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CANADIAN DEFENCE LAWYERS



Dear CDL Friends ...

On June 16 & 17, 2023, celebrate CDL's 25th Anniversary and kick-start your summer, by bringing yourself and your family to CDL's AGM and Conference, at the Hockley Valley Resort, near Mono, Ontario, (under an hour north of Pearson Airport).

We promise a relaxing weekend with your CDL friends, that will feature a stellar program, great food, wine, and recreational opportunities for your entire family.

[REGISTRATION LINK HERE](#)

CDL's 25th Anniversary Annual General Meeting & Conference

Hockley Valley Resort,

Mono, Ontario,
June 16-17, 2023



Registration

Register for both June 16 and June 17, or choose one day, or the other. Registration for both June 16 and June 17 includes all meals from lunch June 16 to lunch June 17; registration for June 16 includes lunch and dinner; registration for June 17 includes breakfast and lunch; the accompanying person's meal package for those meals is in addition to registration. [REGISTER HERE](#)

CDL has arranged a preferred nightly rate that applies from Friday June 15 through to Sunday, June 18, so come and enjoy all that Hockley Valley has to offer.

The Resort

on 300 acres of picturesque Ontario countryside, offers an 8,000 sq. ft full-service spa, an 18-hole golf course (green fees apply), 8 km of mountain bike trails (rentals available), a fitness facility, indoor and outdoor pool, sauna, hot tub, and hiking. There are two restaurants on site (supplied by an on-site garden) and Adamo Estate Winery is nearby. Also nearby is Mono Cliffs Provincial Park (a nature photographer's paradise), and the Hockley Valley Provincial Nature Reserve.

” the program
promises to be a
thought-provoking
look into the future of
defence practice”

Program at a Glance

Brought to you by the AGM Committee Co-Chairs,

Heather Sanderson, Sanderson Law, Calgary AB
Jade Spalding, Cox & Palmer, Fredericton, NB
Jonathan Hodes, Miller Thomson LLP, Vancouver BC

Friday, June 16

7:00 a.m. to 8:45 a.m. Registration and Breakfast
9:00 a.m. to 10:00 a.m. Annual General Meeting
10:00 a.m. to 12:30 p.m. Keynote address & sessions
12:30 p.m. to 1:30 p.m. Lunch
1:30 p.m. to 3:45 p.m. Sessions
3:45 p.m. to 6:30 p.m. Free time / Networking
6:30 p.m. Dinner for all registrants and invited guests

Saturday, June 17

7:00 a.m. to 8:45 a.m. Registration and Breakfast
9:00 a.m. to 12:30 p.m. Sessions
12:30 p.m. to 1:30 p.m. Lunch

“I skate to where the puck is going to be, not where it has been.”

Wayne Gretzky

Friday, June 16

10:00 a.m. to 10:15 a.m.

Welcome

10:15 a.m. to 10:45 a.m.

Keynote: **Steve Embry**, Chair Elect of the American Bar Association's Law Practice Division, lawyer, publisher, LegalTech Crossroads, Louisville, KY

The Evolution of Defence Practice in the Face of Social, Economic and Tech change agents.

10:45 a.m. to 11:00 a.m.

Break

11:00 a.m. to 12:30 p.m.

Why are associates leaving the practice of law?

Is the grass truly greener on the other side of the offer? Is it burn out? Are lawyers feeling unheard and unappreciated? While each experience is unique, you will hear from this dynamic panel of speakers about trends in the legal profession, statistics and stories that will undoubtedly help you in navigating your role in retaining good talent at your firm.

Mouna Hanna, Partner, Whitelaw Twining, Toronto

Jocelyn Tatebe, Wawanesa Insurance, Toronto

Ian Hu, Legal Career counsellor, Osgoode Hall Law School, Toronto

12:30 p.m. to 1:30 p.m.

Lunch

1:30 p.m. to 2:15 p.m.

Innovation Sandboxes: Developing Models for the Delivery of Legal Services to Improve the Existing Regulatory Framework

Multiple studies have shown that over 80% of Canadians with legal problems never consult a lawyer. To deal with these unmet legal needs, the Law Societies in Ontario, Alberta, Manitoba and British Columbia have each implemented Innovation Sandboxes, which temporarily relax the rules to create safe spaces for innovators seeking to improve how law is delivered. The Sandboxes differ in approach and scope but share the common intent of encouraging the development of innovative entities that will deliver quality legal services in a way that is more accessible and affordable while being closely monitored by the Law Societies whose role is to protect the public.

This session will explore the reasons that led to the establishment of the sandboxes, the guardrails being used to protect the public, and some of the early initiatives that have come forward so far - including the use of AI and automated document creation, digital client identity verification, modified law firm structures, co-management and non-lawyer ownership, and modified roles for other professionals assisting lawyers or servicing needs not being addressed by lawyers.

Len Polsky, Manager, Legal Technology & Mentorship at the Law Society of Alberta, Calgary

2:15 to 3:00 p.m.

Break

3:00 p.m. to 4:30 p.m.

The Generative Defence Lawyer: What You Need to Know About AI Right Now

This session will begin with a plain-English explanation of what AI is, how it works, how it is currently being used both inside and outside of the legal industry. The session will touch briefly on a few of the concerns it raises, in particular, bias, then turn to AI as evidence in litigation and human rights. The existing and emerging regulatory landscape surrounding AI will be touched upon. Finally, the session will close with a lively, interactive discussion of how AI can be expected to impact today's lawyers, including how it will be used in legal practice and how it will expand legal service delivery moving forward. We will address other top-of-mind issues given the recent explosion of generative AI and leave plenty of time for your questions.

Susie Lindsay The Law Commission of Ontario, Osgoode Hall Law School, Toronto
Dr. Maura R. Grossman, School of Computer Science University of Waterloo, Waterloo.

Saturday, June 17

8:55 a.m. to 9:00 a.m.

Welcome

9:00 a.m. to 10:30 a.m.

Resilience to Cyber Attacks & Why it Matters to Law Firms

Cyber attacks are a persistent threat to law firms and their clients. The increasing availability of Artificial Intelligence only makes these threats more prevalent. Hear first-hand stories and learn lessons from those who have experienced Cyber-Breach events. Engage in discussion with a representative from Canada's intelligence community about the cyber threats that you and your clients could face in 2023.

Stephanie Hossack, Commissioner of Human Resources, City of Saint John , NB

David Mackenzie, Blaney McMurtry, Toronto

An Agent from CSIS (Canadian Security Intelligence Service)

10:30 a.m. to 10:45 a.m.

Break

10:45 a.m. to 11:30a.m.

Blockchain. Cryptocurrencies. Smart Contracts. NFTs

What are these things? What do they do? What's the so what? A discussion of all things Blockchain: answers to these questions and what lawyers and legal professionals should know.

Stephen Embry, LegalTech Crossroads, Louisville, KY

11:30 a.m. to 12:30 p.m.

AI in Legal Research

Listen to practical guidance and hands on examples of how "AI" can assist in legal research and e-discovery. The panel will discuss the current state of AI assisted legal research and e-discovery, its advances, shortcomings, and future development. Attendees will leave knowing the answers to at least one burning question, "Will AI cut the cost of e-discovery and document review?"

Devan Marr, LawPro, Toronto,

Daniella Murynka, Faskens, Toronto

Colin Lachance, CEO, Jurisage AI, Ot

Your Chairs

Heather Sanderson. Principal of Sanderson Law, Calgary, Alberta. Canadian insurance coverage litigator, Director Federation of Defence & Corporate Counsel (FDCC), a vetted, invitation only professional group of international defence counsel; Vice-President of Canadian Defence Lawyers, the voice of the Canadian Defence Bar; former Canadian Regional Director of DRI (Defence Research Institute 2017-2020); American College of Coverage Counsel (Invitation only college of vetted North American coverage counsel).

Heather Sanderson has 40 years of experience providing legal advice and direction on all manner of commercial and personal lines claims. In addition to being a skilled advocate, she has extensive experience with policy drafting, providing coverage opinions on property and liability policies of every description, defending property and casualty claims of all descriptions, defending actions within the self-insured retention and bad faith actions.

Heather has appeared before the Supreme Court of Canada and all levels of Courts in Alberta, and was co-counsel on the longest civil trial in the history of the Northwest Territories. Heather has testified as an expert witness on insurance and civil litigation issues before the Alberta Court of Queen's Bench, the Ontario Superior Court of Justice and the Quebec Superior Court.

The two major works Heather has authored are standard industry reference materials and are on the required reading lists of several Canadian universities and community colleges.

Jade Spalding. Partner in the Fredericton office of Cox & Palmer. Jade was admitted to the New Brunswick Bar in 1994 after completing his education at the University of New Brunswick.

Jade's legal career has been dedicated to representing the interests of insurers and institutional clients in New Brunswick. His practice includes defending claims under automobile, homeowner, disability, commercial general liability and professional liability policies. Jade also has extensive experience acting as coverage counsel for insurers, and he has handled cases for the insurance industry at all levels of courts in New Brunswick.

Jade's work for insurers has been recognized in the Canadian Lexpert Legal Directory, where he has been designated as a leading practitioner in the fields of Commercial Insurance Litigation and Personal Injury. The Best Lawyers in Canada have also recognized him for his practice in the area of Insurance Law. He is a former President of Canadian Defence Lawyers and is a member of the Defense Research Institute. He is also a former member of the National Board of Directors of the Canadian Bar Insurance Association.

Jonathan Hodes. Jonathan Hodes practices insurance and environmental litigation. He provides practical and cost-effective advice to Canadian, American, and international clients on product liability, general liability, coverage and environmental matters.

In addition, he has completed Pepperdine University's prestigious "Mediating the Litigated Case" program, and offers his services as a mediator in civil claims.

He holds Canadian and U.S. law degrees and a large part of his practice involves assisting American insurers involved in inter-jurisdictional and cross-border claims. He has appeared in the courts of British Columbia, Alberta, and the Nunavut and Yukon Territories, as well as the Supreme Court of Canada. Jonathan has also provided opinion evidence in the Superior Court of Washington State.

Your speakers (in order of appearance)

Stephen Embry, Lawyer, writer and publisher of TechLaw Crossroads, Louisville, KY

Lawyer, writer and publisher of TechLaw Crossroads, a no bullshit blog devoted to practical issues of law, innovation and technology. Louisville, Kentucky, United States. I publish TechLaw Crossroads, a no-bullshit blog devoted to the practical impact of technology and innovation on law practice. It sits at the crossroads between the new and the old: it's hard to imagine a more extraordinary clash of cultures than the disruption of tech and innovation and the traditional, precedent grounded legal profession.

I am Chair Elect of the American Bar Association's Law Practice Division which currently has over 21,000 members. I also serve as Chair of the Kentucky Bar Association's Law Practice Committee. I am also Webinar Chair and Steering Committee member of Defense Research Institute's Law Practice Management section.

I am the past Chair of the Data Breach, Privacy and Cyber Insurance Section of the Federation of Defense and Corporate Counsel (FDCC). The FDCC is an invitation-only defense trial lawyer association. I am a member of the FDCC Evolve Program faculty. The Evolve initiative includes the design of a certification program. The program require that participants demonstrate proficiency and expertise in using presentation technologies. I hold the certification of Technology Master Advocate.

I am a national litigator and advisor primarily in the mass tort, business and consumer class action, and privacy and data breach arenas. I now practice with my firm, embryoLaw LLC.

I was also recently recognized by Best Lawyers In America in Mass Tort/Class Actions. I am co-author of a book entitled Mass Tort Claims Resolution Facilities. I am also co-author of the 2020, 2017 and 2016 editions of the American Bar Association's Legal Technology Survey Reports.

My passions include education and all things tech and travel. And, finally, I am unabashedly and unapologetically a University of Kentucky basketball fan.

Mouna Hanna, Partner, Whitelaw Twining, Toronto

Mouna is a leading lawyer in the area of cyber and privacy liability. Mouna's practice includes claims involving all manner of cybersecurity incidents and privacy breaches, professional liability, employment and human rights and complex bodily injury. In 2019, Mouna was seconded to the claims department of a major global insurer, handling a variety of specialty line claims.

Mouna routinely acts as a breach coach and defence counsel to organizations across various industries that are involved in cyber related incidents, breach of privacy claims and third party litigation. She advises clients on their obligations under Canada's Federal and Provincial privacy laws and assists small and large organizations throughout each step of urgent, high profile and complex breaches.

Mouna has significant litigation experience that assists her when representing lawyers, IT service providers, data controllers and other professionals in litigation stemming from wire fraud, data breaches and data loss. She is often called upon to commence litigation to trace and recover lost funds following social engineering attacks.

Mouna has been successful in representing clients at trial, in arbitration and in summary judgment motions.

When not working, Mouna enjoys spending time with her family, staying active and cheering on her beloved Detroit Lions.

Jocelyn Tatebe, Counsel, Wawanesa Insurance, Toronto

Jocelyn currently works as in-house counsel where she provides strategic legal advice and collaborates with internal and external stakeholders. Prior to her current role, Jocelyn worked for 10 years as a civil litigator in the insurance defence bar where she had a particular interest in insurance coverage issues. During her time in private practice, Jocelyn appeared before the Superior Court, the Financial Services Commission of Ontario, the License Appeal Tribunal and was counsel for judicial reviews before the Divisional Court.

Ian Hu, Legal Career Counsellor, Osgoode Hall, York University, Toronto

Ian is a lawyer coach, including recently as a legal career counsellor at Osgoode Hall Law School. He practiced law for more than a decade with experience ranging from Bay Street to Barrie, plaintiff-side law to private practice and in-house insurance defence (LAWPRO and Desjardins). In leadership roles he was the first racially diverse Chair of the Sole, Small Firm & General Practice Section of the Ontario Bar Association and a council member representing the Central-East region; Vice President of the Federation of Asian Canadian Lawyers; executive member of the Personal Injury & Insurance Practice Group of the Advocates' Society; board member of the ABA 2020 TECHSHOW; leadership member of the ABA Law Practice Division's Nominating Committee and Diversity Committee; and co-chair of ABA's webzine Law Practice Today. He has chaired various legal tech conferences and blogs regularly on Slaw.

Len Polsky, Counsel, Law Society of Alberta, Calgary

An advocate for change and the use of legal technology and mentorship to improve the practice of law and provide better and innovative service to legal consumers.

Len was in private practice for almost 30 years. He was the Managing Partner of his own litigation boutique firm where his practice focused on complex commercial litigation and employment law disputes.

He appeared before the Supreme Court of Canada, Alberta Court of Appeal, Northwest Territories Court of Appeal, Alberta Court of King's Bench and the Northwest Territories Supreme Court. He also has an extensive track record in mediation and judicial dispute resolution.

The insight he developed serving as legal counsel gave him first-hand knowledge of the challenges and opportunities that the law presents to the profession and the public.

Today he serves as the Law Society of Alberta's Manager of Legal Technology & Mentorship. He leads the Law Society's Innovation Sandbox which encourages the development of innovative solutions to the delivery of legal services. He is also responsible for developing, implementing and managing the Law Society's practice technology programs and overseeing their Mentor Connect, Mentor Express, Table Talk and Locum Connect programs.

In Len's spare time, he enjoys hiking, playing guitar and yelling instructions to NFL coaches on his TV.

Susie Lindsay, Counsel, Counsel at Law Commission of Ontario, Toronto

Susie spent the last twelve years practising litigation: first in regulatory law at a large communications company, and then in civil defence and administrative law at a boutique litigation firm. Susie is a Fulbright Scholar, has a Master of Laws from Harvard Law School and was a fellow at the Berkman Klein Centre for Internet & Society at Harvard University.

Her previous work experience includes Associate, Rogers Partners LLP, Regulatory Counsel, Bell Canada, Research Fellow, Berkman Center for Internet & Society at Harvard Law School, Law Clerk, Court of Appeal for Ontario.

Susie hold an LL.M. from Harvard Law School (2005), an LL.B. from Queen's University (2003), a B.A. from University of British Columbia (Honours English) (1998).

Her current Projects are AI, ADM and the Justice System, Improving Protection Orders. Her past Pprojects include Class Actions: Objectives, Experiences and Reforms.

Dr. Maura R. Grossman, Research Professor in the School of Computer Science at the University of Waterloo

Dr. Grossman is a Research Professor in the School of Computer Science at the University of Waterloo, an Adjunct Professor at Osgoode Hall Law School of York University, and an affiliate faculty member at the Vector Institute of Artificial Intelligence, all in Ontario, Canada. She also is Principal at Maura Grossman Law, an eDiscovery law and consulting firm in Buffalo, New York. Dr. Grossman has been recognized for her scholarly work evaluating the application of supervised machine-learning technologies in the fields of law, government archives, and health. Her studies have been widely cited in the case law and literature, in North America and abroad. Dr. Grossman is also well known for her appointments as a special master and/or as an expert in multiple, high-profile U.S. federal and state court cases. In addition to her J.D. from the Georgetown University Law Center, Dr. Grossman also holds M.A. and Ph.D. degrees in Psychology from the Derner Institute of Adelphi University.

Stephanie Hossack , MBA, CEC, CPHR, Commissioner, Human Resources at City of Saint John, New Brunswick

Stephanie has led the City of Saint John's Human Resources team since 2012 and is currently the Commissioner of Human Resources, with enterprise-wide responsibilities for Human Resources Management, Payroll, Health and Safety, and Industrial Relations. Over the course of her twenty-five year career with the City, Stephanie has demonstrated a passion for coaching, team building, leadership and employee development.

As a key change agent within the organization, Stephanie has championed the introduction of a coaching culture at the City, taken the lead on a wide range of workforce development initiatives, played a critical role in Emergency Management (SJEMO) and successfully managed the Human Resources implications of organizational transitions.

Stephanie's educational background includes a degree in psychology from St. Thomas University, a Certificate in Human Resources Management from the University of New Brunswick in Saint John, an MBA in Leadership from Royal Roads university, and a Graduate Certificate in Executive Coaching, also from Royal Roads. Stephanie is a Certified Human Resources Professional and a long-time member of the Human Resources Association of New Brunswick.

David Mackenzie, Partner, Blaney McMurtry, Toronto

Practicing in the areas of insurance coverage and reinsurance litigation - representing carriers, cedants and reinsurers in respect of commercial liability, technology, information and privacy, professional indemnity and first party property claims - David has extensive dispute resolution experience both as a litigator in trial and appellate courts as well as in mediation, arbitration and negotiation.

David frequently advises insurers on policy drafting matters, and is often asked to write on insurance coverage matters, particularly involving cyber, technology and information risks. He is currently a director of Canadian Defence Lawyers, has been the Co-Chair of the Canadian Defence Lawyers Insurance Coverage Symposium, a member of the Federation of Defence and Corporate Counsel and is regularly invited to speak on insurance coverage issues.

David is called to the Bar in Ontario, British Columbia and Washington State, giving him a national and international perspective. He acts on behalf of his clients across Canada and in respect of cross-border claims.

Devan Marr, Research Lawyer, LawPRO, Toronto

Devan is a research lawyer at LawPRO, where his practice involves providing litigation support and strategic advice to internal and external counsel on whatever weird niche issues that invariably walk through the door. Before LawPRO, Devan primarily handled insurance defence (first and third party) and coverage matters in Toronto. His practice included employment litigation, cyber and privacy claims, personal injury and (despite his efforts to avoid it), condominium D&O matters. He's a big law nerd who likes to ride his bicycle and brew his own (mostly decent) beer. Devan is also a board member for the Canadian Defence Lawyers and has obtained his Associate of Risk Management designation.

Daniella Murynka, Associate | Knowledge And Practice Innovation, Faskens, Toronto

Daniella Murynka is a creative and versatile advocate, dedicated to enhancing the delivery of litigation services to Fasken's clients. As Knowledge and Practice Innovation Lawyer for the Ontario Litigation group, Daniella focuses her practice on tracking new and emerging legal developments, creating purpose-built legal resources and content, and maximizing our lawyers' shared knowledge potential.

Daniella has a broad range of experience as a litigator, including with class actions, arbitrations, corporate oppression, regulatory and administrative law proceedings, appeals, and constitutional matters. She has appeared as counsel before the Ontario Superior Court of Justice, the Ontario Divisional Court, and the Ontario Court of Appeal.

Prior to joining Fasken, Daniella practiced as an associate at one of Canada's leading litigation boutiques. She also holds an LLM from Harvard Law School, where she studied the intersection of language data and legal interpretation. She is a frequent contributor to legal journals and magazines, and her scholarship has been cited by trial and appellate courts.

In 2017, Daniella clerked for Justice Alan S. Diner of the Federal Court, and in 2018, she clerked for Justice John B. Laskin of the Federal Court of Appeal. Daniella is currently pursuing a Master's Certificate in Legal Writing from the Academy of American Legal Writers. She also teaches legal research and writing as an adjunct at the University of Toronto Faculty of Law.

Colin Lachance, Co-founder and President of Jurisage, Ottawa

In every circle that makes up the Venn diagram of Colin's current activities, you'll find a "legal information as data" focus. With a career spent at the intersection of law and technology, Colin has developed pronounced expertise in legal tech SaaS through leadership, founding and entrepreneurial roles at influential organizations providing legal research and analysis solutions.

Profiled by the ABA Journal as a "Legal Rebel" (2014), by Canadian Lawyer Magazine as among the "Top 25 Most Influential" of 2014, and by Fastcase as a member of the 2013 Fastcase 50 class of legal innovators and visionaries. Colin served as CEO of the Canadian Legal Information Institute (CanLII) from 2011 to 2015, where he developed and successfully executed its first independent multi-year strategic plan and expanded its operations to include high-quality secondary sources. A frequent writer and speaker to national and international audiences on legal tech/information/innovation topics, and very active in supporting the development of legal information and technology projects through advocacy, consulting, business development and advisory services for courts, law associations, legal publishers and startups. Prior roles included senior legal, advocacy, marketing and lobbying roles in telecommunications industry. Now a "non-practising" lawyer following 20 years of practice. Finally, although an average and unimpressive student in all his schooling, Colin also added an LLM in law in technology in 2013 to degrees in law and business earned in the bloom of youth.