

Litigating a Smarter *Charter*

Date: Saturday, February 8, 2014 | 9:00 am to 4:50 pm

Location: Twenty Toronto Street Conferences & Events
20 Toronto Street, Toronto, Ontario M5C 2B8

Program Chairs: **Suhail Akhtar**, Assistant Crown Attorney, Ontario Ministry of the Attorney General
Scott Bergman, Cooper, Sandler, Shime & Bergman LLP
Lesley Pasquino, Assistant Crown Attorney, Ontario Ministry of the Attorney General



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*This program contains 2.25 Professionalism Hours
This program is eligible for up to 4.25 Substantive Hours*

Litigating the rights enshrined in the *Charter* has become increasingly more complicated and yet, more important than ever before. The admission or exclusion of a single piece of evidence during a criminal trial is often a game changer.

How best should counsel approach a *Charter* argument? When should they make it? What are the most significant cases in the *Charter* world and what has happened recently in the *Charter* case law? What's next? Some of the most experienced and well respected members of the judiciary and criminal bar will answer these questions and more.

The emphasis will be on the practical with a fact scenario, panels, papers and much more. Join us as we identify the ways in which Crown and defence counsel can ensure their litigation of the *Charter* is much, much smarter.

9:00 am **INTRODUCTION AND WELCOME**

9:05 am **THE OBA INSTITUTE FACT SCENARIO: "WHATEVER HAPPENED TO SYLVIA?"**

9:25 am **HOW TO PROSECUTE AND DEFEND "WHATEVER HAPPENED TO SYLVIA?"**

Panelists: **The Hon. Mr. Justice Michael R. Dambrot**, Ontario Superior Court of Justice
Brian McGuire, Ontario Ministry of the Attorney General - Peel
John Struthers, Struthers and Associates

10:05 am **THE TOP 10 CHARTER CASES OF THE CENTURY**

Panelists: **Edward L. Greenspan, Q.C.**, Greenspan Partners LLP
Robert Hubbard, Ontario Ministry of the Attorney General, Crown Law Office - Criminal

10:40 am **NETWORKING BREAK**

10:55 am **JUST BECAUSE YOU CAN... DOESN'T MEAN YOU SHOULD (BRING AN APPLICATION)**

Panelists: **The Hon. Madam Justice Michelle Fuerst**, Ontario Superior Court of Justice
Liam O'Connor, Rusonik, O'Connor, Robbins, Ross, Gorham and Angelini LLP
Laura Bird, Ontario Ministry of the Attorney General - Etobicoke

11:30 am **THE BIG ISSUES IN CHARTER JURISPRUDENCE: COUNSEL PANEL**

Panelists: **Brian Greenspan**, Greenspan, Humphrey, Lavine
Frank Addario, Addario Law Group
Susan Reid, Ontario Ministry of the Attorney General, Crown Law Office - Criminal
Philip Kotanen, Ontario Ministry of the Attorney General - Peterborough

Questions? Toll Free: 1-800-668-8900 | Tel: 416-869-1047 | pd@oba.org



12:25pm **LUNCH**

1:25 pm **JUDGES PANEL ON THE CHARTER**

Panelists: **The Hon. Mr. Justice David Watt**, Court of Appeal for Ontario
The Hon. Madam Justice Gladys Pardu, Court of Appeal for Ontario
The Hon. Mr. Justice Timothy Lipson, Ontario Court of Justice

2:20 pm **"WHATEVER HAPPENED TO SYLVIA?": THE JUDICIAL VIEW OF THE EVIDENCE**

Panelists: **The Hon. Mr. Justice Ian Nordheimer**, Ontario Superior Court of Justice
The Hon. Madam Justice Anne M. Molloy, Ontario Superior Court of Justice
The Hon. Mr. Justice Peter West, Ontario Court of Justice

3:00 pm **NETWORKING BREAK**

3:15 pm **CHARTER UPDATE - SEARCH AND SEIZURE**

Panelists: **Scott Hutchison**, Henein, Hutchison LLP
Randy Schwartz, Ontario Ministry of the Attorney General, Crown Law Office - Criminal

3:55 pm **CHARTER UPDATE - RIGHT TO COUNSEL AND DELAY**

Panelists: **Rochelle Drenfeld**, Ontario Ministry of the Attorney General - Etobicoke
David Humphrey, Greenspan, Humphrey, Lavine

4:30 pm **QUESTIONS AND CONCLUDING REMARKS**

4:50 pm **PROGRAM CONCLUDES**

Register at oba.org/institute2014

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