



Mark J. Sandler

Founding Partner

Tel: 416-585-1713

Fax: 416-408-2372

Email: msandler@criminal-lawyers.ca

Employment History, Qualifications and Appointments

At present

- Partner, Cooper, Sandler, Shime & Bergman LLP. Practice involves appellate and trial criminal and regulatory litigation (partner since 1985)
- Serves as a member of the Commission and the Board of Directors. Responsible, among other things, for presiding at hearings held pursuant to the the Securities Act and related legislation, and for policy direction
- Also serves as Chair, Adjudicative Committee. The Committee addresses tribunal-related initiatives and reforms. The Chair's role includes responsibility, in conjunction with the Secretary's Office, for internal adjudicator-education programs
- **Lead Counsel, Independent Civilian Review into Missing Persons Investigations in Toronto (The Hon. Gloria Epstein, Reviewer)**
- his ongoing systemic review commenced in September 2018. It is designed to examine how Toronto Police Service conducts missing persons investigations, particularly in relation to the LGTBQ2S+ and more generally, vulnerable and marginalized communities
- **Chair, St. Michael's College School Respect and Culture Review Committee**
- This independent committee commenced its work in December 2018. It is examining the culture and values at St. Michael's College School as a result of allegations of sexual and physical abuse reported at the school so as to make recommendations to prevent similar events from taking place in the future
- **Counsel, College of Nurses of Ontario in relation to the Long-Term Care Homes Public Inquiry**
- **Elected Fellow, American College of Trial Lawyers**
- **Outside Counsel, Office of the Independent Police Review Director**

- Retained by the Director as counsel on five systemic reviews (two completed) on a variety of topics: OPP DNA canvassing policies; the use of force by police in dealing with persons in crisis; strip-searching practices; addressing officers with mental health issues; examining the relationship between Thunder Bay Police Service and the Indigenous communities; also retained to provide advice on multiple legal issues, to investigate large-scale conduct complaints, and to act as counsel in the Divisional Court on multiple judicial reviews
- **Recently released report: Broken Trust: Indigenous People and the Thunder Bay Police Service (December 2018)**
- **Discipline Counsel, Royal College of Dental Surgeons of Ontario**
- Retained to conduct prosecutions before the Discipline Committee, and respond to appeals from the Committee's decisions
- **NOTE: Due to appointment as OSC Commissioner, resigned from the following positions**
- **Public Representative (Hearing Chair), Mutual Fund Dealers Association Central Regional Council**
- Responsible for presiding as Chair at discipline hearings involving Members of the MFDA and Approved Persons, and authoring the panel's decisions
- **Hearing Chair, Investment Industry Regulatory Organization of Canada (IIROC), Ontario District Council**
- Responsible for presiding as Chair at discipline hearings involving those regulated by IIROC, and authoring the panel's decisions

January 2017 to February 2019

- Commissioner (part-time) at the Ontario Securities Commission

December 2016 to July 2017

- Interim Administrator (appointed by the Ontario Civilian Police Commission) for the Peterborough Police Services Board
- Author of Independence, Accountability and Effective Police Oversight: Maintaining Public Confidence in the Peterborough Police Services Board, dated August 1, 2017

March 2017 to August 2017

- Investigator retained by the Ontario Civilian Police Commission pursuant to s. 25 of the Police Services Act to report on complaints filed with the Commission in Sault Ste Marie

May 2015 to January 2017

- Consultant, Law Society of Upper Canada
- Retained after expiry of three terms as Bencher to conduct an internal systemic review of key departments of the Professional Regulation Division

2004 to May 2015

- Elected Benchers (three terms), Law Society of Upper Canada
- Served, approximately 10 years, as the Chair of the Appeal Panel: responsible for presiding at appeals, writing reasons (well over 100 reported reasons), conducting pre-appeal motions and case management hearings, providing regular written and oral education for adjudicators, and meeting with counsel for the Society and for licensees to discuss emerging issues. Then became Vice-Chair (responsible for the Appeal Division), with the hiring of a full-time, permanent Chair of the Tribunal in September 2013.
- Former Chair and Member, Tribunals Committee: activities included work on new rules of practice and procedure, an adjudicator's code of conduct, and new appeal rules
- Other positions served during the last three terms:
 - Chair, Tribunals Composition Task Force
 - Member, Certified Specialist Board
 - Member, Working Group on Anti-Semitism and other Forms of Hatred and Discrimination Based on Religion
 - Member, Human Rights Monitoring Group
 - Member, Equity and Aboriginal Issues Committee
 - Vice-Chair, Tribunals Committee
 - Member, Professional Regulations Committee
 - Member, Government Relations Committee

January, 2009 to December, 2014

- Chair and Trustee, Law Foundation of Ontario (Trustee since 2006)

February, 1999 to November, 2008

- Part-time Member, Human Rights Tribunal of Ontario

April, 2007 to October, 2008

- Special Counsel (Criminal) to the Inquiry into Pediatric Forensic Pathology in Ontario
The Honourable Mr. Justice Stephen Goudge, Commissioner

May, 2004 to October, 2006

- Counsel to the Commissioner of Competition and Attorney General of Canada respecting the investigation and prosecution of major anti-competitive offences under the Competition Act

November, 2003 to May, 2007

- Counsel to the Ontario Provincial Police and the Commissioner respecting the Ipperwash Inquiry and First Nations Issues

February, 2002 to April, 2004

- Counsel to the Honourable Fred Kaufman Q.C. concerning a legal opinion to the Minister of Justice respecting an application pursuant to section 690 of the Criminal Code by Steven Murray Truscott

May, 2003 to January, 2004

- Consultant (with the Honourable W. David Griffiths) to Health Canada, Drug Strategy and Controlled Substances Programme, on policies concerning medical use of marijuana

February, 2002 to January, 2003

- Counsel to the Honourable Sydney L. Robins Q.C. to assist in developing policies and procedures respecting alleged physical and sexual abuse or harassment for Upper Canada

College

April, 2000 to February, 2002

- Senior Policy Advisor, A Review of the Government Response to Institutional Abuse in Nova Scotia
The Honourable Fred Kaufman Q.C., Chair

April to May, 2001

- Counsel to the Honourable W. David Griffiths Q.C., A Report to the Attorney General of
Canada: Advice and Recommendations respecting Certain Certificates of Analyst

Issued by Health Canada

September, 1999 April, 2000

- Counsel, A Review to Make Recommendations to to Identify and Prevent Sexual Misconduct in Ontario Schools
The Honourable Sydney L. Robins Q.C., Chair

August, 1996 to April, 1998

- Associate Commission Counsel, Commission on Proceedings Involving Guy Paul Morin
The Honourable Fred Kaufman Q.C.,
Commissioner

1980 to May, 1985

- Associate, Austin M. Cooper, Q.C.

1981

- Appointed as Assistant Crown Attorney (part-time) by the Attorney-General of Ontario

1980

- Called to the Bar of the Province of Ontario

1978 to 1979

- Articling Student, Austin M. Cooper, Q.C.

1976 to 1977

- Research Assistant, Commission on Freedom of Information and Individual Privacy, Province of Ontario; Co-Author, Provisions in the Statutes and Regulations of the Province of Ontario Respecting the Non-Disclosure of Government Information: A Study for the Commission on Freedom of Information and Individual Privacy

International Consultations

- Expert Consultant, Judicial Committee of the National Assembly, Vietnam, on Proposed Amendments to the Vietnam Criminal Code, PIAP Project, funded by CIDA
- Member, Canadian Advisory Committee, Jamaican Justice System Review Project (through the Canadian Bar Association International Development Programme)

Education

1975 to 1978

- Bachelor of Laws, University of Toronto, Faculty of Law

1973 to 1975

- University of Toronto, two years, Philosophy and Political Science, Recipient, Innis College Scholarship (two years)

Certifications

1989 to present

- Certified by the Law Society of Upper Canada as a specialist in criminal litigation

1996 to 2004

- Member, Criminal Law Speciality Committee, Law Society of Upper Canada, Specialist Certification Programme

1999

- Certified by Society of Adjudicators and Regulators (S.O.A.R.)

Awards and Distinctions

- 2015 Recipient, G. Arthur Martin Criminal Justice Medal for outstanding contributions to criminal justice, conferred by the Criminal Lawyers' Association on October 31, 2015
- Martindale-Hubbell AV Preeminent Rating Practice 5.0 out of 5.0 (highest available peer review rating)
Area: Criminal Law
- Recipient, Outstanding Pro Bono Legal Services Award by the Young Lawyers' Section of the Canadian Bar Association Recipient, Label A. Katz Young Leadership Award by B'nai Brith International, Washington, D.C. for contributions in the field of human rights
- Recipient, Certificate, Metropolitan Toronto Police Force for contributions relating to human rights and anti-racism

Teaching or Faculty Positions

June, 2017	Faculty, Ontario Crown Attorneys' Association Appellate Advocacy Course London, Ontario
June, 2015	Faculty, Ontario Crown Attorneys' Association Appellate Advocacy Course London, Ontario
July, 2013	Faculty, National Criminal Law Programme, Federation of Law Societies of Canada, Ottawa, Ontario
July, 2012	Faculty, National Criminal Law Programme, Federation of Law Societies of Canada, Victoria, British Columbia
July, 2011	Faculty, National Criminal Law Programme, Federation of Law Societies of Canada, Quebec City, Quebec
July, 2010	Faculty, National Criminal Law Programme, Federation of Law Societies of Canada, St. John's, Newfoundland
August, 2009	Faculty, Ontario Crown Attorneys' Association Appellate Advocacy Course, London, Ontario
July, 2009	Faculty, National Criminal Law Programme, Federation of Law Societies of Canada, Victoria, British Columbia
July, 2008	Faculty, National Criminal Law Programme, Federation of Law Societies of Canada, Charlottetown, Prince Edward Island
April, 2008	Faculty, Appellate Advocacy Programme, Advocates' Society in conjunction with the Court of Appeal for Ontario
July, 2007	Faculty, National Criminal Law Programme, Federation of Law Societies of Canada Edmonton, Ontario

- 1993 to 2005 Faculty, Osgoode Hall Law School (part-time), Course: Criminal Procedure (Sandler/Skurka) This course taught the effective use of criminal procedure by Crown and defence counsel, with an emphasis on the Charter.
- 1992 to 1993 Faculty, Osgoode Hall Law School (part-time), Course: Administration of Criminal Justice (Hunt/Sandler/Skurka) This seminar course addressed the roles played by each of the participants in the administration of criminal justice.
- June, 2004 Lecturer, Bar Admission Programme, Law Society of Upper Canada, Criminal Procedure
Section Topic: The Guilty Plea and Introduction to Sentencing
- September, 2005 Faculty, National Judicial Institute,
Frailties in the Criminal Justice Process: The Judge's Role, Charlottetown, PEI
- June, 2004 Faculty, National Judicial Institute,
Frailties in the Criminal Justice Process:
The Judge's Role, Port Rexton, Newfoundland
- December, 2003 Faculty, National Judicial Institute,
Frailties in the Criminal Justice Process: The Judge's Role, Banff, Alberta
- December, 2002 Faculty, National Judicial Institute, Conference on Judicial Safeguards for the Prevention of Wrongful Convictions
- Winter, 2001 Lecturer, Bar Admission Programme, Law Society of Upper Canada, Criminal Procedure
Section Topic: Appeals and Extraordinary Remedies
- Spring, 2001 Lecturer, Bar Admission Programme, Law Society of Upper Canada, Criminal Procedure
Section Topic: Judicial Interim Release
- Fall, 2000 Lecturer, Bar Admission Programme, Law Society of Upper Canada, Criminal Procedure
Section Topic: Judicial Interim Release
- Fall, 1998 Lecturer, Bar Admission Programme, Law Society of Upper Canada, Criminal Procedure
Section Topic: Overview of Criminal Procedure and Search/Seizure
- 1986 to 1987 Instructor, Bar Admission Programme, Law Society of Upper Canada, Criminal Procedure
Section

Also, Mentor, Criminal Intensive Programme, Osgoode Hall Law School and Participant, Law Society of Upper Canada Advisory Mentor Programme for a number of years

Programme Chairs

- September, 2018 Trainer for Investigators, Royal College of Dental Surgeons of Ontario. Designed and led a one-day program on investigative techniques and report-writing
- January, 2018 Trainer for Investigators, Office of the Independent Police Review Director. Designed and led a multi-day program for investigators on investigative techniques, report-writing and bias-free investigations
- January, 2015 Co-Chair, Osgoode Hall Law School and the Centre for Forensic Science and Medicine, University of Toronto Programme, Expert Forensic Evidence in Criminal Proceedings
- October, 2012 Co-Chair, Osgoode Hall Law School and the Centre for Forensic Science and Medicine, University of Toronto Programme, Second Biennial Symposium, Expert Forensic Evidence in Criminal Proceedings
- Spring, 2009 Co-chair, Osgoode Hall Law School and the Centre for Forensic Science and Medicine, University of Toronto Programme, Expert Forensic Evidence in Criminal Proceedings: Avoiding Wrongful Convictions
- Winter, 2009 Chair, Law Society of Upper Canada Educational Programme on Evidentiary Challenges for Criminal Lawyers
- Fall, 1998 Co-chair, Criminal Lawyers' Association Convention and Education Programme, The Defence Never Rests: Innovative Approaches to Persistent Problems
- Fall, 1997 Co-chair, Criminal Lawyers' Association Convention and Education Programme, Witness for the Prosecution, Successful Impeachment Strategies
- Fall, 1996 Co-chair, Criminal Lawyers' Association Convention and Education Programme, Twenty-Five Years Advocating Excellence
- 1994 Chair, Symposium on the Legal Remedies for Hate Crimes (for law enforcement personnel, legislators, human rights agencies an group, and prosecutors), sponsored by the League for Human Rights of B'nai Brith Canada. Also, Editor of Symposium Materials and Author of Briefing Materials for Faculty
- 1988 Chair, Canadian Bar Association of Ontario Seminar on Evidence for Young Lawyers' Division

BOOK

- Criminal Procedure: Cases, Notes and Materials (with The Honourable Madam Justice Fern Weinper), BUTTERWORTHS, 2nd Edition (2004); 1st Edition (1997)

Papers, Lectures, And Presentations

March, 2018	Speaker, Civil Litigation Skills Certificate Program, Trial from A to Z Topic: Preparing and Leading Expert Evidence
December, 2017	Speaker, Osgoode Professional Development, The Advanced Certificate in Adjudication for Administrative Agencies, Boards and Tribunals, Managing Evidentiary Challenges Topic: Assessing Evidence: Credibility
November, 2017	Panellist, Law Society of Ontario Special Lectures 2017 – Canada at 150: The Charter and the Constitution Topic: The Impact of the Charter on Privacy
November, 2017	Speaker, Amnesty International Cities for Life Event, Toronto Topic: Abolition of the Death Penalty
October, 2017	Panellist, Ontario Court of Justice, North Regional Seminar, Topic: The Sexual Assault Trial
October, 2017	Presenter, Ontario Court of Justice, East Regional Seminar, Kingston, Ontario Topic: Judicial Do's and Don't's (with accompanying powerpoint and case scenarios)
August, 2017	Presenter, SOAR – The Certificate in Adjudication for Administrative Agencies, Boards and Tribunals Topic: Fireside Chat: Administrative Tribunals in the Legal System
May, 2017	Presenter, Second Annual Marc Rosenberg Memorial Lecture Ontario Court of Justice Annual Meeting Collingwood, Ontario Topic: The Judicial Evaluation of Credibility: A Different Perspective
December, 2016	Conducted Workshop for Discipline Counsel at Law Society of Upper Canada on Effective Advocacy
November, 2016	Panellist, Advocates' Society Program on Interviewing Skills: Getting the Best Evidence for Your Case Topic: Evidentiary, Ethical and Other Legal Considerations
November, 2016	Presenter, Ontario Court of Justice West Regional Seminar, Niagara Falls, Ontario Topic: Judicial Do's and Don't's (with accompanying powerpoint and case scenarios)
October, 2016	Presenter, Criminal Lawyers' Association Recent Call Conference, Toronto, Ontario Topic: The Ethical Cross-Examination

- October, 2016 Presenter, Ontario Court of Justice East
Regional Seminar, Kingston, Ontario
Topic: Subsection 24(2) of the Charter: Recent Developments (with accompanying powerpoint and case scenarios)
- May, 2016 Panellist, Law Society of Upper Canada,
Administrative Law Practice Basics 2016
Topic: Lawyer and Paralegal Regulation Panel
- December, 2015 Panellist, National Symposium: Advanced Practices in Child Maltreatment, Hospital for Sick
Children and the Canadian Paediatric Society
Topic: Ethical and Professional Issues in Medical Expert Opinion Reports and Testimony
- November, 2015 Guest Speaker, The Prosecutor's Network (in conjunction with the Advocates' Society)
Topic: The Prosecutor's Duty to Entertain
- November, 2015 Keynote Speaker, Advocates' Society, Criminal Cross-Examination College,
Topic: Civility in Cross-Examination
Also, Panellist,
Topic: Cross-Examining Difficult Witnesses
- November, 2015 Panellist, National Judicial Institute: Superior Court Judges' Conference
Topic: Challenges to Warranted Searches: Tips and Traps
- October, 2015 Panellist, Certificate in Adjudication: Law Society Tribunal Education,
Topic: Fireside Chat: Legal Sufficiency and the Duty to Give Reasons
- June, 2015 Panellist, Ontario Crown Attorneys' Appellate Advocacy Course
Topic: Advocacy and Ethics
Topic: Appellate Strategies
- May, 2015 Speaker, Plenary Session, The Association of Certified Forensic Investigators Annual Convention,
Steps to Investigative Success
- January, 2015 Panellist, Osgoode Hall Law School and the Centre for Forensic Science and Medicine,
University of Toronto Programme,
Expert Forensic Evidence in Criminal Proceedings
Topic: Issues in Obtaining an Expert's Opinion: To Draft or Not to Draft and Other Dilemmas
- August, 2014 Panellist, Uniform Law Conference of Canada, Toronto, Ontario
Topic: Forensic Pathology in Ontario's Criminal Justice System
- April, 2014 Presenter, Association of Justices of the Peace of Ontario, Niagara-on-the-Falls, Ontario

Topic: Responding to Complaints before the Justices of the Peace Review Council

December, 2013 Canadian Institute for the Administration of Justice, Ethics and Civility in the Practice of Law Panellist, Ethical Issues in Practice

October and December, 2013 Law Society of Upper Canada
Mandatory Adjudicator Education
Organizer and Presenter, Mental Health Issues

October, 2013 Society of Ontario Adjudicators and Regulators Programme on Effective Decision-Writing for Administrative Adjudicators, Panellist, The Duty to Give Reasons

July, 2013 National Criminal Law Programme,
Federation of Law Societies of Canada,
Ottawa, Ontario

Papers:

- Mistaken Belief in Consent
- Issues in Youth Criminal Justice Cases

Panellist:

- The Conduct Requirement and Modes of Participation (Chair)
- Defences to Crimes of a Sexual Nature
- Youth Criminal Justice

April, 2013 Law Society of Upper Canada, Commemoration of Holocaust Remembrance Day
Moderator, Panel Discussion on the Interplay between the Law and the Holocaust

February and April, 2013 Law Society of Upper Canada
Mandatory Adjudicator Education on Mortgage Fraud
Chair and Presenter,
Also prepared written materials for program

November, 2012 Criminal Lawyers' Association Fall Conference
Moderator, Ethics Panel

November, 2012 The Society of Ontario Adjudicators and Regulators Programme on Effective Decision Writing for Administrative Adjudicators
Panellist, The Duty to Give Reasons

October, 2012 Osgoode Hall Law School and the Centre for Forensic Science and Medicine,
University of Toronto Programme,
Second Biennial Symposium, Expert Forensic Evidence in Criminal Proceedings
Panellist, Setting the Boundaries for Expert Testimony: The Legal Perspective

Panellist: Cross-Discipline on the Latest “Hot-Button” Issues

July, 2012

National Criminal Law Programme,
Federation of Law Societies of Canada,
Victoria, British Columbia

Papers:

- The Admissibility of Expert Opinion Evidence: What are the Dangers?
- The Production of McNeil Records

Panellist:

- The Most Important Evidence Case of the

McLachlin Court

- The Use and Production of Third-Party Records (Chair)
- When are Prior Consistent Statements?

Admissible?

June, 2012

Ontario Bar Association Criminal Justice Program,
Panellist,
Topic: The Do’s and Don’ts of Witness
Preparation

June, 2012

Criminal Lawyers’ Association Spring Program,
Lecturer,
Topic: Ethics

May, 2012

Criminal Advocacy Summit: A Symposium of
The Advocates’ Society, Ministry of the Attorney General of Ontario, Criminal Lawyers’
Association and Public Prosecution Service of Canada
Panellist,
Topic: Advocacy before Tribunals

March, 2012

Law Society of Upper Canada,
Duty Counsel Training Session
Chair and Panellist

February, 2012

Law Society of Upper Canada,
The Six-Minute Administrative Lawyer
Presenter
Topic: Sufficiency of Reasons

January, 2012

National Judicial Institute, Court of Queen’s Bench of Alberta Education Seminar (in joint
session with the Canadian Bar Association,
Presenter at Plenary Session (with Justice Goudge)
Topic: Expert Evidence: The Goudge Inquiry and Pediatric Forensic Pathology
Presenter at Criminal Law Session
Topic: Critical Issues Emerging from the Goudge Inquiry: Discussion of Fact Scenarios

- December, 2011 Law Society of Upper Canada, Course on Professional Conduct and Practice in Ontario, Lecturer,
Topic: The Law of Solicitor Client Privilege and Confidentiality Rule 2.03
- November, 2011 Association of Law Officers of the Crown/
Government of Ontario Educational Conference
Panellist, Prosecutorial Ethics and Professionalism
- July, 2011 National Criminal Law Programme,
Federation of Law Societies of Canada,
Quebec City, Quebec
Papers (and related presentations):
-Extradition – I'm Leaving on A Jet Plane,
Don't Know When I'll Be Back Again
-Section 10(b) of the Charter: Implementational Duties Or 10(b) Or Not 10(b), That Is the Question
-Additional Panel Topic (Chair): Sentencing Challenges
- May, 2011 Licensed Paralegals Association Educational
Programme, Lecturer
Topic: Hearsay and Its Exceptions
- May, 2011 CBA Skilled Lawyers Series – Litigation
Stream, Teleconference
Co-Presenter (with Powerpoint)
Topic: Cross-examination of Fact Witnesses
- May, 2011 Osgoode Hall Law School Professional
Development (jointly with the Centre of
Forensic Sciences and the Office of
Fire Investigations), National Forum
On Forensic Evidence in Fire Investigations:
Criminal and Civil Proceedings
Panel Chair: Ethics, Conduct and Conflict
- April, 2011 Osgoode Professional Development, 8th
National Symposium on Class Actions,
Presenter, Access to Justice Cy Pres Funds
- June, 2011 Law Society of Upper Canada
Podcasts
Presenter, Confidentiality and Privilege

- May, 2011 Association of Community Legal Clinics of Ontario, Annual General Meeting
Presenter, Law Foundation of Ontario Initiatives
- March, 2011 University of Windsor Faculty of Law,
Accessing Justice: Appraising Class Actions: Ten Years after Dutton, Hollick and Rumley
Presenter, Cy Pres Access to Justice Funds
- November, 2010 22nd Annual Conference of Ontario Boards and Agencies (COBA), "Good Grief! Good Governance!"
Panellist, Performance Management: No Surprises/Developing Best Practices
- July, 2010 National Criminal Law Programme
Federation of Law Societies of Canada, St. John's, Newfoundland
Papers (and related presentations):
-Sexual Assault
-Liability of Officers and Directors
-Additional Panel Topics: Supreme Court of Canada Report
-Mental Disorder and Related Defences
- March, 2010 Ontario Crown Attorneys' Association and Criminal Lawyers' Association, Current Issues in Science and Law in Child Death Cases,
Co-Presenter on Expert Evidence
- February, 2010 Panellist, 2010 OBA Institute – Criminal Law: The Ultimate Guide to Running a Trial, Topic of Presentation and Paper: How to Approach an Opening and Closing Address
- February, 2010 Panellist, National Judicial Institute, Innovative Criminal Trial Management, Topic: Innovative Use of Experts
- February, 2010 Planning Committee, Third Biennial Conference on Combating Hatred in the Twenty-first Century: Legal Remedies
-Also Presenter (with Powerpoint) on the Use of the Criminal Code to Combat Hate
-Panellist on Sentencing for Hate Motivated Crime
- January, 2010 Presenter, Osgoode Hall Law School, LL.M. Programme in Criminal Law, Topic: Expert Testimony Post-Goudge Inquiry
- December, 2009 Panellist, Osgoode Professional Development CLE, Course in Prosecuting and Defending Professional Discipline Cases, Topic: Conduct of the Hearing: Effective Advocacy

- November, 2009 Presenter, Centre for the Legal Profession and University of Toronto Faculty of Law, Intensive Week on Legal Ethics and Professionalism for First Year Class, Topic: The Law Society as Regulator
- October, 2009 Presenter, Toronto Lawyers' Association
Programme on Hot Topics in Expert Evidence
- October, 2009 Presenter, Adjudicator Orientation Sessions,
Law Society of Upper Canada
Topics: The Conduct of the Hearing - Best Practices
-Overview of the Rules of Practice and Procedure
-The Appeal Panel as Administrative Tribunal
- October, 2009 Presenter, Teleseminar on Preserving and Protecting Your Client's Confidentiality,
Law Society of Upper Canada
- October, 2009 Presenter, 2nd Law Society of Upper Canada
Discipline Forum, The New Rules of Practice
Procedure: A View from the Hearing Panel
- September, 2009 Panellist, 7th Annual Crown Defence Conference on Achieving Justice in an Adversarial
Topic: Lessons of the Goudge Inquiry into Pediatric Forensic Pathology
Winnipeg, Manitoba
- July, 2009 National Criminal Law Programme
Federation of Law Societies of Canada,
Victoria, British Columbia
Papers (and related presentations):
-Identification Evidence
-Should Experts Testify as Independent Sources Of Information, Not As Witnesses On Behalf Of The Party Who Calls them – For The Affirmative
- January, 2009 OBA 2009 Institute, Criminal Law Programme on The Charter: The Practical Perspective
Topic: Update on Recent Charter Cases
- December, 2008 Judicial Committee of the National Assembly Workshops on Proposed Amendments to the Vietnam Criminal Code, Ho Chi Minh City, Vietnam
Papers (and related presentations):
-Canadian Approaches to Terrorism, Organized Crime and International Offences
-Canadian Approaches to White Collar or Commercial Crimes, Part I: Introduction
-Canadian Approaches to White Collar or Commercial Crimes, Part II

- Additional Workshop on Proposed Amendments to the Vietnam Criminal Code
- November, 2008 Competition Bureau, Criminal Branch Seminar,
Ottawa, Ontario Powerpoint and Presentation on Strategies for Drafting Complex Search Documents
- August, 2008 Canadian Bar Association Canadian Legal Conference
Quebec City, Quebec Panellist, Media in the Courtroom: Access to the Court File, Privacy and the Right to a Fair Trial
- July, 2008 National Criminal Law Programme
Federation of Law Societies of Canada,
Charlottetown, Prince Edward Island
Papers (and related presentations):
 - Procedure on s. 276 Applications
 - Advocacy Before a Jury: The Defence
 - Additional Panel Topic: s. 24(2) of the Charter: A Moving Target?
- February, 2008 Panellist, University of Toronto, Faculty of
Law, Truth, Justice and Public Inquiries
The Morin Inquiry
- July, 2008 Presenter, The Canadian Institute
Conference on Litigation against the Crown
Topic: Public Inquiries
- November, 2007 Presenter, Conference on Combating Hatred in the 21st Century, Balancing Rights,
Freedoms and Responsibilities
Panel Topic: The Justice System Responds
- July, 2007 National Criminal Law Programme,
Federation of Law Societies of Canada,
Edmonton, Ontario
Papers (and related presentations)
 - The Lawyer's Duty of Confidentiality
 - Terrorism Offences
 - Additional Panel Topic: Recent Decisions of the Supreme Court of Canada
- March, 2007 Presenter, OBA 9th Annual Central East Advocacy Conference on Focused Advocacy –
Making Trials Affordable
Topic: The Advantages of Focused Advocacy
- February, 2007 Panellist, Advocates' Society Criminal Litigation Skills Litigation Programme on Cross-
Examination of Fact and Expert Witnesses
- February, 2007 Panellist, University of Toronto, Faculty of Law, Truth, Justice & Public Inquiries

- Topic: Process and Justice: Ipperwash
- February, 2007 Panellist, Ontario Bar Association Institute of Continuing Education on the Ultimate Guide on Hearsay and Voluntariness
Topic: The View: A Question and Answer Guide
To Hearsay and Voluntariness
- January, 2007 Presenter, Osgoode Hall Law School Master of Laws Programme (Criminal Law)
Topic: Jailhouse Informants
- November, 2006 Panellist, Criminal Lawyers Association Convention and Educational Programme
Topic: Trying on New Briefs: Public Inquiries, Inquests and Amicus Curae
- May, 2006 Panellist, The American College of Trial Lawyers and the Advocates' Society Spring Symposium
Topic: Developments in the Law of Privilege
- April, 2006 Presenter, The Law Society of Upper Canada and the League for Human Rights of B'nai Brith Canada Programme, Hate on the Internet v. Freedom of Expression
Topic: Eliminating Online Propaganda of Racial and Religious Hatred
- April, 2005 Lecturer, Ontario Provincial Police Educational Programme on Search Warrants
Topic: Attacking Search Warrants
- April, 2005 Instructor, Appellate Advocacy Programme,
The Advocates' Society
- January, 2005 Presenter, the Advocates Society, Criminal Litigation Skills Certificate Programme: Motions that Win Cases
Panellist respecting various evidentiary and tactical issues concerning pre-trial motions
- October, 2004 Presenter, The Advocates Society and the Criminal Lawyers' Association, defending a Domestic Assault Case
Panellist on Various Legal Issues Conducted a Mock Cross-examination
- April, 2004 Presenter, Osgoode Hall Law School
Professional Development Programme,
Continuing Legal Education, Education
Workshop: A Practical Course for Common
Trial Evidentiary Issues
Topic: Hearsay: The Principled Approach
Since R. v. Starr
Paper: "Starr-Struck": The Current Framework
For Hearsay Admissibility
- November, 2003 Presenter, Criminal Lawyers' Association

- 2003 Fall Conference, Criminal Law in a Changing World
Topic: Changes to Preliminary Inquiry and Defence Disclosure
- October, 2003 Presenter, The Law Society of Upper Canada, 2nd Annual the New Lawyer Experience
Topic: Criminal law
- May, 2003 Presenter, The Hamilton Criminal Lawyers Association Seminar, Hamilton, Ontario
Topic: Recent Developments in the Law
- May, 2003 Presenter, Ontario Judges Conference, Windsor, Ontario
Topic: Reasons for Judgement: An Analysis of Errors identified by Ontario Appellate Courts in Reasons for Judgement (January, 2002 to April 30, 2003)
- May, 2003 Presenter, CLASP Training Session 2003: Ethics and Professional Responsibility (for legal aid clinic law students),
- May, 2003 Presenter, Canadian Life and Health Insurance Association Inc., 2003 Compliance Section Annual Conference, Quebec City, Quebec
Topic: Forgery and Fraud
- April, 2003 Faculty, The Law Society of Upper Canada, Special Lectures 2003: The Law of Evidence
Topic of Presentation: The Objectives of Cross-Examination (with A.Cooper)
Paper: same as above
- February, 2003 Presenter, The Law Society of Upper Canada Continuing Legal Education Programmeme, Plea Negotiations: Achieving A "Win-Win"
Result Topic: Negotiating Techniques: Getting to "Yes"
- January, 2003 Presenter, The Law Society of Upper Canada Continuing Legal Education Programmeme, What Civil Litigators Need to Know About Criminal Law
Topic: Staying Civil or Administrative Proceedings Pending Criminal Proceedings
- December, 2002 Presenter and Facilitator, National Judicial Institute, Judicial Safeguards for The Prevention of Wrongful Convictions
Topic of Presentation: Suspect Evidence
- May, 2002 Presenter, Bar Admission Programme, Law Society of Upper Canada, Professional Responsibility Section, Videotape on Ethical Advocacy and Civility
- March, 2002 Speaker, York Region Law Association Dinner
Topic: Advocacy: The Good, the Bad and the Ugly

- January, 2002 Panellist, Ontario Bar Association 2002
Institute of Continuing Legal Education:
Criminal Law Update 2002
Topic: Sentencing Developments
Paper (with L. Kaufman): Getting the Best Result: The Effective and Persuasive Sentencing
Package
- November, 2001 Panellist, CSFS 2001: A Forensic Odyssey, Canadian Society of Forensic Science
Conference, Plenary Session
Topic: The Campbell and Kaufman Reports:
Transformation of the Justice System
- November, 2001 Panellist, 13th Annual Conference of Ontario Boards and Agencies, Society of Adjudicators
and Regulators
Topic: Assessing Credibility
- June, 2001 Speaker, Seminar for Legal Counsel to the Office of the Public Guardian and Trustee,
Ministry of the Attorney General
Topic: The Duties and Obligations of the
Public Guardian and Trustee respecting
Physical Evidence of Criminality
- June, 2001 Address to the Association of Women Lawyers,
Calgary, Alberta
Topic: Defence Counsel's Dilemma
- April, 2001 Instructor, Appellate Advocacy Programmeme,
The Advocates' Society
- April, 2001 Speaker, Central East Advocacy Conference on
Credibility, Canadian Bar Association
(Ontario Branch), Lindsay, Ontario.
Topic: Learning from Our Past Mistakes
- January, 2001 Address to Canadian Bar Association (Alberta Branch) Mid-Winter Meeting, Edmonton,
Alberta Topic: Incriminating Evidence in the Possession of the Defence: R. v. Murray
Also, Panellist for Criminal Section
Topic: The Best Defence is a Good Offence: Defence Motions
- November, 2000 Keynote Address, 4th Annual Conference, The
Continuing Legal Education Society of Nova Scotia and the Nova Scotia Criminal Lawyers'
Association on The Morin Inquiry: Have We Learned Anything, Halifax, Nova Scotia
Topic: The Wrongful Conviction of
Guy Paul Morin: What Went Wrong,
Also, Presenter

Topic: Jailhouse Informants: Separating the Wheat from the Chaff

- November, 2000 Presenter, Criminal Lawyers' Association Annual Convention and Educational Programme, Defence of the Defence Bar: Ethical and Evidentiary Issues in a Changing Justice System
Topic: Crimes Without Borders
- October, 2000 Presenter, Connecting Communities with Counsel, Orientation Session, Law Society of Upper Canada
Topic: Pro Bono Work
- October, 2000 Presenter, Recent Developments in the Law of Privilege, Canadian Bar Association Continuing Legal Education,
Topic of Paper: Overriding Solicitor-Client Privilege: A Brief Introduction
- October, 2000 Developments in Criminal Law: The 1999-2000 Term, (2000), 13 Supreme Court Law Review (2nd Series) 167 (with Christopher Sherrin)
- September, 2000 Presenter (with Mr. Justice David Watt and Robert Clark), Osgoode Hall Law School Professional Development Programme, Criminal Intelligence: Critical Information for the Prosecution, the Defence and the Police
Topic: How to Prepare a Charge to the Jury
- April, 2000 Presenter, Ontario Court of Justice,
Regional Judges' Seminar, Toronto, Ontario
Topic: Vulnerable Witnesses: Procedural and Evidentiary Considerations
- April, 2000 Presenter, York Regional Police Force, Seminar on Surveillance Techniques for officers from various Ontario police forces)
Topic: Use of Notebooks and Videotaping
- January, 2000 Speaker, Temple Emanu-El, Toronto
Topic: Humour in the Courtroom
- Fall, 1999 Developments in Criminal Procedure: The 1998-99 Term, (2000), 11 Supreme Court Law Review (2nd Series) 307
- Spring, 1999 Faculty, Appellate Courts Seminar, National Judicial Institute
Topic of Paper: Lessons for Appellate Courts from the Morin Inquiry
- Spring, 1999 Instructor, Appellate Advocacy Programme, Ontario Centre for Advocacy Training
- Spring, 1999 Presenter, Superior Court of Justice,

- Central East Regional Meeting, Alliston,
Ontario
Topic of Paper: Lessons for Trial Judges
from the Morin Inquiry
- Spring, 1999 Presenter, Manitoba Queen's Bench Seminar, Gimli, Manitoba
Topic of Paper: Lessons for Trial Judges
from the Morin Inquiry
- Winter, 1999 Presenter and Facilitator, Second International Symposium on Hate on the
Internet, sponsored by B'nai B'rith Canada
and the Law Society of Upper Canada
- Fall, 1998 Presenter (with the Honourable Mr. Justice Marc Rosenberg), Criminal Lawyers'
Association Convention and Education Programme
Topic of paper: The Lessons of the Morin Inquiry Part II--Jailhouse Informant
Evidence
- Fall, 1998 Presenter, Ontario Judges Association Regional Educational Seminar, Toronto
Topic: The Impact of the Kaufman Report on
Criminal Trial Proceedings
- Spring, 1998 Presenter, Federated Press Conference on Mastering the Art of Cross-Examination,
Topic of paper: Cross-examining the Eyewitness
- Spring, 1998 Presenter, Canada Watch, Osgoode Hall Law School Professional Development
Programme 1997 Constitutional Cases-- An Analysis of the 1997 Constitutional Decisions
of the Supreme Court of Canada
Topic: The Charter and Criminal Law
- Summer, 1998 Presenter, Department of Justice Annual Prosecutor's Conference, Toronto
Topic: Are there Morin problems in Federal
Prosecutions
- Fall, 1997 Presenter, Criminal Lawyers' Association Convention and Education Programme
Topic of paper: Getting Out from Behind the Section 8 Ball: How to Approach the Section
8 Charter Witness
- Fall, 1997 Presenter, Law Society of Upper Canada, Continuing Legal Education Department,
Programme entitled Criminal Trial Workshop
Topic: Pre-Trial Preparation
- Fall, 1996 Presenter (with Marlys Edwardh), Criminal Lawyers' Association Convention and
Education Programme
Topic of paper: Eyewitness Identification
Second paper: The Accused's Bad Character

- Spring, 1996 Presenter, Criminal Lawyers' Association Spring Convention and Education Programme,
The Anatomy of a Provincial Court Trial, Topic: The Crown's Case
- Summer, 1996 Presenter, Law Society of Upper Canada, Bar Admission Programme, Advocacy Unit, A
Mock Cross-examination
- Spring, 1996 Presenter, International Hate Propaganda-Hate/Bias Motivated Crime Symposium,
Durham Regional Police Learning Centre, Durham College, Oshawa, Ontario Topic: Legal
Considerations [in investigating and prosecuting hate crimes]
- 1996 Presenter, Securities Forum, '96, Insight Conference
Topic: Current Issues in Enforcement
(Implications of B.C. Securities Commission v. Branch et al.)
- 1996 Contributor, Wellesley Hospital's protocol development on treatment of victims of
violence against gays and lesbians (in
partnership with 519 Church St. Community Centre)
- 1995 Presenter, Criminal Lawyers' Association Convention and Education Programme,
Pinocchio's Nose in the Courtroom: Truth, Deception and Credibility Judgements
Topic of paper (with C. Sherrin): Giving Credit Where Credit is Due (or Not)-
Credibility and the Art of Persuasion
- 1995 Keynote Address, Canadian Association of Statutory Human Rights Agencies Annual
Conference, what is the Role of Statutory Human Rights Agencies in Responding to
Hatred, Winnipeg, Manitoba
Topic: An Overview of Organized Hatred in Canada
- 1995 Witness, the Standing Committee on Legal and Constitutional Affairs,
the Senate of Canada respecting Bill C-41
- 1995 Presenter, Securities Forum, '95, Insight Conference, Topic: Current Issues in
Enforcement
- 1995 Witness, the Standing Committee on Justice and Legal Affairs, House of Commons
respecting Bill C-41
- 1995 Lecturer, Jewish Law Students Association Convention
Topic: Bill C-41 and Related Issues
- 1995 Presenter, The Young Leadership Network, League for Human Rights of B'nai Brith Canada
Topic: White and Black Supremacists: Alliance of Fear
- 1995 Lecturer, Metropolitan Toronto Police Force, 52 Division, Toronto, Ontario
Topic: The Investigation of Hate Motivated Crimes

- 1994 Presenter, Law Society of Upper Canada, Continuing Education Programme, Hot Topics for Criminal Lawyers Topic: Essential Forensics--Forging Ahead in Handwriting Analysis
- 1994 Presenter, Symposium on the Legal Remedies for Hate Crimes, sponsored by the League for Human Rights of B'nai Birth Canada Topic: Obtaining Deterrent Sentences Second Topic: Techniques for Successful Prosecution Third Topic: Criminal Law Responses to Hate Crimes Demonstrator, mock cross-examination
- 1994 Presenter, Forum on Confronting Hate, Affirming Diversity, sponsored by the Town of Markham and the Ontario Anti-Racism Secretariat, Ministry of Citizenship Topic: A Legal Response to Hate Group Activities
- 1994 Faculty, Ontario Centre for Advocacy, A Joint Project of the Law Society of Upper Canada and the Advocates' Society, Appellate Advocacy Programme
- 1994 Lecturer, Seminar on Racism and Anti-Semitism for the Hate Crime Unit of the Metropolitan Toronto Police Force Topic: Expert Evidence
- 1994 Presenter, Criminal Lawyers' Association and the New York State Association of Criminal Defence Lawyers Joint Conference on Cross Border Advocacy, New York City, New York Topic: Addressing the Jury
- 1994 Presenter and Co-Facilitator, Racism and Cultural Awareness Training Programme, Prosecutors' Division, Saskatchewan Justice, Prince Albert, Saskatchewan Topics: Effective Prosecution of Hate Motivated Crimes Legal Remedies to Combat Hate Racial, Ethnic, Cultural Issues for Prosecutors. Focus on Aboriginal community.
- 1994 Presenter, Ontario Police College Hate Propaganda and Hate/Bias Motivated Crimes Symposium Topic: Legal Considerations (The Use of the Criminal Code and other Statutes to Combat Hate Crimes)
- 1994 Lecturer, Queen's University Faculty of Law Topic: Hate Motivated Crimes
- 1994 Co-Author, Brief presented to the Government of Canada by B'nai Birth Canada on Nazi War Criminals and Hate Activity in Canada
- 1994 Speaker, Jewish Law Students Association Convention, Debate with Clayton Ruby Topic: Section 2(b) of the Charter and the constitutionality of hate propaganda offences (Debated this issue in various forums and with various individuals, including Alan Borovoy, Canadian Civil Liberties Association)
- 1993 Presenter, Law Society of Upper Canada Continuing Legal Education Programme, Criminal Law and the Charter: An Essential Update

Topic: Recent Developments under Sections 8 and 9 of the Charter

- 1993 Lecturer, Dr. Bernie Vigod Fourth Memorial Lecture, delivered at the University of New Brunswick, Fredericton, New Brunswick (43 U.N.B.L.J. 269)
Topic: Hate Crimes and Hate Group Activity
- 1993 Principal Advisor, Study on the Victim
Impact of Racially Motivated Crimes,
Conducted for the Commission on Systemic
Racism in the Ontario Criminal Justice
System. Also made oral submissions to the
Commission.
- 1993 Presenter, Canadian Bar Association of Ontario, Institute of Continuing Legal
Education
Topic: What Every Family Law Lawyer Needs to Know About Criminal Law
- 1993 Presenter, Toronto Mayor's Committee on Community and Race Relations, Topic: Victim
Impact of Racially Motivated Crimes and Legal Recommendations (also briefed Metro
Councillors on the legal remedies to combat hate)
- 1992 Presenter, Law Society of Upper Canada Continuing Education Programme on the
Criminal Proceedings Rules
Topic: Summary Conviction Appeals
- 1992 Lecturer, Crown Attorneys' Office, Ministry of the Attorney-General, Newmarket, Ontario
Topic: The Conduct of a Bail Hearing by the Crown
- 1992 Presenter, Symposium on Racism, Hate Crimes and the Law, sponsored by the Canadian
Anti-Racism Education Research Society, Vancouver, British Columbia
Topic: The Justice System
- 1992 Presenter, Symposium on Equality and
Justice: The Implications for Canada of the
Rise of Racism, Anti-Semitism and Xenophobia
In Europe and North America sponsored by a
joint committee of the Anti-Racism and Human
Rights Network and the League for Human
Rights of B'nai B'rith Canada
Topic: Equality, Justice, Policing and the Law
- 1992 Lecturer, Seminar on Racial, Ethnic and Cultural Equity sponsored by the Western
Judicial Education Centre, and the Saskatchewan Provincial Judges' Association and the
College of Law, University of Saskatchewan, Saskatoon Topic: Introducing Hate Groups,
Hate Propaganda and Racially Motivated Crimes to Provincial Judges. Also, presenter on
panel addressing racial, ethnic and cultural issues arising in the justice system.

connection with complaints against judges. Also hired by the Ontario Civilian Police Commission as an interim administrator of an Ontario police services Board, and as an investigator pursuant to s. 25 of the Police Services Act on two separate matters.

Tribunals or Courts

- Appearances before the following tribunals or courts:
- Supreme Court of Canada
- Ontario Court of Appeal
- New Brunswick Court of Appeal
- Ontario Divisional Court
- Federal Court of Appeal
- Federal Court
- Superior Court of Justice and predecessor courts
- Ontario Court of Justice and predecessor courts
- Youth Court
- Provincial Offences Court (respecting securities offences or other provincial offences)
- Coroner's Court
- Toronto Stock Exchange
- Investment Industry Regulatory Organization of Canada (IIROC)(before appointment as adjudicator)
- Law Society of Upper Canada, Discipline Committees and Convocation (before election as Bencher)
- Royal College of Dental Surgeons of Ontario
- The College of Physicians and Surgeons of Ontario
- Ontario College of Pharmacists
- Alcohol and Gaming Commission of Ontario
- Police Services Act hearings (at first instance and on appeal)
- Ontario Judicial Council (and served as panel member)
- Justices of the Peace Review Council
- Ontario Securities Commission (before appointment as a Commissioner)
- Ontario Civilian Police Commission (on appeal)
- Inquiries constituted under the Ontario Public Inquiries Act
- Institute of Chartered Accountants of Ontario
- United States District Court

Memberships in Professional Organizations

- Advocates' Society
- Ontario Bar Association
- Criminal Lawyers' Association
- Toronto Lawyers' Association
- York Region Law Association

Community Involvement

January, 2009 to Chair and Trustee, Law Foundation of Ontario (Trustee since 2006). The LFO is a non-profit

December 2014 organization created by statute that promotes access to justice through grants based largely, but not exclusively, on interest earned annually on lawyers and paralegals' mixed trust accounts.

1991 to 1995¹ Senior Counsel, League for Human Rights of B'nai B'rith Canada. The League is a non-profit agency dedicated to combatting racism and bigotry, through educational programming, community action and the provision of legal advice and interventions.

1989 to 1991 National Chairman, League for Human Rights of B'nai B'rith Canada. While National Chairman, the League received the Minister of State for Multiculturalism and Citizenship's Award for Excellence in Race Relations, the first non-profit organization to do so.

Held various other positions in the past:

Member, District Administrative Board,
B'nai B'rith Canada
Chair, National Legal Committee
Member, National Cabinet, League for Human
Rights Member, Central Region Cabinet

In various capacities:

-appeared as counsel on behalf of the League in interventions before the Supreme Court of Canada

-supervised or consulted with counsel on behalf of the League respecting proceedings before the Supreme Court of Canada, Ontario Court of Appeal, Federal Court of Canada, human rights tribunals, commissions of inquiry, civil actions, and immigration or deportation hearings relating to the League's mandate

-been consulted by numerous Crown counsel

and law enforcement personnel respecting
the investigation and prosecution of hate
activity

-authored or supervised the preparation of
position papers, briefs, studies
commissioned by government, and a number of
publications relating to the League's
mandate

-advised many government agencies
(municipal, provincial and federal) in
relation to human rights issues, hate group
activity and, most particularly, the use of
legislation to combat hate

-participated as a lecturer, presenter,
facilitator, or panellist on over 150
occasions on a variety of topics, examples
of which are earlier noted

Also active on many human rights projects, unrelated to legal or legislative issues. Some examples follow:

Co-originated The Canadian Student Human
Rights Achievement Awards (a programme which
engaged students in human rights projects
across the country)

The Annual Media Human Rights Awards (which
award media excellence in sensitizing the
public on human rights issues). In 1994,
chaired the awards which also honoured The
Honourable Bertha Wilson.

The Holocaust and Hope National Educators'
Symposia and the Michael Kleinberg Memorial
Lecture (which taught educators about the holocaust)

The "Diversity and Unity" pin campaign
(which counteracted a racist pin campaign originating in Western Canada)

A community liaison Programme (bringing
together members of the Jewish community
with other communities. The Programme

included a Black-Jewish and Moslem-Jewish dialogue)

Other community activities include:

Former Vice-President, Member of Executive and the Social Action Committee at Temple Emanu-El, North York, Ontario.

Co-originated Social Action Day, held to sensitize children and adults to issues of social concern. In 1995, facilitated the seminar on persons with disabilities and in 1996, taught young children how to recognize and deal with stereotypes and bigotry.

Member, Co-ordinating and Steering Committee, Coalition Against Child Poverty
December, 2018