

Your First Civil Appeal

Young Lawyers Division



In-Person



Webcast

Date: Monday, October 17, 2016 | 9:00 am to 1:00 pm

Location: Twenty Toronto Street Conferences and Events
20 Toronto Street, 2nd Floor, Toronto

Program Chairs: **Kyle Smith**, Strye Barristers LLP
Thomas Kurys, Dimock Stratton LLP



This program contains 0.5 Professionalism Hours
This program is eligible for up to 3.5 Substantive Hours

The OBA has been approved as an Accredited Provider of Professionalism Content by The Law Society of Upper Canada.

Is your first civil appeal approaching and you don't know what to do? Gain the tools and strategies you need to ensure you get the best result possible for your clients. At this half-day program, prominent litigators will share their time-tested strategies and practical advice on topics ranging from choosing when and where to appeal, to drafting the factum and arguing the appeal. You will also hear tips from judges on what actually works and what doesn't. Plus, you'll get invaluable precedents, papers and checklists that you can use for years to come!

8:30 am Registration and Coffee

9:00 am Welcome and Opening Remarks

9:05 am **Deciding Whether to and Where to Appeal**

Eric Mayzel, Cassels Brock & Blackwell LLP

- Strategic considerations
- Difficult forum decisions simplified
- Advantages or disadvantages of forum choices
- Extensions of time: when and how to get them

9:30 am **Framing the Issues on Appeal**

Shantona Chaudhury, Pape Barristers Professional Corporation

- Number and types of issues to appeal
- Characterizing the issues: fact, law, or mixed fact and law?
- Standard of review considerations

9:55 am **Preparing the Appeal: The Appellant's Perspective**

Anthony Macri, Anthony Macri, Barrister & Solicitor

- Preparing the notice of appeal
- Grounds of appeal
- Relief to request
- Dealing with the evidence
- Fresh evidence
- Use of compendium

10:20 am **Defending the Appeal: The Respondent's Perspective**

Gavin MacKenzie, MacKenzie Barristers Professional Corporation

- Cross-appeals
- Do's and don't's for respondents
- Re-framing the issues on appeal

10:45 am Networking Break

11:00 am **Drafting the Factum**

Sangeetha Punniyamoorthy, Dimock Stratton LLP

- Strategic legal drafting for appeals
- What you must know to capture your audience
- What not to do!
- Substantive and procedural issues

11:25 am **Intervening in an Appeal**

Peter W.G. Carey, Loopstra Nixon LLP

- Who can intervene
- When to intervene
- Tips on how to get leave

11:40 am **Oral Advocacy at the Appellate Level: How is it different?**

Tom Curry, Lenczner Slaght Royce Smith Griffin LLP

- Argument at the appellate stage
- Effective advocacy
- Organizing your thoughts
- Working within your time limitations
- Fielding questions from the Bench

12:15 pm **Tips from the Bench**

The Honourable Justice Russell G. Juriansz,
Court of Appeal for Ontario
The Honourable Justice David M. Brown,
Court of Appeal for Ontario

12:55 pm Question Period/Closing Remarks

1:00 pm Program concludes

PROGRAM REGISTRATION IS ONLINE www.oba.org/pd

Questions? pd@oba.org