

3rd Motor Vehicle Litigation Summit

CO-CHAIRS: **Susan Gunter**, *Dutton Brock LLP*

Adam Wagman, C.S., *Howie, Sacks & Henry LLP*

August 20 – 21, 2020

**Total CPD Hours = 10 h 15 m Substantive + 2 h 20 m Professionalism ^P
+ 40 m EDI Professionalism ^E**

**Pre-Recorded Webcast
Law Society of Ontario
Toronto, ON**

SKU CLE20-00811



Agenda

DAY ONE:

4 min

Welcome and Opening Remarks

Susan Gunter, Dutton Brock LLP

Adam Wagman, C.S., Howie, Sacks & Henry LLP

35 min

Ethical Advocacy in Motor Vehicle Mediation (25 m ^P)

Roger Oatley, Oatley Vigmond LLP

Paul Torrie, Global Resolutions Inc.

20 min

**The New Era of Crown Liability:
Crown Liability and Proceedings Act
Replaces *Proceedings Against the Crown Act***

Pino Cianfarani, C.S., *Lerners LLP*

45 min

**The New Financial Services Regulatory Authority (FRSA) of
Ontario: The Impact for Auto Insurance Regulation**

Jordan Solway, Executive Vice President, Legal and Enforcement
Financial Services Regulatory Authority (FRSA)

45 min

**The War on Cars Panel: Litigating Cases of Road Violence
Involving Vulnerable Road Users in a Changing Environment**

Moderator: Patrick Brown, C.S., *McLeish Orlando LLP*

Panellists: Nancy Smith Lea, Director
The Centre for Active Transportation, *Clean Air Partnership*

Robert Traves, *Borden Ladner Gervais LLP*

10 min

Coffee and Networking Break

35 min

**Simplified Procedure Rule 76 Changes:
Time to Put on Your Gown! (10 m )**

Rabeena Mussalin, *Thompson, Tooze, McLean & Elkin*

Anandi Naipaul, *Ross & McBride LLP*

40 min

Commercial Host Liability and 2019 Changes to Smart Serve

Daniel Reisler, C.S., *Reisler Law Professional Corporation*

25 min **Litigating Against the Motor Vehicle Accident Claims Fund:
April 2019 Changes, Ministry of Government and
Consumer Services Changes to Regime**

Sharon Warden, *Warden Wright LLP*

30 min **Lunch**

Cannabis Superpanel: Liability and Regulatory Issues

25 min **Cannabis: Liability Issues**

Caryma Sa'd, *[s]advocacy*

20 min **Cannabis: Damages Issues**

Moderator: Jennifer Hoffman, *Hoffman Law Professional Corporation*

Panellists: Tania Harris, Law Clerk, *Howie, Sacks & Henry LLP*

Kadey B.J. Schultz, *Schultz Frost LLP*

30 min **Admission of Liability: Why, When & How**

Chris Blom, C.S., *Miller Thomson LLP*

10 min **Coffee and Networking Break**

40 min **Artificial Intelligence and Practicing Law:
What Does the Future Hold for Motor Vehicle Litigators?**

(30 m )

Professor Benjamin Alarie, *University of Toronto*

Ian Hu, *Carroll Heyd Chown LLP*

25 min

Auto Insurance for Automated Vehicles: What Do They Mean for Insurance and Personal Injury Litigators?

Paul Kovacs, Executive Director, *Institute for Catastrophic Loss Reduction (ICLR)*, Adjunct Research Professor, Economics
University of Western Ontario

25 min

SABS Case Law Update

Erin Murray, *Oatley Vigmond LLP*

1 min

Closing Comments & End of Day One

Susan Gunter, *Dutton Brock LLP*

Adam Wagman, C.S., *Howie, Sacks & Henry LLP*

DAY TWO:

1 min

Welcome and Opening Remarks

Susan Gunter, *Dutton Brock LLP*


Adam Wagman, C.S., *Howie, Sacks & Henry LLP*

25 min

Limitation Periods: Developments (10 m )


Jayashree Goswami, *Intact Insurance Company*

30 min

**The Role of Litigation Funders:
After the Event Insurance and Litigation Loans –
How Are They Affecting Motor Vehicle Litigation? (5 m )**

Roger Chown, *Carroll Heyd Chown LLP*

Erica Lamont, *Lamont Law*

- 40 min** **The View from the Bench –
Proportionality in Costs Assessments** (20 m )
- Maia Bent, C.S., *Lerners LLP*
- The Honourable Mark Edwards, *Superior Court of Justice*
- 15 min** **Consent to Possess a Vehicle and Apportionment of
Liability among Unprotected Defendants:
The Supreme Court of Canada’s Decision in *Rankin’s Garage***
- Jiku Elamathail, *Benson Percival Brown LLP*
- 15 min** **Coffee and Networking Break**
- 20 min** **Void No More: A Case Comment on *Merino v. ING***
- Douglas Wallace, C.S., *Wallace Smith LLP*
- 20 min** **OPCF44R – How Does the Family Protection Endorsement
Work for Underinsured Motorist Coverage?**
- Penny Georgoudis, *Beard Winter LLP*
- 25 min** **Offers to Settle in Motor Vehicle Cases: What Is a Rule 49 Offer?**
- Sophia Chaudri, *Flaherty McCarthy LLP*
- Meghan Hull Jacquin, *Howie Sacks & Henry LLP*
- 20 min** **Jurisdiction, a Case Study of *Vahle v Global*, and some ‘What If’s’**
- Larry Reimer, *Blaney McMurtry LLP*

25 min **Surveillance – What Does New Case Law Require in Order to Use Surveillance at Trial?**

Chad Leddy, Dutton Brock LLP

40 min **Critical Race Practice: Clients, Lawyers, Experts, and Courts**
(40 m **e**)

Atrisha Lewis, McCarthy Tétrault LLP

40 min **Stressed? You Are Not Alone – Tips for Litigators** (40 m **P**)

Doron Gold, Staff Clinician, Homewood Health

40 min **The Impact of COVID-19**

Susan Gunter, Dutton Brock LLP

Adam Wagman, C.S., Howie, Sacks & Henry LLP

4 min **Closing Comments & Program Ends**

Susan Gunter, Dutton Brock LLP

Adam Wagman, C.S., Howie, Sacks & Henry LLP