

CURRICULUM VITAE
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BORN: Montreal, February 8, 1949
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EDUCATION

MCMASTER UNIVERSITY, HAMILTON, ON
Director's College Program: 2004-2005

UNIVERSITY OF NEW BRUNSWICK, FREDERICTON, NB
Bachelor of Law (LL.B.): 1970-1973

BISHOP'S UNIVERSITY, LENNOXVILLE, QC
Bachelor of Arts (B.A.): 1966-1970

MALVERN COLLEGE, MALVERN, WORCS., UK
Oxford and Cambridge OA LEVELS: 1962-1966

STOUTS HILL SCHOOL, DURSLEY, GLOS., UK
Preparatory School: 1958-1962

SCHOLASTIC AWARDS

John Bassett Memorial Scholarship in Law: 1970

DIRECTORSHIPS

ARGUS CORPORATION LIMITED
Director: 2004-present

HALTON CONDOMINIUM CORPORATION NO. 201
Director: 2004-2007

TITAN STEEL CONSTRUCTION CANADA INC.
Director: 2005-2007

VOLUNTEER POSITIONS

Co-ordinator, United-Way of Oakville Annual Will Campaign: 1992-2005

Member, Compensation Committee,
Diocese of Niagara, Anglican Church of Canada: 2002-2007

Chair, Task Force on Compensation,
Diocese of Niagara, Anglican Church of Canada: 2005-2006

COMMUNITY INVOLVEMENT

St. Andrew's Church, Toronto Island:	1975-1982
David Low Singers:	1975-1980
Toronto Multihull Cruising Club:	1976-1980 and 2005-2010
Concord Singers:	1980-1982
Oakville Club:	1985-2006
St. Jude's Anglican Church:	1989-present
John Laing Singers	2002-2010
Royal Hamilton Yacht Club:	2004-2005
St. Simon's Church, Oakville:	2007-2010
Independent Anglican Church (Canada Synod):	2010-present
Hamilton Schola Cantorum:	2011-present
Port Maitland Sailing Club:	2018-present
Probus Club of Old Oakville:	2018-present

PERSONAL INTERESTS AND ACTIVITIES

Family, Singing, Motorcycling, Sailing, Genealogy and Mentoring students and younger lawyers, my approach to which has been described by a former associate, on his website, as follows:

In the practice of law, I have two principal goals. First, I focus on solving problems and not adding to them. I am told by my former associate that I used to refer to myself, not as a lawyer, but as a problem solver, and I still try to think that way, determining at an early stage the possible solutions to the problems I am asked to resolve. I apply this philosophy to all my clients' cases, although, if a fight is necessary, I am quite prepared and willing to take it on, and, as a result, I have appeared in almost every level of court and tribunal in which I am licensed to practise [see pages 3 and 4 of this c.v]. Second, I want to help people move forward with their lives. Whether someone is involved in a commercial or personal dispute, developing a business or separating from a spouse, I encourage that client to look to the future and not become stuck in the quicksands of legal disputes. That means looking for solutions - not engaging in grudge matches. Battling over who is right, in principle, rarely results in a resolution that satisfies anyone. A reasonable and cost-effective solution requires a practical and common-sense approach, which, unfortunately, many lawyers seem to be incapable of appreciating.

PROFESSIONAL AFFILIATIONS

Barristers' Society of New Brunswick: 1973-1980
 Law Society of Ontario (formerly Upper Canada): March 21, 1975-present
 Canadian Bar Association: 1973-present

PRINCIPAL OCCUPATION

General Counsel, with an emphasis on court, administrative tribunal, mediation and arbitration appearances, but also including corporate and commercial advice and documentation; real estate transactions; drafting wills and powers of attorney; administering estates, both as a trustee and as counsel; and drafting employment contracts. Examples of the cases in which I have appeared are set out in the following pages.

EXAMPLES OF REPORTED CASES (with hyperlinks, where available)

BANKRUPTCY AND INSOLVENCY

Platt v. Malmstrom, 53 OR (3d) 502; 198 DLR (4th) 285; 24 CBR (4th) 70; [2001] O.J. No. 1024; 142 OAC 332; 2001 CanLII 24037 (ON CA), (C.A. per Finlayson J.A. for the Court, comprising Finlayson, Labrosse and MacPherson JJ.A.) <<http://canlii.ca/t/1fbpq>>

Equirex Vehicle Leasing (2004) v. Ingoglia, [2015] O.J. No. 2632; 2015 ONSC 1011 (S.C.J. per Dow J.) <<http://canlii.ca/t/gj4h4>>

CIVIL PROCEDURE

Trans-Canada Credit Corp. v. Rogers Moving, [1977] O.J. No. 1267; 26 C.B.R. (N.S.) 187 (H.C.J. - Div. Ct. per Goodman J. for the Court comprising Henry, Goodman and Saunders JJ.)

Toronto-Dominion Bank v. Skalin, [1998] O.J. 5149 (O.C.J. – G.D. per Master Garfield)

Mierens v. Salvian, [1999] O.J. No. 730 (O.C.J. – G.D. per Master Beaudoin)

Pace Management Corp. v. NexgenRx, [2009] O.J. No 2637 (S.C.J. per Hourigan J.)

Jensen v. Gowans, [2015] O.J. No. 5607; 2015 ONSC 6702 (CanLII), (S.C.J. per Gray, J) <<http://canlii.ca/t/gltc1>>,

CONFLICT OF LAWS

Bank Van Parijs en de Nederlanden Belgie N.V. v. Alfred Cabri, [1993] O.J. No. 1786; 19 C.P.C (3d) 362; 41 A.C.W.S. (3d) 1132 (O.C.J. – G.D. per O'Connor J.)

CRIMINAL LAW

Her Majesty the Queen v. McNish, [1977] O.J. No. 429 (C.A. per Arnup J.A. for the Court, comprising Arnup, Zuber and Blair JJ.A.)

Regina v. Danese, [1978] O.J. No. 1078 (per Jessup J.A. for the Court, comprising Jessup, Dubin and Martin JJ.A.)

Regina v. Grimm, [2005] O.J. No.6423 (O.C.J per Wolder J.)

Regina v. Meaniss, [2016] O.J. No. 44; 2016 ONCJ 5, (per Harris J.)

<<http://canlii.ca/t/gms82>>,

EMPLOYMENT LAW

Emily Vinsonhaler v. Chris Steer Insurance Brokers Inc., [1997] O.E.S.A.D. No. 471 (O.L.R.B per Bram Herlich, Adhucicator)

ESTATE LAW

Gorecki Estate v. Gorecki, [2015] O.J. No. 6351; 2015 ONCA 845 (C.A. by the Court, comprising Sharpe, Cronk and Miller JJ.A) <<http://canlii.ca/t/gmcmmb>>,

Harman Estate v Campbell, [2016] OJ No 984; 2016 ONSC 1407 (S.C.J. per Mew J)

FAMILY LAW

Wilson v. Wilson, [2015] O.J. No. 2155; 2015 ONSC 2543 (S.C.J. per Barnes J.)

<<http://canlii.ca/t/ghd47>>

IMMIGRATION

Gonzales v Canada (Citizenship and Immigration), 2021 CanLII 27743 (CA IRB),
<<https://canlii.ca/t/jf775>>

LANDLORD and TENANT

Downey v Arey, [2020] OJ No 3533 2020 ONSC 4872 (S.C.J. per LeMay J.)
<<http://canlii.ca/t/j99g1>>

MARITIME LAW

Groupeement D'Intérêt Economique du Bassin de Lar Garonne v. William D. Branson Ltd.,
[1982] O.J. No.768 (H.C.J. per Callaghan J.)

Intermunicipal Realty & Dev Corp v. Gore Mutual Insurance Co., [1980] F.C.J. No.142;
[1981] 1 F.C. 151 (Federal Court of Canada, Trial Division per Collier J.)

PLANNING LAW

Passarelli v. Clearview (Township), [2008] O.M.B.D. No. 62 (O.M.B. per D. Barbir,
Member)

PROPERTY LAW

Downey v. Arey, 2021 ONSC 2781 (CanLII) (S.C.J. per Trimble J.) <<https://canlii.ca/t/jfjbx>>

PROPERTY TAX

571609 Ontario Inc. v. Municipal Property Assessment Corp., Region No 28, [2003]
O.A.R.B.D. (A.A.R.B. per R.F. Stephenson)

Camp Manitou Inc. v. Municipal Property Assessment Corp., Region No. 28, [2004]
O.A.R.B.D. No. 212; 47 O.M.B.R. 472 (O.A.R.B. per S. E. Mather, Member)

SOLICITORS ASSESSMENT

Prochazka v. Marler Law Firm, [2012] O.J. No. 5627 and [2012] O.J. No. 6453 (S.C.J. per
R. Ittleman, Assessment Officer)

Updated: November 15, 2021