

April 13, 2021

The Six-Minute Criminal Lawyer 2021

CO-CHAIRS: **The Honourable Michelle Fuerst**, *Superior Court of Justice*

Robin Flumerfelt, *Ministry of the Attorney General*

Nader Hasan, *Stockwoods LLP*

April 24, 2021

9:00 a.m. to 1:00 p.m.

**Total CPD Hours = 3 h + 30 m Substantive + 15 m Professionalism ^P + 15 m EDI
Professionalism ^e**

Law Society of Ontario

SKU CLE21-00408

Agenda

9:00 a.m. – 9:06 a.m.

Welcome and Opening Remarks

The Honourable Michelle Fuerst, Superior Court of Justice

Robin Flumerfelt, Ministry of the Attorney General

Nader Hasan, Stockwoods LLP

9:06 a.m. – 9:13 a.m.


Racial Profiling (7 minutes ^e)

Faisal Mirza, Mirza, Kwok LLP

- 9:13 a.m. – 9:21 a.m.** **Creative Approaches to Sentencing**
Stephen Aylward, *Stockwoods LLP*
- 9:21 a.m. – 9:28 a.m.** **Jury Selection Issues: *Chouhan* and its Aftermath**
Janani Shanmuganathan, *Goddard Shanmuganathan LLP*
- 9:28 a.m. – 9:35 a.m.** **Ontario Court of Justice Bail Protocol**
Elizabeth Moore, Counsel, *Ontario Court of Justice*
- 9:35 a.m. – 9:42 a.m.** **Question and Answer Session**
- 9:42 a.m. – 9:49 a.m.** **Update on s.24(2)**
Steven Penney, Professor, Faculty of Law,
University of Alberta
- 9:49 a.m. – 9:56 a.m.** **Cell Phone Search and Seizure Update**
Scott Hutchison, *Henein Hutchison LLP*
- 9:56 a.m. – 10:03 a.m.** **Step 6 *Garofoli* Procedure**
Frank Au, Crown Counsel, Crown Law Office - Criminal,
Ministry of the Attorney General
- 10:03 a.m. – 10:10 a.m.** **Impact of the Pandemic on the Determination of Delay
under s.11(b)**
Danielle Robitaille, *Henein Hutchison LLP*
- 10:10 a.m. – 10:15 a.m.** **Question and Answer Session**

10:15 a.m. – 10:25 a.m.	Break
10:25 a.m. – 10:32 a.m.	Jury Charge Issues: Is <i>W.D.</i> Still Good Enough? The Honourable David Watt <i>Court of Appeal for Ontario</i>
10:32 a.m. – 10:39 a.m.	Jury Charge Issues The Honourable David Watt <i>Court of Appeal for Ontario</i>
10:39 a.m. – 10:46 a.m.	Expert Evidence The Honourable Jocelyn Speyer <i>Superior Court of Justice</i>
10:46 a.m. – 10:52 a.m.	Question and Answer Session
10:52 a.m. – 11:00 a.m.	Dispelling Sexual Assault Myths (8 minutes 🕒) Lisa Dufraimont, Associate Professor Osgoode Hall Law School, <i>York University</i>
11:00 a.m. – 11:07 a.m.	Point-Counterpoint on Private Records in Sexual Assault Cases Meaghan Cunningham, Assistant Crown Attorney Human Trafficking Prosecution Team, East Region Lead <i>Ministry of the Attorney General</i>
11:07 a.m. – 11:14 a.m.	Point-Counterpoint on Private Records in Sexual Assault Cases Megan Savard, <i>Savard Foy LLP</i>

11:14 a.m. – 11:20 a.m.	Question and Answer Session
11:20 a.m. – 11:27 a.m.	Prior Consistent Statements Howard Krongold, C.S., <i>Abergel Goldstein & Partners LLP</i>
11:27 a.m. – 11:34 a.m.	Examination Errors The Honourable Lori Anne Thomas <i>Ontario Court of Justice</i>
11:34 a.m. – 11:41 a.m.	Assessing Credibility The Honourable Susan Magotiaux, <i>Ontario Court of Justice</i>
11:41 a.m. – 11:48 a.m.	Prior Discreditable Conduct Mabel Lai, Crown Counsel, Crown Law Office - Criminal, <i>Ministry of the Attorney General</i>
11:48 a.m. – 11:55 p.m.	Question and Answer Session
11:55 p.m. – 12:05 p.m.	Break
12:05 p.m. – 12:12 p.m.	Self-Defence Breana Vandebek, <i>Gorham Vandebek LLP</i>
12:12 p.m. – 12:19 p.m.	Entrapment Katie Doherty, Crown Counsel, Crown Law Office - Criminal, <i>Ministry of the Attorney General</i>

12:19 p.m. – 12:26 p.m.	Third Party Suspects Michael Lacy, <i>Brauti, Thorning LLP</i>
12:26 p.m. – 12:33 p.m.	Question and Answer
12:33 p.m. – 12:40 p.m.	Looking Ahead: What is Coming Down the Pike? Stephanie Di Giuseppe, <i>Ruby Shiller Enenajor Di Giuseppe</i>
12:40 p.m. – 12:48 p.m.	Ethical Issues (8 minutes ) Susan Kyle, Assistant Deputy Attorney General <i>Ministry of the Attorney General</i>
12:48 p.m. – 12:55 p.m.	Ethical Issues (7 minutes ) Philip Campbell, <i>Lockyer Campbell Posner</i>
12:55 p.m. – 1:00 p.m.	Question and Answer Session
1:00 p.m.	Program Ends