

Conference Registration

OTLA 2010 Spring Conference - Thursday, May 27th to Friday, May 28th, 2010
The Westin Prince, 900 York Mills Road, Toronto, Ontario

How to Register:

Mail or fax the completed Registration Form (**one form per registrant**), accompanied by payment to the Ontario Trial Lawyers Association, 4190 South Service Road, Suite 200, Burlington, ON L7L 4X5. (Telephone 1-905-639-6852, Facsimile 1-905-639-3100) A confirmation will be e-mailed or faxed to you. (G.S.T. #R129967998)

Name _____

Firm _____

Street Address _____

City _____ Province/Postal Code _____

Telephone _____ Facsimile _____

E-mail: _____

CONFERENCE REGISTRATION FEES FOR OTLA MEMBERS (GST Included)

	<u>DAY I (May 27)</u>	<u>DAY II (May 28)</u>	<u>BOTH DAYS</u>	
2005 call or earlier:	<input type="checkbox"/> \$600.00	<input type="checkbox"/> \$250.00	<input type="checkbox"/> \$825.00	_____
2006 & 2007 call:	<input type="checkbox"/> \$500.00	<input type="checkbox"/> \$200.00	<input type="checkbox"/> \$675.00	_____
2008, 2009 & 2010 call:	<input type="checkbox"/> \$425.00	<input type="checkbox"/> \$150.00	<input type="checkbox"/> \$550.00	_____
Articling Students	<input type="checkbox"/> \$200.00	<input type="checkbox"/> \$100.00	<input type="checkbox"/> \$275.00	_____
Law Clerks:	<input type="checkbox"/> \$200.00	<input type="checkbox"/> \$100.00	<input type="checkbox"/> \$275.00	_____
Law Students:			<input type="checkbox"/> \$ 50.00	_____

Attendees will receive materials on CD Rom.

Bound copies are an additional cost. I wish to purchase a bound copy. \$150.00 _____
Your materials will then be provided to you at the conference.

OTLA Access to Justice fund is crucial in fighting to protect your client's rights - help by contributing today

Not attending? Orders for materials, please contact jhames@otla.com **Total:** _____

Method of payment: Cheque VISA Mastercard AMEX

Credit Card#: _____ Signature: _____

Expiry Date: _____ Card Holder: _____

ACCOMMODATIONS: The Westin Prince, Toronto Standard (Single/Double): \$173.00
For Reservations: 1 (416) 444-2511

By staying at The Westin Prince, you can help OTLA defray meeting costs.
We appreciate your continued support.

Please reserve no later than **April 26, 2010** to avoid disappointment.

After that date the hotel will release the rooms currently held for our conference and rooms will be subject to availability.

2010 Spring Conference

Chairs:

Barbara Legate, Bruce Hillyer, Tom Connolly and Stephen Firestone

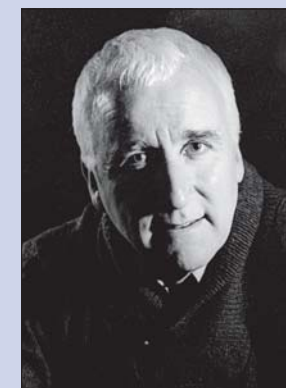
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Building the Insurance Bible: Everything You Need to Know But Are Afraid to Ask



Dermot Nolan
Keynote Speaker

Dermot Nolan is a Past President and founding Director of OTLA – and the founder and first editor of its Journal, *The Litigator*. He has championed “the little guy” in the vanguard of the struggle for victims’ rights for over 35 years – as a respected leader of his profession, a skilled and outspoken advocate and a compelling public speaker. He is a passionate community activist who spearheaded the formation of the legendary citizens’ action movement known as *PAIN (People Against the Insurance Nightmare)*, and, under the direct tutelage of Ralph Nader, relentlessly challenged the “tort *deform*” initiatives of successive governments which have been consistently co-opted by the insurance industry. A former professional actor with the Stratford Shakespearean Festival, he has come to understand who are the real “bad actors” in the ongoing auto insurance saga.

Thursday, May 27th and Friday, May 28th, 2010
The Westin Prince, Toronto

Thursday, May 27, 2010

7:30 am Registration and Continental Breakfast

8:30 am  *Litigation at Sunrise*

OHIP Subrogation: The New Policies and Procedures You Need to Know

Absolute Liability: Forcing Payment –

Minimum Limits – Insurer as Statutory Third Party

Laudon v. Roberts: Implications for Mary Carter & Perring Agreements

Paxton & Leibig: Does Birth Trauma Continue as a Cause of Action?

Preparation of Expert Reports – A New Guideline

Debbie Mason, Ministry of Health
and Long Term Care

Jarvis Scott, Hughes Amys LLP
Joni Dobson, Legate & Associates
Richard Halpern, Thomson Rogers
Caroline Failes, Perley-Robertson Hill &
McDougall LLP

9:45 am Refreshment Break sponsored by Artery Studios

LTD Policies

10:15 am Coverage Denial: Misrepresentation, Non-Disclosure,
Material Change and Fraud

10:35 am Implications of Termination Due to Disability

10:55 am Collateral Benefits - Protected & Non Protected-Defendants

Peter Braund, Borden Ladner Gervais

Doug Bryce, Siskinds
Steven Rastin, Rastin & Associates

11:10 am **Keynote:** *Dances with Wolves (No Fault: Whose Fault?)*

Dermot Nolan, Nolan Law Offices

12:00 pm Lunch Break sponsored by Rich Rotstein

Auto Policies

1:30 pm Refusal to Settle Within Limits: Setting Up the Bad Faith Claim

1:50 pm Loss Transfer Issues

2:10 pm LTD: Tax and deductibility implications of Cashing Out

2:30 pm Family Protection Endorsement: OCF 44 Updated

2:50 pm Standard Auto Policy

Tom Connolly, Connolly Obagi LLP
Pascale Daigneault, Fleck & Daigneault
Jim Vigmond, Oatley Vigmond LLP
David Williams, Harrison Pensa
Laura Hillyer, Martin Hillyer

3:10 pm Refreshment Break sponsored by Artery Studios

Commercial & Homeowners Policies

3:40 pm Limitations – Contract, Occurrence & Claims made Policies

4:00 pm Coverage, Exclusions & Limitations on Recovery & Costs

4:20 pm Historical Abuse: Finding Coverage and Recovery for

Punitive/Aggravated Damages

4:40 pm Causation & Triggers of Coverage under GCL Policies

Ian Stauffer, Tierney Stauffer LLP
Michael Winward, Mackesy Smye LLP
Susan Vella, Rochon Genova

TBA

5:00 pm President's Reception - Platinum Sponsor Award

Prince Ballroom Foyer

5:15 pm New Lawyers Division Reception

Thursday, May 27, 2010 - Concurrent Program

Law Clerks Program

1:30 pm Revelations of Pre-existing Injuries and Other Bombs at Discovery -
How to Save the Claim

1:50 pm Pushing the Envelope - How to Get Around
the Limitation and Arguing Discoverability

2:10 pm WSIB and MVA Interplay

2:30 pm Clawbacks - How to Deal with OW, ODSP and EI

Sharon Smiley, Legate & Associates

Kevin Doan, Carranza Barristers & Solicitors
Michelle Zare, Zare Paralegal Services

TBA

OTLA Section Meetings Schedule

Thursday, May 27, 2010

7:00 am Law Clerks Workshop - Part 1 SABs for Beginners

12:00 pm Long Term Disability Section Luncheon

12:00 pm Mass Torts Luncheon

12:00 pm Medical Malpractice Section Luncheon

12:00 pm New Lawyers Division Luncheon
Featured Speaker - Madam Justice Leitch - Advocacy Skills in Motions Court

12:00 pm Law Clerks Luncheon

12:00 pm Womens Caucus Luncheon

Friday, May 28, 2010

8:00 am Annual General Meeting

Friday, May 28, 2010

7:30 am Registration and Continental Breakfast

8:30 am  *Litigation at Sunrise*

Uninsured and underinsured – Implications of *Huevelman* and *Loftus*
Discovery Plans
Social Networking: Impact on Strategy and Production
Housekeeping Efficiencies Claims
Cross Border Coverage
Negligence Act: Joint and Several Liability:
Impact on Insurance and Apportionment

John McCarthy, Will Barristers
Sean Mackintosh, Legate & Associates
Catherine Wilde, Fleck & Daigneault
Richard Bogoroch, Bogoroch & Assoc.
David Hayward, Martin Hillyer

Andrew Murray, Lerner LLP

9:50 am Refreshment Break sponsored by Artery Studios

10:20 am Subrogated Claims – Contractual Obligations Limiting Claims

10:40 am Duty to Defend

James Scarfone, Scarfone Hawkins LLP
Juliet Knapton, Connolly Obagi LLP

WSIB Claims

11:00 am When is the Right to Sue Taken Away - MVA and Non-MVA Claims

- ◆ Elections - When and How
- ◆ Recovery under the Act - What's Available
- ◆ Settlements
- ◆ Accident Benefit Implications

Robert McGill, McGill Law Firm

11:20 am The New Auto Regs-The Sky is Not Falling

Stephen Firestone, Lackman Firestone
Charles Gluckstein Gluckstein & Assoc