

## Motions to Change: Your Complete Guide

*OBA Family Law*



Webcast

**Date:** Tuesday, July 21, 2020 | 9:00 am to 1:00 pm

**Location:** Zoom webinar only

**Agenda:** 9:00 am to 10:25 am  
Part 1: Everything You Need To Know About Motions To Change

10:40 am to 1:00 pm  
Part 2: Navigating Motions To Change In The Covid Era



**Part 1:**  
**Substantive Hours:** This program contains 1 hour and 30 minutes.

**Part 2:**  
**Professionalism Hours:** This program contains 15 minutes.  
**Substantive Hours:** This program contains 2 hours.

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

Family law practitioners are bracing for a flood of Motions to Change resulting from the impacts of the COVID-19 pandemic. Ensure you have the knowledge and insights you need to best advise and represent your clients with this essential two-part program.

In Part 1: Get a valuable refresher on motions to change, including procedure and key decisions.

In Part 2: Unravel the latest caselaw, and explore how the existing law might be applied in current circumstances.

Register for one or both parts, and don't miss this critical event for your complete guide to navigating motions to change!

**Program Chairs:** **Annie Kenet**, Kenet Family Law  
**Christine Marchetti**, Marchetti Family Law

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### Part 1: EVERYTHING YOU NEED TO KNOW ABOUT MOTIONS TO CHANGE

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

9:05 am **Getting Started: A Step-by-Step Guide**

**Kristin Whitley**, Epstein Cole LLP

- Should you bring a Motion to Change or an Application?
- OCJ or SCJ? Where to commence your proceeding
- Varying a separation agreement versus varying an order
- What you need to know about Rule 15

9:30 am **Existing Forms and Upcoming Changes**

**Fareen Jamal**, Jamal Family Law

- The Family Law Rules Committee is finalizing changes to the Motion to Change Forms. Get your first look at the new forms.

9:45 am **Refresher on Pre-Covid Law: Key Principles and Leading Decisions**

**Gary Joseph**, MacDonald & Partners LLP

- Leading decisions in Motions to Change: parenting and support
- Establishing a "material change in circumstances"
- The "catastrophic" threshold

10:25 am **Part 1 Concludes**

**15 Minute BREAK**

Choose an item. [www.oba.org/pd](https://www.oba.org/pd)  
**Questions?** [pd@oba.org](mailto:pd@oba.org)

### Part 2: NAVIGATING MOTIONS TO CHANGE IN THE COVID ERA

10:40 am **Opening Remarks for Part 2**

10:45 am **Creative “Out of Court” Solutions**

[Seema Jain, Jain Family Law and Mediation](#)

[Cathryn Paul, Paul Family Law Professional Corporation](#)

- A brief review of alternative dispute resolutions available during Covid
- Your obligations to attempt to settle matters under the Rules of Professional Conduct, and Practice Direction from the Courts
- Drafting advice for temporary changes and helpful templates to use in your practice

11:15 am **Emerging Trends and Caselaw: Changes in Parenting and Support Due to COVID**

[Ryan Kniznik, Blaney McMurtry LLP](#)

[Vanessa Lam, The Law Office of Vanessa Lam](#)

- Get a critical overview of the cases pertaining to changes in parenting and changes in support heard since in-court operations were suspended in March.

11:55 am **Break**

12:00 pm **Useful Tips and Precedents for Dealing with FRO**

[Michael J. Marra, Guelph](#)

- Practical advice on getting the most for your client when dealing with FRO including information about FRO's: “Enforcement Warning Letter”, Voluntary Arrears Repayment Plan, Refraining Orders and more.

12:10 pm **Expert Views on Motions to Change**

[The Honourable Emile R. Kruzick, Amicus Chambers](#)

[The Honourable Mary Jo M. Nolan, Nolan Mediation and Arbitration Services](#)

[The Honourable Lydia M. Barchynsky Olah, Exjuris ADR Centres](#)

[Note: All of the speakers on this expert panel have previously served as judges on the Ontario Superior Court of Justice.](#)

- Get critical insights from our esteemed panel on how to put your best foot forward, as we discuss requisite evidence, procedural advice and best practices.

1:00 pm **Concluding Remarks & Program Concludes**