



July 27, 2010

Janice LaForme  
Senior Counsel, Professional Regulation Division  
Law Society of Upper Canada  
Osgoode Hall, 130 Queen Street West  
Toronto, Ontario. M5H 2N6

Dear Ms. LaForme:

Further to your letter to the Ontario Bar Association dated June 10, 2010, we are pleased to have the opportunity to provide comment on the draft guidelines for Law Office Searches prepared by the Law Society of Upper Canada.

OBA President Elect, Lee Akazaki, and our original participant in the consultation, Mr. James Morton, have reviewed the draft guidelines. In addition, we circulated them to our 37 Practice Sections for their feedback.

The only additional substantive comment that we wish to provide is that Anton Pillar orders are akin to criminal search warrants and raise many of the same issues. Should a law office be the subject of an Anton Pillar order the principles herein should be applied *mutatis mutandis*.

In the paragraph encouraging review of the Guidelines by public and law enforcement personnel, we have inserted the clarification that they should do so in order to avoid unnecessary court challenges.

We have inserted our proposed texts to reflect these suggestions.

Again, we thank you for undertaking this consultation and look forward to continuing to provide input on matters of interest to the legal profession.

Yours sincerely

Carole J. Brown  
President