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THE POWER OF YOU



Sheraton On The Falls NIAGARA FALLS, ONTARIO MAY 27 - 30, 2015



The Institute of Law Clerks of Ontario would like to thank the following Platinum, Gold and Silver Sponsors of our 25th Annual Conference:

PLATINUM



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SPECIAL EVENTS

WEDNESDAY, MAY 27, 2015

GOLF TOURNAMENT

SPONSORED BY

Ussher's Creek Course, Legends on the Niagara

11:00 am Shotgun Start

We are kicking off this year's Conference with our 16th annual golf tournament...a great way to meet your fellow law clerks. See enclosed flyer and registration form for full details about participating.



WEDNESDAY, MAY 27, 2015

PRE-CONFERENCE MEET & GREET RECEPTION

SPONSORED BY

Sheraton On The Falls

6:00 pm - 8:00 pm

Come and join us for a casual evening of networking at the pre-conference meet & greet.

stewart

THURSDAY, MAY 28, 2015

DINNER OVERLOOKING THE FALLS GALA EVENT

SPONSORED BY

Elements on the Falls Restaurant

6:00 pm - 11:00 pm

Join us for cocktails, dinner and live music at Elements overlooking the magnificent Niagara Falls. Cocktail attire suggested.



SCH	EDULE OF EVENTS	WEDNESDAY May 27, 2015
11:00 am to 5:00 pm	16 th ANNUAL GOLF TOURNAMENT Ussher's Creek Course, Legends on the Niagara	sponsored by
	Shotgun start for all golfers at I I:00 am! Calling all golfers and those who wish to be introduced to the wonderful game of golf! ILCO is holding its 16th golf tournament at Ussher's Creek Golf Course in Niagara Falls on Wednesday, May 27 as the annual kick-off event of the conference. The format is 'best ball' that makes for a fun and pressure-free game. Enjoy the unique course, which is part of the overall 800 acres that makes up the Legends on the Niagara complex. After the tournament, relax on site at its high quality contemporary clubhouse for a drink and hors d'oeuvres with your fellow golfers before returning to the hotel for the pre-conference reception. Make ILCO's silver anniversary conference memorable by joining us for some fun, camaraderie and prizes! Please see the enclosed flyer and registration form for full details.	RICOH
After 3:00 pm	HOTEL CHECK-IN Sheraton On The Falls	
5:00 pm to 6:30 pm	CONFERENCE REGISTRATION Sheraton On The Falls	
6:00 pm to 8:00 pm	PRE-CONFERENCE MEET & GREET RECEPTION Sheraton On The Falls Reconnect with friends – old and new – as we kick off our 25th Anniversary Conference. Food & refreshments to be served.	stewart

		THURSDAY MAY 28, 2015
7:30 am to 8:45 am	BREAKFAST	SPONSORED BY (**) FIRST BASE SOLUTIONS
7:45 am to 8:45 am	CONFERENCE REGISTRATION Sheraton On The Falls	
8:45 am to 9:15 am	WELCOME & OPENING REMARKS Sheraton On The Falls	
9:15 am to 10:30 am	A TRULY UNIQUE PERSPECTIVE David Chilton	SPONSORED BY
Keynote Speaker	As someone who has experienced both success and failure, David Chilton humorously illustrates how a healthy perspective can lead to positive results, despite what life throws at you, using examples from both his professional and private life, including "behind the scenes" stories from Dragons' Den.	OF ONTARIO SERVICE
10:30 am to 11:30 pm	COFFEE BREAK and EXHIBITOR HALL	
11:30 am to 12:30 pm	COMMON ERRORS TO AVOID WHEN FILING AN APPLICATION FOR A CERTIFICATE OF APPOINTMENT OF ESTATE TRUSTEE Laura Craig – Ministry of the Attorney General Debbie Dykstra – Ministry of the Attorney General Estate administration matters can be complex when taking into consideration such matters as family members' interests, notices to beneficiaries, the validity of the will, the estate trustee named and his or her residence, and whether the deceased person resided in Ontario. These are all matters that have to be considered by the Registrar of the Superior Court of Justice before the estate application may be processed. In this session, staff from Court Services Division will discuss common errors in applications for a certificate of appointment of estate trustee and their remedies.	
11:30 am to 12:30 pm	SUBSIDIARY GOVERNANCE BEST PRACTICES & RELATED TECHNOLOGIES Jessica Clinton – Royal Bank of Canada Gina Zapras – Royal Bank of Canada This session will discuss subsidiary governance best practices with a focus on innovative use of supporting technologies.	

		THURSDAY MAY 28, 2015
11:30 am to 12:30 pm	DEVELOPING BEST PRACTICES IN E-DISCOVERY Moderator: Anna Traer – Davies Ward Phillips & Vineberg LLP	SPONSORED BY
	Panel: Tanya Barbiero – Davies Ward Phillips & Vineberg LLP Penny Lindsay– Lerners LLP Tracy Mettimano – Dentons Canada LLP Debbie Miller – Lerners LLP	Davies
	Join us in a discussion about e-Discovery solutions to help you develop and apply best practices in your law firm or organization. This panel will analyze sample cases to explore simple to complex e-Discovery issues and considerations.	
11:30 am to 12:30 pm	THEY DON'T HAVE TO BE NAKED!™ A NEW APPROACH TO PUBLIC SPEAKING Ivan Wanis Ruiz — Speaking and Communication Services This session takes the accepted principles of effective communication and flips them upside down. This workshop uses research from neuroscience, police interrogation, poker analysis, improv and more to deliver practical techniques for effective communication. This class is also highly interactive and will apply the ideas presented in class to demonstrate their effectiveness	
12:30 pm to 1:45 pm	LUNCH	
1:45 pm to 2:45 pm	SPECIAL AND EXTRAORDINARY EXPENSES MADE SIMPLE Nicole Tellier – Nicole Tellier, Barrister & Solicitor The session will explain the statutory framework, how these are determined and calculated and will provide drafting examples of section 7 clauses.	
I:45 pm to 2:45 pm	UNDERSTANDING STATED CAPITAL C. Paul W. Smith — Stewart McKelvey This session is a look at the Business Corporations Act provisions concerning stated capital - how stated capital is created and how it is changed and what does it all mean.	SPONSORED BY STEWART MCKELVEY LAWYERS • AVOCATS

		THURSDAY MAY 28, 2015
1:45 pm to	EMPLOYMENT ISSUES IN SHAREHOLDER	SPONSORED BY
2:45 pm	AGREEMENTS	
	Meaghan S. Hughes – Cox & Palmer Peter LeCain - Cox & Palmer	COX & PALMER The difference is a great relationship
	A properly structured shareholder agreement can be an important tool when changes occur in business relationships. One often overlooked element of a shareholder agreement is the employment relationship when shareholders are taken out under a buy-sell or other clause. Tales of agreements gone wrong and best practices to avoid issues will be the focus of this session.	coxandpalmerlaw.com @coxandpalmer
1:45 pm to	THE ART & SCIENCE OF PRIVILEGE	sponsored by
2:45 pm	Rebecca M. Atkinson - Cox & Palmer	
	Josh J.B. McElman - Cox & Palmer	COX & PALMER
	Identifying and distinguishing privilege is fundamental. Join us for a refresher on the various types of privilege, exceptions and issues to be aware of, including privilege considerations with in-house counsel and expert witnesses.	The difference is a great relationship coxandpalmerlaw.com @coxandpalmer
2:45 pm to	COFFEE BREAK and EXHIBITOR HALL	
3:45 pm	Don't miss out on the Thursday Exhibitor Draws	
	– you must be in attendance to win!	
3:45 pm to	TRENDING ISSUES IN COMMERCIAL LEASING	SPONSORED BY
4:45 pm	Michael A. Mann – Lancaster, Brooks & Welch LLP	
	This session will address topics such as Triple Net v. Gross Leases, Rules of Interpretation, Common Cost calculations, Leasehold Improvements, Defaults and Remedies, Use clauses, Assignments, Subordination and Attornment.	stewart
3:45 pm to	WORK RELATIONSHIPS IN AMATEUR SPORTS	sponsored by
4:45 pm	Civita M. Gauley - Lancaster, Brooks & Welch LLP	
	Leanne E. Standryk – Lancaster, Brooks & Welch LLP	
	Sports and recreation play a significant role in many of our lives. An increasing level of commercialization and awareness of individual rights means that sport and recreational organizations are more susceptible to legal action and a wider range of other risks than they were in the past. Organizations face a multitude of legal issues involving contracts, privacy issues, athlete selection and eligibility, and employment issues. The session will focus on managing legal issues and in particular the workplace relationships in amateur sport.	NORTON ROSE FULBRIGHT

THURSDAY MAY 28, 2015 WHAT TO DO WHEN THE TAX MAN COMES SPONSORED BY 3:45 pm to 4:45 pm **KNOCKING: EFFECTIVELY MANAGING A TAX AUDIT** mccarthy tetrault Chia-yi Chua – McCarthy Tétrault LLP This session will address practical considerations underpinning the actual management of a Canada Revenue Agency tax audit - before, during and after - the good, the bad and the ugly! **MODERNIZATION OF CANADA'S TRADEMARK** 3:45 pm to SPONSORED BY 4:45 pm REGIME: RECENT AMENDMENTS TO THE TRADEMARKS ACT Lauren Lodenguai – Deeth Williams Wall LLP In 2014, the most significant changes to Canada's trademark regime in over 50 years were passed through two amendments to the Trademarks Act. First, in June, by an omnibus budget bill (Bill C-31), and second, in December, by the Combating Deeth Williams Wall Counterfeit Products Act (Bill C-8). These sweeping changes impact searching, clearing, risk analysis, protection and enforcement of trademarks in Canada. This session will provide an overview of the key changes to the current trademark regime, explain how the changes will impact trademark owners and provide guidance to prepare for the new trademark regime. 6:00 pm to GALA DINNER OVERLOOKING THE FALLS SPONSORED BY 11:00 pm loin us for cocktails, dinner and live music at Elements

overlooking the magnificent Niagara Falls. Cocktail attire suggested.





		FRIDAY MAY 29, 2015
7:30 am to 8:45 am	BREAKFAST	
9:00 am to	THE GIFTS OF GREAT LEADERS	sponsored by
10:00 am	The Honourable David C. Onley Former Lieutenant Governor	
Keynote Speaker	"One of the gifts of great leaders, and one from which each of us can learn, is that they frame reality for the group. They define its situation. They specify its aims. They articulate its choices. They tell us where we are and where we are going in a way no satellite navigation system could. They show us the map and the destination, and help us see why we should choose this route not that." – Lord Sacks	HIT OF LAW CORE BEEN TO THE OF THE OF LAW CORE BEEN TH
	Through personal and historic example, The Honourable David Onley demonstrates how the above principles can – and do – work for organizations large and small.	OF ONTARIO
10:00 am to	COFFEE BREAK and EXHIBITOR HALL	
11:00 am to	WHAT IS AN ESTATE FREEZE? WHAT IS A GIFT?	
12:00 pm	DIVORCE AND SEPARATION UNDER THE INCOME	
	TAX ACT	
	Brian Cohen – Dentons Canada LLP	
	As Generation X gets older parents are looking to minimize potential capital gains tax on death – but to do so they need to take steps within the rules and obligations set out not only in the Income Tax Act but other areas of law as well, such as the common law and the Family Law Act. This session will look at the Income Tax requirements surrounding gifts made to future generations, estate freezes and the impact of the gift and income tax rules on separation and divorce.	
11:00 am to	THE SEDONA CANADA PRINCIPLES	SPONSORED BY
12:00 pm	ADDRESSING ELECTRONIC DISCOVERY	
	The Honourable Colin L. Campbell, Q.C. – Amicus Chambers	
	Susan Wortzman - Wortzmans	WORT/MANS
	The Sedona Canada Principles and Commentary have been revised. Join us as The Honourable Colin Campbell and Susan Wortzman, founding members of The Sedona Conference Working Group 7 "Sedona Canada" discuss the changes, the implications of them and the emphasis on Proportionality principles governing the costs of the discovery process.	e-discovery information governance
II:00 am to	SPECIAL CONSIDERATIONS IN REAL ESTATE	SPONSORED BY
12:00 pm	FINANCING OF NON-CORPORATE BORROWERS	
	Silvana M. D'Alimonte – Blake, Cassels & Graydon LLP	FCT Title Insurance Asset Protection Process Solutions
	This session will focus on issues that a lender should be aware of in providing real estate financing to non-corporate borrowers such as partnerships, including limited partnerships, business trusts and co-ownerships.	Process Solutions

		FRIDAY MAY 29, 2015
11:00 am to	EMPLOYMENT LAW -TOP 10 DEVELOPMENTS	sponsored by
12:00 pm	Janice Spencer – Rogers Communications	
	This session will examine recent decisions in the employment law area relating to such things as the termination of the employment relationship, accommodating family status, and much more. The aim is to provide you guidance and an update on a continually changing landscape of issues related to employment.	mccarthy tetrault
12:00 pm to	LUNCH	sponsored by
I:00 pm		EDIQ
1:00 pm to 2:00 pm	EXTRA SPECIAL CARE – ASSISTING A LAWYER WHO IS ALSO AN ESTATE TRUSTEE	
	Corina S.Weigl – Fasken Martineau DuMoulin LLP	
	How do you set up files? How do you docket? What does the Law Society of Upper Canada want to see if the lawyer is audited?	
1:00 pm to	LIFE CYCLE OF A MUTUAL FUND	sponsored by
2:00 pm	Francesca F. Smirnakis – Borden Ladner Gervais LLP	
	This session is intended for law clerks who are new to, or interested in, the area of mutual funds. Attendees will gain an understanding of the life cycle of a mutual fund from a regulatory and legal perspective. This session will also outline a law clerk's role in the mutual fund universe including an understanding of key industry terms.	Borden Ladner Gervais
1:00 pm to	PRACTICALTIPS FOR DEALING WITH	sponsored by
2:00 pm	NON-TRADITIONAL LITIGANTS	
	Alexander Smith – Torys LLP	
	Non-traditional litigants are playing an increasingly significant role in litigation in Canada. Non-traditional litigants take a variety of forms, such as unincorporated associations, vexatious litigants and interveners. A common characteristic that many of them share is that they are not primarily motivated by traditional concerns of economic self-interest. This session will explore some of the issues that arise when working in opposition to, or with, non-traditional litigants.	TORYS
1:00 pm to	THE MANY FACES OF REAL ESTATE JOINTVENTURES	sponsored by
2:00 pm	Jeffrey H. Shore – Goodmans LLP	
	Real estate joint venture transactions can be structured in a variety of ways – through corporations, co-ownerships, general partnerships, limited partnerships, trusts and contractual arrangements. In this presentation, you will learn about the features and implications of each of these structures, including their relative strengths and weaknesses, and how they are documented.	Chicago Title Insurance Company Canada
2:00 pm to	COFFEE BREAK and EXHIBITOR HALL	
2:45 pm	Don't miss out on the Friday Exhibitor Draws	
	– you must be in attendance to win!	

		FRIDAY MAY 29, 2015
2:45 pm to 3:45 pm	FIDUCIARY ACCOUNTINGS: GUARDIANSHIP ACCOUNTS, ATTORNEY ACCOUNTS, ESTATE ACCOUNTS, TRUST ACCOUNTS Kimberly A. Whaley - Whaley Estate Litigation Heather Hogan - Whaley Estate Litigation This session will address accounting requirements of fiduciaries and Passing of Account applications before the court. The preparation of estate, trustee, attorney and guardian accounts-tips & traps, process and procedure.	
2:45 pm to 3:45 pm	HOW TO KEEP A SECRET – NEGOTIATING NON-DISCLOSURE AGREEMENTS Trung Lam – Yahoo! Canada Co.	sponsored by
	Entering into a non-disclosure agreement is often the first step when two parties are looking to enter into a commercial arrangement. As a result, a non-disclosure agreement will often be the beginning of negotiations between the parties. This presentation will discuss the common elements found in most non-disclosure agreements as well as highlighting areas where parties often clash.	NORTON ROSE FULBRIGHT
2:45 pm to 3:45 pm	ALL ABOUT EASEMENTS! Rina Van Kooten – Dentons Canada LLP	sponsored by
	This session will focus on: 1. Creating an Easement; 2. Documenting an Easement; 3. Registering an Easement; and 4. Due diligence required in acquiring an easement.	Borden Ladner Gervais
2:45 pm to 3:45 pm	SETTING UP AND SUPPORTING AN ELECTRONIC COURTROOM: A PRACTICAL GUIDE Carolyn E. Anger — Stikeman Elliott LLP Plan, prepare for the worst and keep it simple! Technology has come a long way in just a few short years. There are services, technology and consultants out there to assist with your electronic courtroom whether you have a motion or a large scale trial. Whether there are 100 or 100,000 documents, there is a system out there that will support the requirements. Join us for a practical discussion about how to set-up and manage an electronic courtroom and why and how an electronic set-up is better than a paper based set-up.	pwc
3:45 pm to 4:00 pm	SESSION ROTATION	

		FRIDAY MAY 29, 2015
4:00 pm to	COMPLIANCE FOR THE 21 ST CENTURY AND BEYOND	
5:00 pm	Monique Jacob - ADP Canada Co.	
	"Laws control the lesser manright conduct controls the greater one. "- Mark Twain	
	The complexity of doing business is increasing at an accelerated pace adding layer upon layer of compliance requirements coming from all directions. Whether it be compliance with the ever-increasing number of laws and regulations enacted within our nation and globally, internal policies and procedures developed to reflect a business' culture and appetite for risk or the standards established by societal norms and industry codes, navigating through the maze of rules is a daunting task for businesses today.	
	Compliance for the 21st Century and Beyond will look at the inter-relationship between governance, risk and compliance and highlight the role of the law clerk as a valued legal professional for the future.	
4:00 pm to	SLIP AND FALL ACTIONS – OCCUPIERS LIABILITY	SPONSORED BY
5:00 pm	Eric D. Zeldin – Krylov & Company	
	What is the standard of negligence when someone injures themselves on an icy sidewalk? What about when the fall takes place in a supermarket, someone's home, or at work? We'll discuss what constitutes negligence, and who qualifies as an "Occupier" under the Occupiers' Liability Act. Then we'll go over some important things that need to be done at the initial interview and to set up the file for success.	BRIDGE POINT INDEMNITY COMPANY
1:00 pm to	INVESTIGATIVE & BACKGROUND RESEARCH FROM	
5:00 pm	ONLINE SOURCES – 101	
	Kevin Lo – Froese Forensic Partners Ltd.	
	As social media grows beyond the realm of the younger demographic, it is now reaching many aspects of our society. Social media is also becoming a good source of background information that may be essential for your case. This presentation will talk about the current state of social media and how social media is more elaborate than just the Facebook and Twitter. We will all discuss the various techniques and dos-and-don'ts when conducting research on the various social media platforms.	
4:00 pm to	THE EVOLVING ROLE OF LAW CLERKS IN	SPONSORED BY
5:00 pm	IMMIGRATION PROCEEDINGS	
	Joel Sandaluk – Mamann, Sandaluk & Kingwell LLP	
	This session will provide an analysis of typical immigration cases Law Clerks may assist with and identify the information that may be gathered, strategies that can be developed and materials that can be prepared by Law Clerks in the context of immigration proceedings. The session will include a discussion as to the role of Law Clerks in monitoring and tracking deadlines in immigration law (both in procedural and litigation cases) and will discuss the ethical issues that may occur during the course of representation of clients in immigration matters.	All Languages Ltd* Translators & Interpreters
5:00 pm to 7:00 pm	COCKTAIL RECEPTION	sponsored by
		THOMSON REUTERS

		SATURDAY MAY30, 2015
7:30 am to 8:45 am	BREAKFAST	
9:00 am to 10:15 am Keynote Speaker	THE GREAT TRAITS OF CHAMPIONS: RAISING THE BAR ON PERFORMANCE (PART I) Debbie Muir – Hall of Fame Coach; High Performance Expert Mark Tewksbury – Olympic Gold Medalist; Chef de Mission 2012 Canadian Olympic Team's Humanitarian Debbie Muir and Mark Tewksbury come from the world of Olympic sport and understand how to perform under pressure, find more efficient ways forward with limited resources, and bring out the best in others. Join them as they offer an interactive, fast-paced, and inspiring session focused on the theme of performing at your best. It is important to continually challenge yourself to be better, and this session is filled with anecdotes, team building activities, and practical tools you can take away that will show you how.	SPONSORED BY
10:15 am to	COFFEE BREAK	
10:45 am to 12:00 pm	THE GREAT TRAITS OF CHAMPIONS: RAISING THE BAR ON PERFORMANCE (PART II)	
12:00 pm to 12:15 pm	CLOSING REMARKS and FAREWELL	

ACCOMMODATION and TRANSPORTATION Sheraton On The Falls NIAGARA FALLS, ONTARIO

ACCOMMODATION

Sheraton On The Falls is holding blocks of rooms for Conference until <u>May 4, 2015</u>. Room rates are subject to applicable taxes, Promotion Fee and Resort Services Package. Complimentary self-parking for all guests is included for the duration of conference.

Check-in time at the hotel is 4:00pm and check-out time is 12:00pm (noon) on the date of departure. Requests for early check-in / late check-out must be directed to the hotel.

For further details regarding accommodation (including room rates, room types and cancellation policy) or to reserve your room online, please use the following link: http://fallsavenueresort.com/corporate/ilco/ or by calling Sheraton On The Falls reservations at (800) 519-9911 and requesting the special conference rate for The Institute of Law Clerks of Ontario.

The above rates are also available to Conference attendees for **1 day prior and 1 day** post the ILCO Conference (subject to availability).

TRANSPORTATION

LUXURY COACH

We are excited to offer to our attendees the ability travel to Sheraton On The Falls hassle free – and by Luxury Coach! The Coach will depart from the ILCO office (20 Adelaide Street East, Toronto) on Wednesday, May 27 in the early afternoon (time TBC) taking you directly to Sheraton On The Falls in time for check-in and the Meet & Greet Reception. The return Coach will depart from Sheraton On The Falls on Saturday, May 30 shortly after the Conference ends (time TBC) with drop off back at the ILCO office. The return trip includes a boxed lunch. All this for only \$100 (plus HST) per person. If you are interested in travelling by Coach, please send an email to with the subject heading "Coach Travel to Conference" to ilco-conference@ilco.on.ca. A minimum of 28 confirmed individuals are required in order for this offer to take place. Confirm your space early!

AIRLINES

Porter

Porter is offering a 15% discount on their best available regular fare at the time of booking (excluding web and promotional fares). Attendees must make their travel arrangements through the online booking at **www.flyporter.com** or by calling **(888) 619-8622** quoting account code **ILCO2015**. The discounted rates are available for travel from **May 24, 2015 to June 2, 2015**.

West let

WestJet is offering a **10% discount** on their best available regular fare at the time of booking (excluding web and promotional fares). The discount is only available by contacting WestJet's Group agents via WestJet's Convention line at **(888) 493-7853**. The Conference code is **CC7678** and must be quoted at time of booking. For information regarding booking a flight with WestJet please refer to the WestJet Conference / Convention Promise or contact **(888) 493-7853**.

CAR

Budget

Budget Rent a Car is the preferred car rental for Conference. Attendees must make their travel arrangements through Budget Rent a Car and use program number **U341193** at time of booking. For more information regarding booking a car rental with Budget please contact (866) 380-8239 or make reservations by using the following link: **www.budget.com**.

Driving

Directions are available at the Sheraton On The Falls website by using the following link: http://www.sheratononthefalls.com/hotelinfo-driving-directions.php?refid=2165.

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Wortzmans

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TitlePLUS

We encourage attendees to circulate among the exhibitors' booths and have their Exhibitor Hall Passport stamped. Collect stamps from 8 different exhibitors on each day and be eligible to win some great prizes. Exhibitor draws will take place on Thursday, May 28 at 2:45pm and Friday, May 29 at 2:00pm in the Exhibitor Hall. You must be in attendance in order to be eligible to win.

The 2015 Conference Committee and Board of Directors are not eligible to participate in the draws.

The Institute of Law Clerks of Ontario wishes to express a special thanks to the members of the 2015 Conference Committee and their firms / companies for for their continuing support throughout the year.

2015 Conference Committee

Rose Kottis, Borden Ladner Gervais LLP (Co-Chair)

Maddie Lepore, PepsiCo Foods Canada (Co-Chair)

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Anna Traer, Davies Ward Phillips & Vineberg LLP

25th ANNUAL CONFERENCE THE POWER OF YOU

Sheraton On The Falls; Niagara Falls, Ontario May 27 – May 30, 2015