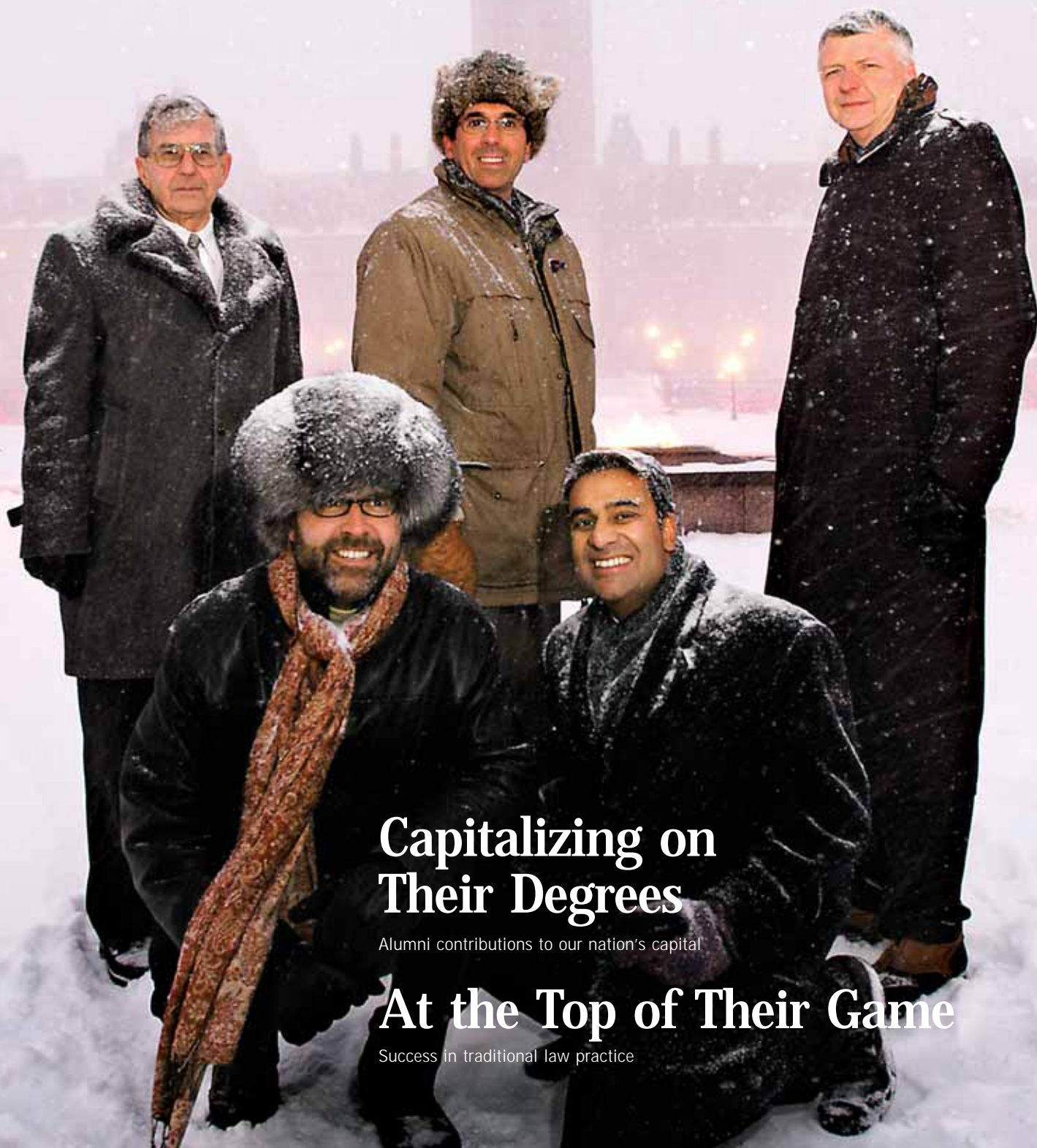


University of Windsor
Faculty of Law Alumni Magazine

Winter 2005

Nulli Secundus

www.uwindsor.ca/nulli



Capitalizing on Their Degrees

Alumni contributions to our nation's capital

At the Top of Their Game

Success in traditional law practice

Contents

KEEPING IN TOUCH

36 years.
34 graduating classes.
4,512 alumni.
Only 3,825 current addresses...

If we have lost touch with you or your classmates, please drop us a quick note, send an e-mail or make a phone call to help us keep in touch. Addresses are used for publications, invitations and updates on what is new at the Law School.

Updates can be sent to:

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Capitalizing on Their Degrees



At the Top of Their Game



A Giant Trial



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ON THE COVER

Alumni in Ottawa on Parliament Hill.

Back, left to right: Gordon Kerluke '76, David Bertschi '83, Stuart McCormack '79; front, left to right: Warren Creates '84, Aly Alibhai '90.

From the Dean



DEAR ALUMNI AND FRIENDS:

In the fall term of 2002, Jill Makepeace '03 was selected to participate in Windsor Law's Northwest Territories Clerkship Program. She spent one term in Yellowknife as a student clerk

for the Territorial Court. As part of her academic requirements, Jill undertook a research project entitled "Parliament's Codification of Restraint and Restorative Justice: An Empirical Analysis of Sentencing Decisions in the Northwest Territories."

Following graduation, Jill expected to enter the Graduate Program at the University of Alberta. However, so impressed were the Territorial judges with Jill's work, that they invited her to return to Yellowknife following graduation to clerk at one of the most significant trials in the Territories' legal history – the "Giant Mine" civil trial. Jill records her impressions of this extraordinary experience in this issue of *Nulli Secundus*. Jill is one of a growing number of Windsor graduates who can count clerking after graduation as part of their legal education. We have tried to assemble a list of all Windsor graduates who have clerked in the Canadian courts but we have, undoubtedly, missed some. We need your help to complete the list.

I am sure that you will also enjoy our lead article by Laura Pearce on practice in our nation's capital – "Capitalizing on Their Degrees." In the article, Ms. Pearce, a second-year student and a freelance writer, interviews a number of Windsor alumni who are using their Windsor Law experience to contribute to the public interest through their work in government and in non-governmental organizations, in our national police forces and in the courts that supervise them, in academe, on behalf of federal and municipal governments and even on behalf of the European Commission. This is one in a series of articles which we intend to present on the growing number of Windsor graduates who can be found in centres, small and large, across Canada.

In another article, freelance writer Michelle Mann, examines the success of Windsor Law grads in traditional legal practices. What comes through clearly in the article is the importance which our graduates place upon the "people skills" they learned while they were students at Windsor Law. Ms. Mann interviews Windsor graduates who have enjoyed outstanding success in "Bay Street" practice but she also relays her conversation with Ivana Petricone '78, who serves as Director of the Rexdale Community Legal Clinic. It appears that many of the same skills – developed as students here at Windsor Law – have contributed to the success enjoyed by both the traditional practicing lawyers and those in the clinic system. The success in traditional practices is not limited to Toronto. In a sidebar, Ms. Mann tells us about the accomplishments of John Brussa '81 in Calgary.

We have a wonderful pictorial on our 2004 Convocation at which Justice Eleanore Cronk '75 was awarded an Honorary Doctor of Civil Laws degree. Justice Cronk continues to be a strong supporter of Windsor Law – serving on the Advisory Board of the JD/LLB Program, speaking at Alumni and Friends Dinners, visiting with students at the Law School, and judging moot courts. It was an honour richly deserved!

There is a lot more beside – Faculty news, Alumni news, and Advancement news. I am sure you will enjoy the stories and pictures that fill these pages. My thanks to Karen Momotiuk '96 who worked tirelessly to bring *Nulli Secundus* to publication. Happy reading and I hope to see you at an alumni event in the near future!

BEST WISHES,

A handwritten signature in black ink that reads "Bruce P. Elman". The signature is fluid and cursive, with the first name "Bruce" being more prominent.

BRUCE P. ELMAN
DEAN OF LAW



Left to right: Jennifer Jackson '95, Ivana Baldelli '88 and Andrew Sherwood '88 at City Hall in Ottawa.

Capitalizing on Their Degrees

BY LAURA PEARCE, LAW II

Mark Erik Hecht '96 knows that the average person really can make a change in Canada's legal system. Hecht, who teaches Child and the Law at the University of Windsor, is one of many Windsor alumni working in Ottawa, where the practice of law is emblazoned with a unique stamp of national responsibility and pride.

"By being in Ottawa and seeing the mechanics firsthand, as opposed to reading about it in the paper or hearing other people talk about it, you actually see that it works. It doesn't work all the time, and it certainly doesn't work as quickly as we would like, but it works. And that's quite inspiring in many ways," says Hecht. As co-founder of Beyond Borders, a global children's rights non-governmental agency, Hecht has intervened in and monitored cases at the Supreme Court of Canada.



Justice Bruce MacPhee '76 (left) and Assistant Commissioner at the RCMP, Timothy Killam '90.

"I have [also] gone to committee hearings, in between readings of a Bill in the House, and I have seen people giving testimony to the Parliamentarians on how a Bill could be improved, how it could be enhanced, what concerns they have about it. And I have actually seen Parliamentarians take that into consideration," says Hecht, who is no longer so skeptical about the ability of the "average person" to make an impression on legislation. In the mid-nineties, Beyond Borders persuaded Parliament to broaden a Bill to protect foreign and domestic children from exploitation outside of Canada. Hecht is also the former executive director of the Ottawa-based NGO Human Rights Internet, which specializes in research and networking on human rights concerns.

As senior legal counsel at the Department of Justice, Aly Alibhai '90 fulfills his commitment to public service both on and off the job. Working at what is arguably the biggest law firm in the country, Alibhai says his legal work runs the gamut from A to Z, and he is actively

involved with numerous community organizations.

"Working in Ottawa and working in the public service, one is exposed more often to the many policy issues that face Canadians, whether they be Aboriginal peoples, people of disabilities, or a disadvantaged people. So, perhaps, there is an aspect of the fact that I am working in the public service, and believe in values of public service, that has also motivated me to try to do what I can do outside of my job."

As the hub of national, political and legal activity, Ottawa allows lawyers to become involved with law on various levels. Professor Edward Ratushny, former Windsor Law professor and current professor of Administrative and Constitutional Law at the University of Ottawa, says that there is a tremendous amount of opportunity for lawyers in government and in federal tribunals and agencies such as the Canadian Human Rights Commission, the Immigration Refugee Board, and the National Transportation Agency. "All of these agencies involve a lot of legal requirements and deal with complex

legal issues. It is very fertile ground for lawyers."

The potential to practise law while satisfying her political inclinations is what encouraged Ivana Baldelli '88 to settle in Ottawa after having worked in education in London and later as national director of organization for the Liberal Party of Canada in Ottawa. After law school, she felt the irresistible pull to return to the capital.

"Even the aura of the capital of the country – the pride – was tested in me and I wanted to be proud of the place where I would be working. Because of my love for politics, it is the ideal place. The two are in unison here."

As legal counsel at the City of Ottawa legal services, Baldelli is exactly where she wants to be. Offering her time to various volunteer organizations, Baldelli has carried her grassroots ethic into the workplace, where she is close to the very people on whom her work impacts.

At the Canadian Security Intelligence Service (CSIS), legal counsel Toby Hoffmann '95 also finds work in the capital gratifying. "For me, it was the

ability to have different opportunities. In a city like Toronto, I know there are a lot of opportunities for lawyers, but I found that a lot of them were restricted to certain areas of practice. Working for the federal government in Ottawa, you have the opportunity to move around in numerous substantive areas."

Working in Ottawa is essential to Hecht, whose work depends largely on proximity to the Federal Government. As he points out, not only do NGOs receive a significant portion of their funding from the federal government, they participate in parliamentary decision-making processes and advocate for legal reform and policy changes that could have critical impact on children across the country.

"The reason I chose Ottawa was because I knew I was interested in a career in international law and also one that focused heavily on human rights. If I wanted to stay in Canada, the one place that had both of those opportunities was Ottawa."

Ottawa is a colourful occupational landscape for Ratushny, who accumulates material for his classes while out in the legal community. "One of the most interesting things about being in Ottawa has been the ability to do a lot of consulting in my areas of teaching and to bring that experience and knowledge back into the classroom," he says.

"Over the years, I have done a fair amount of advisory work for Federal Tribunals and agencies and incorporated a lot of that into my teaching," says the professor, who also runs a program for third-year Law students, whereby the students work in various tribunals or agencies for one day each week.

Tim Killam '90, assistant commissioner at the Royal Canadian Mounted Police (RCMP), says his legal training has served him well in Ottawa, where his work often has legal implications or necessitates an

understanding of legal issues.

Killam joined the RCMP in 1976, and continues to adapt to his changing roles at the RCMP with his solid legal foundation. Having acted as both prosecution and defence counsel at the Professional Standards Directorate and, most recently, in his capacity as Assistant Commissioner responsible for Federal and International Operations, Killam complements, at the senior levels, many other officers who are legally trained.

"The benefit for me, coming to Ottawa and having been legally trained, was that I can really understand the discussions in a deeper way. I understand my profession [as a police officer] very well, but there is nothing I miss in terms of the legal side as well."

"I have been fortunate enough to have a number of positions where I have had responsibility for some large programs, so I can exercise, nationally, a lot of leadership over a number of programs," he adds.

Gordon Kerluke '76 would not hesitate to start his career over again in the city. Semi-retired after 20 years at the National Capital Commission (NCC), where he most recently served as director of the Real Estate Transactions Division, Kerluke found work in Ottawa fulfilling.

"Because of the nature of the work, and the ongoing opportunity for challenges, there was never a dull moment. Life at the NCC is very fast-paced. [It is] very rewarding in terms of what you give back [and] the fact that you are involved with things of national significance," states Kerluke, who says the approximate value of transactions during his career at the NCC was recently estimated at \$250 million.

Justice Bruce MacPhee '76, Regional Senior Justice for East Region for the Ontario Court of Justice, says that not a day goes by that he does not feel

fortunate for being able to work in this jurisdiction. "It is a wonderful place to judge and practitioners will tell you it is a wonderful place to practise. I think that one of the strengths of Ottawa is in the collegiality of the Bar."

He explains, "In working with the Ottawa bar over the years as a lawyer, I just knew it as a place that offered the kind of environment that I wanted to be in. It is very stimulating, yet it can be very nurturing as well. It is an excellent place for young lawyers to practise."

Justice Donna McGillis '75, who retired from the Federal Court of Canada in May 2003, and who now works occasionally as a deputy judge, echoes MacPhee. "There is a great deal of camaraderie among the judges. The judges in the Federal Court come from all across the country. It is a real mix of francophones and anglophones, as well as people of very different backgrounds. That was, and is, for me, probably one of the best things about working on the Court — the people with whom I was working."

For Baldelli, the collegial Bar and Bench provide a comfortable working environment. "When I mention the Bench, and the City of Ottawa, I feel very proud."

Says Andrew Sherwood '88, Baldelli's colleague at the City of Ottawa, "The collegiality of the Bar — that is something that you expect in small towns, and maybe small cities. But Ottawa, which is still quite a big city, has a very collegial atmosphere in which to practise."

Sherwood, originally from Ottawa, preferred to return to Ottawa because of family and friends, but he was also attracted to the multicultural city with lush greenspaces and a slower-paced lifestyle than bigger cities like Toronto.

"What I like about Ottawa is that it is a large city with a small town atmosphere," says Fred Kingston '81,



Parliament buildings in the City of Ottawa.

senior adviser of Economic and Commercial Affairs at the Delegation of the European Commission to Canada. "It is a very outdoorsy city, [so] in some respects, you are quite close to nature, which I appreciate. It is a great place to go biking or running, skiing and ice skating."

As a capital, says Kingston, Ottawa boasts features not found in other cities of its size – the National Arts Centre, the National Gallery of Canada, and other national museums, as well as great restaurants, cultural events, and the dynamics of bilingualism.

Hoffmann remarks on his Windsor experience as helping him give back to his own Ottawa community, in whatever way he can. "I think there are so many ways to do it. Find your own path, and whatever you do, just try and give back in some way, whether it be through your work, using the skills that you have learned, or through extra-curricular activities. Windsor Law really taught me that lesson."

Years after graduating from Windsor Law, it is still natural for Gordon Kerluke to "give back." For now, working a 30-hour week is not unusual for the lawyer who is finding it hard to

retire for good. He landed in Ottawa by design – he completed his Bar Admissions Course in the city so that his wife could work at Ottawa General Hospital. "It seemed, at the time, just the right, practical thing to do," he says.

"But once I got to Ottawa, I found it to be a beautiful city – and I wouldn't leave after that."

"Being the capital, it has certain attractions that Toronto can't offer. It still has a small town feel even though it's a much larger city, and it has grown considerably since I moved here [to article]," says Jennifer Jackson '95, who works at the City of Ottawa in Legal Services' Planning and Development department.

She credits Windsor Law with giving her the clinical experience (at *Community Legal Aid* and *Legal Assistance Windsor*) that distinguished her from many of her non-Windsor articling colleagues, and which continues to help her in her current role at the City.

"I think whatever position you end up articling in, if the Law School can help you with those kinds of people-skills, interviewing skills, mediation skills, as well as comfort in the

courtroom, you are miles ahead of a lot of students [who] do not have that concentration and that specialty."

Adds Sherwood, "I always found the Windsor approach to be very people-oriented, and I would like to think that I have been able to use that experience and that teaching in my approach on files, always reminding myself that even if you are dealing with an adversary, issues are best resolved if you use a people-oriented approach."

"Clearly [Windsor Law] provides the essentials of a legal education and points people in the right direction," says MacPhee. "It establishes their roots in the law, its principles and ethics. I am thankful for that foundation. It has guided me well over the years."

Professor Mark Hecht is a Law Foundation of Ontario Access to Justice Fellow and a visiting professor at Windsor Law during the 2004-2005 academic year.

Aly Alibhai is currently on secondment to Health Canada.

Law School News

Responsive Legal Education for Changing Advocacy



Maria Capulong Law II (left), University of Windsor Mediation Service Director Gemma Smyth '02, Thelton Desamour Law III and Dr. Julie MacFarlane.

Traditional legal education trains students to understand and apply the law within an adversarial framework. While these skills remain relevant, Windsor Law has responded to the reality that between 95 and 98 per cent of all cases are resolved outside a courtroom by training lawyers of the future in alternative dispute resolution methods.

Dr. Julie MacFarlane established the first mediation clinic within a Canadian law school in 1995. The University of Windsor Mediation Service (UWMS) benefited from the assistance of Osler Hoskin Harcourt LLP, who gave Windsor Law a five-year grant to “kick-start” the service. Now approaching its 10th anniversary, the UWMS is flourishing, providing free

mediation and facilitation services to the Windsor-Essex County community.

The clinic provides students with “hands-on” mediation, facilitation and training experience for credit. Students co-mediate disputes with Clinical Director Gemma Smyth '02. Appointed in January 2004, Smyth is also a sessional instructor for the Mediation Clinic Skills and Theory Course, and supervises the Internship Program in Conflict Resolution.

The UWMS mediates disputes ranging from landlord-tenant to workplace and neighbourhood disputes using facilitative mediation. The UWMS also provides voluntary, on-the-spot mediation at the Windsor Small Claims Court. The Clinic has benefited enormously from the

assistance of Dr. John Whiteside, who has served as a deputy judge of the Small Claims Court for nine years.

Dr. Whiteside allows students to attend his trials and pre-trials, both to offer mediation services, and to observe the unique nature of pre-trial conferences.

Thanks to a grant from the Law Foundation of Ontario, the UWMS also provides workshops and facilitation services to not-for-profit organizations in the Windsor-Essex County community, particularly to groups with a history of unproductive or confrontational meetings.

UWMS can be reached at:
uwms@uwindsor.ca
(519) 253-3000, Ext. 2954.

Access to Justice Course

BY PROFESSOR DAVID WISEMAN



David Wiseman

In September 2003, the Law School instituted its new first-year course in Access to Justice. The mandatory, full-year course was launched to give the institutional theme of Access to Justice a more prominent and meaningful place in the Windsor Law curriculum. The course builds upon the foundations laid by the Legal Process and the Law and the Administrative State courses, which it replaces.

The ideal of Access to Justice is often referred to as a foundational commitment of the legal system and the legal profession. In recent judicial decisions on Small Claims Court fees and advance costs in litigation, it is arguably becoming a free-standing principle of near constitutional force. And yet, it is generally conceded that both the legal system and the legal profession have a long way to go to ensure that justice is really accessible even in a procedural sense, let alone substantively.

One way to think about the deficit in Access to Justice is as a failure of the administrative state in general, and of the legal system and the legal profession more particularly, to attune the process and substance of law to circumstances of social difference and disadvantage. Over time, the Canadian administrative state has put an impressive array of institutions and programs in place (such as medicare, social assistance and public education) that have gone a long way towards realizing ideals such as equality, social justice and the common good. In a

society where there are vast differences among individuals and groups in terms of wealth, power, knowledge, skills, and culture, and where sexism, racism, poverty and many other forms of discrimination and disadvantage persist, the more the process and substance of law adheres to a one-size-fits-all model, the greater the deficit will be in access to justice.

Consequently, the Access to Justice course seeks to introduce our students to the task of critically analyzing the law in ways that are attuned to the existence of social difference and disadvantage. Further, the course seeks to enable our students to apply this critical analysis across the spectrum of legal institutions that comprise the modern Canadian administrative state – not only courts, but also legislatures and administrative agencies.

The course is taught by a team of professors in a combination of large group and small group formats that enables both intensive discussion and the development of overarching themes. The instructional format also facilitates the use of guest speakers,

including Douglas Elliot and Jean Teillet, who addressed the issue of litigation and social change in the contexts of same-sex marriage and Métis rights litigation, respectively. Our alumnus Andrew Pinto '93 analysed the operation of the Ontario Human Rights Commission.

The assessment tasks include an opportunity for the students to critically analyse the regulatory framework of a contemporary social problem of interest to them. This allows them to capitalize on the wealth and diversity of prior experience and particular interests that the students who come to our Law School bring with them.

Access to Justice Professors (2004-06)

Reem Bahdi	Mark Hecht
William Bogart	Ruth Kuras
Aaron Dhir	Paul Ocheje
Donna Eansor	David Wiseman

Reflections

on Windsor Law

BY ANNETTE PRATT



Annette Pratt, faculty assistant, reflects on technological changes at the Law School.

I started working at the University of Windsor in September 1980, at the age of 19. I interviewed at the Law School in January 1985 and began work as a faculty secretary. I have been here ever since.

We did not have computers back then. Everything was typed on electric typewriters - thank goodness for correction tapes and whiteout! When we typed, we used carbon paper to make copies. Doing handouts was an adventure as well. We typed them on carbon paper and reproduced them on a ditto machine. A few years later, the Law School purchased a few Wang word processors. That was our introduction to the computer world. Unfortunately, these were shared by all the secretaries. Every night, we backed up our files on a large floppy disk. We shared one printer.

The Law School has gone through many changes since then, and I've been here through it all. I work with wonderful people and feel like this is my home away from home.

Clean Air Policies Subject of International Law Conference



Carlos Rincon (left) of the Environmental Defense Fund and Bob Currey (right) of the University of Texas at El Paso Center for Environmental Resource Management, discuss their presentations with Professor Marcia Valiante (centre) of the Canadian-American Research Centre for Law and Policy.

Managing air pollution across international borders was the subject of an international conference hosted by the Canadian-American Research Centre for Law and Policy entitled *Air Quality and North American Borders*.

Experts on international law and environmental issues from North America offered their views on what can be done to protect citizens and the environment within the confines of two sets of laws.

Marcia Valiante is a University of Windsor Environmental Law Professor and director of the Canadian-American Research Centre for Law and Policy. She says the conference was an opportunity for open dialogue and an exchange of ideas among local individuals and environmental advocates from other international border cities.

"You are going to have issues whenever you have a metropolitan area that crosses international boundaries. Who is it that allocates the burden of clean-up between these two jurisdictions?" asks Law Professor Craig Oren of the Rutgers School of Law at Camden.

"This is a really complex business. Both sides have to think about what standard of air quality we need to protect our health and the environment, but no one can say, 'In a year Windsor's problems will all be solved.' There is no magic pill. It is hard to tell people to be patient when their health is affected, but the fact that a problem is hard does not make it impossible," he says. "The issue of air pollution is one of steady and significant progress over the past number of years."

A Giant Trial

BY JILL MAKEPEACE '03



Lawyers, judges and staff take a view of the Giant Mine in Yellowknife, NWT on an atypical day of trial.

On September 18, 1992, a deadly tragedy occurred four months into a volatile strike at the Giant Mine in Yellowknife, Northwest Territories, and scarred Canadian labour relations history. A striking union member gained access to the underground mine and set off a bomb that killed nine miners, six of whom were his union brothers who had crossed the picket line. Almost 10 years after Roger Warren was convicted of second-degree murder, a massive civil trial arising out of his terrorist act began. My assignment was

to Clerk for the trial judge presiding over a case that was to be one of first instance on several issues, and one that many lawyers remarked to be “the trial of a lifetime.”

Although a stranger to Giant, I was no stranger to Yellowknife, having clerked with the Supreme Court of the Northwest Territories in my third year of Windsor Law. My introduction to Giant came shortly after my return to Yellowknife in September 2003.

I immediately craved a glimpse of the notorious site. As I stood on the highway that bisects the abandoned

property, an eerie feeling came over me as I wondered what remained of the “war zone” that had once existed. Tired graffiti continues to be visible on rock faces lining the highway; shattered glass remains in some windows of administration buildings, while others are still boarded up, some 11 years later. I left feeling as though Giant had a story to tell and, indeed, it did.

The lawsuit began with 10 plaintiffs, 31 defendants, and several third parties, all of whom were represented by teams of lawyers. The Court facility constructed to accommodate the

largest trial ever held in the Northwest Territories was justified by the regular attendance of about 20 counsel, as some defendants were dropped on the eve of trial. Although rooted in tort, the trial touched on matters of labour, contract and criminal law. What was most notable was the unfair bargaining complaint ruled on by the Supreme Court of Canada, and the second-degree murder conviction of Roger Warren. Until recently, Warren had maintained that he was wrongfully convicted. After witnessing the entire eight months of trial time, including 65 witnesses and 1,217 exhibits resulting in 12,525 pages of transcript, I now struggle to sum up the experience in a brief article.

If someone had suggested that part of my legal education would involve descending 750 feet below the Earth's surface, I would have been in disbelief.

However, midway through the trial I found myself suiting up in miner's gear alongside the judge and 20 lawyers, as the Court "took a view" of the mine.

Also of particular interest was a theme throughout the trial and one dear to Windsor Law: access to justice. For many months, there was uncertainty as to the participation of Roger Warren. In the custody of Corrections Canada, he had no inherent right to participate in the civil proceedings even though he was a named defendant, the subject at the centre of the case and wished to give evidence. Ultimately, an Order was made for the plaintiffs to bear the expense of transporting Warren to Yellowknife to testify, and security was ramped up in anticipation of his arrival. Accompanied by two corrections officers, and eight RCMP

members, Warren's attendance unequivocally marked the pinnacle of drama during the trial.

As the proceedings wore on, I began to appreciate that, for many local residents, the trial resurrected the darkest days in Yellowknife's history. It was a time of intense anger, frustration and desperation, when loyalties among friends and families were tested, creating a hostile and divided community. The fact that many had put the tragedy behind them, wishing not to be reminded of the ugliness, was sufficient to explain why the courtroom gallery, aside from a handful of dedicated journalists, remained vacant for the majority of the trial. One can only hope that when the judgment is rendered and the appeal process is exhausted, that the horror, although never to be forgotten, can finally be laid to rest.

Windsor Law Clerkships

SUPREME COURT OF CANADA

Cheryl Hodgkin '91
Jasmine Akbarali '95
Daniel Guttman '98

TAX COURT OF CANADA

Michael Appavoo '01
Irina Schnitzer '02
Dennis Chronopoulos '04

FEDERAL COURT OF APPEAL

Amalia (Berg) Trister '88
Chadi Salloum '98
Daniel Guttman '98
Chris Knowles '04

FEDERAL COURT (TRIAL DIVISION)

Deborah Friedman '92
Faeron Trehearne '93

ONTARIO COURT OF APPEAL

Lorraine Shalhoub '86
Maryellen Symons '87
Robert Milling '88
Daniel Abrahams '89

Carolyn Gora '91
Roma Khanna '93
Meredith Hayward '96
Gavin Smyth '97
Danielle Royal '98
Gabriel Fahel '00
Eric Reither '01
Jennifer Stanton '04
Robert Wright '04
Farah Malik '04

ALBERTA COURT OF APPEAL

Jerry Topolski '00

NORTHWEST TERRITORIES

Jill Makepeace '03

SUPERIOR COURT OF JUSTICE

Tracie Eckel '86
Laurie Jago '86
Aly Alibhai '90
Professor Sukanya Pillay '90
Sonal Gandhi '96
Maria Scullion '96

Michally Iny '97
John Cisorio '97
Roger Jaipargas '98
Richard Zoppi '98
Nicole Riggs '99
Don Perry '00
Barry Yellin '01
Bryce Chandler '03
Andrew Larmand '03
Christopher Lofft '03
Paulette Pommells '03
Lyla Simon '03
Sandra Monardo '04
Philip Norton Law III
Michael Townsend Law III
Ania Zbyszewska Law III

*Please inform us of any errors or omissions to our list of clerks:
(519) 253-3000, Ext. 2920*

Faculty News

Comings and Goings



REEM BAHDI

Professor Reem Bahdi is leading a training session for senior Palestinian judges and educators in Ramallah. The Ministry of International Cooperation announced that Canada will provide \$100,000 to the project, which includes Federal Court Justice Douglas

Campbell; Catherine Fraser, Chief Justice of Alberta; and Retired Supreme Court of Canada Justice Claire L'Heureux-Dubé. Bahdi is working in partnership with the Institute of Law at Birzeit University and the Palestinian High Judicial Council.

"Access to justice remains an important issue for Palestinians," says Bahdi. "Although there have been numerous judicial education initiatives in the region, not all have met with success because they failed to gain the trust and confidence of the judges and other sectors of society."

The Canadian International Development Agency (CIDA) grant resulted from her study of legal reform and education for Palestinian judges, which was funded by the Human Security Programme of Foreign Affairs Canada, and will be released shortly. Bahdi joined the faculty in July 2004. She teaches Access to Justice, Torts and Feminist Legal Theory. Professor Bahdi was named a visiting research scholar at the University of Michigan where her work focused on Security Council Resolution 1325 and the role of women in peace-building. She also recently completed an expert report about the rights of Iraqi women under the Transitional Administrative Law (Iraq's provisional constitution).



JEFF BERRYMAN

Professor, and former Dean of Law, Jeff Berryman, was on sabbatical in the Fall term of 2004. He recently completed a paper titled, "Up in Smoke: What Role Should Litigation Play in Funding Canada's Health Care?" which was presented at the International Bar

Association Conference, in Auckland, New Zealand. Berryman also presented a seminar for the Canterbury District Law Society and Faculty of Law, University of

Canterbury titled, "Anton Piller, Alice in Wonderland: New Developments in Interlocutory Injunctions," in Christchurch, New Zealand. Berryman has also assumed the general editorship for production of the 5th edition of the *Remedies: Cases and Materials* due in August 2005. Berryman's chapter on "Legitimizing 'Legitimate Expectations': A Case Study on Filial Responsibility; Can Parents Recover for Supporting Their Children at University?" is published in *Understanding Unjust Enrichment*, Hart Publishing, UK.



WILLIAM BOGART

Professor William Bogart is on sabbatical in the Winter term of 2005. He is working on his latest book *I'll Have: Norms, Consumption, and Regulation Lite* which will examine the law's role in regulating negative consumptive habits like drinking to

excess, smoking, drug use, and pornography. It will focus on the difficulties of regulating eating at a time of escalating rates of obesity.

WILLIAM CONKLIN

Professor William Conklin was on sabbatical in 2004. He spent five months at the Lauterpacht Research Centre for Public International Law at Cambridge University working on a book on mass statelessness. He also gave several papers at Birmingham Law School, Birkbeck Law School, the Lauterpacht Centre, and authored two papers at the Learned's in Winnipeg.



MARK ERIK HECHT

Mark Erik Hecht has joined the Faculty this year as Visiting Assistant Professor and Access to Justice Fellow. Hecht has taken leave from his position as Executive Director of Human Rights Internet, an Ottawa based non-governmental organization that

specializes in human rights networking, research and documentation. He is currently the national coordinator for the Canadian Information Network on Child and Youth

Rights, and is senior legal counsel for Beyond Borders: Ensuring Global Justice for Children.

Hecht sits on the Executive Committee of the ECPAT-International campaign to end child prostitution, child pornography and the trafficking of children for sexual purposes, the Canadian government's Committee against the Commercial Sexual Exploitation of Children and Youth and the Patron Board of the Alliance for the Rights of Children. He teaches International Child Law at the University of New South Wales, where he is pursuing his PhD in law, and will be lecturing in Access to Justice and Child and the Law while at the University of Windsor.



CHARLES JAMES

Professor Charles James, after working for the last 20 years as Secretary and General Counsel to the University of Windsor, has decided it was time to return to his full-time faculty position in the Law School. James came to Windsor as a Visiting Professor in

1975 from Cardiff Law School in the University of Wales and stayed. He is looking forward with considerable enthusiasm to returning to teaching, which he noted was the reason he came to Windsor in the first place. James, a firm supporter and advocate of the centrality of Public Law to legal education and modern law practice, continued teaching Administrative Law at the School throughout his tenure as counsel to the university and brings his experience in university legal administration and its public administration context back to the classroom next year.



SUKANYA PILLAY

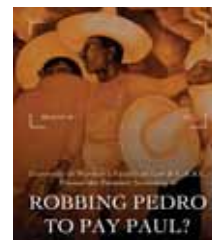
Professor Sukanya Pillay joined the full-time faculty in July 2004. Her documentary film, "Robbing Pedro to Pay Paul?" explores the impact of NAFTA and US agricultural subsidies on the indigenous corn farmers of Mexico's Oaxaca region. Her film was premiered

in October at the Moot Court of the Faculty of Law, and ran on the BBC World News Earth Report. Pillay is an international human rights lawyer with worldwide field experience, as well as a filmmaker and photographer. She says trade policies threaten the culture and livelihoods of Mexican campesinos.

"American agricultural conglomerates are selling heavily subsidized corn in the Mexican marketplace, so the Mexican farmer can't sell corn at a competitive price," says Pillay. In addition, she speaks of Mexican government policy which favours industrialization, shifting resources out of the countryside and away from campesinos.

"The issue of agriculture is particularly important because it relates to the ability of countries to be self-sufficient in feeding themselves, and in turn to self-determination."

Pillay says she chose to work in film because it has the ability to attract larger audiences to engage in discussion of issues of globalization.



KENNETH WILLMOTT - IN MEMORIAM

The Windsor Law School was saddened by the untimely passing of Kenneth Willmott, a reference librarian in the Paul Martin Law Library. He was killed in an accident in January 2005. Willmott worked in the law library since May 2003, and had just completed his first renewal of appointment. Students, faculty and staff of the Law School have donated a gift of books to the Law Library in his memory.

A Job Well Done - Helen Wilson Retires



Helen Wilson

Helen Wilson, secretary to the Dean, retired from the Faculty of Law after 12 years at the Law School. She began her career at the Faculty of Law in December 1991 as the secretary to Deans Jeff

Berryman, Neil Gold, Juanita Westmoreland-Traoré, Brian Mazer and current Dean Bruce Elman. Helen's position has been filled by Law School veteran Anne Dawson who worked in the Faculty of Law from 1984-1996 and has returned after the past eight years at the Faculty of Human Kinetics.

Legalities of Lego



Myra Tawfik

Teasing out the legal issues involved in a Supreme Court case is not child's play, even when it involves Lego and MegaBlocs. University of Windsor Law Professor Myra Tawfik spoke on the tussle over intellectual property rights between the two toymakers on CBC Radio's national program, *The Current*, in November.

"It was more fun than I had anticipated," says Tawfik. "And judging from the response I received, the traditional paths or avenues for disseminating research are not the only ways to share knowledge."

Tawfik had presented a paper on the topic last July at the University of Utrecht, in the Netherlands (publication is pending). But, she says, the audience for the radio program dwarfed the "intellectual property academics" who would otherwise be exposed to her research.

The case, expected to be heard by the Supreme Court of Canada in spring 2005, centres on whether MegaBlocs is contravening a trademark by making and selling toy bricks compatible with Legos.

Professor Tawfik is also completing the final report for the Canadian Library Association who commissioned her study on "The Impact of the WTO/TRIPS Agreement on Public Sector Libraries." The final report was due in January 2005. She continues her research on "Early Canadian Copyright History (1832-1931)," in support of which she received a grant from the Osgoode Society for Canadian Legal History. She is also a visiting sabbaticant at both the Centre for Innovation Law and Policy, Faculty of Law, University of Toronto, and the Great Library, Osgoode Hall.

New Faculty



Aaron Dhir

After completing his BA (Distinction) and LLB at Dalhousie University, Professor Aaron Dhir developed an interest in shareholders' rights litigation that influenced his research on the use of social policy shareholder proposals in Canada and the U.S.

Professor Dhir then made a shift to social justice advocacy, with an emphasis on mental health law. In 2002, he successfully litigated the case of

Daugherty v. Stall, which, for the first time in Canadian law, enshrined key procedural safeguards for psychiatric patients. In 2003, he acted as co-counsel for two intervenor groups in the forced psychiatric treatment case of *Starson v. Swayze*.

Professor Dhir has direct experience with the treaty formulation process, having participated as a non-governmental organization delegate to United Nations working group meetings respecting both the proposed International Convention on Protection and Promotion of the Rights and Dignity of Persons with Disabilities and the proposed Optional Protocol to the International Covenant on Economic, Social and Cultural Rights.

Dhir received his LLM at New York University School of Law, where he was a Graduate Editor of the *New York University Journal of International Law and Politics*. As the recipient of an NYU Center for Human Rights and Global Justice Fellowship in International Law and Human Rights, Professor Dhir was a Research Fellow with the Health and Human Rights Unit of the World Health Organization in Geneva. He was awarded the NYU's prestigious Vanderbilt Medal for "outstanding contribution to the school of law." In 2004-2005 Professor Dhir is teaching Business Associations, Secured Transactions and Access to Justice.

The Windsor Yearbook of Access to Justice

Copies of the journal of the Faculty of Law, *Windsor Yearbook of Access to Justice*, Volume 21 "The 20th Anniversary of the Charter" and Volume 22 "Reparations, and Aboriginal Rights" are for sale at \$35 and \$30 CDN, respectively.

To order, contact wyaj@uwindsor.ca or call (519) 253-3000, Ext 2968.

Bordering on New Opportunities

BY PAM ELGIE LAW II



Hui-Lin (Christina) Chen '04 (left), Dennis Chronopoulos '04, Cathy Cosentino '04 and Jan Gandhi '04 at the May 2004 Convocation at University of Detroit Mercy.

The 21 graduates of the inaugural JD/LLB Class of 2004 survived an intensive and demanding three-year curriculum to receive their degrees at two separate ceremonies. The University of Detroit Mercy hosted its Convocation on May 9, in which the graduates received their Juris Doctor (JD) degrees. The University of Windsor held its Convocation on June 4, in which they were awarded their Bachelor of Laws (LLB) degrees.

In today's economy, the United States and Canada are intimately tied through their trade relationship and, as a result, many law firms have clients in both countries. Students wishing to capitalize on this trend choose the JD/LLB Program. The graduates of this joint law program obtain both an American Bar Association-approved Juris Doctor (JD) degree and a recognized Canadian Bachelor of Laws (LLB) degree within three years.

The JD/LLB Program prepares its graduates to become lawyers well-versed in the law and legal cultures of both

countries. Canada and the United States represent the largest trading relationship in the world with \$400 billion (US) of commerce between them each year.

Many students enter the JD/LLB Program because they believe that having American and Canadian law degrees will equip them with a competitive professional advantage. The program provides students the opportunity to be licensed in both the United States and Canada. As a result, its graduates are truly international lawyers.

David Campbell '04 is a primary example of a graduate who is capitalizing on his ability to become an international lawyer by writing the Bar exams in both Ontario and Michigan. Dave is employed at Bowman & Brooke in Troy, Michigan, as well as McCarthy Tétrault LLP in Toronto, Ontario. Dave passed the Michigan Bar exam and is articling at McCarthy Tétrault in preparation of writing the Ontario Bar exam in 2005. Other students have written the Bar Exam in Washington, Illinois and Michigan.

Convocation June 2004



Shirley Linton '79 (left) representing the 25th anniversary class, Doreen Snelling '04, Loretta Stoyka '83 and Cézanne Charlebois Law III.



Professor Rose Voyvodic (left) presents Lynda Levesque '04 and Lukasz Petrykowski '04 with the Legal Aid Ontario Award.



Chancellor Frederic Jackman (left), Dr. Eleanore Cronk '75 and President Ross Paul.



Andrij Kowalsky '04 (left), Alwin Kong '04 and Leonard Kim '04.



Dean Bruce Elman



Front row from left: Dean Bruce Elman, Provost and Vice-President Academic Neil Gold, Justice Micheline Rawlins '78, President Ross Paul, Chancellor Frederic Jackman.



Associate Dean, Mary Gold



Anne Marie DeGrace '04, Sharon McKim Ryan '04 and Lisa Kudo '04.

On June 4, 2004, the Faculty of Law granted Bachelor of Laws degrees to 157 graduating students. William John Willis '04 won the Board of Governors' Gold Medal for the highest cumulative grade point average in the LLB class and Jennifer Sloszar '04 won the Gold Medal for the JD/LLB program. Justice Eleanore Cronk '75, of the Ontario Court of Appeal was awarded a Doctor of Civil Laws Honoris Causa. Dr. Cronk was honoured because of her outstanding contribution to the legal profession and the University of Windsor. Dr. Cronk delivered an inspirational address to the

graduates. Also addressing convocation was Shirley Linton '79, who brought greetings from the 25th anniversary class. Her remarks encouraged students to be flexible in pursuing their career goals, and to believe in themselves. She reflected on her skills gained at Windsor Law and encouraged the students to think of their careers as a long-term investment, despite short-term set-backs. Afterwards, a reunion dinner was attended by Dean Bruce Elman, Associate Dean Mary Gold and members of the class of '79 including Clare Brunetta, David Foulds, Justice Nancy Kastner, Stuart McCormack, Wendy Miller, Gregory Monforton and Tamara Stomp.



Sean Sadler '87 at McCarthy Tétrault LLP.

At the Top of Their Game

By MICHELLE M. MANN

While much may be said for law school graduates who successfully pursue unconventional legal careers, many also take great pleasure in achieving traditional success as a practising lawyer.

Such success ranges from being a senior partner at a prestigious firm to heading up a community legal clinic, but always engaging in an appreciation for the practice of law and its most crucial element: interpersonal relationships.

Sean Sadler '87, a Toronto partner with McCarthy Tétrault LLP, praises his good fortune in starting his career with a firm that had a diverse securities practice and great mentors. "I have always practised securities law, and always with McCarthy Tétrault," he says, "where I acquired knowledge and confidence through working with great mentors in assisting clients.

"The firm has a terrific client base whose problems are interesting, challenging the practitioner to find solutions, thereby greatly facilitating the learning curve and keeping the interest factor in my career high."

Most essential are the skills he learned from watching others earn the trust and confidence of clients. "It is really important in private practice to listen carefully to the client and identify with their problems, responding with empathy and understanding. It does not happen overnight, but clients come to trust the solution you are offering," he adds.

Sadler also credits the success of his "relationship-based" practice to the motivation he received at Windsor

Law, from professors willing to share their skills and expertise, and courses that imparted analytical discipline.

Ultimately, "my mentors and clients are really behind my success as a lawyer. I have had a very symbiotic career."

Ivana Petricone '78, and now director at the Rexdale Community Legal Clinic in Toronto, always knew she wanted to serve the public as a lawyer. The Clinic she runs deals with social assistance, housing, disability, workers compensation, and employment insurance issues – what used to be known as "poverty law."

"I went to law school thinking I'd do something like this; social justice was the reason for my attendance." Her decision was confirmed by working at Windsor's Legal Aid clinic as a student.

After her call to the Bar, Petricone practised with some "progressively minded" lawyers, volunteering with community legal clinics. She was eventually hired as a staff lawyer, later becoming director of the Clinic.

Petricone credits the faculty at Windsor Law with encouraging students to look at different aspects of the practice of law in the service of the community."

Graduating from a law school that values community work was formative for Petricone, who says her greatest reward is making a difference in the lives of poor people in the community.

David Corbett '77, a managing partner with Fasken Martineau DuMoulin LLP, agrees. Corbett says, "The best rewards are people-oriented. They are the results you get for clients, when you see very directly how the law



Mary Margaret Fox '79 (left) and Sean Weir '79 of Borden Ladner Gervais, David Corbett '77 of Faskin Martineau Dumoulin.

impacts upon them, whether it be an unemployment or human rights issue.”

Corbett gives credit to Windsor Law for its collegial atmosphere, the value put on being part of the community, and instilling in students high ethical standards. Windsor gave him a genuine enjoyment of the law, created respect for the profession, and facilitated an understanding of community obligations.

Sean Weir '79, national managing partner with Borden Ladner Gervais LLP, Toronto, also recalls the Windsor Law emphasis on integrity and ethics. Though his role in the firm is similar to a CEO, Weir spends a great deal of time managing major client relationships, resulting in a vast appreciation for integrity and ethics in his firm's practice.

Mary Margaret Fox '79, also a partner in the Toronto office of Borden Ladner Gervais LLP, left a career as a teacher to attend law school at Windsor and remains grateful she did.

“Windsor had a terrific attitude – preparing you not just to be a typical courtroom lawyer, but encouraging us to think of our law degree and legal training as a resource that could be used to do all kinds of things, in addition to traditional practice. It was a springboard you could use in all kinds of different careers.”

Fox says she received “fantastic” preparation for her career, in which she has developed a specialized litigation practice in insurance coverage, primarily involving directors' and officers' liability policies. In the early days of her practice, there was little of this type of work, so her

practice grew with the law. Today, she acts for most of the major insurers in Canada in this area. For her, that growth has been “all about meeting clients' needs.”

“At BLG, our mantra is ‘it begins with service,’ that's what we are here to do, that's why clients come to us.”

It is not easy. The path to success as a practising lawyer has its challenges. Fox says acquiring expertise in an area that few people had was difficult. “I was fortunate enough to do so. I basically went out and made myself an expert in the area.”

Given that the poverty clinic movement was just developing when she graduated, Petricone found a shortage of mentors. Her current challenge involves ensuring the continuing health of the clinic and the community legal aid system in Ontario. “It is quite respected, but it is, and was, tough to ensure stable funding and room for growth.”

A constant issue says Sadler, has been striking a balance. “It requires constant adjustment in different stages in life. It is easier to manage when you are younger, but grows more challenging as you get older.” He recommends taking stock fairly frequently of both work and outside routines to judge if they are working, and then making minor adjustments. “Leave it too long and a minor problem might become major,” he cautions.

Work-life balance presents the biggest challenge to enjoying practice, says Weir, with huge demands on a lawyer's time as they build their career. His key to success? “Stay healthy and fit, to help you carry on. Have



Ivana Petricone '78

outside interests, and keep your family together. It provides a good foundation for taking on the stresses and strains of high-profile practice.”

Not surprisingly, the definition of a successful practising lawyer has not changed much over the years. Serving clients remains at the core.

Says Fox: “A successful practising lawyer feels they are working hard for a group of clients who appreciate you because of that hard work and your knowledge, and have faith you will be able to help them accomplish their goals.”

“For me,” says Weir, “success is defined by the ability to gain the confidence of the clients you serve. Everything else leads to the client trusting your judgment, which means your career flourishes.”

Petricone sums it up: “Success is approaching the practice of law with solid ethics, with a view to public service, and with an appreciation of the prestigious standing of lawyers in our society and the need to use that judiciously to advance the public interest.”

For Corbett, success is “enjoying what you do, working hard at it, respecting the people you work with and helping them.” Sadler agrees: “It’s about getting up each day and enjoying coming in to work. If you are enjoying it, it must be interesting, plentiful and clients must have returned... so you must have helped them!”



Calgarian John Brussa '81

John Brussa '81, partner with the Calgary firm Burnet, Duckworth & Palmer LLP, is the head of the firm’s tax department. He is recognized for his work throughout the country. Brussa was named to Lexpert’s Top 500 Lawyers in Canada list three years in a row.

Brussa credits Windsor with imparting three components of knowledge he says are required to practise law well: legal knowledge, people (or emotional) knowledge, and business knowledge. “Windsor was great at developing people knowledge. Because of the very diverse student body, you were exposed to all kinds of people.”

“It was a very useful tool for becoming an effective lawyer,” he adds. This exposure has paid off. Not only did Brussa master the team-building skills necessary for practising law, but those same skills served as a platform for his less traditional role as business advisor.

Accordingly, Brussa is grateful for the opportunity and the level of mentorship offered by the faculty, noting that “no one pulls themselves up by their own bootstraps; there is always help along the way.”

He reserves his greatest thanks for professors who gave him a low mark on his first-year moot, “sending me in the right direction with amazing prescience,” he laughs.

Alumni News

Ontario Lawyers Reach Out to Help Ironworkers in the Aftermath of 9/11

[copy reprinted from the *Ontario Lawyers Gazette*, with permission from the Law Society of Upper Canada]

On September 11, 2001, in New York City, a Mohawk ironworker took out a pocket camera he used for his work and snapped a picture of a plane - hijacked by terrorists - ploughing into the World Trade Centre building that his father and grandfather helped to build. He and a group of other ironworkers were in the forefront of relief efforts in the wake of terrorist attacks that destroyed planes, buildings and lives in New York, Virginia, and Pennsylvania. They didn't think of themselves at all as they entered smoky areas that wreaked of destruction. For many, the smoke and aerosols at Ground Zero - the name given to the area of carnage in New York - presented a new kind of danger. The ironworkers called out for help, and two Ontario Lawyers answered the call.

Ontario lawyers James Scarfone '73 and Bruce Hillyer - along with 16 other Canadian lawyers - offered pro bono legal representation to the ironworkers who were injured or suffered illness as a result of moving debris so that emergency service crews could access the collapsed building in New York.

Scarfone and Hillyer offered their pro bono legal services through an intermediary organization called Trial Lawyers Care (TLC). The non-profit organization was founded by the Association of Trial Lawyers of America



James Scarfone '73

(ATLA). It was the largest pro bono project in the history of American Jurisprudence. TLC helped 9/11 victims obtain free legal representation from lawyers familiar with personal injury and wrongful death law and the Victims Compensation Fund of 2001 (VCF).

The VCF was designed as a no-fault alternative to tort litigation for 9/11 victims. According to the U.S. Department of Justice, the fund has processed more than 7,300 claims for death and injury arising out of the 9/11 tragedy.

"There's no question that TLC was an absolutely amazing thing," said Scarfone, a founding partner in Scarfone Hawkins LLP in Hamilton. "They helped thousands of people obtain millions of dollars and for no fee whatsoever. How

could you not say yes?"

Scarfone and Hillyer are both associated with ATLA. They got involved in the 9/11 pro bono effort shortly after 35 Mohawk ironworkers from Quebec discovered TLC. The ironworkers claimed ill health effects from participating in the Ground Zero rescue efforts that took place in the rubble of the collapsed World Trade Centre buildings in New York.

Once the ironworkers were ready to file their claim, Leo Boyle - the president of ATLA at the time - contacted Gary Bigg, the Chairman of the Canadian membership Committee for ATLA. Bigg contacted Scarfone, Hillyer, and lawyers from six other Canadian provinces.

The team of Canadian lawyers stretched from British Columbia to St. John's, Newfoundland. Each lawyer volunteered to take on an individual ironworker's case. Scarfone is acting in a fatality case. The husband of Scarfone's client was present at Ground Zero and died about six months after the attacks. He must prove the medical health issues and death of his client's husband were caused by the inhalation of aerosols in the air after 9/11.

Scarfone estimates he has worked 50 hours on the case. He will give up a day so he and his client can travel to New York for a medical hearing. Scarfone and his client have now attended a final

“There’s no question that TLC was an absolutely amazing thing. They helped thousands of people obtain millions of dollars and for no fee whatsoever. How could you not say ‘yes’?”

- JAMES SCARFONE '73

hearing before the Special Master in New York City. A decision has not yet been rendered.

He assures his client that if she does not qualify for compensation, at least she tried. But for him, it is not so simple.

“You can be satisfied with trying to do a good job but, until you get the result, it is like playing your whole season and never getting to the Stanley Cup.”

One of the results from Bruce Hillyer’s case hangs on his office wall. The Mohawk Warrior flag he received from his client bears the signatures of all the ironworkers at the compensation hearings.

“The first time I had been to the [Kahnawake Reserve] I noticed on the wall of the Moose Lodge a Mohawk Warrior flag with a series of signatures on it,” says Hillyer, a founding partner in the Burlington law firm Martin & Hillyer Lakeshore Law Chambers.

“It turns out that these were the signatures of about 120 men who had been working in and around Ground Zero and volunteered to work at Ground Zero. When my client gave

me one of those flags, I invited him and the other fellows to sign it the way the original was.”

The flag marks the completion of Hillyer’s case, on which he estimates he spent roughly 100 hours. He still remembers the challenges it presented. “The first challenge was understanding the process,” said Hillyer. “The process was unique to the compensation fund. This was really not the place to do a jury trial.”

Mount Sinai Hospital in New York was conducting tests to identify the consequences of exposure to aerosols after 9/11. The tests came back positive, but the doctors recommended additional testing.

To complete the testing, Gary Bigg enlisted the services of Montreal doctor Paolo Renzi, whose staff completed the testing. “They worked nights and weekends to put the report together,” said Hillyer.

Once the research and reports were completed, Hillyer went through three hearings. Two were done by telephone; the third was the in-person hearing, the final appeal.

The final hearing took place in the

Kahnawake Reservation, with lawyers and claimants present. After each case was heard, the lawyers and hearing officers were invited to a special ceremony. For Hillyer, the ceremony was unforgettable.

“The highlight was the Native dancers. They did traditional dances and got the lawyers to participate,” he admits.

The pro bono legal representation that Scarfone and Hillyer offered the Mohawk ironworkers affected by 9/11 is unique and surrounded by extraordinary circumstances. But the two lawyers say they merely did what was right.

“We know what we did and tried and that is all that is important to me,” Scarfone says. “I guess people want to give us some credit.” At this point, he pauses: “It is like if you see somebody at the side of the road injured, how could you not help?”

Hillyer said he felt motivated to act in part due to a statement made by Boyle: “If a firefighter can rush into a burning building and lose his life for someone he does not even know, the least I can do as a trial lawyer is represent his children for free.”

Lawyer Answers A Different Call

A search for a deeper understanding of his faith led a Windsor lawyer to the priesthood. Rev. Brian Jane '78, a former real estate, land development and corporate lawyer, was ordained on May 1, 2004. Jane earned a Master's degree in theology in 2000 from the Sacred Heart Seminary in Detroit.

Jane says that, as surprised as his clients were at his change of profession, his family was not. It is not

unusual for lawyers to become priests, even after 20 years, says Jane. “When I was taking courses at Sacred Heart Seminary there were a number of former lawyers in training to become priests.”

He always tried to practise law with the utmost of integrity, all the time doing charitable work. “I decided to treat that as a vocation. That is the way I practised law,” said Jane. “I really did enjoy it.”

Call to the Bar

Receptions

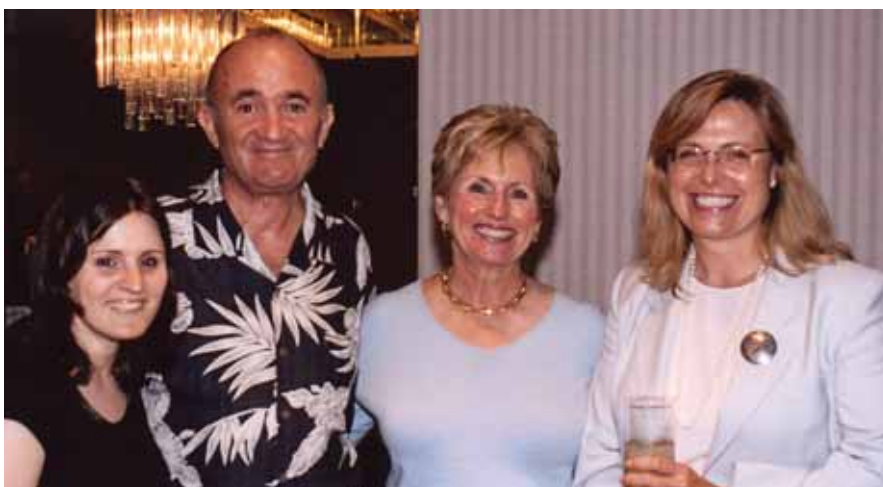
OTTAWA



LONDON



TORONTO



Alumni Receptions to Honour New Members of the Law Society of Upper Canada

The Call to the Bar Ceremonies, held by the Law Society of Upper Canada, provide us with an opportunity to hold alumni receptions in London, Toronto and Ottawa. Please save these dates and join us to celebrate Windsor Law's newest additions to the profession.

Ottawa

July, 2005
(Date to be announced)
Sheraton Hotel, Ottawa, ON

London

July 18, 2005
Hilton Hotel, London, ON

Toronto

July 21, 2005
Sheraton Centre Hotel, Toronto, ON

From Windsor Law to Western Canada

BY KAREN MOMOTIUK '96

Of our 4,512 alumni who have temporarily called Windsor their home during their three years of law school, only 543 have stayed in Windsor. After convocation, graduates have dispersed throughout the Canadian, American and International legal communities.

We have 282 alumni in Alberta and British Columbia alone. Thirty students from our first-year class are from out west. The bulk of our past alumni outreach efforts have been concentrated in centres such as Toronto, London, Ottawa, Hamilton and Windsor. We were overdue when Dean Bruce Elman, Director of Career Services Francine Herlehy '89, and I

packed our bags, our course calendars, and *Nulli Secundus* to take Windsor Law to Western Canada.

We visited 22 firms and held three alumni receptions. Current students had the opportunity to mingle with graduates. We had almost 60 alumni turn out for our reception in Vancouver. In Calgary, we were grateful when Patrick McCarthy '75 at Borden Ladner Gervais LLP hosted our event. In Edmonton, John Frame '91 hosted the next alumni reception at Witten LLP. Their generosity was greatly appreciated.

We had an opportunity to discuss the firms' student programs and hiring practices, face-to-face. We also

enjoyed sharing our news about our enhanced course offerings, our new Access to Justice course, and our increasing trend towards clinical and experiential learning.

Our connection with these firms continues to expand in this important market for our law students. We will continue our outreach efforts to Western Canada, and look forward to our next visit.

We want to extend our sincere thanks to all who helped plan these events, and to all the alums who attended.

Look for a profile on alumni activity in Vancouver, British Columbia in an upcoming issue of *Nulli Secundus*.

WESTERN CANADA ALUMNI RECEPTIONS



Advancement News

Award Re-Investment Program

Thousands of scholarships, awards and bursaries have been awarded since 1968. If you graduated more than five years ago, we ask that you consider re-investing your award in Windsor Law to create new opportunities for future law students.

We awarded 166 awards in the 2004-2005 academic year to deserving law students, and are constantly developing new scholarships and bursaries to further support their studies. Over 2,000 scholarships, awards and bursaries have been distributed between 1968 and today.

Even with the current tuition freeze at Ontario Law Schools, the cost of obtaining a law degree continues to rise – approximately \$171,000 when factoring in tuition, cost of living, textbooks and lost opportunity cost.

These awards, scholarships and bursaries go a long way to help ease the financial constraints that students experience. Our students are grateful for this help.

Upon graduation, they add the award to their résumé, websites and firm biographies. The award money, although greatly needed at the time, fades into the background of the law school experience as they advance their careers.

If you graduated more than five years ago, we are asking you to consider re-investing all or part of your award back as your annual gift this year.

When we call you during our phone-a-thon, or when you receive your pledge card in the mail, simply indicate our “Award Re-Investment Program” with your donation. We will allocate the amount of your pledge back to our general fund for scholarships and financial aid, so that another student can benefit from your generosity.

As an added incentive, we will notify the original donor that you have re-invested your award to create new opportunities for future law students.

To inquire about this program, or to obtain more information, please contact Karen Momotiuk, director of Alumni and Fund Development at karenm@uwindsor.ca, visit us online at www.uwindsor.ca/donations or at (519) 253-3000, Ext. 2920.



Gail Willoughby Law III (right) is presented with the Barbara Gisell-Ferreira Award by Kim Duong Law II.



Sarah Lesniewski '04 (left), Rebecca Askew Law III, Wendy Lawrence '04 and Efthalia Lidakis '04.



Dean Bruce Elman and Associate Dean Mary Gold presented Crystal George Law III with the Achievement in Non-Traditional Advocacy Award.

Miller Thomson LLP Entrance Scholarship

Thanks to a generous commitment from Miller Thomson LLP, a scholarship in the amount of \$2,500 will be awarded annually to a student entering Law I who had high academic achievement during the final year of undergraduate studies, financial need, extracurricular and community involvement. This award was established in 2003 by Miller Thomson LLP.



Annual awards reception celebrating the 166 scholarships and bursaries awarded to Windsor Law students in 2004-2005.

New Scholarships: Justice Julius Alexander Isaac Scholarship

The Honourable Julius Alexander Isaac, former Chief Justice of the Federal Court of Canada, has had a profound impact, both professionally and personally, on the lives of many Canadian lawyers and judges. His lengthy career is unique within the Canadian legal community. The Canadian Association of Black Lawyers (CABL) has announced the new Honourable Julius Alexander Isaac Scholarship at the University of Windsor Faculty of Law.

The scholarship is designed to assist students who have demonstrated a commitment to excellence in education and to their community despite their own challenges. It is volunteer-driven and will be awarded annually to a deserving first-year law student.

Born in Grenada in 1928, Justice Isaac received his BA in 1955 and an LLB in 1958, both from the University of Toronto. He was called to the Ontario Bar in 1960 and the Saskatchewan Bar in 1962. He was also called to the Bar of Grenada in



Justice Julius Alexander Isaac

1965. He served as Legal Advisor, Economic Development Corporation of Saskatchewan for three years. He served as Magistrate in Grenada for one year. He also worked at the Federal Department of Justice from 1971 to 1989 and served as Assistant Deputy Attorney General (Criminal Law) from August 1987 to February 1989. Appointed Queen's Counsel in 1975, he was called to the Alberta Bar in 1981 and was certified as a criminal law specialist by the Law Society of Upper Canada in 1988. Less than three

years after becoming a judge of the Supreme Court of Ontario in 1989, Justice Isaac was appointed Chief Justice of the Federal Court of Canada, a position that he held until he elected to become a supernumary judge of the Federal Court of Appeal in 1999.

The Isaac Scholarship was launched through two major events. First, a Celebration of Excellence Gala Dinner was held in Toronto, November 2003. A barbecue and silent auction followed in July 2004, celebrating Justice Isaac's birthday. The barbecue was chaired by Sandra Thomas, Patricia DeGuire, Sue-Lynn Noel and alumna Denise Dwyer '89.

The first award was given out in the 2004-2005 academic year to Baaba Forsen, Law I.

Those wishing to contribute to the Isaac Scholarship may contact Director of Alumni and Fund Development Karen Momotiuk at (519) 253-3000, Ext. 2920 or visit www.uwindsor.ca/donations



Denise Dwyer '89, Sandra Thomas and Patricia DeGuire co-chaired the event.



Sue-Lynn Noel, president of the Canadian Association of Black Lawyers addresses Justice Isaac.



David Miller, mayor of Toronto, congratulates Justice Isaac.

Answering The Call

BY KAREN MOMOTIUK '96

As the director of Alumni and Fund Development, I am often asked why alumni donate to Windsor Law. There are as many individual reasons as there are donors.

Our highly successful "\$2000-4-2000\$ Campaign" resulted in major physical and technological improvements to the 35-year-old Ron Ianni Law Building, and investment of over \$1 million dollars in endowed scholarships. Alumni contributions to our Annual Fund more than doubled in 2004. We are now in a position to take our fundraising efforts to the next level.

Our donors continue to surpass our expectations. They donate resources, time and money on countless occasions, and offer unique and innovative ways of being involved. One alum designed a specialized course in his area of expertise as his gift on the 30th anniversary of his graduation - and traveled from Calgary to teach it. Our alums have donated everything from artwork to hockey jerseys; gifts that were meaningful to them.

We try to contact each alumnus personally during our Annual Giving Campaign. The phone-a-thon is our chance to update our alumni addresses and keep track of our lawyers' professional accomplishments and their personal experiences. Current Law students, along with the Dean, Faculty and myself make the majority of the calls. We want to update you on what is new at the Law School and ask for your feedback on how we can improve.

I was moved when I listened to students like Tasneem Jivanji Law III, Tessie Kalogeris Law I and Jonathan Lerman Law I. They did not speak like naïve first-timers trying to break into

the profession - they spoke to our alums like friends. I am sure that when the student ended a call with a smile on their face, the alum they spoke with did, too.

Alumni can allocate their pledges to any area they choose - some prefer scholarships or technological improvements, while others ask about mootings or our clinical programs. Of course, a paid pledge to the Law School results in a tax receipt, and we encourage you to consider the tax benefits for your personal finances or your law practice.

A far more important question is: "Why should *you* donate to Windsor Law?"

Alumni Development
is about **reconnecting**
alumni with
positive experiences at
the Law School and
celebrating shared
successes.

If you think back on the day you were accepted to Law School, it probably evokes memories of excitement, relief and anticipation of how your law degree would enhance your education and your life. Three individuals on the admissions committee said "yes" - to you. You, in turn said "yes" to Windsor Law.

Why should you give back?

When alumni contribute to our Law School, they help us deliver on the promises we made when they accepted us. Our admissions policy, our focus on clinical and experiential learning and our overarching theme of Access to Justice distinguishes the Windsor Law

Degree, and is something of which we should be proud. Our Faculty and Staff, our current Dean and those who came before him - these are the real legacies of our Law School. We count Judges, Parliamentarians, senior managing partners, and great legal thinkers among our ranks, but Windsor Law not only contributes to great résumés; it contributes to great people.

Directing fund development is more than asking for money. It is about reconnecting one alum at a time with positive experiences at the Law School and celebrating shared successes. We want to foster a connection with you on your terms. We want to find out what resonates with your practice, your life and your career. We want you to take it personally.

Meaningful, productive involvement in your Law School advances the reputation of the Law Degree we all share. Windsor Law was part of your development as a legal professional, and we would not be who we are today without you.

You have the opportunity to make your own personal contribution to the future of Windsor Law and where we go from here.

Answer the call.

ON-LINE DONATIONS



UNIVERSITY OF

WINDSOR

Our on-line giving link makes it easier than ever to donate to Windsor Law.

www.uwindsor.ca/donations

Alumni on the Move

If you have an update for our **Alumni on the Move** section, or if we have inadvertently omitted someone, please contact the editor at *Nulli Secundus* (nulli@uwindsor.ca) to ensure we recognize our alums and their successes!

1970s

Paul Macklin '71 is the Parliamentary secretary to the Minister of Justice and the Attorney General of Canada, Irwin Cotler.

William Trudell '71 was inducted as a Fellow of the American College of Trial Lawyers and was named Ontario Lawyer of the Year by *The Law Times*.

Peter Adams '74 was recently appointed to the Ontario Court of Justice in Prescott, Ontario.

Jerry Udell '74 achieved the designation of Specialist in Real Estate Law from the Law Society of Upper Canada. Jerry practises at McTague Law Firm LLP in Windsor.

1980s

Natalino Bernardon '80 has been appointed as the Crown Attorney for Windsor. He works with Windsor Law alumni David Foulds '79, Walter Costa '84, Frank Schwalm '84, Randal Semeniuk '84, Brian Manarin '86, Michael Beattie '87, Renee Puskas '88, Lloyd Dean '90, Kim Bertholet '95, Tom Meehan '00 and Jane Magri '02.

Joe Comuzzi '80 gave the annual lecture at the 64th annual luncheon of the Italian Civic League in Rochester, New York.

John Brussa '81 is a partner at Burnet Duckworth and Palmer LLP in Calgary and was the keynote speaker at the Windsor Law alumni dinner in Windsor in November 2004. John practises along with fellow Windsor Law alumna Penelope Hamilton '81.

James Dunlop '81 is a partner at Lerner's LLP and was recently certified as a Specialist in Corporate and Commercial Law by the Law Society of Upper Canada. James practises along with fellow Windsor Law alumni Rodney Dale '73, Peter Kryworuk '82, Kevin Ross '82, Paul Brooks '83, David Waites '90, Robert Ledgley '94, Jasmine Akbarali '95, Jacqueline Emerton '96, Shannon Lobb '96, Shauna Powell '96, Deborah Gee '00, Melissa Murray '02, James Round '02 and Beth Jones '03.

John Hall '81 was recently certified as a Specialist in Real Estate Law by the Law Society of Upper Canada. Matthew Alter '85 was certified as a specialist in Construction Law by the LSUC. They practise at Borden Ladner Gervais LLP along with Windsor Law alumni Steven Iczkovitz '72, Patrick McCarthy '75, Robert Kitchen '76, Mary Margaret

Fox '79, Sean Weir '79, Timothy Buckley '80, Lawrence Kwinter '80, Thomas Knutson '81, Bruce Fowler '82, Robert Russell '83, Benjamin Trister '87, Richard Shaban '88, James McLellan '93, Karen Legate '94, Laurie Cook '95, Michael Holder '95, Jeffery Jenkins '95, Andrew Loh '95, Christine Long '95, Wendy Riel '95, Michael Smith '96, Katharine Byrick '97, Michael Decosimo '97, Robyn Grant '98, Roger Jaipargas '98, Maureen Ward '99, Adam Segal '00, Jenette Boycott '01, Rebecca Bush '01, Charles King '01, Graham King '01, Leonard Lee '03 and Francesco Gucciardo '03.



John Hall '81 addressing the annual Windsor Law dinner at the King Edward Hotel in Toronto.

G. Frederick Kingston '81 spoke to the Canada-United States Legal Issues class on the topic of trade and economic relations between Canada and the European Economic Union. He is the Senior Advisor for Economic and Commercial Affairs, Ottawa Delegation of the European Commission.

Marianne Kroes '87 is Legal Counsel to Legal Services, DIAND Comprehensive Claims & Northern Affairs.

Charles Ashton '83 is counsel for the Madison Centre.

Andre Ayotte '84 practises at Aird & Berlis LLP with fellow alumni Christopher Williams '78, David Malach '79, Nick Torchetti '83, Margaret Nelligan '84, Louise Summerhill '88, Hayden Solomons '95, Lisa Marcuzzi '96, Natashia Kalogiannis '99, Patricia (Hentz) Corneil '02, Pamela Miehl '02, and Jagruti Chauhan '03.

Warren Creates '84 is counsel with Perley-Robertson, Hill & McDougall LLP in Ottawa.

Julia McIlraith '84 is Legal Counsel for the Department of Justice, Regulations Section.

Paul Miron '85 is National Commercial Counsel at First Canadian Title.

John Rokakis '86 achieved the designation of Specialist in Citizenship and Immigration Law from the Law Society of Upper Canada.

Jennifer Dietrich Suzor '86 was recently certified as a Specialist in Family Law by the Law Society of Upper Canada. Jennifer practises in Windsor, Ontario, at Kirwin Partners along with Windsor Law alumni Rodney Godard '76, Gabriella Bonn '77, Gary Wellman '77, Warren Fullerton '80,

R. Paul Layfield '86, Karl Gerstheimer '92 and John McMahon '96.

M. Greg Abogado '88 is an associate with Adair Morse LLP along with Windsor Law alumnus Jerome Morse '79.

Kimberley Arthur-Leung '88 received the British Columbia Achievement Foundation award and medal for outstanding lifetime volunteer and community contribution. Kimberley is married to Arden Leung '87.

Susan (Fekete) Easterbrook '88 was certified as a specialist in Estates and Trusts Law by the Law Society of Upper Canada. Susan co-authored the book *Mediating Estate Disputes* along with Windsor Law alumna Francine Herlehy '89.

Susan Whelan '88 is the recipient of the 2004 Clark Award for distinguished alumni at the University of Windsor. Susan recently joined Paroian Law where she practises with fellow Windsor Law alumni Steven Bezaire '92 and Jeffery Hewitt '94.



Sandy (Maria) DiMartino '01, Neil Rooke Law III, Karen Momotuk '96 and Steven Bezaire '92 at the University of Windsor annual golf event in Toronto.

Janet Bobechko '89 is a partner at Goodman and Carr LLP, and was recently appointed as an expert to the Canadian Brownfields Network, representing key sectors of the economy dedicated to Brownfield Development. Janet practises along with fellow Windsor Law alumni Grant Gold '79, Clare Sullivan '80, Sonja Falkenberg '86, Len Gaik '95, Ramandeep Grewal '97, Sofia Tsakos '99 and Andrew Sprague '03, who has recently joined the Technology Business Solutions Group.

Philippe Capelle '89 and Elizabeth (Betsy) Kane '89 practise together at Capelle Kane Immigration Lawyers in Ottawa.

Danielle (Lacasse) Istl '89 has been appointed the Academic Integrity Officer at the University of Windsor. She was the associate director of the JD/LLB Applied Legal Theory and Analysis Program and assistant professor in Legal Writing, Research and Analysis.

1990s

Jacqueline Bart '90 achieved the designation of Specialist in Citizenship and Immigration Law from the Law Society of Upper Canada.

Edward Corrigan '90 achieved the designation of Specialist in Citizenship and Immigration Law from the Law Society of Upper Canada.

Anthony Giannotti '92 was recently certified as a Specialist in Civil Litigation by the Law Society of Upper Canada. He practises at Corrent & Macri along with Windsor Law alumni John Rossi '76, John P. Corrent '77, John Macri '77, Mark Steffes '79, Stephen Cheifetz '80, Cheryl Hodgkin '91 and Dimitry (Jim) Beluli '93.

Andrew Green '92 is counsel at Diamond Estates Wines and Spirits Ltd. in Toronto, Ontario.

Barbara Jo Caruso '92, a partner at the firm of Gowling Lafleur Henderson LLP achieved the designation of Specialist in Citizenship and Immigration Law from the Law Society of Upper Canada.

David Dembroski '93 is an associate at Stohn Hay Cafazzo Dembroski Richmond LLP.

John Stout '93 is a partner at Cavalluzzo Hayes Shilton McIntyre & Cornish LLP. John came to speak to the Labour and Employment Law Society in 2004.

Adam Cappelli '94 practises at Ross & McBride along with Windsor Law alumni Mark Sazio '84, Barry Yellin '01 and Lauren Bale '02.

Anju (Verma) Sharma '94 is counsel with Hamilton Appotive LLP.

Vishva Ramlall '98 is counsel with the Information and Technology Trade Policy Division.

George Vuicic '95 is an associate with Hicks Morley Hamilton Stewart Storie LLP. George practises along with Windsor Law alumni Patricia Murray '88, Michael Doi '92, Andrea Raso '92, Simon Mortimer '93, Craig Rix '93, Sarah Crossley '97, Adrienne Ripepi '00, Rachel Arbour '02 and Fernand Vartanian '02.

Tara Lucas '96 is counsel with Royal Bank of Canada Trust Company (Jersey) Limited in St. Helier, Jersey, Channel Islands.

J. Bradley White '96 is a partner at Osler Hoskin & Harcourt LLP in Ottawa along with fellow Windsor Law alumni James Smellie '73, Richard Wong '73, Jean DeMarco '74, Kenneth McLean '75, Scott McLean '75, James Ledger '77, W. Jason Hanson '80, Peter Franklyn '82, Adrian Hartog '82, John Cotter '81, Peter Cory DCL '90, Leigh Ann Kirby '93, Frances Fisher '94, Lara Campbell '98, Bernard Godden '98, Catherine Waugh '98, Stephanie White '99 and Julie Cordiero '02.

William (Bill) Ford '97 is counsel to Magna Entertainment Corporation in Aurora, Ontario. Bill is married to Sarah Crossley '97.

Dean Masse '97 and Sean Sorensen '97 were admitted to the partnership of McCarthy Tétrault LLP. They practise with fellow Windsor Law alumni Jeffrey Freedlander '76, Brad Teichman '79, Graham Gow '80, Jay Hoffman '85, James Morand '87, Sean Sadler '87, Linda Pieterston '90, John Yuen '93, Susan Spence '96, Tom Sutton '96, Michally Iny '97, Carole Jenkins '98,

Justin Lapedus '98, Bernadette J. Carlton Saumur '98, Carl Cunningham '99, KarSoen Ho '99, Greg McNab '99, Mark Polley '99, Wanda Shreve '99, Tzen-Yi Goh '00, Wendi Locke '00, Rachelle Moncur '00, Phillip Shaer '00 and Carmen Coccimiglio '01.

Julie St. John '97 teaches Applied Legal Theory and Analysis at the University of Detroit Mercy in the JD/LLB program. Julie is married to Craig Houle '93 who is an Assistant Crown Attorney in Windsor.

Lynne (Rudan) Woolcombe '97 is legal counsel at the Corporate Finance Branch of the Ontario Securities Commission.

Thomas Flavin '98 is a legal advisor at the office of the Judge Advocate General, Canadian Forces in Cold Lake, Alberta.

Richard Taylor '98 along with his wife Lorian welcomed their daughter Grace Marie in June 2004.

Chantel Oshowy-Carvalho '99 is an associate at Kelly & Kelly Legal Counsel in Petawawa, Ontario.

Kileen Dagg Centurione '99 and her husband Marcello Centurione welcomed daughter Nievae in May 2004.

Tara Gatten '99 and Eric Querbach welcomed daughter, Grace on October 15, 2003. Tara practises at Furlong Choldola Reynolds with Windsor Law alumni Robert Reynolds '79 and Michael Drake '98.

Scott Relf '99 has joined Berry Moorman PC as an associate in their office in Birmingham, Michigan. Scott practises international and cross-border commercial law and is licensed in Michigan, New York, Illinois and Ontario.

Michael Robinson '99 practises at Siskind Cromarty, Ivey & Dowler LLP in London with fellow Windsor Law alumni Dawn Sullivan '97, Laura Gdak-Tripp '99 and Elizabeth (Hood) Traynor '99.

2000s

Alan Clausi '00 is an associate with McLeod Clermont & Associates along with fellow Windsor Law alumnus Francis Aheto-Tsegah '00.

George Hendry '00 and his wife Dianne were proud to announce the arrival of their son, Dean Richard Randall Hendry in July 2004.

Don Perry '00 has joined the firm of Hacker Gignac Rice along with fellow Windsor Law alum, John Barzo '92. Don also serves on the Local Courts Management Advisory Committee and the Youth Criminal Justice Act Steering Committee in Midland, Ontario.

Erin Tait '00 is an associate at Koffman Kalef Business Lawyers in Vancouver B.C. Erin is engaged to Mark Mounteer '02 with a wedding planned for May 2005.

Laura Ward '00 is an associate at Elkind, Lipton & Jacobs LLP.

Joe Chiumminto '01 practises at Spina Cugliari LLP along with his fellow Windsor Law alumnus Fernando Cugliari '00.

Sean Grayson '01 is an associate with Roy Elliott Kim O'Connor LLP along with fellow Windsor Law alumnus Won Kim '90.

Allison Smith '01 has joined the office of the leader of the opposition as the Justice Policy

Researcher in Ottawa.

Shiraz Gheyara '02 is an associate at Torys LLP along with Windsor Law alumni Philip Brown '84, Debbie DeGirolamo '85, Jennifer Guerrard '96, Michael Pickersgill '97, Wendy Kennish '99, Shauna Parr '01, Danelle (Meighan) Parkinson '02 and Robert Soccio '02

Deborah Singer '02 is an associate with McMillan Binch LLP along with Windsor Law alumni Michael Templeton '80, Neil Saxe '86, Susan Nickerson '96, Sarah Diamond '02 and Paul Jachymek '02.

Ann (McGhee) Stewart '02 and Fraser Bushell '02 opened Kent Street Law Offices in Simcoe, Ontario, in the summer of 2004.

Jay King '03 received the William Belmont Common, QC Prize at the Toronto Call to the Bar Ceremony.

John Navarette '03 is an associate at Greenspan, White along with honorary alumnus Edward L. Greenspan, QC, LLD, DCL '02

Kata Youn (Kathy) Noohi '03 is an associate with Leslie Dorrett Law Office in Toronto, Ontario.

Suzanne White '03 published "EF Cultural Travel v. Explorica: The Protection of Confidential Commercial Information in the American and Canadian Contexts" in the *Canadian Journal of Law and Technology*. Suzanne is an associate at Carter & Associates in Orangeville, Ontario.

Karen Willans '03 has joined the firm of Millar Krekewetz LLP and is practising in the area of Tax and Trade Law.

Jane Bullbrook '04 was awarded a Student Publication Grant by the Centre for Innovation Law and Policy. Jane published "Geographical Indications Within GATT" in the *Journal of World Intellectual Property* under the supervision of Dr. Maureen Irish.

Damien McCotter '04 was awarded a Student Publication Grant by the Centre for Innovation Law and Policy. Damien wrote an article on semiconductor chips under the supervision of Professor Myra Tawfik.

IN MEMORIAM

Les Hulka, JD '80, LLB '81 passed away suddenly in June 2004. Les was a nationally recognized writer and speaker on US and Canadian immigration law matters and was a specialist in immigration law.

Kenneth Sarnecki, QC '82 passed away in December 2004. Ken was a member of the RCMP before attending Windsor Law, and was an Executive Member of the Canadian Bar Association in British Columbia.

YOUR OPINION MATTERS

If you are interested in serving on the Nulli Secundus Advisory Board, please contact Dean of Law Bruce Elman at nulli@uwindsor.ca

From the Editor



DEAR ALUMNI AND FRIENDS:

I am pleased to present our Winter issue of *Nulli Secundus*. It recognizes and celebrates alumni involvement in our Law School and our pictorial pages illustrate this beautifully.

Many of you attended our alumni dinners in Windsor, Toronto and Hamilton, and our call to the bar receptions in Ottawa, Toronto and London. These proved to be great venues for alums to reminisce with friends and for our students to get to know their predecessors. Our outreach efforts to Ottawa, Toronto and London, and especially to Vancouver gave me a chance to catch up with friends I had not seen since graduation.

We want to establish active alumni chapters in these cities to expand our relationship with our alumni. Your participation in these events helps us realize that goal.

Our alumni in Ottawa shine in Laura Pearce's article "Capitalizing on their Degrees." Laura showcases the wealth of legal talent outside of traditional law practice in our nation's capital. These lawyers, officers and jurists are illustrative of how a law degree does not necessarily lead one to the courtroom, and can enhance a myriad of careers.

In contrast, "At the Top of their Game" takes *Nulli Secundus* in a different direction. Over the last two years, our lead articles have highlighted faculty and sessional instructors, alternative legal careers, and the challenges of sole practitioners. Our last issue focussed on our alums' talents outside the boardroom or courtroom. Other articles have showcased developments with Legal Assistance of Windsor and Community Legal Aid, the Odysseus Project spearheaded by Dr. John Whiteside, and Windsor Law faculty.

"At the Top of Their Game" acknowledges the obvious: Windsor Law grads also enjoy successful, traditional law practices. David Corbett '77, Ivana Petricone '78, Mary Margaret Fox '79, Sean Weir '79 and Sean Sadler '87 reflect on their practices and the skills they gained while in Law School. In a sidebar, John Brussa '81, although practising in Calgary, Alberta, brings home the point that Windsor Law can take you to the top of any firm, in any jurisdiction.

Building on our success with the Ottawa feature, future issues of *Nulli Secundus* will present articles about alumni in centres across Canada. We will be profiling the city of Hamilton in our Summer 2005 issue. We welcome and

encourage your input to this upcoming article.

I encourage you to consider our Advancement News section. We have created a new Award Re-Investment Program to replenish the scholarships and bursaries that have helped our graduates survive the financial crunch of Law School. In "Answering the Call" I have described our Annual Giving Program and our phone-a-thon, to provide you with a snapshot of why fundraising is important for Windsor Law, and why your participation is vital.

I would especially like to thank Dean Bruce Elman for the support he has provided to our office over the past year in our alumni development efforts and with this issue of *Nulli Secundus*.

Lastly, I would like to thank all of you for your ideas and contributions to our alumni magazine. Your involvement, suggestions and photographs make this *your* publication as much as it is ours.

ENJOY!

A handwritten signature in black ink that reads "Karen". The signature is stylized with a large, sweeping 'K' and a cursive 'aren'.

EDITOR
KAREN MOMOTIUK '96

Previous issues of *Nulli Secundus* are available. Requests should be sent to my attention at karenm@uwindsor.ca



Summer 2004



Fall 2003



Spring 2003



Fall 2002

Nulli Secundus is published twice yearly by the Faculty of Law, University of Windsor with the assistance of the Windsor Law alumni. The views expressed or implied herein do not necessarily reflect those of the Faculty of Law or the University of Windsor.

Letters

DEAR DEAN ELMAN,

As a student new to Windsor and study of law, I find myself in unfamiliar surroundings, which is something that I have not felt in years. I have looked back on my commencing weeks of undergraduate and graduate school and remembered how timid I felt, but also how exciting and promising the experience proved to be. There is something liberating about starting fresh. My first months at Windsor Law have proven to be a great experience I will look back on for strength and support in the years ahead.

What singles out my start at Windsor Law is the unique and genuine sense of solidarity that is fostered within the Law School. I participated in the phone-a-thon as a part of the Law School's Annual Giving Program. This experience will stand, for me, as the marker for all that will follow. I was part of the Windsor Law team, comprised of upper and lower year students, the Dean

and the Director of Alumni and Fund Development, all working toward a common goal of betterment of our Law School. It not only served as an opportunity to meet fellow students, but it also allowed me to talk candidly with alumni who have walked in my shoes and remember my fears and excitement. Their words of advice were invaluable and their generous donations were inspiring.

It has been a great few months thus far. I look forward to the upcoming challenges and while doing so, I carry with me words of advice imparted by alumni - some who simply wished me luck, and others who recounted their own memories for me to learn from.

Thank you for welcoming me to the inside of Windsor Law.

ANASTASIA KALOGERAS, LAW I
JANUARY 4, 2005

DEAR EDITOR,

I just realized that this year is the 25th anniversary of my graduation from University of Windsor Faculty of Law. I have never received any notice of any reunions of my class in the past (such as 10th or 20th) and, since I did not receive notice of the dinner in Hamilton either last year or this year, I am now wondering if my name is actually in the school's records. I know I was there and did graduate - my degree is on my office wall!

Are you able to check if the law school or the alumni office has my name in their records and also if there are any plans for a 25th anniversary reunion?

Yours very truly,

JEFFERY ALAN LEVY '80
JANUARY 18, 2005

DEAR JEFFERY:

Thanks for bringing this omission to our attention. Updating alumni records is a constant challenge for us. We make every effort to ensure that our alumni lists are up-to-date, but we invariably lose track of some of our grads through moves between firms or residences, and changes in their career paths. Updates can be sent to my attention and we will be sure to keep in touch.

Our alumni dinners, reunions and publications, *Nulli Secundus* and the *Windsor Law Insider* are only worthwhile with alumni participation. Accurate lists ensure that as many alumni as possible are notified of our events, giving them the opportunity to participate.

While there have not been any other reunions for your class, the 25th anniversary reunion plans are well underway! Your classmates Tim Buckley '80 and Lon Hall '80 are spearheading the effort. They have selected the weekend of September 24th - 26th for an event in Windsor. Invitations will follow soon.

Thanks for staying in touch, and we look forward to seeing you at the party!

KAREN MOMOTIUK '96
EDITOR, *NULLI SECUNDUS*

Updates can be sent to:

Karen Momotiuk '96, Editor, *Nulli Secundus*
Faculty of Law, University of Windsor
401 Sunset Avenue, Windsor, Ontario N9B 3P4
Phone: (519) 253-3000, Ext. 2920
E-mail: nulli@uwindsor.ca

MARCH 2005 – AUGUST 2005

Mark your Calendar

Bernard Cohn Memorial Lecture in Criminal Law:

Panel Discussion on Excellence in Advocacy

Panelists are: Edward C. Greenspan QC, DCL '02, Brian H. Greenspan, David M. Cohn, Justice Carl Zalev and Justice Saul Nosanchuk. Moderated by Harvey T. Strosberg QC, DCL '03.

March 10, 2005 at the Ron Ianni Law Building, Windsor, ON

External Outreach Committee Annual Charity Fashion Show:

Prêt à Porter

March 10, 2005 at Meow Nightclub, Windsor, ON

Annual Dinner for the Windsor Review of

Legal and Social Issues

March 17, 2005 at the Art Gallery of Windsor, Windsor, ON

Faculty of Law Convocation 2005

June 10, 2005 at the University of Windsor

Class of 1980 Reunion

Windsor

June 10, 2005 at the University of Windsor, following Convocation

Toronto

Weekend of September 23th - 25th 2005

For further information or to help with the event, please contact: Tim Buckley '80 at (416) 367-6169 or tbuckley@blgcanada.com; Lon Hall '80 at lon@ent-law.com or (416) 920-3849; or Karen Momotiuk at karenm@uwindsor.ca or (519) 253-3000, Ext. 2920.

Alumni receptions honouring new members of the Ontario Bar

Ottawa

July 2005, Sheraton Hotel, Ottawa, ON

Date to be announced

London

July 18, 2005, Hilton Hotel, London, ON

Toronto

July 21, 2005, Sheraton Centre Hotel, Toronto, ON

In Our Next Issue

Intellectual Property and Information Technology Specialists

Profile on Alumni Activities in Hamilton

Windsor Law Annual Gala Dinners in Toronto, Windsor and Hamilton



FACULTY OF LAW

UNIVERSITY OF WINDSOR

401 SUNSET AVENUE

WINDSOR, ONTARIO, N9B 3P4

CANADA