

Back to Basics: Litigating Human Rights Applications

Date: Thursday, February 7, 2013 | 9:00 am to 12:20 pm

Location: Westin Harbour Castle Conference Centre, 2 Harbour Square

Program Chairs: **Ranjan Agarwal**, Bennett Jones LLP
Geri Sanson, SANSON LAW OFFICE Professional Corporation



1.75 Substantive Hours
1.5 Professionalism Hours

Note: New members may apply any program that contains a minimum of **0.5 Professionalism Hours** toward the annual CPD requirement

Litigating human rights applications can involve complex procedural and substantive decisions, each of which can affect the outcome of the proceeding. This program focuses on the basics but is aimed at both new and experienced practitioners. How can you make an effective application on behalf of your client? How do you investigate the application and respond to it? How can you make mediation work for your client?

9:00 am **Opening Remarks**

9:05 am **Making Human Rights Applications**

- Interviewing the client
- Assessing the application
- Choosing the right forum
- Limitation periods
- Drafting the application
- Documentary disclosure – breadth, timing and privilege
- Witness disclosure and will say statements
- Witness interviews
- Remedies
- Managing expectations
- Dealing with self-represented litigants
- Practice management

Moderator: **Geri Sanson**, SANSON LAW OFFICE Professional Corporation

Panelists: **Shalini Konanur**, South Asian Legal Clinic of Ontario

Kate Sellar, Human Rights Legal Support Centre

Shaun O'Brien, Cavalluzzo Hayes Shilton McIntyre & Cornish LLP

Maryth Yachnin, Industrial Accident Victims' Group of Ontario (IAVGO)

10:15 am **Responding to Human Rights Applications**

- Interviewing the client
- Investigating the application
- Documentary disclosure
- Witness disclosure and will-say statements
- Drafting the response
- Witness interviews

10:15 am (cont) **Case Law Developments**

- Managing expectations
- Practice management
- Dealing with self-represented applicants

Moderator: **Ranjan Agarwal**, Bennett Jones LLP

Panelists: **Kathryn Bird**, Hicks Morley Hamilton Stewart Storie LLP

Cory Boyd, Rubin Thomlinson LLP

R. Mark Fletcher, **Grosman, Grosman & Gale LLP**

Jessica Young, Stringer

11:15 am **Break**

11:30 am **Effective Mediation/Hearing Practice**

- Should I mediate?
- Mediation/Adjudication?
- What is "Active Adjudication"?
- Preparing your clients for mediation
- Drafting the mediation brief
- Creative remedies
- Preparing the settlement documentation
- Dealing with self-represented parties
- Releases

Ethical issues in mediating

Moderator: **Andrew M. Diamond**, ADR Chambers

Panelists: **Mark Hart**, Human Rights Tribunal of Ontario

Rachel Turnpenney, Turnpenney Milne LLP

Amanda McLachlan, Bennett Jones LLP

12:15 pm **Questions and Closing Remarks**

12:20 pm **Program Concludes**

Your registration fee includes the keynote address, welcome reception, special events, breakfasts, lunches, refreshments, and access to the electronic materials for ALL programs.

PROGRAM REGISTRATION IS ONLINE www.oba.org/institute2013

Questions? pd@oba.org