

Ontario e-Discovery and Digital Evidence  
Institute

Civil Litigation



Date:

Wednesday, November 22, 2023 | 9:00 am to 4:00 pm

Location:

OBA Conference Centre  
20 Toronto Street, 2<sup>nd</sup> Floor, Toronto

Agenda:

8:30 am Registration  
9:00 am Program Commences  
4:00 pm Program Concludes



This program contains:

1hr 00m of Professionalism Content

5hr 00m of Substantive Content

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

The Ontario e-Discovery and Digital Evidence Institute is back for its 13th year! This highly anticipated annual program brings together leading experts to provide you with the latest developments in eDiscovery and digital evidence. This year’s program will focus on the intersection of AI and the evolution of the law. Our outstanding faculty will share perspectives on a variety of key issues, including considerations for the use of AI as evidence, how AI is being used in disputes internationally, and ethical challenges in an AI world.

Don’t miss this unique opportunity to gain valuable insights and practical tips from leading experts.

Program Chair(s):

Kathryn Manning, DMG Advocates LLP  
Matthew Maslow, Deloitte LLP

8:30 am	Registration and Coffee	Maura Grossman, University of Waterloo
9:00 am	Welcome and Opening Remarks	<ul style="list-style-type: none"><li>Bias/Black Box Concerns</li></ul>
9:15 am	Use of AI in Litigation and Disputes Moderator: Gretel Best, Gowling WLG Brent Arnold, Gowling WLG Jerry Bui, FTI Consulting William Horton, William G. Horton Corporation <ul style="list-style-type: none"><li>Accident reconstruction</li><li>Deepfakes</li><li>Pleadings</li><li>Arguments</li><li>Contracts/negotiations</li><li>eDiscovery</li><li>Tools</li><li>Process and validation</li><li>Challenges</li></ul>	<ul style="list-style-type: none"><li>What is the expertise required to authenticate? Forensics, etc.</li><li>Digital Authentication</li><li>Court perspective</li><li>Image Video Analysis</li><li>Exclusion from places/identification of suspects</li><li>Uses and application</li><li>HR Applications</li></ul>
10:15 am	What is the Current Legal Landscape for AI Regulation in Canada and Globally? Moderator: Candice Chan-Glasgow, Heuristica Discovery Counsel LLP Yvonne Pham, Everlaw Peter Schaar, European Academy for Freedom and Information and Data Protection Justine Gauthier, Mila <ul style="list-style-type: none"><li>Bill C27</li><li>US hearings in Congress</li><li>EU approach</li></ul>	12:15 pm Lunch and Networking Break
11:00 am	Wellness Break	1:15 pm Keynote Address – The Promise of AI for the Future of the Law Abdi Aidid, University of Toronto
11:15 am	Admitting and Challenging AI as Evidence - What are the Frameworks/Considerations for Adjudicators to Accept AI-generated Evidence? Moderator: Kelly Friedman, Borden Ladner Gervais LLP The Honourable Mohan Sharma, Ontario Superior Court of Justice The Honourable Paul W. Grimm, (ret.) United States District Court for the District of Maryland	2:15 pm Fairness and Ethics in an AI World Moderator: Greg Sullivan, Deloitte LLP The Honourable Fred Myers, Ontario Superior Court of Justice Bita Amani – Queen’s University <ul style="list-style-type: none"><li>BC Online court project</li><li>Adjudication</li><li>Prioritizing claims</li><li>Competence</li><li>Bias</li><li>Access to Justice uses for AI</li></ul>
		3:15 pm Wellness Break
		3:30 pm Sedona Canada Update Chris Walker, KPMG Maura Grossman, University of Waterloo DEED Caselaw and Precedents Updates Michael Lalande, Davies Ward Phillips & Vineberg LLP Tatiana Lazdins, Hicks Morley LLP Marta Young, Ricoh Canada Inc.
		3:45pm Closing Remarks

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Questions? pd@oba.org

4:00pm **Networking Reception**

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