



Michael Emery, Law '80

Simpson Wigle LLP

FOUR ALUMNI APPOINTED TO BOARD OF ADVOCATES' SOCIETY

The Advocates' Society has appointed **Michael Emery, Law '80, Douglas Hunt, Law '73, Peter Lukasiewicz, Law '79, and Frank Walwyn, Law '93**, to its board of directors.

Founded in 1963, the Advocates' Society promotes excellence in advocacy, ethical professional practices by lawyers and the independence of the Bar and the judiciary. The Society has more than 3,600 members across Ontario in almost every field of law, from sole practitioners, to lawyers in the civil service, to members of large firms.



Douglas Hunt, Law '73

Hunt Partners LLP

Emery is a partner in the Burlington office of Simpson Wigle LLP, specializing in civil litigation. He was called to the Bar in British Columbia in 1981 and to the Ontario Bar in 1985, and he has argued cases before the Ontario Superior Court of Justice and the Court of Appeal for Ontario. He has served as the President of the Halton County Law Association and the Chair of the Civil Litigation Section Executive of the Ontario Bar Association.



Peter Lukasiewicz, Law '79

Gowling Lafleur Henderson LLP

Hunt, the senior partner of Hunt Partners in Toronto, specializes in criminal law. He was appointed Queen's Counsel in 1985 and he served as the Assistant Deputy Attorney General and Director of Criminal Law for Ontario. He left the public service to become a partner at a national firm, and in 2001 he founded Hunt Partners.

Hunt was first appointed to the Board of the Advocates' Society from 1988 to 1991. He has also served as Chairman of the Board of Directors of the Metropolitan Toronto Forensic Service and Chairman of the Board of Governors of the Toronto East General and Orthopaedic Hospital. He is a

Fellow of the American College of Trial Lawyers.

Lukasiewicz, managing partner and a senior commercial litigator at the Toronto office of Gowling Lafleur Henderson LLP, specializes in complex commercial disputes. From 1985 to 1986, he was Chief of Staff to the Attorney General for Ontario, and in his practice he has represented clients in Canada and internationally. He has been a member of the Toronto Board of Trade's 2006 Governance Task Force, and the Vice-Chair of Queen's Law's Advisory Council, and he is currently the Chair of Ryerson University's Board of Governors. In 2008, the Government of Canada awarded Lukasiewicz a Queen's Golden Jubilee medal for significant contributions to the country, community and fellow Canadians.

Walwyn is a partner, management committee member and civil litigator at WeirFoulds LLP, with a focus on complex business litigation. A member of the Bars of both Ontario and St. Kitts and Nevis, Walwyn acts frequently on significant commercial legal matters in the Caribbean in addition to his work in Canada. As part of the legal team for WestJet in *Air Canada v. WestJet*, he helped contribute to the case law respecting discovery of electronic documents. Currently president of the Canadian Association of Black Lawyers, Walwyn is an advocate for equal rights in the legal profession. He is a member of the Law Society's Equity Advisory Group, and is a frequent speaker on equity and access issues in the legal profession.



Frank Walwyn, Law '93

WeirFoulds LLP



Dean Bill Flanagan, honouree Donald Rasmussen, Law '65, Laird Rasmussen, Law '64, and Peter Thompson, Q.C., Law '65, at the Advocates' Society dinner at the National Arts Centre in Ottawa on March 27, 2008

Valberg Imaging

DONALD RASMUSSEN, LAW '65, HONOURED

Donald Rasmussen, Law '65, of Rasmussen Starr Ruddy LLP, was honoured by the Advocates' Society at a dinner on March 27, 2008. The event was held at the National Arts Centre in Ottawa, with more than 160 lawyers and judges, including several Queen's Law alumni, in attendance.

The Advocates' Society, a professional association for advocates with more than 3,000 members in Ontario, has honoured one lawyer in Eastern Ontario almost every year since 1996. The award, dedicated to those litigators who remain trial lawyers, recognizes those who exemplify professionalism, integrity and excellence in the practice of law.

"Donald Rasmussen is an outstanding advocate," said Fay Brunning, Law '87, a barrister and solicitor at Sack Goldblatt Mitchell LLP and Chair of the Advocates' Society Dinner. "He has dedicated his career and his life to the Canadian legal justice system. He is extremely gifted in his persuasive manner and in the substance of his presentation in all levels of court."

Rasmussen began his studies at Queen's in the Faculty of Medicine, transferring to the Faculty of Law after three years. Since his call to the Ontario Bar in 1967, he has been a Fellow of the American College of Trial Lawyers and an original member of

the Canadian College of Construction Lawyers.

"I spent six years at Queen's University," Rasmussen said. "It was an environment in which excellence and honour were stressed. It was a time when I was able to mature and, possibly by some form of osmosis, absorb those principles. I learned to think and I learned the basics. Queen's Law gave me a great start in the practice of law."

TWO ALUMNI IN LIST OF TOP 40 LAWYERS UNDER 40

Queen's Law alumni **John Ciardullo, Law '95**, and **Sanjay Joshi, Law '99**, are young and rising stars, according to Lexpert. Both were named in Lexpert's list of the Top 40 Lawyers Under 40 for 2007.

Ciardullo is a partner in the Toronto office of Stikeman Elliott LLP. A specialist in corporate and securities law, he focuses on public mergers and acquisitions and has significant experience with proxy contests and contested shareholder meetings. Ciardullo was also recently recognized in Chambers Global's 2008 Guide to the World's Leading Lawyers for Business in Corporate/M&A.

Joshi is a partner with WeirFoulds LLP in Toronto. A specialist in securities law, he is a member of both the

British Columbia and Ontario Bars. Joshi represents agents and issuers active in the Canadian and U.S. public markets. He advises Canadian investment dealers, limited market dealers and merchant banks, as well as issuers in the natural-resource, new-media and telecommunications sectors. Joshi is listed as a "Lawyer to Watch" in the 2008 edition of The Canadian Legal Lexpert Directory in the category of "Top U.S. Cross-Border Corporate Lawyers in Canada," and is nominated as "Leading Lawyer" in the categories of "Mining Law" and "Mid-Market Corporate Lawyers" for the 2009 Lexpert Directory.

The selection of the Lexpert list was based on the responses to questionnaires sent to thousands of legal practitioners and corporate counsel in several practice areas. The lawyers given the highest scores and the best endorsements by their peers were included in the list.



John Ciardullo, Law '95

Stikeman Elliott



Sanjay Joshi, Law '99

WeirFoulds LLP



Queen's University Trailblazer Robert Sutherland's Legacy

by Robert B. Marks

One of the first benefactors of Queen's University—the first black lawyer in Ontario—may well have been born a slave. He's also one of the most mysterious figures in Queen's University's history.

Robert Sutherland was born in Jamaica about 1830, when slavery was still legal in the British Empire. A black Jamaican, whose parents quite possibly worked on a plantation, he would have been about three years old when slavery was abolished.

Sutherland came to Canada to attend Queen's University in 1849. He was the very first black university student in Ontario, if not all of Canada. He quickly became one of Queen's best students, earning 14 academic prizes, and taking an active role in extracurricular activities, such as the university's debating club.

"A black man achieved this when slavery was very much a reality in North America, when bigotry and racism were rampant, and when the Underground Railway was at its peak," said Frank Walwyn, Law '93.

Also a black immigrant to Canada from the Caribbean, Walwyn is a partner at WeirFoulds LLP and President of the Canadian Association of Black Lawyers. He admits to being intrigued by the Sutherland story. "It's remarkable that Sutherland accomplished what he did."

After graduation from Queen's University, Sutherland went on to study law, becoming in 1855 the first black man to be called to the Bar in Ontario. By the time of his death of pneumonia in Walkerton in 1878, his net worth was \$12,000—more than \$230,000 today. Sutherland bequeathed the entire sum to Queen's, remembering the university as the one place he "had always been treated as a gentleman." Queen's was in financial crisis in the 1870s, fighting to avoid being absorbed by another university. Sutherland's donation maintained the school's independence—and made him its saviour.

Despite Sutherland's achievements, his past remains shrouded in mystery. "How and why did he end up in

Canada from Jamaica, and why did he not return to Jamaica after finishing his studies?" Walwyn wonders.

"How did he manage to practise law in Upper Canada, when a few short years after his death Delos Rogest Davis was refused articles by Upper Canada law firms and required a special act of Parliament to eventually be called to the Bar? What became of his family in Jamaica? These questions arise from a fascinating story of accomplishment and largesse."

It's hardly surprising that such a ground-breaking figure has been an inspiration for Queen's Law students, particularly those who come from a visible minority community. Esi Codjoe, Law '03, a Jamaican who is now an associate with Ryder Wright Blair & Holmes LLP in Toronto, wrote a piece published by the Ontario Bar Institute in March 2008 about Sutherland's influence.

"As a young black lawyer, I daily draw from the head and heart in the work that I do," Codjoe wrote. "When I represent vulnerable clients seeking justice, I walk in the light that Sutherland's life represents. His star pierced the darkness and made it easier for all of us to find our way."

"I first heard about Sutherland in my first year of law school at Queen's," Codjoe said. "I was impressed by his accomplishments and his capacity to attain his goals in the face of significant hurdles. His story reminded me that perseverance is important. As a black woman, I am always influenced by black men and women who have successfully gone before me; they stand as a beacon of hope."



Frank Walwyn, Law '93

WeirFoulds LLP



Esi Codjoe, Law '03

Ryder Wright Blair & Holmes LLP

"OBA Trailblazer – Robert Sutherland: Head and the Heart," by Esi Codjoe, published by the OBA, is copyright 2008 Esi Codjoe, and excerpted with permission.

THE QUEEN'S LAW COMMUNITY REMEMBERS FRIENDS WHO PASSED AWAY IN THE LAST YEAR



1960

Donald J. Finn, Law '60, who practised for 42 years at the law firm he started in Minden in 1962, passed away on June 30, 2007. He had many passions in life; perhaps his favourite was his horses. He worked breeding and racing thoroughbred horses until his illness. He is survived by his wife Carole (nee McGarrity) and daughters Erin (Winsor) McDonnell, Artsci88 and Eoin (Insiya).



Gordon Douglas

Walmsley, Arts '57, Law '60, who practised in Prince Edward County for over 40 years, passed away on July 26, 2007. He is survived by his sons Ian (Anne) of Vancouver and Chris (Ann) of Toronto.



1961

Michael James (Jim)

O'Grady, QC, Arts '57, Law '61, passed away on May 17, 2008.

O'Grady was born in Timmins, Ontario and grew up in Rouyn-Noranda, Quebec. After completing a degree in economics and an LL.B. at Queen's, he was awarded a Viscount Bennett Scholarship to Harvard Law School, from which he received an LL.M. in 1963.

After returning to Canada, O'Grady spent three years as the Special Assistant to Hon. Larry Pennell, Solicitor General of Canada. He was appointed Queen's Counsel in 1982, and elected a Fellow of the American College of Trial Lawyers in 1998. He also served as the National President of the Consumers Association of Canada and as a member of the Executive Committee of the International Organization of Consumers Unions.

"Jim was well-respected," said classmate Justice Gordon Sedgwick, Law '61, "even held in awe by his colleagues, for his legendary integrity and skills both in and out of the courtroom, as well as his unfailing courtesy, even to judges!"

O'Grady was passionate about hockey. He coached minor hockey in his community for more than 15 years. He played Old Timers hockey, and he even wrote a poem, "Hockey After Fifty," vividly describing his own feelings. His other associations with hockey included service as general counsel to the Canadian Hockey Association (now Hockey Canada) for many years, and as a member of the International Hockey Federation Board of Arbitration.

He is survived by his wife Helen (nee Alexiade) MSW, Arts '58, and son James.

1967

John Stewart Alexander, Q.C., Arts '64, Law '67, Crown Attorney for Simcoe County from 1984 to 2004, passed away on June 9, 2007. He had recently retired to cottage country, and his passions included skiing, golf, windsurfing, water skiing, hockey and tennis. Alexander celebrated each day with a zest for life and devotion to family and friends. His life's work was the pursuit of fairness in the criminal justice system. He is survived by his wife, Elfriede.



1969

Richard Thomas, Law '69, a tax lawyer at the Toronto firm of McMillan LLP, passed away on April 2, 2008.

Thomas began his academic career at the University of Western Ontario, graduating with a Bachelor of Arts in 1964. After studying law at Queen's, he became an associate at the firm of Roberts Betts McLennan and Flynn in London, Ontario, in 1969.

Thomas joined the federal Department of Justice in 1970, concentrating on tax law, eventually heading the Tax Litigation section in Toronto. In 1981, he joined the firm of McMillan Binch LLP. He became a Tax Partner and head of the Tax Group and, unusually for a lawyer who does not specialize in advocacy, argued a case before the Supreme Court of Canada.

Thomas received a Master of Laws degree from York University in 1988, and was a former governor of the Canadian Tax Foundation, an editor and frequent contributor to the Current Cases Feature of the *Canada Tax Journal* and a member of the International Fiscal Association.

Thomas is survived by his children Chris, Meagan, Artsci '93, and Hilary Thomas, BFA '95, and companion Lydia Li.



Gordon Andrew Wiggins,

Arts '66, Law '69, a civil litigation lawyer with Sullivan Mahoney LLP in St. Catharines, passed away on November 21, 2007. He was a member of several organi-

zations, including the Advocates' Society and the Lincoln Law Association. To those he worked with, he was known as a "great lawyer and co-worker." To his family, "he meant the world." Wiggins is survived by his wife Janet, son Chris, daughters Lyndsey Raymer and Jodi and granddaughter Annika.



1977

Reginald Hill Brown, QC, Law '77, who had a challenging and successful litigation practice and was managing partner of the St. John's office of the law firm

Cox & Palmer, passed away on January 15, 2007. He was an active member of the community, particularly with St. John Ambulance. Brown was appointed Knight of the Order of St. John by the Governor General of Canada in 2000 and received the Queen's Golden Jubilee Medal in 2002. He balanced a demanding professional life with the philosophy that "family always came first." He is survived by his wife Pam, son Daniel and daughter Johanna.



1978

John Phillips, Q.C., BCom '75, Law '78, a senior member of Miller Thomson's Private Client Services and Charities and Not-for-Profit Groups, passed away on

March 5, 2008, at the age of 54.

After graduating from Queen's Law, the Belleville, Ontario native remained involved with the law school and helped develop the Alberta Scholar at Queen's Law Scholarship.

Phillips was an active member of the Law Society of Alberta, serving as a Bencher from 2002-2003. As part of his practice, he advised many charities and foundations in Calgary. He was also an active member of his community. To those who knew him best in life and in business, he was a true gentleman, kind, and always generous with his time and energy. "John was a proud Queen's grad and a true mentor for lawyers in Calgary," said Joe Bradford, Law '94.

Phillips is survived by his wife, Lynne Phillips, BED '78, and children Rob and Andrew.



1981

Thomas J. Potter, Law '81, who spent the majority of his career practising law in Vancouver with Swinton & Company and then Miller

Thomson LLP, passed away in January 2007. He developed a reputation for his commitment to his clients, for his resourcefulness, for taking the long view and for his love of healthy verbal exchanges. He was "tough to beat, whether at work or play." Potter is survived by his wife Joanne McLeod, Law '81, and son James, BCom '08.

THE QUEEN'S LAW COMMUNITY CONGRATULATES ALUMNI

1969

Neil McCrank, Q.C., Law '69, was appointed to the Board of Directors for AltaGas General Partner Inc., an integrated energy infrastructure and services organization, on December 10, 2007. He also recently joined Borden Ladner Gervais LLP in the Calgary office as Counsel.



1970

W.A.(Alf) Peneycad, Law '70, has been appointed a Director of PetroFalcon, a Canadian public oil and gas company with operations in Venezuela. He is also a Director of Petro Andina Resources (Argentina), Canadian Wireless Trust and R Split III Corp which trade on the TSX. He is Counsel to Macleod Dixon LLP.



1975

Justice Helen MacLeod, Law '75, married Dr. James Beliveau on December 22, 2007, in Kingston. They spent their honeymoon in February 2008 on a Queen's alumni trip aboard a tall ship cruising through Tahiti and French Polynesia. The couple has a blended family of eight children.



1980

Michael J. Bennett, Law '80, was appointed Managing Partner of Blaney McMurtry LLP in September 2007. In addition to his new management responsibilities, Michael continues to practise in the areas of securities and corporate finance law.



1995

Kelly Callon-McLean, Law '95, and Patrick McLean, BCom '93, are thrilled to announce the very long-awaited arrival of their son, Michael David McLean, on October 12, 2007, in Toronto. Kelly is the Director of Student and Associate Programs at Aird & Berlis LLP.

1998

Jeremy Robinson, Law '98, joined the New York firm Bernstein Litowitz Berger & Grossmann LLP as an Associate in January 2006 after being called to the state's Bar. He also recently completed the Master of Laws program at Columbia University.



2004

Jessica Watkins, Law '04, Queen's Law's Co-Director of Career Services, married Ian Cooper on May 25, 2008, in a small ceremony in Toronto.

2004/5

Reut Ariel, Law '05, and **Robert (Bo) Rothstein**, Law '04, were married on August 5, 2007, in Vancouver, B.C.

2007

Major Chris Waters, LLM '07, joined the staff of military lawyers at the new Military Law Centre established in Kingston in November 2007. The centre oversees the education of troops and officers in legal matters, trains military lawyers and provides policy and doctrinal advice to the Canadian government.



Ian Clarke, Law '05, contemplates risking \$150,000 of his \$175,000 winnings in pursuit of the \$1 million prize on "Are You Smarter than a Canadian Fifth Grader?" with host Colin Mochrie on October 25, 2007.

GlobalTV

FORMER LAW STUDENTS' SOCIETY PRESIDENT WINS BIG ON POPULAR GAME SHOW

Ian Clarke, Law '05, was the inaugural contestant on "Are You Smarter than a Canadian Fifth Grader?", this country's version of the popular American game show. On the show, adult contestants compete to prove they are smarter than 10-year-olds by answering a series of elementary school questions from grades one to five. With help from a couple of fifth-graders, Clarke won \$175,000 on October 25, 2007.

In front of a studio audience and 1.5 million viewers, the litigation associate at Ogilvy Renault LLP and former Federal Court of Appeal clerk also gave host Colin Mochrie a mambo lesson.

"Being part of the show was an amazing and fun experience for which I am very thankful," Clarke said.

How does Clarke plan to spend some of his winnings? "My parents, niece and I are heading to Disneyworld in Florida in February 2009," he said.

Send your news & photos for the
2009 issue of Queen's Law Reports
by April 30 to
Alumni Relations Coordinator
Dianne Butler at
butlerd@queensu.ca.



Justice Peter Coulson, Law '63, Chief Justice Annemarie Bonkalo, Law '76, Justice Charles Anderson, Law '79 and Justice Tony Di Zio, Law '75

Reno Video & Photography

ALUMNI RECEPTIONS

Dean Bill Flanagan would like to thank alumni and friends who attended our alumni receptions in the following cities in 2007-08:

Hong Kong, Peking Garden,
November 5, 2007

Edmonton, Upper Crust Café,
April 9, 2008

Calgary, Hotel Arts,
April 10, 2008

Vancouver, Vancouver Art Gallery,
April 14, 2008

**Toronto, Four Seasons Centre,
for the Performing Arts,**
April 28, 2008

**New York City, hosted by Seema Kalia,
Law '93,**
May 8, 2008

Ottawa, Fairmont Chateau Laurier,
May 21, 2008

**London, England, Office of Clifford
Chance LLP,**
May 23, 2008

A reception for our Kingston and area alumni will be held in September. Invitations will be sent in August.



Justice Peter Bishop, Justice Wendy Malcolm, Justice Harvey Brownstone and Regional Senior Justice Robert Bigelow, all Queen's Law '80 grads

Reno Video & Photography



Laura Piasetzki, Greg Piasetzki, Law '80 and Steve Trumper, Law '80

Teddy Melvin

DEAN'S COUNCIL

Dean Bill Flanagan gratefully acknowledges the commitment and support of all the members of the Dean's Council:

**David Allgood, Law '74,
Chair**
Royal Bank of Canada

**J. Gregory Richards, Law '79,
Vice-Chair**
WeirFoulds LLP

Justice Nola E Garton, Law '73
Superior Court of Justice,
Toronto Region

Victoria Russell, Law '75
Barrister & Solicitor

Michael A. Smith, Law '90
Patton Boggs LLP

Justice Jo'Anne Streckf, Law '80
Court of Queen's Bench, Alberta

Kent E. Thomson, Artsci '79, Law '82
Davies Ward Phillips & Vineberg LLP

Steven J. Trumper, Law '80
Marshall Diel & Myers

Bonnie Warkentin, Law '89
Cunningham, Swan, Carty, Little & Bonham LLP

THANK YOU TO SESSIONAL INSTRUCTORS AND VOLUNTEERS

Queen's Law thanked sessional instructors and volunteers at a reception at the Donald Gordon Centre on April 2, 2008. Queen's Law is most grateful to all of our alumni and friends who donate their valuable time to the law school.



Philip Osanic, Law '91, LL.M. '02, Gord Mylks, Law '67, Justice Doug Belch, Law '67 and Mayor Harvey Rosen, Law '75

Alison Josselyn



Ted Bergeron, Law '91 and Professor Erik Knutsen

Alison Josselyn

J.D. CONVERSION

On February 28, 2008, the Queen's University Senate unanimously approved a motion to change the designation of the Queen's Law degree from LL.B. to J.D. A Queen's Law alumnus may choose to convert his or her LL.B. to a J.D.

The University will advise the faculty of the conversion process this fall, and the information will be posted in September 2008 on our website: <http://law.queensu.ca/students/lss/jdProposal.html>



Queen's Law

Homecoming Weekend 2008

September 26 to 28

Celebrate your class reunion during Homecoming Weekend. For details about the events, contact your class organizer.

1968

Bill Johnson wjohnson@blgcanada.com

1973

John Hill conlaw@cogeco.ca

1983

Carol Cochrane cochrane@lowmurchison.com

1988

Wendy Oughtred w-oughtred@bellnet.ca
 Stephen Wojciechowski sjw@eryoubarristers.com

1993

Frank Walwyn fwalwyn@weirfoulds.com

1998

Daria Strachan strachand@ainc-inac.gc.ca

2003

Kirsti Mathers McHenry mchenrk@lao.on.ca
 Sarah Atkinson sarah.atkinson@wst.gov.on.ca
 Michael Mercer michael.mercer@blakes.com

For more information, please contact Dianne Butler, Alumni Relations Coordinator, at butlerd@queensu.ca, or at 613.533.6000 ext. 78471

Queen's Law at 50 Homecoming 2007

Dean Bill Flanagan welcomed alumni from 17 reunion classes to celebrate a special Homecoming Weekend and the culminating event of Queen's Law at 50 celebrations in Kingston on October 19th and 20th, 2007. A reception was held at Grant Hall on Friday evening to kick off the festivities.

Saturday morning began with a brunch reception at Agnes Etherington Art Centre and the opportunity to tour the gallery and view the newly acquired Rembrandt.

The Law Students' Society invited alumni to learn more about the moot program at a moot demonstration in Macdonald Hall on Saturday afternoon. This was a great opportunity to see students demonstrate their oral advocacy skills. A gala reception and the unveiling of the Judicial Recognition Wall took place in the Lederman Law Library later that afternoon and Dean Flanagan gave special

recognition to Irene Bessette, Professor Emeritus, first Chief Librarian and first woman faculty member from 1968 until her retirement in November 1988. A plaque to honour Irene Bessette is displayed in the computer room of the library. The Honourable Heather Smith, Law '71, Chief Justice of the Superior Court of Justice and The Honourable Annemarie Bonkalo, Law '76, Chief Justice of the Ontario Court of Justice, provided remarks on behalf of the judiciary at the unveiling of the new recognition wall.

The weekend wrapped up with a gala celebratory homecoming dinner at Ban Righ on Saturday evening, hosted by David Pattenden, Law '71, Chair of the Queen's Law at 50 Steering Committee. Geraldine Tepper, Law '60, one of only two women in the first graduating class, provided keynote remarks to a full room of more than 300 alumni, faculty and friends.



FACULTY OF LAW
Queen's University
Kingston, Ontario
Canada K7L 3N6

