

ADR Institute of Canada, Inc Institut d'Arbitrage et de Médiation du Canada Inc.



International Arbitration | Arbitrage international

DRIC 2013 / ICC Canada 2013:

Paperless Conference: you are encouraged to bring your tablet / laptop /other device to access any materials and presentations.

Thursday October 24 to Friday October 25, 2013 InterContinental Toronto Centre 225 Front Street West, Toronto, Canada

Plus TWO Pre-Conference Workshops on Wednesday October 23, 2013:

The Marketing Workshop for ADR Professionals by Marketing Expert Tammy Lenski

Powerful New Perspectives on Commercial Dispute Negotiation with some of Canada's foremost negotiators

William G. Horton, William G. Horton Professional Corporation

P. David McCutcheon, Dentons

(See page 2)

Special Presentations:

Premier Sponsor: Dentons

The Honourable Bob Rae, PC, OC, OOnt, QC,

Former Federal Leader, Liberal Party; Former Premier of Ontario



LSUC Points: .25 Professional, 0.5 Substantive each

The Honourable Mr. Justice William Ian Corneil Binnie, CC, QC Lenczner Slaght; Arbitration Place, Former Supreme Court of Canada Justice



- LSUC accreditation for Professionalism and Substantive credits as noted on sessions (unmarked sessions are accredited for Substantive only)
- CPD accreditation for 12+ hours by: LSBC, LSS, LSNB and LSPEI; Approved accreditation from Mediate BC
- Pending approval for 12+ hours of Professional Development Credits from Barreau du Québec

Chartered Mediators and Qualified Mediators: earn up to 38.5 ADRIC CEE points!

For a list of accreditations click here

Diamond Sponsor: Borden Ladner Gervais LLP

Silver Sponsors: Arbitration Place / Davis / Deloitte / Heenan Blaikie

Bronze Sponsors: Affleck, Greene, McMurtry / Basman Smith / Bennett Jones / Burnett, Duckworth & Palmer / Cox & Palmer / Farris Vaughan Wills & Murphy / FTI Consulting / Glaholt LLP / Gowlings / Insurance Bureau of Canada / JAMS / Jensen Shawa Solomon Duguid Hawkes / Marsh Canada / MNP LLP / Norton Rose Fulbright Canada / Osler, Hoskin & Harcourt / Smartsettle / Thompson Dorfman Sweatman / Woods LLP

Gold Sponsor: Blake, Cassels & Graydon LLP

Champion: CCH Canada Ltd/Wolters Kluwer / William G. Horton Professional Corporation / Humber College-The Business School / Gallagher & Co Consultants / Kaiser Arbitration / Continuing Education, Faculty of Liberal Arts & Professional Studies, York University

Patron: Imperial Oil Limited / International Association of Facilitators

Independent Supporters: Derer Law / Victor P. Leginsky, Arbitrator & Mediator ("Arbitralis") / McCartneyADR Inc. / Stephen Richard Morrison, LL.B., C.Arb, C.Med, FCIArb, Mediator and Arbitrator

PRE-CONFERENCE Sessions: Wednesday October 23, 2013 The Marketing Workshop or Commercial Dispute Negotiation

The Marketing Workshop for New and Seasoned ADR Professionals

with Dr. Tammy Lenski, Author of Making Mediation Your Day Job

Wednesday October 23, 2013 - 9:00am - 5:00pm

Ontario Room, InterContinental Toronto Centre, 225 Front Street West, Toronto, Canada,

Find out:

- What the marketplace really wants from someone with your skills
- How to stand out in the crowd authentically and without arrogance
- How to reach new markets
- · How to leverage social media and the web to attract prospective clients without wasting your valuable time
- The four pillars of mediation marketing and how to use them to craft a simple, effective marketing strategy

Learn how to identify those most interested in what you offer, connect with them online and off, and craft a tailored plan you can implement over the next 90 days for immediate and long-term benefits.

Attendees will receive a free copy of Tammy's book: Making Mediation Your Day Job

"A must for any mediator who is serious about becoming a full-time, professional who wants to make mediation their day job!" – James Stewart

"Tammy's marketing workshop will help you market your best self. You will come away not only knowing more about marketing principles and techniques but also more about yourself." – John Harris

"Thank you for opening my mind to new opportunities to market my mediation business!" – Amy Arnold

The registration fee for this full-day session includes Continental Breakfast, Lunch and Break-time refreshments.

Schedule:

-CPD accreditation for 6.5+ hours by: LSNB and Mediate BC

-Chartered Mediators and Qualified Mediators: earn 15 ADRIC CEE points

8:30_{AM} Registration & Continental Breakfast

9:00 Start

10:30 - 10:45 Refreshment Break 12:30 - 1:30_{PM} Lunch and Networking 3:00 - 3:15 Refreshment Break

5:00_{PM} Finish

Space is limited in both workshops: register to reserve your place today!

Powerful New Perspectives on Commercial Dispute Negotiation

Co-chairs: William G. Horton, William G. Horton Professional Corporation P. David McCutcheon, Dentons

Wednesday October 23, 2013 - 9:00am - 1:00pm

Kingsway Room, InterContinental Toronto Centre, 225 Front Street West, Toronto, Canada

In the competitive environment of 2013, the emphasis is on "lawyer as negotiator." A new and different skill set is required. Focused, coordinated communications dealing with settlement options must take place from the outset. What should corporate counsel be looking for in case counsel and what unique skills and training should case counsel bring to the table? This half day session will provide the newest and most up-to-date information anywhere available on research and practice in effective negotiation. Information acquired will allow you to take your practice to the next level.

This Workshop will look at critical issues such as:

- Relevance of negotiation skills in selecting counsel
- Who sets goals and how for a negotiated settlement if that is the objective?
- Does litigation support or hinder negotiations?
- Are there techniques to manage power imbalances on negotiation in different contexts?

With some of Canada's foremost negotiators:

Leslie Dizgun, Himelfarb Proszanski LLP;

Paul Emond, Associate Professor, Osgoode Hall Law School;

Paula Frederick, Cohen Hamilton Steger & Co Inc;

Jeff W. Galway, Blakes LLP;

Sandra A. Gogal, Miller Thomson LLP;

Steven Goldman, Goldman Hine LLP, President & CEO at Speedy Corporation;

William J. (Bill) Hartnett, Q.C., Assistant General Counsel, Litigation/Downstream, Imperial Oil Limited;

Kathleen Lickers, Barrister & Solicitor;

James E. R. Lord, VP Legal & IT, Enbridge Gas Distribution Inc.;

Selma Lussenberg, Vice President, Governance and Legal, General Counsel and

Corporate Secretary, Greater Toronto Airport Authority;

Allan Stitt, President, ADR Chambers, Stitt Feld Handy Group

Mary Jane Stitt, Mary Jane Stitt Professional Corporation;

Lawrence G. Theall, Theall Group LLP.

-CPD accreditation approved for the following: 3.5 LSBC; 4 LSS, 3.75 LSPEI, 3.75 LSNB; 4 Mediate BC -Pending approval from Barreau did Québec and LSUC -Chartered Mediators and Qualified Mediators: earn 7.5 ADRIC CEE points!

ADRIC 2013 / ICC Canada 2013: GOLD STANDARD ADR Agenda: Thursday October 24 8:00 Registration & Continental Breakfast Sponsored by Davis LLP 8:30 ADR Institute of Canada Annual General Meeting (all welcome to attend) BALLROOM Paperless Conference: 9:00 Welcome to ADRIC 2013 / ICC Canada 2013 you are encouraged to bring your Jim Musgrave, QC, C.Med. President, ADR Institute of Canada, Inc.: Cox & Palmer LLP tablet / laptop /other device to access Anne Grant, President, ADR Institute of Ontario; Mediated Solutions Incorporated any materials and presentations. Barry Leon, Chair, International Chamber of Commerce Canada: Perley-Robertson, Hill & McDougall LLP The Honourable Mr. Justice William Ian Corneil Binnie, QC, Lenczner Slaght; Arbitration Place; Former Supreme Court of Canada Justice 9:15 Keynote Speaker: 10:00 Refreshment Break and Networking Opportunity Sponsored by Arbitration Place 10:30 Breakout session of your choice: Choose one session from each of the five concurrent streams per time period Family & Community **Special Interest Topics** Skills & Workplace <u>Arbitration</u> <u>Mediation</u> 1A - KINGSWAY ROOM (LOBBY LEVEL) 2A - ONTARIO ROOM (LOWER LEVEL) 3A - BALLROOM (LOWER LEVEL) 4A - HALIBURTON ROOM (LOBBY LEVEL) 5A - HUMBER ROOM (LOBBY LEVEL) Thinking Outside the Litigation Box International Mediation: When Orthodox Interventions Fail: Family Arb and Med-Arb -Sports Dispute Resolution \subset to Realize ALL Potential Benefits of **Transformational Communication** Advanced Discussion Get On Board! Moderator: H. Derek Lloyd, QC, Commercial Arbitration! Moderator: Honorable Joseph Nuss, Intervention Strategies for High Dentons; David Bristow, QC, C.Arb; Moderator: William G. Horton. C.Arb. QC, Woods LLP; Matthew Rushton, **Conflict Behaviours** Moderator: Herschel Fogelman, WGH Professional Law Corporation; Dr. Brenda Beatty, BRB Consulting; Basman Smith; Lourdes Geraldo, Team Resolution Mediation & JAMS: Joel Richler. Blake. Cassels & Arbitration; Richard McLaren, Stephen Antle, C.Arb, Borden Ladner Lourdes Geraldo Associates; Graydon LLP Dr. Sandra Fenton, High Conflict McKenzie Lake. Gervais LLP: Alf Mamo, McKenzie Lake Solutions As a true "alternative" means of international - Different sports dispute resolution Norm Emblem. Dentons: dispute resolution, international mediation is Advanced discussion of: Procedural prefer-Are HC individuals reacting to YOU? processes in Canada involving professional gathering momentum. Learn: How, where Sabri Shawa, QC, Jensen Shawa ences or differences; What process for what Useful research on practitioner and why IM is being used; What clients think and elite sports Solomon Duguid Hawkes LLP. interventions for working with High Conflict issue?; Children's views and preferences about it; Use in Investment Treaty arbitra-- Labour law regimes in different provinces Evidence and Transparency; Approaches to Learn to avoid "compressed litigation" tion, International Commercial arbitration including professional associations and - How some standard interventions for mediation and the impact on arbitration: Design an arbitration agreement that and other areas; Developments in Europe Constraints on the mediator who will collective agreements controlling the mediation can actually resolves disputes that are actually likely to including the EU Directive; Impact on interna-- Recent CFL arbitration case overturned by become the arbitrator; Mediation tactics. escalate the conflict. tional arbitration. the court and other important jurisprudence 1B - KINGSWAY ROOM (LOBBY LEVEL) 2B - ONTARIO ROOM (LOWER LEVEL) 3B - BALLROOM (LOWER LEVEL) 4B - HALIBURTON ROOM (LOBBY LEVEL) 5B - HUMBER ROOM (LOBBY LEVEL) The Leading Ethical Issues in **Best Practices for** Custody and Access, Mental Health The Application of ADR to **Pre-Empting and Neutralizing Domestic Arbitration Today** Successful Mediation **Communication that Can** and Other Issues **Indigenous-based Disputes** S **Undermine Successful Mediation** Moderator: Gordon Kaiser, JAMS; LSUC Points: 0.75 Prof, 0.5 Subst Moderator: Stephen Richard Morrison, LSUC Points: 1.25 Professional Kathleen Kelly, C.Med, C.Arb, Kelly C.Med. C.Arb. Cassels Brock & Stephen Anway, Squire Sanders, New Moderator: Lorne H. Wolfson, Torkin **International Settlement Services** Kathleen Lickers. Barrister and York: Blackwell: Manes; Dr. Irwin S. Butkowsky; Solicitor, Six Nations; Inc.; Barbara Madonik, C.Med, Peter Israel, Israel Foulon; Mandy Moore, Borden Ladner Gervais Dr. Barbara Landau, C.Med; Tonio Sadik, PhD, Tonio Sadik & **Unicom Communication Consultants** Amy Pressman, Davis LLF Cooperative Solutions Associates Jim Redmond, C.Arb, Independent The role play sets the stage! From explaining the meaning of "true" vs S Strategies and process that can make the Insights from experts on: Custody and Some \$600B in resource activity is expected Arbitrator; "false" compromise, to the strategic use of 4 difference between success and failure Access Assessment as a DR technique; on indigenous lands over the next decade. Howard Rosen, FTI Consulting. Mary Carter and Pierringer Agreements, questions about authority and communi-Parenting co-ordination - problem or Methods to account for the legitimate this session will enhance your chances of cation - at the table and in caucus: panacea; Should mental health professioninterests of indigenous peoples, coupled successful mediation by providing insights how to spot and handle hidden interests als be conducting arbitrations; with the shared sense that such disputes culled over many years by some of Canand often-unnoticed communication Role of mental health professionals engaged should not only be avoided, but resolved, ada's leading practitioners. in family law proceedings. underscores the focus of this presentation 1:00 The McGowan Luncheon (Ball Room) Sponsored by Borden Ladner Gervais LLP ~ Notice 1:30 Presentation of the McGowan Awards of Excellence Paperless Conference: you are encouraged to bring your 2:00 Please note: All sessions, speakers and timing subject to change. Luncheon Speaker: tablet / laptop /other device to access The Honourable Bob Rae, PC, OC, OOnt, QC, Former federal leader, Liberal Party of Canada; Former Premier of Ontario any materials and presentations. 2:45 Concurrent Afternoon Sessions: Choose one session from each of the five concurrent streams per time period 1C - KINGSWAY ROOM (LOBBY LEVEL) 2C - ONTARIO ROOM (LOWER LEVEL) 3C - BALLROOM (LOWER LEVEL) 4C - HALIBURTON ROOM (LOBBY LEVEL) 5C - HUMBER ROOM (LOBBY LEVEL) Renewing the Pillars of Managing Complex "Bet-the-Farm' Elder Mediation: Facilitation and Coaching for Online Dispute Resolution for Domestic Arbitration -Arbitrations: Client, Counsel and Focus on the Practical in **Family Business Success Family Disputes New Canadian Arbitration Laws and Arbitrator Perspectives Helping Seniors and Their** LSUC Points: 1.25 Profe **New ADRIC Rules Families Navigate Change** Phil Kriszenfeld, Q.Med, Transitions James Loewen, Smartsettle Centre Moderator: Paul Lalonde, Heenan Blaikie Gerry W. Ghikas, C.Arb, Chair, National LLP; Ahab Abdel-Aziz, Heenan Blaikie LLP; Mediation and Consulting Group; for Family Resolution Resa Eisen, Marathon Mediation Project for the Uniform Law Conference Don Jack, Aird and Berlis LLP; Darvi Landau. Common Ground Ernest Thiessen. Smartsettle of Canada; Tina Cicchetti, Fasken Marti-The aging population means we are The Honourable Coulter A. Osborne, QC, neau; Ludmilla Herbst, Farris, Vaughan, on the crest of an explosion of This workshop will acquaint participants Topics include: Arbitration Place Wills & Murphy; P. David McCutcheon, opportunity in this challenging area. Dynamics of family businesses and relevant with the use of eNegotiation and ODR Topics will include: Impact on counsel's risk 45 technology in family disputes. Participants Dentons conflict management processes; -reward assessments; Involving the client There are critical legal, medical and Important information on: Uniform Law Case analysis of how mediation skills work will learn how to create family agreements, in risk-defining decisions; Role of project S psycho-social considerations for the Conference of Canada Domestic Arbitration in a family meeting where there are explore some of the current practices, and management; Role of costs awards; mediator to understand when legislation reform project; Key subjects long-term deeply-rooted issues; confront some of the challenges of resolving Differences between complex arbitrations, for reform - appeals, stays of court working with an aging population, Exploration of opportunities in the family family disputes using technology. No prior ordinary arbitrations, and complex trials; on business advisor market. proceedings, court assistance to the arbitral and this workshop will focus on how technology experience required. Challenges facing the Arbitrator. Client these uniquely impact the mediation process: The new ADRIC National perspectives will also be shared. O process. The intergenerational Arbitration Rules aspects of elder mediation, and how 4:00 Break sessi Refreshment Break and Networking Opportunity mediators include and work with the 3D - BALLROOM (LOWER LEVEL) 4D - HALIBURTON ROOM (LOBBY LEVEL) 5D - HUMBER ROOM (LOBBY LEVEL) family of the senior, will also be a 1D - KINGSWAY ROOM (LOBBY LEVEL) focus. This session will guide you Workplace Interventions: Family Mediator's Guide to **Marketing Your ADR Practice** "The Mechanics of Third Party Funding" through an Elder Mediation model $^{\circ}$ The Use of Mediation Skills in **Working with Counsel** and the techniques that will help you S **Related Workplace Disciplines** LSUC Points: 1.25 Professional enhance your insights and skills 4 A special YCAP programme in interviewing and Nicole Tellier, Nicole Tellier Barrister & Jason Dykstra, LSUC Points: 1.25 Profe Medi facilitating effective Sarah Atkinson, Workplace Resolutions; Solicitor; Lorne H. Wolfson, Torkin Manes; Absolution Mediation; (Young Canadian Arbitration Practitioners) Ŋ decision-making Cheryl Goldhardt, Goldhart and Associates Jules B. Bloch, Jules B. Bloch Mediation/Arbitration Jeff Morris. for this challenging and Moderator: Tanya Landon, Sidley Austin, Inc.; Blaine Donais, Workplace Fairness Institute; Jeff Morris Mediation der ever-expanding clientele. This session is about practical solutions for working with counsel. Learn to deal effectively with counsel Cinnie Noble, C.Med, Cinergy Coaching 30 Use your conflict management training to who is: unprepared, unreasonable, overly aggressive, timid, inexperienced or who have fostered their client' unrealistic expectations. Some of the difficulties that Panellists: James Rhodes, Burford Capital build networks and connections, on-line and This session explores the wide variety of workplace Ian Laird, Crowell & Moring, Washington An interactive workshop face-to-face. You will learn how to identify

ADRIC Cocktail Reception

which runs from

2:45pm until 4:30pm

David Roney, Sidley Austin, Geneva

5:45-6:30

Relax and enjoy complimentary hors d'oeuvres with wine or beer. An ideal opportunity to network. (You will find two complimentary beverage tickets in your badge holder)

arise in the Mediation/Arbitration process beyond those presented by problematic counsel will be highlighted, as well as problems in relation to jurisdic

tion, client participation, legal issues to be of financial imperatives and the process itself.

interventions that use mediation skills as a part of their

disciplines. Some of the interventions we will consider

are: Investigations; Conflict Coaching; Negotiations; Collective Bargaining; Facilitation; Grievance

Administration: Arbitration

Sponsored by: DENTONS

audience stand up and take notice; use your

your target market; make the relevant

connections to build your practice; use

social networks strategically.

ADRIC 2013 / ICC Canada 2013: GOLD STANDARD ADR 8:00 Registration & Continental Breakfast Sponsored by Deloitte 8:30 Breakout session of your choice: Choose one session from each of the five concurrent streams per time period Family & Community | Special Interest Topics ICC: Int'l Arbitration Mediation Skills & Workplace 2E - ONTARIO ROOM (LOWER LEVEL) 5E - HUMBER ROOM (LOBBY LEVEL) 4E - NIAGARA ROOM (LOWER LEVEL) **ICC: Noteworthy Developments in** Mastering the Role of Mediation Counsel ADR Work Opportunities -Money and Family Mediation: Class Action Arbitration What's Out There and What's Needed? Gordon Kaiser, Kaiser Arbitrations; **Arbitration From Around the Globe** LSUC Points: 1.25 Profes **Using Experts to Best Advantage** 4 Jim Redmond, C.Arb, James E. Redmond Panellists: Canada: Fabien Gélinas, McGill Moderator: Jamie Dunbar, Moderator: Bunny Macfarlane, C.Med, Richard M. Wise, C.Arb, MNP LLP; University Faculty of Law, Montreal; United States: **Stephanie Cohen**, Cohen Arbitration, New Professional Corp.; Michael Schafler, SYZYGY Resolutions: Elizabeth A. Hvde Mediator, Global Resolutions Inc; Richard Taylor, Deloitte Dentons: Hon. Curtis E. von Kann (Ret.). mediate393 inc.; John Lobo, Financial Jocelyn M. Campbell, QC, Cox & ork; Europe: Phillip Landolt, Landolt & Koch, JAMS Services Commission of Ontario; Geneva; Middle East: Michael Kotrly, Norton This panel of experts will provide: Real Palmer; David Morritt; Osler, What place does ADR have in civil litigation and in Rose Fulbright LLP, Dubai; ICC North America Suzanne Ulicny, Arbitration and ADR, North Joel Chacha, Landlord and Tenant world examples of the role of the financial Hoskin & Harcourt class actions? ADR methods currently in use in Board experts in matrimonial matters in all collective proceedings; Are arbitration clauses Congratulations, you're now both litigation and ational Court of Arbitration, New settlement counsel. Preparation – how to balance adversity and conciliation; Impasses – how and why This session will provide information on contexts; ADR professional's guide to incompatible with collective justice? The fallout York; ICSID: Meg Kinnear, International Centre ∞ interesting programs in Ontario including what retaining the "right" expert; Interaction from Seidel v TELUS; Are we ready for class action for Settlement of Investment Disputes, Washington; Global CSR and Investment Arbitration: they happen and how they can facilitate resolution; the work involves and how to position yourself between expert and mediator /arbitrator arbitration? The impact of recent Ontario cases or Mediators - what they should do, and more to take advantage of great opportunities if and overuse of summary judgment and the consideracounsel. Yousuf Aftab, Enodo Rights, New York importantly, what they shouldn't when they become available tion of ADR to resolve disputes 1F - KINGSWAY ROOM (LOBBY LEVEL) 2F - ONTARIO ROOM (LOWER LEVEL) 3F - BALLROOM (LOWER LEVEL) 4F - NIAGARA ROOM (LOWER LEVEL) 5F - HUMBER ROOM (LOBBY LEVEL) ICC: International Issues Arising Out Online Dispute Resolution Mediator's Reality Check for Screening for Domestic Violence or **Construction Disputes** of the Uniform Law Conference Moderator: Colm Brannigan, C.Med, C.Arb, **Harassment and Violence Cases Negotiation Power in Mediation** Moderator: Les O'Connor. WeirFoulds: **Reform Project** Mediate.ca; Lloyd Gallagher, Gallagher & Harvey Kirsh, Glaholt LLP Elaine Newman, Newman Arbitrations; Co Consultants Ltd; Colin Rule, Modria; Chair: Martin Valasek, Norton Rose Hilary Linton, Riverdale Mediation Allen Craig, Gowling Lafleur Henderson; Vasilis F.L. Pappas, Bennett Jones; Fulbright LLP, Montreal Ernest Thiessen, Smartsettle Jamie Knight, Filion Wakely Thorup A serious imbalance of power will affect Robert Simpson, Rose LLP ODR is about more than just applying technol the mediation or arbitration. This Angeletti; Chris Perri, Cavalluzzo Shilton - J. Brian Casey, Bay Street Chambers, ogy to existing processes: it is an evolving and This panel will discuss: McIntyre Cornish; Catherine Milne, session will consider: Sources of new field where technology has been called Turnpenney Milne negotiation power; What power is there - Pitfalls, perceptions and profiles in Angus Gunn, Q.C., Borden Ladner Gervais the "fourth" party. This workshop will acin what process? Indicators of coercion ഥ construction arbitration; quaint participants with the opportunities of How does Canadian law seek to prevent workplace harassment and violence? What are or control; Evaluating risk; Screening - Mediation strategies; technology and ADR. Leading experts in the field will discuss ODR best practices, the - Janet Walker, Osgoode Hall Law School, tools for mediation, arbitration, and ork University, Toronto mediator's obligations when criminal acts are - Spectrum of ADR processes in the collaborative law; Incorporating challenges of resolving disputes online, disclosed during the process? How does the UNCITRAL Representative (Invited) construction industry; practical aspects of designing and implement law address violent workplace acts that are screening questions into an intake - International and energy-related caused by disability or other protected ing ODR systems. Nongeeks welcome: no meeting. construction disputes. prior technology experience required grounds? And more 11:00

Refreshment Break and Networking Opportunity Sponsored by Heenan Blaikie LLP

	,	
15	ICC: A View	
4	"Inside the Tribunal"	Jo
S	Chair: Bruce Gailey, Gailey Law LLC, Zürich	Gi Bo
$\overline{}$	Panellists:	w

1G - KINGSWAY ROOM (LOBBY

The Honourable Marc Lalonde, P.C.,O.C. Q.C., Arbitrator, Montreal

- Isabelle Michou, Herbert Smith Freehills

Judge Stephen M. Schwebel, Essex Court

V.V. Veeder, Essex Court Chambers,

12:45

4

5

45

0

0

2G - ONTARIO ROOM (LOWER LEVEL) **Environmental Mediation:**

niques for Avoiding Very Bad BATNA's ohn Stefaniuk, Thompson Dorfman Swe ilbert Van Nes, Alberta Environmental Appeals

personally pay for a \$15 million cleanup, mediation atternatives will be very much on the minds of Corporate Canada. This session will cover: The "Polluter Pays" Principle; The "Precautionary Principle" (and why you should pay for risks you may not see); Joint and several liability; Dealing with the public, first nations and other third parties; Impo tance of PR; Factors Tribunals - will look at PRP's now do you get potentially responsible parties to ccept responsibility?

3G - BALLROOM (LOWER LEVEL)

Keeping the Train On the Rails -Using Project Management in ADR

Daniel Grodinsky, Borden Ladner

Gervais LSUC Points: 1.25 Professional Project management principles will guide the way to improved planning, better budgeting and more efficient management of resources. This session will cover project management principles; identification of the critical path; adapting project manage

ment tips and strategies to arbitration.

4G - NIAGARA ROOM (LOWER LEVEL) Restorative Justice: a Means to Peaceful Solutions to Conflict & Crin

Moderator: Bunny Macfarlane, C.Med, SYZYGY Resolutions; Chris Cowee, Community Justice Initiatives; Daniel Johnson, MediationADR.ca RI practices can reduce post-crime harm for victims, offenders and the community. In a friendly debate, experts will discuss how RJ practices might be used more widely in the Criminal Justice System, limited circumstances where RJ is being used now and the basis for resistance in replacing the retributive model with a restorative model.

Please note: All sessions, speakers and timing subject to change.

1:45 Concurrent Afternoon Sessions: Choose one session from each of the five concurrent streams 1H - KINGSWAY ROOM (LOBBY

Anti-Corruption and Bribery Facing Tribunals in International Arbitration

Chair: Kiera Gans, DLA Piper, New York Panellists: - Andrea Bjorklund, McGill University aculty of Law, Montrea

- Dominique Brown-Berset, Brown & Page Yves Fortier, C.C., O.C., Q.C., Cabinet Yves

Fortier, Montreal; 20 Essex Street, London; Arbitration Place, Toronto Christophe von Krause, White & Case LLP, 2H - ONTARIO ROOM (LOWER LEVEL) The Art of Hearing **Beyond Spoken Words**

Buffet Lunch and Networking Opportunity Sponsored by Blake, Cassels & Graydon LLP

Rita Czarny, C.Med

Bring your facilitation and mediation skills to a new level of effectiveness through Non- Violent Communication (NVC). Learn to: Turn expressions of anger into opportunities for connection; Slow down communication to understand individual needs: Use NVC as a powerful tool in working toward resolution.

3H - BALLROOM (LOWER LEVEL) **Mediating Workplace Disputes**

Anne E. Grant. President. ADR Institute of Ontario, Mediated Solutions

Workplace mediation challenges abound. This session will include:

Tips and techniques for improving communication; Strategies for rebuilding relationships and trust; How to structure the mediation process to manage work place disputes; and Lessons learned

4H - NIAGARA ROOM (LOWER LEVEL) Using the Circles Process to Mediate Separation, Divorce, Parenting Plans and more

Joyce Young, C.Med, Joyce Young & Associates Ltd.:

Lynn Kaplan, Divorce Doula

How circles differ from other mediation processes and what they can accomplish; Use in working toward a sustainable agree ment; Inclusion of children, new partners, lawyers and other professionals in the circle process: Principles, Values and Guidelines

5H - HUMBER ROOM (LOBBY LEVEL) Condominiums - Wave of the Future for Ontario Practitioners

5G - HUMBER ROOM (LOBBY LEVEL)

Interesting Niches for ADR

Graydon; Sarah Gayer, C.Med, Creative

Gibson, C.Arb, Sander Gibson Communi-

cations Inc; Frank Zaid, ADR Chambers;

Specialty areas, old and new provide opportuni-

ties to focus your practice. Experts in IT and IP,

Franchise industry will discuss opportunities and

issues in the niches they occupy including how

Elder Mediation, Entertainment and the

to get started and thrive in specific areas

Osler, Hoskin & Harcourt

Outcomes Mediation Services; Sander

Sheldon Burshtein, Blake, Cassels &

Colm Brannigan, C.Med, C.Arb, Mediate.ca: Jennifer Bell, C.Med, Placet Dispute Resolution; Marko Djurdjevac, Counsel at Legal Services Branch, Ontario Ministry of Consumer Services; Marc Bhalla, Elia Associates Professional Corporation; Chris Jaglowitz, Gardiner Miller Arnold LLP

Information from the most well-informed condo ADR and legal professionals that will help you take advantage of new opportunities to work in this expanding field.

3:00 Refreshment Break and Networkina Opportunity

Everything You Wanted to Know but were Afraid to Ask: **Insights from Leading Corporate Counsel** Chair: Jean Kalicki, Arnold & Porter LLP

Panellists: - Michelena Hallie, Viacom Media Inc., New York; Barry Fisher, SAP Canada Inc., Toronto; Daniel De Feydeau, ABB Ltd, Zürich (Invited)

Mighty Oaks or Acorns? The Future of Arbitration in Canada Chair: John Judge, Arbitration Place, Toronto; Louise Barrington, Aculex Transnational Inc., Hone Kong; Paris; Toronto; William J. Hartnett, Imperior

Oil Ltd., Calgary; John Lorn McDougall, Dentons

30

Over the course of 2 days you have received volumes of information. This is an opportunity to come together to summarize key learnings, comment on what was most valuable to you

ADRIC Conference Wrap-Up (BALLROOM B)

and plan your next steps for the coming year.

4:30pm: ADRIC Conference concludes.

~ Notice ~

Paperless Conference: you are encouraged to bring your tablet / laptop /other device to access any materials and presentations.

Thank you for attending, see you next year!

LP, Toronto; Joseph Nuss, Woods LLP, Montre Anne-Marie Whitesell, Dechert LLP, Washington 5:30 - 5:45

5:45 - 6:30 ICC Canada Cocktail Reception - BALLROOM FOYER (LOWER LEVEL) Relax and enjoy complimentary hors d'oeuvres, wine or beer. (ICC members will find two beverage tickets in their badge holders) 8:00 pm ICC CANADA DINNER Location: Trevor Kitchen and Bar 38 Wellington Street East Cost: \$120 inclusive - pre-registration required

ADRIC 2013 / ICC Canada 2013 REGISTRATION





405-234 Eglinton Ave. E., Toronto, ON M4P 1K5 Tel: 416-487-4733 / 1-877-475-4353 If registering via this form, please send to: morgan@adrcanada.ca Fax: 416-487-4429

REGISTER ONLINE:

ADRIC Members, via your Member Portal (https://adrcanada.secure.force.com/)

Non-Members register online: https://adrcanada.secure.force.com/MN4 PublicEventRegistration?id=a0SG000000Echk7MAB

in-House Cou	insel and members of OAFIVI: register at the member	rate:		
		InterContinental Toronto Centre, 225 Front Street West, M5V 2X3 LIMITED NUMBER of rooms available at \$174/night Reservations Web:		
Name (as you wish it to appear on your bad	ge) https://resweb.passkey.com/go/ Reservations call: 1-800-235 Please reference "ADR Institu	-4670 (Canada and US		
Title and Organization (as you wish it to app	pear on your badge) Payment: □ VISA □ Maste	erCard - AmEx -	Chequ	ue (attach
Address	Credit Card Number		Expi	ry Date
Email	Telephone Signature			
	Registration Rates		Qty	Total
	Registration closes October 18	1		
Conference	ADR Institute of Canada Members' Rate Non Members		3	
Thursday and Friday, Oct 24-25	Student Rate (Full-time studies only - please register with this form and attach proof of enrollment from an accredited facility	\$ 495.00		
	ICC Members: (October 25 sessions included in your membership			
Pre-Conference	ADR Institute of Canada Members' Rate - MARKETING Sessio Non Members - MARKETING Sessio		_	
MARKETING session, Wednesday October 23	Student Rate (Full-time studies only - please register with this form and attach proof of enrollment from an accredited facility	\$ 395.00		
	ICC Members - MARKETING Sessio	n \$ 495.00		
•		•		
	TOO HOMEOUP - CONTINUE TO THE TITLE OCCUR.	11 ¥ £70,00		
3 Days: Pre-Conference MARKETING session and	ADR Institute of Canada Members' Rate			
Conference Oct	Non Members Student Rate (Full-time studies only - please register with this form and attach proof of enrollment from an accredited facility	\$ 1,295.00 \$ 875.00	8	
23, 24, 25	ICC Members: (October 25 sessions included in your membership			
2 days: October 23-24	ADR Institute of Canada Members' Rate Non Members			
Wednesday Pre-Conference MARKETING session	Student Rate (Full-time studies only - please register with this form and attach proof of enrollment from an accredited facility	\$ 655.00		
and Thursday	ICC Members: (October 25 sessions included in your membership	9) \$ 820.00		
		•		
	тоо тенносто, устават 20 особита птанава ит усаг птотпостоть	л ∓		
2 days: October 23 and 25	ADR Institute of Canada Members' Rate			
Wednesday Pre-Conference MARKETING	Non Members Student Rate (Full-time studies only - please register with this form and attach proof of enrollment from an accredited facility	\$ 825.00 \$ 760.00		
session and Friday only	ICC Members: (October 25 sessions included in your membership			
·	ARR to all to the second of Research and Research	T # 575.00		
1				
_			_	
	ADR Institute of Canada Members' Rate			
Thursday only October 24	Non Members			
Thursday only October 24	Student Rate (Full-time studies only - please register with this form and attach proof of enrollment from an accredited facility	\$ 280.00		
	ICC Members			
	ADR Institute of Canada Members' Rate Non Members			
Friday only October 25	Student Rate (Full-time studies only - please register with this form and attach proof of enrollment from an accredited facility	\$ 260.00		
	ICC Members: Friday October 25 only - N/C (included in your ICC membership) N/C		
ADRIC Cocktail Reception attendance only (October 24, 5:45pm) Registering for conference sessions? This fee is already included in the full conference or Thursday-only registration fees.				
Please note: All sessions, speakers and timing subject to change. CANCELLATION POLICY: If you are unable to attend, your registration is fully transferable to another person in your organization. If you must cancel, notice must be received in writing. All				
refund requests received on or prior to October 11, 2013 will receive a refund less a 20% administrative fee; those received on or after October 12 will receive a refund less 50%. No refunds after October 21,2012.				
Please indicate if you have any special needs, including	ng dietary:			

Please indicate if you require English to French interpretation: Yes No
Simultaneous interpretation may be offered for plenary sessions and one stream if, by October 11, 2013, members have indicated the need. (Which stream will be determined by popularity.)

ADRIC 2013 / ICC Canada 2013: GOLD STANDARD ADR

Premier Sponsor:

DENTONS

Diamond Sponsor:



Gold Sponsor:



Silver Sponsors:



DAVIS LLP Deloitte.

Heenan Blaikie

Bronze Sponsors:



Basman Smith

līl Bennett Jones



Burnet, Duckworth & Palmer LLP











NORTON ROSE FULBRIGHT











THOMPSON DORFMAN SWEATMAN LLI



Osler, Hoskin & Harcourt LLP

GALLAGHER & Co.

Smartsettle



Champions:







Patrons:



Imperial Oil



Independent Supporters:







Stephen Richard Morrison LL.B., C.Arb, C.Med, FCIArb **Mediator and Arbitrator**

