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# Law Society of Alberta

## ANNUAL REPORT 2004

### Our Mission

To serve the public interest by promoting a high standard of legal services and professional conduct through the governance and regulation of an independent legal profession.

# President's Report

by Larry Anderson, QC

As LSA president for 2004, it is my honour to introduce our annual report to government and other vital public stakeholders of the Alberta legal profession, including lawyers, the public at large, the media, and other provincial and territorial law societies. As the regulating body within a self-regulating profession, maintaining trust and credibility for the legal profession means that the LSA must, first and foremost, serve its core mandate of protecting the public interest, and be publicly visible in this role.

The highlights contained in this annual report are tangible illustrations of the LSA's work and accomplishments throughout the past year. Less visible to the public — but equally deserving of mention — is the work completed over the same period to develop a strategic planning framework for the LSA, which forms the foundation for our operating plans in the years ahead. Included in the LSA's efforts to sharpen our focus on various stakeholders is the development of a strategic communications plan, intended to ensure that our ongoing service in the public interest is more visible.

## The Importance of Trust and Credibility

Over the course of the year, the benchers and senior LSA staff engaged in numerous planning sessions to enhance organizational focus on our mandate, and to fully identify and explore our core roles. In parallel, we developed a three-year communications strategy that is aimed at enhancing relationships and heightening our profile with key stakeholder groups.

Building a strong strategic framework serves to maintain trust and enhance our credibility with our stakeholders by demonstrating our commitment to undertake our self-regulatory role with vision, integrity, and an uncompromising focus on fulfilling our mandate, as expressed by our mission statement: *'To serve the public interest by promoting a high standard of legal services and professional conduct through the governance and regulation of an independent legal profession'*. The framework we have developed will serve to guide us in pursuing our organizational

goals in the coming years, and ensure that we are able to undertake our mandate with suitable trust and credibility in an ever-evolving environment.

## The Importance of Independence

This trust and credibility is the foundation of an independent, self-regulated profession. The mandate of the LSA is to serve the public interest by promoting a high standard of legal services and professional conduct. This approach benefits the public in two ways: they are provided with competent legal services, and they enjoy the benefits of truly independent legal representation. The Supreme Court of Canada has said: "An independent bar composed of lawyers who are free of influence by public authorities is an important component of the fundamental legal framework of Canadian society." (*Finney v. Barreau du Quebec (2004) SCC 36, Lebel, J.*)

Canadian law societies pay close attention to their mandates and are careful to stay focused on the public interest. The Canadian model relies on the distinction between the role of the law society as regulator, and the Canadian Bar Association as advocate for the profession. The result is standards of ethical practice and competence of which Canadian lawyers and the public at large can be proud. We have also achieved and maintained a very high level of independence as a profession and are admired around the world, particularly among emerging democratic states, as a model to emulate.

## Connecting Independence, Trust and Credibility

As an organization, we remain highly cognizant of the special obligations that follow from maintaining our independence as a regulator, and are reminded continually that trust and credibility are at the forefront of everything the LSA stands for, and acts upon.

In further developing the current strategic framework, we will continue to focus on serving our core public stakeholders and soliciting their input through our



strategic communications plan. We can hope that, in return, we will continue to maintain public trust and credibility in performing our role to the highest standards possible, and continue building the long-term viability of an independent legal profession in Alberta.

# 2004 Benchers of the Law Society of Alberta

The Law Society of Alberta is governed by a 24 member board of directors, made up of 20 benchers and four lay benchers. Benchers are Alberta lawyers, who are elected by Alberta lawyers, and serve for a three year period up to a maximum of nine years. It is a voluntary role and only the president of the LSA receives an honorarium.

Lay benchers are public members appointed by the Minister of Justice and Attorney General of Alberta. Lay benchers serve a three year term, have full voting rights, and participate in all bencher matters.

Benchers and lay benchers meet as a whole five times a year. They participate on many LSA committees and also sit on panels that make decisions involving individual lawyers, such as discipline, membership and credentials matters.



**Back Row:** Ron Everard, QC; David Percy, QC (Dean of Law, University of Alberta); John Holmes, QC; Charles Gardner, QC; Brian Peterson, QC; Morris Taylor (lay bencher); Rod Jerke, QC; Tudor Beattie, QC; Peter Michalyszyn, QC

**Second Row:** Yvonne Stanford (lay bencher); Larry McConnell, QC; Bradley Nemetz, QC; Judy Boyes, QC; Wilf Willier (lay bencher); Vivian Stevenson, QC; Patricia Hughes (Dean of Law, University of Calgary); Doug Mah, QC; John Prowse, QC; Norma Sieppert (lay bencher)

**Front Row:** Jim Peacock, QC; Vaughn Myers, QC; Doug McGillivray, QC (President-Elect); Larry Anderson, QC (President); Don Thompson, QC (Executive Director); Mona Duckett, QC; Perry Mack, QC

**Missing:** Steve Raby, QC



## Executive Committee

The Executive committee supervises the general administration of the LSA and addresses matters that require consideration prior to being brought to the benchers for discussion and decision.

### Clockwise from Far Left

Perry Mack, QC; Don Thompson, QC; Mona Duckett, QC; Doug McGillivray, QC; Charles Gardner, QC; Jim Peacock, QC; Yvonne Stanford, QC; Larry Anderson, QC

# Highlights of the Year

## Results of Equity and Diversity Survey

The results of the 2003 Equity and Diversity survey were released, which revealed that even though workplace discrimination for lawyers has decreased over the past 10 years, work still needs to be done to address discrimination in the profession on the basis of gender, race, sexual orientation and disability. The survey went on to conclude that 92 per cent of women lawyers, 91 per cent of lawyers of color, 73 per cent of lawyers with disabilities and 88 per cent of gay and lesbian lawyers believe there is discrimination in the profession against members of their own diversity group. In addition, about 40 per cent of the lawyers in each group reported that they had experienced discrimination while seeking or during the course of employment in the past five years. To address this, and other findings, the LSA's Equality, Equity and Diversity committee is developing an action plan to be presented to the benchers.

The survey, funded by the Alberta Law Foundation, was administered by the Joint Committee of Equality, Equity and Diversity, which includes the Canadian Bar Association Alberta, the LSA and the faculties of law at the University of Alberta and the University

of Calgary. The survey was completed by a team of consultants — Merrill Cooper, Joan Brockman and Irene Hoffart.

## 2004 Media and the Law Seminar

Over 125 members of the legal profession, media and members of the judiciary gathered to address common issues such as defamation, publication bans, internet copyright and privacy in news gathering at the sold out Media and the Law Seminar, which took place on March 27 in Red Deer, Alberta.

The seminar was further enhanced by veteran journalist and news broadcaster Peter Kent, who is deputy editor and anchor for Global TV News. He spoke about various challenges journalists have in reporting the news, specifically referring to Canada's *Security of Information Act* and how there needs to be legislation that preserves the rights of journalists.

The seminar was emceed by Alan Redel, anchor for Red Deer's RDTV and sponsored by Parlee McLaws LLP, Chapman Riebeek, *The Red Deer Advocate*, The CBA Alberta, Sisson Warren Sinclair, RDTV, Johnston Ming Manning LLP, and Duhamel Manning Feehan Warrender Glass LLP.



## CPLED

The Canadian Centre for Professional Legal Education 'opened its doors' on July 1, replacing the Bar Admission Course. The new program, offered in Alberta, Saskatchewan, and Manitoba, is part live teaching, part online learning and based on a competency framework, which is a set of criteria that defines a competent, newly called lawyer. The previous program was more traditional skills teaching and testing. The CPLED program emphasises building, developing and assessing the skills that research shows are essential for a lawyer in the first five years of practise.

The LSA sets the requirements for successful completion of the CPLED program and the Legal Education Society of Alberta delivers the program. More information about CPLED can be found on [www.lesa.org](http://www.lesa.org).

## Electronic Delivery of Notices to the Profession

To communicate with lawyers in a timely manner, and to significantly cut costs, the LSA began delivering notices to the profession by email. All lawyers with email on record at the LSA are emailed notices of suspensions and disbarments. Those without email are faxed or mailed the notices.

## Conveyancing protocol accepted by Bank of Montreal

The BMO Bank of Montreal adopted the Western Law Societies Conveyancing Protocol Solicitor's Opinion from lawyers in Manitoba, Saskatchewan, Alberta and British Columbia to close the conveyance or refinancing of residential properties. This is the first of the 'big five' banks to accept the protocol, which improves customer access to mortgage funding, streamlines the mortgage funding process and removes the need to provide bridge financing in many instances. It also aligns the bank with other lenders that accept the protocol, which are Investors Group, Canadian Western Bank, ATB Financial in Alberta and many credit unions across Western Canada.

More information about the protocol can be found at [www.lawsocietyalberta.com](http://www.lawsocietyalberta.com).

## 50 Years of Service

This past year, the LSA presented 50 year service awards to 12 lawyers and members of the judiciary. These individuals were admitted to the bar in 1954 and are still active in the legal community. The 50 year recognition awards are provided to members of the Alberta bar who have given 50 years of service to the profession, either as a member of the LSA or as a member of the judiciary.



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#### 2004 recipients were:

Ammon O. Ackroyd, QC  
 Glen Acorn, QC  
 George R. Knaut, QC  
 James A. Cox, QC  
 Master in Chambers John Peter Floyd, QC  
 The Honourable M. Earl Lomas, QC  
 The Honourable Percy C.C. Marshall  
 James S. Palmer, QC  
 Thomas William Snowdon, QC  
 Raymond S. Tharp  
 Thomas Walsh, QC  
 Herbert D. Wyman, QC

#### Website and Website Archives Launched

On July 5, the LSA launched the new look and content of its website. Alberta lawyers and the public want the most up-to-date information fast, with very little navigation. The website contains current information only, and is constantly updated with new information. Two sections, titled *Services the Public* and *Services to Lawyers* house information about Lawyer Referral, Practice Review, the complaints process, and the mentor program – just to name a few. The membership services section directs Alberta lawyers and students-at-law to information about changing contact information, application guidelines to become a member of the LSA, and other important material for lawyers and students-at-law.

Information not on the LSA website may be found on the LSA Website Archives, a first of its kind for a Canadian law society. This is where outdated information, or information not accessed often is located. Visit [www.lawsocietyalberta.com](http://www.lawsocietyalberta.com) for access to both websites.



#### LSA hosts Supreme Court Justices

The justices of the Supreme Court of Canada were in Edmonton as part of their annual retreat and the LSA hosted an evening reception for them on May 7. Over 300 of the LSA's benchers, volunteers and other members of Alberta's legal community including bar associations, academics and not-for-profit legal clinics gathered to meet the justices.

## Awards and Bursaries

#### Peter Freeman QC, Bursary for Indigenous Students in Law

This bursary was created by the LSA in 2001 in honour of Peter Freeman, QC, who served as the executive director from 1989 until his retirement in 2001. The principal amount for the bursary was established through generous donations from the legal community and the LSA.

In 2004, Jay Kyle Bran of Calgary and Nonnie Jackson of Edmonton were the recipients.



Jay Kyle Bran, from the University of Calgary, plans to return to his home in Yellowknife to work with the Territorial Department of Justice, hoping to inspire more northern Aboriginal students to pursue a legal education.

Nonnie Jackson is in her second year of studies at the University of Alberta. She will be graduating in 2006 and has focused on classes relating to Aboriginal legal issues.

Each year the bursary is awarded to one student at the University of Calgary and one student at the University of Alberta enrolled in the faculty of law who is of aboriginal descent (as defined by the *Constitution Act, 1982*, section 35 (2)). This is the first year the University of Calgary has awarded the bursary and the second year for the University of Alberta.

#### Viscount Bennett Scholarships

These scholarships are funded from a trust fund established by the Honourable Viscount Bennett and are presented to individuals who are pursuing post-graduate studies and are dedicated to their community and

profession. Alberta graduate students Catrin A. Coe, Sarah Dawn Hansen and Tracie Scott were the recipients of the 2004 Viscount Bennett Scholarships.



Catrin A. Coe BA, LLB will be pursuing her Master of Laws degree at the University of Cambridge with an emphasis on international law and restitution.

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Sarah Dawn Hansen BA, LLB will be pursuing her Master of Laws degree at the London School of Economics in London England, specializing in international law.



Salimah Janmohamed is a law student from the University of Calgary articling at Macleod Dixon LLP in Calgary. She anticipates practising for about five years before pursuing graduate work with an emphasis on international relations.

He was instrumental in modernizing the *Legal Profession Act* and was involved in the founding of the Legal Education Society of Alberta as a member of the board of directors.

Nigel Bankes received the award for legal scholarship. He is an internationally respected University of Calgary professor, scholar and author in the areas of natural resources law, international environmental law and aboriginal law.

Audrey Dean, Donna M. Hallett and Douglas H. Mitchell, QC accepted awards for service to the community.

As senior counsel at the Alberta Human Rights and Citizenship Commission, Ms Dean worked toward the development of the *Human Rights, Citizenship and Multiculturalism Act* (successor to the *Individual Rights Protection Act*), has spoken to community groups, and has mentored young lawyers and international students.

Ms Hallett has dedicated thousands of volunteer hours to the Strathmore Community Crisis Society, and to local service clubs and charities. She has acted as judge for the Philip C. Jessup International Law Moot Court Competition and has guest lectured with SAIT's Legal Assistant program.

As past president of the Calgary Chamber of Commerce, Mr. Mitchell's contributions include gathering momentum for the building of Calgary's Telus Convention Centre. In 1997 he was selected by the *Calgary Herald* as one of Calgary's Twelve Most Influential Business Persons.



Tracie Scott BA, LLB will be pursuing a PhD. program at the University of London, Birbeck College, focusing on Aboriginal issues.



R.J. Daniel Gilborn is a law student from the University of Alberta. He is articling at Borden Ladner Gervais LLP in Calgary.

**W.B. Kelly Memorial Prize**

William Bernie Kelly, QC served as the LSA's deputy secretary (1966-1969), secretary treasurer (1969-1986) and secretary since 1987. In honour of his contributions to the LSA and his interest in encouraging a high level of legal education and law practise in Alberta, an endowment was created that would fund a prize to be awarded annually at each of the Alberta law faculties to students of good academic standing who have performed with distinction in a skills training or professional responsibility and ethics course or program.

Alberta graduate students Salimah Janmohamed and R.J. Daniel Gilborn were the recipients of the memorial prize for 2003.

**Distinguished Service Awards**

Each year the LSA and the Canadian Bar Association Alberta present the Distinguished Service Awards to celebrate excellence in the legal profession. On March 12 the outstanding contributions five individuals have made to the legal profession were recognized.



Peter L. Freeman, QC, past secretary/executive director of the LSA recieved the award for service to the profession.

# Report on Regulation

The Law Society of Alberta offers a process to deal with complaints about a lawyer's conduct. The service is available to clients, judges, lawyers, financial institutions, business creditors, the general public and through internal referrals by the executive director of the LSA.

The complaints process is initiated when a lawyer's actions may have breached the Code of Professional Conduct, which governs how lawyers are to conduct themselves in their practice. Some common complaints include:

- The lawyer will not return phone calls.
- The client doesn't know what's going on with his/her file.
- The lawyer is not following client instructions.

## Complaints resolution process

Complaints resolution officers are lawyers trained in mediation who can resolve complaints informally. When they receive a complaint from the intake officers, they respond by telephone or in writing. If appropriate, they contact the lawyer for a response and take steps to resolve the issue.

## Formal complaint

A formal complaint is made when:

- there is a concern that the lawyer has breached the Code of Professional Conduct and the complaint cannot be resolved; or,
- the complainant does not feel the complaint has been resolved.

The complaints staff then formally demands that the lawyer provide a written response to the complaint and reviews all relevant documents.

If the complaints staff determines that the lawyer has not breached the Code of Professional Conduct, the complaint is dismissed and the complainant receives a written explanation of the decision and the necessary information to file an appeal.

## Other possible outcomes

The complaints staff may require further information to determine if the lawyer has acted inappropriately. In that case, the complaint is formally investigated by interviewing witnesses, obtaining further documentation, etc. When the investigation is complete, the investigator's report is reviewed.

The complaints staff will either dismiss the complaint or submit a written report (including all evidence collected to that point and any reports prepared by investigators) to a conduct committee panel with recommendations for the discipline process.

## Conduct committee panel

The conduct committee panel consists of three lawyers who are members of the Conduct committee of the LSA. The panel reviews the complaint report as well as all of the evidence provided and determines how to deal with the complaint. If it is dismissed, a letter with reasons for the dismissal is sent to the complainant and the lawyer.

If the conduct committee panel determines that the lawyer acted improperly, but does not feel a hearing is warranted, the panel has the option of directing a mandatory conduct advisory in which the lawyer meets with a lawyer who is a benchler (board member) to discuss the misconduct.

When a conduct committee panel determines that a breach of the Code of Professional Conduct has occurred and that sufficient information or evidence exists to send the matter forward, the panel will call for a hearing and specify the charges or 'citations' that the lawyer will face at the hearing.

## Hearing

A formal complaint may lead to a hearing before a committee of three benchers. The hearing is conducted like a trial with similar rules of evidence, disclosure, and burden of proof. The hearing committee determines the lawyer's guilt or innocence.

## Conviction

If the lawyer is guilty of the charge, penalties can be imposed including: a reprimand, fine, suspension, disbarment and costs of the hearing. The lawyer can appeal the conviction.

A conviction is listed on the lawyer's record and upon request, will be disclosed to any person.

## Conduct Department Statistics for 2004

	2004	2003	2002
<b>General Inquiries and Complaints received by Complaints Officers:</b>	<b>3419</b>	<b>3450</b>	<b>3457</b>
<b>Opened as Formal Complaints:</b>	<b>173</b>	<b>115</b>	<b>113</b>
: complaints by the public	109	57	53
: complaints by lawyers	27	30	28
: complaints initiated by LSA	37	28	32
<b>Dismissed at Administrative Level:</b>	<b>49</b>	<b>45</b>	<b>37</b>
<b>Directed to Investigation:</b>	<b>25</b>	<b>8</b>	<b>9</b>
<b>Referred to Conduct Committee Panel</b>	<b>29</b>	<b>69</b>	<b>93</b>
: Dismissed by Conduct Committee Panel	4	21	18
: Directed to Hearing	20	41	53
: Directed to Mandatory Conduct Advisory*	2	14	21
: Directed to Practice Review	n/a	9	20
: Appeals Filed Against Dismissal	9	20	12

\*Directed to informal discipline process.

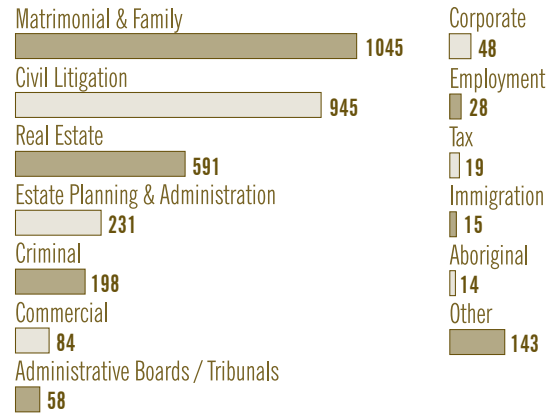
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### Hearing Statistics

Year	2003	2004
Complaints Directed to Conduct Committee	41	41
Hearings Directed	32	33
Completed Hearings	21	18
Resignations Heard	4	4
Outstanding Hearings	42	51
Discontinued Hearings	0	2
Reinstatement Applications	10	11

### Inquiries and Complaints Statistics

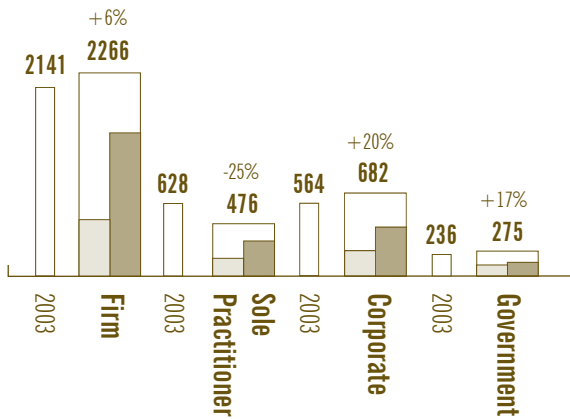
Number of Complaints in 2004  
Broken down by area of law



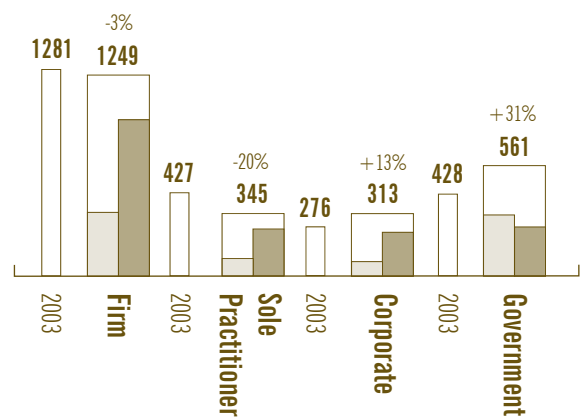
### Practising Members by Location as of December 31, 2004

Male Female Total

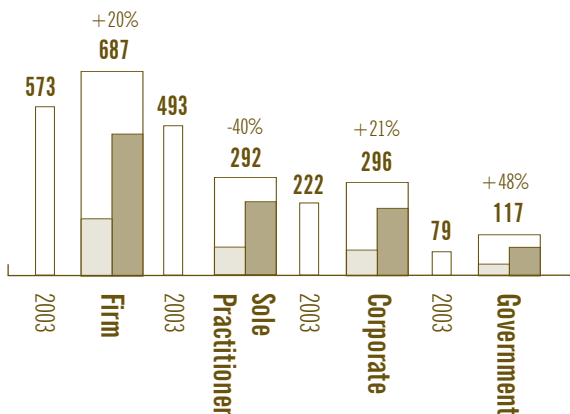
#### Calgary



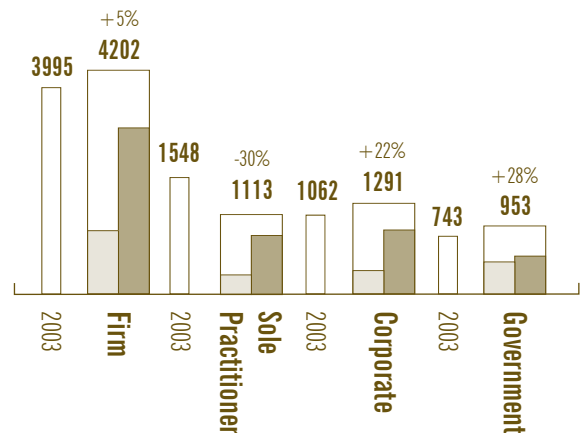
#### Edmonton



#### Rest of Alberta



#### All of Alberta





# Report from the Alberta Lawyers Insurance Association

The Alberta Lawyers Insurance Association manages the Law Society of Alberta's insurance program for Alberta lawyers. Similar to malpractice insurance, the program provides professional liability insurance to more than 5,000 Alberta lawyers.

Professional liability insurance ensures lawyers are protected if they are liable for negligence and ensures that clients receive the compensation they are entitled to.

ALIA is a member of the Canadian Lawyers Insurance Association (CLIA) a reciprocal insurance exchange that provides professional liability insurance for all practicing lawyers in nine provinces and territories.

Every Alberta lawyer in private practice must purchase the mandatory insurance coverage. Excess coverage is voluntary.

## Financial Statistics

Total Incurred  
July 1, 2003 to June 30, 2004  
Fiscal Year 2004

Claim Related Expenses	\$3,395,000
Total Indemnity Less Recoveries	\$4,015,733
Total Incurred	\$7,410,733
Number of Insured Lawyers	5,141
Average per Insured Lawyer	\$1,441
Number of Paid Indemnity Claims	230
Average Paid per Claim	\$17,460

## Assurance Fund

The LSA operates an Assurance Fund to protect the public against losses caused when a lawyer misappropriates or wrongfully converts money or other property. Every practising lawyer pays an annual assurance levy to fund the operation of the Assurance Fund.

During the 2004 fiscal year, \$95,100 of claims were paid from the Assurance Fund (2003 - \$3,700). The net reserve for potential claims was set at \$2,937,000 for the fiscal year (2003 - \$2,216,000). The fund purchases an indemnity bond each year as part of its program of risk management. The current bond is for \$10,000,000 of claims, with the fund paying the first \$1,000,000 in claims.

# 2004 Standing Committees

## Audit

Dale Spackman (Chair)  
 Stephen Raby (Vice Chair)  
 Tudor Beattie  
 John Holmes  
 Robert V. T. Boyden  
 Dawn H. Giebelhaus-Mains  
 Walter Mis  
 John Phillips  
 Robert Roth  
 Shauna Hollingsworth (LSA)  
 Don Thompson (LSA)  
 Peggy Stevenson (LSA)  
 Steve Dyer (LSA)

## Civil Practice Advisory

Peter Michalyszyn (Chair)  
 Ron Everard (Vice Chair)  
 Rodney Jerke  
 John T. Prowse  
 Virginia May  
 Dalton McGrath  
 Doreen Mueller  
 Peter Nieswandt  
 Dawn L. Pentelechuk  
 Paul J. Stein  
 Heather Treacy  
 Vivian R. Stevenson (Rules of Court ex officio)  
 Everett L. Bunnell (Rules of Court ex officio)  
 Diana J. Lowe (Canadian Forum on Civil Justice ex officio)  
 Justice Frans F. Slatter (ad hoc)  
 Justice L. David Wilkins (ad hoc)  
 Justice L. Davidson (LSA)  
 Lindsay MacDonald (LSA)

## Code Subcommittee

(sub-committee of Professional Responsibility)  
 John Holmes (Chair)  
 Ron Everard (Vice Chair)  
 Bradley Nemetz  
 John T. Prowse  
 Frederick R. Fenwick  
 Lois MacLean  
 Miguel Martinez  
 Frederica Schutz

Paul McLaughlin (LSA)  
 Jennifer Rothery (LSA)

## Communications

Larry Anderson (Chair)  
 Douglas McGillivray (Vice Chair)  
 Mona Duckett  
 Perry Mack  
 Morris Taylor  
 Brian J. Evans  
 Don Thompson (LSA)  
 Eileen Dooley (LSA)

## Conduct

Mona Duckett (Chair)  
 Tudor Beattie (Vice Chair)  
 Jim Peacock  
 Judy Boyes  
 John Holmes  
 Perry Mack  
 Douglas Mah  
 Larry McConnell  
 Bradley Nemetz  
 Yvonne Stanford  
 Vivian Stevenson  
 Morris Taylor  
 Wilf Willier  
 Michelle Crighton  
 Dragana Sanchez Glowicki  
 David P. Jones  
 John S.D. Kong  
 Victor Vogel  
 Beth Miller  
 Robert Philp  
 Lindsay MacDonald (LSA)  
 Darlene Hutchinson (LSA)

## Corporate and Commercial Advisory

Dale Spackman (Chair)  
 Charles Gardner (Vice Chair)  
 Brian Peterson  
 Stephen Raby  
 Dennis Denis  
 Sharon Gould  
 Paul Guthrie  
 Andrew J. Hladyshevsky  
 H. Martin Kay  
 Debra J. Poon  
 David Ross

Michelle Simpson  
 David J. Stratton  
 Michael Whitt  
 Keith Yamauchi  
 Don Thompson (LSA)

## Credentials and Education

Jim Peacock (Chair)  
 Brian Peterson (Vice Chair)  
 Ron Everard  
 Charles Gardner  
 Perry Mack  
 Douglas Mah  
 Peter Michalyszyn  
 John T. Prowse  
 Norma Sieppert  
 Yvonne Stanford  
 Colleen Cebuliak  
 Moosa Jiwaji  
 Harvey Steblyk  
 Dean Patricia Hughes (U of C)  
 John M. Law (U of A)  
 Hugh A. Robertson (LESA)  
 Tanya McCullough (LSA)  
 Brenda Long (LSA)

## Criminal Practice Advisory

Neil Wiberg (Chair)  
 Larry McConnell (Vice Chair)  
 Ron Everard  
 Brian Peterson  
 Wilf Willier  
 Deborah R. Hatch  
 Nancy Cush  
 S. Peter MacKenzie  
 J. Joseph Markey  
 Joanne Perozak  
 Neil Skinner  
 Wesley Smart  
 Mark T. C. Tyndale  
 Lindsay MacDonald (LSA)  
 Kellie McKeil (LSA)

## Electronic Commerce

(subcommittee of Corporate and Commercial Advisory)  
 Michael Whitt (Chair)  
 John Holmes (Vice Chair)  
 Steven Bilodeau

Cindy J. Roberts  
 Don Thompson (LSA)  
 Paul McLaughlin (LSA)

## Family Law Advisory

Judy Boyes (Chair)  
 Richard O'Gorman (Vice Chair)  
 Larry McConnell  
 Barbara Krahn  
 Gillian Marriott  
 Jean McBean  
 Tony Richard  
 Wendy Rollins  
 Rhonda Ruston  
 Victor T. Tousignant  
 Jeffrey Wise  
 Elsa Rice  
 Kathy Whitburn (LSA)  
 Shonet Arseneault (LSA)

## Equality, Equity and Diversity

Yvonne Stanford (Chair)  
 Rodney Jerke (Vice Chair)  
 Tudor Beattie  
 Douglas McGillivray  
 John T. Prowse  
 Audrey Dean  
 Sandeep K. Dhir  
 Laura Dunham  
 Sandra Mah  
 Ola Malik  
 Rhonda Ruston  
 Michelle Somers  
 Melanie Wells  
 Jennifer Koshan (U of C)  
 Gerry Gall (U of A)  
 M.E.A. (Beth) Miller (CBA)  
 Jeanne Byron (Equity Ombudsperson)  
 Don Thompson (LSA)  
 Susan Billington (LSA)

## Finance

Charles Gardner (Chair)  
 Vaughn Myers (Vice Chair)  
 Tudor Beattie  
 Judy Boyes  
 Ron Everard  
 John Holmes

*continued...*

# 2004 Ad Hoc Committees

Rodney Jerke  
Peter Michalyszyn  
Stephen Raby  
Yvonne Stanford  
Morris Taylor  
Wilf Willier  
Corey Gish  
Lindsay J. Holmes  
Glenda Pidde  
James S. Steel  
L. Diane Young  
Don Thompson (LSA)  
Peggy Stevenson (LSA)  
Steve Dyer (LSA)  
Lesley McCarty (LSA)

## Insurance

Perry Mack (Chair)  
Vivian Stevenson (Vice Chair)  
Mona Duckett  
Douglas Mah  
Peter Michalyszyn  
John T. Prowse  
Yvonne Stanford  
Anne Kirker  
L. M. Alison Lees  
Sabri Shawa  
Doug Stokes  
Barry Broughton  
Phyllis A. L. Smith (CLIA Chair - ex officio)  
Kenneth G. Nielsen (CLIA Representative)  
Lisa Sabo (ALIA)  
Margaret Bayerle (ALIA)  
Colleen Beatty (ALIA)  
Jackie Hickey (ALIA)  
Bill Little (ALIA)  
Georges Tambay (ALIA)  
Nancy Stenson (ALIA)

## Joint Library

Perry Mack (Chair)  
Jim Peacock  
Yvonne Stanford  
Kirk Beler  
Peter Freeman  
Heather Innes  
M. Francine Swanson

Mona Pearce (Dept. of Justice)  
Andrzej Nowacki (Dept. of Justice)

## Practice Review

Brian Peterson (Chair)  
Bradley Nemetz (Vice Chair)  
Tudor Beattie  
Judy Boyes  
Rodney Jerke  
Jim Peacock  
Vaughn Myers  
Vivian Stevenson  
Morris Taylor  
Wilf Willier  
Geoff Green  
Denise Harwardt  
Donna Johnson  
Doug L. Kennedy  
John Middleton  
Baljinder Rattan  
Tracey Stock  
Richard (Dick) W. Wilson  
Cathy G. Lane-Goodfellow  
Barbara Cooper (LSA)  
Merry Rogers (LSA)

## Pro Bono

Douglas Mah (Chair)  
Nadine Nesbitt (Vice Chair)  
Rodney Jerke  
Norma Sieppert  
Yvonne Stanford  
David Finlay  
Gregg C. Johnson  
Mellissa Moulton Tennison  
Jeffrey D. Wise  
Susan Billington (LSA)

## Professional Responsibility

Bradley Nemetz (Chair)  
Larry McConnell (Vice Chair)  
John Holmes  
Vaughn Myers  
Jim Peacock  
Stephen Raby

Norma Sieppert  
Morris Taylor  
Clarke Barnes  
Alison Dempsey  
David Hicks  
Frederica L. Schutz  
David Syme  
Eric Tolppanen  
Kenneth J. Warren  
Colin Wetter  
Anthony G. Young  
Lindsay MacDonald (LSA)  
Paul McLaughlin (LSA)  
Jennifer Rothery (LSA)

## Unauthorized Practice of Law

Vaughn Myers (Chair)  
Rodney Jerke (Vice Chair)  
Larry McConnell  
John T. Prowse  
Stephen Raby  
Vivian Stevenson  
Wilf Willier  
Donald P. Kolody  
Farrell Shadlyn  
Mark Tims  
Steve Bach (LSA)  
Greg Busch (LSA)

## Alberta Registries Liaison

Steve Raby (Chair)  
Jack Dunphy  
Lyndon Irwin  
Sonny Mirth  
Rex Nielsen  
Christine Rapp  
David Stratton  
Susan Billington (LSA)

## Alberta Conveyancing Advisory Committee

Steve Raby (Chair)  
Charles Gardner  
Sonny Mirth  
Lyndon Irwin  
Pat Bishop  
Chris Warren  
Randall Thiessen  
Steve Shavers  
Heather Bonnycastle  
Louise Eccleston  
Don Homer  
Gary Kaskiw  
Phyllis Smith  
Linda Wright  
Don Thompson (LSA)  
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## Bench and Bar Committee

Mona Duckett (Chair)  
Jim Peacock  
Balfour Der  
Virginia Engel  
Kenneth G. Nielsen

## CPLED Task Force

Mona Duckett  
Perry Mack  
Brad Nemetz  
Jim Peacock  
Joan Copp  
Dave Guenter

## Claims Subcommittee

Donald Boyer  
Joseph Brumlik  
Douglas A. McGillivray  
A. (Sandy) G. McKay  
Shelley L. Miller

*continued...*

Kenneth G. Nielsen  
Gwen K. Randall  
Gerry F. Scott  
Phyllis Smith  
Doug Stokes  
Walter Kubitz  
Lisa Sabo (LSA)

#### **Court-Annexed Mediation**

Paul Sharek (Chair)  
Everett Bunnell  
James S. Peacock

#### **Court Technology**

Vivian Stevenson (Chair)  
Ron Everard  
Tudor Beattie  
Dawn Janecke

#### **Election Rules Review**

Jim Peacock (Chair)

Doug McGillivray  
Douglas Mah  
Alan Fielding  
Don Thompson (LSA)

#### **LSA 100<sup>th</sup> Anniversary**

Pat Peacock (Co-Chair)  
Phyllis Smith (Co-Chair)  
Don Bishop  
Peter Freeman  
Charlie Gardner  
Doug Hudson  
John Martland  
Jim Peacock  
Bob Scammell  
Deanna Steblyk  
Eileen Dooley (LSA)  
Jessi-Ann Riddell (LSA)

#### **Media and the Law Seminar**

Gary Wanless (Chair)

Michelle Somers  
Tom Achtymichuk  
Scott Watson  
Lorne Goddard  
Rick Zemanek  
Dwayne Rolheiser  
Justice James L. Foster  
Judge David J. Plosz  
Eileen Dooley (LSA)  
Jessi-Ann Riddell (LSA)

## 2004 Special Committees & Additional LSA Representation

#### **Advisory Committee on Judicial Appointments for Alberta**

Paul Sharek

#### **Alberta Law Foundation**

Mona Duckett  
J. David Steele

#### **ASSIST Board**

John Holmes

#### **Calgary Law Court Core Consultation Committee**

Alain Hepner  
Jim Peacock

#### **Canadian Legal Information Institute – CanLii**

Peter L. Freeman

#### **Federation of Law Societies of Canada**

Cheryl C. Gottselig  
Larry Anderson  
Peter J. Royal  
Kenneth G. Nielsen

#### **Federation Legal Aid Committee**

Vaughn Myers

#### **Federation National Committee on Accreditation**

Don Thompson

#### **Legal Aid Nominating Committee – Board of Directors**

Mona T. Duckett  
Alain Hepner

#### **Legal Aid Governance Structure**

Larry Anderson  
Paul Sharek

#### **Legislative Review Committee (CBA)**

E. (Sonny) Mirth

#### **Viscount Bennett Scholarship Committee**

Larry Anderson  
Doug McGillivray  
Jim Peacock  
Patricia Hughes  
David Percy  
Don Thompson

List represents select organizations and is not inclusive of all memberships on boards and committees outside the LSA.

# LSA Condensed Financial Statements October 31, 2004

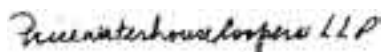
Law Society of Alberta Condensed Financial Statements  
October 31, 2004

To the Members of the Law Society of Alberta

The accompanying summarized balance sheet and statement of revenue, expenses and fund balances are derived from the complete financial statements of The Law Society of Alberta as at October 31, 2004 and for the year then ended on which we expressed an opinion without reservation in our report dated December 17, 2004. The fair summarization of the complete financial statements is the responsibility of management. Our responsibility, in accordance with the applicable Assurance Guideline of The Canadian Institute of Chartered Accountants, is to report on the summarized financial statements.

In our opinion, the accompanying financial statements fairly summarize, in all material respects, the related complete financial statements in accordance with the criteria described in Guideline referred to above.

The summarized financial statements do not contain all the disclosures required by Canadian generally accepted accounting principles. Readers are cautioned that these statements may not be appropriate for their purposes. For more information on the entity's financial position, results of operations and cash flows, reference should be made to the related complete financial statements.



PricewaterhouseCoopers LLP  
Chartered Accountants  
December 17, 2004

## Condensed Balance Sheet

as at October 31, 2004

Assets	2004	2003
Current assets	\$5,002,524	\$4,241,233
Investments	6,718,522	6,782,961
Reinsurance recoverables	1,722,000	962,000
Trust assets	407,933	452,583
Capital assets	765,416	849,739
<b>Total Assets</b>	<b>\$14,616,395</b>	<b>\$13,288,516</b>
<b>Liabilities</b>		
Current liabilities	\$556,831	\$672,336
Reserve for claims and related costs	4,659,000	3,178,000
Pension Plan payable	374,986	298,806
Deferred rent	-	136,432
Trust liabilities	407,933	452,583
<b>Total Liabilities</b>	<b>5,998,750</b>	<b>4,738,157</b>
<b>Fund Balances</b>		
Invested in capital assets	765,416	849,739
Externally restricted funds		
Contingency reserve	3,808,260	4,100,474
Scholarship reserve	770,103	772,713
Unrestricted funds	3,273,866	2,827,433
<b>Total Fund Balances</b>	<b>8,617,645</b>	<b>8,550,359</b>
<b>Total Liabilities and Fund Balances</b>	<b>\$14,616,395</b>	<b>\$13,288,516</b>

## Condensed Statement of Revenue, Expenses and Fund Balances

For the year ended October 31, 2004

Revenue	2004	2003
Practice fees	\$9,879,151	\$9,103,931
Investment and other income	749,305	944,094
Management fee	669,475	660,681
Enrolment and application fees	307,338	207,172
Other	76,454	36,480
Fines and penalties	41,864	23,994
<b>Total Revenue</b>	<b>11,723,587</b>	<b>10,976,352</b>
<b>Expenses</b>		
Corporate costs	2,608,899	2,265,212
Departments and programs	7,111,145	6,733,997
Grants and contributions	1,122,658	1,049,926
Provision (recovery) for claims and related costs	768,599	1,532,590
Scholarships	45,000	30,000
<b>Total Expenses</b>	<b>11,656,301</b>	<b>11,611,725</b>
Deficiency of revenue over expenses for the year	67,286	(635,373)
<b>Fund Balances - beginning of year</b>	<b>8,550,359</b>	<b>9,185,732</b>
<b>Fund Balances - end of year</b>	<b>\$8,617,645</b>	<b>\$8,550,359</b>

# ALIA Condensed Financial Statements June 30, 2004

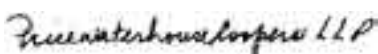
The Alberta Lawyers Insurance Association Condensed Financial Statements  
June 30, 2003

To the Directors of The Alberta Lawyers Insurance Association

The accompanying summarized balance sheet and statement of revenue, expenses and net assets are derived from the complete financial statements of The Alberta Lawyers Insurance Association as at June 30, 2004 and for the year then ended on which we expressed an opinion without reservation in our report dated August 23, 2004. The fair summarization of the complete financial statements is the responsibility of management. Our responsibility, in accordance with the applicable Assurance Guideline of The Canadian Institute of Chartered Accountants, is to report on the summarized financial statements.

In our opinion, the accompanying financial statements fairly summarize, in all material respects, the related complete financial statements in accordance with the criteria described in Guideline referred to above.

The summarized financial statements do not contain all the disclosures required by Canadian generally accepted accounting principles. Readers are cautioned that these statements may not be appropriate for their purposes. For more information on the entity's financial position, results of operations and cash flows, reference should be made to the related complete financial statements.



PricewaterhouseCoopers LLP  
Chartered Accountants  
August 23, 2004

## Condensed Balance Sheet

as at June 30, 2004

Assets	2004	2003
Current assets	\$21,949,967	\$21,039,324
Investments	51,861,527	44,830,151
Capital assets	36,619	16,910
<b>Total Assets</b>	<b>\$73,848,113</b>	<b>\$65,886,385</b>
<b>Liabilities</b>		
Current liabilities	15,217,251	14,815,630
Reserve for claims and related costs	36,033,000	33,938,000
<b>Total Liabilities</b>	<b>51,250,251</b>	<b>48,753,630</b>
<b>Net Assets - unrestricted</b>	<b>22,597,862</b>	<b>17,132,755</b>
<b>Total Liabilities and Net Assets</b>	<b>\$73,848,113</b>	<b>\$65,886,385</b>

## Condensed Statement of Revenue, Expenses and Fund Balances

For the year ended June 30, 2004

Revenue	2004	2003
Annual levy	\$13,919,677	\$13,447,698
Investment income	2,702,329	3,196,270
<b>Total Revenue</b>	<b>16,622,006</b>	<b>16,643,968</b>
<b>Expenses</b>		
Provision for claims and related costs	9,505,733	15,200,611
Premium paid to CLIA	1,949,917	2,737,999
Operating expenses	1,891,975	1,592,676
Loss prevention	80,417	52,130
<b>Total Expenses</b>	<b>13,428,042</b>	<b>19,583,416</b>
Excess (deficiency) of revenue over expenses for the period before the following	3,193,964	(2,939,448)
Premium Credit	2,271,143	3,072,079
Excess of revenue over expenses for the period	5,465,107	132,631
<b>Net Assets - beginning of period</b>	<b>17,132,755</b>	<b>17,000,124</b>
<b>Net Assets - end of period</b>	<b>\$22,597,862</b>	<b>\$17,132,755</b>







## LawSocietyofAlberta

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Fax: (403) 228-1728

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Scotia Place Tower 2  
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Telephone: (780) 429-3343  
1-800-272-8839 (Toll Free)  
Fax: (780) 424-1620