



The Canadian Bar Association  
Alberta Branch

The Law Society  
of Alberta



# NEWSLETTER

## SEAN DUNNIGAN - MILLENIUM PRESIDENT of the CBA-ALBERTA BRANCH

by Allan Shewchuk, Machida Mack Shewchuk

*"When I look back on my childhood I wonder how I survived it at all. It was, of course, a miserable childhood: the happy childhood is hardly worth your while. Worse than the ordinary miserable childhood is the miserable Irish childhood, and worse yet is the miserable Irish Catholic childhood."*

- Frank McCourt from *Angela's Ashes: A Memoir*

*"Give me the boy, and I'll show you the man."*

- Saint Ignatius Loyola, Founder of the Jesuits

**Gerald Sean Dunnigan.** It just rolls off the tongue, begging to be pronounced like a sound bite from a Lucky Charms or Irish Spring commercial, doesn't it? No doubt it is Irish. And little doubt it is Catholic. Understanding this gives you great insight into the President of the Canadian Bar Association - Alberta Branch for 1999-2000. In fact, Sean Dunnigan is a poster boy for the Eastern-Canadian, Jesuit taught, first born, Irish Catholic childhood. That experience made him what he is today: a raucous, jovial, howling, cocktail-party mainstay, sometimes brilliant, argument-loving, cement-headed, stubborn, Mick troublemaker. (No offense intended).

Sean was born in Lachine, Quebec and, like all of the Irish in Quebec, took to the Quebecois lifestyle with wild abandon, including deep-frying and smothering their beloved potatoes with gravy and cheese curds. In fact, all of Sean's childhood friends were Francophones, which accounts for his perfect Quebec accent when speaking to French Canadians, and his tolerance for smoked meat, Labatt's 50, and Mad Dog Vachon stories. It was also in Quebec where the Jesuits first got a hold of him and taught him the value of a classical education (and the ability to argue over anything and take an opposing view to everything).

Sean's family thrived after a move to Ste.-Foy with the arrival of his brothers Francis (surprise) and Paul. To say the Dunnigan boys were a handful is an understatement. The neighbours became convinced the name "Dunnigan" was just a clever reworking of "Hooligan". And, when the Freres Dunnigan weren't pummeling each other, they were often flirting with their other favorite past-time - lighting things on fire. Oh, the Irish. They love a good fight and a bonfire, don't they?

Unfortunately, the bliss of a rooted childhood was short-lived. Sean's father, Gerry, was in management with Northern Electric and the Dunnigans were transferred to nearly every outpost



Sean Dunnigan

boasting a Northern Electric Office. As well as Lachine and Ste.-Foy, Sean's childhood was spent in Quebec City, Trois Rivieres, Halifax, Pointe Claire, NDG in Montreal, Islington, and Etobicoke. Let's face it. That's not a childhood, that's a Stompin' Tom Connors Tour itinerary.

Sean endured changing schools about every six months and eventually did time at that bastion of Jesuit learning, Loyola High School in Montreal. If you are ever there, you must stop by and admire our boy's 1971 graduation picture hanging in the hall. This photo is right out of some combination of "Austin Powers" and "That 70's Show". The black-rimmed glasses, sideburns and faux-Afro were certainly an interesting "period look" and give Sean's photo the distinct feel of an F.L.Q. mug-shot.

After Loyola, Sean went to University of Toronto School and then Queen's where he tried to get into medical school. He failed miserably, not because the science courses were too hard, but because he couldn't wrap his head around the concept of being in a profession where you can bill so much without having accounts receivable. So, wisely, he chose law. Kingston also provided Sean with the opportunity to hone his sketch and stand-up comedy routines. He did variety shows in front of convicts at the Kingston Pen. They proved to be a tough and unforgiving audience. But Sean is not resentful, as this experience has proven invaluable to him in his appearances before our Court of Appeal.

Sean has practiced in Calgary since 1981 at what is now known as Field Atkinson Perraton. He has distinguished himself as a tireless volunteer within the profession and, as is traditional at the Canadian Bar, has received several self-congratulatory plaques, commendations, and awards for "Yeoman Service". His work with many organizations, including the Calgary Bar and the Calgary Stampede, has also ensured, for almost two decades, he has rarely had to pay for a canape or cocktail.

His life experiences and his Jesuit passion for debate make Sean the best dinner party guest in Alberta (slightly ahead of his son, Brian, 14, and daughter Laura, 12, who have been indoctrinated into the Jesuit ways by their father). I have been proud to call him my best friend for nearly 15 years and have never laughed harder or longer with anyone. So, with your next pint of Killkenney, raise a toast to our newest President. Those who really want to pay tribute to him, could also start a debate (or a bonfire). *Vive Monsieur Mon President!*

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# JUDICIAL APPOINTMENTS

OTTAWA, June 9, 1999 - The Honourable Anne McLellan, Minister of Justice and Attorney General of Canada, announced the following appointments, effective immediately:

**Neil C. Wittmann, Q.C.**, of Calgary is appointed a judge of the Court of Appeal of Alberta in Calgary. He replaces **Mr. Justice Willis E. O'Leary**, who has chosen to become a supernumerary judge.

**Douglas A. Sirrs, Q.C.**, of Wetaskiwin is appointed a judge of the Court of Queen's Bench of Alberta in Red Deer. He replaces **Mr. Justice John H. MacKenzie**, who has chosen to become a supernumerary judge.

**Patricia A. Rowbotham, Q.C.**, of Calgary is appointed a judge of the Court of Queen's Bench of Alberta in Calgary. She replaces **Mr. Justice Ernest A. Hutchinson**, who has chosen to become a supernumerary judge.

## TOWN HALL MEETING with the Court of Appeal

Friday, September 3, 1999  
 Barristers' Lounge, Law Courts Building, Edmonton

Sandwiches, dessert, tea, coffee, juice	12:00 noon ff.
Business begins	12:35 p.m.
Meeting ends	ca.1:30 p.m.

General discussion and feedback. Questions and comments from the floor. Information on upcoming developments.

*All Lawyers Welcome*



**TOM ACHTYMICHUK**  
 of McCuaig Desrochers  
 has been elected to the position of  
**SECRETARY**  
 of the Executive Committee of the  
 Canadian Bar Association - Alberta Branch  
 for 1999 - 2000



**Kirk N. Lambrecht**  
*President*  
**Canadian Bar Association**  
*Alberta Branch*

It has been an honour to serve as President of this Association over the past year, and to be the first President practicing law in the public sector. I would like to take this opportunity to express some subjective views on the health and vitality of this organization and on my experiences during the term.

Sections in Edmonton and Calgary are very strong and deliver quality continuing legal education programs for our members. Our members are also active in National sections and often take the lead in lobbying for legislative reform.

Committees have done very strong work. Committee members organized the Mid-Winter Meeting, the Annual Meeting and Law Day activities. Committee members developed and implemented strategies for member services and for integrating computer technology with member services and program delivery. Committee members worked hard to publish the Legislative Summary. Our Editorial Committee worked hard to expand the Newsletter. I regret that space prevents me from recognizing all of the good work done by all of our Committee members.

This good work is given a form of recognition through the respect and reception offered to the office of President. On behalf of the CBA, I met with three Ministers of Justice (one federal and two provincial). I met with many members of the Court of Appeal, the Court of Queen's Bench, the Provincial Court and the members of the Supreme Court of Canada. I have met with the benchers of the Law Society and with bar leaders from across the province and the country. It has been an unusually rich and rewarding experience. I think this reception reflects the cumulative recognition given to our members by all of the institutions of the bench and bar. It speaks well of the CBA.

At times the issues of the day loomed large in the media. As a spokesperson I have always thought quiet diplomacy worked as well, or better, than public pronouncements. Nevertheless one topic during my term was in the media spotlight continuously and demanded comment – relations between the executive and judicial branches of government. It was a privilege to act as a spokesperson on this matter and to provide the CBA point of view to the media and through the media to the public.

As Alberta's representative to the National Executive much of my time was taken up with matters of internal significance to the CBA. I dealt with modernization and reform issues – governance changes to make the CBA more streamlined and effective, technological changes to allow the CBA to better deliver its programs.

So it has been a year of great challenges. I would like to thank everyone who helped me along the way. My term of office was a great reward. I hope I gave at least equal measure to that which I received.



**Terry Clackson, Q.C.**  
*President*  
**Law Society of**  
*Alberta*

Relations between the Law Society and the Canadian Bar Association - Alberta continue to be excellent. I understand we are fortunate. Apparently, other provinces do not have the same rapport and cooperation we enjoy. I look forward to Sean Dunnigan's investiture as your President in September.

The Law Society was pleased to participate in the CBA's national convention. In particular, we appreciated the opportunity to sponsor John Raulston Saul. We hosted The Federation of Law Societies annual meeting during the three days immediately preceding your convention.

The Law Society continues to be involved in ongoing negotiations with Alberta Justice on Legal Aid. There has been a lot of resistance to the idea of investing any further funds in the system. The negotiations reached a stand still and we are now seeking agreement on mediation.

The present round of negotiations has highlighted the frailties of the agreement between the Law Society and the government. As a result, it is likely serious consideration will be given to the existing structure of the Legal Aid Society. I expect Legal Aid will be proposing a different governance model.

In our view, legal aid provides access to justice for many Albertans who would otherwise be shut out of our justice system. We believe the system used to deliver legal assistance is both efficient and cost effective. The solution is simple. More money has to find its way to lawyers providing the service or those same lawyers will gradually quit taking legal aid certificates. It is unrealistic to expect lawyers to continue working on legal aid cases at rates established in 1991. We remain hopeful Alberta Justice will accept these basic truths.

As you are aware, the Law Society has been studying contingency fee agreements with a view to identifying any abuses and generally improving these fee arrangements. In the last Advisory, we outlined a series of proposals which we believe will accomplish both objectives. If you wish to comment upon the proposed changes, please feel free to write or telephone me.

Shortly after the appointment of our new Justice Minister, Alan McLeod and I met with David Hancock, Q.C. Our new Minister is knowledgeable and sincere in his desire to improve the relationship between the government and the various stakeholders in the justice system. I expect we will begin to see a real change in attitude and our views on justice system issues will be welcomed.

Some one said it is important to take time to stop and smell the roses. Good advice but difficult to put into practice. Here's hoping your summer offers some opportunity for calm reflection.

# CONTINUING LEGAL EDUCATION IN CHINA

by Hugh A. Robertson, Q.C.

## *The Invitation*

The phone call came in late November and invited me to travel to China in January to take part in an educational endeavour. Few details were available but what emerged was a partnership of acronyms. The invitation was from the Canadian Bar Association, National Office (CBA) which co-sponsors a program with the All China Lawyers Association (ACLA). Funding had just been approved by CIDA (the Canadian International Development Agency) which would permit three individuals from Canada to travel to China to teach the short (three day) course on continuing legal education (CLE). While we were being asked to participate as volunteers, all of our expenses would be covered by CIDA. Experienced CLE directors would design, develop and deliver a course for a group of lawyers from all parts of China. The time for preparation was unrealistically short and the task daunting, however after brief reflection I enthusiastically said yes. My co-presenters were to be Ron Friesen, Director of Education for the Continuing Legal Education Society of British Columbia and Sheila Redel, Director of Professional Education for the Law Society of Manitoba. (Unfortunately, Sheila was unable to attend but contributed fully in the planning and development of material.) We were to be accompanied by John Hoyles, Executive Director of the CBA-National.

## *The Assignment*

All of those attending would be lawyers responsible for the delivery of continuing education to the legal profession in China. I knew that China had a legal profession as I had seen its genesis when I was last there in 1986. The Cultural Revolution (1966-1976) had virtually destroyed the legal system of the day and great efforts were underway in the 1980's to develop law schools, graduate lawyers and train judges and procurators (prosecutors). At that time the members of the judiciary were either in their 20's or 80's, the rest having been displaced during the Cultural Revolution. With the introduction of the free market system and the opening of Chinese society to the west in the 1990's, the need for a functioning and credible legal system was high. But a continuing education system throughout China? Apparently so and we were invited to share our Canadian experience with those responsible for its delivery in China.

## *What Exactly Are We Doing Here?*

Our biggest challenge, before and during the course, was to identify their level of experience, their way of doing things and their expectations of us. We learned that throughout China, there is a continuing legal education program based on 40 hours of mandatory program attendance per year, delivered by a variety of organizations including the national provincial and local bar associations, universities and even the Peoples Liberation Army. With the introduction of a western market economy and massive reorganization of the legal system, a plethora of new laws is being enacted and the fledgling legal profession is seriously challenged to know the existing laws let alone keep up to date on changes. Who then would answer the call of the ACLA to attend the first ever national program on CLE? Over 80 lawyers who are responsible for CLE from 30 of the 31 provinces (excluding only Tibet) turned out to what was the largest national gathering of lawyers ever and a momentous event for all of us. Our anxiety level, already high, rose even higher.

## *Expectations and Realities*

As we met with our hosts and began to know the registrants, we found many superficial similarities and profound differences. China ostensibly operates under the rule of law which includes the presumption of innocence and the right to counsel. During the past ten years, change has occurred on a scale not experienced in the west as vast numbers of laws have been promulgated by the National Peoples' Congress and the State Council. Change on such a scale has occurred as a conscious decision of the

Chinese Communist Party, as distinct from pressures to change that might come from outside the party. The latter attempts to change have resulted in high profile dissident trials and severe punishment for those involved. In those cases involving what is perceived as an attack on the state itself, the rule of law clearly operates differently and such things as presumptions of innocence and the right to counsel may not even apply.

In the western world we have some four hundred years of the development and operation of our legal system. During that time, the general public, and most particularly the informed public, have come to understand the basic concepts of the law and the fundamental rights that we have developed. The legal profession itself is generally respected and its role understood, even though a reading of letters to the editor in any newspaper might seem to indicate otherwise. One recurring question we heard was "how do you protect your lawyers"? I assumed that this meant from bad lawyer jokes and the kinds of slings and arrows with which we are all too familiar. Not so. There is a widespread problem with physical violence to which Chinese lawyers are subject. Relatives of victims of crime attack the defence lawyer. The family of a spouse beats up the lawyer for the other spouse. Prosecutors lay trumped-up charges against defence counsel and in one instance we were told of a lawyer handcuffed to a chair and left sitting in the courtroom for three days - by the judge. Lawyer jokes indeed! As we worked our way through our curriculum explaining the finer points of needs assessment, publication techniques and the mechanics of course delivery, the topic returned again and again to questions of law and society in Canada. How are the courts, the police and the legal profession structured and regulated? Who is responsible for the administration of different aspects of our justice system and civil laws? These were only peripherally part of our curriculum; however, as there seemed to be universal interest amongst the registrants, our curriculum adapted to their interests. Had we planned to discuss such potentially sensitive matters, we would likely have had no success.

One example of the difference in social context arose in our explanation of the volunteer base on which we rely for delivery of CLE in North America. In the face of obvious confusion, we stopped and gave them a very detailed explanation of how we recruit and some of the many reasons that our speakers agree to participate. The response - "if your speakers are volunteers, *who keeps track of those who don't volunteer and what happens to them*"? On learning that in Canada we do not have mandatory attendance requirements, the response again - "why would anyone attend if they didn't have to and *who keeps track of those who don't and what happens to them*"? Not bad questions but more importantly, most revealing of the kind of societal context in which these matters appear to them.

Their thirst for knowledge seemed unquenchable. We were repeatedly told anything we could tell them about CLE was valuable as they have such limited experience. Most of their programs are basic lectures on new legislation, often playing to huge audiences (as many as a thousand), thanks to mandatory CLE requirements. Great as this thirst was, it was exceeded by the desire to know everything about law and society in Canada.

## *The Follow-Up*

Part of the arrangement for this project was a follow-up visit of four of the registrants to Canada. These individuals spent a week in each of Vancouver and Edmonton where they joined our staff in regular daily tasks culminating in attendance at the Banff Refresher Course in April.

This is the first such venture for CLE in China and was, by any standard, a great success. Evaluations provided by the registrants and debriefing of the Chinese and Canadian organizers determined that the objectives were achieved. On a personal and professional note, it was one of those rare occasions where we felt that we were engaged in something of real importance with wide-reaching impact on a group far larger than those in attendance. It serves the interests of both our countries to find commonalities and to develop legal systems that have similarities so that they can function together. As our direct contact, social and commercial, with individuals and groups around the world grows, it is all the more important to foster these international professional linkages.

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**LAWYER IN THE NEWS**

**David Hancock**

Minister of Justice and Attorney General  
of Alberta



My top priority in Alberta Justice is changing the perception of the department; we are not only a law firm for government. We are much more. Our role in policing, prosecution and crime prevention is also very important. In terms of the latter, I want to be more proactive in addressing youth crime issues. I also intend to focus on building safer communities with the help of Albertans and the people who play an active role in the justice system.

Building strong relationships with the legal community is a significant part of this objective, and is definitely on the agenda. The first matter of importance is getting in contact with the courts and the bar - I welcome sound advice from all sources, including the legal community.

One of the things I bring with me from my last posting at Intergovernmental and Aboriginal Affairs is an interest in Aboriginal justice and policing. These are issues that continue to be of importance to Justice and to Albertans, as evidenced by responses to the Alberta Summit on Justice.

The Summit recommendations are a top priority for the department. Some of the recommendations are already in place. Others will form the basis for the department's next three-year business plan. It is difficult to give a timetable for the implementation of all the recommendations as some are dependent on funding, but there is a commitment to pursue the necessary funds to implement these initiatives.

As Minister of Justice it is important I be aware of the views of Albertans. Some issues, like sentencing reform and judicial activism, are tough ones and Albertans have differing views on them. In the end, we need to make decisions in the best interests of all Albertans.

I welcome any thoughts or concerns from the legal community. I'm looking forward to working with you as Alberta Justice moves into the next century.

**C. B. A. - ALBERTA BRANCH EXECUTIVE 1999-2000**



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## Building a Palestinian Legal System

by Paul McLaughlin,

Practice Management Advisor for the Law Society of Alberta

*For decades, the plight of the Palestinian people has be-devilled the Middle East. Now there seems to be movement, toward a resolution of the geopolitical issues, the task of building social infrastructure for Palestine is underway. One of the key elements will be a modern legal system.*

*At the end of the February, 1999, I visited Ramallah and Gaza City as part of a delegation of North American lawyers to the recently-formed Palestinian Association of Lawyers. The twin goals of the visit were to strengthen the Palestinian bar and to present practice management seminars.*

*The organization sponsoring the visit believes a strong Palestinian bar committed to the rule of law will be an essential element in the protection of human rights as Palestine evolves into a state. It also believes Palestine's economic development will depend, in part, on the presence of experienced, competent lawyers.*

### The Palestinian Legal Profession

The Palestinian bar consists of the lawyers practicing in the West Bank and Gaza. It is small, with fewer than 2,000 lawyers, about 600 in Gaza and the rest in the West Bank. Almost all are solo practitioners.

Just over a year ago, the three former Palestinian bar associations merged into one unified bar, the Palestinian Association of Lawyers, with main offices in both Ramallah and Gaza City. The PAL has few resources. CLE is almost nonexistent. There is no system for communicating with members, many of whom question the legitimacy of the appointed bar leaders (elections are not anticipated until after the legal profession law, presently at second reading, is finalized). Admissions and competence standards need to be articulated and implemented. Discipline procedures need to be established. Library resources need to be built up.

Although Palestinian lawyers do not have a Code of Professional Conduct as such, we found widespread acceptance of the same principles of legal ethics to which Alberta lawyers subscribe.

Although there is now a Palestinian law school, most of the experienced lawyers were trained elsewhere, typically in Jordan, Syria, Egypt, Europe or the United States. Following law school, students complete a two-year articling period, serving without pay. Some students complained bitterly about the low quality of their articles.

We found that the Palestinian legal profession is at the absolute starting point in terms of building the modern infrastructure needed to govern and support the profession.

We were heartened to find all the lawyers we met, including the Chief Judge in Ramallah and the Palestinian Attorney General, are deeply committed to the supremacy of law, an independent judiciary and an independent bar. Nevertheless, an enormous amount of work remains to be done to strengthen the foundations of the legal profession if it is to act as a bulwark against political interference in the justice system.

### Practicing Law in Palestine

Palestinian lawyers practice in circumstances Alberta lawyers would find unbelievably difficult.

Tiny Gaza is a 40 km sliver of sand reaching 5 to 8 km inland from the eastern Mediterranean. It is densely populated, with about 1.5 million people. Half of them are refugees from the territory that now makes up Israel. Although many Gazans live in

comfort by Third World standards, most live in poverty; the poverty in the refugee camps is appalling.

The West Bank was part of Jordan until occupied by Israel in the 1967 war. Under the Oslo Accords, the Palestinian Authority was given jurisdiction over a number of unconnected patches of West Bank territory. The rest of the West Bank remains under Israeli occupation. Most West Bank Palestinians also live in poverty.

Law in the areas under jurisdiction of the Palestinian Authority is complex, with elements of Islamic, Ottoman Turk, English, Egyptian and Jordanian law and Israeli security orders. Although the West Bank and Gaza are geographically very close together, there are many legal differences. West Bank law shows a strong Jordanian influence; in Gaza Egyptian law has a major effect. The religion of the parties determines the applicable family law. There are independent Islamic, Roman Catholic, Coptic and Orthodox family courts. Orthodox family law goes back to Byzantine law.

For decades, Palestinian law could not evolve because of the political situation. Now there is an elected Palestinian legislature and an indigenous body of Palestinian law is starting to develop. With the help of Western lawyers, the Palestinian Authority is developing statutes outlining the duties and powers of civil servants and establishing the foundations for commercial activity. The pace of law reform is slow, given the monumental size of the task and political issues that constantly demand the attention of the fledgling Palestinian legislature.

As one lawyer commented, "Until recently, there was plenty of law in Palestine, but no Palestinian law."

The implacable hostility of the Israeli government is a constant frustration. Even fundamental issues like legitimacy are impossible to resolve: the Israelis will not allow the Palestinians to have a constitution because they view it as an unacceptable step toward independent statehood.

The West Bank and Gaza are separated by Israel. Israeli security forces control movement into, out of and within the West Bank and Gaza. Travelers have to stop at frequent checkpoints. To travel to the West Bank, residents of Gaza need Israeli-issued passes. The Israelis also close the borders regularly.

Palestinian frustration with the Israeli security regulations was brought home to us when three of the Gaza-based organizers of our visit received four-day passes to attend the Ramallah events, but the fourth, the most senior, was given four one-day passes instead. He had to travel to Ramallah each morning and return to Gaza each night. When the Israelis unexpectedly closed the border on the second day of our visit, he was unable to get out of Gaza for the last three days of our time in Ramallah. No appeal was possible.

### The Lawyers of Palestine

I don't want to leave the impression my visit to Palestine was a negative one. On the contrary, it was extraordinarily exhilarating, all because of the lawyers. The lawyers of Palestine struggle against enormous adversity with intelligence, optimism and great humour. They treated us with courtesy and hospitality.

When I first stood in front of an audience of Palestinian lawyers and law students, I wondered what I could say that would overcome the language and cultural barriers that seemed to divide us. Their experience seemed so different from mine.

The answer was to share with them, lawyer-to-lawyer, my experience of the practice of law. I found, all lawyers, no matter where they practice, share a common set of realities, interests and problems that bind us together as one profession. The highlight of my visit was when a senior Palestinian lawyer told me, "You spoke to my heart."

# EDITOR'S NOTES



**Graham Price**  
Chair, Editorial Committee

## Chuckles

To help you ease out of the "dog days" of August and give you a chuckle, take a second to consider these:

- □ A journey of a thousand miles begins with ... a private jet
- □ Better late than ... absent
- □ If at first you don't succeed ... live with it
- A miss is as good as ... a mister
- □ Two heads ... are pretty scary

## Letters ...and Limericks

### *Re: Call for Limericks*

You asked for some limericks. The enclosed are offered as the product of about 20 minutes effort. They aren't good. However, perhaps they are so bad others will be stimulated into writing better ones. You suggested people chip in limericks. These are so feeble maybe you'll get the response you desire.

Hugh Robertson nowly of L.E.S.A.  
Knows law back to Socrates' Greece [ah].  
The former Red East,  
Needs a law teaching priest,  
So Hugh teaches how law preserves peace [ah].

Paul McLaughlin who's quite tall and balding,  
Goes east like Groucho's Captain Spaulding.  
Law practice and theory,  
Where the Holy Land's weary,  
May give salve to old warfare's sad scalding.

A lawyers' national swarm,  
Sought Edmonton's community warm.  
Alberta's wide smiles,  
Justified all the miles,  
And they all left in satisfied form.

*Jack Watson, Q.C.*

*Re: Alberta Ranch, a poem by Mr. Justice A. Cullen*  
*See poem page 18*

Your call for poetic contributions from the judicial community has not fallen on deaf ears. The themes of the limericks were rather base (boots, two holers and lex); I thought I would share a piece of history with you.

The poem was entrusted to me by my father, now a non-practising member of the Alberta Bar. Late one evening in the fall of 1966, my father visited Judge Cullen, later Mr. Justice Cullen. Between the two of them they consumed the entire contents of a case of beer. According to my father, whose memory is always to be trusted in matters such as this, Judge Cullen was the dominant force in ensuring the elimination (pun intended) of these libations.

Judge Cullen waxed poetic that evening and penned his thoughts long-hand. The poem was provided to my father who had it typed and returned to Judge Cullen with the cover letter I enclose.

I do not have the original poem, but I understand the fourth word of the last line of the sixth stanza should be "garrulous". That word does appear in my father's handwriting beneath the typed word "glorious", although I cannot be certain.

While the majority of Judge Cullen's work is historically accurate, it is clearly no longer politically correct. It seems to me, though, there should be room somewhere in our collective archives for writing such as this.

*J. Todd Van Vliet*

Dear [Judge A. Cullen]

November 2, 1966

Please accept my thanks for the temporary use of your poem on the Alberta Ranch. I took the liberty of having the original re-typed. I thought it wise to include the original on the chance unique sentimental values may have attached thereto, and for Your Honour to make a comparison to satisfy yourself nothing had been lost in the translation.

The content and style of this informative and entertaining piece of literature is phenomenal; especially in view of the circumstances under which it was written. It is surely but a short step from this masterpiece to a judgment of the court delivered in the same style. The advantages of such a written judgment are readily apparent:

1. The successful litigant could have a judgment suitably framed and thereafter revel in its musical language.
2. The unsuccessful party could take great consolation in the fact his efforts had at least resulted in an important contribution to Canadian literature.
3. The Western Weekly Reports could be sold throughout the world and become widely acclaimed for its jurisprudential and literary merit.

In any event, thank you for the advice and unexpected bonus.

*Maury G. Van Vliet*

### *Re: Letter, June 1999 Newsletter*

We all have our grammatical beefs. W. Robert Mitchell's letter about the atrocious grammar in the Rules and Statutes ended "In summary, the legal profession is not any different than any other profession." Perhaps he meant "...different from any other profession?"

*Geoff Edgar*

## VIEW FROM THE BENCH



by Judge Allan A. Fradsham

It seems to be a common view amongst those who know me I do not seem to get out very much. Whether or not that is true, or evident, it is true I get out of the province on work sponsored trips even less. I am therefore happy to report since the last issue of this august publication, I have been to Montreal. To you that may not seem a momentous accomplishment, but to understand properly this event in context, consider this additional fact: those who labour in the Provincial Court vineyard must receive the A.G.'s approval for out of the province travel. It is much like getting out of Russia in the 1960's. The wise Provincial Court Judge always checks to see if the travel expenses authorized include a return ticket, or if some other message is being communicated. But I digress.

Montreal is a wondrous place and previous exposure to it does not prevent me when there from playing the part of the poor, confused, alien recently landed on earth. Push aside the fact I do not understand the language. I can cope with that. I have teenage children, so I am familiar with language barriers.

No, what reduces me to a state (or greater state than usual) of painfully obvious unsophistication is the completely different set of rules that seem to govern the inhabitants. I don't know if that makes them constitutionally distinct, but it sure makes the entire place seem like a theme park developed by Lewis Carroll (not that there is anything wrong with Lewis Carroll theme parks!).

First, I noticed the laws of physics do not apply in Montreal (that might explain some of the problems with their stadium's roof). Remember how we were taught two objects cannot occupy the same place at the same time? No one told Montreal drivers—especially the cab drivers who work on the theory: aim your car, and they will

move. And some how, they do. The cab arrives at the target location and, *viola* (I just soaked up the language, didn't I?) the other vehicle/person/building is mysteriously transported elsewhere at the last possible nano-second. One hears the occasional scream of tires, but not the expected subsequent scream of humans. In Alberta, the roads would be littered with bodies (much like the famous scene of Atlanta in "Gone With the Wind") and metal — not in Montreal. The only evidence of the event is the trail of soiled clothing left by tourists witnessing the event. In Montreal, gophers might actually make it across the road.

As I said to a Q.B. colleague who was in the same taxi, my definition of dangerous driving (a marked departure from the norm) would need serious revision in Montreal. Indeed, convictions would be entered after the following comments: "The accused blatantly signaled a lane change, acknowledged the existence of traffic lights, and stopped at a stop sign. It was a complete and flagrant departure from the norm. Surrender your license—you are a menace on the roads."

Pedestrians are no better. Masses of people surge onto the road in an attempt to reach the other side. Lemming-like they run forward, akin to our brave soldiers landing on the beaches of Dunkirk, but with inexplicably better results. Red lights and "don't walk" signs must communicate as little to them as the conversations in French communicated to me. I even found myself walking against a light, and I'm the guy who comes to a full and complete stop for stop signs at 2 A.M. on deserted country roads! It must be in the water (or more likely in the beer).

I am happy to report communication break downs affected more than just me. After dinner one night, one of our crew ordered blueberry tea, and soon found herself gazing upon

a plate of blue cheese and grapes. Probably better for you anyway. When the request for blueberry tea was finally communicated in Alberta French, the waiter went away to fetch it, but you could tell he was shaking his head at the silly *Anglais*.

I am now back in more familiar surroundings, but another trip would be nice if the A.G. happens to read this. Oh, and by the way, the conference was good too.

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## 1999 Historical Dinners An Evening of Guinness and Gavel: An Evening of Irish Legal History

The 1999 Historical Dinners will be held Wednesday, October 13 in Calgary, at the Palliser Hotel and Thursday, October 14 in Edmonton, at the Hotel Macdonald. (See page 12.)

LASA is pleased to announce the speaker at this year's events will be The Honourable Mr. Justice Ronan Keane, of the Supreme Court of Ireland. Justice Keane received a BA in Modern History in 1953 and became Barrister-at-Law King's Inns in 1954. Following his call to the Bar in November 1954, he practised as a junior counsel in Dublin, specialising in the law of local government, planning and the environment. He has held the positions of secretary and chairman of the General Council of the Bar of Ireland. He took silk in 1970, was appointed to the High Court in July 1979 and then was promoted to the Supreme Court in April, 1996.

Justice Keane's publications include: *The Law of Local Government in the Republic of Ireland*, 1982; *Company Law in the Republic of Ireland*, 1st ed, 1985, 2nd ed. 1992; and, *Equity and the Law of Trusts in the Republic of Ireland*, 1988 as well as articles in *The Irish Jurist* and *Dublin University Law Journal*.

Justice Keane will be speaking on significant events in the history of Irish law. It should prove to be a very lively and entertaining evening. There will also be a silent auction held during the evening with many wonderful items to bid on.

### The 1999 RED MASS

#### St. Thomas More Lawyers' Guild (Northern)

will be held on Thursday, September 23, 1999 at St. Joseph's Basilica  
**Everyone Welcome**

Gowning: 5:00 p.m. Mass: 5:30 p.m. Dinner: 7:00 p.m.  
at the Hotel Macdonald

Tickets: \$50.00 Students: \$30.00

**Guest Speaker: The Honourable Madam Justice Rosalie Abella  
of the Court of Appeal for Ontario**

R.S.V.P. Joan Hertz, McCuaig Desrochers,  
2401 TD Tower, Edmonton, AB T5J 2Z1

Cheques payable to St. Thomas More Lawyers' Guild

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## LESA PROGRAM NEWS

by Ellen A. Smith  
Program Co-ordinator

*With those lazy days of summer behind you, why not register for a  
LESA program and become re-energized—*

First time offered! **Appellate Procedure**, Edmonton only. September 24, October 1, Civil / Family; October 8, 15, Criminal; all Friday afternoons from 1:00 - 4:30 p.m. A "start to finish" review of appellate procedure. Choose the two sessions best suited to your area of practice.

**Update '99'**, Edmonton - October 6, Calgary - October 13, will provide a review of significant changes in business law, wills and estates, real estate, family law, civil litigation and criminal law. Attend the full day or the half day that best meets your needs.

Attend **Discovery Rules**, Edmonton seminar - October 27. Via LIVE interactive video in Fort McMurray, Grande Prairie, Red Deer, Medicine Hat and Lethbridge - October 27. Calgary seminar - October 28. All half day p.m. Learn about the significant changes in discovery rules and how they will impact your practice.

Discover how to deal with audits, collections, objections, appeals, investigations, search and seizure and other key topics at **Dealing with Revenue Canada**, Calgary - October 20, Edmonton - October 21, half day program.

Indulge yourself by enrolling in **Law & Literature**, Edmonton only, a unique opportunity to read and discuss selected plays, stories and short novels that focus on law and justice. Led by Professor Dick Dunlop, these informal, relaxed, small group evenings are a unique treat.

Many more programs are in the planning stages. **Watch your mail or visit our home page for detailed brochures on these and other programs.**

Contact LESA for more details (780) 420-1987, 1 (800) 282-3900 toll free in Alberta or by e-mail, [lesa@lesa.org](mailto:lesa@lesa.org) or visit our website at <http://www.lesa.org> to check for new developments.

### YEAR 2000 COMPLIANCE

The CBA released its contribution to the Year 2000 computer problem - **Countdown to 2000: The Legal Issues**. The book identifies 139 legal issues and is divided into three parts:

- Determining the extent of a business's Year 2000 problems, if any;
- Dealing with any such problems; and,
- Sources of liability, dispute resolution and other Year 2000 legal issues

Copies are available on the CBA homepage at [www.cba.org/abc](http://www.cba.org/abc) at no charge or in book form for \$25; \$15 for CBA members (plus taxes). Books may be ordered from CBA Publications, (800) 267-8860 or (613) 237-2925, ext.156; Fax: (613) 237-0185; or E-mail: [nickiec@cba.org](mailto:nickiec@cba.org).

# WHAT'S HAPPENING



**Patricia (Patty) Johnston**  
of the  
**Alberta Stock Exchange**

## SEPTEMBER:

**9:** The 1999 Calgary Bar Association Charity Golf Tournament. Priddis Greens Golf and Country Club, Priddis, Alberta

**13&14:** The Institute for International Research presents: "E-Commerce Law: Understanding the Legal Implications of Conducting Business in Cyberspace While Protecting the Profitability of Your E-Commerce Initiatives". Radisson Admiral, Toronto. Contact: Phone: 1-800-941-9403; Fax: 1-800-284-4305. Website: www.iir-canada.com; E-mail: canada@iir-central.com

**17&18:** The Federation of Law Societies, the National Family and Criminal Law Programs and The Law Society of Yukon present a CLE Program on family law - Friday, September 17, and criminal law - Saturday, September 18. Gold Rush Inn, Town Hall, Whitehorse, Yukon. Contact: (867) 668-4231

**24&29:** The Alberta Civil Trial Lawyers Association presents "The Brain Injury Seminar". September 24 - Edmonton (Sheraton Grande Hotel). September 29 - Calgary (Palliser Hotel). Contact: ACTLA: Phone: (780) 429-1133 or 1-800-665-7248; Fax: (780) 429-1199; E-mail: admin@actla.com

**26-29:** The Canadian Institute for the Administration of Justice presents "Changing Punishment at the Turn of the Century: Finding a Common Ground". Sheraton Cavalier, Saskatoon, Saskatchewan. Contact: CIAJ. Phone: (514) 343-6157; Fax: (514) 343-6296

**29 & OCT1:** The National Competition Law Section and the Continuing Legal Education Committee present the Annual Fall Conference on Competition Law. Chateau Laurier, Ottawa, Ontario. Contact: Carole Russell. Phone: (613) 237-2925 or 1-800-267-8860; Fax: (613) 237-0185; E-mail: caroler@cba.org

## OCTOBER:

**4-7:** COSEC presents the 9th Annual Congress for Corporate Secretaries and Cor-  
*Continued on page 12*

## EDMONTON 1998-1999 VOLUNTEER APPRECIATION DINNER



*Doug Lynass, Section Co-Coordinator (North) is pleased to present Judge Peter Caffaro, Provincial Court Liaison, with his Certificate of Appreciation.*

*Helen Ward, Section Co-Coordinator (North) is pleased to present the Co-Chair of Aboriginal Law, Rob Normey, with his Certificate.*



*Law Day Co-Chairs Deborah Baradzziej (photo left) and Dragana Sanchez-Glowicki (photo right) receive their Appreciation Certificates at the Dinner - small but heartfelt tokens of appreciation for the hard work all the Chairs put in each year.*



*Doreen Poon Phillips, Co-Chair of Real Property receives her Certificate; Senior Lawyers Co-Chairs Remi St. Pierre and Edward Frost enjoy the weather - a bonus of the evening. These Dinners are really special - they are attended by many of the most dedicated members of the profession.*



*Young Lawyers Section Chair Stuart Weatherill receives his Appreciation Certificate as does Rhonda Johnston, Co-Chair of the 1999 Mid-Winter Meeting along with Walter Pavlic. Rhonda and Walter did a tremendous job of the Meeting!*



## CALGARY 1998-1999 VOLUNTEER APPRECIATION DINNER



*Provincial Court Liaison, Judge Allan Fradsham, and Gloria Fradsham, though on vacation, left their rural idyll to attend the Calgary Dinner.*

*Sean Dunnigan (centre), Vice President congratulates Tony Young and Beth Hughes for their work as Section Co-ordinators.*



*Kate Wood (photo left) receives an Appreciation Certificate as Co-Chair of the Public Legal Education Committee. With PLE, Law Day, the Newsletter and Co-Chair of Mid-Winter 2000, Kate is truly a "super" volunteer. Cindy Rajan, Chair of Tax Non-Specialists, Tony and Beth enjoy a humorous moment at the Dinner.*



*Jim Ming, Provincial Law Day Chair, also travelled to Calgary to attend the Appreciation Dinner so a double "thank you" goes to him!*

*Joanne Ruitenschild, Chair of International Business Law, receives a warm round of applause from the group, as do all the Appreciation Certificate recipients.*



# PEOPLE AND PLACES



The CIDA delegation in Edmonton (see story page 4). 4th from left- Hugh Robertson, Executive Director of LESA; John Hoyles, CBA National Executive Director; Judy Boyes, LESA Board Member; Terry Evenson, CBA-Alberta Branch Executive Director; 4th from right-Ted Bosse, Chair of Alberta International Development Committee; Lucille Birkett, CBA-Alberta Branch Treasurer; and, 2nd from right- Justice Don Lee, National International Development Committee.



The Foreclosure Section (South) held its Annual Luncheon with the Masters recently. Attending are (photo left) Cliff Shaw, Q.C., Master Peter Floyd, and Andrew Maciag; (photo right) Robert Stemp, Master Bryan Waller and Shaun MacIsaac.



Son Tran of Calgary, with his sister Jenny, at his Admission to the Bar in July. Son worked in the Calgary Office the summer before last and his wit, intelligence and marvellous phone voice charmed us all. We know he will do well.

son worked in the Calgary Office the summer before last and his wit, intelligence and marvellous phone voice charmed us all. We know he will do well.



At a Senior Lawyers Meeting at the Legal Archives Society are Bob Kerr, Section Chair (South), The Honourable James H. Laycraft, Q.C., and Graham Price. Mr. Laycraft spoke on "Memoirs of J. V. H. Milvain" .



The Senior Lawyers (South) Section held a very successful "Legal Families in Alberta" event. L-R (photo left) Christa Nicholson, Ted Nicholson, Cleoanne Barron, and Deborah Barron; (photo right) Bob Barron, Q.C., Calgary's longest practicing



lawyer, and his grandson Jeffrey, son of lawyer Deborah Barron. Jeffrey hopes to follow the family tradition in the law.



Also at the "Legal Families" evening were Bruce McDonald, Q.C., John McDonald, Q.C., Ethel McDonald, Larry Purdy, Q.C., and Caroline Purdy.

More "Families" - enjoying the evening are Marney Lutz, Justice Arthur Lutz, Jim Lutz, Megan McMahon, and Justice Terrence McMahon.



Doris Bonora of Reynolds, Mirth, Richards & Farmer

## CALGARY

Patricia M. Johnston has left The Alberta Stock Exchange to join the Alberta Securities Commission as Director of Legal Services & Policy Department effective September 1, 1999. John Legge and Elizabeth Hallberg have moved to Vancouver, B.C. John Legge is practising with Heenan Blaikie. Elizabeth Hallberg is perfecting the art of "beach picnics" with their two sons. Carol D. Winston and Jeffery K. Davidson joined Blain & Company in July.

## EDMONTON

Martin J. Chamberlain formerly of Shores Belzil has joined Alberta Justice in Edmonton. Grant D. Sprague currently with Alberta Justice, Environmental Law is transferring to their Red Deer office. Mark Asbell formerly of Ackroyd, Piasta, Roth & Day has been appointed Chair of the Labour Relations Board. Reynolds Mirth Richards & Farmer is pleased to announce Catherine Duxbury of Miller Thomson will join as an associate September, 1999. Ronald E. Kampitsch recently joined the Merchant Law Group in Edmonton.

Please send your news to Doris Bonora c/o Reynolds, Mirth, Richards & Farmer, 3200, 10180 - 101 St., Edmonton, AB T5J 3W8. Ph: (403) 497-3370, Fax: (403) 429-3044.

## WANTED!

### CBA - Alberta Branch PAST PRESIDENTS' PHOTOGRAPHS

Missing are:

S. B. Woods, K.C.	1928 / 29
S. B. Smith, K.C.	1948 - 50
R. A. MacKimmie, Q.C.	1958 / 59
D. M. Cormie, Q.C.	1968 / 69

We would like to locate photos of the above named past presidents of the CBA - Alberta Branch for display in our boardroom "rogues" galleries. Please call us if you can help!

## HAPPENING - Continued from page 10

porate Counsel. Telus Convention Centre, Calgary. Contact: 1-800-941-9403

**13&14:** The Legal Archives Society of Alberta presents its 1999 Historical Dinners: "Guinness and Gavels: An Evening of Irish Legal History" featuring The Honourable Justice Ronan Keane of the Supreme Court of Ireland. October 13 - Palliser Hotel, Calgary. October 14 - Hotel Macdonald, Edmonton. Contact: Calgary Dinner: Maggie Hawes: Phone: (403) 244-5510; Fax: (403) 228-1728; Edmonton Dinner: Kirk Lambrecht - Phone: (780) 495-4073; Fax: (780) 495-6300. See also page 9.

**13-16:** The Canadian Institute for the Administration of Justice presents "The Judiciary as Third Branch of Government: Manifestations and Challenges to Legitimacy". Loews Le Concorde Hotel, Quebec City, Quebec. Contact: CIAJ. Phone: (514) 343-6157; Fax: (514) 343-6296

**14-16:** The University of Calgary and the Famous Five Foundation present "Global Perspectives on Personhood: Rights and Responsibilities". The Rozsa Centre, University of Calgary. Calgary. Contact: Susan Austen, Phone: (403) 220-6773; Fax: (403) 284-4184; e-mail: gpopconf@ucalgary.ca

**21:** "Difficult Spinal Cord and Nerve Damage Injury Claims: Protecting Yourself...Protecting Your Client". Best Western Port O'Call Inn, Calgary. Contact: Lexpert (416) 214-5584; Fax: (416) 214-2231

**22:** "Serious, Moderate and Mild Head Injuries: Bona Fide vs. Masquerading Claims. Best Western Port O'Call Inn, Calgary. Contact: See entry above.

**29:** The Calgary Bar Association Formal Ball (formerly known as the "Fall Ball"). Location TBA.

**27-29:** Grant MacEwan Community College presents "Document Assembly - Using Wordperfect for Windows". Grant MacEwan City Centre Campus, Edmonton. 6:00 to 9:30 pm. Contact: (780) 497-5281; Fax: (780) 497-5209; E-mail: arnoldussenl@admin.gmcc.ab.ca. See also page 14.

### NOVEMBER:

**9:** The Calgary Bar Association Annual General Meeting. Location and time TBA.

**29,30 & DEC. 1:** "Document Assembly - Using Wordperfect for Windows". See entry under Oct. 27-29.

Please send your notices to Patricia (Patty) Johnston c/o The Alberta Stock Exchange, 10 fl., 300 - 5 Ave. S.W., Calgary, AB T2P 3C4. Ph: (403) 974-7408, Fax: (403) 234-4335, E-mail: patty.johnston@ase.ca.

## THE READER

A Novel by Bernhard Schlink

*The author is a professor of law at the University of Berlin.*

This novel is set in the morally complex climate of post-war Germany. The narrator, Michael, is 15 years old as the story begins. He becomes ill on the way home from school and is assisted by a woman who lives in his neighborhood named Hanna. Hanna is 36 years old and was in the army during the war. Over the weeks and months that follow, Hanna and Michael become lovers. Their affair is exquisitely erotic and intense, but Hanna is tormented by something, and foreboding overshadows Michael's happiness. One day, Hanna inexplicably disappears.

The next time Michael sees Hanna, it is seven years later in a courtroom. Michael is a law student observing a trial dealing with the camps, and Hanna is one of the accused. During the trial, Michael discovers Hanna has a secret more shameful to her than murder. The witnesses at the trial, both perpetrators and victims, are numb from the horror of "enduring and imposing suffering". Michael wants to both understand and condemn Hanna, and finds it impossible to do both. He loved her intensely, but he had not known what she had done. Michael's love for Hanna is the fate of his generation in his country. Their love for their parents made them irrevocably complicit in their crimes.

This short novel is about horror, guilt, love and mercy. It is morally disconcerting and powerfully illustrates the law is sometimes "a grotesque over-simplification". Read this book.

*Laurie E. Allen, Laurie Allen & Associates*

## LIVES LIVED

### Robert Charles Murray

Jan. 26, 1927 - May 31, 1999, Calgary, Called to the bar Dec. 31, 1953

### John Kempo

Aug. 24, 1929 - June 1, 1999, Edmonton, Called to the bar Jul. 11, 1957

### Roger Clayton Holteen

Oct. 11, 1934 - June 7, 1999, Lacombe, Called to the bar Sept. 9, 1966

### Hubert Samuel Prowse \*

Dec. 8, 1923 - June 11, 1999, Calgary, Called to the bar June 10, 1952

### Donald Stuart Barber

Mar. 3, 1934 - June 13, 1999, Edmonton, Called to the bar Sept. 27, 1968

### David Edwin Lewis

Nov. 25, 1913 - June 28, 1999, Calgary, Called to the bar Mar. 18, 1947

### Donald Robert Wiber

Sept. 11, 1946 - July 12, 1999, Calgary, Called to the bar Jul. 8, 1977

\* Recently, the Senior Lawyers Section (South) held a meeting to celebrate "legal families" - Justice Prowse very much belonged to this group of families. He will be greatly missed by all of his loving family members.

On the legal side, he is survived by his brother John C. Prowse, Q. C.; his daughter, Her Honour Judge Sharron Prowse O'Ferrall; and, his son-in-law Brian K. O'Ferrall (Editorial Committee Chair of this Newsletter for several years). Further, he was predeceased by his brothers Mr. Justice D. C. Prowse and Senator J. Harper Prowse.

Born in Taber, Alberta, he joined the RCAF in 1941 following his eighteenth birthday and served until 1945. He received his law degree from the U. of A and practised in Lethbridge until 1971 when he moved to Calgary. He practised with the (then) law firm Fenerty, McGillivray, Robertson, Prowse, Brennan and Fraser until appointed to the Court of Queen's Bench in 1979.

# TECHNO- MYSTERIES



**Paul F. Wood**  
Director,  
Publication &  
Program Development  
Legal Education  
Society of Alberta

## e-mail safety

E-mail attacks on computer systems have been very much in the news. In some cases, large corporations have shut down their e-mail connections to the internet while they deal with these cyber assaults.

Initially, the end result was an annoyance. E-mail over a network would slow, while the "worm" took control of a network's e-mail system and forwarded itself to others, on the network and the internet. Previously it raided the system's address book for new computers to attack. In other instances a small program would take over computer resources to display something on the screen as well. At times the message passed on to others on your e-mail list might prove extremely embarrassing. For example, a client of the firm might receive e-mail suggesting they visit an adult internet site. There are extremely destructive variants of these e-mail-based viruses that spread themselves

via e-mail to others on your e-mail list. Once activated they delete files, including word processing files.

The means of attack in all instances is an attachment to a piece of e-mail. It is the attachment that contains the destructive program. This type of virus is often referred to as a "trojan horse." Once opened the program goes to work. So what is a user to do?

Some survival tips for handling e-mail with attachments are:

- do not open attachments if you cannot identify who sent you the e-mail;
- do not open attachments if there is no accompanying message in the e-mail;
- do not open attachments, even if you recognize the recipient and there is a message, if you were not expecting to receive an e-mail with an attachment (recent forms of these viruses can masquerade as an apparently legitimate message from someone you know);
- confirm with the sender they just sent you an e-mail AND an attachment;
- be very suspicious of attachments with unusual names (happy, for example);
- do not open an attachment with a filename ending in .exe, or .com, or .dll, or .bat;
- do save attachments you feel you can trust in a special area of your computer (c:\download) and then scan them with a recently updated anti-virus program.

Despite all of the above, do not be afraid to use e-mail, lets just be careful out there.

## Cruising the Web — Interesting Websites

by Terry Cooper  
Campbell Germain Cooper & Jean

For this issue we have decided to showcase a web site of general interest to lawyers as a resource for internet browsing, a site of interest to personal injury lawyers, and a site you might like to visit when you need a break and some comic relief.

### The Bora Laskin Law Library, University of Toronto

A part of the web site for the Bora Laskin Law Library is a section of links to legal resources. The Library main address on the web is [www.law-lib.utoronto.ca/](http://www.law-lib.utoronto.ca/). From there you can access the links to legal resources or you can go directly to that section by using this address: [www.law-lib.utoronto.ca/resources/intro.htm](http://www.law-lib.utoronto.ca/resources/intro.htm). What is unique about this resource page is you select the type of law that interests you. Then you are directed to a number of websites that focus on that area of practice. This is a very useful site.

### Economica Ltd.

If you practice personal injury law you have probably encountered Economica Ltd. Their website at [www.economica.ca/index.html](http://www.economica.ca/index.html) promotes their business service but it also contains an online copy of their newsletter, *Expert Witness*, and other information of interest to the personal injury lawyer.

### When You Need Comic Relief

What do they say about all work and no play? When you need a break in your day cruise over to the Comic Zone, <http://comiczone.com/>. This site allows you to select from over 100 comic strips and view the comic of the day.

## OFFICE OF THE PRACTICE ADVISOR



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Barry Vogel is available to discuss legal, ethical and practice concerns and personal matters. He will also mediate and arbitrate inter-lawyer disputes.

Paul McLaughlin provides assistance in management, automation and administration with his focus on the needs of sole practitioners and members practicing in smaller settings.

Peg James develops and delivers materials and programs to help Alberta lawyers practice in a way that reduces negligence claims under the Professional Liability Insurance Policy.

The members of the Practice Advisors Office will travel anywhere in Alberta for personal meetings with Law Society members where appropriate. All contacts are strictly confidential and services are free. Members are invited to call at any time.

## CBA E-MAIL

You can now e-mail directly to the various "departments" of the CBA - Alberta Branch. The general address remains [mail@cba-alberta.org](mailto:mail@cba-alberta.org). The addresses for publications matters, membership information, section activities, the legal directory and our Edmonton office respectively are:

[newslet@cba-alberta.org](mailto:newslet@cba-alberta.org)  
[members@cba-alberta.org](mailto:members@cba-alberta.org)  
[sections@cba-alberta.org](mailto:sections@cba-alberta.org)  
[directry@cba-alberta.org](mailto:directry@cba-alberta.org)  
[edmonton@cba-alberta.org](mailto:edmonton@cba-alberta.org)

# CROSS-SECTION NORTH



**Helen Ward of Duncan & Craig  
and  
Douglas Lynass of Lynass Ferguson & Shocter**

**Northern Section Co-ordinators**



## **From the desk of Doug Lynass**

I have been invited to convert my last "last" article into a penultimate one, by authoring this last note as an acknowledgment and thank you to those who have actually done the real work during the time I served as section co-ordinator. Never being one to decline the opportunity to see my name on a byline, I also wish to seize the chance to ensure the people who have made the program run actually have their names recorded in print, distributed to and read by the CBA community.

The responsibilities of northern section co-ordinator were made immeasurably easier by the dedicated and disciplined assistance in the Edmonton office of Heather Walsh. We all know individuals who do good jobs. But we benefit from people whose

endeavours extend well beyond the parameters of a job description, and who take personal responsibility for the whole show. Heather never failed to ensure everything possible was anticipated and looked after. She and Jacquie Cusworth have been responsible for the successful administration of the northern Alberta sections for the past two years.

The continuing support and enthusiastic participation of Mr. Justice Donald Lee, and Assistant Chief Judge Peter Caffaro, liaisons to the courts of Queen's Bench and Provincial Court respectively, ensured communication by any section with the bench was always available, and participation by the bench in CBA events was assured. The value to the CBA of maintaining these connections is inestimable,

and it doesn't happen without the cooperation of members of the judiciary.

The Chairs of each of the sections are the heart of CBA success in Alberta. They all work hard to make their groups run on time and on budget. They ensure worthwhile information is provided to section members every year.

I also wish to recognize the assistance of the southern Alberta section co-ordinator, Beth Hughes, who was always timely in responding to policies about provincial CBA issues. The CBA is a big organization, both within the province and nationally. Issues arise that need province-wide input. That kind of input only happens when people like Beth are there to help. The provincial CBA executive and the individuals who run the Calgary office and the newsletter (Lindell!) also keep this outfit in shape.

Finally, thanks to my co-section co-ordinator for the past year, Helen Ward, who stepped in, like a natural, and made things happen, and a welcome to Scott Watson, who will be Helen's co-section co-ordinator. Scott will do well; he knows how to tell a story, he likes a party, and he works hard to do a good job and be better than the next (or the last) guy; he also cares about the CBA and its purposes. The CBA is fortunate to gain his ideas and enthusiasm.

It's been a pleasure.

## **Sixth Annual Trust Accounting Rules Seminar**

*The Audit Department will be hosting its sixth annual FREE trust accounting rules seminars in Edmonton and Calgary pending sufficient demand.*

*Geared towards sole practitioners, small firms, and new members, the seminars educate members and their staff on accounting rules.*

### **Calgary:**

Thursday, December 9, 1999  
9:00 a.m. to 11:00 a.m.  
600, 919 - 11th Avenue S.W.

Please reply by fax to Joanne Hanlon, Fax (780) 424-1620, marking appropriate boxes. Remember the DEADLINE for both seminars is Friday, December 3, 1999.

- Calgary Seminar
- Edmonton Seminar

### **Topics:**

- A review of the accounting rules
  - books and records required
  - trust reconciliations
  - rules on handling trust funds
- Relative sections of the Code
- Audit exceptions; how to avoid them
- Tips
- Q & A

### **Edmonton:**

Friday, December 10, 1999  
9:00 a.m. to 11:00 a.m.  
2610, 10104 - 103 Avenue

- Lawyer
- Bookkeeper/Secretary
- Other

Should a second seminar be required in the afternoon, would you prefer that time slot?

- Yes
- No

## **GRADUATE SEEKING ARTICLES**

1999 U. of A. Law Faculty Graduate Seeks Articles in Edmonton Area. Clinton J. Ford Moot Winner. Bilingual. Interest in Criminal Law. Available Immediately.

**Contact Patricia Giroux  
(780) 433-1070.**

## **Grant MacEwan Community College Business Outreach**

### **Document Assembly - Using WordPerfect for Windows**

Wed - Fri, Oct. 27 - 29, 1999  
Mon - Wed, Nov 29, 30, & Dec 1, 1999  
6 - 9:30 p.m.

**Instructor: Paul McLaughlin**

Registration - See "Happening" Page 12

# CROSS-SECTION SOUTH



**Tony Young of Tousignant Young  
and  
Elizabeth Hughes of Alberta Justice  
Southern Section Co-ordinators**



## **From the desk of Beth Hughes**

The 1999-2000 year for the South Sections was a success. We had 33 active sections, from Aboriginal Law to Young Lawyers and over 250 section meetings were held. We would not have had such a successful year but for the many generous members of the Canadian Bar Association - Alberta Branch who volunteer their time as members of the executive of each Section. Tony and I thank you, especially those of you who volunteer your time as Section Chairs.

An extra special thanks goes out to three Section Chairs: Vic Tousignant - Computers and Lawyers; Chris Davis - Municipal Law; and, Doug Roberts - Tax Specialist. These three people spoke at our Section Co-ordinators' spring workshop on strategies they have utilized in the operation of their Sections. The ideas discussed will ensure the vitality of all our Sections.

The term of a section co-ordinator is two years. As my term comes to an end, I have begun to look back. I consider myself very fortunate to have had the opportunity to be a Southern Section Co-ordinator. I have met and worked with so many wonderful peo-

ple through the various sections and the CBA organization.

In particular, I wish to thank Doug Moe and Tony Young, the two Section Co-ordinators I have worked closely with during my term. Both Doug and Tony are dedicated Canadian Bar Association members who continually work to ensure the success of the organization. Without them, I would not have had such a great two years.

Another special thank you goes to the staff of the Canadian Bar Association - Alberta Branch. This group of talented women are the backbone of the Branch. Without them, our Sections would not flourish.

In the next newsletter, you will see a new face on this page - that of Don Higa. Don will begin his two-year term as Southern Section Coordinator in August. He is a partner at Evans Higa and a long time volunteer with the CBA. I wish Tony and Don a very successful year.

**WE ARE PROUD TO ANNOUNCE THE  
ARRIVAL OF THE CANADIAN BAR ASSO-  
CIATION - ALBERTA BRANCH (SOUTH)  
ADMINISTRATIVE LAW  
SECTION**

**OUR INAUGURAL MEETING WILL BE HELD  
ON OCTOBER 21, 1999 AT 12:00 NOON  
AT THE CBA OFFICES IN CALGARY AND  
WILL FEATURE  
DAVID JONES, Q. C.  
ON THE TOPIC OF NEW DEVELOPMENTS  
IN ADMINISTRATIVE LAW**

## **SECTION DONATIONS**

The CBA - Alberta Branch wishes to express it's thanks and gratitude to the following Sections whose donations to the Section Fund in the 1998-1999 year have greatly assisted both the Branch and the Sections toward financing our computer system upgrades.

Civil Litigation - South	\$ 850.00
Construction Law - South	\$ 200.00
Family Law - South	\$ 450.00
Foreclosure Law - South	\$ 190.00
Health Law - North	\$ 450.00
Insolvency Law - South	\$ 500.00
Insurance Law - South	\$1,000.00
Insurance Law - North	\$ 950.00
Labour & Employment - South	\$ 400.00
Labour & Employment - North	\$ 350.00
Personal Injury - South	\$ 420.00
Real Property - South	\$ 300.00
Securities Law - South	\$1,500.00

## **CALL FOR VOLUNTEERS**

The Canadian Bar Association - Alberta Branch would like to develop a roster of volunteers - lawyers who will take on speaking engagements for schools and community groups, serve on volunteer boards of directors, and take on *pro bono* files under the Volunteer Lawyer Service for charitable organizations. Call the CBA South Office (403) 263-3707 or the North Office (780) 428-1230 and let us know what kind of service you're interested in, when and how often you could volunteer, and so forth.

## **THE CALGARY JOHN HOWARD SOCIETY is looking for BOARD MEMBERS**

Please contact Janelle Harley at  
(403) 543-7821 for details.

# A New Educational Initiative in the School System

by Kirk Lambrecht, Justice Canada

Some issues become themes. Public understanding of our justice system is one of these. The CBA has suggested there should be increased legal study in our children's education. This column describes a new initiative to do just that.

A few months ago I got a call from Ernie Walter, Chief Judge of the Provincial Court of Alberta. The call led to lunch. We discussed the merits of a program where members of the bench and the bar might meet high school students learning citizenship and life skills. Our meeting led to meetings with officials from the Edmonton Public School Board. These led to a pilot project for the fall of 1999.

In September, teachers from three high schools in the public school system in Edmonton: W. P. Wagner, Eastglen and Jasper Place, will notify the CBA of the curriculum areas that would benefit from the resources of the CBA and the Provincial Court. The teachers will tell us what topics we might help them teach. The CBA will call for volunteers to lecture in the schools for an hour or so on the topic(s). Members of the Provincial Court will also participate.

The idea of the project is to start small and to work out the administrative details of program delivery. With three high schools seeking speakers for social studies, law or other courses there is a potential this fall of over 40 classes requiring speakers for the pilot project! With program delivery details worked out in a pilot project, the program should be capable of expansion to include school districts outside of Edmonton; and to incorporate other "partners" such as Alberta Justice.

There is no property in a good idea. Someone has to get the ball rolling. I would like to give credit to Chief Judge Ernie Walter for his inspiration, and Associate Chief Judge Peter Caffaro and Judge Janet Franklin for working with me in getting the pilot program organized.

There is no doubt the opportunity for students to meet members of our profession, whether judiciary or advocates, can only be positive for both. Most people have little contact with the legal system, and know little about it. The opportunity to speak with students in a learning environment can only be a good one.

## PRO BONO STUDENTS CANADA

Pro Bono Students Canada (PBSC) is a new program being co-ordinated by the Faculty of Law at the University of Alberta and the Faculty of Law at the University of Calgary. PBSC is a network of law schools, law students, community organizations and lawyers. The central goal of the program is to provide under-represented and disadvantaged communities, and public interest organizations and agencies with *pro bono* legal services. In the process, a *pro bono* ethic is encouraged.

PBSC matches law students interested in doing *pro bono* legal work with non-profit agencies, government organizations, and other public interest organizations. The students perform their duties without monetary compensation or academic credit. There is no charge to organizations for PBSC membership or for the matching service. The student's work, however, must be supervised by a member of the Bar. As such, the PBSC Student Co-ordinators are seeking local practitioners to volunteer their expertise and interest. (In fact, an individual lawyer's own *pro bono* files can qualify as projects under this program). Supervisors would meet with students once a month, or as necessary, to review their research and written materials for accuracy.

Although PBSC is a new initiative in Alberta, it has existed since 1996 at the University of Toronto. The success encountered by the program at the U. of T. compelled the Law Foundation of Ontario to fund an expansion to all Ontario law schools in 1998. This year a grant from the Kahanoff Foundation has expanded PBSC nationwide. As of June 14, 1999, the University of Alberta and the University of Calgary, as well as three additional law schools across the country officially joined PBSC.

If you have questions, would like to volunteer, or want more information, please contact the Student Co-ordinators.

In Edmonton contact Leah Teasdale, Student Co-ordinator, Faculty of Law, U. of A., 4th Flr, Law Centre, Edmonton, AB, T6G 2H5. Phone: (780) 492-1194, Fax: (780) 492-6181, E-mail: [probono@law.ualberta.ca](mailto:probono@law.ualberta.ca).

In Calgary contact Jemison Jackson-Molnar, Student Co-ordinator, Faculty of Law, U. of C., Murray Fraser Hall, 2500 University Drive N.W., Calgary, AB, T2N 1N4. Phone: (403) 220-2690, Fax: (403) 282-8325, E-mail: [probonos@ucalgary.ca](mailto:probonos@ucalgary.ca)



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The Hon. Roger P. Kerans  
The Hon. D. R. Matheson, Q.C.

The Hon. S. S. Lieberman, Q.C.  
The Hon. J. J. Stratton, Q.C.  
The Hon. Ken R. Halvorson

**TO BOOK APPOINTMENTS** please contact our Western Region Co-ordinator, Ms. Barbara Buttermann, at 1-800-661-2034.

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666 Burrard Street

Vancouver, B.C. V6C 3J8

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Fax: (604) 688-2703

# MEMBERSHIP NEWS



## The Voice of the Legal System

by David Steele, Bennett Jones



**Multi-disciplinary Practices.** The interim reports of the CBA International Practice of Law Committee on Multi-disciplinary Practices have focused on the threat to our profession of the growing global trend to expand into formerly exclusive legal areas. Your CBA has taken the position some form of multi-disciplinary practices (MDP) are inevitable and not necessarily a danger to

our profession or to the public, but more discussion is needed. Watch for the formal recommendations from the CBA Annual Meeting.



**OktoberGuest.** The CBA Section meetings in Calgary and Edmonton will be open to guests again this year during the month of October 1999. Lawyers who are not CBA members and CBA members who are not section members may attend free (yes, free of charge) any section meeting held at the CBA office during October. You have said continuing education is very important to

you. Now show a friend or colleague what you already know: CBA sections offer excellent legal education at great prices - with lunch and camaraderie too. Edmonton will introduce you to a demonstration of a summary trial at the Civil Litigation Section, the timely topic of the Charter and Child Pornography at the Constitutional and Civil Liberties Section, same sex adoptions in the Sexual Orientation/Gender Identity Section, and everything you wanted to know about office leasing from the Business Law Section, plus a host of great topics in other sections.

Some of the topics in Calgary in October will be New Developments in Administrative Law at the new Administrative Law section meeting, the Art of Discovery at the Civil Litigation section, the View from the Bench (Avoid those Pitfalls) in the Young Lawyers section (this may be your only chance to go back to that section), Class Actions in the Products Liability section and much, much more - even life after law for corporate counsel.

This is your chance to try a new section - do it in October when it's free! Call the Section Registrar at the CBA in Calgary (403) 218-4313 or the Edmonton CBA office at (780) 428-1230 for further information. Notices of these meetings will be sent in advance with dates, times and confirmation information.



**CBA Insurance.** What about your staff? Now staff members can qualify for the same Extended Health Care Benefits and Home and Auto protection available to CBA members. Check it out at website: [www.barinsurance.com](http://www.barinsurance.com).

**Dye & Durham Co. Inc.** is a new preferred supplier of the Canadian Bar Association. Check out its latest products and services at [www.dyedurham.ca](http://www.dyedurham.ca).

**On-Line.** Has a new computer turned up on your desk? Learning to surf the net? Check out the expanded inventory of on-line member advantages and services available at CBA Direct at [www.cba.org/abc](http://www.cba.org/abc). You will see a searchable publication database, section information and a calendar of events.

**CP Hotels.** No matter what major city your legal business takes you to in Canada, CP Hotels is ready to offer CBA members a Preferred Corporate Plan - a minimum 15% Preferred Corporate Rate discount at participating locations across Canada. Call toll free 1-800-4-CHOICE. When making reservations, be sure to quote the CBA Client File #C00067230 to receive your preferred corporate rate.

**SPP.** Value added banking services are available to partners and law corporation owners through not only the Scotiabank/National Trust Scotia Professional Plan (SPP), but also now Enhanced SPP Services, which provides a package of financial benefits including an extra 0.5% interest on RRSP's, and a 0.5% reduction on personal mortgage and consumer loan interest. It is also available to salaried employees of law firms for \$25 per month all-inclusive and only \$20 for CBA members. This is just another way your CBA is there for you in all aspects of your professional life.

## WHAT'S NEW

Co-chairs Kate Wood and Richard O'Gorman are organizing what promises to be one of the best Mid-Winter Meetings of the next millenium!

**WHAT'S NEW** is the theme for Alberta's  
**2000 Mid-Winter Meeting**

Bob Calvert and Ian Lamoureux are busy creating a great CLE program for you - something new for barristers - something new for solicitors.

This year's Mid-Winter events include a special Friday evening dinner to honour Chief Justice Kenneth Moore.

**Legal Education, Dialogue, Displays, Awards,  
Dinner and Dance and then...  
the weekend is yours!**

## ALBERTA RANCH

*Penning by Judge Alan J. Cullen (later Mr. Justice Cullen) in one evening and on just under a case of beer. Fall, 1966. See LETTERS page 7.*

Who loudly knocks upon my cabin door, as night  
Descends upon the snowy stillness of this slope?  
Regardless, whosoever ye be, or what your plight,  
Pray, enter! Lest in blinding darkness ye must grope,  
Let me on wick with flint and granite strike a light!  
Now warm your hands, and feed your stomach and your hope!

A hunting party, - garb and weapons tell me so.  
But why so far afield? Whence came ye to this spot?  
Most city hunters have no courage for the snow,  
And do their careless shooting in some farming plot  
And heedless, drop a horse, or cow; then on they go  
To tell their comrades at the pub how they just shot  
The biggest moose or elk e'er known, I've often thought, -

But I neglect you! Pour more coffee from yon pot!

Where are you? Ha! Well may you ask! Your errant feet  
Have brought you to the untrod source of Pincher Creek.  
Down in yon valley, to the east, with buildings neat,  
Alberta Ranch. And there to West, Victoria Peak.  
And here, the benchlands, - pasture lush and sweet,  
Which deer and elk, and other gentle creatures seek.

How came I here? It seems that I was always here!  
Son of a Scottish trader, who, for love, had wed  
A lithesome Blackfoot maiden; then in fear  
That I would neither Scotch nor Blackfoot be, instead  
A misfoot metis, they forsook the tribe for here.  
And here I grew; here is my home, my hearth, my bed;  
Here shall my spirit wander when my flesh is dead!  
This is my land, my hope, my life, my glorious dream!  
To eastward, as the rising sun peaks o'er the rim  
I caste mine eager eyes and there behold the gleam  
Of daily glorious promise. Living here's no whim!  
I turn mine eyes unto the mighty hills that seem  
To pierce up thro' the floor of Heav'n; and when a hymn  
Is chanted by the tender wind, Chinook, the stream  
Becomes baptismal font in chapel, and the star  
Is as a candle on an altar set afar.

Let me not bore you. I could easily say more  
Of all the wonders that I view from yonder door; -  
But then, so seldom does a guest pass by this way  
That I with glorious tongue cut short his stay.

You ask me how yon ranch came to be born?  
Victoria, Regina, back in eighty one,  
Had named as Governor of this country Marquis Lorne, -  
Wed to her lovely daughter, thus at law her son.  
The Princess Caroline Louise Alberta came  
With spouse, Marquis of Lorne, the ninth Duke of Argyle  
Out to the West.

You might on hearing well exclaim  
How sad this history's lost to men in such brief while.

From Nation's heart, far unto Western Plains by rail  
To end of steel, at Portage, then by cart and horse  
And carriage; over boundless prairie, breaking trail,  
Marquis and Princess, couriers, cooks and Police, of course.  
The wildfowl startled from their rushy sloughs to see  
This pageant in a plumage brighter, yea, by far  
Than any bird-of-paradise. The warring Cree

Advanced upon the party, hands upraised, and swore  
Eternal peace unto the Great White Queen, for She  
Had sent her daughter, thus dispelling thoughts of war.  
Onward through pastures of the buffalo to where  
The new frontier could boast a town called Pile-o'-Bones.  
Then westward still, across the prairie lush and fair,  
To Calgary marked by groups of shacks of logs and stones.  
Thence southward to the outpost of the Mounted Police, -  
That heart of western empire where the Colonel's Fort  
Showed how the White Man's coming brought the rule of peace, -  
The banishment of evil ways; and each report  
Showed some fresh step to make the whiskey traders cease.

There at the Fort, Macleod, the Royal guests could rest,  
And ease the ache of sev'ral months on weary trail.  
Refreshed, they banquetted. Kamoose, he served his best, -  
Good soup, and rainbow trout and buffalo hump and quail;  
And clean, for once, - dressed all in white; - no gravy on his vest.

At that time in the valley on the Pincher Creek  
That mighty man Macleod called Stamixotokon,  
Wise ruler, stern yet kindly, loved by strong and weak,  
Owned a small ranch; induced the Duke to journey on  
To see the view which best is seen from yonder Peak.

And when Lord Lorne had seen this emerald spread of grass,  
These snow-capped mountains reaching to the azure sky,  
The silvery streams, like jewelled fingers, from the Pass,  
That bless with life the prairie lands, in passing by,  
He looked, and, like us all, he loved what he had seen,  
And, in his name and on behalf of sev'ral more  
Men of his ilk who'd not been where his steps had been  
(Who he had left to languish back on Britain's shore),  
Obtained a title to this gem of foothill land.  
So came that ranch to be.

But ye must understand,

A name must be announced, - he had no brand!  
The name he gave it, - closest to his gentle heart,  
The name "Alberta", sweet name of his princess-spouse,  
So when the time came when he must from here depart  
This glorious name would ever happy memories rouse.

There to the West, strong bulwark 'gainst the raging blast  
That sturdy mountain shelt'ring stands, head crown'd with cloud, -  
One visage to the future, one reflects the past, -  
He named Victoria Peak, it seemed so regal, proud!

The fire burns low. I shall not take your time to tell  
How Lorne returned to Garry on the River Red,  
And there he held incredulous listeners as in spell  
With words like poetry and prohesy. 'Tis said,  
He left his heart here on these hills that you have passed,  
And marked the spot with name he held as unsurpassed.

In Spring, in 'Eighty-two, when council met, again  
He gave some further honour to the good Queen's reign  
By changing name of "Pile-o'-Bones" to honour her.  
When Territorial Council asked if he had named  
That Land of all the Western lands he'd most prefer  
"Alberta" was the title that he then proclaimed.

How nice of you to visit with me! Yes, I know  
The hunting beckons to you and you now must go!

## CLASSIFIED

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**MINERAL EVALUATIONS** for probating estates. **LEASE NEGOTIATIONS.** John Davis at Mineral Consulting Services, Calgary (403) 266-3076.

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**PRIME DOWNTOWN LOCATION.** Newly renovated office space available immediately. Contact Carolyn at (403) 261-8800.

**THINKING OF RETIRING?** We would purchase your Calgary based law practice and look after your clients from our existing offices. Reply: Box 1000, 1830, 540 - 5 Ave. SW, Calgary, AB T2P 0M2.

**COMPLETE LAW OFFICE FOR SALE.** Good lease and location. Suitable for 1 or 2 lawyers. 15 minutes from Calgary. Very reasonable for quick sale. Reply to Box 5000, #1830, 540 - 5 Ave. SW, Calgary, AB, T2P 0M2.

**Seeking Last Will and Testament of WILLIAM FRANK MARTIN,** resident of Medicine Hat, Alberta, who died on May 18, 1999. Call Jeff Neumann (403) 526-2806.

**Seeking Last Will and Testament of GEORGE HENRY LACHAPELLE,** of Edmonton, Alberta, who died on June 17, 1999. Contact D. Grant Fedorak, Kolthammer, Batchelor & Fedorak, Ph: (780) 489-5003, Fax: (780) 486-2107.

**Anyone Knowing the Whereabouts of a Will for ALBERTA JEANETTE SHEPHERD,** deceased July 5, 1999, of the City of Edmonton in the Province of Alberta, please contact Durocher Simpson at (780) 420-6850, #801, 10060 Jasper Avenue, Edmonton, Alberta, T5J 3R8.

**WOMEN'S COURT ROBES FOR SALE,** size 12, skirt 29"; two shirts size 12-14; like new. Phone (403) 239-7968 or leave message.

**JUNIOR LAWYERS** interested in heading up a General Practice in branch offices located just outside Calgary. No salary, no benefits, no overhead...Just a steady flow of new clients and an opportunity to build your own practice and make a healthy living without the advertising and startup costs. Let's talk. Call Rick or Sharon at (403) 261-4010.

**SPIRITUAL/HOLISTIC LAWYERS** - Are you on a spiritual path and interested in connecting with a like-minded lawyer? Call Brian Paterson @ (403) 245-2033 or E-mail: [bripatsoul@home.com](mailto:bripatsoul@home.com)

**Seeking Last Will and Testament of VERNON MICHAEL TYMKOW,** resident of Edmonton who passed away July 13, 1999. Contact John Williams at Prowse & Chowne, Suite 100, 10328 81 Avenue, Edmonton, AB, T6E 1X2. Phone (780) 439-7171.

**Seeking Last Will and Testament of JOSEPH CHETNER** of Calgary, Alberta who died on April 12, 1999. Please contact Roy Boettger at Field Atkinson Perraton (403) 260-8507.

**EDMONTON Form "T" and Form "U" preparation.** Call Glen Hudson, C.A. [hudson@ocii.com](mailto:hudson@ocii.com) Phone (403) 436-2335.

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### L'ASSOCIATION DES JURISTES D'EXPRESSION FRANÇAISE DE L'ALBERTA ("L'AJEFA") vous invite au BANQUET

*qui aura lieu dans le cadre de  
l'assemblée générale de L'AJEFA  
Vendredi le 24 Septembre 1999  
à Edmonton, Alberta  
L'invité d'honneur est  
L'HONORABLE MINISTRE  
STÉPHANE DION  
Pour de plus amples renseignements  
téléphonez à Madame Denise Leblanc  
à 780-463-1070*

### CALGARY LEGAL GUIDANCE ANNUAL GENERAL MEETING & VOLUNTEER APPRECIATION

**Take notice Calgary Legal Guidance will hold its Annual General Meeting September 23, 1999 at 5:00 p.m. at the Law Society of Alberta, 5th Flr., 919 - 11 Ave. SW, Calgary**  
Refreshments to follow  
*Although nominations may be forthcoming at the meeting, interested parties are encouraged to contact the organization in advance to receive an information package.*  
Phone (403) 234-9266

### MENTOR PROGRAM

The Mentor Program operates out of the Office of the Practice Advisor. You are given the name and phone number of two mentors experienced with your concern. If these mentors are not available, you may get additional names. The Program and the mentors accept no liability arising from the assistance given, users must independently verify advice, and ultimately, exercise their own professional judgement.

Call **429-3343** for Edmonton practitioners or toll free **1-800-272-8839** for practitioners elsewhere in Alberta.

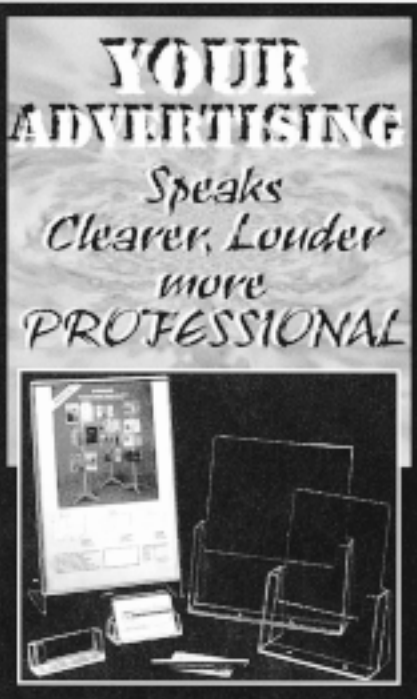
### Have you got a problem?

*Alcohol? Drugs? Depression?  
Gambling? Stress?  
Relationships? Money?*

### Help is available.

**ASSIST** helps Alberta lawyers and their immediate families who are coping with personal problems. The program is voluntary and completely confidential.

In Calgary call: (403) 237-8880  
Red Deer & South call: 1-800-461-8908  
In Edmonton call: (780) 448-0628  
North of Red Deer call: 1-800-782-5457



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# LEGAL POSITIONS

## SECURITIES 3-5 YRS - Calgary

Our client is an established downtown firm with substantial local, national and international clients. It is a young, collegial firm with increasing exposure to major multi-million dollar transactions. They are looking for a solicitor with 3-5 years' strong securities experience from a reputable firm or securities boutique. TSE or American securities experience would be a bonus. A strong academic background is necessary.

## IT 2+ YRS - Calgary

Our client is a major national firm. The IT department represents software companies with increasing legal needs. You will ideally have at least 2 years' hi-tech experience and are committed to a career in the legal IT sector. Compensation will be highly competitive.

## CORPORATE 4-6 YRS - Calgary

Our client, a dynamic full-service Calgary firm, is looking for at least two corporate commercial associates to join its thriving Corporate Group. If you are looking to move to both a progressive and entrepreneurial environment with excellent compensation potential, then this is an opportunity you must consider.

## IT 3-7 YRS - Vancouver

This large downtown Vancouver firm is seeking a mid-level associate to join its reputable IT practice. Experience gained in-house is acceptable. Strong academics and the ability to work well in a team environment are key.

Please contact in complete confidence *Tina Pick* or *Bjorn Harsanyi* (both qualified lawyers) at *ZSA Legal Recruitment*, Suite 1110, 444 - 5th Avenue SW, Calgary, Alberta, T2P 2T8 Tel: (403) 205-3444, Fax: (403) 205-3428 or e-mail: [tpick@lawrecruit.com](mailto:tpick@lawrecruit.com)

# BREAKING NEWS

- We are pleased to announce that

## **BJORN HARSANYI**

has joined our Calgary office as a Consultant. Bjorn was called to the Alberta Bar in 1996 and practised as a litigator in both Edmonton and Calgary.

- We are also pleased to announce the expansion of our services to include:

## **PARALEGAL RECRUITMENT**

Please contact *Shannon Quinney* for further information  
(403) 205-3444

## • **NEW ADDRESS**

Our Calgary office has relocated to:  
Suite 1110, 444 - 5th Avenue SW  
Calgary, Alberta, T2P 2T8  
Tel: (403) 205-3444  
Fax: (403) 205-3428  
E-mail: [tpick@lawrecruit.com](mailto:tpick@lawrecruit.com)  
Website: [www.zsaLawjobs.com](http://www.zsaLawjobs.com)  
**ZSA LEGAL RECRUITMENT**

