

**IN THE MATTER OF PART 3 OF THE
LEGAL PROFESSION ACT, RSA 2000, c. L-8**

AND

**IN THE MATTER OF A HEARING REGARDING
THE CONDUCT OF EHAB SHAWAR
A MEMBER OF THE LAW SOCIETY OF ALBERTA**

ORDER OF THE HEARING COMMITTEE

UPON THE ISSUANCE OF CITATIONS by the Law Society of Alberta (LSA) to Ehab Shawar pursuant to section 56 of the *Legal Profession Act* (the Act);

AND WHEREAS Mr. Shawar and the LSA have entered into an Agreed Statement of Facts and Admission of Conduct Deserving of Sanction (the Statement, attached to this Order) in relation to Mr. Shawar's conduct dated January 31, 2019;

AND WHEREAS Mr. Shawar admits in the Statement that the conduct set out in the Statement is deserving of sanction;

AND WHEREAS on February 12, 2019, the Conduct Committee found the Statement acceptable, pursuant to subsection 60(2) of the Act;

AND WHEREAS on February 15, 2019, the Chair of the Conduct Committee appointed a single Benchler as the Hearing Committee (Committee) for this matter, pursuant to subsection 60(3) of the Act;

AND WHEREAS pursuant to subsection 60(4) of the Act, it is deemed to be a finding of this Committee that Mr. Shawar's conduct is deserving of sanction;

AND WHEREAS on March 15, 2019, the Committee convened a public hearing into the appropriate sanction related to the conduct of Mr. Shawar;

AND WHEREAS the LSA and Mr. Shawar have provided a joint submission on sanction for the Committee's consideration, seeking a reprimand;

AND WHEREAS the parties have also agreed that it is reasonable for Mr. Shawar to pay \$2500.00 in costs in relation to this matter by June 30, 2019

AND WHEREAS the Committee has determined that the joint submission is reasonable, consistent with sanctions in similar cases, does not bring the administration of justice into disrepute and is therefore in the public interest;

AND WHEREAS the Committee has accepted the joint submission on sanction, and accepted the submission with respect to the payment of costs;

IT IS HEREBY ORDERED THAT:

1. The appropriate sanction with respect to Ehab Shawar's conduct is a reprimand, which was delivered in writing by the Committee to Mr. Shawar.
2. The text of the reprimand will be attached to this Order as a schedule prior to the Order being published.
3. Mr. Shawar must pay costs in the amount of \$2500.00 by June 30, 2019.
4. No Notice to the Profession or Notice to the Attorney General is to be made.
5. The exhibits and this order will be available for public inspection, including the provision of copies of exhibits for a reasonable copy fee, except that identifying information in relation to persons other than Ehab Shawar will be redacted and further redactions will be made to preserve client confidentiality and solicitor-client privilege (Rule 98(3)).

Dated at Calgary, Alberta, on March 19, 2019.

Ryan Anderson

IN THE MATTER OF THE *LEGAL PROFESSION ACT*
AND IN THE MATTER OF A HEARING REGARDING
THE CONDUCT OF EHAB SHAWAR
A MEMBER OF THE LAW SOCIETY OF ALBERTA
LAW SOCIETY HEARING FILE HE20180091

AGREED STATEMENT OF FACTS
AND ADMISSION OF CONDUCT DESERVING OF SANCTION

BACKGROUND

1. Ehab Shawar (“Mr. Shawar”) was admitted as a member of the Law Society of Alberta on August 16, 2007.
2. Since his call to the bar, Mr. Shawar has practised mainly in the area of immigration law as a sole practitioner in Edmonton, Alberta.

CITATIONS

3. Mr. Shawar faces one citation:

CO20172037

It is alleged that Ehab Shawar failed to be candid with the Law Society and that such conduct is deserving of sanction.

AGREED FACTS

4. Mr. Shawar acted as Principal to a student-at-law (the “Student”) who commenced articles on July 29, 2016.
5. Mr. Shawar travelled to Isreal [sic] in mid-July 2016 to visit his parents and has not returned to Canada due to unanticipated immigration issues.
6. The Student applied for enrolment as a member of the Law Society, which included a Certificate of Principal signed by Mr. Shawar.
7. Mr. Shawar completed the Certificate of Principal, indicating that he signed the form in Edmonton, Alberta on August 16, 2017.
8. Mr. Shawar was in Isreal [sic] when he completed the form.

9. In August 2017, Mr. Shawar signed Articles of Clerkship and an Education Plan as the proposed Principal for another student-at-law, who was to commence articles in September 2017.
10. At no time prior to these conduct proceedings did Mr. Shawar advise the Law Society that he was out of the country for the Student's entire period of articling.

ADMISSION OF FACTS

11. I, Ehab Shawar, admit as facts the statements contained in this Agreed Statement of Facts for the purposes of these proceedings.

ADMISSION OF CONDUCT DESERVING OF SANCTION

12. For the purposes of s. 60 of the *Legal Profession Act*, I, Ehab Shawar, admit that I failed to be candid with the Law Society and that such conduct is deserving of sanction.

This Agreed Statement of Facts and Admission of Conduct Deserving of Sanction is dated the 31 day of January, 2019.

Witness

Ehab Shawar

Reprimand

Mr. Shawar, the right to practice law in the Province of Alberta is a privilege granted to you by the Law Society of Alberta in exercise of its authority under the *Legal Profession Act*. When you accepted that privilege, you also accepted certain responsibilities, including being candid with your regulator.

Your conduct as related in the Agreed Statement raises concerns for the Law Society. You have admitted that you signed the Certificate of Principal indicating you were in Edmonton when you were in fact out of the Country and continue to reside out of the Country. While you were not candid with the signing of the Certificate of Principal, I note that those concerns are partially mitigated in part by your admission to the conduct and your cooperation with the Law Society.

I accept the Joint Submission by the parties and for your failure you are here today reprimanded.

I hope that you move forward with your career with a renewed commitment. Thank you for your attendance today.