

Professionalism for Planning & Municipal Lawyers

Municipal Law



In-Person



Webcast

Date: Thursday, December 7, 2017 | 9:00 am to 12:30pm
Location: 20 Toronto Street Conferences & Events
 20 Toronto Street, Toronto, ON M5C 2B8

Program Chairs: **Nathan Muscat**, City of Toronto
Adrian Frank, Devine Park LLP



This program contains 3.0 Professionalism Hours
 This program contains 0.5 Substantive Hours

Join your municipal and planning law colleagues at this annual program to gain strategies for managing professionalism related issues within your practice. Hear insights from our expert speakers on emerging practice management and ethics related topics emerging within the municipal and planning bar and some best practices you should consider. Register now to gain your professionalism hours for the year at a program designed specifically for you as a municipal and planning lawyer.

8:30 am Registration and Coffee

9:00 am Welcome and Opening Remarks by Chairs

9:10 am **Your Professional Responsibilities: Dealing with Unrepresented Litigants**

Alexander Suriano, City of Toronto

Isaac Tang, Borden Ladner Gervais LLP

- Highlighting the latest changes to the Rules of Professional Conduct, and a refresher on Rules applicable to dealing with unrepresented litigants
- Do's and Don'ts for communicating with unrepresented litigants
- Special considerations you need to be aware of when dealing with unrepresented parties in hearings, examinations and mediations

9:40 am **Objectivity and Advocacy: Professional Obligations for Witness Preparation and Statements**

Laura Dean, Aird & Berlis LLP

- Ethical responsibilities for advising and communicating with witnesses in preparation for and during hearings
- Witness preparation in the condensed timelines of TLAB
- Update on relevant OMB decisions and Canadian caselaw (*Getahun*; *Bailey v Barbour*)
- What are your professional duties to ensure expert compliance with OMB Rule 21.01?

10:10 am Networking Break

10:30 am **Practice Tips from the Board**

James R. McKenzie, Associate Chair, Ontario Municipal Board

- Get key professionalism-related tips and hints from the Board

10:50 am **Potential Professionalism Issues Guidance Arising from Bill 139?**

Stan Floras, Board Counsel, Ontario Municipal Board

- Will there be a shifting role of the lawyer within this new regime?
- Zealously advocating for your clients within the confines of the new anticipated processes and procedures

11:20 am **Mediation, Settlement and ADR: Professionalism and Ethics Outside the Hearing Room**

Meaghan McDermid, Davies Howe LLP

Caterina Facciolo, City of Vaughan

- Best practices for approaching mediation and settlement, OMB-managed and otherwise
- Rules of confidentiality and non-disclosure
- Dealing with the role of experts in mediation/settlement, particularly in the context of potential future litigation
- Treatment of information gained through mediation and settlement in the context of potential future litigation
- The role of private mediation in the TLAB/LPAT world

11:50 am **MFIPPA, IPC and the OMB: Professionalism in the Information Era**

Mark Flowers, Davies Howe LLP

Ian Duke, City of Toronto

- Ethical considerations for public and private sector practitioners respecting MFIPPA and Freedom of Information requests/appeals
- Examining the professional and ethical obligations involved with making and responding to FOI requests
- Recent decisions of the IPC respecting municipal decision-making

12:30 pm Program Concludes

PROGRAM REGISTRATION IS ONLINE www.oba.org/pd

Questions? pd@oba.org