

CANADIAN HUMAN RIGHTS TRIBUNAL

B E T W E E N :

**FIRST NATIONS CHILD AND FAMILY CARING SOCIETY OF CANADA
And ASSEMBLY OF FIRST NATIONS**

Complainants

- and -

CANADIAN HUMAN RIGHTS COMMISSION

Commission

- and -

ATTORNEY GENERAL OF CANADA
(representing the Minister of Indigenous Services Canada)

Respondent

- and -

**CHIEFS OF ONTARIO, AMNESTY INTERNATIONAL CANADA,
NISHNAWBE ASKI NATION, ASSEMBLY OF MANITOBA CHIEFS,
SOUTHERN CHIEFS' ORGANIZATION INC.,
OUR CHILDREN, OUR WAY SOCIETY,
FIRST NATIONS OF QUEBEC AND LABRADOR HEALTH
AND SOCIAL SERVICES COMMISSION, ASSEMBLY OF FIRST NATIONS QUEBEC
LABRADOR and NATIONAL CHILDREN'S CHIEFS COMMISSION**

Interested Parties

AFFIDAVIT OF DR. TREVOR FARROW

I, Trevor Farrow, of the City of Toronto, in the Province of Ontario, AFFIRM:

1. I am the Dean of Osgoode Hall Law, School, York University, located in Toronto, Ontario, where I am also a professor. A copy of my curriculum vitae is attached hereto as **Exhibit “A”**.
2. I have been engaged by the Attorney General of Canada to provide expert evidence in these proceedings. Specifically, I was asked by the Attorney General of Canada to provide a report evaluating the National First Nations Child and Family Services Arbitration Board Policy in relation to established principles of alternative dispute resolution. Details of my expertise in this area, along with my findings, are set out in my report. A copy of my report is attached hereto as **Exhibit “B”**.
3. I understand and acknowledge that, as an expert witness, I have a duty to assist the Canadian Human Rights Tribunal in an impartial, objective and independent manner. My report accurately sets out the results of my review and study of the material provided to me.

Affirmed by Trevor Farrow stated as)
being located in the City of Toronto,)
Ontario, before me at the City of Ottawa, Ontario)
on this 5th day of October, 2026, in accordance)
with O. Reg 431/20, Administering Oath or)
Declaration Remotely)



Shireen Sultan Adatia, Commissioner
for Taking Affidavits
LSO No.: P14203

Trevor Farrow

TREVOR FARROW

This is **Exhibit “A”** to the Affidavit
of Trevor Farrow, affirmed remotely
before me on this 5th day of October, 2026.



A Commissioner, etc.

Shireen Sultan Adatia
Licensed Paralegal
LSO No.: P14203

TREVOR C.W. FARROW, PH.D.

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[Faculty Profile](#) | [Digital Commons](#) | [SSRN](#)

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A. UNIVERSITY EDUCATION

PRINCETON UNIVERSITY, A.B. (*magna cum laude*), Politics (1990)

UNIVERSITY OF OXFORD (Wadham College), B.A. (Hons.)/M.A., Jurisprudence (1992)

DALHOUSIE LAW SCHOOL, LL.B. (1993)

HARVARD LAW SCHOOL, LL.M. (2000)

UNIVERSITY OF ALBERTA, Ph.D., Dept. of Political Science (Political Theory, International Relations) (2011)

B. UNIVERSITY APPOINTMENTS AND PROFESSIONAL EMPLOYMENT

OSGOODE HALL LAW SCHOOL, YORK UNIVERSITY, TORONTO, ONTARIO (2006–)

- Dean (September 2023–)
- Associate Dean (Research & Institutional Relations) (May 2022–August 2023)
- Associate Dean (Academic) (2018–2019)
- Associate Dean (2014–2016)
- Professor (2013–)

- Associate Professor with tenure (2008–2013)
- Assistant Professor (tenure track) (2006–2008)
- Full Member, York University, Faculty of Graduate Studies (2006–)

UNIVERSITY OF ALBERTA, FACULTY OF LAW, EDMONTON, ALBERTA (2001–2006)

- Assistant Professor (tenure track) (2001–2006) (on academic leave 2004–2005)

TORYS LLP, BARRISTERS & SOLICITORS, TORONTO, ONTARIO

- Litigation Lawyer (1995–2000) (on academic leave 2000)
 - Domestic and international corporate and commercial litigation; defamation law; conflicts of law; competition law; constitutional litigation; employment and labour law; sports law
 - Appeared at all levels of courts including the Supreme Court of Canada, in tribunals, and in various Canadian and U.S. ADR processes
 - Principal for articling students; member of student hiring committee
- Articling and Summer Student (1992–1994)

GENEST MURRAY DESBRISAY LAMEK, BARRISTERS & SOLICITORS, TORONTO, ONTARIO

- Summer Student (1991)

C. PRIMARY AREAS OF RESEARCH AND TEACHING

ADMINISTRATION OF JUSTICE

- Legal profession, ethics, access to justice
- Legal process, dispute resolution, advocacy
- Legal and judicial education and innovation

POLITICAL THEORY

- Legal and political theory
- Globalization and development

D. VISITING POSITIONS AND FELLOWSHIPS

UNIVERSITY OF NOTRE DAME, LAW SCHOOL, NOTRE DAME, INDIANA

- Visiting Faculty (2008)

UNIVERSITY OF TORONTO, FACULTY OF LAW, TORONTO, ONTARIO

- Guest Lecturer (2006–2010, 2012, 2014)
- Visiting Professor (2004)
- Instructor (1997–1998)

UNIVERSITÉ DE MONCTON, MONCTON, NEW BRUNSWICK

- Guest Instructor (2010, 2012, 2014)

NIIGATA UNIVERSITY, FACULTY OF LAW, NIIGATA, JAPAN

- Visiting Professor (2002)

HARVARD UNIVERSITY, CAMBRIDGE, MASSACHUSETTS

- Ames Post Graduate Fellowship, Harvard Law School (2000–2001)
- Graduate Program Fellow, Harvard Law School (2000–2001)
- Teaching Fellow, Faculty of Arts and Sciences (2000)

E. HONOURS, AWARDS AND NOMINATIONS**YORK UNIVERSITY, OSGOODE HALL LAW SCHOOL, TORONTO, ONTARIO**

- Teaching Excellence Award (2013)

UNIVERSITY OF ALBERTA, FACULTY OF LAW, EDMONTON, ALBERTA

- Ron Hopp Most Involved Professor Award finalist (2006)
- Tevie H. Miller Teaching Excellence Award finalist (2004)

HARVARD UNIVERSITY, FACULTY OF ARTS AND SCIENCES, CAMBRIDGE, MASSACHUSETTS

- Harvard University Certificate of Distinction in Teaching (awarded for “excellence of work with students and strength of commitment to teaching”) (2000–2001)
- Harvard University Certificate of Distinction in Teaching (1999–2000)

CANADIAN LAWYER, TOP 25 MOST INFLUENTIAL IN THE JUSTICE SYSTEM AND LEGAL PROFESSION

- Nominee (2014, 2015)

UNIVERSITY OF OXFORD (WADHAM COLLEGE), OXFORD, ENGLAND

- First prize, Wadham College Law Society Essay Competition (1991)

F. GRANTS, FELLOWSHIPS, FUNDING, OTHER COLLABORATIONS

[APPROX. TOTAL: \$1,635,500]

INSTITUTE OF INTERNATIONAL EDUCATION

- Conference grant (Fall 2024) (USD \$20,000): Principal Investigator and lead conference organizer, International Access to Justice Forum 2024 (funding to support scholars from the global south)

THE CRIMINAL LAWYERS’ ASSOCIATION, TORONTO, ONTARIO

- Research Grant (2023–2025) (\$25,000): Principal Investigator on “Self-Represented Litigants & Courts: Costs & Benefits of Providing Counsel” project

THE LAW FOUNDATION OF ONTARIO, TORONTO, ONTARIO

- Research Grant (2021–2024) (\$99,520): Principal Investigator on Canadian Forum on Civil Justice “Measuring the Impacts of Legal Service Interventions” – Phase 2 project
- Research Grant (2019–2020) (\$25,000): Principal Investigator on Canadian Forum on Civil Justice “Measuring the Impact of Legal Service Interventions” project

INTERNATIONAL DEVELOPMENT RESEARCH CENTRE, OTTAWA, ONTARIO

- Collaborative Research Grant (2018–2022) (\$188,069): Principal Investigator on Canadian Forum on Civil Justice “Community-Based Justice Research” project

NEW YORK UNIVERSITY-CENTER ON INTERNATIONAL COOPERATION, NEW YORK, USA

- In collaboration with the Task Force on Justice, Commissioned Research Project (2018–2019) (US\$10,000): Principal Investigator on Canadian Forum on Civil Justice “Costing the Justice Gap” project

SOCIAL SCIENCES AND HUMANITIES RESEARCH COUNCIL OF CANADA (SSHRC), OTTAWA, ONTARIO

- Community-University Research Alliance (CURA) Grant (2011–2018) (\$1,000,000): Award Holder (Principal Investigator) on Canadian Forum on Civil Justice “The Cost of Justice: Weighing the Costs of Fair and Effective Resolution to Legal Problems” research project
- Doctoral Fellowship (2004–2006) (\$40,000, part of which was declined due to 2006 full-time academic appointment status)

FEDERATION FOR THE HUMANITIES AND SOCIAL SCIENCES

- Awards to Scholarly Publications Program (2014) (\$8,000 publication support award) (funding provided by Social Sciences and Humanities Research Council of Canada)

CANADIAN INSTITUTE FOR THE ADMINISTRATION OF JUSTICE, MONTRÉAL, QUÉBEC

- Charles D. Gonthier Research Fellowship (2007) (\$6,000)

BORDEN LADNER GERVAIS RESEARCH FELLOWSHIP DIRECTING PROFESSOR, CANADA

- Osgoode Hall Law School (2007) (\$10,000 fellowship for legal process and security-related research)
- University of Alberta (2005) (\$10,000 fellowship for administration of civil justice-related research)

YORK UNIVERSITY, TORONTO, ONTARIO

- Research at York Program (university-wide competition) (2007, 2008) (total: \$5,040)

OSGOODE HALL LAW SCHOOL, TORONTO, ONTARIO

- Research Intensification Fund, “Measuring Legal Services” (2023–2024) (\$2,000)
- Osgoode Research Release Fellowship (Fall 2021) (equivalent of one term teaching load)
- Research Intensification Fund, “Cost and Value of Access to Justice” (2019–2020) (\$4,000)
- Research Intensification Fund, “From Heritage Values to Policy and Legislation: Accessing Justice Through Community Driven Policy Making” (with Nicole Aylwin) (2013–2014) (\$4,000)
- Harry Arthurs Collaborative Research Grants (approx. total: \$25,000)
 - “Colloquium on Clinical Education” (with Sean Rehaag et al., 2011–2012)
 - “Access to Justice, Social Justice, Clinical Education and Experiential Learning: Results, Reflections and Prospects” (with Shelley Gavigan et al., 2010–2011)
 - “Project on Teaching Procedure” (with Janet Walker et al., 2010–2011)
 - “The 2006 Residential Schools Class Action Settlement: The Legalization and De-Legalization of Addressing Past Injustice” (with Peer Zumbansen et al., 2007–2008)
 - “Creating and Conceptualizing the Transnational” (with Craig Scott et al., 2006–2007)

- Osgoode Teaching and Learning grants (2008–2011) (total: \$4,000)
- Osgoode faculty summer and full-year research funding (2006–2025) (approx. total: \$109,500)
- Harley D. Hallett Graduate Scholarship (1999) (\$5,000) (declined due to pursuit of graduate studies at Harvard Law School)

UNIVERSITY OF ALBERTA, EDMONTON, ALBERTA

- Faculty of law summer research grants (2002–2005) (total: \$7,000)
- Faculty of law travel grant (2005) (\$900)
- Endowment Fund for the Future Research grants (university-wide competitions) (2002–2003) (total: \$6,600)
- New faculty and start-up grants (2001) (total: \$2,000)

HARVARD LAW SCHOOL, CAMBRIDGE, MASSACHUSETTS

- Graduate Scholarship (2000) (\$10,000)

OTHER COLLABORATIONS

- Partnership Engage Grant, SSHRC (2020–2021) (\$25,000); Co-Applicant on United Nations High Commissioner for Refugees, York University Centre for Refugee Studies and Canadian Forum on Civil Justice project looking at the effect of access to counsel on the outcome of refugee hearings
- Partnership Grant (2018–2024) (\$2,500,000): Researcher on Cyberjustice Lab (Université de Montréal) “Autonomisation des acteurs judiciaires par la Cyberjustice” (ACT) research project
- Partnership Grant (2016–2022) (\$2,500,000): Partner Research Representative (CFCJ) on Université de Montréal “Accès au droit et à la justice” (ADAJ) research project
- Research Partnership, Law Foundation of Ontario Grant (2019–2020): Advisory Group Member on OCADU and Calibrate “Still Waiting for Disruption: Understanding Barriers to Access to Justice Legal Technologies” research project
- Osgoode Principal Investigator, Laidlaw Foundation Grant (2017–2020) (\$350,000), Citizen Empowerment Project, Scaling Impact

G. PUBLICATIONS

[TOTAL: 149]

SSRN RANKING (TOP 10% OF AUTHORS)

- Ranked multiple times in top 10% of all authors on SSRN by all-time, annual, and monthly downloads

BOOKS

1. *The Justice Crisis: The Cost and Value of Accessing Law* (with Lesley A. Jacobs, co-editors) (Vancouver: University of British Columbia Press, 2020) (paperback released May 2021)
 - Canadian Foundation for Legal Research, Walter Owen Book Prize, Honourable Mention (2021)
 - Commented on in various media columns (e.g. *Law Times*, *Vancouver Sun*, *YFile*)
 - Featured in various book reviews, newsletters and blog profiles (e.g. Canadian Law Library Review, JCECM, *Slaw*, CFCJ, AJRN, Consumers Council of Canada)
2. *Civil Justice, Privatization and Democracy* (Toronto: University of Toronto Press, 2014)

- Cited by several courts and judges, including the Supreme Court of Canada and the Lord Chief Justice of England and Wales
 - Ranked on SSRN “Top Ten” download list
 - Profiled in several law journal book reviews and legal publications
 - Federation for the Humanities and Social Sciences, Awards to Scholarly Publications Program award recipient – funding from Social Sciences and Humanities Research Council of Canada, 2014
3. *The Courts and Beyond: The Architecture of Justice in Transition* (with Patrick Molinari, co-editors) (Montréal: Canadian Institute for the Administration of Justice, 2013)
 4. *Judicial Ethics* (consulting editor, with Nguyen Tat Vien, publishing director *et. al.*) (Hanoi, Viet Nam: Judicial Publishing House, 2011) (published in Vietnamese)
 5. *The Civil Litigation Process: Cases and Materials*, 7th ed. (with Janet Walker *et al.*, editors) (Toronto: Emond Montgomery, 2010)
 6. *The Theory and Practice of Representative Negotiation* (with Colleen M. Hanycz and Frederick H. Zemans) (Toronto: Emond Montgomery, 2008)
 7. *The Civil Litigation Process: Cases and Materials*, 6th ed. (with Janet Walker *et al.*, editors) (Toronto: Emond Montgomery, 2005)

SPECIAL ISSUES/FEATURES OF ACADEMIC JOURNALS (EDITOR)

8. “Lifelong Learning in Professionalism” (2010) 4 Canadian Legal Education Annual Review (with Stephen G.A. Pitel)
9. “Legal Ethics & Professional Responsibility” (2008) 46:1 Osgoode Hall Law Journal
10. “Globalization & The Law” (2003) 41:3 Alberta Law Review (with Sheilah L. Martin)

BOOK CHAPTERS

11. “Ethics in Advocacy” in Richard Devlin *et al.*, *Lawyers’ Ethics and Professional Regulation*, 5th ed. (Canada: LexisNexis, forthcoming)
12. “Courts of Justice Act Chapters, 1. Definitions, Sections 1-1.1” in Noel Semple, ed., *Civil Procedure and Practice in Ontario*, 3d ed., Canadian Legal Information Institute (rev June 2024)
13. “Courts of Justice Act Chapters, 10. Rules of Court, Sections 65-66” in Noel Semple, ed., *Civil Procedure and Practice in Ontario*, 3d ed., Canadian Legal Information Institute (rev June 2024)
14. [“Courts of Justice Act Chapters, 1. Definitions, Sections 1-1.1”](#) in Noel Semple, ed., [Civil Procedure and Practice in Ontario, 2d ed.](#), Canadian Legal Information Institute, 2022 (rev July 2023)
15. [“Courts of Justice Act Chapters, 10. Rules of Court, Sections 65-66”](#) in Noel Semple, ed., [Civil Procedure and Practice in Ontario, 2d ed.](#), Canadian Legal Information Institute, 2022 (rev July 2023)
16. “Ethics in Advocacy” in Alice Woolley, Richard Devlin and Brent Cotter, eds., *Lawyers’ Ethics and Professional Regulation*, 4th ed. (Canada: LexisNexis, 2021) c. 5, 313-374
17. “Courts of Justice Act Chapters, 1. Definitions, Sections 1-1.1” in Noel Semple, ed., [Civil Procedure and Practice in Ontario](#), Canadian Legal Information Institute, 2021 CanLIIDocs 2071
18. “Courts of Justice Act Chapters, 10. Rules of Court, Sections 65-66” in Noel Semple, ed., [Civil Procedure and Practice in Ontario](#), Canadian Legal Information Institute, 2021 CanLIIDocs 2077

19. "Truth, Reconciliation, and the Cost of Adversarial Justice" in Trevor C.W. Farrow and Lesley A. Jacobs, co-eds., *The Justice Crisis: The Cost and Value of Accessing Law* (Vancouver: University of British Columbia Press, 2020) c. 6, 130-148
20. "Taking Meaningful Access to Justice in Canada Seriously" (with Lesley A. Jacobs) in Trevor C.W. Farrow and Lesley A. Jacobs, co-editors, *The Justice Crisis: The Cost and Value of Accessing Law* (Vancouver: University of British Columbia Press, 2020), Introduction, 3-22
21. "Ethics in Advocacy" in Alice Woolley, Richard Devlin, Brent Cotter and John M. Law, eds., *Lawyers' Ethics and Professional Regulation*, 3d ed. (Canada: LexisNexis, 2017) 391-451
22. "A New Wave of Access to Justice Reform in Canada" in Adam Dodek and Alice Woolley, eds., *In Search of the Ethical Lawyer: Stories from the Canadian Legal Profession* (Vancouver: UBC Press, 2016) 164-185
23. "The Courts and Beyond: The Architecture of Justice in Transition – Introduction" in Trevor CW Farrow and Patrick Molinari, eds, *The Courts and Beyond: The Architecture of Justice in Transition* (Montréal: Canadian Institute for the Administration of Justice, 2013) 1-3
24. "The Promise of Professionalism" in Benoît Moore, Catherine Piché and Marie-Claude Rigaud, eds., *L'avocat dans la cité: éthique et professionnalisme* (Montréal: Les Éditions Thémis, 2012) 197-219
25. "Ethics in Advocacy" in Alice Woolley, Richard Devlin, Brent Cotter and John M. Law, eds., *Lawyers' Ethics and Professional Regulation*, 2d ed. (Markham: LexisNexis, 2012) 357-410
26. "Post-9/11 Lawyers" in David L. Blaikie, Thomas A. Cromwell and Darrel Pink, eds., *Why Good Lawyers Matter* (Toronto: Irwin Law, 2012) 167-193
27. "Pleadings" (with Barbara A. Billingsley) in Janet Walker *et al.*, eds., *The Civil Litigation Process: Cases and Materials*, 7th ed. (Toronto: Emond Montgomery, 2010) 487-528
28. "Public Justice, Private Dispute Resolution and Democracy" in Ronalda Murphy and Patrick A. Molinari, eds., *Doing Justice: Dispute Resolution in the Courts and Beyond* (Montréal: Canadian Institute for the Administration of Justice, 2009) 301-358
29. "Ethics in Advocacy" in Alice Woolley, Richard Devlin, Brent Cotter and John M. Law, eds., *Lawyers' Ethics and Professional Regulation* (Markham: LexisNexis, 2008) 203-239
30. "An Introduction to Representative Negotiation" (with Colleen M. Hanycz and Frederick H. Zemans) in Colleen M. Hanycz, Trevor C. W. Farrow and Frederick H. Zemans, *The Theory and Practice of Representative Negotiation* (Toronto: Emond Montgomery, 2008) 3-8
31. "Representative Negotiation" in Colleen M. Hanycz, Trevor C. W. Farrow and Frederick H. Zemans, *The Theory and Practice of Representative Negotiation* (Toronto: Emond Montgomery, 2008) 11-37
32. "Discovery" in Janet Walker *et al.*, eds., *The Civil Litigation Process: Cases and Materials*, 6th ed. (Toronto: Emond Montgomery, 2005) 691-764
33. "Citizen Participation and Peaceful Protest: Let's Not Forget APEC" in Patricia Hughes and Patrick A. Molinari, eds., *Participatory Justice in a Global Economy: The New Rule of Law* (Montréal: Les Éditions Thémis, 2004) 205-232

JOURNAL ARTICLES AND PAPERS

34. "[Access to Justice and the Legal Profession: Three Questions](#)" (2024) 42:4 The Advocates' Journal 6-11
 - Ranked multiple times on various SSRN "Top Ten" download lists

35. [“Exploring the Importance of Criminal Legal Aid: A Canadian Perspective”](#) 39 (2023) Windsor Yearbook of Access to Justice 123-144 (with Marcus Pratt)
 - Ranked several times on various SSRN “Top Ten” download lists
36. [“A Call for Evidence-Based Research in ADR”](#) (2023) 32:1 Canadian Arbitration & Mediation Journal 13-16 (with Methura Sinnadurai, Benjamin VanderWindt & Patricia McMahon)
 - Ranked multiple times on various SSRN “Top Ten” download lists
37. “Crisis and Creativity: Shifting the Culture of Justice” (2021) 102 Supreme Court Law Review (2d) 329-354
 - Republished in Christine O’Doherty, gen. ed., Canadian Institute for the Administration of Justice, *The Charles D. Gonthier Fellowship 20th Anniversary Collection* (Toronto: LexisNexis Canada, 2021)
38. “Solving the Access to Justice Crisis Through Privatization: Opportunities and Concerns” (February 2021) 20 La Review des Juristes de Sciences Po 32-37
39. “Interim Relief: National Report for Canada” (2018) 20:1 Flinders Law Journal 95-124 (with J Silver)
40. “Addressing Access to Justice Through New Legal Service Providers: Opportunities and Challenges” (2015-2016) 3 Texas A&M Law Review 549-579 (with Alice Woolley)
 - Ranked 8 times on various SSRN “Top Ten” download lists
41. “Canadian Civil Justice: Relief in Small and Simple Matters in an Age Of Efficiency” (2015) 4 Erasmus Law Review 232-244 (with Jonathan Silver)
42. “‘A different day in court’: Exploring the place of judicial mediation in Ontario’s alternative dispute resolution landscape” (2014) 3 Journal of Civil Litigation and Practice 122-127 (with Nicole Aylwin)
 - Ranked multiple times on SSRN “Top Ten” download lists
43. “What is Access to Justice?” (2014) 51:3 Osgoode Hall Law Journal 957-987
 - Ranked multiple times on various SSRN “Top Ten” download lists
 - Republished in (2015) 2 Revista Forumul Judecătorelor 72-92
44. “Residential Schools Litigation and the Legal Profession” (2014) 64 University of Toronto Law Journal 597-619
45. “The Winkler Institute for Dispute Resolution: Responding Creatively to Complex Justice Problems” (2014) 23:2 Canadian Arbitration & Mediation Journal 16-20 (with Nicole Aylwin)
46. “Learning the ‘How’ of the Law: Teaching Procedure and Legal Education” (2013) 51:1 Osgoode Hall Law Journal 45-91 (with David Bamford, Michael Karayanni, Erik S. Knutsen, Shirley Shipman and Beth Thornburg)
 - Ranked multiple times on various SSRN “Top Ten” download lists
47. “Ethical Lawyering in a Global Community” (2013) 37:1 Manitoba Law Journal 61-84
 - Ranked multiple times on various SSRN “Top Ten” download lists
 - An early version of this article was published in *Isaac Pitblado Lectures 2012: Legal Boundaries in a Global World* (Winnipeg: Law Society of Manitoba, Manitoba Bar Association and University of Manitoba, Faculty of Law, 2012) at tab IX [lectures archived in various national libraries including the Supreme Court of Canada and Department of Justice Canada and various international and domestic university libraries including Harvard, Chicago, California, McGill, York, etc.]
48. “Proportionality: A cultural revolution” (2012) 1 Journal of Civil Litigation and Practice 151-159

- Cited in *2038724 Ontario Ltd. v. Quizno's Canada Restaurant Corp.*, 2012 ONSC 6549 at para 76
 - Cited in *Canadian Imperial Bank of Commerce v. Deloitte & Touche* (2013), 2013 ONSC 917 at para 73
49. "The Good, the Right, and the Lawyer" (2012) 15:1 Legal Ethics 163-174
 - Ranked on SSRN "Top Ten" download list
 50. "Courts and Procedures: The Changing Roles of the Participants" (with Garry D. Watson, Q.C.) (2010) 49 Supreme Court Law Review (2d) 155-160
 - Reprinted in Janet Walker and Oscar G. Chase, eds., *Common Law, Civil Law and the Future of Categories* (Markham: LexisNexis, 2010) 155-160
 - Ranked on several SSRN "Top Ten" download lists
 51. "Lifelong Learning in Professionalism: An Introduction" (2010) 4 Canadian Legal Education Annual Review 3-7 (with Stephen G. A. Pitel)
 52. "The Ethical Development of Law Students: An Empirical Study" (2009) 72(1) Saskatchewan Law Review 75-104 (with Joshua J.A. Henderson)
 53. "Five Pleadings Cases Everyone Should Read" (2009) 35:4 Advocates' Quarterly 466-498
 - An early version of this article was published in *The Art of Pleading: Mastering the Fine Strokes* (Toronto: Ontario Bar Association, 2007)
 54. "Sustainable Professionalism" (2008) 46:1 Osgoode Hall Law Journal 51-103
 - Revised and republished in (2009) 10:7 German Law Journal 1001-1046
 - Most downloaded Canadian paper on SSRN "Legal Ethics & Professional Responsibility" and "Jurisprudence & Legal Philosophy" eJournals (as of 18 November 2022)
 - In top ten of all-time downloaded papers on SSRN "Legal Ethics & Professional Responsibility" and "Jurisprudence & Legal Philosophy" eJournals (as of 18 November 2022)
 - Ranked 24 times on various SSRN "Top Ten" download lists (as of September 2015)
 - Listed several times on SSRN Blog's "Weekly Top 5 Papers"
 55. "Forward" to Legal Ethics & Professional Responsibility Special Issue (2008) 46:1 Osgoode Hall Law Journal i
 56. "The Negotiator-as-Professional: Understanding the Competing Interests of a Representative Negotiator" (2007) 7 Pepperdine Dispute Resolution Law Journal 373-400
 57. "Re-Framing the Sharia Arbitration Debate" (2006) 15:2 Constitutional Forum 79-86
 58. "Dispute Resolution and Legal Education: A Bibliography" (2005) 7 Cardozo Journal of Conflict Resolution 119-138
 59. "Globalizing Approaches to Legal Education and Training: Canada to Japan" (2005) 38 Hosei Riron Journal of Law & Politics 144-185
 60. "Security and Rights" (2005) 10 Review of Constitutional Studies 94-110
 61. "Dispute Resolution, Access to Civil Justice and Legal Education" (2005) 42:3 Alberta Law Review 741-801
 62. "Terrorism, Law & Democracy: How is Canada Changing Following September 11", Review Essay (2004-2005) 36 Ottawa Law Review 195-205
 63. "Globalization, International Human Rights, and Civil Procedure" (2003) 41:3 Alberta Law Review 671-712
 - Cited in *Association canadienne contre l'impunité (ACCI) v. Anvil Mining Ltd.*, [2011] J.Q. 4382 at para. 43 (Q.S.C.), rev'd [2012] J.Q. 368 (C.A.), leave to appeal to S.C.C. refused, [2012] S.C.C.A. No. 128

64. "Globalization & the Law: An Introduction" (2003) 41:3 Alberta Law Review 657 (with Sheilah L. Martin)
65. "Negotiation, Mediation, Globalization Protests & Police: Right Processes; Wrong System, Parties, Issues & Time" (2003) 28 Queen's Law Journal 665-703
66. "Thinking About Dispute Resolution", Review Essay (2003) 41:2 Alberta Law Review 559-566
67. "Law & Politics after September 11th: Civil Rights & the Rule of Law" (2003) 35 Hosei Riron Journal of Law & Politics 163-184
68. "Reviewing Globalization: Three Competing Stories, Two Emerging Themes, and How Law Schools Can and Must Participate" (2003) 13 Meikei Law Review 176-206
 - Translated into Japanese by M. Kuwahara and published in (2003) 44 Aichigakuin Law Review 29-70
 - Republished in (2004) 5 Journal of the Centre for International Studies 1-20
69. "Globalization and Legal Education", adapted and translated into Japanese by M. Yamaguchi, (2003) 13 Meikei Law Review 163-174
70. "Law: A Profession, Not a Life" (2002) 26 Advocates' Quarterly 217-224
71. "The Limits of Charity: Redefining the Boundaries of Charitable Trust Law" (1994) 13 Estates & Trusts Journal 306-361

REPORTS

72. "National Report for Canada on Judicial Independence", contributing report to Santiago P Campos, "La Independencia Judicial Frente A Los Otros Poderes Públicos", Relato General (Lima: International Association of Procedural Law, 2023) (with Karina Yehia)
73. [*Exploring Community-Based Services, Costs and Benefits for People-Centered Justice*](#), CBJR Final Report Including Research from Sierra Leone, Kenya, South Africa and Canada (Toronto: Canadian Forum on Civil Justice, 2023) 1-40 (with Ab Currie)
 - Ranked on various SSRN "Top Ten" download lists (as of 8 June 2023)
74. ["Canada: National Access to Justice Report"](#) (with Ab Currie & Melina Buckley) in Alan Paterson *et al.*, gen eds, [The Global Access to Justice Project](#) (Global Access to Justice Project, 2022) (81 manuscript pages)
75. *Access to Justice for Refugees: How Legal Aid and Quality of Counsel Impact Fairness and Efficiency in Canada's Asylum System* (Toronto: Canada Excellence Research Chair in Migration and Integration, Centre for Refugee Studies, Canadian Forum on Civil Justice, 2021) 1-44 (with Craig Damien Smith & Sean Rehaag)
 - Ranked on various SSRN "Top Ten" download lists (as of 19 May 2022)
76. "Measuring Impacts of Legal Services: Bibliography, Network and Methodology" (with Ab Currie and Lisa Moore), A Final Report for the Measuring the Impact of Legal Service Interventions Project Submitted to the Law Foundation of Ontario (Toronto: Canadian Forum on Civil Justice, June 2020) 1-44
77. *Investing in Justice: A Literature Review in Support of the Case for Improved Access* (Toronto: Canadian Forum on Civil Justice, August 2019) (with Lisa Moore) 1-92
 - Cited in Mitchell Stuart, ["Injustice for All"](#) (CBC Ideas, 29 January 2026)
 - Keynote feature at Law Society of Ontario, Access to Justice Week (28 October 2019)
78. *Public and Private Spending on Justice in Canada* (Toronto: Canadian Forum on Civil Justice, 2018) (20 pages) (with Lisa Moore & Mitchell Perlmutter)
79. *The Cost of Experiencing Everyday Legal Problems Related to Physical and Mental Health* (Toronto: Canadian Forum on Civil Justice, 2017) (13 pages) (with Lisa Moore *et al.*)

80. *The Cost of Experiencing Everyday Legal Problems Related to Social Assistance* (Toronto: Canadian Forum on Civil Justice, 2017) (8 pages) (with Lisa Moore *et al.*)
81. *The Cost of Experiencing Everyday Legal Problems Related to Loss of Employment and Loss of Housing* (Toronto: Canadian Forum on Civil Justice, 2017) (8 pages) (with Lisa Moore *et al.*)
82. [*Canadian Access to Justice Initiatives: Justice Development Goals Status Report*](#) (Ottawa: Action Committee on Access to Justice in Civil and Family Matters, March 2017) (88 pages) (with Lisa Moore and Nicole Aylwin)
83. [*Status Report: Working Data Document*](#) (Toronto: Canadian Forum on Civil Justice, March 2017) (139 pages) (with Lisa Moore and Nicole Aylwin) (complete data report for *Canadian Access to Justice Initiatives: Justice Development Goals Status Report*, *supra*)
84. *Everyday Legal Problems and the Cost of Justice in Canada: Overview Report* (Toronto: Canadian Forum on Civil Justice, 2016) (with Ab Currie *et al.*) 1-21
 - Cited in Mitchell Stuart, “[Injustice for All](#)” (CBC Ideas, 29 January 2026)
 - Featured in various media reports (see *infra* “Media”)
 - Ranked 4 times on various SSRN “Top Ten” download lists
85. *Design and Conduct of the Cost of Justice Survey* (Toronto: Canadian Forum on Civil Justice, 2016) (with David Northrup *et al.*) 1-11
86. [*Colloquium Report*](#) (Ottawa: Action Committee on Access to Justice in Civil and Family Matters, June 2014) (32 pages) (with Nicole Aylwin, *et al.*)
87. [*Access to Civil & Family Justice: A Roadmap for Change*](#), Final Report (Ottawa: Action Committee on Access to Justice in Civil and Family Matters, October 2013) (46 pages) (with Hon. Thomas A. Cromwell, Chair, *et al.*)
 - I am acknowledged as the “holder of the pen” for this report (pp. v and 25)
 - Cited by the Supreme Court of Canada: *Association de médiation familiale du Québec v Bouvier*, [2021 SCC 54](#)
 - This report is described as a “model for the world” (Richard Zorza, “[Canadian ATJ Report is a Model for the World](#)” (18 April 2014)
88. [*Report of the Court Processes Simplification Working Group*](#), a report prepared for the Action Committee on Access to Justice in Civil and Family Matters (May 2012) (29 pages) (with the Hon. Élisabeth Côté, Chair, *et al.*)
89. [*Addressing the Needs of Self-Represented Litigants in the Canadian Justice System*](#), a White Paper prepared for the Association of Canadian Court Administrators (ACCA) (Toronto and Edmonton: ACCA, March 2012) (104 pages) (with Diana Lowe, QC, Bradley Albrecht, Heather Manweiller and Martha E. Simmons)
90. *ADR in Canada: Courts and Administrative Tribunals*, a report prepared for the British Institute of International and Comparative Law (Toronto, 1 July 2009) (39 manuscript pages)
91. *Educating Future Judges in the Socialist Republic of Viet Nam: Assessment of Curriculum and Recommendations for Curriculum Development and Reform at the Judicial Academy*, a report prepared for Judicial Development and Grassroots Engagement Project, a Project funded by Canadian International Development Agency, with support from Government of the Socialist Republic of Viet Nam, and implemented by Agriteam Canada Consulting Ltd., Government of Alberta, University of Alberta and others (Hanoi and Toronto, 12 July 2007) (58 manuscript pages)

OTHER PUBLICATIONS

92. [“Using Representation Pathways to Explore Court Data”](#) *Slaw* (3 October 2025) (with Ab Currie & Lisa Moore)
93. [“Selected Dispute Resolution Bibliography”](#) (Toronto: Winkler Institute for Dispute Resolution, March 2023) (with Shannon Moldaver)
 - Ranked several times on various SSRN “Top Ten” download lists
94. [“Advancing People-Centered Justice: New Research on Community-Based Justice”](#) *Slaw* (29 July 2022) (with Ab Currie & Lisa Moore)
95. [“Exploring Community-Based Justice Solutions to Global Access to Justice Problems”](#) (New York: Pathfinders for Peaceful, Just & Inclusive Societies, 31 May 2022) (with Ab Currie & Lisa Moore)
96. [“Ten Steps Forward on the Way to Justice for All”](#) (New York: Pathfinders for Peaceful, Just & Inclusive Societies, 20 October 2020)
97. “Justice leadership in a pandemic” *The Lawyer’s Daily* (20 October 2020) (with Maaïke de Langen)
98. “10 Legal Writing Tips for Law Students” *Slaw* (9 September 2020) (with Deanne Sowter)
99. “Trial Advocacy Training Online? Successful Pilot Creates New Possibilities” *Slaw* (28 August 2020) (with Victoria Watkins)
100. “Two Things for Access to Justice: Money and the Public” (Toronto: Law Society of Ontario, Continuing Professional Development Materials, February 2020) (5 manuscript pages)
101. “Time to invest in justice” *The Lawyer’s Daily* (26 November 2019) (with Mary Condon)
102. “Justice For All” (Toronto: Canadian Forum on Civil Justice, July 2019) (with Ab Currie and Lisa Moore)
103. “Everyday Legal Problems and the Cost of Justice in Canada: Survey” (Toronto: Canadian Forum on Civil Justice, 2016) (with Ab Currie *et al.*) 1-30
104. [“The Next ‘Wave’ in Access to Justice”](#) in *Flip Your Wig for Justice Campaign 2016* (Toronto: 2016) 12-13 (with Nicole Aylwin)
105. [“Everyday Legal Problems and the Cost of Justice in Canada: Fact Sheet”](#) (Toronto: Canadian Forum on Civil Justice, 12 March 2015) (with Ab Currie *et al.*)
106. “Regional Integration and Dispute Resolution in the Free Trade Area of the Americas” in Andy Knight *et al* eds, *Re-Mapping the Americas: Globalization, Regionalization and the FTAA* (forthcoming)
107. [“Innovation, Dispute Resolution & Access to Justice – Needs Assessment 2014”](#) (Backgrounder) (Toronto: Winkler Institute for Dispute Resolution, 2014) (with Nicole Aylwin)
108. [“Collaborating on Justice Innovation: The Hague and Canada”](#) *Hiil Insight* (6 February 2014) (with Nicole Aylwin & Les Jacobs); [reposted online: CFCJ](#)
109. [“Mandatory Dispute Resolution and the Question of Resources”](#) *Slaw* (10 June 2013), (with M Jerry McHale, Q.C.)
110. “The Cost of Justice: Weighing the Costs of Fair and Effective Resolution to Legal Problems” (project summary) (Toronto: Canadian Forum on Civil Justice, 2012) (with Sana Affara *et al.*)
111. “Cost of Justice” (project plan) (Toronto: Canadian Forum on Civil Justice, 2012), (with Les Jacobs, Diana Lowe & Sabreena Delhon)
112. [“What is Access to Justice?”](#) in Jasminka Kalajdzic, “What is Access to Justice?” (video collection) (Windsor: University of Windsor, Faculty of Law, 2012)

113. [“The Cost of Justice: Weighing the Costs of Fair & Effective Resolution to Legal Problems”](#) (project background report) (Toronto: Canadian Forum on Civil Justice, 2012), (with Les Jacobs, Diana Lowe & Sabreena Delhon)
114. *Legal Consultancy Professional Skills Training Manual* (with Matthew Hiebert) (Hanoi, Viet Nam: Ministry of Justice Publishing House, 2011) (published in Vietnamese)
115. *Handbook on Student Assessment* (co-technical advisor/editor with Matthew Hiebert and Le Mai Anh, general editor *et al.*) (Hanoi, Viet Nam: Judicial Publishing House, 2011) (published in Vietnamese)
116. [“National Alternative Dispute Resolution Survey \(2008\)”](#), online: University of Toronto Press
117. [“Canadian Federal and Provincial Administrative Legislation Containing ADR Processes”](#) (Canadian Forum on Civil Justice, 2007), (with Ada Ho)
118. [“Administrative Tribunals Using ADR”](#) (Canadian Forum on Civil Justice, 2007), (with Ada Ho)
119. “The rule of law in developing countries is not just about courts” 26:31 *The Lawyers Weekly* (15 December 2006) 11
120. “Privatizing our Public Civil Justice System” (2006) 9 *News & Views on Civil Justice Reform* 16-17
121. “89th Ames Challenges Nurses’ Constitutional Right to Protest Wages” (Spring 2001) *Harvard Law Bulletin* 40
122. “Attacks on Your Reputation: Potential Responses” (January 1999) *Canadian Realtor News* 3
123. “Reputation: A Vital Asset for Real Estate Practitioners” (February 1998) *Canadian Realtor News* 4
124. “Amending the Competition Act” (December 1995/January 1996) *International Commercial Litigation* 35-37 (with Kent E. Thomson)

EXPERT CONTRIBUTIONS/CO-AUTHOR

125. Pathfinders for Peaceful, Just and Inclusive Societies, *Justice in a Pandemic – Briefing Three: Justice for All and the Social Contract in Peril* (New York: Centre on International Cooperation, July 2021) (co-author, with lead authors David Steven *et al.*) 1–26
126. Pathfinders for Peaceful, Just and Inclusive Societies, *Justice in a Pandemic – Briefing Two: Justice for All and the Economic Crisis* (New York: Center on International Cooperation, July 2020) (co-author, with lead authors David Steven *et al.*) 1–27
127. The Hague Institute for Innovation of Law, *Charging for Justice: SDG 16.3 Trend Report 2020* (The Hague: Hiil, 2020) (expert contributor, with lead author Maurits Barendrecht and others)
128. Pathfinders for Peaceful, Just and Inclusive Societies, *Justice in a Pandemic – Briefing One: Justice for All and the Public Health Emergency* (New York: Center on International Cooperation, April 2020) (co-author, with lead authors David Steven *et al.*) 1–34

PODCASTS

129. [“Teaching Law in the Age of AI”](#) (Podcast interview for the Canadian Institute for the Administration of Justice “In All Fairness” podcast channel, episode 110, published 16 October 2025)
130. [“On Access to Justice”](#) (Podcast interview for inaugural Osgoode Hall Law Journal podcast series, episode 1, published 24 July 2025)
131. [“Defining Access to Justice”](#) (Podcast interview for the Canadian Institute for the Administration of Justice “In All Fairness” podcast channel, episode 67, published August 2023)

132. "Access to Justice: Self-Represented Litigants" (Podcast interview, Osgoode Pro Bono Podcast series, published 19 January 2022)
133. ["Legal System Change: Are We Still Just Tinkering?"](#) (Podcast interview prepared at the invitation of the National Self-Represented Litigants Project, 18 May 2021)
134. ["Justice: an essential service to prepare the way out of the COVID-19 crisis"](#) (Podcast interview prepared at the invitation of the Cyberjustice Lab, Spring 2020), online:

TRIAL ADVOCACY MATERIALS

135. *Quinn Kumar v. Morley Greer*, a case prepared for the Intensive Trial Advocacy Workshop, including case file and teaching notes (Toronto: Osgoode Professional Development, 2020) (59 pages)
136. "A Note on Cross Examinations" (with Garry D. Watson, Q.C.) in *Intensive Trial Advocacy Workshop: Course Materials* (Toronto: Osgoode Professional Development, 2012) (updated)
137. *Intensive Trial Advocacy Workshop: Course Materials* (with Garry D. Watson, Q.C. *et al.*, co-editors) (Toronto: Osgoode Professional Development, 2008) (with annual revised editions)

THESES

138. *Civil Justice, Privatization and Democracy* (Ph.D. Thesis, University of Alberta, Department of Political Science, 2011) (525 manuscript pages) [archived at University of Alberta Library and York University (Osgoode Hall Law School) Library] (525 manuscript pages)
139. *Embracing the Complex Personality of International Law: Formalism, Anti-Formalism and the Globalization Construct* (LL.M. Thesis, Harvard Law School, 2000) [archived at Harvard University Library] (113 manuscript pages)
140. *Nikita S. Khrushchev: Visions of War and Peace* (A.B. Thesis, Princeton University, 1990) [archived at Princeton University Library] (163 manuscript pages)

ADMINISTRATIVE REPORTS

141. *Osgoode's Curriculum* (report prepared for Faculty Appointments Committee, Osgoode Hall Law School, 9 January 2019) (with Mark Hamilton)
142. *Trinity College Dublin School of Law Programmes Quality Review* (with Professors John Jackson and Christa Tobler) (external reviewer report prepared for Trinity College Dublin, March 2017)
143. *Classroom Audio Recording* (report prepared for Osgoode Hall Law School faculty, 12 May 2016)
144. *Osgoode's Curriculum: Current Status and Future Directions* (report prepared for Faculty Appointments Committee, Osgoode Hall Law School, 19 April 2016) (with Mark Hamilton)
145. *Osgoode E-Learning Audit* (report prepared for York University, Academic Vice-President, Teaching & Learning, Osgoode Hall Law School, October 2014)
146. *The Praxicum Requirement* (report prepared for Faculty Council, Osgoode Hall Law School, 27 August 2012, revised 31 October 2012) (with Natia Tucci, Deana Toner & David To)
147. *Recommended Policy on Student and Program Evaluation at Osgoode's Clinical and Intensive Programs* (29 September 2011) (with Deana Toner (lead author) & Natia Tucci)
148. *Experiential Learning at Osgoode Hall Law School* (report prepared for Curriculum Reform Committee and Strategic Planning Committee, Osgoode Hall Law School, May 2010)
149. *Dispute Resolution Teaching and Research* (report prepared for University of Alberta, Faculty of Law, 2004)

H. LECTURES, ADDRESSES, PANELS AND EXPERT PRESENTATIONS/WITNESS

[TOTAL: 291]

EXPERT PRESENTATIONS/WITNESS

1. *Single Mothers' Alliance of BC Society v British Columbia*, [2022 BCSC 2193 \(CanLII\)](#), Expert Witness
2. Senate of Canada, Legal and Constitutional Affairs Committee, [Invited Witness, Bill C-58](#) (20 February 2019)
3. Law Society of Upper Canada, Standing Committee on Access to Justice, Invited Witness (9 May 2012)

KEYNOTE/NAMED LECTURES AND PRESENTATIONS

4. "Investing in Justice" (keynote address, Chief Justice's Working Group, Access to Justice Conference, Irish Office of the Chief Justice, Dublin, Ireland, 1 October 2021) (remote)
5. "Justice in Crisis: Cost and Return on Investment" (keynote presentation, Council of the European Union and the Portuguese Presidency of the Council of the European Union, "High-Level Conference on E-Justice", Lisbon, Portugal, 26 April 2021) (video conference)
6. "The Cost and Value of Access to Justice and Access to Justice 2.0" (inaugural international keynote speaker, Victoria Law Foundation Research Network, Melbourne, Australia, 3 December 2020) (video conference)
7. "The Justice Crisis" (feature book conference, with Lesley A. Jacobs and Nicolas Vermeys, hosted by the Cyberjustice Lab, 27 October 2020) (video conference)
8. "Court Administration and Reform" (keynote lecture at Encuentro Nacional de Oficinas Judiciales de Argentina, Neuquén, Argentina, 6 November 2019)
9. "Investing in Justice" (keynote presentation at Law Society of Ontario Access to Justice Week, Toronto, Ontario, 28 October 2019)
10. Isaac Pitblado Lecture, "Thinking About Access to Justice: Three Questions" (lecture at "Reimagining Justice: Trust, Truth and Transformation(s)" 2018 lecture series, co-sponsored by Faculty of Law, University of Manitoba, Law Society of Manitoba and Manitoba Bar Association, Winnipeg, Manitoba, 2 November 2018)
11. "Private Justice" (opening keynote presentation at "Les PRD mis à nu..." conference, Université de Montréal, Québec, 11 November 2016) (by video)
12. "Justice: A Public Perception" (keynote lecture at 2nd Annual Newfoundland and Labrador Access to Justice Stakeholder Forum, St. John's, Newfoundland and Labrador, 16 June 2015)
13. "Cities and Justice" (opening keynote address at "ADR and Cities of Arrival Roundtable", His Highness Prince Aga Khan Shia Imami Ismaili, National Conciliation and Arbitration Board of Canada, Ismaili Centre, Toronto, Ontario, 28 April 2015)
14. Isaac Pitblado Lecture, "Perspectives on Access to Justice: The Road Ahead" (lecture at "Accessing Justice: Beyond Barriers" 2014 lecture series, co-sponsored by Faculty of Law, University of Manitoba, Law Society of Manitoba and Manitoba Bar Association, Winnipeg, Manitoba, 28 November 2014)
15. Ministry of the Attorney General, Legal Services Division, Crown Counsel Summer School, Keynote Speakers Series (after dinner speaker), "The Beginning and End of Law? Culture Shifts and Justice" (McMaster University, Hamilton, Ontario, 17 June 2014)

16. Isaac Pitblado Lecture, “Ethical Lawyering in a Global Community” (lecture at “Legal Boundaries in a Global World” 2012 lecture series, co-sponsored by Faculty of Law, University of Manitoba, Law Society of Manitoba and Manitoba Bar Association, Winnipeg, Manitoba, 1 December 2012)
17. Hugh M. Ketcheson, Q.C. Memorial Lecture, “Access to Justice” (hosted by Saskatchewan Crown Counsel Association, Regina, Saskatchewan, 8 November 2012)
18. Osgoode Hall Graduate Law Students’ Association, “How Do We Bring Justice” (keynote speaker/moderator at “Legal Practice and Legal Theory Discourse – Critical Views of Education and Research” conference, Osgoode Hall Law School, Toronto, 27 May 2012)
19. [21st Annual F. B. Wickwire Memorial Lecture, “Access to Justice: Reality, Rhetoric and Recommitment”](#) (with co-lecturers Hon. Thomas A. Cromwell and Emma Halpern) (hosted by Schulich School of Law and Nova Scotia Barristers’ Society, Dalhousie University, Halifax, Nova Scotia, 29 February 2012)
20. President’s Forum, Canadian Bar Association–Saskatchewan Branch, “Access to Justice in Canada: Challenges and Initiatives” (keynote address, 2012 mid-winter meeting, Regina, Saskatchewan, 3 February 2012)

INTERNATIONAL CONFERENCES, LECTURES AND PRESENTATIONS

21. “Access to Justice in Legal Education” (panel chair at International Association of Law Schools, [Global Law Deans’ Forum](#), University of Windsor, Canada, 5 May 2026)
22. “Access to Criminal Justice” (invited panel presentation at “[Affording Legal Aid](#)” conference, International Legal Aid Group, University of Cologne, Germany, 26 June 2025)
23. “[Regional Perspectives on Aviation Arbitration and Mediation](#)” (panel chair at second annual conference of the Hague Court of Arbitration for Aviation, The Hague, Netherlands, 10 January 2025)
24. “High Level Dialogue: People-Centered Justice and the Rule of Law to Reinforce Democracy and Build Trust” (invited presentation at “OECD Global Roundtable on Equal Access to Justice”, co-hosted by Organisation for Economic Co-Operation and Development, International Development Research Centre & Department of Justice Canada, Ottawa, Canada, 9 October 2024)
25. AI at Law Schools: Legal Education and the Future of Law” (invited presentation at International Association of Law Schools, [Americas and Asia-Pacific Regional Law Deans’ Forum](#), University of California, Berkeley, CA, 18 April 2024)
26. “Building Evidence for People-Centered Access to Justice” (invited presentation at OECD, World Bank, IDRC & ABF expert panel, Ljubljana, Slovenia, 6 December 2023)
27. “Exploring the Importance of Legal Aid” (presentation at International Legal Aid Group conference, Harvard Law School, Boston, Massachusetts, 22 June 2023)
28. “Investing in Civil Justice” (invited presentation to Irish Civil Legal Aid Review Committee, Dublin, Ireland, 5 October 2022) (by Zoom)
29. “What Works in People-Centered Services” (invited panel moderator at “[OECD Riga Global Access to Justice Roundtable 2022](#)”, Riga, Latvia, 22 September 2022)
30. “[Looking to the Future](#)” (closing panel of international experts at “[International Access to Justice and Legal Services Forum](#)”, Victoria Law Foundation & University of California, Irvine, Melbourne, Australia, 31 March 2022) (by Zoom)
31. “Accessibility and Civil Justice: Evidence and Reform (A Cautionary Tale)” (invited presentation at “Access to Justice and Class Actions in England and Wales” conference, hosted by Bonavero Institute on Human Rights, Faculty of Law, University of Oxford, 7 May 2021) (by Zoom)

32. “The Local and the Global: Horizontal and Vertical Connections” (presentation at “OECD Virtual Technical Workshop on Accessible Justice”, co-hosted by Organisation for Economic Co-Operation and Development and Department of Justice, Canada, 1 April 2021) (by Zoom)
33. “Towards bias-free justice systems” (invited moderator and summary presentation at “OECD Virtual Roundtable on Accessible and People-Centred Justice”, co-hosted by Organisation for Economic Co-Operation and Development and Department of Justice, Canada, 30 March 2021) (by Zoom)
34. “Next Steps Toward Financing Justice” (invited presentation at Organisation for Economic Co-Operation and Development and Open Society Justice Initiative expert panel, “Investing in and Financing Justice: In Search of Policy Solutions for Sustainable Scaling up of Effective and Accessible Justice”, 22 October 2020) (by Zoom)
35. “Next Steps in Measuring the Costs of Lack of Access to Justice” (invited presentation at Organisation for Economic Co-Operation and Development “Building the Case for Access to Justice” panel, Lisbon, Portugal, 28 March 2019)
36. “People-Centred Justice Research” (presentation at Community Based Justice Research, Access to Justice Research workshop, Nairobi, Kenya, 3 September 2018)
37. “Measuring Access to Justice: Canadian Initiatives” (presentation at Open Society Justice Initiative, “Strengthening Access to Justice and Tracking Progress with National Civil Justice Policy and Measurement Frameworks” workshop, New York, 26 September 2018)
38. “Equal Access to Justice” (invited presentation at Organisation for Economic Co-Operation and Development, Expert Policy Roundtable, Riga, Latvia (by video), 5 July 2018)
39. “Access to Justice: Making the Case for Investment” (invited presentation at Organisation for Economic Co-Operation and Development and Open Society Foundation Taskforce, Technical Seminar on Access to Justice, Riga, Latvia (by video), 4 July 2018)
40. “Access to Justice as a Theory of Lawyering” (presentation at International Conference on Access to Justice and Legal Services, University College London, 12 June 2018)
41. “Cost of Justice, Impact and Engagement” (Law and Society Association, roundtable presentation, Mexico City, Mexico, 22 June 2017)
42. “Planning and Cost Efficiency in People-Focused Legal and Justice Services” (invited presentation at Organisation for Economic Co-Operation and Development, “Equal Access to Justice” Policy Roundtable, OECD Conference Centre, Paris, France, 22 May 2017)
43. “Measuring Justice: Cost, Value and Trends” (invited presentation at Organisation for Economic Co-Operation and Development, “Understanding Effective Access to Justice” Expert Research Conference, OECD Conference Centre, Paris, France, 3 November 2016)
44. “The Future of Access to Justice Research” (Law and Society Association, roundtable presentation, New Orleans, Louisiana, 3 June 2016)
45. “Understanding Access to Justice” (invited presentation at Organisation for Economic Co-Operation and Development, “Equal Access to Justice” Expert Roundtable, panel on “Understanding citizens’ legal needs: Towards achieving equal and inclusive justice”, OECD Conference Centre, Paris, France, 7 October 2015)
46. “Costs of Justice: Promising Results, Cautionary Tale, Future Research” (invited presentation at International Legal Aid Group conference, “New Approaches to Legal Services: Technology, Innovation, Self Help and Co-Operation”, Edinburgh, Scotland, 11 June 2015)

47. “Addressing Access to Justice Through New Legal Service Providers: Opportunities and Challenges” (panel presentation, with Alice Woolley, at “Reconsidering Access to Justice” conference, Texas A&M University, School of Law, Fort Worth, Texas, 1 May 2015)
48. “Public Legal Consciousness, Professional Legal Consciousness, and Legal Education” (panel presentation at International Legal Ethics Conference VI, City University London, U.K., 12 July 2014)
49. “A New Access to Justice Agenda for Canada” (panel presentation at Centre for Empirical Legal Studies, in conjunction with Centre for Ethics and Law, and Centre for Access to Justice, “International Conference on Access to Justice and Legal Services”, University College London, London, U.K., 19 June 2014)
50. “Justice Reform and Innovation in Canada” (collaborative discussion presentation, The Hague Institute for the Internationalisation of Law (Hiil), The Hague, The Netherlands, 3 February 2014)
51. “Professional Education and Curriculum Development” (lecture at “Innovative Justice Training” program, Union Attorney General’s Office, Nay Pyi Taw, Republic of the Union of Myanmar, 25 November 2013)
52. “Professional Education and Learning: Theory, Practice and Reflections” (presentation at “Design Workshop for Capacity Building for Law Officials of Union Attorney General’s Office”, Nay Pyi Taw, Republic of the Union of Myanmar, 21 May 2013)
53. “Cost of Justice” (presentation at “Ideas and Approaches for Access to Civil Justice Research: Bridging the Divides of Research and Practice” research session at “Access to Civil Justice: Re-envisioning and Reinvigorating Research workshop”, in conjunction with National Legal Aid and Defender Association annual conference, Chicago, Illinois, 7 December 2012) (with Sana Affara)
54. “Moral Pluralism and Legal Ethics” (Law and Society Association, panel presentation, San Francisco, California, 3 June 2011)
55. “Developing a Community of Civil Procedure Scholars: Teaching Procedure and the Legal Academy” (Project on Teaching Procedure, panel presentation, Hailsham, East Sussex, United Kingdom, 26 June 2010)
56. “Teaching Procedure Across the Common Law Systems” (Project on Teaching Procedure, panel presentation, Hailsham, East Sussex, United Kingdom, 26 June 2010)
57. “Best Practices in Judicial Education Assessment” (seminar for Viet Nam Judicial Academy, Hanoi, Viet Nam, 2-3 December 2009) (with Matthew Hiebert)
58. “Judges, Lawyers and Development: Judicial Education and the Rule of Law” (presentation for judges and lawyers, International Criminal Tribunal for Rwanda, Arusha, Tanzania, 5 October 2009)
59. “Judicial Trainers Workshop” (workshop for trainers at “Judicial Advisors and Judicial Associates Train-the-Trainer” Conference, Canada-Balkans Judicial Reform Project, Sarajevo, Bosnia & Herzegovina, 19 June 2009)
60. “Training Techniques for Future Judges and Prosecutors” (lecture and interactive presentation at “Judicial Advisors and Judicial Associates Train-the-Trainer” Conference, Canada-Balkans Judicial Reform Project, Sarajevo, Bosnia & Herzegovina, 18 June 2009)
61. “Social Context Judging and Lawyering” (seminar for Viet Nam Judicial Academy, Vung Tau, Viet Nam, 1 December 2008) (with Kathleen Mahoney and Richard Devlin)
62. “Methodologies for Teaching Judicial Titles” (workshop for Viet Nam Judicial Academy, Vung Tau, Viet Nam, 29-30 November 2008) (with Kathleen Mahoney and Richard Devlin)
63. “Ethics, Gender and Social Context Learning in Professional Education” (workshop for judges and prosecutors, Judicial Reform Project, Sarajevo, Bosnia & Herzegovina, 22-23 October 2008)

64. “Curriculum Development and Professional Education” (workshop for judges and prosecutors, Judicial Reform Project, Sarajevo, Bosnia & Herzegovina, 21 October 2008)
65. “Approaches to Pedagogy and Curriculum Development” (Institute of Law Science, Ministry of Justice, Hanoi, Viet Nam, 21 March 2008)
66. “Curriculum and Textbook Development” (Judicial Academy, Hanoi, Viet Nam, 17 March 2008)
67. “National Security, Legal Process and the Rule of Law: A Canadian Perspective” (presentation at “International Conference on Terrorism, Human Security and Development: Human Rights Perspectives”, organized by School of Law, City University of Hong Kong in collaboration with United Nations University, Hong Kong, China, 17 October 2007)
68. “Curriculum Reform and the Development and Use of Effective Learning Materials” (Judicial Academy, Hanoi, Viet Nam, 25 September 2007)
69. “An Ethics Curriculum at the Viet Nam Judicial Academy” (Judicial Academy, Hanoi, Viet Nam, 24 September 2007)
70. “Strategy for Developing an Ethics Curriculum at the Viet Nam Judicial Academy” (Judicial Academy, Hanoi, Viet Nam, 15 June 2007)
71. “Practice and Teaching of Civil Procedure” (Judicial Academy, Hanoi, Viet Nam, 12 June 2007)
72. “Dispute Resolution and Governance: A Canadian Perspective” (3-part lecture series, Southern Yangtze University, Wuxi, China, 6–8 December 2005)
73. “Regional Integration and Dispute Resolution” (presentation at “Re-Mapping the Americas: Globalization, Regionalization and the FTAA” conference, University of the West Indies, St. Augustine, Trinidad & Tobago, 19 October 2005)
74. “Canadian Legal Education: Law Schools, Legal Ethics & Dispute Resolution” (lecture, Graduate School of Law, Niigata University, Niigata, Japan, 2 November 2004)
75. “Legal Process and Legal Education Reform: Canada to Japan” (2 lectures, Japan Federation of Bar Associations, Research Office for Judicial Reform and Office for Legal Education, Tokyo, Japan, 1 November 2004)
76. “Law & Politics after September 11th” (lecture, Faculty of Law, Niigata University, Niigata, Japan, 6 September 2002)
77. “Reviewing Globalization: Canada & Japan” (lecture presented at 3 different universities – Faculty of Law, Sugiyama Jogakuen University, Nagoya Keizai University, and Faculty of Law, Aichigakuin University – Nagoya, Japan, 20–21 June 2002)

CANADIAN CONFERENCES, LECTURES AND PRESENTATIONS

Education, Public Consciousness, Curriculum Development

78. “Bridging Disability Accommodations from Clinical Education Programs to Practice” (conference opening remarks, Osgoode Hall Law School, Toronto, Ontario, 23 May 2025)
79. “Closing Reflections” (National Family Law Negotiation Competition, 1 March 2025)
80. “AI and the Future of Law and Legal Education” ([presentation](#) and [panel chair](#) at “[Artificial Intelligence and the Law: New Challenges and Possibilities for Fundamental Human Rights and Security](#)” conference, Osgoode Hall Law School, 13 March 2024)

81. Legal Writing Workshop (presentation at the Association of Transnational Law Schools, [Agora Summer School](#), Osgoode Hall Law School, 5 June 2023)
82. New Faculty Welcome Comments (Canadian Association of Law Teachers Annual Conference, Congress, York University, 29 May 2023)
83. “Competencies Across the Curriculum” (invited participant at Robert Arscott Workshop, Law Foundation of Saskatchewan, Saskatoon, 17-18 May 2023)
84. “Re-envisioning Legal Education” (invited participant at Roundtable for Legal Education Workshop, Saskatoon, Saskatchewan, 28-29 September 2022)
85. “Artificial Intelligence and Human Rights” (Centre for Human Rights, Equity and Inclusion, and Law Commission of Ontario “Inclusion Day” panel presentation, Toronto, Ontario, 4 February 2020)
86. “Thinking About Coming to Law School?” (presentation to Sherwood Heights School, Toronto, Ontario, 10 May 2019) (with Mya Rimón) (remote)
87. “Teaching Legal Process” (panel presentation at Association for Canadian Clinical Legal Education & Canadian Association of Law Teachers conference, Queen’s University, Kingston, Ontario, 1 June 2018)
88. “Education, Innovation and Empathy” (presentation at “Legal Innovation and Education Workshop” co-hosted by the Winkler Institute for Dispute Resolution, Thomson Reuters and Osgoode Hall Law School, Toronto, Ontario, 8 March 2018)
89. “Technology, Innovation and Legal Education” (presentation on “Computer-Mediated Education and its Impact on Legal Education” panel, “Wired Justice” conference co-hosted by Legal Aid Ontario, Legal Services Society of B.C. and Osgoode Hall Law School, Stony Lake, Ontario, 9 September 2016)
90. “Ethics and Professionalism in the Age of Social Media: Do’s and Don’ts” (panel presentation at Criminal Lawyers’ Association, “The Essentials”, 43rd Annual Fall Conference, Toronto, Ontario, 30 October 2015)
91. “Learning the Law and Academic Success” (presentation at Mature Students Association of Osgoode Hall Law School orientation, York University, 26 August 2015)
92. “Experiential Education and Curriculum Design” (presentation at meeting of York University Associate Deans, Toronto, Ontario, 17 March 2015)
93. “Designing and Running Effective Simulations” (presentation at “Reflecting on Experiential Education at Osgoode” faculty symposium, Toronto, Ontario, 12 March 2015)
94. “Welcome” (part of York University’s welcome party for a visit by the Honourable Elizabeth Dowdeswell, Lieutenant Governor of Ontario, at “The Monarchy in Action: Canada’s Vice-Regals at Work”, Osgoode Constitutional Law Society Speakers Series, Toronto, Ontario, 28 January 2015)
95. “Reforming Canada’s Justice System: Engaging Youth Ideas” (class presentation, Vanier Secondary School, Whitehorse, Yukon, 12 September 2014)
96. “Access to Justice – A Free-Flowing Public Discussion” (public dialogue, Whitehorse Public Library, Whitehorse, Yukon, 11 September 2014)
97. “Experiential Education and Curriculum Reform – Opportunities and Challenges” (presentation at University of Alberta, Faculty of Law, faculty retreat, Edmonton, Alberta, 27 August 2014)
98. “Legal Education in Canada” (presentation to members of International Association of Judges, Asian, North American and Oceanic Region, Osgoode Hall Law School, Toronto, Ontario, 11 June 2014)

99. “Experiential Learning *in* Law School and Experiential Learning *as* Law School” (presentation at “Preparing Students for the Practice of Law: Experiential Learning and Articling Reform” panel at Association for Canadian Clinical Legal Education Annual Conference, “Raising the Bar: Innovations and Best Practices in Clinical Legal Education”, University of Manitoba, Winnipeg, Manitoba, 19 October 2012)
100. “Ethical Issues in Clinical Legal Education” (panel presentation at “Poverty Law, Access to Justice, and Ethical Lawyering: Celebrating 40 Years of Clinical Education at Osgoode Hall Law School” symposium, Osgoode Hall Law School, Toronto, Ontario, 23 September 2011)
101. “Inclusion and Alienation in the Classroom” (co-organizer and facilitator, 2011 Osgoode Curriculum Design Institute workshop, Osgoode Hall Law School, Toronto, Ontario, 7 June 2011)
102. “Teaching Professionalism” (workshop facilitator, University of Toronto, Toronto, Ontario, 4 March 2011)
103. “Clinical Legal Education: Current Challenges and Opportunities” (organizing chair, Clinical Education Roundtable, Osgoode Hall Law School, Toronto, Ontario, 23 June 2010)
104. “Fostering Reflective Professionalism” (co-organizer and facilitator, 2010 Osgoode Curriculum Design Institute workshop, Osgoode Hall Law School, Toronto, Ontario, 17 June 2010)
105. “Developing a Judicial Education Program at the Viet Nam Supreme Peoples’ Court, Judicial Training School” (workshop for members of Viet Nam’s Supreme Peoples’ Court, part of study tour to Canada, Calgary, Alberta, 19–20 March 2009) (with Kathleen Mahoney and Richard Devlin)
106. “Conclusions and Future Steps” (facilitated panel presentation at Chief Justice of Ontario’s Advisory Committee on Professionalism and the University of Toronto, Centre for the Legal Profession, “Lifelong Learning in Professionalism” symposium, University of Toronto, Toronto, Ontario, 20 February 2009)
107. “Innovative Techniques for Teaching Legal Ethics” (panel presentation at Third Annual Symposium on Legal Ethics Teaching and Scholarship, McGill University, Montréal, Québec, 16 January 2009)
108. “Technology and Learning” (faculty facilitator, Third Annual Osgoode Course Design Institute, Osgoode Hall Law School, Toronto, Ontario, 21 May 2008)
109. “Techniques for Teaching and Learning” (workshops for members of Viet Nam’s Judicial Academy, part of pedagogy study tour to Canada, University of Calgary, Calgary, Alberta, 24–29 April 2008) (with Kathleen Mahoney and Richard Devlin)
110. “Can Legal Ethics Be Taught” (panel presentation at Centre for Professionalism, Ethics and Public Service, University of Toronto, Toronto, Ontario, 4 April 2008)
111. “Teaching Ethics Across the Years” (presentation at Legal Ethics and Professional Responsibility Teaching Symposium, University of Alberta, Edmonton, Alberta, 25 October 2007)
112. “Educating Lawyers: Motivations and Aspirations” (faculty co-facilitator, Second Annual Osgoode Course Design Institute, Osgoode Hall Law School, Toronto, Ontario, 17 May 2007)

Administration of Justice, Advocacy, Dispute Resolution and Reform

113. “AI for Litigators: The State of Play and What’s Ahead” (invited speaker, Advocate’s Society, 6 May 2026)
114. Closing Address, Osgoode Hall Law Journal JD Research Symposium (Toronto, Canada, 11 March 2025)
115. “AI & Legal Tech” (panel chair, [International Access to Justice Forum](#), Toronto, Canada, 24 October 2024)
116. “Measuring the Impacts of Justice Services” (presentation at [International Access to Justice Forum](#), Toronto, Canada, 23 October 2024)

117. “Shifting Toward People-First Justice” (presentation at Canadian Institute for the Administration of Justice, New Brunswick Access to Justice Summit, Fredericton, NB, 28 August 2023) (remote)
118. “Current Access to Justice Research” (presentation to the Federation of Law Reform Agencies of Canada conference, Toronto, Ontario, 1 June 2023)
119. “Opening Remarks” (National Family Law Negotiation Competition, Osgoode Hall Law School, 2 March 2023) (remote)
120. “We’ve Got the Data, Now What?” (presentation at Action Committee on Access to Justice in Civil and Family Matters, Access to Justice Week, 27 October 2022) (remote)
121. “Courts, Rules and Access to Justice” (presentation to Federal Court of Canada, Rules Committee, 21 October 2022) (remote)
122. “Family Separation & Divorce: Building a People-First Approach” (research presentation at Legal Innovation Zone conference, Ryerson University, Toronto, Ontario, 9 March 2022)
123. “Putting People First” (presentation at “Justice for All: Focus on Families” conference, Legal Innovation Zone, Ryerson University, Toronto, Ontario, 11 February 2021)
124. Access to justice, innovation, legal education and systemic racism” (plenary report, access to justice week, Law Society of Ontario, 30 October 2020)
125. “The Justice Crisis: Looking Forward” (presentation at Canadian Association of Legal Ethics Annual Conference, 23 October 2020) (by video)
126. “A2J Pop-Up Community of Practice 2020: Data, Part 2” (Action Committee on Access to Justice in Civil and Family Matters, online, 9 April 2020)
127. “A2J Pop-Up Community of Practice 2020: Data, Part 1” (Action Committee on Access to Justice in Civil and Family Matters, online, 8 April 2020)
128. “Reforming Class Actions” (presentation at “Special Litigation Presentation: Class Actions Advocacy”, Advocates’ Society, Toronto, Ontario, 11 June 2019)
129. “The Importance of Justice Metrics” (presenter and facilitator at Action Committee on Access to Justice in Civil and Family Matters annual meeting, Ottawa, Ontario, 11 April 2019)
130. “A Changing Justice Landscape” (presentation at National Judicial Institute, “Ethics in the Age of Disruption” judicial ethics seminar, Québec City, 17 May 2018)
131. “Resolving Online Defamation in the Internet Age” (panel chair, Law Commission of Ontario’s “Defamation Law and the Internet: Where Do We Go From Here?” conference, Toronto, Ontario, 3 May 2018)
132. “The McLachlin Court: Access to Justice” (presentation at National Judicial Institute Education Seminar, Vancouver, British Columbia, 26 April 2018)
133. “Self-Represented Litigants: Current Landscape, Issues and Challenges” (presentation at Court of Queen’s Bench of Manitoba Education Seminar, National Judicial Institute, Winnipeg, Manitoba, 19 April 2018)
134. “Self-Represented Litigants: Ask the Experts” (panel discussion at Court of Queen’s Bench of Manitoba Education Seminar, National Judicial Institute, Winnipeg, Manitoba, 19 April 2018)
135. “Legal Pluralism” (panel chair, Graduate Conference, “Process”, Osgoode Hall Law School, 22 February 2018)
136. “Future of Courts and Community Justice” (closing synthesis at “Courthouse of the Future” symposium, Advocates’ Society, Toronto, Ontario, 21 November 2017)

137. "Community-Based Justice: Access to Justice Context" (presentation at "Courthouse of the Future" symposium, Advocates' Society, Toronto, Ontario, 21 November 2017)
138. "Recent Civility Developments" (panel presentation at "5th Annual Professionalism Issues for Business Lawyers" symposium, Ontario Bar Association, Toronto, Ontario, 24 October 2017)
139. "Truth in Numbers: Current Realities and Emerging Trends for Self-Represented Litigants" (opening presentation at "Managing Cases with Self-Represented Litigants" program, National Judicial Institute, Toronto, Ontario, 22 March 2017)
140. "Self-Represented Litigants: Back to the Future", with Hon. Justice Thomas A. Cromwell (closing presentation at "The New Reality: Managing Cases with Self-Represented Litigants" program, National Judicial Institute, Vancouver, British Columbia, 25 November 2015)
141. "Understanding Self-Represented Litigants" (opening presentation at "The New Reality: Managing Cases with Self-Represented Litigants" program, National Judicial Institute, Vancouver, British Columbia, 23 November 2015)
142. "Self-Represented Litigants: Research, Challenges and Initiatives" (presentation at Federal/Provincial/Territorial Coordinating Committee of Senior Officials – Family Justice policy meeting, Winnipeg, Manitoba, 27 October 2015) (by teleconference)
143. "Responding to Needs: Innovation, Dispute Resolution & Access to Justice – Design Thinking and Justice Innovation" (presentation at Innovation & Access to Justice Conference, Montréal, Québec, 1 October 2015) (with Nicole Aylwin)
144. Invited judge/commentator (panellist for final innovation presentations at inaugural Justice Design Project, Osgoode Hall Law School, 28 August 2015)
145. "Everyday Legal Problems and Putting the Public First" (opening presentation at inaugural Justice Design Project, Osgoode Hall Law School, 24 August 2015)
146. "How Are Trials Changing?" (presentation at "Judging as Canada Changes: Balancing Rights" program, National Judicial Institute and Canadian Chapter of the International Association of Women Judges, St. John's, Newfoundland and Labrador, 14 April 2015)
147. "Civil Courts: What's in and What's Out?" (presentation at "Seminar for Chief Justices, Chief Judges and Associates", National Judicial Institute, Ottawa, Ontario, 30 March 2015)
148. "Accessible Justice and the Public Court System" (presentation at "Civil Trials Symposium", Advocates' Society, Toronto, Ontario, 28 January 2015)
149. "Hryniak: A Brave New World for Lawyers or Business as Usual?" (panel discussion at 2014 Isaac Pitblado Lectures, "Accessing Justice: Beyond Barriers", Winnipeg, Manitoba, 28 November 2014)
150. "Access to Justice and the Rule of Law" (panel presentation at "Access to Justice Double Header", University of Calgary, Faculty of Law, Alberta, 24 November 2014)
151. "Empowerment and Technology" (panel chair at "E-Access to Justice" conference, Towards Cyberjustice: Rethinking Processual Law project, Montréal, Québec, 3 October 2014)
152. "Theorizing Justice for a Just World" (presentation at Osgoode Research Celebration: "Forging a Just and Sustainable World", Osgoode Hall Law School, Toronto, Ontario, 1 October 2014)
153. "Justice System Reform – Next Steps for Government" (presentation at Department of Justice, Government of Yukon, Whitehorse, Yukon, 12 September 2014)

154. "Access to Justice Research in Canada: Current Landscape and Recommended Next Steps" (presentation at Association of Canadian Law Foundations annual conference, Whitehorse, Yukon, 12 September 2014)
155. "Strategies for Setting up Local Access to Justice Commissions" (presentation at roundtable discussion with Yukon justice system stakeholders, Whitehorse, Yukon, 10 September 2014)
156. "Access to Justice and Self-Represented Litigants: The Current Landscape" (panel presentation and small group discussion facilitation at Canadian Institute for the Administration of Justice, 2014 National Dialogue on Administrative Law, "Self-Represented and Unrepresented Parties: Responding to the New Normal – When Nothing Seems Normal Anymore", Gatineau, Québec, 30 May 2014)
157. "Negotiation and Mediation: Theory, Practice and Ethics" (presentation at Advocacy Centre for Tenants Ontario, "Tenant Duty Counsel Program Training", Toronto, Ontario, 24 April 2014)
158. "Private Law and Private Justice" (presentation at Canadian Bar Association – Alberta Branch, Symposium in Honour of Centenary of Court of Appeal of Alberta, Edmonton, Alberta, 11 April 2014)
159. "Youth Conflict Resolution" (panel co-facilitator and small group discussant, Osgoode Mediation Centre, Youth Division, "Peer Mediation Youth Summit", in collaboration with Winkler Institute for Dispute Resolution, Osgoode Hall Law School, Toronto, Ontario, 28 March 2014)
160. "Civil Procedure and Private Justice" (presentation at Civil Procedure Research Roundtable, Windsor Law School, Windsor, Ontario, 27 March 2014)
161. "Five Current Issues in Civil Litigation" (opening presentation at the Institute of Law Clerks of Ontario, Advanced Litigation Law Program, Toronto, Ontario, 5 March 2014)
162. "Where Do We Go From Here?" (closing panel presentation – with the Honourable Justice Thomas A. Cromwell and Rick Craig – at National Judicial Institute, "The New Reality: Managing Cases with Self-Represented Litigants" program, Ottawa, Ontario, 28 February 2014)
163. "The Future of Self-Represented Litigants" (presentation at National Judicial Institute, "The New Reality: Managing Cases with Self-Represented Litigants" program, Ottawa, Ontario, 28 February 2014)
164. "Making Courts and Tribunals Multi-Service Centres for Public Dispute Resolution" (working session facilitator, Action Committee on Access to Justice in Civil and Family Matters colloquium, Toronto, Ontario, 27 January 2014)
165. "Self-Represented Litigants" (lecture at "State of the Art in Law and Society" course, York University, Toronto, Ontario, 14 November 2013)
166. "The Cost of Evidence" (workshop co-chair at Canadian Institute for the Administration of Justice, "How Do We Know What We Think We Know: Facts in the Legal System" conference, Toronto, Ontario, 10 October 2013)
167. "Self-Represented Litigants: The Current Landscape" (panel presentation at Canadian Bar Association, Legal Conference, Saskatoon, Saskatchewan, 18 August 2013)
168. "From Values to Policy & Legislation: Breaking Trail in a Heritage Self-Governing Context" (closing presentation at policy roundtable, Carcross-Tagish First Nation, Taan Kwäch'än Council, Champagne and Aishihik First Nations, Trondëk Hwëch'in, York Centre for Public Policy & Law *et al.*, Whitehorse, Yukon, 22 March 2013)
169. "The Form and Content of Persuasion" (Beginner Advocacy Workshop, Osgoode Hall Law School, Toronto, Ontario, 30 January 2013)

170. “The 2006 Amendments to the *Human Rights Code* and the Promotion of Access to Justice” (panel moderator at York Centre for Human Rights *et al.*, “Remedying Discrimination: A Symposium on the Ontario Human Rights Review”, Osgoode Hall Law School, Toronto, Ontario, 25 January 2013)
171. “Use and Occupancy: Building Another Building?” (panel chair at Canadian Institute for the Administration of Justice Annual Conference, “The Courts and Beyond: The Architecture of Justice in Transition”, Calgary, Alberta, 11 October 2012)
172. “The Future of Civil Justice” (featured presentation at “Research Celebration”, a panel of four researchers selected to represent and showcase Osgoode Hall Law School’s research initiatives, York University, Toronto, Ontario, 4 April 2012)
173. “Summary Judgment: Do you have a full appreciation of Rule 20?” (audio conference panel presentation, Canadian Defence Lawyers, Toronto, Ontario, 9 March 2012)
174. “The Future of Articling” (invited forum panellist, Osgoode Hall Law School, Toronto, Ontario, 10 February 2012)
175. “Summary Judgment Revisited: *Combined Air v. Flesch*, Ontario Court of Appeal” (teleseminar presentation, Osgoode Professional Development, Toronto, Ontario, 24 January 2012)
176. “Judicial and Administrative Tribunal Mediation Experience in Ontario” (panel chair at “Judicial Mediation Policy Day”, Ontario Bar Association, Toronto, Ontario, 9 December 2011)
177. “Challenges and Models in Clinical Service Delivery” (panel chair at “Poverty Law, Access to Justice, and Ethical Lawyering: Celebrating 40 Years of Clinical Education at Osgoode Hall Law School” symposium, Osgoode Hall Law School, Toronto, Ontario, 23 September 2011)
178. “Future of the Canadian Forum on Civil Justice” (co-chair, external stakeholder roundtable discussion, York University, 9 March 2011)
179. “Initiatives at the Canadian Forum on Civil Justice” (co-chair, internal stakeholder roundtable discussion, York University, 3 February 2011)
180. “Proportionality and Civil Procedure” (presentation at “The New Rules: How to Use Them and What You Need to Know” conference, Canadian Defence Lawyers, Toronto, Ontario, 24 November 2010)
181. “Civil Justice and Civil Justice Reform: A Comparative Discussion” (presentation at “Global North and Global South Perspectives on Transnational Governance: An Indian-Canadian Conversation” conference hosted by Osgoode Hall Law School and Jindal Global Law School, Toronto, Ontario, 26 October 2010)
182. “Changing Roles of Participants in Civil Disputes: Judges and Parties – Getting Results” (moderator, International Association of Procedural Law, Toronto, Ontario, 4 June 2009)
183. “Five Pleadings Cases Everyone Should Read” (presentation at Ontario Bar Association seminar, “The Art of Pleading: Mastering the Fine Strokes”, Toronto, Ontario, 30 November 2007)
184. “Public Justice, Private Dispute Resolution and Democracy” (closing speaker at Canadian Institute for the Administration of Justice annual conference, Halifax, Nova Scotia, 12 October 2007)
185. “A Plan for Action” (closing panel presentation at “Into the Future: The Agenda for Civil Justice Reform (Pt. II)” conference hosted by Canadian Forum on Civil Justice *et al.*, Toronto, Ontario, 8 December 2006)
186. “Into the Future: The Agenda for Civil Justice Reform (Pt. I)” (rapporteur for conference hosted by Canadian Forum on Civil Justice *et al.*, Montréal, Québec, 30 April–2 May 2006)
187. “Alternative Dispute Resolution: History, Theory and Practice” (panel presentation, Student Arbitration & Mediation Society, University of Alberta, Edmonton, Alberta, 13 March 2006)

188. “Re-Framing the Sharia Debate” (panel presentation, Centre for Constitutional Studies, University of Alberta, Edmonton, Alberta, 1 November 2005)
189. “Perspectives on Oral Advocacy” (Faculty of Law, University of Alberta, Edmonton, Alberta, 6 February 2004)
190. “The Pros and Cons of Mediation: Does the Win/Win Scenario Really Exist?” (panel presentation, Student Arbitration & Mediation Society, University of Alberta, Edmonton, Alberta, 3 February 2004)
191. “Techniques in Negotiation” (Oratory Society, University of Alberta, Edmonton, Alberta, 9 October 2003)
192. “The Importance of Arbitration & Mediation in the Practice of Law” (Student Arbitration & Mediation Society, University of Alberta, Edmonton, Alberta, 24 March 2003)
193. “Perspectives on Oral Advocacy” (Faculty of Law, University of Alberta, Edmonton, Alberta, 12 February 2003)
194. “Dispute Resolution in Canada, Particularly from an Alberta Perspective” (Canada–China Study Tour, Faculty of Law, University of Alberta, Edmonton, Alberta, 22 November 2001)

Legal, Judicial and Quasi-Judicial Ethics, Diversity, Access to Justice and the Profession

195. “Governance at the LSO” (panel presentation at Law Society of Ontario, Benchers retreat, Niagra-on-the-Lake, Ontario, 23 October, 2025)
196. “Counsel Conduct” (panel presentation at Federal Court Annual Education Seminar, National Judicial Institute, Toronto, Canada, 16 October 2024)
197. “Justice Data Observatory: Ideas and Implications” (panel presentation at Action Committee on Access to Justice in Civil & Family Matters Annual Summit, Ottawa, Ontario, 1 November 2023)
198. “Person-Centred Research Methodologies” (panel presentation at “Person-Centred Justice Workshop”, Canadian Law & Society Association, Congress, York University, 29 May 2023)
199. “Access to Justice Developments Around the World” (invited presentation, Éducaloi and Action Committee on Access to Justice in Civil and Family Matters, Montréal, Québec, 31 January 2023)
200. “Le financement des initiatives en accès à la justice” (invited presentation to Forum Québécois sur l'accès à la justice civile et familiale, Palais de justice de Montréal, 17 October 2022) (remote)
201. “Data as a Tool for Change: International Lessons” (panel presentation at Action Committee for Access to Justice in Civil & Family Matters, Annual Summit, Saskatoon, Saskatchewan, 26 May 2022) (by Zoom)
202. “Rethinking the Money: Funding Access to Justice” (panel presentation at Action Committee for Access to Justice in Civil & Family Matters, Annual Summit, Saskatoon, Saskatchewan, 26 May 2022) (by Zoom)
203. “Access to Justice for Refugees” (co-panelist at Ryerson University, CERCMI, CRS & CFCJ presentation, Toronto, 9 December 2021) (by web conference)
204. “Investing in Justice Matters” (presentation to Nova Scotia Legal Aid Commission, Nova Scotia, 5 March 2021) (by video conference)
205. “A Conversation about Access to Justice and Systemic Racism” (with Joshua Sealy-Harrington and Barb Billingsley, Faculty of Law, University of Alberta, 27 October 2020) (web conference)
206. “Professional Practice” panel commentator (Osgoode Hall Law Journal, J.D. Research Symposium, Toronto, Ontario, 4 March 2020)
207. “Access to Justice: Ideas for Change” (presentation at Law Society of Ontario, “Our Civil Justice System: Visioning Innovation and Change” program, Toronto, Ontario, 25 February 2020)

208. “Investing in Legal Aid” (presentation at Association of Community Legal Clinics of Ontario, Toronto, Ontario, 26 November 2019)
209. “Strategies for Next Steps in Justice Research and Investment” (presentation at Law Society of Ontario, Access to Justice week plenary session, Toronto, Ontario, 1 November 2019)
210. “Justice Research: Next Steps” (panel presentation, Canadian Association of Legal Ethics Annual Conference, Windsor, Ontario, 25 October 2019)
211. “Access to Justice as a Matter of Professionalism: Three Questions” (remote presentation at “Legal Aid as Public Service: Is It Achievable?”, International Legal Aid Group Conference, Ottawa, Ontario, 17 June 2019)
212. “Access to Justice and the Case of Rehtaeh Parsons” (presentation at “A Child’s Right to be Forgotten: In Search of a Solution” conference, Osgoode Hall Law School, Toronto, Ontario, 12 November 2018)
213. “Access to Justice: Next Steps” (presentation at “Costs of Justice Roundtable”, Law and Society Association Annual Conference, Toronto, Ontario, 8 June 2018)
214. “Access to Justice: Three Questions” (presentation at Canadian Bar Association – Federation of Law Societies of Canada, *Ethics Forum*, Toronto, Ontario, 2 March 2018)
215. “National Access to Justice Status Report” (presentation at Action Committee on Access to Justice in Civil and Family Matters annual meeting, Vancouver, British Columbia, 23 March 2017) (with Lisa Moore and Nicole Aylwin)
216. “Access to Justice and Development: Canada” (presentation at United Nations Office for the High Commissioner for Human Rights (UNOHCHR), International Decade for People of African Descent conference, Toronto, Ontario, 2 February 2017)
217. “Cost of Justice Research” (presentation at “Civil Justice and Economics: A Matter of Value”, 41st Canadian Institute for the Administration of Justice Annual Conference, Ottawa, Canada, 5 October 2016)
218. “Accessible Justice: Cost and Research Issues” (presentation at “Research Needs: What Governments, Civil Society and Legal Professionals Need to Know to Meet People’s Legal Needs” panel, International Development Research Centre and Open Society Justice Initiative, Future Directions on Access to Justice Conference: “Scaling Access to Leave No One Behind”, Ottawa, Canada, 16 June 2016)
219. “The Cost of Justice” (panel presentation, Canadian Association of Law Teachers, University of Calgary, 31 May 2016)
220. “The Economics of Justice and Injustice” (panel presentation, Congress 2016: “Building Access to Social Justice – An Interdisciplinary Conversation about Problems and Solutions”, University of Calgary, Faculties of Social Work and Law, 28 May 2016)
221. “Where We Are At: The Access to Justice Problem, Its Consequences, Status and Future Directions” (panel presentation, “Exploring a BC Justice Research Framework” colloquium, University of Victoria, Faculty of Law, Victoria, British Columbia, 13 May 2016)
222. “Access to Justice: Next Steps” (co-facilitator, concluding panel, Action Committee on Access to Justice in Civil and Family Matters colloquium, Montréal, Québec, 3 March 2016)
223. “Ethics & Access to Justice” (panel chair, Graduate Student Conference, “Choose Your Own Adventure”, Osgoode Hall Law School, 18 February 2016)
224. “Fighting Fair: A Celebration” (invited opening remarks at book launch for Allan C. Hutchinson’s *Fighting Fair: Legal Ethics for an Adversarial Age*, Osgoode Hall Law School, Professional Development, Toronto, Ontario, 2 December 2015)

225. "Access to Justice: Discussion & Remarks" (round table discussion and wrap up at "The Court of Queen's Bench for Saskatchewan 'En Banc' Education Seminar", National Judicial Institute, Regina, Saskatchewan, 1 December 2015)
226. "Taking Stock on Access to Justice" (presentation at "The Court of Queen's Bench for Saskatchewan 'En Banc' Education Seminar", National Judicial Institute, Regina, Saskatchewan, 1 December 2015)
227. "Innovation in Access to Justice through New Legal Service Providers" (paper presentation, with Alice Woolley, at Canadian Association of Legal Ethics Annual Conference, Montréal, Québec, 23 October 2015)
228. "Improving Access to Justice: How Are We Doing?" (presentation at Sir Richard Whitbourne Quatercentennial Symposium, National Judicial Institute, Trinity, Newfoundland and Labrador, 5 June 2015)
229. "Administrative Adjudication: Evolving Challenges" ("Fireside Chat", with Raj Anand and Yola Grant, at Certificate in Adjudication for Administrative Agencies, Boards and Tribunals, Society of Ontario Adjudicators and Regulators and Osgoode Professional Development, Toronto, Ontario, 6 May 2015)
230. "Building a Coordinated & Collaborative Access to Justice Research Network" (presentation at Action Committee on Access to Justice in Civil & Family Matters meeting of provincial and territorial access to justice groups, Toronto, Ontario, 13 March 2015) (with Nicole Aylwin)
231. "Legal Ethics and Access to Justice" (presentation at 2015 Canadian Bar Association – Federation of Law Societies of Canada Annual Ethics Forum, Toronto, Ontario, 6 March 2015)
232. "SRLs in Canada" (presentation at National Judicial Institute, Court of Queen's Bench of Manitoba, Education Seminar, Winnipeg, Manitoba, 17 October 2014)
233. "Access to Justice in Canada: A Shift in Culture" (presentation at National Judicial Institute, Court of Queen's Bench of Manitoba, Education Seminar, Winnipeg, Manitoba, 17 October 2014)
234. "Courts and Access to Justice: Next Steps" (presentation at Association of Canadian Court Executive Officers conference, Toronto, Ontario, 18 September 2014)
235. "Access to Justice in Canada: Challenges and Potential Reforms" (presentation at 2014 Yukon Bench and Bar Seminar, Whitehorse, Yukon, 11 September 2014)
236. "Access to Justice: What Will it Take to Reform the Civil Justice System?" (panel presentation at Ministry of the Attorney General, Legal Services Division, Crown Counsel Summer School, with Hon. Justice Thomas Cromwell, Deputy Attorney General Patrick Monahan, and Malcolm Mercer, McMaster University, Hamilton, Ontario, 17 June 2014)
237. "Child Protection Internship: An Access to Justice Initiative" (presentation at the Action Group on Access to Justice, Law Society of Upper Canada, Toronto, Ontario, 3 June 2014)
238. "Research, Access and Innovation" (summary report at "Innovation from Coast to Coast" panel, Action Committee on Access to Justice in Civil and Family Matters colloquium, Toronto, Ontario, 27 January 2014)
239. "Doing the Right Thing: Legal Ethics in Youth Court" (presentation at 311 Youth Court Open Bar Series, Family Lawyers Association and 311 Youth Court Committee, Toronto, Ontario, 10 December 2013)
240. "Courts and Access to Justice" (presentation at National Judicial Institute, 25th Anniversary Symposium, "Renewing Our Vision Over Time", Ottawa, Ontario, 2 December 2013)
241. "Access to Justice and Legal Education" (presentation at "Research and Scholarship" panel, Canadian Association of Legal Ethics, 8th Annual Symposium and Annual Meeting, College of Law, University of Saskatchewan, Saskatoon, 25 October 2013)

242. "What Corporate Lawyers Need to Know to Ensure Ethical Negotiation" (presentation at Ontario Bar Association, "Professionalism Issues for Business Lawyers" program, Toronto, Ontario, 21 October 2013)
243. "Access to Justice: The Public's Perception" (panel presentation at Canadian Law and Society Association, "Law on the Edge" conference, Vancouver, B.C., 3 July 2013)
244. "Regulating in the Public Interest" (panel presentation at Law Society of Alberta, Annual Benchers Retreat, Jasper, Alberta, 6 June 2013)
245. "Toward a National A2J Research Strategy" (panel presentation at Canadian Bar Association, "Envisioning Equal Justice Summit: Building Justice for Everyone", Vancouver, B.C., 27 April 2013)
246. "Simplification or Re-Engineering: Defining the Role of the Courts in Ensuring Access" (panel co-moderator at Canadian Bar Association, "Envisioning Equal Justice Summit: Building Justice for Everyone", Vancouver, B.C., 26 April 2013)
247. "Measuring the Costs of an Inaccessible Justice System and the Benefits of Inclusive, Equal Justice" (panel moderator at Canadian Bar Association, "Envisioning Equal Justice Summit: Building Justice for Everyone", Vancouver, B.C., 26 April 2013)
248. "Early Childhood Education and Justice" ("Beyond Silos, Towards Strategies" panel member, part of Canadian Forum on Civil Justice Roundtable Series, Osgoode Hall Law School, Toronto, Ontario, 19 March 2013)
249. "The Interface between Mental Health and Access to Justice" (panel chair, Public Interest Day 2013, Osgoode Hall Law School and University of Toronto, Faculty of Law, 1 March 2013)
250. "What is Access to Justice: Views for the Street" (presentation at "A Symposium in Honour of John McCamus: Scholarship, Teaching and Leadership", Osgoode Hall Law School, Toronto, Ontario, 7 February 2013)
251. "Access to Justice and Health" (presentation at Canadian Institute for Health Research *et al.*, "Does Your Health Depend on Your Access to Justice", Toronto, Ontario, 31 January 2013)
252. "Reflecting on the Role of the Legal Profession in the Residential Schools Legal Processes" (presentation at "Assessing Canada's Indian Residential Schools Litigation and Settlement Processes" conference, Faculty of Law, University of Toronto, 18 January 2013)
253. "Ethical Considerations for Coroners" (presentation at Osgoode Certificate in the Fundamentals of Inquest Proceedings for Coroners, Ontario Office of the Chief Coroner and Osgoode Hall Law School Professional Development, Toronto, Ontario, 14 January 2013)
254. "The Access to Justice Problem" (presentation at "Walking the Talk about Access to Justice" civil law program, part of National Judicial Institute, Superior Court of Justice (Ontario) Fall Education Seminar, Toronto, Ontario, 7 November 2012)
255. "Issues of Cost & Access in Canada's Health Care System: Lessons for the Civil Justice System" (presentation at "Beyond Silos, Towards Strategies" panel, part of Canadian Forum on Civil Justice Roundtable Series, Osgoode Hall Law School, Toronto, Ontario, 27 September 2012)
256. "Professionalism and Courtroom Management" (two presentations at "Judicial Ethics: The Role of the Justice of the Peace in Ethical Decision Making – In and Out of the Courtroom" judicial training program, Ontario Court of Justice, Justice of the Peace, Fall Conference, Ottawa, Ontario, 19 September 2012 and 17 October 2012)
257. "Accessing Justice Through a Culture of Justice" (presentation at "Access to Justice and Pro Bono" panel, International Legal Ethics Conference (V), Banff, Alberta, 14 July 2012)

258. "End of Adversarialism" (panel chair, International Legal Ethics Conference (V), Banff Centre, Alberta, 14 July 2012)
259. "Access to Justice in Canada" (presentation to the Law Society of Upper Canada, Benchers' Committee on Access to Justice, Toronto, 9 May 2012)
260. "Etiquette and Ethics: Public Inquiries and Investigations in the Public Sector" (discussant at Ontario Bar Association conference, Toronto, Ontario, 7 March 2012)
261. "Sustainable Professionalism: Can the Practice of Law be Saved?" (invited lecture, Professionalism Speaker Series, University of Ottawa, Faculty of Law, Ottawa, Ontario, 15 February 2012)
262. "The Costs of Incivility" (panel presentation at Advocates' Society 2012 Symposium on Professionalism, Toronto, Ontario, 8 February 2012)
263. "Diversity in the Legal Profession" (facilitator, Black Law Students Association "Town Hall" discussion, Osgoode Hall Law School, Toronto, Ontario, 6 February 2012)
264. "Bringing Together Legal Ethics and Legal Process" (panel presentation at "Sixth Annual Symposium on the Teaching of Legal Ethics and Professional Responsibility", Faculty of Law, University of New Brunswick, Fredericton, 21 October 2011)
265. "Responding to the Needs of SRLs: A User-Centered Approach" (presentation for National Judicial Institute, Court of Queen's Bench of Alberta Education Seminar, "Self-Represented Litigants", Red Deer, Alberta, 14 October 2011)
266. "Promises of Professionalism" (panel presentation at "L'avocat dans la cité: éthique et professionnalisme" conference, l'Université de Montréal and l'Association du Barreau canadien, Division du Québec, Montréal, Québec, 6 April 2011)
267. "Ethics, Access and the Lawyer's Role in Society" (with Lorne Sossin) (seminar presentation at the University of British Columbia, Faculty of Law, Vancouver, British Columbia, 23 October 2009)
268. "Lawyers and Ethics: An Interactive Discussion" (with Chantal Morton *et al.*) (panel presentation, Osgoode Hall Law School, Toronto, Ontario, 23 September 2009)
269. "Perspectives on Professionalism" (panel presentation at Symposium on Professionalism, The Advocates' Society, Toronto, Ontario, 21 January 2009)
270. "Access to Legal Services: Some Supply-Side Considerations" (presentation at Federation of Law Societies of Canada, Annual Conference, Regina, Saskatchewan, 9 November 2007)
271. "Roundtable on Judicial Ethics: International and Comparative Perspectives" (participant, York University Centre for Practical Ethics, Toronto, Ontario, 27 October 2007)
272. "Ethics in Civil Dispute Resolution" (moderator and panel presentation at Chief Justice of Ontario, Advisory Committee on Professionalism, Ninth Colloquium on Professionalism, "Ethics in Action", Osgoode Hall Law School, Toronto, Ontario, 19 October 2007)
273. "Gender and the Profession" (Women's Law Forum, Faculty of Law, University of Alberta, Edmonton, Alberta, 20 September 2005)
274. "Women in the Legal Profession" (Women's Law Forum, Faculty of Law, University of Alberta, Edmonton, Alberta, 15 January 2003)

Globalization, Security, Human Rights, Development and the Rule of Law

275. “The Rule of Law and Foreign Interference” (invited presentation, Advocates’ Society Spring Symposium 2025, Toronto, Ontario, 23 May 2025)
276. “From the Local to the Global” (Keynote introduction, Toronto Group annual conference, Osgoode Hall Law School, Toronto, Ontario, 6 May 2016)
277. “Ethics and Other Issues in Development Work” (Osgoode Hall Law School, International Legal Partnerships workshop, Toronto, Ontario, 29 April 2013)
278. “Development Work and You” (Osgoode Hall Law School, International Legal Partnerships workshop, Toronto, Ontario, 23 April 2012)
279. “Ten Things to Think About When Doing Development Work” (Osgoode Hall Law School, International Legal Partnerships workshop, Toronto, Ontario, 28 April 2011)
280. “Practical Approaches to International Development: Working, Teaching and Learning” (Osgoode Hall Law School, International Legal Partnerships workshop, Toronto, Ontario, 27 April 2010)
281. “The War on Terror in the U.S. and Canada: Courts, Process and Human Rights” (University of Alberta, International Week panel presentation, Edmonton, Alberta, 30 January 2006)
282. “Foreign Policy Experts Roundtable” (policy session with Honourable William C. Graham, Canada’s former Interim Leader of Official Opposition, former Minister of National Defence and former Minister of Foreign Affairs, John Humphrey Centre for Peace and Human Rights, Edmonton, Alberta, 22 November 2003)
283. “Globalization and the Re-Constitution of Security: European and North American Perspectives” (panel presentation, Department of Political Science & Centre for Constitutional Studies, University of Alberta, Edmonton, Alberta, 24 October 2003)
284. “Citizen Participation and Peaceful Protest” (presentation at Canadian Institute for the Administration of Justice annual conference, Banff, Alberta, 17 October 2003)
285. “Globalization, Human Rights and Civil Procedure: One of These Things is Not Like the Others—Or is It?” (panel presentation at Canadian Law and Society Association conference, Halifax, Nova Scotia, 3 June 2003)
286. “Law, Politics & the U.N.” (Centre for Constitutional Studies, University of Alberta, Edmonton, Alberta, 27 March 2003)
287. “Courts, Terrorists, Protesters & Police: September 11th, Judicial Deference & the Rule of Law” (Alberta Court of Appeal and Court of Queen’s Bench, Edmonton, Alberta, 10 October 2002)
288. “Crime & Social Order in the War on Terrorism” (panel presentation at American and Canadian Law and Society Associations joint conference, Vancouver, British Columbia, 30 May 2002)
289. “The APEC Inquiry Report, Protest & Civil Liberties in an Era of Globalization” (Canadian Bar Association, Alberta Constitutional Law and Civil Liberties Section, Edmonton, Alberta, 30 October 2001)
290. “Public Discussion of Globalization: a Conversation, a Cacophony or a Battlefield?” (Centre for Constitutional Studies, University of Alberta, Edmonton, Alberta, 19 October 2001)
291. “Globalization & the Law” (presentation at Canadian Law and Society Association conference, Québec City, Québec, 28 May 2001)

I. INTERNATIONAL JUSTICE DEVELOPMENT PROJECTS, CONSULTING AND LECTURES

EQUAL ACCESS TO JUSTICE

A project of Organisation for Economic Co-Operation and Development (OECD), Public Governance and Territorial Development Directorate, Public Governance Committee (2015–)

- Research and Policy Expert, Advisory Justice Research Consortium Member & Initiatives
- Next Steps in Global Access to Justice Data, Expert Research Group, OECD, World Bank & IDRC (2023–)
- Presenter and discussant, OECD Expert Roundtable, Paris, France, 7 October 2015
- Presenter and discussant, OECD Expert Research Meeting, Paris, France, 3-4 November 2016
- Presenter and discussant, OECD Policy Roundtable, Paris, France, 22-23 May 2017
- Participant, OECD and Open Society Justice Initiative (OSJI) Research and Policy Workshop, Paris, France, 24 May 2017
- Participant, OECD and Open Society Foundation Research and Policy Workshops, Riga, Latvia, 4-5 July 2018
- Participant, Global OECD Roundtable on Equal Access to Justice, Lisbon, Portugal, 27-28 March 2019
- Participant, Technical Consultation, OECD Framework on People-Centred Justice, Paris, 26 February 2021 (Video Conference)

INTERNATIONAL ACCESS TO JUSTICE FORUM

- Steering committee member (2025–)

GLOBAL ACCESS TO JUSTICE PROJECT

A collaborative initiative of international researchers focussed on equal access to justice solutions (2019–2022)

- Canadian Co-Representative
- Responsible for Canadian research and reporting (with Ab Currie and Melina Buckley)

DEVELOPING HIGH-QUALITY HUMAN RESOURCES FOR THE LEGAL SYSTEM TOWARDS GLOBAL INTEGRATION

A project of Ministry of Justice, Socialist Republic of Viet Nam, in association with Centennial College, School of Business, International and Business Development (2014)

- Legal and Professional Education and Innovation Specialist
- Hosted study tour and presented discussion on current best practices in legal education and justice innovation for visiting delegation from Viet Nam Ministry of Justice (Osgoode Hall Law School, Toronto, Ontario, 8 December 2014)

REPUBLIC OF THE UNION OF MYANMAR, UNION ATTORNEY GENERAL'S OFFICE

Project supported by United Nations Development Programme and International Law Development Organization (2013)

- Legal and Professional Education Specialist
- Consulted, presented at and facilitated workshop on project design, potential curriculum development and strategies for methodologies for capacity building for law officials at Union Attorney General's Office (Nay Pyi Taw, Republic of the Union of Myanmar, 21-22 May 2013)

- Co-led and co-developed pilot capacity building training program – “Innovative Justice Training: Fair Trial Standards” – for law officials at Union Attorney General’s Office (Nay Pyi Taw, Republic of the Union of Myanmar, 18-25 November 2013)

VIET NAM JUDICIAL DEVELOPMENT AND GRASSROOTS ENGAGEMENT (JUDGE) PROJECT

A project of Canadian International Development Agency (CIDA), Agriteam Canada Consulting Ltd., Government of Alberta, University of Alberta, Canadian International Institute of Applied Negotiation, Supreme People’s Court and Ministry of Justice, Socialist Republic of Viet Nam (2007–2011)

- Curriculum Development, Judicial Ethics, Social Context and Pedagogy Specialist
- Consulted and presented workshops on curriculum reform; teaching, learning and assessment materials development; ethics curriculum development, reform and implementation process; judicial and lawyer ethics; clinical legal education; social context judging and lawyering; civil procedure and ADR; and judicial and lawyer pedagogy training for Viet Nam’s Judicial Academy
 - Hanoi, Viet Nam, 1–16 June 2007
 - Hanoi, Viet Nam, 21–29 September 2007
 - Hanoi, Viet Nam, 14–22 March 2008
 - Toronto, Ontario, September 2008
 - Hanoi, Viet Nam, 24–27 November 2008
 - Calgary, Alberta, 23–29 April 2008
 - Vung Tau, Viet Nam, 28 November–3 December 2008
 - Hanoi, Viet Nam, 26 November–4 December 2009
 - Halong and Hanoi, Viet Nam, 19–28 August 2010
 - Hanoi and Ho Chi Minh City, Viet Nam, 26 November–4 December 2010
 - Dalat and Hanoi, Viet Nam, 25–31 March 2011
- Consulting editor for an ethics book for Viet Nam’s Judicial Academy entitled *Judicial Ethics* (Viet Nam and Canada, June 2007–December 2010)
- Consulted on approaches to dispute resolution pedagogy for Viet Nam’s Ministry of Justice (Hanoi, Viet Nam, March 2008)
- Co-organized Viet Nam’s Judicial Academy pedagogy study tour to Canada (19 April–3 May 2008)
- Consulted and presented workshop on developing a judicial education program for Viet Nam’s Supreme Peoples’ Court, Judicial Training School (Calgary, Alberta, 19–20 March 2009)
- Consulted, assisted with developing a professional skills training manual and presented workshops on Viet Nam’s Ministry of Justice Legal Consultancy Centre reform and professional skills development project
 - Hanoi, Viet Nam, November–December 2010
 - Hanoi and Ho Chi Minh City, Viet Nam, 12–21 September 2011

CANADA-BALKANS JUDICIAL REFORM PROJECT (JRP) IN BOSNIA & HERZEGOVINA

A project of Canadian International Development Agency (CIDA), in association with Consortium Genivar–University of Ottawa, Ministry of Justice and High Judicial and Prosecutorial Council, Bosnia & Herzegovina (2008–2009)

- Curriculum Development and Pedagogy Specialist
- Consulted on and assisted with development of 3-year training curriculum for Judicial Advisors and Judicial Associates (JRP and Judicial and Prosecutorial Training Centre, Sarajevo, Bosnia & Herzegovina, 22 February–2 March 2008; 16–25 October 2008; 7–14 March 2009)

- Consulted on and assisted with development of specific “Holders of Judicial Functions and Society”, “ECHR and Gender Equality”, “Alternative Dispute Resolution” and “Enforcement and Administrative Procedures” courses for Judicial Advisors and Judicial Associates (JRP, Sarajevo, Bosnia & Herzegovina, 16–25 October 2008; 7–14 March 2009)
- Consulted on and assisted with the organization and delivery of a conference to launch the 3-year training program for Judicial Advisors and Judicial Associates, including delivering lectures and interactive workshops on pedagogical skills, professional and social context education, materials development, evaluation and long-term sustainability (JRP, Sarajevo, Bosnia & Herzegovina, 13–20 June 2009)

DEVELOPING RULE OF LAW IN BOSNIA & HERZEGOVINA, E-LEARNING AND KNOWLEDGE NETWORK PROGRAM FOR SOUTHEAST EUROPE (E-NET)

A project of Canadian International Development Agency (CIDA), in partnership with University of Alberta International, World Bank and Bosnia & Herzegovina Judicial and Prosecutorial Training Centers (2004–2006)

- Curriculum, Pedagogy and Training Specialist
- “Alternative Dispute Resolution in Bosnia & Herzegovina: Theory, Context and Practice” (researched and developed curriculum materials and taught workshop for approximately 30 Bosnian judges on various aspects of Bosnia & Herzegovina’s private and court-annexed alternative dispute resolution processes, Banja Luka, Bosnia & Herzegovina, 21–22 June 2006)
- “Civil Procedure and Evidentiary Issues” (researched and developed curriculum materials and taught 8 workshops for approximately 220 Bosnian judges – approximately 25% of all Bosnian judges – on various aspects of Bosnia & Herzegovina’s new civil procedure codes, Sarajevo and Banja Luka, Bosnia & Herzegovina, 17–25 June 2005; 13–22 January 2006, 16–20, 23–25 June 2006)
- “Civil Procedure Reform in Bosnia & Herzegovina: Preparatory Hearings and Judicial Dispute Resolution” (researched and developed pilot curriculum materials and presented lecture series for Bosnian judges and administrators, Edmonton, Alberta, 2–10 February 2004)

J. CONTRIBUTIONS TO THE ACADEMY AND THE PROFESSION

CANADIAN COUNCIL OF LAW DEANS, OTTAWA, CANADA

- Member (2023–)
- Federation of Law Societies of Canada/Canadian Council of Law Deans, Joint Committee on Legal Education and Entry to Practice, member (2024–), co-chair (2026–)

CANADIAN FORUM ON CIVIL JUSTICE, TORONTO, ONTARIO

- Board of directors: chair (2009–); vice-chair (2007–2009); member (2005–)
- Research committee member (2005–)

WINKLER INSTITUTE FOR DISPUTE RESOLUTION, OSGOODE HALL LAW SCHOOL, TORONTO, ONTARIO

- Founding academic director (2013–2017); Co-academic director (2021–2023)
- Executive committee (2014–2017, 2019–), co-chair (2017–2019, 2022–2023)
- Application co-author, Law Foundation of Ontario start-up grant (\$100,000) (2013)
- Application project team member (with Lorne Sossin, Nicole Aylwin, Kim Bonnar), Academic Innovation Fund, York University (\$100,000) (2015, 2016)

YORK CENTRE FOR PUBLIC POLICY AND LAW, YORK UNIVERSITY, TORONTO, ONTARIO

- Co-director (2013–2014)
- Acting director (2012–2013)
- Principle investigator (*ex officio*), Law Foundation of Ontario start-up grant (\$51,762)
- Executive committee member (2010–2014)
- Faculty associate (2008–2014)

ACTION COMMITTEE ON ACCESS TO JUSTICE IN CIVIL AND FAMILY MATTERS (CHAIR: RT. HON. BEVERLEY MCLACHLIN, P.C., FORMER CHIEF JUSTICE OF CANADA), OTTAWA, CANADA

- Member (2009–)
- Canada access to justice listening tour (delegation member, Iqaluit, Nunavut, 29 April–1 May 2025)
- Court Processes Simplification Working Group member (2011–2013)
- Steering committee member (2012–)
- Metrics research working group member (2017–2023)
- Annual conference planning committee (2018–2023)
- Administration committee (2020–2023)
- Colloquium committee (2020–2023)
- Directly involved in co-drafting the Action Committee’s Final Report (2013) and Colloquium Report (2014) (see *supra* “publications”)

RULE OF LAW GLOBAL ACADEMIC PARTNERSHIP

- Law dean steering committee member (2025–)

ADVOCATES’ SOCIETY, TORONTO, ONTARIO

- Civil Trials Task Force member (2014–2015)

CANADIAN BAR ASSOCIATION (CBA) / ONTARIO BAR ASSOCIATION (OBA)

- OBA Council, Osgoode representative (2009–2016, 2018, 2020–)
- OBA Foundation Fellowship selection committee member (2021–2023)
- OBA Judicial Mediation Taskforce Member (2011–2013)
 - See Ontario Bar Association Judicial Mediation Taskforce, *A Different ‘Day in Court’: The Role of the Judiciary in Facilitating Settlements* (Toronto: Ontario Bar Association, 12 July 2013)
- OBA Judicial Mediation Policy Day co-organizer (9 December 2011)
- CBA representative on Canadian Forum on Civil Justice Board (2007–2012)
- CBA Competition law section, member of Reviewable Matters and Private Actions Committee and Task Force concerning reform proposals for Canadian Competition Tribunal procedures (1999)
- CBA Law Day instructor (1998)

FEDERAL COURT OF CANADA, RULES COMMITTEE, OTTAWA, ONTARIO

- Academic advisor (2019–2024)

FEDERATION OF LAW SOCIETIES OF CANADA, OTTAWA, ONTARIO

- National Requirement Review Committee (NRRC)
- One of two Canadian academics nominated to the 10-member NRRC (2015–2018)
- National Committee on Accreditation (2001–)
- Common Law Degree Implementation Committee
- Selected member of Canadian Ethics Professors Working Group (2010–2011)

PRO BONO STUDENTS CANADA, TORONTO, ONTARIO

- Advisory board member (2023–)

CHIEF JUSTICE OF ONTARIO’S ADVISORY COMMITTEE ON PROFESSIONALISM, TORONTO, ONTARIO

- Committee member (2009–2018, 2026–)

LAW COMMISSION OF ONTARIO, TORONTO, ONTARIO

- Board of Governors member (2023–)
- Law School Research and Liaison Group member (2012–2023)
- Expert Reference Group member for “Class Actions: Objectives, Experiences and Reforms” project (launched 22 September 2017, final report released 17 July 2019)

LAW SOCIETY OF ONTARIO (FORMERLY LAW SOCIETY OF UPPER CANADA)

- The Action Group on Access to Justice (TAG)
 - Invited member (2019–)
 - Chair, community of practice “Metrics” sub-committee (2020–2023)
 - Member, community of practice “Economic Interests” sub-committee (2020–2023)
- Legal Services for Homeless Project, Toronto, Ontario (1998–1999)
 - Volunteer member of project steering committee – committee responsible for creating, establishing and staffing the project (which provided legal services on a *pro bono* basis to people facing issues of homelessness in Toronto, in connection with the Out-of-the-Cold Program)
 - Assisted with drafting, editing and organization of legal handbook materials for volunteer lawyers

SSRN, LEGAL SCHOLARSHIP NETWORK, LEGAL STUDIES RESEARCH PAPER SERIES, OSGOODE HALL LAW SCHOOL

- Editor-in-Chief (2022–2023)

JOURNAL OF CIVIL LITIGATION AND PRACTICE (THOMSON REUTERS), SYDNEY, AUSTRALIA

- International editorial board member (2011–)

JOURNAL OF ARBITRATION AND MEDIATION (CARSWELL, ÉDITIONS YVON BLAIS), MONTRÉAL, QUÉBEC

- Co-editor (2015–2017)

OFFICE OF THE PROVINCIAL AUDITOR OF SASKATCHEWAN, REGINA, SASKATCHEWAN

- External Advisor regarding “Legal Aid Saskatchewan’s processes to deliver effective legal aid services” (2016)

OFFICE OF THE AUDITOR GENERAL OF ONTARIO, TORONTO, ONTARIO

- Consultant for “Value-for-money Audit of Civil and Family Courts in Ontario” (2013)

NATIONAL SELF-REPRESENTED LITIGANTS PROJECT, WINDSOR, ONTARIO

- Advisory board member (2013–2016)

CENTRE FOR THE LEGAL PROFESSION, UNIVERSITY OF TORONTO, FACULTY OF LAW, TORONTO

- Advisory board member (2007–2012)
- Academic council member (2007–2012)

EMOND PUBLISHING, EMOND EXAM PREP (FORMERLY CANBARPREP), TORONTO, ONTARIO

- Barrister examination preparation course, ethics and professionalism instructor (2018–2023)
- Barrister examination preparation course, civil litigation instructor (2009–2015)
- Paralegal examination preparation course, professional responsibility instructor (2015)

MINISTRY OF THE ATTORNEY GENERAL, TORONTO, ONTARIO

- Provincial Offences Act Modernization Expert Panel (2015)

LEGAL AID ONTARIO, TORONTO, ONTARIO

- Sydney B. Linden Award Selection Committee (2020, 2021)
- Financial eligibility study group (2014–2015)
- Consulted on various research and policy initiatives (2007–2020)

JINDAL GLOBAL LAW SCHOOL, DELHI, INDIA

- International advisory board member for proposed law school in India, a joint initiative of Legal Education and Research Society and Om Prakash Jindal Gramin Jan Kalyan Sansthan Society (2005–2007)

HARVARD LAW SCHOOL, BOSTON, MASSACHUSETTS

- Research Assistant (1999–2000)
- Conducted research, re-writing, editing for: Andrew L. Kaufman & David B. Wilkins, *Problems in Professional Responsibility for a Changing Profession*, 4th ed (Durham, NC: Carolina Academic Press, 2002)
- Conducted research for Andrew L. Kaufman for seminar and paper on professional responsibility, ethics

CONFERENCE CHAIR/ORGANIZATIONAL LEAD

- [The Role of Law Schools in Advancing the Rule of Law](#), inaugural Rule of Law Global Academic Partnership conference (hosted at Osgoode Hall Law School, co-sponsored with Northwestern, Queen’s, Ottawa, and TMU law schools, Toronto, Canada, 8 November 2025)
- [International Access to Justice Forum](#) (Osgoode Hall Law School, Toronto, Canada, 23–25 October 2024)
- Associate of Transnational Law Schools (ATLAS), [Agora](#) (Summer Conference) (2023)
- Indigenous Access to Civil Justice Global Conference (initial planning partner through Canadian Forum on Civil Justice, in partnership with American Bar Foundation & Arizona State University) (February 2023)

- Winkler Institute for Dispute Resolution
 - Winkler Institute/IAM/Osgoode Conference on Mediation, Planning Committee (2022, 2023)
- Canadian Association of Legal Ethics
 - Annual Conference, Conference Chair (Toronto, Ontario, October 2018)
 - Annual Conference, Teaching Panel Co-Organizer (Halifax, N.S., October 2017)
- Community-Based Justice Research Project, Access to Justice Research Workshop Co-Organizer (Nairobi, Kenya, 3-4 September 2018)
- Canadian Institute for the Administration of Justice
 - Planning Committee Member for “Civil Justice and Economics: A Matter of Value” Annual Conference (Ottawa, Ontario, 5-7 October 2016)
- Law Commission of Ontario
 - Planning Committee Member for “Open Data in the Justice System: Opportunities, Challenges and Lessons Learned” Symposium (with Legal Aid Ontario and the Canadian Forum on Civil Justice, Osgoode Hall Law School, 15 April 2016)
- Action Committee on Access to Justice in Civil and Family Matters
 - Annual Meetings, Steering Committee Planning Member (various, 2014–)
- Chief Justice’s Advisory Committee on Professionalism
 - Co-chair (with the Honourable Mr. Justice Paul M. Perell) for Ninth Colloquium on Professionalism, “Ethics in Action” (Osgoode Hall Law School, 19 October 2007)
 - Planning Committee Member for “Lifelong Learning in Professionalism” Symposium (with the University of Toronto, Centre for the Legal Profession, University of Toronto, 20 February 2009)

K. SELECTED SCHOLARSHIP CITATIONS IN COURT JUDGMENTS

- *Pentacap LLC v ACI Capital Partners Inc*, 2024 NSSC 5 at para 50
- *Bakhshi v True North Climbing Inc*, 2023 ONSC 5843 at para 21
- *Pearce v 4 Pillars Consulting Group Inc*, 2021 BCCA 198 at para 258
- *Blonde Ambition Investments Inc v Rjm Ventures LLC*, 2019 SKQB 275 at para 25
- *Douez v Facebook, Inc*, 2017 SCC 33 at para 25
- *Canadian Imperial Bank of Commerce v Deloitte & Touche* (2013), 2013 ONSC 917 at para 73
- *City of Toronto v Rexlington Heights Ltd*, 2013 ONSC 162 at para 43
- *2038724 Ontario Ltd v Quizno’s Canada Restaurant Corp*, 2012 ONSC 6549 at para 76
- *Association canadienne contre l’impunité (ACCI) v Anvil Mining Ltd.*, 2011 QCCS 1966 at para 43, rev’d 2012 QCCA 117, leave to appeal to SCC refused, [2012] SCCA No 128

L. SELECTED MEDIA INTERVIEWS, STATEMENTS AND REFERENCES

[TOTAL: 244]

TELEVISION AND RADIO

1. Interview by Daniel Leblanc (story on judicial compensation) on *CBC Radio Canada*, with print version published on [CBC News](#) (25 June 2026)
2. Interview by Alex Pierson (story on OPP police investigation and judicial comments) on [Global News 640 Toronto](#) (19 March 2026)
3. Interview by Farrah Merali ("[Ottawa proposes changes to the bail reform](#)") on [CBC Here and Now](#) (16 October 2025)
4. Interview by Kirthana Sasitharan (story on jury compensation) on *CBC News* (4 October 2025)
5. Interview by Daniel Leblanc (story on judicial compensation commission) on *CBC World Report* (21 August 2025), also published in Daniel Leblanc, "[Federal judges deserve \\$28K-\\$36K salary hike, panel rules](#)" *CBC News: Politics* (20 August 2025)
6. Interview by David Common, "[Combating the worst of generative AI among students](#)", *CBC Metro Morning* (20 August 2025)
7. Interview by Greg Ross, "[3 Ontario police associations call for federal bail reform](#)", *CBC News TV* (13 November 2024)
8. Interview by Cameron Mahler, "Ford's Greenbelt flip-flop could spell legal trouble for taxpayers, lawyers say", on [CBC News TV](#), *CBC News Radio* and [print](#) (11 October 2023)
9. Interview by Vanessa Balintec, "[Can anyone stop Ontario's Greenbelt land swap from going ahead? Here's what we know](#)", *CBC News Radio* and [print](#) (11 August 2023)
10. Interview by Jerry Agar, "[Getting rid of civil jury duty to address the issue of court delays in Ontario](#)" on *Moore in the Morning*, *NewsTalk 1010* (3 August 2023)
11. Interview by Ryan Patrick Jones (story on Greenbelt audit) on *CBC Toronto News TV* (11 July 2023)
12. Interview by Ryan Patrick Jones (story about Audit General powers), *CBC News Radio* (11 July 2023), also published online, "[Ontario developer asks court to prevent, delay interview with auditor general in Greenbelt audit](#)"
13. Interview by Amanda Hicks, "[Auditor general doesn't have right to privileged documents, court rules](#)" (2 May 2023) on *CTV News at Six* (TV and video)
14. Interview by Cristina Tenaglia, "[Mass protests erupt as Netanyahu fires defence chief](#)" (27 March 2023) on *CP24 News* (TV)
15. Interview by Ariana Kelland (story on solitary confinement class action) on *CBC News*, *World Report*, also published online, "[Why this former inmate has been excluded from a solitary confinement lawsuit](#)" (29 August 2022)
16. Interview by Rosa Marchitelli, "[Truck driver robbed of day in court, denied compensation after lawyer lies, gets suspended and disappears](#)" on *CBC*, *Go Public* (online), *The National* (TV), *World Report* (Radio) (17-18 January 2022)
17. Interview by Kevin Frankish. "[Too Far? Financial penalty for the unvaccinated in Québec and others are fired](#)" (11 January 2022) on *Radio 105.9 The Region*, Toronto, Ontario
18. Interview by Natalie Van Rooey (story on injunctions, contempt of court and COVID-19) (28 January 2021) on *CTV News at 6*, Kitchener, Ontario, online: CTV Archives
19. Interview by Natalie Van Rooey (story on Trinity Bible Chapel and injunction) (26 January 2021) on *CTV News at 6*, Kitchener, Ontario, online: CTV Archives

20. Interview by Amanda Lang, "[Indigenous communities not appropriately brought into constitutional structure: Civil justice advocate](#)" (27 February 2020) on *Bloomberg Markets*, online: BNN
21. Interview by Salimah Shivji (story on dual role of Attorney-General and Minister of Justice) (1 March 2019) on *National*, CBC TV, also quoted on *World at Six*, CBC Radio, Toronto, Ontario, online: CBC Archives
22. Interview by Lynn Desjardins, "[Consumers risk being sued for online criticism](#)" (11 May 2018) on *Radio Canada International*
23. Syndicated cross-Canada radio interviews (including morning shows in Victoria, Calgary, Kitchener, Saskatoon on internet defamation and consumer law) (10 May 2018) on *CBC Radio*, online: CBC Archives
24. Interview by Caryn Lieberman, "[Millard's self-representation: What it entails and why it's a growing trend](#)" (15 November 2017) on *Global News at 5:30*, Toronto, Ontario
25. [Interview by Gene Valaitis](#) (talk show on court process and self-represented litigants) (30 October 2017) on *Roundhouse Radio 98.3*, Vancouver, B.C.
26. Interview by Gord Gillies (talk show on justice system and self-represented litigants) (25 October 2017, 8:12 a.m.) on *News Talk 770 (CHQR)*, Calgary, Alberta, online: CHQR Archives
27. Interview by Trevor Dunn (story on self-represented litigants) (24 October 2017) on *Metro Morning CBC News*, CBC Radio, Toronto, Ontario, online: CBC Archives
28. [Interview by Alexia Kapralos, "Should mediators be regulated"?](#), *Law Times TV* (17 April 2017)
29. [Interview by Katie Nicholson, "Betrayer of Trust"](#) (story on Indian Residential Schools and legal ethics) (17 February 2017) on *Winnipeg at 6:00*, CBC TV, Winnipeg, Manitoba (at approx. 10:06 mins)
30. [Interview by Anna Maria Tremonti, "Justice Robin Camp: What's at stake for sexual assault cases"](#) (story on CJC Inquiry) (7 September 2016) on *The Current*, CBC Radio, Toronto, Ontario
31. [Interview by Libby Znaimer](#) (story and call-in show on CJC Inquiry) (7 September 2016) on *FIGHT Back with Libby*, Zoomer Radio, Toronto, Ontario
32. Interview by John Lancaster and Jennifer Fowler (story on potential city council conflict of interest) (17 May 2016) on *CBC Toronto News*, CBC TV, Toronto, Ontario, online: CBC Archives
33. [Interview by Rosemary Barton](#) (story on federal judicial appointments process) (10 May 2016) on *Power & Politics*, CBC TV, Toronto, Ontario (at approx. 1hr 19)
34. [Interview by Anastasiya Jugal, "The courthouse of the future"](#) on *Canadian Lawyer TV* (7 September 2015)
35. [Interview by Jennifer Palisoc, "Students can rate students on a new website"](#) on *News Hour*, Global Television (16 October 2014)
36. Interview by Mary Ito (story on the dissolution of the Heenan Blaikie law firm) (6 February 2014) on *Here and Now*, CBC Radio, Toronto, Ontario, replayed on *CBC Radio News* (7 February 2014), CBC Archives
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- 240. Jennifer McPhee, “Hunter suspended over affair with client”, *Law Times* (12 February 2007) 1 at 4
- 241. “Five New Professors” (Spotlight article: faculty notes), *Continuum* (Winter 2007) 24
- 242. Kirk Makin, “Ex-head of law body faces conduct review”, *Globe and Mail* (14 September 2006) A14
- 243. Richard Cairney, “Panel debates legality of war in Iraq”, *UAlberta News Archive* (28 March 2003)
- 244. Mona Chan, “New Faces at U of A Law School: an interview with Trevor Farrow”, [*Canons of Construction* 1:1 \(October 2001\)](#)

M. ACADEMIC AND PROFESSIONAL MEMBERSHIPS AND ASSOCIATIONS

LAW SOCIETY OF ONTARIO, BARRISTER AND SOLICITOR (1995–)

CANADIAN BAR ASSOCIATION (1995–)

- Ontario Bar Association (1995–2001, 2006–)
- Alberta Bar Association (2001–2006)

CANADIAN ASSOCIATION OF LEGAL ETHICS (2012–)

CIVIL LEGAL PROCESS TEACHING NETWORK (2021–)

LAW & SOCIETY ASSOCIATION (2011–)

ASSOCIATION OF CANADIAN CLINICAL LEGAL EDUCATION (2011–2014)

INSTITUTE FOR FEMINIST LEGAL STUDIES (2011–)

INTERNATIONAL ASSOCIATION OF PROCEDURAL LAW (2009–2023)

INTERNATIONAL LEGAL AID GROUP (2014–)

CANADIAN LAW & SOCIETY ASSOCIATION (2002–)

ADVOCATES’ SOCIETY, Toronto (1995–2000)

N. CONTINUING PROFESSIONAL EDUCATION

COUNCIL FOR ADVANCEMENT AND SUPPORT OF EDUCATION

- Development for Deans and Academic Leaders Conference (Boston, Massachusetts, 2-3 November 2023)

TIMES HIGHER EDUCATION

- Reputation Masterclass Series (University Rankings) (19 July 2023) (remote)

OSGOODE PROFESSIONAL DEVELOPMENT

- Foundations of Adult Education & Practical Instructional Design Tools (program for CLE educators, Toronto, 20 October 2021)
- Teaching in Legal Professional Development (program for CLE educators, Toronto, 3 June 2019)

YORK UNIVERSITY

- POLARIS, “Adjudicating Indigenous Research Excellence” course (23 November 2025)
- POLARIS, “Hiring Committee” course (OHFA-related modules complete) (23 November 2025)

- “Cybersecurity Awareness for Faculty and Staff” (23 November 2025)
- “Building a Research Team: Thinking Decolonization, Equity, Diversity, & Inclusion (EDI) and High-Quality Personnel” (Pt 2), York Research Commons workshop (16 February 2023)
- “Building a Research Team: Thinking Decolonization, Equity, Diversity, & Inclusion (EDI) and High-Quality Personnel” (Pt 1), York Research Commons workshop (14 February 2023)
- Academic Leadership Program: “Leadership Context and University Partners” (17 November 2022)
- Equity, Diversity & Inclusion in Grant Writing Workshop (22 June 2022)
- “How to Judge a Researcher: The POLARIS Learning Hub Workshop” (Place of Online Learning of Adjudication of Researchers Inclusively and Supportively) (9 May 2022)
- SSHRC Insight Grant Mock Review Workshop (6 May 2022)
- Enhanced Affirmative Action Training for Academic Hiring Committees (2018)

NATIONAL INSTITUTE FOR TRIAL ADVOCACY

- Trial Advocacy Program (1996)

ONTARIO CENTRE FOR ADVOCACY TRAINING (in co-operation with National Institute for Trial Advocacy)

- Advanced Advocacy Program (1995)

OSGOODE HALL LAW SCHOOL

- Intensive Trial Advocacy Program (1995)

OTHERS

- Including: trial and appellate advocacy; ethics and professional responsibility; media law; defamation; alternative dispute resolution; family law; and criminal law advocacy (1995–2006)

O. UNIVERSITY TEACHING

OSGOODE HALL LAW SCHOOL, YORK UNIVERSITY, TORONTO, ONTARIO (2006–)

J.D. Program Teaching

- Ethical Lawyering in a Global Community (inaugural course director, 2006; course director, 2007–2014, 2020–2021, 2023–2026; instructor, 2006–2021, 2022–2024, 2025–2026)
 - Featured in cover story of Osgoode Hall Law School’s *Continuum* Alumni Magazine, Winter 2021
 - Identified as example of “best practices” in Canadian legal education: Monika Warzecha, “Designing Our Future: Sustainability in Education” *Corporate Knights* 28 (Summer 2009) 37 at 46
- Legal Process II (formerly Legal Process) (2006–2013, 2018, 2020–2022)
- Legal Values: Access to Justice (2022)
- Legal Ethics (2006–2008, 2012, 2022)
- Lawyer-as-Negotiator (guest professor)
- Trial Advocacy (guest professor)
- Mediation Clinic Seminar (guest professor)

- Pro Bono Students Canada, ethics and professionalism training (guest professor) (2020, 2021)
- Parkdale Community Legal Services, negotiation training (guest professor)
- Osgoode Disability Law Intensive Program, negotiation and mediation training (guest professor)
- Community and Legal Aid Services Program (CLASP), ethics and professionalism training (guest)
- Osgoode Public Interest Requirement (final discussion session instructor)
- Osgoode Refugee Sponsorship Support Program (directed reading) (faculty advisor, with Pierre-André Theriault) (2015)
- ABA Client Counselling Competition, Borden Ladner Gervais LLP Intra-School Competition (judge)
- ABA Negotiation Competition, Fraser Milner Casgrain LLP Intra-School Competition (judge)
- Fasken Martineau LLP First Year Advocacy Workshop (faculty advisor and coach) (2010–2014)
- Independent paper supervisor (14 J.D. students) (2006–)
- Osgoode Visiting Professor/Instructor (1997–2005) – Civil Procedure; Lawyer-as-Negotiator

Graduate Program Teaching

- Civil Litigation and Dispute Resolution Part-Time LL.M. Program, co-taught “Recent Developments in Substantive Law Relevant to Litigation” (2007–2012)
- Alternative Dispute Resolution LL.M. Program (guest professor) (2007–2018)
- Graduate Seminar (guest professor)

Graduate Program Supervisor

- Deanne Sowter (2025 graduation), legal ethics (Ph.D. supervisor)
- Ghuna Bdiwe (2015 graduation), international law (LL.M. supervisor)
- Robyn Jacobson (2012 graduation), dispute resolution (Ph.D. supervisor)
- Arvin Gupta (2010 entry), civil procedure (LL.M. supervisor) (on leave)
- Bernard Aron (2007 entry), dispute resolution (Ph.D. supervisor) (on leave)
- Faisal Kutty (2006 entry), international law and security studies (Ph.D. supervisor) (on leave)
- Antoinette Clarke (2006 entry), dispute resolution (Ph.D. supervisor) (on leave)

Graduate Program Committee Member and/or Examining Committee Member

- Dillon Wamsley (2023 defence), political and economic theory (Ph.D. – York University, Political Science) (examining committee)
- Huyen Tran (2022 entry), access to justice and family law (Ph.D.) (supervisory committee)
- Lyubov Yarchak, professional discipline and complaints adjudication (LL.M.) (supervisory committee)
- Carolyn Carter (2019 entry), access to family justice and race (Ph.D.) (supervisory committee)
- Matthew Dylag (2021 defence), access to justice (Ph.D.) (supervisory committee, examining committee chair)
- Gerard Kennedy (2020 defence), legal process (Ph.D.) (supervisory committee)
- Jonathan Khan (2019 entry), legal process/access to justice (Ph.D.) (supervisory committee)

- Ian Stedman (2019 defence), ethics, governance (Ph.D.) (supervisory committee)
- Michele Charles (2019 defence), international environmental law and domestic courts (LL.M.) (supervisory committee, examining committee chair)
- Justin Doll (2019), legal process (LL.M.) (major paper review committee)
- Eric George (2018 defence), arbitration and democracy (Ph.D. – York University, Political Science) (examining committee)
- Michael Molavi (2018 defence), access to justice/class actions (Ph.D. – York University, Political Science) (supervisory committee)
- Jennifer Leitch (2016 graduation), administration of civil justice (Ph.D.) (supervisory committee)
- Matthew Dylag (2015 entry), access to justice (LL.M.) (supervisory committee)
- Carolyn Filteau (2015 graduation), international dispute resolution (Ph.D.) (supervisory committee)
- Martha Simmons (2015 graduation), dispute resolution and collaborative law (Ph.D.) (supervisory committee)
- Emanuel Tucsa (2014 entry), legal theory and legal ethics (Ph.D.) (supervisory committee)
- Emanuel Tucsa (2014 defence), legal theory and legal ethics (LL.M.) (supervisory committee, examining committee chair)
- Christine Forsyth (2013 graduation), dispute resolution (Ph.D.) (examining committee chair)
- Munyonzwe Hamalengwa (2013 graduation), international law (Ph.D.) (examining committee chair)
- Noel Semple (2012 graduation), family law/dispute resolution (Ph.D.) (examining committee chair)
- Mohsen Al-Attar (2012 defence), international law and legal education (Ph.D.) (examining committee chair)
- Scott Byers (2011 entry), legal education (LL.M.)
- Vijayashri Sripati (2010 defence), international law (Ph.D.) (examining committee chair)
- Natasha Macleod (2007 entry), conflict of laws (Ph.D.)
- Fenner Stewart (2005 entry), corporate governance (Ph.D.)

Graduate Program Directed Paper/Major Research Paper Supervisor

- Deanne Sowter (2022 course), family law/ethics (Ph.D.)
- Aleksandra Zivanovic (2014 graduation), dispute resolution (LL.M.)
- Noel Semple (2012 graduation), dispute resolution (Ph.D.)

Professional Development Program Directing/Teaching

- Intensive Trial Advocacy Workshop (Osgoode Professional Development)
 - Director (originally co-director with Garry D. Watson, Q.C.) (2008–)
 - Faculty member (2006–)
 - Association for Continuing Legal Education, Award of Outstanding Achievement – Technology (July 2021)
 - Canadian Association for University Continuing Education, Program of Excellence Award (May 2015)
 - “Trial Advocacy: Tips from the Bench” (moderator for ITAW judges panel) (2008–)

- “The Ethics of Witness Preparation” (panel chair) (2011–2019)
- Lead instructor, Trial Advocacy Instructor Training program (2016–)
- Co-created full virtual version of the program, with synchronous and asynchronous delivery components (with OPD staff) (2020, 2021), and hybrid version of the program (2022–)
- Trial Advocacy Skills: Advice from the Bench (panel chair, Osgoode Professional Development, skills program for litigators, Toronto, Ontario, 12 December 2022)
- Ethics in Negotiation (Osgoode Professional Development)
 - Co-director (2019–2022)
 - Faculty member (2011–2015)
- Osgoode Certificate in Negotiation (Osgoode Professional Development)
 - Co-director (2013–)
 - Faculty member (2012–)

UNIVERSITY OF ALBERTA, FACULTY OF LAW, EDMONTON, ALBERTA (2001–2006)

LL.B. Program

- Professional Ethics
- Civil Procedure
- Alternative Dispute Resolution
- Public International Law
- Philip C. Jessup International Law Moot Court Competition (faculty advisor/coach)

GRADUATE PROGRAM SUPERVISOR/EXAMINING COMMITTEE MEMBER

- Supervisor for one LL.M. student
- Examiner for two LL.M. students

UNIVERSITY OF TORONTO, FACULTY OF LAW, TORONTO, ONTARIO

J.D. Program

- Legal Ethics and Lawyer Regulation, “Advocacy and Ethics” (visiting lectures, 2014, 2015)
- Legal Process, Professionalism and Ethics, “Lawyers, Clients and Sustainable Professionalism” (presentation at “Different Approaches to Legal Ethics” panel, 2009–2010, 2012)
- Bridge Week on Legal Ethics, “The Moral Lawyer” (lecture at “Conceptual Frameworks for Legal Ethics” panel, 2006–2008)
- Legal Process (2004)
- Legal Clinic written advocacy workshop (1998)
- First year moot court competition and advocacy workshop (1997, 1998)

GRADUATE PROGRAM EXTERNAL EXAMINER

- Jérémy Boulanger-Bonnely (2023 defence), dispute resolution and access to justice (Ph.D.)

UNIVERSITY OF BRITISH COLUMBIA, PETER A. ALLARD SCHOOL OF LAW, VANCOUVER, B.C.

- Legal Ethics presentation (by Zoom) (16 September 2020)

UNIVERSITY OF WINDSOR, FACULTY OF LAW, WINDSOR, ONTARIO

- Ethics in Advocacy and Negotiation lecture (25 October 2019)

WESTERN UNIVERSITY, FACULTY OF LAW, LONDON, ONTARIO

- Access to Justice lecture (by Skype) (11 October 2017)
- Advocacy In Access to Justice Panel Lecture (By Skype) (10 October 2019)

UNIVERSITÉ DE MONCTON, MONCTON, NEW BRUNSWICK

- Intensive Trial Advocacy Program (June 2010, June 2012, June 2014)

UNIVERSITY OF NOTRE DAME, LAW SCHOOL, NOTRE DAME, INDIANA

- Intensive Trial Advocacy J.D. course (2008)

NIIGATA UNIVERSITY, FACULTY OF LAW, NIIGATA, JAPAN

- Law and Politics of Dispute Resolution in Canada (September 2002)

HARVARD UNIVERSITY, CAMBRIDGE, MASSACHUSETTS

- Ames Post Graduate Fellowship, Harvard Law School (2000–2001)
 - Developed and administered materials, procedures and cases for Ames moot court competition, which has been described as “one of the most prestigious contests of appellate brief writing and advocacy in the nation” (R. Reed, *Harvard Law Today*, “The point is moot” (18 November 2021))
 - Developed materials for Legal Reasoning and Argument course and first-year advocacy program
 - Lectured on written advocacy
 - Assistant J.D. third year paper supervisor (with Daniel J. Meltzer)
- Graduate Program Fellow (for Laurence H. Tribe), Harvard Law School (2000–2001)
 - Taught graduate seminars and tutorials in U.S. Constitutional Law
- Teaching Fellow, Faculty of Arts and Sciences
 - Taught weekly seminar for Michael J. Sandel’s Moral Reasoning: Justice course (Fall 2000)
 - Taught weekly seminar for Stanley Hoffmann, Michael J. Sandel and Thomas L. Friedman’s Globalization and its Discontents course (Spring 2000)

P. UNIVERSITY SERVICE

OSGOODE HALL LAW SCHOOL, YORK UNIVERSITY, TORONTO, ONTARIO (2006–)

- Dean (September 2023–)

- Responsible for all external and internal affairs, both academic and administrative, of Osgoode Hall Law School, including financial management, enrolment and academic program planning and development, implementation of Senate and faculty legislation, professional development of faculty and staff, labour relations, engaging with Faculty Council, representing Osgoode in both academic and administrative matters inside and outside York University, fundraising activities, and advancing the mission, academic and administrative direction and well-being of York University.
- Associate Dean (Research & Institutional Relations) (2022–2023)
 - General responsibility for the oversight and leadership of Osgoode’s research activities and assuming leadership for Osgoode’s relations with other York faculties and departments as well as other post-secondary institutions with respect to research activities
 - Other responsibilities include administering various grants, awards, lecture series and research events, and leading and participating in various committee responsibilities (*see further infra*)
- Associate Dean (2014–2016); Associate Dean (Academic) (2018–2019)
 - General responsibility for overall administration of Osgoode’s JD academic program, including working closely with the Dean and others to achieve Osgoode’s strategic plan
 - Other responsibilities involve curriculum development; academic compliance; organization of fulltime faculty; recruiting, training and overseeing adjunct faculty; overall administration of JD programs; tenure and promotion of fulltime faculty; standing committee participation (*see further infra*); senate appeals; external complaints and legal matters; student and staff oversight; etc.
- Faculty Council (chair, 2020–2022; acting chair, May 2014; member 2006–)
- Academic Offences Adjudication panels (member, 2010, 2012)
- Academic Policy and Planning Committee (member, 2006–2007, *ex officio* member, 2014–2016, 2018–2019)
- Academic Standing Committee (*ex officio* member, 2014–2015)
- Admissions Committee (*ex officio* member, 2014–2015)
- Artist-in-Residence Ad Hoc Selection Committee (*ex officio* member, 2014–2016, 2019)
- Association of Transnational Law Schools ([ATLAS](#)) Agora, Osgoode representative (2022–2023)
- Awards, Grants and Speakers Sub-Committee (member, 2019–2020; *ex official* chair, 2022–2023)
- Black Law Students Association (faculty advisor, 2012–2014)
- [Connected Minds: Neural and Machine Systems for a Healthy, Just Society](#) (board of directors, 2023–)
- Canadian Bar Association (OBA Council) Osgoode Representative (2009–2016, 2018, 2020–)
- Clinical Education and Intensive Programs (director and committee chair, 2009–2014; *ex officio* committee member, 2014–2016, 2018–2019, 2021 (fall); co-director/committee chair, 2017–2018)
- Community and Legal Aid Services Program (CLASP) board (*ex officio* co-chair and member, 2009–2014, 2017–2018)
- Curriculum Reform Working Group (member, 2009–2011)
- Digital Innovation (formerly Information Technology) Committee (*ex officio* member, 2014–2016, 2018–2019)
- Digital Initiative Fund Selection Committee (*ex officio* member, 2014–2016)

- Equality Committee (*ex officio* member, 2014–2016, 2018–2019)
- Executive Officer Recruitment Committee (2023)
- Experiential Education Fund Selection Committee (*ex officio* chair, 2012–2015, *ex officio* member, 2017–2018)
- Faculty Appointments Committee (*ex officio* member, 2006–; chair, 2014–2016, 2018–2019; acting chair, 2021)
- Faculty Appointments and Faculty Recruitment Policy Working Group (member, 2014, 2016; *ex officio* chair, 2018–2019)
- Faculty Recruitment Committee (*ex officio* member, 2014–2016, 2018–2019, 2022–)
- Grades Review Committee (*ex officio* chair, 2014–2016, 2018–2019; member, 2020–2022)
- Graduate Research Program Committee (*ex officio* member, 2022–2023)
- Innovation in Law at Osgoode Working Group (2015–2016)
- Law Foundation of Ontario, Sabbaticals for Directors, Instructors and Supervisors of Ontario’s Legal Teaching Clinics Selection Committee (Osgoode’s committee representative, 2009–2012)
- Library Committee (*ex officio* member, 2014–2016, 2018–2019)
- Librarian Recruitment Committee (*ex officio* member, 2018–2019; member, 2022–2023)
- McMurtry Visiting Clinical Fellowship Selection Committee (member, 2012–2016, 2018–2019)
- Mediation Clinic Advisory Board (member, 2008–2023)
- Merit Pay Advisory Committee (elected by colleagues, 2007, 2020; appointed by Dean, 2014–2016, 2019)
- Nominating Committee (*ex officio* member, 2014–2016, 2018–2019, 2020–2022)
- Osgoode Academic Honesty Case Presenter (August 2019, February 2020)
- Osgoode Ad Hoc Academic Honesty Panel (2022)
- Osgoode ADR Project (student initiative) advisory board (member, 2006–2008)
- Osgoode Building Launch Working Group (member, 2010–2011)
- Osgoode Community Enhancement Forum (member, 2006–2007, 2020–2022)
- Osgoode Dean’s Gold Key Award Selection Committee (*ex officio* member, 2014–2016, 2018–2019, 2023–)
- Osgoode Dean’s In-Coming Student “Summer Webcast” (presentation panel, 2011–2014)
- Osgoode Decanal Search Committee (member selected by York University President, 2009–2010)
- Osgoode Faculty Service Award Selection Committee (*ex officio* member, 2018–2019, 2020–2022, 2023–)
- Osgoode Joint Labour/Management Committee (*ex officio* member, 2015–2016, 2018–2019, 2023–)
- Osgoode Legal Education Working Group (member, 2014–2016, 2018–2019)
- Osgoode Management Collective Bargaining Team (*ex officio* member, 2015–2016, 2018–2019)
- Osgoode Management Committee (chair, 2023–; *ex officio* member, 2014–2016, 2018–2019, 2020–)
- Osgoode Priorities & Finance Committee (chair, 2023–)

- Osgoode Public Interest Requirement Committee (chair, 2009–2014; *ex officio* member, 2014–2016; co-chair, 2017–2018; *ex officio* member, 2018–2019)
- Osgoode Staff Awards Selection Committee (*ex officio* member, 2014–2016, 2018–2019, 2022–)
- Osgoode Strategic Plan (drafting group member, 2016)
- Osgoode Teaching Awards Selection Committee (*ex officio* member, 2014–2016, 2018–2019, 2023–)
- Osgoode Visiting Committees (mentorship aspect of tenure & promotion process, various colleagues)
- Professional Graduate Studies Committee (*ex officio* member, 2022–2023)
- Research and Seminars Committee (member, 2012–2014, 2019–2020, *ex officio* chair, 2022–2023)
- Research Ethics Sub-Committee (*ex officio* chair, 2022–2023)
- Research Release Fellowships Advisory Committee (appointed by Dean, 2014–2016, 2019; elected by colleagues, 2020, Dean’s designate, 2022–2023)
- Research Stream Graduate Studies Committee (*ex officio* member, 2022–2023)
- Senate (*ex officio* member, 2023–)
- Speaker Series Sub-Committee (member, 2019–2023)
- Standing Committee on Teaching and Learning (committee member, 2009–2014; *ex officio* member, 2014–2016, 2017–2018)
- Technology and Transformation in Law Advisory Group (2015–2016)
- Tenure and Promotions Adjudicating Committee (member, 2009–2010; *ex officio* chair, 2014–2016, 2018–2019)
- Welcome Day faculty presentations and “First Year in Action” program (featured faculty lecturer, 2010–2016, 2018–2024)
- York University Executive Committee (chaired by York President) (September 2023–)
- York University COVID-19 Academic Operations Group (*ex officio* member, 2022–2023)
- York University Council of Research Directors (member, 2012–2014)
- York University, Provostial White Paper on the Future of the University, Osgoode Working Group (member, 2009)
- York University, Strategic Research Plan Advisory Committee (by VPRI invitation, 2022–2023)

UNIVERSITY OF ALBERTA, FACULTY OF LAW, EDMONTON, ALBERTA (2001–2006)

- Faculty Selection Committee (elected by colleagues)
- Curriculum Committee
- Equality & Respect Committee
- Student Appeals Committee
- Student Bursary Committee
- Prizes & Awards Committee
- Faculty Seminar Series co-organizer

- Woman's Law Forum faculty advisor
- Student Arbitration and Mediation Society faculty advisor
- Faculty mentor for first year students

EXTERNAL PROGRAM REVIEWER

- Trinity College, Dublin, Ireland (January 2017)
 - Conducted a review of the School of Law's academic programs (as part of a three-member panel of selected international academic experts)
- Durham College of Applied Arts & Technology, Oshawa, Ontario (November 2021)
 - Chaired a Postsecondary Education Quality Assessment Board review of a proposed Honours Bachelor of Paralegal Studies program (as part of a two-member panel of selected academic experts)

TENURE AND PROMOTION EXTERNAL REVIEWER

- Provide periodic peer-based evaluations of tenure and promotion files (various universities)

LAW JOURNAL EXTERNAL ARTICLE REVIEWER

- Provide periodic anonymous peer reviews of law journal articles (various journals)

Q. LANGUAGES, VOLUNTEER AND OTHER ACTIVITIES AND INTERESTS

LANGUAGES

- English: fluent
- French: general competence
 - Intensive French language course (B2 level), certificate of participation, Langue Onze, École de Langues, Toulouse, France (November 2016)
 - Ph.D. language "proficiency" requirement (2011)

VOLUNTEER, ETC.

- Ted Reeve Hockey Association, Toronto, Ontario
 - GTHL Rep Team (Thunder A) Assistant Coach (2021–2023) & Trainer (2022–2023)
 - Select Team (Tornados) Assistant Coach (2015–2021)
- Toronto Leaside Girls Hockey Association, Toronto, Ontario
 - Development Squad (Select Team) Assistant Coach (2019–2020)
 - House League Head & Assistant Coach (2012–2020)
 - Spring Four-on-Four Coach (2017–2018)
- Leaside Hockey Association: Hockey School Coach, Toronto, Ontario (2010–2015)
- Withrow Park Ball Hockey League: Coach (Boys and Girls Leagues), Toronto, Ontario (2010–2018)
- Coaching, First Aid and Trainer Qualifications and Certificates
 - Hockey Canada Coach #1500000410547 (GTHL)
 - GTHL & You Can Play, Equity, Diversity & Inclusion in Sport Program (9 February 2023)
 - Canadian Red Cross, Standard First Aid & CPR/AED Level C, CSA Std Z1210-17 – Intermediate, Cert #103552120 (issued in Ontario, 4 October 2022)

- Hockey Trainers Ontario, Hockey Trainers Certificate Program (NCSP/HTCP L2) (4 October 2022)
- Hockey Trainers Ontario, Hockey Trainers Certificate Program (HCSP/HTCP L1) (#25-1000167578, 14 September 2022)
- GTHL, Concussion Training and Maltreatment Session (#2022200528900, 14 September 2022)
- Toronto Police Services, Vulnerable Sector Screening (Clear – 53920, December 2021)
- Hockey Canada, Planning a Safe Return to Hockey Program (#2021010524, 14 October 2021)
- Coaching Test, Certificate of Achievement (2015/2016, 2016/2017)
- OHF, Gender Identity and Expression Course (29 September 2017)
- GTHL, Respect in Sport for Parents Certificates (#GTHLP-6422281-1-N8B, 20 September 2016; #OWHAP-6422281-2-U2H, 19 September 2017)
- OWHA, Respect in Sport for Coaches Certificate (31 October 2012)
- Hockey Development Centre for Ontario, Hockey Trainers Certificate, Level 1 Program (#100041912, 14 November 2014)
- Heart and Stroke Foundation of Ontario, Infant-Child (D) CRP Certification (16 March 1997)
- SLYC Association of Stony Lake Cottagers (ASLC) & Stony Lake Yacht Club (SLYC)
 - ASLC & SLYC Juniper Island Steering Committee, Chair (2022–2024)
 - SLYC Tennis Club Advisory Committee member (2018)
- Out of the Cold Shelter for Homeless volunteer, Toronto, Ontario (1996–1999)
- Elmer Iseler Singers (one of Canada’s pre-eminent professional choral groups): vice-chair of Board of Directors & chair of Board Governance Committee (1996–1999)
- Princeton University Schools Committee: Ontario co-chair (1995–1997); interviewer (1995–1999)

MUSIC

- Royal Conservatory of Music: theory, harmony and composition
- Upper Canada College Jazz Music Camp counsellor (1986)
- Wadham College Choir (1991)
- Play and perform piano, saxophone, organ and guitar

ATHLETICS & ACTIVITIES

- Princeton University: men’s varsity and junior varsity hockey teams (1986–1989)
- University of Oxford
 - Full Blue for athletic achievement (1992)
 - Varsity men’s ice hockey team (1990–1992) (captain, player and coach)
 - Wadham College men’s first XV rugby team (1990–1991)
 - Wadham College men’s first XI cricket team (1990–1992)
- Cedarvale Olde Timers Hockey League, player (2017–2023)
- True North Hockey Canada, Toronto Division, player (2006–2017)
- University of Alberta, faculty recreation hockey team (2001–2006)
- PADI Open Water Diver Certification (23 January 1995)
- Paddle Canada, Moving Water Tandem Canoe Certificate (Intro Course #82482, 15-19 July 2024)

R. PRE-UNIVERSITY EDUCATION

UPPER CANADA COLLEGE (1975-1986)

- Head Steward (school captain) (1986)
- Alexander Logie Medal (athlete of the year) (1986)
- J. Herbert Mason Medal (leadership award – nominated by faculty, elected by students) (1986)

This is **Exhibit “B”** to the Affidavit
of Trevor Farrow, affirmed remotely
before me on this 5th day of October, 2026.



A Commissioner, etc.

Shireen Sultan Adatia

Licensed Paralegal

LSO No.: P14203

Trevor CW Farrow, Ph.D.

**Expert Report Regarding the
National First Nations Child and Family Services Arbitration Board Policy**

4 October 2026, 7:50 pm

Introduction

1. This expert report evaluates the National First Nations Child and Family Services Arbitration Board Policy. It is submitted, in the context of the Canadian Human Rights Tribunal proceeding, Docket T1340/7008, in connection with the Federal Government of Canada's participation in the long-term reform of the First Nations Child and Family Services Program.

Outline

2. This report, which includes my analysis, reasoning, and opinion, proceeds as follows.
 - Section I sets out a number of preliminary matters, including: my background and qualifications; my engagement instructions and limitations; a note about the authorship and independence of this report; a summary of the materials I reviewed for purposes of my opinion and this report; and a brief note on the facts and assumptions relied upon.
 - Section II includes: a brief summary of my opinion; and my analysis of the relevant elements of the three primary documents I was provided for this engagement.
 - Section III includes: my reasoning; and my opinion.

I. Preliminary Matters

Background and Qualifications

3. My name is Trevor CW Farrow, of Toronto, Ontario, Canada.
4. In terms of my general qualifications, I teach and research on various topics generally related to the administration of justice, including dispute resolution and legal process, legal ethics, access to justice, and advocacy. A more detailed list of my qualifications, employment, education, and academic record is set out in my CV.
5. In terms of my employment, I am the Dean and a tenured Full Professor at Osgoode Hall Law School, York University in Toronto, Ontario. I am also the chair of the Canadian Forum on Civil Justice (which is a volunteer position), and the former founding academic director of the Winkler Institute for Dispute Resolution. In addition, I engage in other paid and unpaid professional and academic activities from time to time that generally relate to my areas of teaching and research (see my CV for further details).

6. My post-secondary education includes the following: Princeton University, A.B. (magna cum laude), Politics (1990); the University of Oxford (Wadham College), B.A. (Hons.)/M.A., Jurisprudence (1992); Dalhousie Law School (now Schulich School of Law), LL.B. (1993); Harvard Law School, LL.M. (2000); and the University of Alberta, Ph.D., Department of Political Science (Political Theory, International Relations) (2011).
7. Although I did previously practice as a litigation lawyer, including arbitrations, mediations and other dispute resolution processes, I stopped practicing law when I became a full time academic. I am currently a non-practicing licensee (lawyer) of the Law Society of Ontario.

Expert Engagement Instructions and Limitations

8. My engagement for this matter is with the Attorney General of Canada.
9. I have been engaged to provide an independent expert opinion, which is described and discussed further in this report.
10. Specifically, I was asked to evaluate the National First Nations Child and Family Services Arbitration Board Policy in relation to established principles of alternative dispute resolution, based on the materials I was provided.
11. My opinion is limited to that question. I was not asked:
 - to provide an opinion on any other matters, including the National Framework for Reform of the First Nations Child and Family Services Program, or Canada's National First Nations Child and Family Services Long-Term Reform Plan and Requested Remedies Outside Ontario;
 - to be involved in the background discussions or framing of those background materials;
 - to consult with any of the parties directly involved in developing those background materials;
 - to consult with any of the parties interested in or part of this proceeding, or other individuals, communities, or agencies with direct or indirect interests in this proceeding;
 - to produce a background review on general arbitration and dispute resolution theory, or different approaches and critiques regarding what might be understood as "established principles of alternative dispute resolution"; or
 - to produce a background review on the historic, cultural, and contextual aspects of the matters at issue in this proceeding.
12. As such, my opinion is limited to the specific question I was asked to provide an opinion for, in reliance on my research background and expertise.

Authorship and Independence

13. I am the sole author of this report, and I take full ownership and responsibility for this report and the opinion included in it.
14. My engagement in this matter is fully independent from my employment at Osgoode Hall Law School, and as such, my opinion does not reflect the views or opinions of Osgoode Hall Law School or York University.
15. Although I am engaged by the Attorney General of Canada, I understand that my professional duty is to provide impartial opinion evidence, including my honestly held opinion for this matter. When engaged, I was asked to offer a candid and fair opinion.

Background Materials

16. In preparation for this report, I was provided with copies of three specific documents to review in order to provide an opinion for this matter (“Background Materials”), which I reviewed:
 - National Framework for Reform of the First Nations Child and Family Services Program (“National Framework”);
 - Canada’s National First Nations Child and Family Services Long-Term Reform Plan and Requested Remedies Outside Ontario (“Canada’s Reform Plan”), filed with the Canadian Human Rights Tribunal (CHRT); and
 - National First Nations Child and Family Services Arbitration Board Policy (“Arbitration Policy”).
17. I am also aware of, but have not comprehensively reviewed, the CHRT decisions and orders underlying this matter, which are referred to, for example, in the Introduction to the National Framework, and which are publicly available (available online; CanLII <https://www.canlii.org/>).
18. Any further materials that I accessed and reviewed in preparation for this report and my opinion are publicly available and are specifically identified with web links in this report.

Facts and Assumptions

19. All facts about this matter relied on for the formation of my opinion relating to the Arbitration Policy were gathered from my review of the Background Materials.
20. My opinion and this report are based on my review of those Background Materials as well as my general academic and research expertise and experience, and are based on no further assumptions.

II. Analysis

Summary Opinion

21. A brief summary of my opinion is that the Arbitration Policy reasonably reflects established principles of alternative dispute resolution. That opinion is further discussed, together with my reasoning, in part III (below).

Analysis

22. What follows, in part II, is my analysis, which includes an examination of the Background Materials, which I reviewed in order to form my reasoning and opinion in this matter.

A. National Framework

Background

23. The Introduction to the National Framework, quoted below, provides contextual background to this matter:

“Canada recognizes the harms experienced by First Nations citizens in the Indian Residential School system, the Indian Day Schools, and the Sixties Scoop, which had a profound adverse effect on their identities, well-being, health, and, in particular, has damaged their traditional child rearing practices and parenting skills, intergenerationally.

Canada recognizes the findings of the Canadian Human Rights Tribunal (the “Tribunal”) [or “CHRT”] in *First Nations Child and Family Caring Society of Canada et al. v. Attorney General of Canada (for the Minister of Indian and Northern Affairs Canada)*, 2016 CHRT 2 (“2016 CHRT 2”) that Canada’s underfunding of the First Nations Child and Family Services (“FNCFS”) Program perpetuated the historical disadvantage suffered by First Nation people as a result of the Indian Residential School system; and the Tribunal finding in *First Nations Child and Family Caring Society of Canada et al. v. Attorney General of Canada (for the Minister of Indian and Northern Affairs Canada)*, 2019 CHRT 39, that unnecessarily removing a child from their family and community is a serious harm causing great suffering to that child, family and the community and that the removal of children from their families and communities is traumatic and causes great pain and suffering to them.

Canada designed and implemented the FNCFS Program in 1989 to fund the provision of child welfare services to First Nations children, youth, and families ordinarily resident on reserve and in Yukon.

In 2016 CHRT 2, the Tribunal found that the FNCFS Program’s funding model was discriminatory, and in *First Nations Child and Family Caring Society of Canada et al. v. Attorney General of Canada (for the Minister of Indian and Northern Affairs*

Canada), 2016 CHRT 16, ordered Canada to reform its discriminatory policies, procedures, and agreements and to prevent the future recurrence of discrimination.

Research was commissioned on funding models and performance measurement frameworks to design and construct the necessary evidence-informed long-term reforms for the FNCFS Program for the purposes of addressing the Tribunal's findings.

This National Framework for Reform of the FNCFS Program ("National Framework") is intended to be implemented in Yukon and in all provinces except for Ontario....

The reforms contained in the National Framework aim to advance the holistic well-being of First Nations children and families, as well as their connection to their lands, cultures, languages, and communities.

The reforms contained in the National Framework are informed by research, are culturally appropriate, and emphasize prevention, substantive equality, and the best interests and needs of First Nations children, youth, young adults, and families. The reforms are designed to take into account the unique circumstances of each First Nation, including their historical, cultural, and geographical needs and circumstances.

While the reforms are formulated to be flexible to ensure that discrimination will not recur and to address the humanitarian crisis of the overrepresentation of First Nations children in care, prevention funding is not intended to be re-allocated by FNCFS Agencies to cover costs related to protection services, except for least disruptive measures.

The accountability structure built into the Reformed FNCFS Program is intended to ensure FNCFS Agencies are accountable to the First Nations governments and communities they serve, while fostering positive First Nation-FNCFS Agency relationships...."

24. The Purpose section (pt I, para 1), quoted below, further reinforces the contextual purpose of the National Framework:

"This National Framework is intended to eliminate the discrimination identified by the Tribunal in *First Nations Child and Family Caring Society of Canada et al. v. Attorney General of Canada (for the Minister of Indian and Northern Affairs Canada)*, 2016 CHRT 2 and all subsequent rulings by the Tribunal and prevent its recurrence. This National Framework details the reforms to be made by Canada."

Arbitration and Dispute Resolution

25. As part of the National Framework (pt XVII, paras 150-152), Canada proposed the creation of an arbitration regime, as follows:

“Canada shall fund the establishment of a National FNCFS Arbitration Board to arbitrate Disputes under the Reformed FNCFS Program, as described in the National FNCFS Arbitration Board Policy in Appendix 12: National FNCFS Arbitration Board Policy.

Canada will make best efforts to propose to Parliament, after consultation with rights-holders, any legislation required to establish an independent national FNCFS dispute resolution tribunal, which would replace the arbitration processes set out in the National FNCFS Arbitration Board Policy in Appendix 12: National FNCFS Arbitration Board Policy with a decision-making body established by statute.

Canada shall fund the National FNCFS Arbitration Board....”

26. The National Framework includes several definitions, which relate specifically to the Arbitration Policy (pt III).

B. Canada’s Reform Plan

Introduction

27. Canada has provided its Reform Plan, pursuant to the CHRT’s ruling in 2025 CHRT 80, which “outlines Canada’s approach to finalizing long-term reform of the First Nations Child and Family Services (FNCFS) Program outside Ontario by negotiating regional agreements on Program reform within a national programmatic and funding framework (the National Framework) for the FNCFS Program, which would be implemented nationally (outside Ontario) on April 1, 2027” (Canada’s Reform Plan, p 3).
28. Canada further states that its Reform Plan “is based on sound policy and on Canada’s intention to move forward in a manner that respects the rights, perspectives and decision-making processes of First Nations rights holders and that accounts for regional differences” (Canada’s Reform Plan, p 3).

National Dispute Resolution Tribunal

29. Further to the National Framework (pt XVII), Canada’s Reform Plan contemplates the inclusion of a national dispute resolution process. Specifically, when discussing a national dispute resolution tribunal, Canada’s Reform Plan (pt 2, s 2.1), provides as follows:

“As part of the National Framework, Canada would establish a national dispute resolution tribunal outside of regional agreements. The tribunal would hear disputes from all regions except Ontario. The intent of the tribunal would be to allow First Nations, FNCFS service providers and signatories to regional Program reform agreements to have their disagreements heard and resolved in a way that is accessible, fair and culturally-appropriate, by a body specialized in issues of First Nations child and family services and independent of government.

The dispute resolution process would be available for: (1) parties' disputes, which are disputes of a party signatory to the various regional agreements regarding the implementation of those regional agreements; and, (2) claimant disputes, which are disputes of a First Nation or FNCFS service provider regarding the allocation and administration of their reformed FNCFS Program funding. The national dispute resolution process will be based on the process co-developed by Canada, the AFN, COO, and NAN in the Final Agreement. It would be available to the parties to regional agreements and to all First Nations and FNCFS service providers outside Ontario (even if the First Nation or FNCFS service provider was in a region without a regional agreement).

Canada would make best efforts to establish the national dispute resolution tribunal through legislation. Recognizing, however, that this will take time and the will of Parliament, Canada would implement a two-phased process.

Phase 1: The dispute resolution process would be established by a President appointed through an Order-in-Council. The President would select and maintain a roster of adjudicators to carry out the adjudicatory functions of the dispute resolution process. The national dispute resolution process would come into effect when the President determined that it was operational. In the interim, the existing appeals process under the FNCFS Program would continue to apply to complaints from First Nations or FNCFS service providers.

While the national dispute resolution process would not be addressed in regional Program reform agreements, Canada would use the opportunity of regional negotiations to consult with regional First Nations entities on a potential role that they could play in the establishment of the dispute resolution tribunal, such as providing views to the Minister related to a selection process for a potential appointee to the tribunal.

Phase 2: Canada would make best efforts to establish the national dispute resolution tribunal responsible for the dispute resolution process through legislation. This would more robustly enshrine an independent dispute resolution process and would include the necessary supports for claimants, including cultural officers and navigators. The dispute resolution process of Phase 1 would cease and the process of Phase 2 would be in effect once such legislation had been passed by Parliament and had come into effect."

Principles and Cultural Competency

30. Given the contextual factors outlined in the Introduction and Purpose sections of the National Framework (above), Canada's Reform Plan includes a list of principles designed to "guide the reformed FNCFS Program and underpin the National Framework", which would "be included at a minimum in all regional agreements to ensure cohesiveness in the interpretation of those agreements consistently across all regions" (pt 1, s 1.2). Those principles, quoted below, which also track principles set out in the National Framework (pt II), include specific statements and principles, including:

- a) “the cultural safety and well-being of First Nations children, youth, young adults, and families;
 - b) substantive equality;
 - c) addressing the needs of First Nations children, youth, young adults, and families;
 - d) the best interests of children;
 - e) prioritizing keeping children in the home;
 - f) holistic and culturally-informed programming, having regard for the current realities of distinct First Nations, including historical and contemporary disadvantage and contextual differences, including remoteness;
 - g) recognition of Indigenous legal traditions and principles, if applicable;
 - h) addressing the structural drivers that place First Nations children, youth, and families at higher risk of involvement with the child welfare system;
 - i) respect for the inherent right of self-government, which is recognized and affirmed by section 35 of the *Constitution Act, 1982*, and which includes jurisdiction, in relation to child and family services;
 - j) respect for the right to self-determination of Indigenous peoples, which is a right recognized and affirmed in the *United Nations Declaration on the Rights of Indigenous Peoples* (the “Declaration”) [or *UNDRIP*];
 - k) that the *United Nations Declaration on the Rights of Indigenous Peoples Act* affirms the *Declaration* as a universal international human rights instrument with application in Canadian law and also provides a framework for the Government of Canada’s implementation of the Declaration;
 - l) the rights in the *Declaration*, including the rights of children and youth, and the *United Nations Convention on the Rights of the Child*, including the right to be free from discrimination;
 - m) accountability of FNCFS service providers and provincial and Yukon governments to the First Nation governments they serve; and
 - n) guidance from First Nations-led and/or endorsed evidence.”
31. Canada’s Reform Plan also provides that as “part of regional negotiations, Canada would discuss with regional First Nations partners the inclusion of additional region-specific principles” (pt 1, s 1.2, p 9).
32. Canada’s Reform Plan also provides for cultural competency and humility training (pt 2.4, pp 21-22).

C. Arbitration Policy

National FNCFS Arbitration Board: Background and Objective (s 1)

33. In furtherance of the proposed arbitration and dispute resolution process outlined in the National Framework (pt XVII), as further articulated in Canada’s Reform Plan’s creation of a national dispute resolution process, the Arbitration Policy provides for the establishment of a “National FNCFS Arbitration Board” (s 1). According to the Arbitration Policy (s 1):

“...a National FNCFS Arbitration Board will be established to allow disputes arising under the Reformed FNCFS Program to be heard and resolved in a way that is accessible, fair and culturally-appropriate, by a body specialized in issues of First Nations child and family services and independent of government. The National FNCFS Arbitration Board will arbitrate funding and implementation disputes from all regions except Ontario. The National FNCFS Arbitration Board will include the necessary supports for claimants, including cultural officers, navigators and duty counsel.

The National FNCFS Arbitration Board will be accessible to parties to Regional FNCFS Program Reform Agreements (“Parties”), to FNCFS Regional Tables (represented by a member authorized by the table to bring the dispute before the National FNCFS Arbitration Board) and to all First Nations and FNCFS Service Providers outside Ontario....”

34. The Arbitration Board is the “entity consisting of the President and Arbitrators as assigned individually or in panels to hear Disputes” referred to in the Arbitration Policy (s 2.1(s)).
35. As further anticipated in Canada’s Reform Plan, the Arbitration Policy also proposes the establishment of a future national tribunal, as follows (s 1):

“Canada will make best efforts to propose to Parliament, after consultation with rights-holders, the legislation required to establish an independent national FNCFS dispute resolution tribunal, which would replace the arbitration process set out in this Policy with a decision-making body established by law....”

36. Until legislation required to establish a national tribunal has been passed and come into effect, the Arbitration Policy will apply (s 1).

Types of Disputes (s 2.2)

37. As briefly outlined in s 1, the Arbitration Policy defines the two categories of disputes it covers:
 - reform implementation disputes (s 2.2.1); and
 - claimant disputes (s 2.2.2).
38. The Arbitration Policy (s 2.1(i), (j), (cc)) provides the following definitions regarding these two categories of disputes:
 - “‘Claimant’ means a First Nation or FNCFS Service Provider that initiates a Claimant Dispute.
 - ‘Claimant Dispute’ has the meaning set out in section 2.2.2.
 - ‘Reform Implementation Dispute’ has the meaning set out in section 2.2.1.”

39. The Arbitration Policy (s 2.2) includes further specific details regarding the nature and scope of these two categories of disputes, as well as certain kinds of disputes that are expressly not included in the Arbitration Policy.

Specific Coverage, Exclusions, and Choice

40. For Reform Implementation Disputes, the Arbitration Policy provides as follows (s 2.2.1):

“...The Arbitration Process outlined in section 4 is the exclusive procedure for resolving Reform Implementation Disputes from Parties.

The Arbitration Process outlined in section 4 is also the exclusive procedure for resolving Reform Implementation Disputes from a FNCFS Regional Table that has consented to the use of the Arbitration Process for the dispute at issue.

FNCFS Regional Tables are not obligated to resolve matters that would fall within the definition of a Reform Implementation Dispute by way of the Arbitration Process and may seek remedies to which they may be entitled for such matters in any way they choose, including by pursuing a claim in a court of competent jurisdiction or under the *Canadian Human Rights Act*, RSC, 1985, c H-6.”

41. For Claimant Disputes, the Arbitration Policy provides as follows (s 2.2.2):

“...The Arbitration Process for Claimant Disputes described in sections 4 and 5 is not intended to abrogate or derogate from a Claimant’s rights under the *Canadian Human Rights Act*, R.S.C., 1985, c. H-6.

A First Nation or FNCFS Service Provider is not obligated to resolve matters described in this section by way of the Arbitration Process and may seek remedies to which it may be entitled for such matters in any way it chooses, including by pursuing a claim in a court of competent jurisdiction or under the *Canadian Human Rights Act*, RSC, 1985, c H-6.

The Arbitration Process for Claimants Disputes outlined in sections 4 and 5 is the exclusive procedure for resolving Claimant Disputes from any Claimant who has consented to the use of the Arbitration Process in relation to a specific dispute.”

Jurisdiction of Arbitrator and Appeal Panel (s 2.3)

42. The Arbitration Policy contains various specific provisions regarding the scope and extent of the jurisdiction of an arbitrator and appeal panel in both reform implementation disputes and claimant disputes. Specifically, the Arbitration Policy includes provisions regarding various considerations, including (ss 2.3.1, 2.3.2, 2.3.3):

- various approaches to processing and resolving disputes;
- time limits;

- procedural and evidentiary issues;
 - interim measures;
 - various remedies (including reference to remedies that are excluded from the Arbitration Policy);
 - funding provisions;
 - interest;
 - legal costs;
 - assessment standards, considerations, and orders;
 - review considerations, standards, and jurisdiction in the case of reform implementation dispute appeal panels; and
 - in the case of claimant disputes, other considerations, including provisions for the consideration of “the legal traditions and protocols of the relevant First Nation” and “the circumstances of the individual First Nation” (s 2.3.3(b), (c)).
43. The Arbitration Policy also includes provisions regarding matters that are specifically excluded from the jurisdiction of an arbitrator or appeal panel (s 2.3.4).

Principles and Rules (s 2.4)

44. The Arbitration Policy provides that disputes will be decided pursuant to specific principles and rules, including:
- the “relevant Regional FNCFS Program Reform Agreement or the National Framework and in particular its purposes and principles”;
 - a “just, expeditious, and cost-effective manner, having regard to cultural appropriateness and as is appropriate in all the circumstances of the case”; and
 - the “ADRIC Arbitration Rules in force at the time of a Notice to Arbitrate being served, as modified by this Policy” (s 2.4.1).
45. Further, the Arbitration Policy provides that the “Appointed Arbitrator is the master of its own proceedings”, and further (at s 2.4.1) will be guided by:
- the “ADRIC Arbitration Rules” (available online: ADR Institute of Canada <<https://adric.ca/rules-codes/arbrules/>>);
 - the “*IBA Rules on the Taking of Evidence in International Arbitration*, except Article 3” (available online: International Bar Association <<https://www.ibanet.org/MediaHandler?id=def0807b-9fec-43ef-b624-f2cb2af7cf7b>>);
 - the “advice of a Cultural Officer as appointed and whose duties are set out under this Policy”; and
 - the “Federal Court’s Practice Guidelines For Aboriginal Law Proceedings April 2016, s D on Elder Evidence” (available online: Federal Court <[https://www.fct-cf.ca/content/assets/pdf/base/Aboriginal%20Law%20Practice%20Guidelines%20April-2016%20\(En\).pdf](https://www.fct-cf.ca/content/assets/pdf/base/Aboriginal%20Law%20Practice%20Guidelines%20April-2016%20(En).pdf)>).

46. The Arbitration Policy provides further directions regarding witnesses, oaths, documents, and further evidence, including exclusions (s 2.4.1)
47. The Arbitration Policy also includes specific provisions regarding disputes delivered prior to and after 31 March 2034 (s 2.4.2).
48. The Arbitration Policy sets out provisions regarding the binding nature of decisions in both reform implementation disputes and claimant disputes (s 2.4.3), as well as the binding nature of an appeal panel (s 2.4.4).
49. The rules in the Arbitration Policy include a governing law provision (s 2.4.4).
50. The rules in the Arbitration Policy also contemplate appeals of appeal panel dispute decisions, without leave, to “the court specified in the provincial or territorial law governing arbitration on a question of law or a question of mixed fact and law, but not on a question of fact” (s 2.4.4).
51. Confidentiality provisions, which make specific reference to the ADRIIC Arbitration Rules, are included in the Arbitration Policy (s 2.4.5).
52. Language and communication rules are also included, contemplating English and French in reform implementation disputes, and English, French and potentially Indigenous languages in claimant disputes (ss 2.4.6, 2.4.7).

Establishment of National FNCFS Arbitration Board (s 3)

53. The Arbitration Policy provides specific provisions regarding the establishment and administration of the National FNCFS Arbitration Board (ss 3.1, 3.2).

President

54. The Arbitration Policy includes specific provisions regarding the Board President, who shall be “a First Nations individual with judicial or adjudication experience, appointed by the Governor in Council, on the recommendation of the Minister of ISC following consultation with Parties” (s 3.3.1).

Arbitrators

55. The selection and appointment of arbitrators for all disputes is also contemplated by the Arbitration Policy (s 3.3.2). Under the Arbitration Policy, the President shall select arbitrators who:
 - (a) “have expertise in the matters addressed by the Regional FNCFS Program Reform Agreements and the National Framework; or
 - (b) have experience with First Nations government social programs, child welfare, and child well-being; or

- (c) are practicing lawyers in good standing with a provincial or territorial governing body; or
- (d) are practicing arbitrators or adjudicators of administrative tribunals or other like bodies; or
- (e) are retired judges or justices of the peace” (s 3.3.2.1).

56. Further, the Arbitration Policy provides that:

- “Within the Roster of Arbitrators appointed by the President following approval of Canada’s National Framework and consultation with Parties, at least six (6) Arbitrators shall have a law degree”;
- the President “shall aspire to gender parity and regional representation in the composition of the Roster of Arbitrators”; and
- the President “shall select Arbitrators with a preference in favour of Arbitrators who are persons recognized as citizens or members of a First Nation” (s 3.3.2.1).

57. Arbitrator vacancy and incapacity provisions are also included (s 3.3.2.2).

Mandatory Training – Claimant Disputes (s 3.4)

58. The Arbitration Policy contemplates mandatory training for arbitrators, including the following:

“Any person selected for the Roster of Arbitrators, before being named to serve as an Appointed Arbitrator, must demonstrate that they have completed at least one five (5) day / forty (40) hour professional development course in adjudication and arbitration or that they hold equivalent experience, and must have completed specialized cultural safety training to ensure that Claimant Disputes are dealt with in a respectful and culturally appropriate manner specific to First Nations” (s 3.4).

59. The Arbitration Policy provides that the cost of training and professional development shall be reimbursed by ISC (s 3.4).

Arbitration Procedures – All Disputes (s 4)

60. In addition to the other principles, rules, procedures, and matters mentioned above, the Arbitration Policy includes provisions regarding a number of procedural considerations (some with reference to the ADRIIC Arbitration Rules), including:

- initiation of a dispute, including documents and timelines (s 4.1);
- notice to arbitrate (s 4.1.1);
- arbitration agreements (s 4.1.2);
- appointment of arbitrators and appeal panels, including single arbitrators and three-person appeal panels (s 4.2), involving the consent of parties, or involvement from ADRIIC (s 4.2);
- exchange of positions and documents (s 4.3);

- mediation (s 4.4);
- manner of proceedings, including default oral hearings, presumptive open reform implementation dispute proceedings, permissively open claimant dispute proceedings, arbitrator powers regarding open and closed hearings, and scheduling (s 4.5);
- default procedures (s 4.6); and
- dispute decisions (s 4.7).

Procedures Specific to Claimant Disputes (s 5)

61. The Arbitration Policy provides that, “to the greatest extent possible”, the arbitration process for claimant disputes “will be governed by the following principles:
- (a) “Claimant Disputes should be resolved in a reasonable, collaborative, and informal atmosphere;
 - (b) Claimant Disputes should be heard in a location and manner that is convenient for the Claimant, including online or within the community of the Claimant;
 - (c) Claimant Disputes should be resolved in a manner that is respectful of the Claimant’s community and culture;
 - (d) the Arbitration Process should be accessible to Claimants; and
 - (e) First Nations legal traditions and principles may inform the resolution of Claimant Disputes, recognizing and respecting the diversity among First Nations” (s 5.1).
62. The Arbitration Policy includes further provisions specifically in the context of claimant disputes, including:
- navigators to provide information to assist claimants with various information and procedural items, other than providing legal advice (s 5.2);
 - duty counsel, available to “any claimant”, to provide “information and independent legal advice and assistance”, other than providing representation before an appointed arbitrator or an appeal panel (ss 5.3, 5.5);
 - costs and legal fees (s 5.4);
 - intervention (s 5.6);
 - independent experts appointed by arbitrators, with reference to the ADRIIC Arbitration Rules (s 5.8); and
 - arbitration expenses (s 5.9).

Cultural Officers (s 5.7)

63. As part of the procedures specific to claimant’s disputes, the Arbitration Policy contemplates the appointment of impartial and independent cultural officers, including for the provision of arbitrator information and advice, and for making recommendations regarding procedures and practices (s 5.7). Cultural Officers may consider:
- (a) “any requests of the Claimant;
 - (b) the Indigenous legal traditions and protocols identified by the Claimant; and

- (c) any culturally rooted procedures that may promote access to justice for the Claimant and ensure substantive equality and fairness” (s 5.7).

64. Further, cultural officers may:

- (a) “recommend that a representative knowledge keeper or elder sit with the Appointed Arbitrator to provide guidance on legal traditions and protocols without the need to qualify them as an expert witness;
- (b) recommend procedures for use by the Appointed Arbitrator to incorporate legal traditions and protocols for use during the hearing of the Claimant Dispute;
- (c) request that the Claimant be permitted to bring a Party, a member of the FNCFS Regional Table or other support person to attend at any aspect of the Arbitration Process;
- (d) request that proceedings be conducted in an Indigenous language;
- (e) request that proceedings be conducted orally or in writing; and
- (f) request that proceedings be open or closed to the public and that aspects of the proceeding be anonymized or confidential” (s 5.7).

Claimant Feedback

65. As a final section, the Arbitration Policy provides an opportunity for claimants to provide feedback and commentary regarding their experiences with the arbitration process (s 5.10).

III. Reasoning and Opinion

Reasoning

66. Based on my analysis of the Background Materials (above), and in terms of the reasoning for my opinion, I have focussed on the following three issues in order to address the question of whether the Arbitration Policy can be understood to reflect established principles of alternative dispute resolution.

- Purpose. For the Arbitration Policy to be fairly and predictably applied, it needs to be clear about its stated purpose (identified in Canada’s Reform Plan, pt 2, s 2.1).
- Process. In addition to a clear purpose, for the Arbitration Policy to have the lasting trust, understanding, buy-in, and well-grounded legitimacy for the parties involved, it needs to address basic procedural elements of an appropriate dispute resolution process, including, for example, formation, structure, accessibility, jurisdiction, administration, selection and preparation of decision makers, rules and procedures, fairness, and enforceability of outcomes, including appeal processes.
- Cultural Context. Particularly for the nature of the disputes, issues, and parties involved, the Arbitration Policy needs to provide a process that is culturally relevant and appropriate, or as framed in the Arbitration Policy itself, a process that is “accessible, fair and culturally-appropriate, by a body specialized in issues of First Nations child and family services and independent of government” (s 1).

67. I recognize that, in order to understand what amounts to “established principles of alternative dispute resolution”, other factors and considerations could have been chosen or highlighted, in order to evaluate whether the Arbitration Policy reflects established principles of alternative dispute resolution. I also recognize that different people could agree or disagree with this choice. However, it is my view that evaluating the Arbitration Policy through the lens of these three issues is a reasonable approach for the purpose of providing this opinion. As such, I will now address each of them in turn.

Purpose

68. The Arbitration Policy creates a dispute resolution regime designed to address both reform implementation disputes (Arbitration Policy, s 2.2.1) and claimant disputes (Arbitration Policy, s 2.2.2).
69. Given the choice that has been made, the purpose of the Arbitration Policy is clearly established.

Process

70. The Arbitration Policy includes a number of specific process elements and considerations, particularly including those more fully documented above (in part II) and briefly re-summarized below, which amount to a predictable and legitimate dispute resolution regime, designed to produce “accessible”, “fair”, and “independent” outcomes (Canada Reform Plan, pt 2, s 2.1):
- a reasonable balance of binding jurisdiction and residual party choice regarding the Arbitration Policy’s application (s 2.2);
 - to balance flexibility, predictability, and clarity, the inclusion of particulars regarding the types of disputes covered (including reform implementation disputes and claimant disputes) and related provisions and considerations, including various provisions regarding the potential ongoing option in specific circumstances to pursue claims in other venues, including Courts of competent jurisdiction or proceedings under the *Canadian Human Rights Act* (s 2.2);
 - provisions regarding the jurisdiction of arbitrators and appeal panels, including the scope and limitation of powers and types of orders, decisions, and remedies they can and cannot issue (s 2.3);
 - specific, defined, and yet reasonably flexible rules and principles applicable to the arbitration of disputes, including reasonable reliance on certain external sources of rules and procedures (including the ADRIC Arbitration Rules, IBA Rules on Taking Evidence in International Arbitration, and the Federal Court’s Practice Guidelines), and other provisions regarding confidentiality, among others (s 2.4);
 - a regime governing the establishment, appointment, and training of arbitrator panels (s 3), which requires that decision makers have the appropriate and necessary skills, knowledge, and experience;
 - a comprehensive set of arbitration procedures, from initiation of disputes, dispute processing, mediation, default, and hearings, through the appeal process (s 4); and

- additional procedures specifically for claimant disputes and further provisions regarding shared objectives (s 5.1) and other support resources, including navigators, duty counsel, experts, and opportunities for feedback (ss 5.2-5.10).

Cultural Context

71. Canada's stated intention is to base the National Framework on "sound policy" and "to move forward in a manner that respects the rights, perspectives and decision-making processes of First Nations rights holders and that accounts for regional differences" (Canada's Reform Plan, p 3). The Arbitration Policy forms part of that National Framework (pt XVII and Appendix 12).
72. Therefore, for the Arbitration Policy to have legitimacy, particularly in light of the cultural context principles identified in the National Framework (pt II) and Canada's Reform Plan (pt 1, s 1.2), provisions and considerations designed to address cultural competency and cultural humility were included. Taken together, these cultural context provisions and considerations address the contextual history, legacy, lived realities, and involvement of the Indigenous communities directly and indirectly engaged and affected by the arbitration process (see National Framework, Introduction; Canada's Reform Plan, p 3; and for more general context, see e.g. Truth and Reconciliation Commission of Canada, online: NCTR <<https://nctr.ca/about/truth-and-reconciliation-commission-of-canada/>>). The relevant provisions and considerations from the Arbitration Policy and other Background Materials include those more fully documented above (in part II) and briefly re-summarized below:
 - a stated intent for the dispute resolution tribunal "to allow First Nations, FNCFS service providers and signatories to regional Program reform agreements to have their disagreements heard and resolved in a way that is accessible, fair and culturally-appropriate, by a body specialized in issues of First Nations child and family services and independent of government" (Canada's Reform Plan, pt 2, s 2.1);
 - a stated intent to have the Arbitration Policy reflective of direct community co-development: "The national dispute resolution process will be based on the process co-developed by Canada, the AFN, COO, and NAN in the Final Agreement" (Canada's Reform Plan, pt 2, s 2.1);
 - reference to a set of principles, identified in the National Framework (pt II) and Canada's Reform Plan (pt 1, s 1.2), purporting to recognize and address, among others: the "cultural safety and well-being", and "needs" of First Nations children and families; the "best interests of children"; "current realities of distinct First Nations, including historical and contemporary disadvantage and contextual differences, including remoteness"; "Indigenous legal traditions and principles"; the "structural drivers that place First Nations children, youth, and families at higher risk of involvement with the child welfare system"; "respect for the inherent right of self-government, which is recognized and affirmed by section 35 of the *Constitution Act, 1982*", including jurisdiction "in relation to child and family services"; "respect for the right to self-determination of Indigenous peoples", pursuant to *UNDRIP*; various rights, including the "rights of children and youth",

and the *United Nations Convention on the Rights of the Child*, including the “right to be free from discrimination”; and guidance from “First Nations-led and/or endorsed evidence”;

- in the case of claimant disputes, the inclusion of provisions for the consideration by arbitrators of “the legal traditions and protocols of the relevant First Nation” and “the circumstances of the individual First Nation” (s 2.3.3(b), (c));
- arbitrator guidance from a Cultural Officer (ss 2.4.1, 5.7), which is a “person who is charged with giving advice to an Appointed Arbitrator related to aspects of an Arbitration Process for Claimant Disputes, with the goal of facilitating the resolution of the Claimant Dispute in a manner that is culturally appropriate, accessible, and in accordance with the relevant Regional FNCFS Program Reform Agreement or the National Framework” (s 2.1(k));
- arbitrator guidance from the Federal Court’s Practice Guidelines for Aboriginal Law Proceedings, April 2016, s D on Elder Evidence (s 2.4.1);
- language and communication rules that, for claimant disputes, contemplate the use of English, French, and potentially Indigenous languages (ss 2.4.6, 5.7);
- a Board President, who shall be “a First Nations individual with judicial or adjudication experience, appointed by the Governor in Council, on the recommendation of the Minister of ISC following consultation with Parties” (s 3.3.1);
- a direction that the President “shall select Arbitrators with a preference in favour of Arbitrators who are persons recognized as citizens or members of a First Nation” (s 3.3.2.1);
- consistent with the calls for cultural competency and humility training in Canada’s Reform Plan (pt 2.4, pp 21-22), a requirement that, among other requirements, “Any person selected for the Roster of Arbitrators ... must demonstrate that they have completed ... specialized cultural safety training to ensure that Claimant Disputes are dealt with in a respectful and culturally appropriate manner specific to First Nations” (s 3.4); and
- with respect to claimant disputes, the Arbitration Policy provides that, “to the greatest extent possible”, claimant disputes resolved by the arbitration process will be governed and resolved by, among others, the following principles and considerations: a “reasonable, collaborative, and informal atmosphere”; “a location and manner that is convenient for the Claimant, including online or within the community of the Claimant”; a “manner that is respectful of the Claimant’s community and culture”; “accessible”; and “First Nations legal traditions and principles may inform the resolution of Claimant Disputes, recognizing and respecting the diversity among First Nations” (s 5.1).

Opinion

73. My opinion is based on my review of the Arbitration Policy’s provisions and considerations in light of those three issues: purpose, process, and cultural context, which I believe are relevant factors for evaluating the Arbitration Policy.

74. I recognize that significant choices have been made in drafting the Arbitration Policy. For example, among many other choices:

- the Arbitration Policy has been designed to cover two specific types of disputes, with defined parties and a defined jurisdiction, and with prescribed exclusions;
- the Arbitration Policy does not contemplate disputes brought directly by children, individual parents, and/or extended family or community members;
- funding and implementation disputes from Ontario are not included;
- although Canada ultimately intends to establish a national dispute resolution tribunal through legislation, given “that this will take time and the will of Parliament” (Canada’s Reform Plan, pt 2, s 2.1), Canada has chosen to implement a “two-phased process” (Canada’s Reform Plan, pt 2, s 2.1; Arbitration Policy, s 1); and
- more generally, many different dispute resolution processes, or elements of different dispute resolutions processes, could have been chosen (which is not surprising in the context of creating a dispute resolution process designed to address a potentially complex set of issues or relationships).

75. I also recognize that different choices could have been made, and different parties may have different views about the Arbitration Policy’s various provisions and choices (again, that is not surprising and is to be expected).

76. Overall, based on a review of the Background Materials and my own independent consideration of the purpose, process, and attentiveness to cultural context set out in the Arbitration Policy (the main elements of which are discussed in part II above and re-summarized in this part, above), I am of the opinion that the Arbitration Policy reasonably reflects established principles of alternative dispute resolution.