

September 5, 20

The Praecepte,

Victoria's Legal Newsletter

This newsletter is published by the VBA approximately six times a year. It provides members of the local Bar with information about VBA events, the activities of its members and issues of importance to you. As this is a developing product, any constructive advice, criticism, or assistance is greatly appreciated. Comments can be emailed to legh@sll.ca.

VBA AWARDS – CALL FOR NOMINATIONS

The Victoria Bar Association Executive is seeking nominations for the three awards, which we present annually:

1. PAMELA MURRAY AWARD
2. VBA VOLUNTEER AWARD
3. VBA AWARD FOR CONTRIBUTION TO THE LAW

If you are aware of any member of the local Bar who may be eligible to receive one of the awards, please advise the executive of the Victoria Bar Association, in confidence by **October 30, 2006**. More information and nomination forms can be found at www.vicbar.com or obtained from legh@sll.ca.

Please provide as much information as you are able regarding your reasons for nominating the individual.

INSIGHTS INTO THE LOCAL BAR

We plan to keep members informed on any developments within the local Bar. If you become aware of any members changing firms, passing away, receiving awards, or any issue that may be of general interest, please tell us.

Mr. Justice John C. Bouck retired from the bench on May 9, 2006. He was appointed January 17, 1974. His significant contributions to the law included his ongoing work with the British Columbia Annual Practice or “White Book”.

David Main, who practiced primarily family law out of his Fort Street office, passed away suddenly on August 12, 2006. He is survived by his wife and two sons. Jane Henderson, Q.C. has been appointed Custodian of his practice.

Susen Johnson is now practicing at David Mulroney & Co.

Nisha Bathe, formerly of Cardinal Law, has joined the Ministry of Attorney General, Legal Services: Finance, Commercial & Transportation Group as a solicitor. Also joining the department is *Andrée Lambert-Dubois* who was formerly with Shearman & Sterling in Paris, France.

April Gilliland is joining Velletra & Company.

Naomi McKay, formerly of Cardinal Law, has moved to MacMinn & Company.

Mary Ann Mackenzie, formerly of Carfra and Lawton is also going to MacMinn & Company.

If you know of other moves or additions in town, please send them to James Legh (legh@sll.ca) for the VBA newsletter, The Praeipce.

NOTICES

Auditions/Interviews for **Working** - *Lawyers On Stage* 2007! They need you.

*This year Lawyers On Stage will be presenting the musical revue **Working** by Nina Faso and Stephen Schwartz featuring music and lyrics by James Taylor based on the book Working by Studs Terkel February 23 and 24, 2007 at the McPherson Playhouse.*

This fundraising event, in support of Kaleidoscope Theatre for Young People, includes a reception, show, and Silent Auction.

The hopes, dreams, joys and concerns of the average worker are the focus of this unique, extraordinary musical. That the everyday lives of "common" men and women should be so compelling and moving will surprise and inspire anyone who has ever traded time for money.

Working paints a vivid portrait of the men and women the world so often takes for granted: the schoolteacher, the parking lot attendant, the waitress, the millworker, the mason, the trucker, the fireman, the housewife, just to name a few. It's a highly original look at the North American landscape that's simply impossible to forget.

Both Non-Singers and Singers are needed for the show as well as volunteers to assist with Marketing, Sponsorship, Stage Management, Set/ Props, Costumes, and the Silent Auction. As in last year's Lawyers On Stage Production, local celebrities will be featured in this year's show.

Auditions/Interviews will take place at the Barristers' Lounge 5th Floor Law Courts Building 850 Burdett Avenue Tuesday **October 10** and Wednesday **October 11**, 7 - 9 pm each night.

To book an audition and/ or interview please contact Kaleidoscope's Artistic Director Leslie D. Bland at ad@kaleidoscope.bc.ca or call 383-8124 Ext 2.

Randall & Company at the corner of Fort and Vancouver Streets has immediate office and secretarial space available for an office sharing arrangement, or for an associate position. Please reply to Mary Murrell at mmurrell@randallco.com.

Victoria Legal Secretaries' Association Employment Services

- Get your employment ads delivered directly to your target market and their networks instantly!
- For Firms - ALL SERVICES ARE FREE!
- Employment ads instantly circulated to all members of the VLSA and their personal networks.
- Assistance with temporary or contract placements.
- Follow up provided.
- Contact Ramona Reynolds at (250)382-8257 or ramonaanne@shaw.ca

RECENT EVENTS

Summer is not the time for organized events of a professional variety.

FUTURE EVENTS

Dates to note on your calendar are:

1. *VBA Softball tournament* – Saturday, September 9, 2006. The goal is for ten teams. Please sign up soon, email: sfarquhar@pearlmanlindholm.com. If you have not yet signed up, please do so ASAP. This exciting event provides a great opportunity to meet other members of the Bar and enjoy the company of your associates for a few hours of fun.
2. *Mr. Justice Dermod Owen-Flood* will retire from the bench in September 2006. A dinner being held for him is now sold out.
3. The next Call Ceremony in Victoria is September 28, 2006.
4. *VBA Golf tournament at Prospect Lake* (4633 Prospect Lake Road) – Thursday, September 21, 2006. The first tee time is at 1:00 p.m. This event is for lawyers and students only and is always a great time even if you cannot golf. At the end we should, if time permits have a horse race among a few of the better golfers. We have the privilege of announcing that the Law Society President, Robert McDiarmid will be joining us for dinner. If you wish to just come to the dinner, you may do so. You can sign up by contacting sfarquhar@pearlmanlindholm.com
5. AGM at the Victoria Golf Club - November 2, 2006
6. Annual December Lunch at the Union Club - December 6, 2006

WWW.VICBAR.COM

The Web site is functional, and we hope by the time you receive this that the forum section is operational. This section will be for members only to exchange information and ideas of interest to the local Bar. (Including complaints regarding the activities of the executive)

COURT HOUSE SECURITY

The Barrister's lounge has remained accessible during the day without a security card, but this will change in the fall. You do not need a card and will still be able to go most places during business hours. However security cards will still be issued to those lawyers wishing to access the building after hours or to get into secure areas. This will include the lounge.

The cards cost \$25.00 and are available by going to the Sheriff's office on the first floor.

VBA members are still free (we are paying the fee for you). The Sheriffs have a list of our paid members. If you have not paid your membership fee, then you will have to pay the \$25.00. Alternatively, you can sign up as a VBA member at a cost of \$35.00 and receive the card for free.

The VBA application form is attached.

2006 VBA EXECUTIVE

President	James A. S. Legh	
Past President	Bruce Hallsor	
Vice President/Registrar	Kerry Simmons	
Treasurer	Michael Cooper	
Secretary	Noel Lenaghan	
Social Co-ordinators	Scott Farquhar & Richard Fyfe	
Meeting Co-ordinator	Roxanne Helme	
Members at large	Kay Melbye Nisha Bathe Kismet T. Bhandar Michael Hargraves Susen Johnson	Gary Kinar Philip J. Penner Carmen Rogers Charlotte Salomon Rick Sousa
Bencher Representatives	Kathryn Berge Richard Stewart	
CBA Representative	Eugene Raponi	
UVic Liaison	Andrew Petter	

EXECUTIVE MEETINGS

Our meetings are scheduled for the third Tuesday of each month, in the Barrister's lounge at the Court House, (unless moved in conjunction with another event such as the spring dinner). If you wish to bring a matter to the attention of the Board or to participate in a meeting, please do not hesitate to contact James Legh in advance.

CONCLUSION

David Main, Dugald Christie, Aaron Gordon and Peter Harrison all passed away while they were active members of the Bar. (While Dugald Christie was not a member of the VBA, his influence was certainly felt here).

As with all untimely deaths, if you personally know someone who has passed away, there is a great deal of sorrow and a definite loss in the fullness and colour of your own life. If you did not have such a personal relationship, then the effect of the death will depend largely on how well known the individual was in the community.

Dugald Christie's death was tragic and extensively publicized. It made each of us pause in some way to consider the implications and the loss.

David Main's death was just as tragic yet not publicized at all. David was known as an effective family law litigator and trusted counsellor for many Victoria families. He practiced in an area of law, which is far more difficult than others due to the emotional, and life encompassing ramifications, which affect the clients. He was from all accounts an outstanding member of our Association who contributed positively to the image of the legal profession. However he was not "prominent."

Which brings me to our dilemma. How should we, as an organisation, recognise the passing of our active members? We are limited in our options. Aaron Gordon was recognised in a Supreme Court memorial. Dugald Christie has been remembered by the legal community in a number of public events.

Peter Harrison and David Main have had no memorials from the legal community. In David's case his family felt that David would not have wanted a memorial at the Courthouse.

Memorials are not for the benefit of the deceased. In our case, as a professional organization they allow for recognition of what has been lost, an opportunity for reflection and a bonding among the profession.

Yet if the individual was not well known, will our members attend a ceremony? Will busy practitioners leave their offices for a twenty-minute memorial? Should valuable court time be spent on such matters?

Should there be recognition in court for every death of an active member? If not every member then who and why?

I think (although Madam Justice Southin would tell me that she cares not what I think, but is willing to consider what I might submit for consideration); that we should in the case of every passing of an active member, arrange a day in civil chambers to acknowledge the loss. In the case of most members, this could amount to five to ten minutes for one or two members to speak at ten, prior to the calling of the list.

An outline of the member's history and family may be, for some of us, sufficient. For members who have instilled a greater sense of attachment in the community arrangements could occur as in the past for an earlier start to chambers. Using our greater ability with electronic communication, we will be able to give notice to our members of such events.

These are my personal thoughts only. I would like to hear back from our members on this issue. It will affect all of us at one time or another and it should not be left to the vagaries of the executive of the day. Please give it some thought and email me (legh@sll.ca) your comments (in a short, concise way).

James A. S. Legh

2006 Membership Application or Renewal

The Membership Fee of \$35 is Now Due

Membership is a prerequisite to attendance at VBA dinners

Members will be able to obtain the new Court House Security Pass for free (a \$25 value)

The Victoria Bar Association:

- Organizes the summer dinner at Deep Cove Chalet and three other dinners/lunches
- Organizes social events including the Curling Bonspiel (Feb 18)
- Administers the court boxes and the Barristers' Lounge
- Recognizes lawyers for their significant work in the community and in the practice of law through annual awards including the Pam Murray Award
- Contributes to an endowment fund at the Faculty of Law for the support of law students
- Will be launching the association's new website www.vicbar.ca complete with improved communication opportunities among the Bar.
- Facilitates communication of local events to the membership
- Promotes Law Day in April
- Liaises with Court Services, the Canadian Bar Association, the Law Society, and other law-related organizations.
- Contributes to law-related projects including Lawyers on Stage Theatre

Please return this form and your cheque in the amount of \$35 payable to the Victoria Bar Association to Kerry Simmons, Registrar, Cardinal Law, Court Box 87, or 3rd Floor, 736 Broughton Street, Victoria, British Columbia, V8W 1E1

Name: _____

Email Address: _____

Firm/Organization: _____

Mailing Address: _____

City: _____ Postal Code: _____

Telephone: _____

Fax: _____

NOMINATION FORM PAMELA MURRAY AWARD

PAMELA MURRAY AWARD:

This award was created in honour of the late Pamela Murray Q.C. who constantly upheld the highest of standards as a member of the Victoria Bar and who contributed significantly over the years in encouraging and helping her fellow lawyers do so as well. The award is to be presented not more than once each calendar year to a member practicing of the Victoria Bar who has constantly maintained high professional standards and who has contributed substantially to the well being of the local Bar.

ELIGIBILITY

To qualify for the Pam Murray Award, an individual must:

- be a member of the VBA, but not a member of the Executive;
- have constantly maintained high professional standards and who has contributed substantially to the well being of the local Bar which has reflected positively on the legal profession.

NOMINATIONS

Nominations must be submitted before October 30, 2006. Each nomination requires the signature of one VBA member in good standing.

Nominations are valid for two years.

Submissions For Nomination: Please provide a summary explaining why you believe the nominee fulfils the qualifications, with details explaining what makes his or her contribution or involvement significant. Letters of support, copies of cases, legislation, news articles, or other written information, would be helpful to the Selection Committee in their deliberations. It is also recommended that you include a current curriculum vitae of the nominee.

I wish to place the following nomination before the Awards Selection Committee of the VBA:

Nominee _____

Address _____

Phone Number _____

Please mail or fax completed nomination forms and any supporting materials to:

Awards Committee

c/o Stevenson Luchies & Legh

300-848 Courtney Street

Victoria, British Columbia

V8W 1C4

Fax 250.388-9406

I support this nomination for the VBA Pam Murray Award:

Nominator

Name _____

Address _____

Tel _____

Signature _____

NOMINATION FORM VOLUNTEER AWARD

VOLUNTEER AWARD:

This award is presented annually to a member of the Victoria Bar who has contributed significant efforts in a volunteer capacity, which has benefited directly or indirectly the Greater Victoria Community and which reflects positively on the legal profession.

ELIGIBILITY

To qualify for the Volunteer Award, an individual must:

- be a member of the VBA, but not a member of the Executive;
- have made significant contributions and/or achievements using his or her volunteer skills for the betterment of the community or a non-profit organization.

NOMINATIONS

Nominations must be submitted before October 30, 2006. Each nomination requires the signature of one VBA member in good standing.

Nominations are valid for two years.

Submissions For Nomination: Please provide a summary explaining why you believe the nominee fulfils the qualifications, with details explaining what makes his or her contribution unique. Letters of support, particularly from community members, would be helpful to the Selection Committee in their deliberations. It is also recommended that you include a current curriculum vitae of the nominee. Please include the following information:

- A) Time commitment involved in volunteer contribution
- B) Length of service
- C) Skill involved in commitment
- D) Whether the commitment involved managing people, events or funds
- E) The overall effort expended in pursuit of the organization's goals
- F) The direct benefit to the community resulting from the nominee's involvement

I wish to place the following nomination before the Awards Selection Committee of the VBA:

Nominee _____
Address _____
Phone Number _____

Please mail or fax completed nomination forms and any supporting materials to:
Awards Committee
c/o Stevenson Luchies & Legh
300-848 Courtney Street
Victoria, British Columbia, V8W 1C4
Fax 250.388.9406

I support this nomination for the VBA Volunteer Award:

Nominator

Name _____
Address _____
Tel _____
Signature _____

NOMINATION FORM CONTRIBUTION TO THE LAW AWARD

CONTRIBUTION TO THE LAW AWARD:

This award is presented annually to a member of the Victoria Bar who has had a significant involvement in the development of a legal issue during the year, and which involvement reflects positively on the legal profession.

ELIGIBILITY

To qualify for the Volunteer Award, an individual must:

- be a member of the VBA, but not a member of the Executive;
- have made significant contributions and/or involvement in the development of a legal issue during the year, and which involvement reflects positively on the legal profession

NOMINATIONS

Nominations must be submitted before October 30, 2006. Each nomination requires the signature of one VBA member in good standing.

Nominations are valid for two years.

Submissions For Nomination: Please provide a summary explaining why you believe the nominee fulfils the qualifications, with details explaining what makes his or her contribution or involvement significant. Letters of support, copies of cases, legislation, news articles, or other written information, would be helpful to the Selection Committee in their deliberations. It is also recommended that you include a current curriculum vitae of the nominee. Please include the following information:

- A) the nature of the contribution or involvement in a legal issue
- B) the nature of the legal issue and it's effect or significance
- C) Length of time involved
- D) Skill involved
- E) The benefit to the community or how it reflects positively on the legal profession.

I wish to place the following nomination before the Awards Selection Committee of the VBA:

Nominee _____
Address _____
Phone Number _____

Please mail or fax completed nomination forms and any supporting materials to:
Awards Committee
c/o Stevenson Luchies & Legh
300-848 Courtney Street
Victoria, British Columbia
V8W 1C4
Fax 250.388.9406

I support this nomination for the VBA Volunteer Award:

Nominator

Name _____
Address _____
Tel _____
Signature _____