

CNDC 2022



LA PROCÉDURE PÉNALE LA DÉONTOLOGIE ET LA CHARTE

47^e Colloque national sur le droit criminel
VICTORIA (C.-B.) DU 4 AU 8 JUILLET 2022

BIOGRAPHIES



Biographies des présentateurs

Les biographies sont présentées dans la ou les langues des présentateurs.

M^e Frank Addario, Addario Law Group

Toronto (Ontario)

Frank Addario is a principal of Addario Law Group. He has a trial and appellate practice, with an emphasis on constitutional litigation. A past President of the Criminal Lawyers' Association, he frequently appears as counsel in the Ontario Court of Appeal and the Supreme Court of Canada. Frank is a Fellow of the American College of Trial Lawyers. He is the 2016 recipient of the G. Arthur Martin Criminal Justice Medal awarded annually to a person in recognition of a sustained commitment to the advancement of the criminal law.

M^e Giuseppe Battista, Ad. E., Battista Turcot Israel s.e.n.c.

Montréal (Québec)

Giuseppe Battista Ad. E. a été admis au Barreau en 1986. Il pratique dans les domaines du droit criminel, pénal et disciplinaire. Il a débuté sa pratique au bureau de l'aide juridique de Montréal, section criminelle est et en pratique privée depuis 1991. Il a été invité comme conférencier dans les domaines du droit criminel et du droit disciplinaire et a été enseignant à l'École du Barreau en droit criminel et en déontologie. Il été procureur aux Commissions Poitras et Oliphant et procureur en chef à la Commission Bastarache.

Giuseppe Battista, Ad. E., has been a member of the Bar since 1986. He practices in the fields of criminal and penal law, as well as in disciplinary law. He began his practice with the criminal division of the Montreal Legal Aid office and has been in private practice since 1991. He has taught at bar school in Criminal Law and matters of Ethics, and has been invited to speak at numerous conferences, was counsel for the Poitras Commission of Inquiry, the Oliphant Commission of Inquiry and Chief Counsel for the Bastarache Commission of Inquiry.

M^e Michelle Booker, Service des poursuites pénales de la C.-B.

Vancouver (Colombie-Britannique)

Michelle Booker is Crown Counsel with Criminal Appeals and Special Prosecutions (CASP) in Vancouver, B.C.. Following graduation from law school, Michelle clerked for the Supreme Court of British Columbia. After her call to the bar, Michelle practised as a commercial litigator with Fasken Martineau. In 2009, Michelle joined B.C. Prosecution Services where she spent the next 9 years prosecuting serious crime and appearing at all levels of court. In 2018, Michelle joined the Prosecution Support Unit within CASP. She now provides litigation and resource support across the Province in the areas of firearms, sexual offences, *Charter* and constitutional issues. Michelle is a frequent presenter at criminal law workshops, seminars and conferences. She is a faculty member with the National Criminal Law Program, Federation of Law Societies of Canada, and adjunct instructor in advanced trial advocacy at the Peter A. Allard School of Law, UBC. Michelle is also a Supreme Court Advocacy Institute practice advisor and serves on the Board of Courthouse Libraries B.C.. She is past Chair of the Vancouver Criminal Justice Subsection (CBA).

L'honorable juge Alexandre Boucher, Cour supérieure du Québec

Montreal (Québec)

L'honorable Alexandre Boucher a été nommé à la Cour supérieure du Québec en 2015. Avant sa nomination à la magistrature, le juge Boucher a pratiqué le droit criminel durant toute sa carrière d'avocat, à titre d'avocat de la défense en pratique privée (de 1995 à 2010) puis de procureur de la couronne (de 2010 à 2015). Le juge Boucher aussi été chargé de cours en droit à l'Université de Sherbrooke et à l'Université de Montréal. Il a donné de nombreuses conférences de formation aux juges et aux avocats. Il s'est impliqué dans divers comi-



tés du Barreau et d'associations d'avocats. Le juge Boucher a obtenu un baccalauréat en droit de l'Université de Montréal en 1994 et une maîtrise en droit de la Faculté de droit Osgoode Hall en 2010. Il a été admis au Barreau du Québec en 1995.

The Hon. Justice Alexandre Boucher was appointed to the Superior Court of Quebec in 2015. Prior to his appointment to the bench, Justice Boucher practiced criminal law throughout his legal career first as a defense lawyer in private practice (from 1995 to 2010) and then as a crown prosecutor (from 2010 to 2015). Justice Boucher has also been a lecturer in law at the University of Sherbrooke and at the University of Montreal. He has given numerous training conferences to judges and lawyers. He has been involved in various committees of the Bar and lawyers' associations. Justice Boucher earned a Bachelor of Laws from the University of Montreal in 1994 and a Master of Laws from Osgoode Hall Law School in 2010. He was called to the Bar of Quebec in 1995.

M^e Sandra Bracken, Aide juridique du Manitoba

Winnipeg (Manitoba)

Sandra Bracken graduated in 2006 from the Robson Hall Faculty of Law at the University of Manitoba. After completing her Articles at Legal Aid Manitoba, she was called to the Bar in 2007. Ms. Bracken has practiced almost exclusively in youth criminal defence as a Staff Lawyer with Legal Aid Manitoba, becoming the Supervisor of Legal Aid Manitoba's dedicated Youth Office in 2018 and more recently has joined Legal Aid's Executive Management Committee. Her interest in a youth criminal practice began well before law school after volunteering to serve on a Youth Justice Committee, Ms. Bracken then volunteered for many years as Member-at-Large and then Co-Chair of the Manitoba Bar Association's Youth and Child Law Section and through that role participated in the first National Youth and Child Law Section executive from 2018 to 2020.

L'honorable juge Elizabeth Buckle, Cour provinciale de la Nouvelle-Écosse

Halifax (Nouvelle-Écosse)

The Hon. Judge Elizabeth A. Buckle has been a Judge of the Nova Scotia Provincial Court since 2015. She currently sits in the long-trial court in Halifax. Prior to her appointment, she was primarily a criminal defence lawyer, first in Toronto and then in Halifax. However, mid-career, she joined the Federal Crown for four years, where she worked in the areas of proceeds of crime and drugs. She has been the President of the Nova Scotia Criminal Lawyers' Association and represented the Association on many Committees and criminal justice initiatives. Elizabeth co-taught the Criminal Trial Practice course at the Schulich School of Law, has been a member of the Faculty of the National Criminal Law Program since 2009, and is a frequent presenter at various Continuing Legal Education programs.

M^e Dane Bullerwell, Service des poursuites pénales du Canada

Edmonton (Alberta)

Dane Bullerwell is a prosecutor with the Public Prosecution Service of Canada in Edmonton, Alberta. His varied career has allowed him to experience all sides of the criminal courts. After law school, Dane worked in private criminal defence practice in Edmonton for several years at the firm now known as Pringle Chivers Sparks Teskey. He also served as legal counsel at the Alberta Court of Appeal, where he assisted judges of the court with legal research. Most recently before he joined the PPSC, Dane acted as Associate General Counsel at Legal Aid Alberta, where he was responsible for a variety of corporate and roster initiatives and where he maintained a criminal appellate practice. Dane graduated from law school at the University of Alberta in 2009 and articulated with the Court of Queen's Bench of Alberta. He remains a sessional instructor at the Faculty of Law of the University of Alberta, where he has taught a variety of courses, including Criminal Law, Evidence, and Advanced Criminal Procedure.



L'honorable juge Ian Carter, Cour supérieure de justice (Ontario)

Ottawa (Ontario)

Prior to his appointment in June 2022 to the Superior Court of Justice (Ontario), The Honourable Justice Ian M. Carter was a partner at Bayne Sellar Ertel Carter where he practiced since in 2008. Prior to that he practiced in Vancouver with prominent criminal defense lawyer E. David Crossin, Q.C. He conducted criminal trials in both Provincial and Superior Courts across the country, including in B.C., Nunavut, Quebec and New Brunswick, and has represented Canadian Forces members at military Court Martials. He argued numerous appeals at the British Columbia Court of Appeal, the Ontario Court of Appeal, the Court Martial Court of Appeal, the Federal Court of Appeal and the Supreme Court of Canada. Prior to his appointment, he was president of the Canadian Bar Association National Criminal Justice Section and appeared on behalf of that association at many Senate committee hearings on proposed criminal legislation. Justice Carter was the 2014 recipient of the Regional Senior Justice Award, given to a member of the County of Carleton Law Association who has made an outstanding contribution as a litigator or solicitor.

M^e Gerald Chan, Stockwoods LLP

Toronto (Ontario)

Gerald Chan is a partner at Stockwoods LLP in Toronto where he practices criminal, constitutional, administrative, and select civil litigation. He has represented clients on trial and appeal before all levels of court in Ontario and in numerous cases before the Supreme Court of Canada. He is a member of the Ontario Inmate Appeal Duty Counsel Program. He is co-author of the 8th and 9th editions of *Sentencing* (LexisNexis); co-author of the 1st and 2nd editions of *Digital Evidence: A Practitioner's Handbook* (Emond Publishing); co-editor of *Digital Privacy: Criminal, Civil and Regulatory Litigation* (LexisNexis); and co-editor of *Litigating Artificial Intelligence* (Emond). He is a member of the Judicial Appointments Advisory Committee for the Ontario Court of Justice and the Case Review Committee for Innocence Canada. He is the immediate past president of the Federation of Asian Canadian Lawyers (Ontario). Before joining Stockwoods, Gerald graduated as co-gold medalist from Osgoode Hall Law School and clerked for Justice Abella at the Supreme Court of Canada.

M^e Jennifer Conroy, Service des poursuites pénales du Canada

Toronto (Ontario)

Jennifer Conroy is general counsel with the Public Prosecution Service of Canada (PPSC) in Toronto. She is the Coordinator of the Appeals Unit where she manages the appellate level work of the Ontario Regional Office and sits on the National Litigation Committee. Jennifer has appeared regularly at all levels of Court in Ontario, as well as the Federal Courts and Supreme Court of Canada. While her work currently focuses on appeals, she has also prosecuted complex files at the trial level across a broad spectrum of subject matter. Before joining the PPSC in 2010, Jennifer worked as an associate in the litigation department at Torys LLP for six years and as commission counsel to the Honourable Frank Iacobucci on the Iacobucci Inquiry. Prior to that, and after graduating from law school in 2003, Jennifer completed her articles by clerking at the Supreme Court of Canada for the Honourable Justice John Major.

Professeur Robert Currie, Faculté de droit Schulich, Université Dalhousie

Halifax (Nouvelle-Écosse)

Robert Currie is Professor of Law at the Schulich School of Law, Dalhousie University, where he teaches Criminal Law, Evidence, Criminal Appeals Practice, International Criminal Law, advocacy and procedure. He is a member in good standing of the Nova Scotia Barristers' Society and has appeared as counsel at all levels of court in Nova Scotia and the Federal Court. In 2017- 2018 he served as Special Appeals Counsel at Nova Scotia Legal Aid in Halifax. Professor Currie is a specialist in the international and cross-border aspects of criminal law, and his scholarly work in this field has been widely cited by Canadian courts, including the Supreme Court of Canada. The 3rd edition of his book, *International & Transnational Criminal Law* (now co-authored with Joseph Rikhof) was published in 2020. He is also a co-author of the *Annual Review of Criminal Law* (Thomson Reuters).



M^e Michael Davies, Davies McMahon LLP

Ottawa (Ontario)

Michael Davies practices law with Davies McMahon LLP in Ottawa. He has been practicing criminal law, at both the trial and appellate level, since his call to the bar in 1995. He graduated from the University of Western Ontario Law School in 1993 and subsequently articulated at Bayne Sellar Boxall. In 2000 he completed an LL.M. under the supervision of Professor Don Stuart at Queen's University Law School. Prior to entering law school he earned a Ph.D. in Neuroscience from the University of Wales. Michael is regularly appointed *amicus curiae* by the Court of Appeal for Ontario, the Ontario Superior Court of Justice and the Ontario Review Board in cases involving individuals with mental disorders. He also teaches Advanced Criminal Procedure and Appellate Advocacy at the University of Ottawa Faculty of Law. He is a co-author of *A Guide to Mental Disorder Law in Canadian Criminal Justice*.

L'honorable juge Allison Dellandrea, Cour de justice de l'Ontario

Brampton (Ontario)

Allison Dellandrea was called to the bar in 1998. Prior to her appointment, she served as counsel for the Crown Law Office - Criminal, where she was the Education Lead for the Ontario Provincial Strategy on Internet Crimes Against Children, and conducted both trials and appeals at all levels of court. Allison was appointed to the Ontario Court of Justice in 2018. She serves as the co-chair of Education for the Association of Ontario Judges.

L'honorable juge M. Joyce DeWitt-Van Oosten,

Cour d'appel de la Colombie Britannique Vancouver (Colombie-Britannique)

The Hon. Justice M. Joyce DeWitt-Van Oosten was appointed to the Court of Appeal for British Columbia in May 2019. She had been a trial Judge on the BC Supreme Court since October 2016. Prior to her appointment as a trial judge, Joyce was the Assistant Deputy Attorney General with the Criminal Justice Branch (otherwise known as the B.C. Prosecution Service). Between 1994, when she first joined the Crown, and 2012, when she became the ADAG, Joyce worked as trial counsel and an appellate prosecutor, with a specialization in constitutional issues. She has had extensive involvement in legal education over the course of her career, including as a sessional instructor in criminal procedure at the University of Victoria; Continuing Legal Education presentations and materials; Crown Counsel training; and, she has been a member of the faculty with the National Criminal Law Program since about 2007. For many years, Joyce was the co-editor of the Working Manual of Criminal Law (Thomsen Reuters).

L'honorable juge Joseph Di Luca, Cour supérieure de justice (Ontario)

Newmarket (Ontario)

Joseph received his LL.B. from the University of Toronto in 1996 and his LL.M. from Osgoode Hall Law School in 2003. He was called to the bar in 1998 and practiced criminal law for over 18 years prior to his appointment to Ontario Superior Court of Justice on October 20, 2016. While in practice, Joseph conducted both trials and appeals and appeared before all levels of Court including the Supreme Court of Canada. He also had the privilege of regularly appearing before the Court of Appeal for Ontario as duty counsel for indigent inmates and *amicus curiae* on mental health related appeals.

For over 13 years, Joseph was an instructor and then co-director of the Criminal Law Intensive Programme at Osgoode Hall Law School. He also co-instructed a course on Criminal Law Ethics for a number of years. In 2010, he was a co-recipient of the Osgoode Hall Law School Teaching Award given in recognition of teaching excellence. Joseph has lectured and presented papers at many continuing legal education programs and conferences held by various organizations including the Federation of Law Societies, The National Judicial Institute, The Criminal Lawyers' Association, The Crown Attorney's Association, The Law Society of Upper Canada and the Ontario Bar Association. Joseph is also a co-author of *Watt's Criminal Law Precedent Manual*.



M^e Teresa Donnelly, Barreau de l'Ontario

Toronto (Ontario)

Teresa Donnelly has been a lawyer with the Ontario Ministry of the Attorney General since 1994. During that time, she has been the Crown Attorney for the County of Huron (2011-2015) and the West Region Sexual Violence Crown, Sexual Violence Advisory Group (2015-2020). As West Region Sexual Violence Crown she was one of 7 full-time prosecutors in Ontario dedicated to enhancing the quality of sexual violence prosecutions. As a Crown, Teresa has been dedicated to prosecutions involving violence against women and children – both domestic violence and sexual violence. Teresa was the Treasurer or President of the Law Society of Ontario from June 2020-June 2022 where her focus included the mental health of legal practitioners, EDI, reconciliation, the competence and ethical responsibilities of lawyers and paralegals and access to justice.

M^e Annie Emond, Boro Frigon Gordon Jones

Montréal (Québec)

Depuis son assermentation en 2001, Annie Emond a plaidé des dossiers devant toutes les instances judiciaires du Québec et à la Cour suprême du Canada. Sans s'y limiter, Me Emond agit principalement dans des dossiers de longue durée en matière de crimes économiques et de cybercriminalité. Au cours de sa pratique, elle a également agi comme assistante dans deux dossiers au Tribunal pénal international pour le Rwanda.

Annie Emond is a defence attorney practicing in Montreal, Qc. Since being sworn in to the Quebec Bar in 2001, she has pleaded cases before all levels of Court in Quebec as well as the Supreme Court of Canada. Without exclusively limiting herself to those fields, Me Émond typically represents individuals in long-lasting files, white collar crime or cyber crime. Since 2014, Me Émond has taught a course on cyber criminality, police investigations and the law at École Polytechnique. She has also served as an assistant in two trials before the International Criminal Tribunal for Rwanda.

M^e Karen Endres, Aide juridique de la Nouvelle-Écosse

Dartmouth (Nouvelle-Écosse)

Karen E. Endres is the managing lawyer of the Dartmouth Criminal office of Nova Scotia Legal Aid. She graduated from Dalhousie Law School in 2004 and articulated with Nova Scotia Legal Aid where she has practiced, almost exclusively in criminal law, since 2005. Karen is a frequent contributor to professional development activities within Nova Scotia Legal Aid, the Nova Scotia Barristers' Society, the Canadian Bar Association Nova Scotia, the National Judicial Institute, the Nova Scotia Criminal Lawyers' Association and is a member of the part-time faculty at the Schulich School of Law (Dalhousie University). Karen received her Queen's Counsel designation in 2022

M^e Scott Fenton, Fenton Law Barristers

Toronto (Ontario)

Scott K. Fenton, B.A. Hons. (Western; Gold Medalist); LL.B. (Toronto). Called to Ontario bar in 1988. Fellow of the American College of Trial Lawyers (Former Chair, Ontario Provincial Committee). Fellow of the International Society of Barristers. Former director of the Advocates' Society. Recognized since 2006 in criminal law as one of Best Lawyers in Canada. Co-Chair and Faculty Member of Federation of Law Societies - National Criminal Law Program. Mr. Fenton has extensive experience in criminal, quasi-criminal, regulatory and professional discipline matters, white collar and corporate crime, cross-border and international investigations and special committee work. Former partner at Fasken Martineau Dumoulin LLP. Former prosecutor with Federal Department of Justice (Public Prosecution Service of Canada). Appeared at all levels of courts, including multiple appearances in the Supreme Court of Canada.

M^e Rod Garson, Service des poursuites pénales de la C.-B.

Victoria (Colombie-Britannique)

Rodney G. Garson received a B.A from the University of Manitoba and a B.C.L. and LL.B. from McGill University, after which he spent a long time getting admitted to the bars of Ontario and Quebec in 1990 only to leave and get called in the Yukon the same year. After spending 9 years in the Yukon as a prosecutor with the Department of Justice Canada (now PPSC) and as defence counsel in private practice, he joined the Constitutional Law Branch of Manitoba Justice. He worked in that capacity and again with the Department of Justice Canada in Winnipeg before his appointment to the Manitoba Provincial Court in 2006. He moved to British



Columbia in 2008 where he is now the Deputy Director of the Prosecution Support Unit (Criminal Appeals and Special Prosecutions) in the BC Ministry of Attorney General, where his small team of lawyers engages in constitutional litigation on behalf of the British Columbia Prosecution Service and provides education and litigation support to BC prosecutors who are facing *Charter* challenges in their cases. He presents frequently at legal education programs. His professional interests and experience range from community-based justice initiatives to constitutional litigation in the criminal and aboriginal law contexts.

M^e Marie-Christine Godbout, Bureau de la grande criminalité et des affaires spéciales, Directeur des poursuites criminelles et pénales

Montréal (Québec)

Membre du Barreau du Québec depuis 2010, Marie-Christine Godbout détient un baccalauréat en biologie de l'Université Laval, un baccalauréat en droit civil et une maîtrise en droit ainsi qu'un J.D. de l'Université de Sherbrooke. Elle a été auxiliaire juridique auprès de madame la juge Nicole Duval Hesler, alors juge puîné, de la Cour d'appel du Québec entre 2009 et 2011. Marie-Christine est procureure au service du Directeur des poursuites criminelles et pénales du Québec depuis 2011, et occupe principalement dans des dossiers reliés au crime organisé où sont soulevées des questions relatives à la surveillance électronique et la revendication de privilèges. Dans l'exercice de ce rôle, elle a donné des formations et des présentations à ses pairs et à des policiers sur ces sujets.

Member of the Barreau du Québec since 2010, Marie-Christine Godbout holds a degree in biology from the Université Laval, a degree and a masters in civil law as well as a J.D. from the Université de Sherbrooke. She was a law clerk for Justice (as she then was) Nicole Duval Hesler of the Quebec Court of appeal between 2009 and 2011. Marie-Christine is an attorney for Quebec's Director of Criminal and Penal Prosecutions since 2011, and has mostly occupied in cases involving electronic surveillance and matters of privileges in organized crime related files. In that capacity, she has given training and presentations to her peers on these topics.

M^e Eric Gottardi, Peck and Company

Vancouver (Colombie-Britannique)

Eric V. Gottardi practices primarily in the area of criminal defence, focusing on appellate and extradition work. He has worked on some of British Columbia's recent well-known cases, including the Air India trial and the Hollyburn Country Club murder trial. He has appeared as counsel in all levels of court in British Columbia and in the Supreme Court of Canada. He was recently called to the Bar in Ontario as a special prosecutor. Earlier in his career, Eric clerked at the Court of Appeal for Ontario. After being called to the bar in 2003, he joined the firm of Peck and Company, becoming a partner in 2009. Eric was appointed a Queen's Counsel in 2020.

L'honorable juge Cameron Gunn, Cour provinciale du Nouveau-Brunswick

Fredericton, NB

The Hon. Judge Cameron H. Gunn has been a Judge of the Provincial Court of New Brunswick since 2019 and sits in Fredericton. Prior to that he was the Executive Director of Prosecutions with Public Prosecution Services of New Brunswick. His attempt to live Ben Franklin's 13 virtues was chronicled in *BEN & ME: From Temperance to Humility – Stumbling Through Ben Franklin's Thirteen Virtues, One Unvirtuous Day at a Time*, released by Perigee Press in September 2010. He has also written for Reader's Digest, and Ben Franklin Circles, a joint venture of Stanford University, the Hoover Foundation and Y92. He was a lecturer in Criminal Law at the University of New Brunswick and has lectured and written for the National Criminal Law Program, the National Judicial Institute and the Canadian Association of Provincial Court Judges. He is co-author, along with Mona T. Duckett, Q.C. and Patrick McGuinty, of the upcoming text *Witness Preparation, Presentation and Assessment: A Practical Guide for Counsel and Judges* (Emond) due for release in 2023.



L'honorable juge Hugh Harradence, Cour provinciale de la Saskatchewan

Prince Albert, SK

The Hon. Judge Hugh M. Harradence, LLB (1985-Saskatchewan), LLM (2011-Osgoode) was appointed to the Provincial Court of Saskatchewan in 2006 and was Chairperson of the Saskatchewan Review Board (2011-2016). Prior to his appointment to the Court, Hugh practiced primarily criminal defense throughout Saskatchewan. He also served, in a number of capacities with the Canadian Bar Association (Saskatchewan President 1999-2000), the Law Society of Saskatchewan (Bencher 2004-06), as Chairperson of the Saskatchewan Legal Aid Commission (2006), Inquest Coroner (2001) and as a Commissioner with the Saskatchewan Commission on First Nations, Metis people and Justice Reform (2002-2004). During his career Hugh has participated in variety of legal education seminars both as a presenter and a participant.

M^e Nader Hasan, Stockwoods LLP

Toronto (Ontario)

Nader R. Hasan, a partner at Stockwoods LLP, practises criminal, regulatory and constitutional law at both the trial and appellate levels. Nader is also an Adjunct Professor at the University of Toronto, Faculty of Law, where he has taught Evidence and currently teaches a seminar on criminal punishment from a U.S.-Canada comparative perspective. Nader is a co-author of *Search & Seizure* (Emond Publishing, 2021), a co-author of *Sentencing*, 9th edition (LexisNexis, 2017), a co-author and co-editor of *Digital Privacy: Criminal, Civil and Regulatory Litigation* (LexisNexis, 2018), and author of numerous articles on criminal and constitutional law. Nader sits on the Board of the Canadian Civil Liberties Association, the Advisory Board of the David Asper Centre for Constitutional Rights, and on the Case Review Committee for Innocence Canada.

M^e Scott Hutchison, Henein Hutchison LLP

Toronto (Ontario)

Scott Hutchison is a partner at Henein Hutchison LLP. His practice includes complex civil, criminal, regulatory and constitutional litigation, with a particular interest in white collar crime and appellate advocacy. He is a Fellow of the American College of Trial Lawyers, a member of the Supreme Court Advocacy Institute and has been recognized repeatedly in Best Lawyers in Canada for Appellate Law and Criminal Defence and for in Chambers Canada in Dispute Resolution. He was appointed by the Attorney General and the Law Foundation of Ontario to the province's Class Proceedings Committee, and sits on the Board of Innocence Canada.

His recent practice has included advising in relation to the defence of complex class actions, advising clients caught up in business crime investigations, and representing individuals and entities in serious criminal cases at all levels of court. He has argued numerous criminal and civil appeals and trials, including hundreds of matters in the Ontario Court of Appeal and more than two dozen cases in the Supreme Court of Canada. He appears regularly before senior professional discipline tribunals, the Ontario Securities Commission and similar tribunals.

Prior to forming Henein Hutchison LLP, Scott was a partner at a top 10 litigation boutique in downtown Toronto, from 2005 to 2012. From 1989 to 2005, Scott was counsel at the Crown Law Office-Criminal (Ontario) where he represented the Crown at all levels of court, including hundreds of appearances in the Court of Appeal and numerous appeals in the Supreme Court of Canada.

He is the author of a number of frequently cited legal texts, including *Search and Seizure Law in Canada* (Carswell); *Hutchison's Search Warrant Manual*, 2015 (Carswell); *Computer Crime in Canada* (with Robert Davis); *The Law of Traffic Offences* (3rd ed.) (2011, Carswell) and is a contributing author of *McWilliams Canadian Criminal Evidence* (4th ed.) (Canada Law Book). Scott is one of the Co-Chairs of the Osgoode Professional Development Program National Symposium on Search and Seizure Law in Canada. He is a popular speaker on a variety of legal topics. Scott writes and teaches extensively and was a member of the adjunct faculty of Queen's University Law School where he taught Trial Advocacy and Appellate Advocacy from 2005 to 2013. From 2006 to 2008 he also taught Advanced Evidence at Osgoode Hall Law School. He is a member of the Advocates' Society, the Criminal Lawyers Association, and the International Society for the Reform of the Criminal Law.



M^e Sarah Inness, Campbell Gunn Inness Seib

Winnipeg (Manitoba)

Sarah Inness graduated from the Faculty of Law at the University of Manitoba in 1998 and was called to the Bar in 1999. She has practiced criminal defence work her entire career, and as a Partner at Campbell Gunn Inness Seib since 2007. Sarah is a faculty member of the Criminal Advocacy Workshop Series (Law Society of Manitoba/Criminal Defence Lawyers of Manitoba) and a sessional instructor at the Faculty of Law, University of Manitoba, where she has taught Criminal Law and Procedure, as well as Introduction to Advocacy. She has also participated in a variety of Boards and organizations, including the Manitoba Bar Association, Elizabeth Fry Society of Manitoba, the Oversight Committees of the Winnipeg Drug Treatment Court and Mental Health Court, and the Registered Psychiatric Nurses Association of Manitoba.

M^e Anil Kapoor, Kapoor Barristers

Toronto (Ontario)

Anil Kapoor graduated from Osgoode Hall Law School in 1986 and is a member of the Law Society of Upper Canada. He practices criminal law, appeal and trials, and regulatory law primarily in the area of professional discipline. He has been an adjunct Professor at Osgoode Hall Law School having taught The Law of Evidence and Trial Advocacy. He is a regular lecturer at Continuing Legal Education Seminars sponsored by the Law Society of Upper Canada, Federal Department of Justice, Ontario Court of Justice education programs, Ontario Crown Attorneys' Association, Criminal Lawyer's Association and the Advocates Society. He has appeared numerous times before the Supreme Court of Canada, provincial courts of appeal in Ontario, Québec, British Columbia, Alberta and Saskatchewan. In addition to his courtroom work, Mr. Kapoor is routinely retained to advise on corporate compliance matters and to conduct internal investigations for various corporate clients. He has also conducted a review of the relationship between CSIS and the RCMP making a number of recommendations to improve the management of national security investigations. He has presented as a guest lecturer and conducted a seminar at Oxford University and spoken at various conferences in the United Kingdom on security matters. He authored *Kapoor's Criminal Appeal Review*, a LexisNexis online publication from 1999 to 2005 as well as numerous other publications in various legal and academic journals. In 2006 he was appointed Commission Counsel to the Commission of Inquiry into the Investigation of the Bombing of Air India Flight 182 (the Air India Public Inquiry). In 2008 the federal government appointed Mr. Kapoor to a roster of Special Advocates who are to conduct National Security litigation pursuant to the security certificate provisions of the Immigration Refugee Protection Act. He also teaches an LLM course in Terrorism and the Criminal Law at Osgoode Hall Law School in Toronto. In 2010 Mr. Kapoor was appointed to the Prime Ministers' Advisory Council on National Security. Between 2011 and 2014 Mr. Kapoor served on the Board of Directors of the Advocates Society, a professional organization dedicated to promoting excellence in advocacy. Since 2014 he has been on the board of the Canadian Civil Liberties Association. Mr. Kapoor is also the Past President of the Osgoode Hall Law School Alumni Board and presently serves as a Director on the Board of The Woodgreen Foundation. He is a fellow of the American College of Trial Lawyers where he presently serves as the Vice-Chair of the American College's Gale Cup Moot Committee. He is also a fellow of the International Academy of Trial Lawyers, the International Society of Barristers and the Litigation Counsel of America (Trial Lawyer Honorary Society).

M^e Suzanne Kendall, Service du procureur de la Couronne de l'Alberta

Calgary (Alberta)

Ms. Kendall is currently the Chief Crown Prosecutor of Regional Prosecutions of the Alberta Crown Prosecution Service. In that role Ms. Kendall manages the operations of the 13 Prosecution Offices outside of Calgary and Edmonton. Prior to this position Ms. Kendall was the Chief Prosecutor of Calgary Prosecutions and the Crown Bail Office. Ms. Kendall was previously the Director of Policy for the Alberta Crown Prosecution Service. She provided advice about criminal law reform to the Minister of Justice and Solicitor General and to the Deputy Minister. She also provided advice to Crown Prosecutors across Alberta through development of policies and the Crown Prosecutor Manual. Ms. Kendall joined the Alberta Crown Prosecution Service in 2004. Prior to joining Alberta Justice, Ms. Kendall worked for the Federal Department of Justice, first as a prosecutor in Yellowknife, Northwest Territories, and then as Director of the Calgary Office. Ms. Kendall started her career in London, Ontario where she worked as defence counsel at the firm of Libis and Kendall.



M^e Ami Kotler, Justice Manitoba, Service des poursuites

Winnipeg (Manitoba)

Ami Kotler is a Crown Attorney with Manitoba Justice. He deals with criminal appeals before the Manitoba Court of Appeal and the Supreme Court of Canada. He is also General Counsel to the Justice Department, and advises on a number of practical and policy-related matters. He teaches criminal law and procedure at the University of Manitoba's Faculty of Law. Before joining Manitoba Justice in 2001, he worked as a civil litigator in New York City after clerking for Justice Frank Iacobucci at the Supreme Court of Canada. He lost the first three cases he argued at the Supreme Court of Canada, all 7-0.

M^e François Lacasse, Service des poursuites pénales du Canada

Ottawa (Ontario)

François Lacasse est un procureur de l'État auprès du Service des poursuites pénales du Canada (SPPC) où il occupe le poste de coordonnateur des litiges à la Cour suprême du Canada et où il préside le Comité national des litiges, et ce, depuis la création de la charge de directeur des poursuites pénales au niveau fédéral en décembre 2006. Il est membre du Barreau du Québec depuis 1987 et de celui du Yukon de 2002 à 2009. Il s'est joint au ministère de la Justice du Canada en 1989 où il a occupé diverses fonctions au sein des Services juridiques du solliciteur général du Canada, de la Gendarmerie royale du Canada, du Bureau de la concurrence de même qu'à la Section des politiques pénales. Il est procureur fédéral depuis 1995, fonction qu'il a exercée au sein des bureaux régionaux du Québec et du Yukon avant de se joindre à la direction générale à Ottawa en 2003, et désormais auprès du SPPC depuis 2006.

François Lacasse is a federal prosecutor with the Public Prosecution Service of Canada (PPSC) where he occupies the positions of Supreme Court of Canada Litigation Coordinator and chairperson of the National Litigation Committee since the creation of the Office of the Federal Director of Public Prosecutions in December 2006. He has been a member of the Quebec Bar since 1987 and was a member of the Law Society of Yukon from 2002 to 2009. He joined the Department of Justice in 1989, where he has held positions with legal services for the Solicitor General of Canada, the Royal Canadian Mounted Police, as well as with the Criminal Law Policy Section. Since 1995, he has practiced as a federal prosecutor at the Quebec and Yukon regional offices, with the Competition Bureau, before joining the Department of Justice of Canada's Headquarters in Ottawa in 2003, and now with the PPSC since 2006.

M^e Mabel Lai, Bureau des avocats de la Couronne, droit criminel

Toronto (Ontario)

Mabel Lai is Crown Counsel at the Ministry of the Attorney General, Crown Law Office – Criminal. She graduated from the University of Toronto Faculty of Applied Science and Engineering (Division of Engineering Science – Physics) and Faculty of Law. She articulated as a judicial law clerk to the Court of Appeal for Ontario. She was called to the Ontario Bar in 2010. Before joining her current office, she practiced as an Assistant Crown Attorney in Brampton, and briefly as defence counsel in Toronto. She has taught at educational programs for the judiciary, the legal profession, and law enforcement in the areas of cybercrime, digital evidence and search and seizure. Her practice consists of criminal appeals, trials of alleged justice system participant criminality, and advice to law enforcement. She has argued criminal cases at all levels of court in Ontario and at the Supreme Court of Canada. She serves as co-coordinator of the Electronic Surveillance Unit for the Ministry of the Attorney General (Ontario). In 2020, she joined Robert Hubbard as a co-author of *Wiretapping and Other Electronic Surveillance: Law and Procedure* (Thomson Reuters, loose-leaf). She is a co-author of *Search and Seizure* (Emond, 2021) with Nader Hasan, David Schermbrucker and Randy Schwartz.

L'honorable John Laskin

Toronto (Ontario)

The Hon. John I. Laskin (Retired) graduated from University of Toronto Law School in 1969. He practiced civil and public law litigation from 1971-1994. He was appointed to the Ontario Court of Appeal in January 1994. Following his appointment to the Court of Appeal, Justice Laskin has organized and taught in many programs on decision writing and advocacy, both in Canada and abroad. For many years he was co-chair of the annual CIAJ Judgment Writing Seminar, and then of the NJI-CIAJ advanced judgment writing seminar, called Mastering the Skill of Judgment Writing. He contributes frequently to the NJI's Oral Judgments program. And he has



taught decision writing to many individual courts and tribunals in Canada. He has also spoken on advocacy at numerous programs, including OCAT's Annual Written Advocacy seminar. Abroad, he has taught judgment writing, advocacy, and judicial education in Hong Kong, China, Albania, The Hague, Arusha, Spain, Scotland, New Mexico, Barbados, and Jamaica. His articles include: *A View from the Other Side: What I Would Have Done Differently If I Knew Then What I Know Now* (1998); *Forget The Windup and Make the Pitch: Some Suggestions for Writing More Persuasive Factums* (1999); *What Persuades (or What's Going on Inside the Judge's Mind)* (2004); *How to Write a Persuasive Factum: A Judge's View* (2004); *Why Are You Telling Me All This?* (2008); *The Right Stuff: Marvin Catzman and Legal Writing* (2008); *Teaching Judgment Writing in Canada* (2011); and, *Memories of Marc Rosenberg* (2016).

M^e Andi MacKay, MacKay Boyer Law Corporation

Vancouver (Colombie-Britannique)

Andi MacKay is a co-founder of MacKay Boyer Law Corporation and is ranked as a "Benchmark Litigation Star" in British Columbia. She is a dedicated trial lawyer with an extremely broad practice. Andi's practice includes criminal defence, contempt of court, Law Society investigations, administrative proceedings and defending police officers involved with code of conduct proceedings and complex civil cases. Andi regularly acts for criminal defence counsel when an ineffective assistance allegation is raised on appeal. Andi was an associate special prosecutor of a complex criminal proceeding involving allegations of breach of trust by ministerial assistants.

L'honorable juge Susan Magotiaux, Cour de justice de l'Ontario

Oshawa (Ontario)

Susan Magotiaux was appointed as a Justice in the Ontario Court of Justice (Criminal) in Oshawa, Ontario, in 2018. From 2002-2018, she worked as Crown Counsel at the Crown Law Office Criminal, arguing numerous appeals at the Court of Appeal for Ontario and the Supreme Court of Canada, and prosecuting cases at the Ontario Court of Justice and Superior Court of Justice. She also served as the head of the Electronic Surveillance Unit for the Ministry of the Attorney General and provided frequent advice to police and continuing education on matters of search and seizure, informer privilege, cybercrime, national security and Internet Child Exploitation. Justice Magotiaux is a co-author of *Digital Evidence: A Practitioner's Handbook* (Emond), with Gerald Chan, and the monthly *Police Powers Newsletter* (Thomson Reuters), with Justice Michelle Fuerst and Scott Fenton.

L'honorable juge Len Marchand, Cour d'appel de la Colombie-Britannique

Vancouver (Colombie-Britannique)

Justice Len Marchand, Jr. is a member of the Syilx (Okanagan) Nation and grew up in Secwepemc territory in Kamloops. He graduated with a BAsC in chemical engineering from UBC in 1986 and with an LLB from UVic in 1994. He articulated and practised law at Fulton & Company LLP in Kamloops from 1994-2013. Justice Marchand has dedicated much of his career to achieving reconciliation for many Indigenous people through, among other things, advancing civil claims for abuses suffered by residential school survivors. In 2005, he helped negotiate the Indian Residential Schools Settlement Agreement, Canada's largest ever class action settlement. He served on the Oversight Committee for the Independent Assessment Process and on the Selection Committee for the Truth and Reconciliation Commission. Justice Marchand was appointed to the Provincial Court of British Columbia in 2013. As a Provincial Court judge, he had the privilege of presiding in Cknucwentn Court where, with input from Elders, healing plans are developed for Indigenous offenders. Justice Marchand was appointed to the Supreme Court of British Columbia on National Indigenous People's Day, June 21, 2017. He was appointed to the Court of Appeal for British Columbia and for the Yukon in March 2021. Justice Marchand sits in Vancouver.



M^e Danielle Robitaille, Henein Hutchison LLP

Toronto (Ontario)

Danielle is a partner at Henein Hutchison, where her practice focuses on criminal, regulatory and disciplinary litigation at both the trial and appellate levels. Danielle defends both individuals and corporations charged with regulatory or criminal offences. She also acts in select civil matters and leads internal investigations for businesses and organizations. Danielle has appeared before all levels of court and is an active member of the Inmate Appeal Duty Counsel Program for the Court of Appeal for Ontario.

Danielle has a Bachelor's degree from the University of Toronto and an LL.B. from Dalhousie University, where she won the Muriel Duckworth Award for "raising consciousness of women's issues and feminism in the legal community." Danielle has lectured extensively including at The Law Society of Ontario, Osgoode Professional Development, The Advocates' Society, the Office of the Chief Coroner of Ontario and the Ontario Court of Justice. In April 2016, Danielle was appointed senior counsel to the Honourable Justice Michael Tull-och on the Independent Police Oversight Review. Danielle is an instructor for the University of Toronto's Trial Advocacy course and is writing a forthcoming text on the law of sentencing in Canada.

M^e Jonathan Rudin, Services juridiques autochtones

Toronto (Ontario)

Jonathan Rudin received his LL.B. and LL.M. from Osgoode Hall Law School in Toronto. In 1990 he was hired to establish Aboriginal Legal Services and has been with ALS ever since. Currently he is the Program Director. Mr. Rudin has appeared before all levels of court, including the Supreme Court of Canada. At ALS he helped establish the Community Council – the first urban Aboriginal justice program in Canada in 1992, and in 2001 helped establish the Gladue (Aboriginal Persons) Court at the Old City Hall Courts in Toronto.

Mr. Rudin has written and spoken widely on issues of Indigenous justice. His book, *Indigenous People and the Criminal Justice System* was released by Emond Publishing in 2018 and won the Walter Owen Book Prize from the Canadian Foundation for Legal Research in 2019. Mr. Rudin teaches in the Master of Law program at Osgoode Hall Law School and was the Constitutional Litigator in Residence at the David Asper Centre for Constitutional Rights at the University of Toronto Law School in the fall of 2021. Last but not least, he plays the mandolin and sings with Gordon's Acoustic Living Room, a group that plays regularly in Toronto and has a number of videos on YouTube.

M^e Lesley Ruzicka, Services des poursuites pénales de la C.-B.

Victoria (Colombie-Britannique)

Lesley Ruzicka, Q.C. is a Crown Counsel with the B.C. Prosecution Service (Criminal Appeals and Special Prosecutions) in Victoria. She received her LL.B. from the University of Victoria in 1998 and clerked for the Supreme Court of British Columbia. Lesley worked as a trial prosecutor before joining the Prosecution Support Unit (PSU) in 2007. The PSU coordinates constitutional litigation on behalf of the B.C. Prosecution Service. With a team of other prosecutors, Lesley provides litigation support to prosecutors on a variety of topics, including *Charter* applications, media, and Mr. Big-related issues. Lesley also appears at all levels of court with conduct of criminal constitutional litigation (primarily challenges to legislation) and criminal appeals. She has been a contributing author to the *Working Manual of Criminal Law* (Thomson Reuters) since 2007 and became co-editor in late 2019. Lesley is a frequent contributor to professional development activities both within and outside the B.C. Prosecution Service and has been a faculty member with the National Criminal Law Program since 2017.

M^e David Schermbrucker, Service des poursuites pénales du Canada

Halifax (Nouvelle-Écosse)

David Schermbrucker is general counsel with the Public Prosecution Service of Canada in Halifax, where he and his spouse Bailey have enjoyed living and working for the past 23 years. Previously David spent 10 years as defence counsel in Toronto. David regularly handles appeals in the four Courts of Appeal in the Atlantic Region and the Supreme Court of Canada, and has appeared in the Yukon Court of Appeal and the Ontario Court of Appeal. Over the past two decades he has been a regular contributor to the PPSC Prosecutor's School, and has been instrumental in the RCMP's intensive Search Warrant Course. Along with NCLP faculty members Nader Hasan, Mabel Lai and Randy Schwartz, David is the proud co-author of *Search and Seizure* (Emond, 2021). He has been a faculty member since 2004.



M^e Randy Schwartz, Ministère du Procureur général de l'Ontario

Toronto (Ontario)

Randy Schwartz has worked as Crown counsel at the Crown Law Office – Criminal, Ministry of the Attorney General for Ontario, since his call to the bar in 1999. He has appeared for the Crown in all levels of Court. He currently holds the position of Director of the Crown Law Office – Criminal, Ministry of the Attorney General for Ontario.

L'honorable juge Jocelyn Speyer, Cour supérieure de justice (Ontario)

Oshawa (Ontario)

The Hon. Justice Jocelyn Speyer was appointed to the Ontario Superior Court of Justice, in Oshawa, in 2017. After articling with the Ministry of the Attorney General Crown Law Office – Criminal, she was called to the Bar in 1985. She was Counsel with the Crown Law Office – Criminal from 1985 to 1995, arguing appeals in the Ontario Court of Appeal and Supreme Court of Canada, and conducting fraud prosecutions. In 1995, she transferred to the Guelph Crown Attorney's office as an Assistant Crown Attorney. There, she gained extensive trial experience as a prosecutor at every level of trial court, first as an assistant Crown attorney, and then as the Crown Attorney for the County of Wellington. From 2012-2013 she was counsel to the Coroner at the inquest into the death of Ashley Smith. She returned to the Crown Law Office – Criminal in 2014, as Chief Counsel. She has contributed extensively to numerous continuing legal education programs, including those of the Federation of Law Societies National Criminal Law Program, the Law Society of Upper Canada, the National Judicial Institute, and the Crown Attorneys' Association. In 2017, she assumed the role of national co-chair of the Federation of Law Societies National Criminal Law Program. She has written extensively about criminal law, evidence, procedure, and ethics. She is a judicial Fellow of the American College of Trial Lawyers, an organization dedicated to maintaining and improving the standards of trial practice, professionalism, ethics, and the administration of justice.

