

June 2017

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Bencher Highlights

KRIS DANGERFIELD, CHIEF EXECUTIVE OFFICER



When the benchers meet in May it is always a time of transition. This year the meeting on May 25, 2017 was no exception. The day began with Roberta Campbell still serving in the role as President. The Nominating Committee then submitted its report which led to the transfer of power to Jim McLandress, who moved into the position of President of the Law Society, and Kathy Bueti who became the new Vice President. While Roberta moves on to become Past President, vacating that role was Ted Bock. Ted first became a bencher in October 2009 when there was a by-election and he was re-elected in 2010, 2012 and 2014. Ted served in 2013 as the Chair of the President's Special Committee on Re-Visioning Regulation and his work led directly to the Law Society's new governance model as well as the innovative work that the Law Society is doing in the area of proactive entity regulation. His presence around the table will be missed.

The Nominating Committee also made recommendations for the makeup of the many Law Society committees that function during the year. This year there will be two President's Special Committees, arising largely from the strategic planning work that the benchers did in April. The President's Special Committee on Communications will explore the development of a communications strategy to more effectively communicate the Law Society's mandate as a regulator to protect the public interest. This will include the development of key messages and processes, including the use of social media to enhance communications with the public, the profession, the government and other identified stakeholders. The President's Special Committee on Alternate Legal Service Providers will focus its efforts on identifying how the Law Society can remove barriers that prevent legal services from being reasonably available to the public at reasonable cost. The committee will look at service providers other than lawyers (think legal technicians, or paralegals for example) who can be trained, licensed and insured to provide services that are not otherwise available to the public.

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Bencher Highlights

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The benchers took the time to discuss a few policy items, including whether an appointed Public Representative ought to be eligible to serve as the President of the Law Society. Interestingly, there were more reservations expressed by the Public Representatives around the table than from the lawyers, who considered the issue from the perspective of protecting the public interest in the delivery of legal services. This is an issue that will come back to the benchers in due course for some further consideration.

The benchers also discussed a selection process for appointing the Federation of Law Societies Council member. The benchers agreed on some criteria for appointments that will be enshrined in a formal policy that will come back to them in June for approval.

The benchers approved some amendments to the *Code of Professional Conduct* relating to competence, dishonesty/fraud and incriminating physical evidence, and the creation of a new rule on the responsibilities that arise when a lawyer leaves a law firm. Those amendments will be translated and then formally incorporated into the *Code* this fall.

The benchers received a report from the Access to Justice Steering Committee recommending that the Terms of Reference for the committee be amended. As a result, one additional public member and one additional practising lawyer will be added to the committee. As well, recommendations were approved to change the Forgivable Loan Program, which funds law students who commit to articling in an under serviced community. While the details are yet to be worked out, the changes broaden the scope of the program and will make it more accessible to more students. Students will be required to commit to remain in a community for three years, a reduction from the former requirement of five years.

The benchers received a report on investments which, although having suffered somewhat from recent world events, have generated returns over five years that exceeded the benchmarks established by the Law Society Investment Committee.

Finally, the benchers were advised that the insurance levy for 2017-2018 will be set at \$1,645. This represents a modest increase from last year, but it includes new cyber coverage protection for lawyers and their clients which you can read about elsewhere in the *Communiqué*.



Ted Bock presents Roberta Campbell with her Life Bencher certificate.

Dates for 2017-2018 CPLED Course Year

Joan Holmstrom, Director of Education



The CPLED course for 2017-2018 will start on Monday, September 11, 2017 with the first of three in-person instruction weeks for the year. The other in-person instruction weeks are scheduled for the weeks of November 27, 2017 and January 29, 2018. The remaining weeks between September 11, 2017 and March 20, 2018 will involve completing work through the online CPLED platform. There will be a winter break between December 12, 2017 and January 2, 2018. The Call to the Bar is scheduled for June 14, 2018.

2017:

September 11 to 15, 2017 – In person – Interviewing and Advising

September 19 to October 10, 2017 – Online – Legal Research and Writing

October 10 to October 31, 2017 – Online – Written Advice and Advocacy

October 31 to November 21, 2017 – Online – Drafting Pleadings

November 27 to December 1, 2017 – In person – Oral Advocacy

December 5 to December 12, 2017 – Online - Ethics and Professionalism

2018:

January 2 to January 23, 2018 – Online - Drafting Contracts

January 29 to February 2, 2018 – In Person – Negotiations

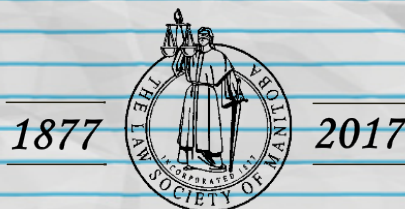
February 6 to February 27, 2018 – Online – Practice Management

February 27 to March 20, 2018 – Online – Client Relationship Management

April 2018 – Supplemental Evaluation period

June 14, 2018 – Call to the Bar

Some Moments in Time



*Celebrating 140 Years
of Protecting the Public*

Remember the 70s?

It was the “me” decade that saw continued protests against the Vietnam War, the very first Earth Day, Watergate, the disbanding of the Beatles and of course, who could forget bell bottom pants? So what was happening on the legal scene in Manitoba? Check this out:

- 1970** On the occasion of the 70th anniversary of Isaac Pitblado’s call to the Bar the Manitoba Bar Association, the Manitoba Law School and The Law Society of Manitoba honours him by establishing the annual series of continuing legal education lectures known as The Isaac Pitblado Lectures. Isaac Pitblado served as a bencher for 63 years (1901-1964), becoming a life bencher in 1937.
- 1973** Compulsory Liability Insurance is instituted.
- 1974** The Law Society Act is amended at the request of the Society to require the appointment of four lay benchers to be appointed by an independent committee headed by the Chief Justice of Manitoba.
- 1974** Muriel Smith is appointed as the first female lay bencher of the Law Society. Also appointed as the first lay benchers are A.R. Hoffman, R. A. Kipp and James Toal.
- 1974** A faculty bencher (Jack London), a university bencher (Laurie Allan) and a student bencher (Jim McDonald) are each elected for the first time.
- 1975** Garth Niven is appointed librarian.
- 1975** The Society is no longer able to occupy premises at the Law Courts Building and so relocates to Lakeview Square on Carlton Street.
- 1976** The Law Society adopts the *Code of Professional Conduct* developed by the Canadian Bar Association.

A Snapshot in Time

Where were you practising in 1970?

Here are a few advertisements from Manitoba law firms as printed in the *Manitoba Bar News* in 1970.

PITBLADO, HOSKIN & COMPANY

BARRISTERS AND SOLICITORS

E. H. Bennest, Q.C.
G. R. Hunter, Q.C.
R. B. Slater
W. E. Ireland
W. P. Riley
D. G. Björnsson
B. S. Toni

R. D. Guy, Q.C.
W. Grimble, Q.C.
D. Proctor
Keith Turner, Q.C.
T. M. Glowacki
P. M. Ramsay
W. K. Hanlin

E. B. Pitblado, Q.C.
W. M. Coghlin
R. W. McMurray
W. L. Palk
A. Anhang
J. B. Fraser

Isaac Pitblado, Q.C., LL.D. (1903-1964)

A. Erskine Hoskin, Q.C. (1903-1960)

ROYAL BANK BUILDING,
220 Portage Avenue, Winnipeg 1, Manitoba.

Cable Address "CAMFORDS"

Telephone: 942-0391

CHRISTIE, DeGRAVES, MacKAY SETTLE & KENNEDY

BARRISTERS AND SOLICITORS

N. C. Christie, Q.C.
W. R. DeGraves
Murdoch MacKay C. C. Settle
404 Power Bldg., 428 Portage Ave.
WINNIPEG 1, MANITOBA

JOHNSTON, JESSIMAN, GARDNER & TWADDLE

BARRISTERS AND SOLICITORS

Arthur E. Johnston, Q.C.
Duncan J. Jessiman, Q.C.
William C. Gardner, Q.C.
A. Kerr Twaddle, Q.C.
Robert M. Akman Bryan D. Klein
Third Floor, 210 Osborne Street North
WINNIPEG 1

CHERNIAK, CHERNIAK, WEINBERG & MORLOCK

BARRISTERS AND SOLICITORS

J. A. Cherniak, B.A., LL.B.
S. M. Cherniak, Q.C.
A. L. Weinberg, B.A., LL.B.
Phone 943-3477
321 MAIN ST. WINNIPEG 1, MAN.

MEIGHEN, STORDY, HADDAD, ALDER & MITCHELL

BARRISTERS AND SOLICITORS

F. O. Meighen, Q.C.
Wm. Stordy, Q.C.
Joseph Haddad, Q.C.
C. O. Meighen, B.A., LL.B.

E. D. Alder, Q.C.
M. K. Mitchell, B.S.A., LL.B.
R. L. R. Bidinosti, B.A., LL.B.
A. L. Clearwater, B.A., LL.B.

19 NINTH STREET

BRANDON, MANITOBA

Marcoux, Dureault, Betournay & Teffaine

BARRISTERS — SOLICITORS
AVOCATS — NOTAIRES

700 Great Western Building
356 Main Street Winnipeg 1, Manitoba
WHitehall 2-0038

TALLIN, KRISTJANSSON, PARKER & SMITH

BARRISTERS AND SOLICITORS

Clive K. Tallin, Q.C. Hugh B. Parker
A. F. Kristjansson Winston F. Smith

210 Osborne Street North
Winnipeg 1, Canada
Telephone 5PRuce 5-8171

McARTHUR, FITCH, McARTHUR & SINCLAIR

BARRISTERS AND SOLICITORS

Clarence V. McArthur, Q.C.
Allan H. Fitch, LL.B.
(Also of the Ontario Bar)
R. Brock McArthur, LL.B.
(Also of the British Columbia Bar)
John L. Sinclair, B.A., LL.B.
2nd Floor, Nanton Building
203 Portage Avenue
Telephone 943-0791 Area Code 204

AIKINS, MacAULAY & THORVALDSON

BARRISTERS AND SOLICITORS

3rd FLOOR 333 BROADWAY AVENUE, WINNIPEG 1, MAN.

Sir James Aikins, K.B., K.C., LL.D. (1879-1929) G. H. Aikins, Q.C., LL.D. (1910-1954)

J. A. MacAulay, C.C., Q.C., LL.D.

T. W. B. Hinch, Q.C.

J. B. MacAulay
W. S. Martin, Q.C.
D. A. Bowles
A. C. Tough
M. H. Freedman
D. A. Booth
C. G. Labman

A. L. Campbell, Q.C.
J. S. Lamont
M. J. Mercury
J. E. Foran
E. B. MacDonald
M. E. Rothstein
L. R. Crane

O. W. Struthers
R. J. Hansell
A. J. Mercury
K. B. Foster
R. G. Smellie, Q.C.
R. H. G. Flett
R. B. Dias

P. S. Morse, Q.C.
F. D. Allen, Q.C.
I. L. Jessiman
A. J. Irving
L. N. Mercury
J. T. Samson
C. R. MacArthur

Area Code 204, Telephone 943-0801 - 942- 8291 - Telex 07-587612, Cable Address "Aikins"

CLIA Cyber Liability Program

Tana Christianson, Director of Insurance

Lawyers and law firms are potential targets for hackers, ransomware and cyber criminals. However, the mandatory Professional Liability Insurance Policy has always excluded claims arising out of cybercrime. Now, CLIA has arranged a new program which will provide cyber coverage protection for lawyers and their clients. This new policy will take effect on July 1, 2017 for all lawyers required to be insured under the mandatory Professional Liability policy.

This new program will provide initial/first response coverage in the event of a cyberattack. The amount of coverage and the deductible will vary depending on the size of firm at the date the incident is discovered and the nature of the claim. The coverage is conditional on your firm taking certain steps to protect itself from cyberattack.

Damage from Disclosure of Client information

If a client's confidential information ends up all over the internet or is disclosed inappropriately because of a cyberattack against a law firm, the client may have a claim for damages against the firm. One aspect of this new program provides coverage for the damages suffered by the client because of such disclosure. The following chart sets out the amount of coverage and the deductible, based on the number of lawyers in the firm, for damage claims resulting from disclosure of client confidential information arising out of a cyberattack.

<u>Firm size at date of discovery</u>	<u>Coverage Limit</u>	<u>Deductible</u>	<u>Aggregate</u>
1 lawyer	\$50,000	\$1,000	\$50,000
2 – 10 lawyers	\$50,000	\$1,000	\$100,000
11 – 25 lawyers	\$100,000	\$2,500	\$100,000
26+ lawyers	\$200,000	\$5,000	\$200,000

(Occurrence aggregate limits also apply).

Privacy Breach Notifications

When a law firm's systems are compromised by cyberattack, the law firm may have a legal obligation to notify clients and third parties of a privacy breach, which can be a time consuming and unfamiliar process. The policy covers firms for reasonable expenses to contain, investigate and mitigate a privacy breach and to notify the affected clients and third parties. The limits and deductibles for privacy breach notification coverage are set out below.

<u>Firm size at date of discovery</u>	<u>Coverage Limit</u>	<u>Deductible</u>
1 – 10 lawyers	\$5,000	\$1,000
11 – 25 lawyers	\$10,000	\$2,500
26+ lawyers	\$25,000	\$5,000

(Policy period and occurrence aggregate limits also apply).

System and Data Rectification Costs

A cyberattack can result in your firm losing or misplacing data that you need to get your clients' work done. This coverage applies to retrieve, restore and replace any of the law firm's computer programs or any other data and to repair, restore or replace any of the firm's computer systems damaged by a cyberattack so that client data is preserved and protected. The limits and deductibles for system and data rectification coverage are set out below.

<u>Firm size at date of discovery</u>	<u>Coverage Limit</u>	<u>Deductible</u>
1 – 10 lawyers	\$5,000	\$1,000
11 – 25 lawyers	\$10,000	\$2,500
26+ lawyers	\$25,000	\$5,000

(Policy period and occurrence aggregate limits also apply).

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CLIA Cyber Liability Program

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Cyber Threat and Extortion Costs

In some cyberattacks, hackers hijack computer systems and deny access until you pay a ransom (usually in an online currency known as bitcoin). This program provides coverage for the costs associated with ransomware and other cyberattacks where client data in the law firm's computer system is held hostage. The limits and deductibles for cyber threat and extortion coverage are set out below.

<u>Firm size at date of discovery</u>	<u>Coverage Limit</u>	<u>Deductible</u>
1 – 10 lawyers	\$2,500	\$1,000
11 – 25 lawyers	\$5,000	\$2,500
26+ lawyers	\$10,000	\$5,000

(Policy period and occurrence aggregate limits also apply).

One of the best things about this new program is that once your firm discovers you have been the victim of a cybercrime, you have access to the program's 24 hour emergency response number. You will then be referred to the appropriate cyber response team so that you don't have to deal with a cyber incident on your own, without professional assistance.

There are some conditions of coverage which you should ensure your firm has in place. Your firm must have:

1. a firewall between the firm's systems and the internet;
2. up-to-date antivirus and malware endpoint protection on computers and laptops; and
3. weekly data back-ups.

If you purchase Voluntary Excess Insurance from CLIA, additional coverage is also available for damages to third parties arising from the disclosure of confidential client information as the result of a cyber incident. You can purchase a Cybercrime Endorsement providing limits of \$250,000 per claim per year at a cost of \$80 per lawyer. You can apply for this excess cyber coverage when you renew your Voluntary Excess insurance for July 1, 2017.

Coverage, as always, is subject to the final terms and conditions of the policy. Please review the policy carefully once available and look out for additional information on this new coverage.



Need some advice on how to manage your practice?

Barney Christianson, Practice Management Advisor

Sometimes good lawyers are good at lawyering but bad at managing their practice. If you would like some free and confidential advice on getting your law practice running more efficiently, effectively and profitably, call Barney Christianson, the Law Society's Practice Management Advisor.

Barney can provide practical, thoughtful advice on law office systems, time management, diarizing and prioritizing, setting up a new practice, winding down a practice, billing and on any other practice management issues that keep you awake at night. Please call Barney directly at 204-857-7851 or by e-mail at bchristianson@ccjlaw.ca.

Access to Justice National Action Committee and Access Representatives Meeting March 2017

Darcia Senft, Director - Policy and Ethics

On March 23-24, 2017, the National Action Committee & Provincial and Territorial Access Representatives met to continue the national conversation relating to access to justice issues and consider how jurisdictions across the country could collaborate to identify solutions to common access challenges. A variety of topics were addressed and are summarized below.

National Access Survey

In the Action Committee's 2013 final report, *A Roadmap for Change*, there were nine justice development goals that, if accomplished, would result in significant progress in filling the access to justice gap in Canada.

The Canadian Forum on Civil Justice collected data through a national, bilingual online survey conducted in late 2016 and early 2017. The survey focused on how access work being undertaken across Canada relates to the nine justice development goals set out in the Roadmap report. Data was collected from every province and territory and a status report has been prepared.

Action Committee Objectives and Priorities

Attendees at the National Action meeting considered a draft framework that laid out the Action Committee's Strategic Directions – or broad priorities adopted by the Action Committee in pursuit of its missions. Some objectives were considered and attendees engaged in discussions in an effort to identify possible priorities and outcomes for the Action Committee to focus on over the next 12 – 18 months.

Enhance Justice Metrics Capacity

There was a presentation on metrics as it is recognized that we do not have a good idea about what really happens in the justice system. The justice data gap was referred to as a “black hole”. Research needs to be done. There are no system-wide data infrastructures and no overarching vision/strategy or coordinated data collection. Significantly, there is no common definition of what we mean when we talk about access to justice.

It was agreed that:

- metrics are desirable;
- there is a role for the National Action Committee to play;
- we require a vision for what information we want to collect;
- resources are an issue; and,
- we need “buy in” from stakeholders and there is some resistance to change.

It was also agreed that the Action Committee could and should:

- Facilitate information sharing and discussion (policy dialogue);
- Assist in the development of common strategy and implementation (joint policy development)

There was some discussion about conducting a pilot project by establishing, initially, one common and measurable objective. It would provide an opportunity to work together and establish a process for ongoing collaborative work.

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Access to Justice

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Indigenous Legal Principles and Processes & Bringing Indigenous Legal Values and Principles into Provincial Courts

Attendees heard from various speakers about indigenous legal principles and processes and the importance of incorporating these into provincial court processes. There are many challenges associated with this goal, such as answering the fundamental question: to whom do indigenous laws apply? A judge from British Columbia spoke about how they have developed some indigenous criminal courts that bring elders from the community together. It is a collaborative effort that still recognizes the independence of the various institutions that are involved. There are concerns about the over-representation of indigenous children in child protection and about the intergenerational impact of residential schools.

Broadening the Engagement

There were presentations about how we can broaden the engagement relating to access issues across the country and some very interesting work has been done in some cities. Of particular interest was an announcement by the Action Committee Law Foundation of Ontario Project that a tool kit is being created that is intended to be a forum where we can share stories on innovation and build networks across the country to discuss access initiatives. They intend to build a dynamic “home” of sorts where the public can obtain information, metrics can be shared, regional access activities can be noted, and the innovation toolkit can be accessed.

Keynote Address

The former director of the US Office for Access to Justice (under the Obama administration) was a keynote speaker. She reported on a resolution that was passed at a conference of their Chief Justices that there should be 100% access. * This resolution gives permission to reform the courts and gives advocates an opportunity to push for reform in areas where change may be more difficult.

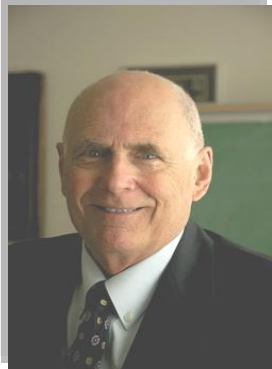
An interesting analogy was provided. If a woman cannot afford to hire a private nurse to give her IV medication, is it acceptable to give her a needle along with a 30 page booklet on how to give herself a needle or would it be better to develop a pill that she could simply swallow instead that would have the same effect as the needle? In other words, we could use more “pills” in the justice system.

Honourary Chair

Chief Justice Beverley McLachlin spoke and encouraged everyone to keep the access conversation going and to work together on common issues.

**Further to the resolution passed by the Chiefs in the United States, subsequent to the meeting, Madam Justice Rivoalen advised that at a meeting of the Chief Justices held on April 6, 2017, they considered the resolution that was passed in the United States and followed suit, passing a similar motion on a unanimous basis that there should be 100% access to justice. The Chiefs have agreed that access should be promoted across the system. This endorsement will be encouraging to stakeholders and funders.*

RICHARD J. SCOTT AWARD



Call for Nominations

The Richard J. Scott Award is presented annually by the Law Society of Manitoba to an individual who advances the rule of law through advocacy, litigation, teaching, research or writing. Activities that support an independent judiciary, an independent legal profession, access to legal services, access to justice, and public interest advocacy are all eligible.

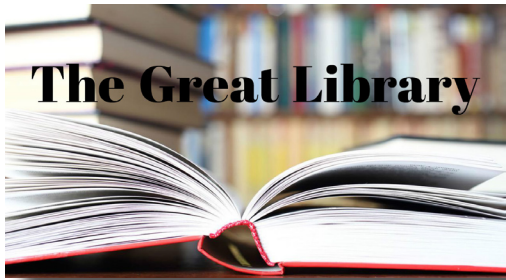
The award honours former Chief Justice Richard Scott, who served as Manitoba's Chief Justice for over 20 years and is a Past President of the Law Society of Manitoba. The award is presented in conjunction with the annual Pitblado Lectures in November of each year. The Honourable Mr. Scott will serve as Chair of the Selection Committee.

The deadline for nominations is September 1, 2017.
Nominations can be sent to:

Chief Executive Officer
The Law Society of Manitoba
219 Kennedy Street
Winnipeg, MB R3C 1S8
or
by e-mail to Pat Bourbonnais
at pbourbonnais@lawsociety.mb.ca.

Nominations should be accompanied by the nominee's c.v. and an explanation as to why the nominee deserves this award.

For more information, contact Kris Dangerfield at 204-926-2013 or by e-mail at kdangerfield@lawsociety.mb.ca.



GREAT LEXPECTATIONS

Karen Sawatzky, Director of Legal Resources

The Great Library is a resource for all lawyers in Manitoba, not just those in Winnipeg. Electronic access has made reaching members in outlying communities much easier. There are many small, niche legal publishers beyond the duopoly of Thomson Reuters and LexisNexis who provide content which can be shared at a reasonable price. One of those publishers is William S. Hein, publisher of Heinonline.org. From their website:



HeinOnline is a premier online database containing more than 145 million pages and 140,000 titles of legal history and government documents in a fully searchable, image-based format.

We have purchased a subscription to Heinonline, available password-free on the Law Society of Manitoba's website. All you have to do is sign in to the Members' Portal, select "Library Resources" on the left hand navigation pane, and click on "Heinonline.org" to access the full text database of legal journals and statutes. Their Manitoba statutes collection is sparse from 1967 on, however, the Great Library has some extra volumes to donate to them, to beef up their collection. In particular, we had extra copies of the 1987 and 1988 Re-enacted Statutes volumes. If you plan to dispose of annual statutes from the 1970s, please contact me so I can put you in touch with them. Annual Manitoba statutes are available on the Manitoba Laws site from 1989 onward, however, only those from 2010 on include an official pdf version.

Click here for instructions: <http://www.lawsociety.mb.ca/new-library-resources>

Please keep checking this Library Resources page for even more great content.

Karen Sawatzky

ksawatzky@lawsociety.mb.ca

<http://www.lawsociety.mb.ca/manitoba-law-libraries>

204-945-1958

In Memoriam

Norman Garrod Larsen, who passed away on April 26, 2017 at the age of 82. Mr. Larsen received his call to the Bar on June 26, 1969. He began his legal career as a partner in the firm Zuken Penner & Larsen. In 1972 he joined Legal Aid Manitoba as its first staff lawyer and later served as Executive Director. From 1980 to 1984 he held positions with the Law Society of Manitoba and the Faculty of Law, and then joined the Department of Justice - Office of Legislative Counsel. Mr. Larsen retired from practice in 2000.

The Honourable Armand Dureault, who passed away on April 16, 2017 at the age of 89. Mr. Dureault received his call to the Bar on August 20, 1953. He practised law as a partner in the firm Marcoux, Dureault and Associates for 21 years. In December of 1965 Mr. Dureault was appointed Queen's Counsel. In 1974 he was appointed a Judge of the County Court of St. Boniface and in 1984 he was appointed a Justice of the Court of Queen's. Mr. Dureault retired from the Bench in 1998.

A Gold Medal Memoir - Originally Published in the Winnipeg Free Press

Report of the Equity Ombudsperson

BRENLEE CARRINGTON TREPPEL, EQUITY OMBUDSPERSON



My review of Caitlyn Jenner's bestselling new memoir was published in the May 20, 2017 edition of the Winnipeg Free Press. I'm reprinting it below. As always, thanks for reading.

Caitlyn Jenner: *The Secrets of My Life*
By Caitlyn Jenner with Buzz Bissinger
Grand Central Publishing, 320 pages, \$39

In a brutally honest, powerful and gripping new memoir, Caitlyn Jenner tells all about her transition from 1976 US Olympic Gold Medal Decathlete, Bruce Jenner, to the transgender woman she's always wanted to be.

Caitlyn was born male but felt as though she should have been born female. Her agonizing lifelong struggle with gender dysphoria culminated this past January when, now sixty-seven-year-old Caitlin had the final surgery to complete her gender transition.

The American Psychiatric Association defines gender dysphoria as "a marked incongruence between one's experienced/expressed gender and assigned gender."

A thrice divorced father and stepfather of 10—including the Kardashians—Jenner and her Pulitzer Prize winning co-author, Buzz Bissinger, have written a stunningly good and frequently very moving book which leaves few questions unanswered.

Jenner heartbreakingly reveals that before becoming Caitlyn in 2015, she would look in the mirror and see "a body that I fundamentally loathe."

Jenner reveals that although winning the Olympics was such a happy and proud moment, the next day she wondered: "How much longer can I keep this up? How much longer can I hide and lie to those who still admire me and those I love?" She recalls: "I go to bed with frustration and shame. I wake up with frustration and shame."

Wearing panties, a bra and pantyhose under the dark blue business suit that was Bruce Jenner's public speaking uniform, Caitlyn urges in her autobiography: "Imagine denying your core and soul. Then add to it the almost impossible expectations that people have for you because you are the personification of the American male athlete.... I am always uncomfortable."

This previous discomfort with herself is accurately demonstrated on the reality TV show *Keeping Up With The Kardashians* when Jenner reflects: "I come across as a well-meaning but slightly doddering patriarch who only does what his wife tells him."

Caitlyn Jenner writes of her many rewarding efforts to reach out to members of the transgender community and their families. Her biggest concerns surround transgender teens. She cites these alarming statistics: "51 percent of transgender youth reported thinking about suicide, and 30 percent said they had attempted it."

She blames societal attitudes and cyberbullying and implores social networking sites to remove hateful posts and immediately ban the perpetrators.

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Report of the Equity Ombudsperson

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Jenner admits that she finds the constant public speculation over her sex life annoying. “Why must labels be attached to everything?” she laments. She also does not rule out the possibility of having a future male sexual companion.

In 1989, Caitlin began the transitioning process through surgeries and hormone therapy and electrolysis. She decided to reverse the process because “Bruce still has earning potential. Bruce pays the bills and because I can’t do this to my kids.”

Shortly afterwards, Jenner and Kris Kardashian met, fell in love and were married for more than two decades. Jenner describes her family, including her 90-year-old mother, as being supportive of her transition. In 2013, Caitlin spoke to Kim Kardashian about transitioning before she spoke to any of her other children because “of all the Kardashians, she is the easiest to talk to and the most empathic.”

Unfortunately, Kim and Kim’s “momager”, Caitlin’s ex-wife Kris, both say they dislike the memoir because Caitlin writes that she told Kris about her gender issues before they became intimate. Kris says that was not the case.

Today, Jenner is an activist, motivational speaker and philanthropist living authentically as Caitlyn Marie Jenner. She is proud to be a member of the transgender community.

The Secrets of My Life is an important memoir by a remarkable person who has been a hero for two very different but extremely hard fought achievements in one unforgettable lifetime.

If you are interested in using the parental leave support program, please contact me. If you have any respectful workplace or accommodation or discrimination or harassment issues, please contact me. All services are strictly confidential and free of charge. My contact information is:

Brenlee Carrington Trepel
P.O. Box 2555 – Station Main
Winnipeg, MB R3C 4B3
Phone: 942-2002
Toll Free: 1-866-771-2002
Email: brenlee@brenleecarrington.com

NOTICE OF ANNUAL MEETING

The Annual Meeting of the Benchers of the Law Society of Manitoba will be held on **Thursday, June 22, 2017 at 12:30 p.m.**, in the Society’s classroom, 219 Kennedy Street, Winnipeg, Manitoba.

All members are invited to attend.

Bits&Bytes

Kris Dangerfield, Chief Executive Officer



Bits & Bytes

1. June is the busiest time of year here at the Law Society of Manitoba. In quick succession we have the Call to the Bar (often multiple calls to the Bar), our Annual General Meeting, our June Benchers Meeting where we try to wrap up some projects, and the President's Reception at which we toast our new President. We also sprinkle in visits to other Law Societies (typically the Alberta Benchers Retreat), we host some visitors from the Law Society of Saskatchewan, and this year we decided to throw in a blanket exercise in honour of National Aboriginal Day on June 21, 2017. I suspect that all of you have a pretty frenzied June as well, with clients and lawyers trying to resolve matters before the summer break. Throw in a few graduations and soccer windups and your plates are undoubtedly pretty full. Hang in there and enjoy the relative calm of summer. September will be here before we know it.
2. Our friend **Tim McGee, Q.C.**, the CEO of the Law Society of British Columbia, has decided to move on to other endeavours later this fall. Tim has served in that role for 12 years, commuting weekly from his home in Victoria to the Law Society's offices in Vancouver. I will be sorry to see Tim go as he is a thoughtful voice around the table at CEO meetings and meetings of the Federation of Law Societies. All of his colleagues from the Law Society of Manitoba wish him well.
3. I was sad to see that **Norm Larsen** passed away earlier this spring. He had an extensive career in private practice followed by stints at Legal Aid and as Legislative Counsel. He also served as the Director of the Bar Admission program here at the Law Society in the early 1980s, where I first met him during my articling year. He left a mark on many in the course of his wide ranging career.
4. As you know the Law Society is celebrating its 140th anniversary this year. In honour of that very special occasion we will also be holding a Gala dinner on the evening of Thursday, November 2, 2017, immediately before the Pitblado Lectures which will follow the next day. We will be marking the anniversaries of those lawyers who celebrate their 50th year at the Bar and so it promises to be a special evening. You will hear more about this but please mark it in your calendar.

NOTICE OF BENCHERS' MEETING

The next regular meeting of the Benchers of the Law Society of Manitoba will be held on **Thursday, June 22, 2017 at 1:00 p.m.**, in the Society's classroom, 219 Kennedy Street, Winnipeg, Manitoba.

Members of the Society are encouraged to attend and participate in the deliberations of the governing body.

The dates of future Benchers' meetings scheduled for 2017 are as follows:

- Friday, September 8, 2017
- Thursday, October 26, 2017
- Thursday, December 14, 2017

2017

Important Dates to Note

**June 22**

12:30 p.m.

Annual Members' Meeting and Benchers' Meeting

June 23Deadline to file application for CLIA Excess
Professional Liability Insurance coverage**June 23 to 25**Northern Bar
Annual CPD and Meeting**July 3**2017/18 Prof. Liability Claims Fund Contribution
(or first instalment)
PAYMENT DUE**August 25**Annual Trust Account Report (Self-Report)
for members with June 2017 year end
FILING DEADLINE**September 11 to 15**

CPLED classes

September 8 and 9Western Bar
Annual CPD and Meeting**October 2**2017/2018 Practising Fee and Contributions
(2nd Instalment)
PAYMENT DUE**October 2**2017/18 Practising Fee and Contributions
(2nd Instalment)
for members called to the Bar on June 15, 2017
PAYMENT DUE**October 31**Annual Trust Account Report
with Accountant's Review (Form D)
for members with June 2017 year end
FILING DEADLINE**November 2**

140th Anniversary Gala Dinner

November 3

2017 Pitblado Lectures

November 27 to December 1

CPLED classes

December 12017/18 Prof. Liability Claims Fund Contribution
(2nd Instalment)
PAYMENT DUE**December 1**2017/18 Practising Fee and Contributions
(3rd Instalment)
for members called to the Bar on June 15, 2017
PAYMENT DUE

Membership Changes

APPLICATION TO WITHDRAW FROM PRACTICE - LEAVING A FIRM / EMPLOYMENT

CONSENT AND RETURN TO:

Manitoba & Membership Department
The Law Society of Manitoba
215 Broadway Street, Winnipeg, Manitoba, R3C 1G8
Fax: (204) 784-8924
manitoba@lawsociety.mb.ca

I, _____, under application to the Law Society of Manitoba to change my membership category from Practising member to:

☐ **Non-Practising Member** (on usual fee of \$100 plus GST or annual Law Society contribution and no practice number fee)

☐ **Inactive Member** (on fee payable but no service permitted)

I wish to withdraw from practice because:

☐ I am retiring from my legal practice effective: _____

☐ I am taking a temporary general leave, commencing: _____

☐ I am taking a leave of absence from my employment/practice commencing: _____

☐ I am taking a leave of absence from my practice effective: _____

☐ Other: _____

Change my membership category effective: _____

CONTACT INFORMATION

Name of Firm	Address	City	Province	Postal Code
Current Address				
Home				
Work				
Telephone				
Direct Line				

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The following members have changed their membership status effective on the date shown:

Practising to Non-Practising:

May 1, 2017	Jennifer A. Cooper
May 13, 2017	Gordon A. Lillie
May 15, 2017	Sandra C. Swystun
May 16, 2017	Natalie L.M. Roberts
May 7, 2017	Clara L. Romeo
May 20, 2017	Jake E. Harms
May 31, 2017	A. Derek Alexander
June 7, 2017	Robert D. Bettner

Inactive to Practising:

May 16, 2017	Thomas W. Percy
May 23, 2017	Alan C.A. Hogg
May 23, 2017	Kimberly D.A. Soul
May 23, 2017	Avery D. Layh
June 1, 2017	Sharon B. Mason
June 7, 2017	Mary C.R. McAuley

Non-Practising to Practising:

May 8, 2017	Brenda L. Bunn
May 23, 2017	Vanessa L. Gama
May 29, 2017	Kathrine D. Basarab
June 5, 2017	Renee D. Lagimodiere

Practising to Inactive:

May 3, 2017	Rodrigue Guay
April 30, 2017	Robert T. Buternowsky
May 15, 2017	A. Blair Armstrong
May 15, 2017	Jack H. Tepley
May 31, 2017	Lawrence A. Cherniak
June 3, 2017	Amy C. Wood
June 5, 2017	Edwin C. Kroeger

New Admissions:

May 16, 2017	Adam S. Pinx
May 16, 2017	Alan C.A. Hogg
May 16, 2017	Carley L. Mahoney
May 16, 2017	Jason B. Malloy
May 16, 2017	Laura K. Sulymosi
May 16, 2017	Orest R. Suchy
May 16, 2017	Ryan M. McElhoes
May 16, 2017	Samuel W. Teichroew
May 31, 2017	Clare M. Brackley
May 31, 2017	Mary C.R. McAuley

Update your membership information by using the Member Forms located in the "Forms" section on the Society's website:

<http://www.lawsociety.mb.ca/forms/members-forms>

COURT HOUSE LOCKERS



Did you know that the Law Society is responsible for administering the allocation of the lockers in the robing area of the Law Courts building?

Every year when you renew your Law Society membership, you have an option of renting a locker at the courthouse for a fee. In fact, you need not wait until your annual renewal to make arrangements to get a locker. You can contact the LSM receptionist, Shari Lough, at 204-942-5571 to get a locker at any time of the year.

Last month, notices were posted on the doors of those lockers for which our records suggest there is no registered and paying member. At the end of June, any items remaining in these lockers will be removed and stored at the Law Society until the end of summer, at which point we will dispose of them. If you have any items stored in a locker, please attend at the courthouse during the month of June to see if the locker that you thought was yours is not in fact paid for according to our records. Many members shared a locker with another lawyer and, as the years pass, a lawyer might have moved on and may not have renewed the locker rental without telling you.

The Society's review may also involve a re-allocation of some lockers in an effort to maintain at least one male-only and one female-only locker/change area.

Don't be caught without your robes next fall! Be sure to check the locker rooms in June to make sure you are in an authorized locker.

Insurance Assessment Due July 4, 2017



On June 1, 2017, a notice about the 2017/18 mandatory professional liability insurance assessment was emailed to every practising Manitoba lawyer. If you are a practising lawyer, please dig that email out of your inbox and either pay your insurance levy or complete your insurance exemption form by July 4, 2017.

There are consequences for late payment. Lawyers who do not pay the levy by the July 4, 2017 due date will be charged a late penalty of \$10 daily. Lawyers who have not paid the levy (plus penalty) by August 2, 2017 will be automatically suspended. Those claiming an exemption from insurance because they are employed by government and do not practise outside the scope of their employment or because they are already insured in another province or territory must file their exemption forms by July 4, 2017 or pay the insurance assessment.

Don't forget to pay your insurance assessment or file your exemption form by July 4, 2017!



The Law Society of Manitoba

PRESIDENT
JIM McLANDRESS

VICE-PRESIDENT
KATHY BUETI

CHIEF EXECUTIVE OFFICER
KRISTIN DANGERFIELD

DIRECTOR OF REGULATION
LEAH KOSOKOWSKY

219 Kennedy Street
Winnipeg, Manitoba
R3C 1S8

Telephone: 204-942-5571
Fax: 204-956-0624

www.lawsociety.mb.ca



CPD Calendar of Events 2017

Upcoming Programs

June 23	9:00 am to 4:30 pm
Northern Bar Annual CPD	
August 11	9:00 am to 12 noon
Central Bar CPD	
September 26	9:00 am to 12 noon
Winnipeg ~ Hot Topics in Wills and Estates	
October 4	1:00 pm to 4:00 pm
Brandon ~ Hot Topics in Wills and Estates	
October 14	9:00 am to 4:00 pm
Criminal Defence Advocacy Skills Workshop	
November 3	9:00 am to 4:45 pm
~ NEW Pitblado One Day Only Format ~	
2017 Isaac Pitblado Lectures	
#140Down – Now What?	
The Future of Lawyering is Here	

Save the Date!

September 8
Western Bar CPD

October 18
New Requirements for the
Licence Suspension Appeal Board

October 31
For the Sake of the Children....for Lawyers

November 9
Costs in Estate Litigation

November 24
Child Protection CPD

Summer Replays

July 2017

***Catch up on your CPD hours with
summer replays beginning next month
July 10 - 28***

*Programs includes Popular Past Sold Out Programs
from a variety of Practice Areas:*

Ethics, Professional Responsibility & Practice Management

*Ethics Primer for In-House Counsel
Plain Language Communication*

You are Not Alone:
The Lawyer's Guide to Dealing with Anxiety

Family Law

*Manitoba's New Child Protection Model
2017 Annual Joint Family Law Program*

Hot Issues in Spousal Support:
Revised User's Guide to the SSAG

Real Property

*10th Annual Hot Topics In Real Estate
Land Titles eForms 101
Mortgage Sale and Foreclosure*

Wills & Estates

*Hot Topics in Wills and Estates
Estate Litigation and Administration
Family Trust Tips and Traps
**Wills that Work: Practical and Proficient Drafting
And Much More!***

Click here for the replay registration form