

Getting to Guilty (Not!)



Date: February 7, 2015 | 9:00am - 4:30pm
Location: Twenty Toronto Street Conferences and Events
20 Toronto Street, 2nd floor, Toronto, ON

This program contains 2.5 Professionalism Hours
This program is eligible for up to 4 Substantive Hours
The OBA has been approved as an Accredited Provider of Professionalism Content by The Law Society of Upper Canada

Program Chairs: **The Honourable Suhail Akhtar**, Ontario Superior Court of Justice
Scott Bergman, Cooper, Sandler, Shime & Bergman LLP
Lesley Pasquino, Asst. Crown Attorney, Ontario Ministry of the Attorney General

Trials are the mainstay of a criminal lawyer's practice. However, the road to a successful result is full of speed bumps and potholes.

- How do we navigate these obstacles to get to the result we want?
- When should the defence try and resolve matters and when should they proceed to trial?
- How should trial counsel most effectively prepare their case?
- What is the best use that can be made of Preliminary Inquiries by the Crown and defence?
- What is the best way of getting Third Party Records?
- Can the Crown ever resist disclosure requests?

All of these questions and much, much, more will be tackled by a very experienced set of judges, Crown counsel and defence lawyers.

With our trademark fact scenario "movie", panels that discuss and debate the controversial areas of running a trial, and sets of papers prepared especially for the program, you will not be disappointed.

Please join us to figure out How to Get to Guilty (or Not!)

9:00 am **Welcome and Opening Remarks**

9:05 am **"Red Dress": OBA Institute 2015 Visual Fact Scenario**

9:25 am **Ethics: What is the Correct Result?**

The Honourable Michael Code, Ontario Superior Court of Justice
Joe Callaghan, Ontario Ministry of the Attorney General - North York
David Humphrey, Greenspan, Humphrey Lavine

10:05 am **The Fact Scenario: Getting to Guilty (Not!) on Red Dress**

The Honourable Anne Molloy, Ontario Superior Court of Justice
Brian McGuire, Ontario Ministry of the Attorney General - Peel
John Struthers, Barrister and Solicitor

10:45 am **Health Break**

11:05 am **Bail and Disclosure**

The Honourable Ian Nordheimer, Ontario Superior Court of Justice
Andrew Pilla, Ontario Ministry of the Attorney General - Scarborough
Frank Addario, Addario Law Group

11:35 am **Cross-Examination**

The Honourable Suhail Akhtar, Ontario Superior Court of Justice
Peter A. Westgate, Ontario Ministry of the Attorney General - Newmarket
Liam O'Connor, Rusonik, O'Connor, Robbins, Ross, Angelini and Gorham

12:10 pm **Lunch**

1:10 pm **Preliminary Inquiries**

The Honourable Timothy Lipson, Ontario Court of Justice
Philip Kotanen, Ontario Ministry of the Attorney General - Scarborough
Anthony Moustacalis, Barrister and Solicitor

1:45 pm **Attempting to Resolve: Guilty Pleas or Trials**

The Honourable Paul Robertson, Ontario Court of Justice
Jennifer Gibson, Ontario Ministry of the Attorney General - Toronto
Scott K. Fenton, Fenton, Smith Barristers

2:20 pm **Privilege**

The Honourable Michael Dambrot, Ontario Superior Court of Justice
Robert W. Hubbard, Ontario Ministry of the Attorney General, Crown Law Office - Criminal
Scott Hutchison, Henein Hutchison LLP

3:00 pm **Health Break**

3:10 pm **Preparing for Trial**

Michelle Rumble, Ontario Ministry of the Attorney General - Newmarket
Dirk Derstine, Derstine, Penman

3:45 pm **Going for Gold: The Closing Address**

Anthony Leitch, Ontario Ministry of the Attorney General - Hamilton
Jonathan Shime, Cooper, Sandler, Shime and Bergman

4:20 pm **Questions And Concluding Remarks**

4:30 pm **Program Concludes**

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