

Benchers' Notes



Spring 2012

Volume 14, Number 1

This is the first issue of Benchers' Notes since December 2009. It contains information on selected topics considered by Benchers at Convocation and other items of interest to the Bar. This edition of Benchers' Notes is available on-line at www.lawsociety.nf.ca.

President's Report

New Horizons



Augustine F. Bruce, President,
Law Society of NL

My year as President of the Law Society of Newfoundland and Labrador has been a challenging but extremely rewarding one. The Law Society has been going through a transitional period over the last couple of years but much of that transition is behind us. I am very proud of the accomplishments of Benchers and staff during this time. As you are no doubt aware, from February 2010 to October 2011, the role of Executive Director was filled on an interim basis by Legal Director, Phyllis Weir and Director of Legal Education, Frank O'Brien who acted as Co-Executive Directors in addition to their regular duties. While this was no doubt an onerous task, they did it willingly and with much success. Their efforts are to be commended, and I thank them for having taken on the task of bringing the Law Society through this period successfully.

Four months into my presidency, on 1 October 2011, the Search Committee struck by Benchers to find a new Executive Director completed its search, and Benchers appointed Brenda B. Grimes as Executive Director of the Law Society. Ms. Grimes brought to the Law Society nearly twenty years of experience in the practice of law having worked what is now Cox & Palmer as an associate from 1992 and a Partner from 1999. Prior to her

appointment as Executive Director, Ms Grimes served as a Law Society Bencher for over three years and participated on a number of the Law Society's Committees. Ms Grimes' experience and leadership skills have served her well in her first seven months of implementing and enforcing the Law Society's mandate effectively. We were very pleased to have Ms Grimes join our senior management team. I want to personally recognize the dedication and diligence shown by Brenda during these first months on the job, as she worked through the steep learning curve that accompanies any such move.

As part of the process of transition, the Law Society has been working to upgrade and update its systems. For example, there have been some infrastructure improvements including the replacement and consolidation of computer hardware and operating systems, and the introduction of a secure offsite backup system to ensure the integrity and safety of Law Society information. A redesign of the Law Society's website has been initiated and is ongoing. While still in the initial phase, the Law Society hopes to launch the new website early in the fall of 2012. The new and improved Law Society website will provide enhanced information services and greater usability for both members and the public.

A review of various internal administrative policies, processes and operational expenses has been commenced and continues. For example, the Law Society is currently seeking quotes for disability and medical benefits coverage to ensure that it has the most cost



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effective alternative to meet its needs and is seeking quotes for long term contracts of leased equipment. We have also put in place policies relating to several areas of activity in the Law Society where they did not previously exist, and are in the process of reviewing and revising, as appropriate, policies that have not been reviewed in some years.

In addition, there has been ongoing improvement in financial and accounting administration and operations including, following a request for proposals, a change in the Law Society's investment advisors which should lead to more robust investment returns. We have recently approved a new Investments Policy, which we are confident will lead to improved and stable investment returns.

Certificate fees have remained relatively stable since 2003 and the Law Society's current fiscal position is very strong. This helps to ensure that the Law Society can carry out its statutory mandate of protection of the public. As well, due to good budgeting and management of claims, the Insurance Programme's surplus has stabilized, allowing a reduction of both the insurance premium and a 20% reduction in the transaction levy for 2012. The required levels for the insurance premium and the transaction levy will continue to be reviewed on an annual basis.

During the fall, I (along with Brenda Grimes and our Vice-President, Morgan Cooper) met with Minister of Justice, Felix Collins, and Donna Ballard, Assistant Deputy Minister (Courts and Legal Services) to discuss matters of interest. All agreed that it would be beneficial to continue to do so on a semi-annual basis. Some of the topics discussed were amendments to the *Limitations Act* and the obligations of banks and

mortgagees to have people in the province provide releases. We received positive feedback that some action would be taken on these issues in the near future.

The Law Society is involved in other important initiatives nationally through its membership in the Federation of Law Societies. These include development of national standards in the areas of discipline and education and regulation of the legal profession, topics which are discussed thoroughly at the semi-annual meetings of the Federation of Law Societies. This year those meetings took place in Prince Edward Island in September, 2011, and in Yellowknife in March, 2012 and I was fortunate to have the opportunity to participate.

It is always sad to hear of the untimely passing of members of our Bar, and such was the case when Law Society members, Benchers and staff learned of the sudden passing of our friend and colleague, Wayne F. Spracklin, QC, in August of 2011. In memory of him, Benchers have approved an annual scholarship in his name, to be funded by Ottenheimer Baker, the firm where he was a partner for over 20 years. The Wayne F. Spracklin Scholarship will be

awarded to the student achieving the highest mark in the Real Estate/Wills examination of the Bar Admission Course and it will be presented to the first recipient at our 2012 Annual Dinner and Dance to be held on June 8, 2012 at the Delta Hotel, St. John's. We hope that Wayne's family, friends and colleagues find solace in knowing that this scholarship, in his name, will serve as a reminder to us all of his dedication to the legal profession.

We were also saddened by the passing of Judge Ronald L Jenkins, Justice Gordon G. Easton, and member James Chalker, Q.C., who are recognized in the "In Memorium" section below.

When you receive your next set of *Benchers' Notes* you will have a new president at the helm. I am confident in stating that Benchers and Law Society staff will continue to meet all challenges with professionalism and dedication, and will do so in a manner which is responsive to our changing world. Thank you for having given me the honour of serving on Benchers, and as President of the Law Society. Best wishes to all involved in the Law Society for continued success. ■

Professionals' Assistance Program

*The Professionals' Assistance Program,
a support group for Lawyers,
can be of assistance in many situations.*

For further discussion or consultation, contact:

Rosemary Lahey, M.S.W., R.S.W.
Clinical Co-ordinator

754-3007 or 1-800-563-9133
rmlahey@nl.rogers.com

Note from Brenda B. Grimes

Executive Director

It is hard to believe that seven months have passed since I accepted the position and began working with the Law Society as Executive Director. Having been a Bencher for over three years, I thought I had a good understanding of what goes on behind the scenes at the Law Society but I can say, without reservation, that my level of understanding only scratched the surface. Over the last number of months, I have come to truly appreciate the complexity and scope of the issues being dealt with on a daily basis by Law Society staff and the enormous amount of preparation required at all levels in order to set and move an agenda forward. The Law Society has a professional and hardworking team that diligently carries out the Law Society's work. They are the unassuming and true backbone of the Law Society and do not always get the recognition or credit they deserve.

The Law Society's mandate to ensure that the integrity of the profession is maintained and the interests of the public are protected is an important one that becomes more difficult as the Bar grows larger and barriers to mobility disappear. Changes in the way legal services are delivered and increasing reliance on electronic communication contribute to the complexity of the Law Society's work. Since many other changes will occur in the future, the Law Society must strive to ensure that its method of regulation is dynamic and responsive to the challenges of a changing profession. The Law Society will need much assistance and cooperation from members as it meets these challenges.

I have always enjoyed learning new things so, as there has been much to absorb, my first seven months at the Law Society have been very exciting and rewarding. I expect this will continue. One of



Brenda B. Grimes
Executive Director

my future goals is to reach out to members outside the Avalon region. Later in the year, I hope to travel to central Newfoundland, western Newfoundland and to Labrador to meet with members to discuss the work of the Law Society and obtain information from them on issues which may be unique to their areas so that we can better understand their needs. I would also like to see an increase in the involvement of younger members of the Bar in the activities and work of the Law Society. I welcome input from members on any issue and look forward to working with you all in the coming years. ■

Library News

All legal research is available online...except:

- Taxing Master decisions
- Labour Arbitration Cases - 1st Series
- English translations of French decisions reported in Canadian Criminal Cases
- Statutes and Regulations from Canadian jurisdictions before 1990
- Most cases in the English Reports
- Most Looseleaves, textbooks, and journals.... *To name a few.*

In the last year the Law Society Library scanned and e-mailed **hundreds** of items that were not online. **Thousands** of books were circulated throughout the province, **free of charge**.

Let us help you look good!



Contact

The Law Society Library for all your information needs

- Gail Hogan, MLIS
- Heather Myles MLS

lawlibrary@lawsociety.nf.ca

709-753-7770

or, toll free

1-800-984-7770

Federation of Law Societies of Canada Report

Sheila Greene, QC, Past President of the Law Society, is our representative on the Federation's Council. She provides written reports and oral commentary to Benchers on the activities of the Federation.

Over the last couple of years, the Federation has spearheaded a number of initiatives, including the creation of a Standing Committee on Access to Legal Services, to consider ways of addressing inequities in the public's ability to access legal services. It also involved a constitutional challenge to the federal legislation on money laundering.

Following a lengthy process of consultation, the Federation recently adopted a Model Code of Professional Conduct which includes a Conflict of Interest rule that is more stringent than that in the CBA's Code of Conduct. It requires implied or actual consent in order to act and not just the absence of an adverse effect. The Model Code had been in development for some years with the primary delaying factor being a determination of the wording for the proposed Conflict of Interest rule. The ultimate goal of the Federation is to have a National Code of Conduct to tie in with mobility. While Benchers agreed that the Federation could adopt the Model Code, including the Conflict of Interest Rule, as its own they did so with the knowledge that they did not have to adopt the Model Code in its totality for Newfoundland and Labrador if they felt it would not be appropriate.

The National Canadian Bar Association recently held a tele-seminar on the Federation Model Code. While many other law societies have now adopted this Model Code for their own jurisdictions, the matter is still under consideration by Benchers. An exhaustive review of the Model Code (minus the Conflicts Rule) was

undertaken a number of years ago by a committee comprised of Phyllis Weir, Linda Harnett, Gus Lilly and Ms. Greene and it had endorsed the provisions completed at that time. That Committee has now undertaken a further review of the Model Code, including the Conflict of Interest Rule, and will be making recommendations to Benchers in the future about whether to adopt all or any of the Model Code for our use locally.

The Federation's Ad Hoc Committee on New Law Programs recently approved two new law programs in Canada which would permit gradu-

ates to apply to the various law societies for admission. The individual law societies would still retain jurisdiction over the admission of new applicants.

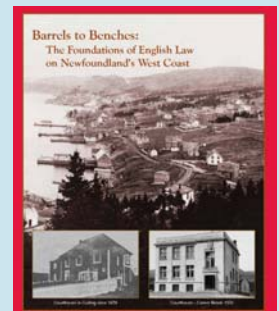
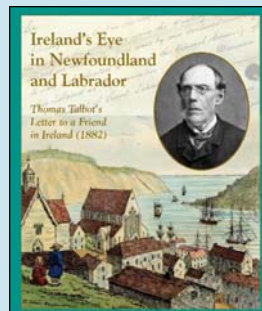
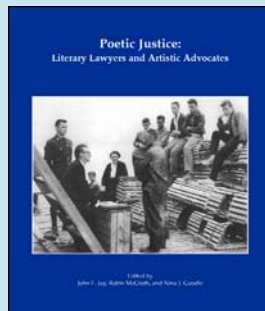
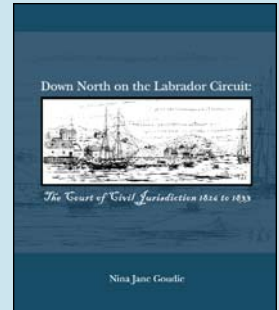
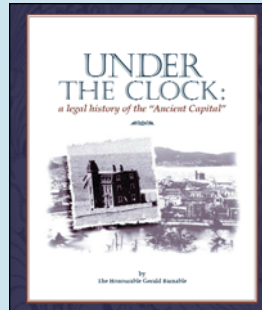
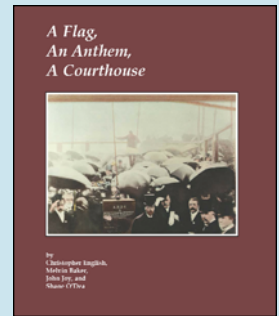
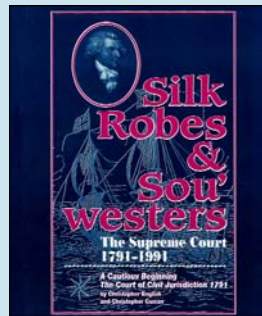
Benchers adopted a Mobility Defalcation Compensation Agreement to address the effects of mobility and to ensure that there are minimum levels of coverage in each jurisdiction. Newfoundland and Labrador is already carrying more than the minimum required and our Rules allow claims to be processed as required under the agreement. ■

Project Daisy Publications

An Ideal Gift

The seven books shown here have been published in recent years by the Daisy Committee. They offer a varied and interesting look at the development of law in Newfoundland and Labrador over the last two centuries and more.... and some humour, too.

Please call 722-4740 for details on how you can purchase a copy... or several!



Decisions, Decisions, Decisions

Below is a brief summary of some of the decisions taken by Benchers during the period from January 2010 to April 2012 as well as notice of who was elected to Benchers at the Annual General Meetings in 2010 and 2011.

2010

Benchers met on five occasions during 2010: on January 25, April 12, June 11, October 4 and December 13 as its January 25, 2010 meeting. Benchers agreed that, when decisions of any Law Society committee are being appealed to the Executive Committee, notice should be provided to that committee and the committee should be offered an opportunity to participate in the appeal proceedings. Arising out of this decision, the Act and Rules Committee was asked to develop a standard set of internal appeal rules that can be applied against all Committee work.

This Convocation also approved a scale of hourly rates payable by the Law Society for Discipline Counsel: less than 5 years at the Bar - \$125; 5 to 9 years at the Bar - \$150; 10 to 14 years at the Bar - \$175; 15 to 19 years at the Bar - \$195; 20 plus years at the Bar - \$225. This scale is currently being used for all Law Society work.

The Law Society Annual General Meeting was held on June 11, 2010. At that meeting, it was announced that Amy Crosbie and Donovan Molloy had been elected and Kenneth Baggs, QC, had been re-elected as Benchers representing the Eastern District; George Murphy, QC, was re-elected as a representative from the Western District.

Following the AGM, Benchers reconvened and elected the following members to the Executive Committee for the 2010-2011 year: Glen L C Noel - President; Augustine F Bruce - Vice President; Irene S Muzychka - Past President; Morgan C Cooper - Chair,

Complaints Authorization Committee; George L Murphy, QC - Member.

The Benchers' Convocation of October 4 was the first with newly elected President Glen Noel in the chair. He informed Benchers of several activities that involved the Society over the months since his taking office in June, including the national Criminal Law Conference sponsored by the Federation of Law Societies, which was held in St. John's in July, and the hiring of Richard Yabsley as Law Society Accountant. It was announced that Bencher Paul Burgess would succeed John Roil as Chair of the Insurance Committee and that a Finance and Accounts Committee has been struck to provide advice and develop policy for the governance of Law Society finances. That committee is comprised of George Murphy, QC, as Chair, Barry Fleming, QC, Glenda Reid, Frank O'Brien, Phyllis Weir and Richard Yabsley. The establishment of a Custodianship Committee co-chaired by Barry Fleming, QC, and Brenda Grimes was also announced.

Benchers met for the last time in 2010 on December 13. The Finance and Accounts Committee had begun its review of Society finances and informed Benchers that, among other matters, it would consider a consolidation of the historic self-insurance funds, the wisdom of using one auditor for all Society accounts and the possible alignment of the financial years for the Law Society and the Insurance Program. The Insurance Committee Chair, Paul Burgess, indicated that his Committee is in agreement with the second and

third points raised by the Finance and Accounts Committee.

The Custodianship Committee reported on its activities, which included the recognition of the need for clearly delineated policies and procedures for all future custodianships and the ongoing review and evaluation of the progress of the distribution of custodianship files.

2011

Benchers' Convocations during 2011 were held on February 28, April 18, June 17, October 3 and December 5. During its February 28 meeting, Benchers established a committee comprised of Ian Wallace, Barry Fleming, QC, and Bert Riggs to review the qualifications for life membership. Sheila Greene, QC, and Amy Crosbie were appointed as alternate members of the Complaints Authorization Committee. Frank O'Dea, QC, and Ray Walsh, attended the meeting at the invitation of Benchers to participate in an ongoing discussion on the Transaction Levy.

The April 18 meeting saw the appointment of a committee, consisting of Augustine Bruce, Morgan Cooper, George Murphy and Linda Harnett, to seek out and interview candidates for the position of Executive Director of the Law Society.

At the June 17 meeting, the President informed Benchers that the Provincial Government is reviewing the Limitations Act and that the Law Society is part of the consultation process. It has been recommended to the Law Society Insurance Committee that the

deductible for lawyers who miss limitation periods be increased and that a missed limitation period should automatically trigger a practice review.

The Education Committee informed Benchers that it is currently reviewing an ancillary agreement to the National Mobility Agreement that will allow Quebec lawyers to enter common law jurisdictions to practice Federal law and give advice on the law of Quebec. It will report back to Benchers at a later date.

The Search Committee reported that it had prepared a job description and run a series of ads for the new Executive Director position. The screening process is underway, with interviews to take place in August. The committee hopes to make a recommendation to the Executive Committee and to Benchers by the end of August.

The Life Membership Committee reported to Benchers on the review of the rules governing the awarding of life memberships, together with guidelines for the interpretation of the rules. The final decision will remain with Benchers. Kenneth Baggs was re-appointed to a four-year term as the Law Society's representative on the Board of Governors of the Law Foundation of Newfoundland and Labrador.

The AGM was held later that same day and included, in addition to the annual report and annual financial statements of the Society, the annual report of the Law Foundation of Newfoundland and Labrador. It was announced that Susan LeDrew had been re-elected and Kenneth Jerrett had been elected to Benchers to represent the Eastern District, Shawn Colbourne was re-elected to represent the Western District and John Noseworthy to represent the Labrador District.

Following the Annual General Meeting, Benchers reconvened to elect the Executive for the 2011-2012 year. The following were elected: Augustine Bruce - President; Morgan Cooper - Vice President; Glen Noel - Past President; George Murphy, QC, - Chair, Complaints Authorization Committee; Kenneth Baggs - Member.

Augustine Bruce began his first Benchers' meeting as President of the Law Society, on October 3, 2011, by thanking the members of the Search Committee for their work and advising that Brenda B Grimes, whom they had recommended for the Executive Director's position, will begin work on October 11. He also thanked Phyllis Weir and Frank O'Brien who, jointly, had performed the duties of Executive Director, as well as their own duties as Legal Director and Director of Legal Education respectively, for the past twenty months.

Much of the meeting that followed was taken up with further discussions on the consolidation of the self-insurance funds and the future of the Transaction Levy. The Education Committee presented information to Benchers regarding the Quebec Mobility Agreement and the Federation of Law Societies of Canada report of the implementation of a common law degree program in each of the country's law schools.

The final meeting of Benchers for 2011 was held on December 5. The President reported on a meeting that he, Morgan Cooper and Brenda Grimes had had with the Minister of Justice, Hon. Felix Collins, regarding amendments to the Limitations Act. Mr Bruce refers to this meeting in his message on page 1 of Benchers' Notes. The Law Society Budget for calendar year 2012 was presented and, following a lengthy and detailed discussion, was approved. On the recommen-

ation of the Executive Committee, which was acting on advice from various financial experts, Benchers approved a 20% reduction in the Transaction Levy (from \$50 to \$40), the elimination of the \$250,000 loss prevention payment from the Lawyers' Insurance Program to the Law Society and the funding of all costs associated with the Professionals' Assistance Program by the Insurance Program.

Benchers also gave the green light to a proposal from the Law Library Committee to fill a library clerk position that has been vacant for some time. This position has been redefined to Library Technician and the incumbent will be responsible for the maintenance of the Library's and the Society's websites as well as more traditional duties associated with the Library.

Vice President Morgan Cooper informed Benchers that more than 100 allegations concerning the conduct of members had been made in the 2011 year, most of which were settled or dismissed after investigation by the Legal Director or examination by the Complaints Authorization Committee.

Benchers approved a proposal from the law firm Ottenheimer Baker to create a scholarship in honour of Wayne F Spracklin. The scholarship will be presented to the Student-at-Law who receives the highest grade in the Real Estate and Wills examination at the annual Bar Admission Course.

2012

There have been two meetings of Benchers thus far in 2012: February 6 and April 2. At the February meeting Ms Grimes informed Benchers that the Society has purchased Directors and Officers insurance for Benchers from CLIA providing coverage in the amount

of \$2 million, bringing total coverage to \$3 million. The new policy is effective from February 1, 2012. Amendments were approved to the Uniform Trust Account Rules to require that all members instruct their financial institutions to remit all interest payments earned on trust accounts to the Law Foundation, as is required by the act governing that body.

Paul Burgess, Chair of the Insurance Committee, provided a synopsis of the claims history for the Insurance Program, noting that the largest numbers of claims are in the areas of real estate and civil litigation, which speaks of a need for additional loss prevention work in those areas. He added that this Law Society was the only one in the country to reduce its insurance premiums for 2012, from \$1,830 to

\$1,655, a savings of \$175 for each practicing-insured member.

At the April 2 Convocation, the President advised Benchers of various activities he had been involved in over the past few months, including attending the Federation of Law Society meetings in Yellowknife, in company with Sheila Greene, Morgan Cooper, Brenda Grimes, Frank O'Brien and Phyllis Weir and attendance at the swearing-in ceremonies for Judge Pamela Goulding in St. John's and Judge Laura Mennie in Corner Brook.

In a follow-up to his Insurance Committee report from the February 2012 meeting, Paul Burgess indicated that he and Insurance Administrator Janice Ringrose will be developing a com-

munications policy for members, and that the Committee was considering ways to deal with loss prevention.

Ian Wallace, Chair of the Education Committee, informed Benchers of ongoing discussions the Committee has been having regarding implementation of a Canadian Common Law Degree. The Committee, together with members of the Executive Committee and the Executive Director, had met with officials from the Federation of Law Societies to seek information and raise concerns about national admission standards regarding such a degree. Recommendations on this matter will be presented to Benchers at a future meeting. ■

Awards & Scholarships

2010 BAR ADMISSION COURSE

The *Hunt Award* (presented to the Student-at-Law who receives the highest overall average grade in the Bar Admission Course) - Aimee Rowe

The *Penney Award* (presented to the Student-at-Law achieving the highest grade in the Family Law Examination of the Bar Admission Course) - Natalie Payne

The *Provincial Court Judges' Association Award* (presented to the Student-at-Law achieving the highest grade in the Criminal Law Examination of the Bar Admission Course) - Natalie Payne

The *Pratt Scholarship* (The Maxwell J. Pratt Scholarship is based on academic performance and is presented to a Student-at-Law who is a graduate of Memorial University of Newfoundland and a student at Dalhousie Law School) - Lily Wroblewski & Natalie Payne

The *Browne Scholarship* (presented to the Student-at-Law who submits the best research essay on a legal issue of current public concern) - Lindsay Hollett

2011 BAR ADMISSION COURSE

The *Hunt Award* (presented to the Student-at-Law who receives the highest overall average grade in the Bar Admission Course) - Lily Wroblewski

The *Penney Award* (presented to the Student-at-Law achieving the highest grade in the Family Law Examination of the Bar Admission Course) - Deidre Badcock

The *Provincial Court Judges' Association Award* (presented to the Student-at-Law achieving the highest grade in the Criminal Law Examination of the Bar Admission Course) - Jane Crosbie

The *Spracklin Award* (presented to the Student-at-Law achieving the highest grade in the Real Estate and Wills Examination of the Bar Admission Course) - Amber Penney

The *Browne Scholarship* (presented to the Student-at-Law who submits the best research essay on a legal issue of current public concern) - Kyle Rees

Changes in Status

The following changes in status were approved by Benchers sitting in Convocation between January 2010 and April 2012:

Practicing to Non-Practicing Status

Member	Effective Date	Member	Effective Date
Jacqueline Walsh	December 2009	Veronica Dillon	January 31, 2011
Gordon Balkam	December 2009	Janet Tucker	February 1, 2011
Kevin Baker	December 2009	Denes Bajzak	March 1, 2011
Greg French	December 2009	Michelle Wilson	April 18, 2011
Raelene Lee	January 2010	Tannis L King	May 4, 2011
Ronald Penney	January 2010	Kathleen O'Reilly	May 4, 2011
John Goodland	January 2010	Janet Tucker	June 1, 2011
Cindy Starkes	December 10, 2009	Paul Dunne	July 1, 2011
Rhona Buchan	January 1, 2010	Scott Worsfold	July 18, 2011
Kathleen Healey	January 29, 2010	Michael Noseworthy	July 31, 2011
John Goodland	March 22, 2010	Alan Henry	August 4, 2011
Michael Noseworthy	March 31, 2010	Violet Ford	September 1, 2011
Kenneth Young	April 1, 2010	Laura J Brown Laengle	October 17, 2011
Jacqueline Walsh	April 1, 2010	Jeffrey MacDonald	September 30, 2011
Jessica Bartlett	April 15, 2010	Maria Kyriacou	October 7, 2011
Amy Kendell	May 11, 2010	Angela M Blagdon	October 31, 2011
Karen Saweczko	June 1, 2010	Christa Reccord	October 21, 2011
Tanya Bath	June 7, 2010	David L G Andrews, QC	November 23, 2011
Lisa M Stead	June 8, 2010	Andrew K Parsons	December 31, 2011
John P McDonald	July 16, 2010	Candace Summers	December 1, 2011
Juan M O'Quinn	September 1, 2010	Diane Laskey	December 31, 2011
Scott R Beazley	October 1, 2010	Kimberly Burrridge	December 31, 2011
Dennis MacKay, QC	November 1, 2010	Hayward W Burden	March 1, 2012
Farrah Carrim	November 30, 2010	Colette Goodyear	January 1, 2012
Michelle Davis	December 6, 2010	Alison Manning	January 1, 2012
Jodi MacDonald	September 1, 2010	Joseph S Hutchings	January 1, 2012
Alana Dwyer	December 22, 2010	Sheila Osborne-Brown	January 1, 2012
Riley Michelle Moss	December 29, 2010	Alison Oser	January 26, 2012
Robert M Sutherland	December 31, 2011	John Roil, QC	January 31, 2012
D Paul Althouse	January 1, 2011	Christopher Curran, QC	March 2, 2012
John L D Cook	January 1, 2011	David J R Coffin	April 1, 2012
Jeffrey Keefe	January 1, 2011	Stacey Feltham	February 17, 2012
Calvin Lake, QC	January 1, 2011	Jaclyn Whelan	March 1, 2012
Meaghan Lake	January 1, 2011	Donna Strong	March 15, 2012

Resumption of Practicing Status

Member	Effective Date	Member	Effective Date
Edward Vanderkloet	December 17, 2009	Maureen Greene	February 1, 2011
Geoff Peters	December 22, 2009	Darragh McManamon	February 11, 2011
Sandi MacKinnon	December 22, 2009	Janet Tucker	February 14, 2011
Robert Matthews	January 12, 2010	Suzanne Orsborn	June 17, 2011
Jacqueline Walsh	January 29, 2010	Richard K L Li	June 17, 2011
John Frecker	May 1, 2010	Alana Dwyer	June 21, 2011
Kathleen Tremblett	May 10, 2010	Michael Noseworthy	June 23, 2011
Tracy Pasley	July 1, 2010	Philippe Theriault	July 22, 2011
Paula Schumph	June 14, 2010	Michelle Davis	July 27, 2011
Raelene Lee	July 5, 2010	Derek Nowak	August 1, 2011
Sharon McKim-Ryan	August 9, 2010	Diane Laskey	August 10, 2011
Denes Bajzak	September 1, 2010	Brian Casey	August 18, 2011
Greg French	October 20, 2010	Amy Kendell	September 13, 2011
Vanessa McCarthy	November 16, 2010	Riley Moss	October 26, 2011
John Ottenheimer	November 19, 2010	Kenneth Young	October 26, 2011
Rozina Jaffer	November 25, 2010	Andrew Mallam	November 9, 2011
Clarence Dwyer	December 20, 2010	Rhona Buchan	January 31, 2012
Cindy Starkes	December 20, 2010	Violet Ford	February 9, 2012
Jeremy Andrews	January 24, 2011	Michelle Wilson	February 21, 2012
Karen Saweczko	January 25, 2011	Tannis King	March 26, 2012

Members Granted Permission to Resign

Member	Effective Date	Member	Effective Date
Vanessa Gauthier	January 25, 2010	Susan Marsh	February 28, 2011
Jenny Chai	January 25, 2010	Angelina Cunningham	February 28, 2011
David MacDougall	April 12, 2010	Kenneth W Watkin, QC	February 28, 2011
Darrell Coombs	April 12, 2010	Jennifer A Reid	February 28, 2011
Roberta Chafe	April 12, 2010	James J Hornsby	April 18, 2011
Harold Sandell	April 12, 2010	Rozina Jaffer	June 17, 2011
Bruce Piller	April 12, 2010	Richard K L Li	October 3, 2011
Frank Van Penick	June 11, 2010	Philippe Theriault	December 5, 2011
Sterling Furlotte	June 11, 2010	R Patrick Saul	February 6, 2012
Nancy Bains	October 4, 2010	Andrew T Martin	February 6, 2012
Beverley Lane	October 4, 2010	Demetrius Kachafanas	February 6, 2012
Michael Perry	October 4, 2010	Pamela Kachafanas	February 6, 2012
Howard Pitts	October 4, 2010	Christa Reccord	February 6, 2012
Jennifer M Reid	October 4, 2010	Jeffrey MacDonald	February 6, 2012
Jonathan K Matters	December 13, 2010	Stacey Grant	February 6, 2012
Susan W Powell	December 13, 2010	David L G Andrews, QC	February 6, 2012
Robynn Arnold	February 28, 2011	Douglas Black	April 2, 2012
Kevin J Baker	February 28, 2011		

Life Membership

The following members have met the qualifications prescribed and have been granted Life Membership in the Law Society of Newfoundland and Labrador:

Member's Name	Roll Number	Called to the Bar	Life Membership Granted
William J Gallant	495	April 15, 1980	January 25, 2010
Barbara A MacAdam, QC	445	April 12, 1978	June 11, 2010
Gerald J Barnable	609	December 15, 1983	June 11, 2010
Cabot J Martin	293	April 23, 1969	June 11, 2010
John J Young	280	April 5, 1968	June 11, 2010
Thomas J Burke, QC	419	April 7, 1977	October 4, 2010
Arthur F Miller, QC	294	October 10, 1969	October 4, 2010
Robert M Sinclair, QC	469	April 10, 1979	October 4, 2010
Norman J Whalen, QC	315	April 15, 1971	October 4, 2010
Christopher J B English	873	January 25, 1993	February 28, 2011
Eric C Facey	382	February 5, 1975	February 28, 2011
W Gerard O'Dea	462	February 5, 1979	February 28, 2011
G David S Martin, QC	287	December 11, 1968	February 28, 2011
Christopher P Curran, QC	531	April 10, 1981	April 2, 2012
D Paul Althouse, QC	312	December 15, 1970	April 2, 2012

Custodianships

We would like to remind members that we currently have custodianship of the practices of the following firms or single practitioners:

- | | |
|------------------------|----------------------|
| - William Parsons | - Alan Carter |
| - David Sparkes | - R A Parsons/O'Neil |
| - Glen Bursey | - Kent Morris |
| - Christopher Sullivan | - Claude Sheppard |
| - Doug Harvey | - Keith Rose |
| - Gerard Griffin | - Fabian O'Dea |
| - Glube Jewell | - William Browne |
| - Jody Saunders | - Hugh Coady |
| - Gerard Gushue | - David Pitcher |
| - Frederick R Bishop | - James Nurse |

Members can contact Custodianship Assistant Lisa Kennedy at 758-0822 or by e-mail at lisa.kennedy@lawsociety.nf.ca for details on any of these custodianships.

In Memoriam

Benchers and members were saddened at the passing of four of our esteemed colleagues.

The Honourable Judge Ronald L. Jenkins

Roll Number: 450
Called to the Bar: July 6, 1978
Died May 27, 2010

The Honourable Mr Justice Gordon G. Easton

Roll Number: 244
Called to the Bar: November 25, 1958
Died August 2, 2011

Wayne Fisher Spracklin, QC

Roll Number: 298
Called to the Bar: February 12, 1970
Died August 15, 2011

James Richard Chalker, QC

Roll Number: 240
Called to the Bar: January 28, 1957
Died February 6, 2012

Benchers' Convocation - June 17, 2011



Back Row (l-r): Kenneth Baggs, QC, Paul Burgess, Dr. Don Downer, Glenda Reid, Bert Riggs, Susan LeDrew, Barry Fleming, QC, Amy Crosbie, Donovan Molloy

Front Row (l-r): George Murphy, QC, Brenda Grimes, Morgan Cooper, Augustine Bruce, Glen Noel, Linda Harnett, Kenneth Jerrett, Ian Wallace

Elected Benchers

Augustine F Bruce - *President*

Barry G Fleming, QC

Morgan C Cooper - *Vice-President*

Kenneth W Jerrett

Glen L C Noel - *Past President*

Susan M LeDrew

Brenda B Grimes

Donovan F Molloy

Kenneth L Baggs, QC

George L Murphy, QC

R Paul Burgess

J John Noseworthy

Shawn C A Colbourne

Liam P O'Brien

Amy M Crosbie

Kevin T A Preston

Marcus A Evans

Ian C Wallace

*Donald E Anthony was appointed to replace Brenda B. Grimes effective 1 November 2012.

Lay Benchers

Dr. Donovan Downer

Glenda Reid
Linda Harnett

Bert Riggs

Did you know...

...that three members of the Law Society of Newfoundland were killed in World War I?
Arthur J Herder (Roll #120); M Frank Summers (Roll #128); Cecil B Clift (Student-at-Law).

...that one member of the Law Society of Newfoundland and Labrador has no number on the Barristers' Roll: Robert L Furlong's signature and the date of his Call to the Bar appear on the Roll between those of Philip J Lewis (#160) and Edward C Wood (#161). Incidentally, Wood and James A Power (#162) were both called to the Bar on the same day as Furlong, October 7, 1926.

Call to Bar 2010

February 8, 2010

Ten candidates were called to the Bar on February 8th.

Back (l-r): T. Staniland, P. Mohan, A. Woodland, A. Parsons, K. Pochini, M. Newton

Front (l-r): D. Furey, J. Kean, M. Hill, C. Hurley



April 16, 2010

Ten candidates were called to the Bar on April 16th.

Back (l-r): M. Ladha, J. Hurley

Middle (l-r): R. Trask, L. Williams, H. Buffett

Front (l-r): M. Rowe, A. Gosse, J. Crosbie, A. Crocker, A. Clair

June 18, 2010

Eight candidates were called to the Bar on June 18th.

Back (l-r): J. Barnes, M. May, T. Pritchett, P. Theriault, M. McConnell

Front (l-r): A. Barfitt, A. Summers, R. Jaffer



October 15, 2010

Two candidates were called to the Bar on October 15th.

R. Saul, J. MacDonald

Editor's Note: Pictures for 2011 and 2012 Call to Bar Ceremonies will appear in the next two issues of *Benchers' Notes*.