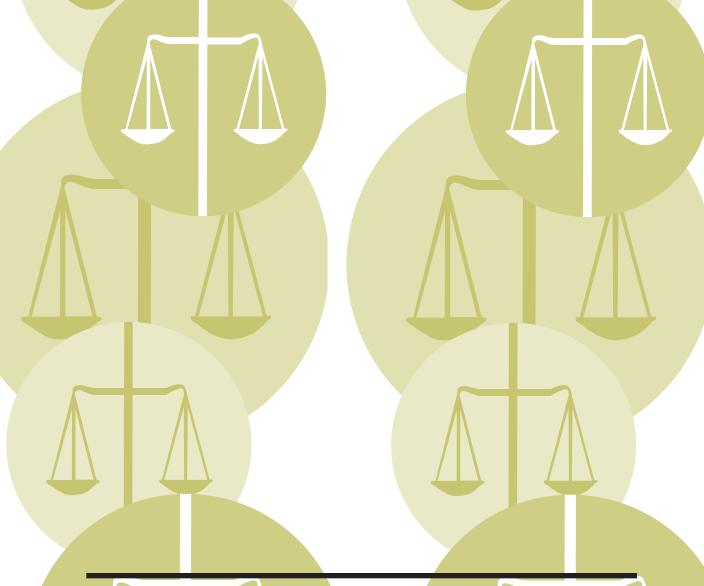
# MANITOBA BAR ASSOCIATION ASSOCIATION DU BARREAU DU MANITOBA

A branch of the Canadian Bar Association

Division manitobaine de l'Association du Barreau canadien



2005 ANNUAL REPORT RAPPORT ANNUEL

# Executive Committee 2004-2005

# Elected Council 2004-2005

# WINNIPEG JUDICIAL DISTRICT

Joelle Aylward

Derek Booth

Vince Bueti

Karen Clearwater

Robert Dawson

Barry Effler

Allan Foran

Antoine Hacault

Joan Holmstrom

Randall Horton

Sarah Inness

David Jackson

Anthony Kavanagh

Christina Kopynsky, Q.C.

Michael Law

William Malcolm

Ken Mandzuik

Sandra Phillips

Jacqueline St. Hill

Dean Scaletta

Priti Shah

Barbara Shields

Barry Sinder

John Stefaniuk

Grant Stefanson

Josh Weinstein

Ken Zaifman

# **MLSA** Representative

Krista Piché

# **CPLED Student Representative**

Erika Ammann

# **CENTRAL JUDICIAL DISTRICT**

Diane Stevenson

Avaline Widmer-Thrush

# **EASTERN JUDICIAL DISTRICT**

Jon van der Krabben

# WESTERN JUDICIAL DISTRICT

Scott Abel

Richard Lonstrup

Norman Sims, Q.C.

Wendy Stewart

# NORTHERN JUDICIAL DISTRICT

Annette Horst

### DAUPHIN JUDICIAL DISTRICT

Therese Koturbash

# **STAFF**

Executive Director - Stacy Nagle

Executive Assistant - Melissa Morier

Law Student - Elona McGifford

# Special Thanks to MBA Organizers

Nos bénévoles sont toujours au cœur de nos activités et leurs efforts sont grandement appréciés. Where would we be without our volunteers? A special THANK YOU to everyone who has made and continues to make things happen for the MBA. They are too numerous to mention but they include the following individuals:

### Bar Bonspiel

Rob Zaparniuk, Tournament Organizer

### **CBA Companies – Manitoba Representatives**

Canadian Bar Insurance Association: Chrys Pappas, Q.C. (President) Jeffrey Harris

## **CBA Standing Committee Members -**Manitoba Representatives

- Continuing Legal Education Karen Wittman
- Eauality
- David Matas Law Day
- Trina McFadyen, Chair
  - Leaal Aid
- Therese Koturbash, Member-at-Large Membership
- - Antoine Hacault, Vice-Chair
- Pro Bono
  - John Jones, Chair
- Supreme Court of Canada Liaison Committee Wayne Onchulenko

# Francophone Affairs Committee

Antoine Hacault, Chairperson

### Future of Law in Manitoba Committee

John Stefaniuk, Chairperson

Maryel Addison John Barr

Ted Bock Allan Fineblit, Q.C. Peter Davey **Duncan Fraser** 

Debra Giesbrecht Assoc. Dean Cam Harvey

Brian Kaplan Rob Kozak Keith Labossiere Rick Literovich Colin MacArthur, Q.C. Jacqueline St. Hill Brenda Silver Dean Harvey Secter Nicole Simoneau Grant Stefanson

Michael Walker

# Law Day Organizing Committee

Trina McFadyen, Co-Chairperson Peter Drazic, Co-Chairperson

Kim Antonio Debbie Baker Maxym Choptiany Paulette Desaulniers

Karen Fulham Beth Olson Karine Pelletier Nalini Reddy Carol Lynn Schafer Mary Troszko Lynda Troup Kelly Wilson

# Lawyers on Track

Antoine Hacault, Chairperson

# **Lawyers Professional Assistance** (Lawyers Helping Lawyers)

Myfanwy Bowman, Chairperson

# Manitoba Law Foundation **MBA Board Representative**

Shawn Hughes to October 2004 Barbara Shields as of November 2004

### Manitoba Law School Foundation Board

Wayne Onchulenko Veronica Jackson

### MTC/MBA Joint Production - Cabaret Cast

Kim Antonio	Fritzie (Kit Kat Girl)
Gail Asper	Fraulein Kost
Vic Bargen	Ensemble
Anne Bolton	Lotte (The Band)
Krista Boryskavich	Prostitute #1
Lawrie Cherniack	
Paul Cooper	Ernst Ludwig
Kirsty Elgert	Frenchie (Kit Kat Girl)
Scott Farlinger	Max
Cynthia Hiebert-Simkin	Fraulein Schneider
Jamie Jurczak	Helga (Kit Kat Girl)
Anne Gregory	Heidi (The Band)
Mark Kantor	Bobby (Kit Kat Boy)
Catherine Kelly	
Allison Kindle	
Bryan Klein	Herr Schultz
Lori LaBine	
Rachel Margolis	
Howard Nerman	
Gerry S. Posner	
Dean Richert	
Ronan Reinart	
Darcia Senft	
Priti Shah	
Barb Shields	
Mark Toews	
Richard Yaffe	Emcee

### **Mid-Winter Conference Committee**

Ken Mandzuik, Co-Chair Josh Weinstein, Co-Chair

Melanie Bueckert

JJ Burnell

Karen Clearwater Lisa Cupples Jason Hamilton Annette Horst Erin Keedian Curran McNicol Nicole Merrick Karen Wittman John Stefaniuk

## No-Fault Automobile Insurance Committee

Robert Dawson, Chairperson

### Pitblado Lectures

Priti Shah, MBA Liaison

### Court of Queen's Bench & Bar Liaison Committee

The Honourable Mr. Justice Robert Carr, Chairperson

## **Provincial Bench & Bar Liaison Committee**

The Honourable Judge Ron Meyers, Chairperson

# PRESIDENT'S REPORT



Veronica Jackson

This has been a very busy, and productive, year for the Manitoba Bar Association. When I stepped into the role of President in August 2004, the RST on legal fees had just been introduced, amendments to the Legal Aid legislation were imminent and our organization needed to develop a long term strategic plan.

The MBA prepared and submitted a written presentation to the Standing

Committee dealing with Bill 47 (amendments to the Legal Aid legislation) and made an oral presentation to the Committee as well. In addition to my submission on behalf of the MBA, the MBA also coordinated presentations by several other members of the legal profession. The effect was a strong, united and cohesive message to government. Adequate provision of Legal Aid in this province, not only in the criminal and family realms, but also in the area of civil matters, is critical for our justice system to function properly. It is an issue that many of us in the legal profession feel strongly about and I was very pleased to have had the opportunity to speak on behalf of the MBA about this essential service.

The MBA's written presentation was e-mailed to all members the day after the Committee met as a means of communicating with our membership about the work the MBA was doing on this important issue. The MBA also worked to strategically get its message out to the media, resulting in a number of inquiries from both print and radio reporters, two separate live interviews on CJOB, an interview with CBC French Television (CBWFT) and several interviews with The Winnipeg Free Press, The Winnipeg Sun and The Lawyers Weekly. To round out the MBA's media

work our CBA President, Susan McGrath, and I co-authored an OP-ED piece which was published in the November 20, 2004, edition of The Winnipeg Free Press. The MBA's message was clear, strong and heard.

Over the past year, I had the extreme privilege to be the MBA's representative on two Provincial Court Nominating Committees. From the work product of those Committees, The Honourable Minister of Justice and Attorney General for Manitoba, Gord Mackintosh, appointed three new Provincial Court Judges: Christine Harapiak in Dauphin, and Ken Champagne and Kelly Moar in Winnipeg. Another appointment is anticipated either late this year or early next. I am confident that these three members of our legal community have bright futures ahead of them and will serve the profession and the broader community very well as Provincial Court Judges.

The other project that took a lot of effort on the part of many people is the MBA's new Long Term Strategic Plan. This plan has been carefully crafted and is aimed at providing our members with even greater membership value and benefits. There is something for everyone, whether you practice as part of a large universal firm, or are a sole practitioner in rural or northern Manitoba, or practice as in-house counsel or within the public sector. The Plan is ambitious but the action items have been realistically scheduled over the next three years. The result will be an even more dynamic organization that reflects and responds to the needs of the legal community of our province with even areater relevance.

It has been a true pleasure for me to serve as the President of the Manitoba Bar Association. Next year it will be my pleasure to serve as the MBA representative on the CBA Board of Directors. I look forward to being able to continue to serve our great organization and our dedicated profession in this new role.

John Stefaniuk

# **VICE-PRESIDENT'S REPORT**

2004/2005 saw some earlier initiatives come to fruition. It also saw the continuation of several ongoing projects and activities.

Sections, the lifeblood of the MBA, continued to remain active and vibrant. Section activity is one of the most tangible benefits of MBA membership and the activities organized by Section Chairs and their members are to be commended.

In February, 2005, the system of

"connecting points" was implemented for the placement and recruitment of prospective articling students. The system, which features three connecting points, one in each of February, June and October, was developed with the input of the MBA, The Law Society of Manitoba, The Manitoba Law Students Association and prospective employers. The February connecting point saw

considerable activity, however anticipated recruitment by smaller and rural firms in June did not materialize as expected. The entire process will be reviewed with input from the above constituents following the October, 2005, connecting point.

Perhaps the most enjoyable duty that I performed in my role as Vice-President was filling in for our President, Veronica Jackson, at the swearing in of Madam Justices Lori Spivak and Lori Douglas. Knowing the two appointees made the occasion all the more memorable for me.

The MBA continues to make representations to the Province of Manitoba (in particular, the Manitoba Department of Finance) in relation to the exemption of registered retirement savings plans from seizure by creditors. Special thanks go to David Jackson and Ken Mandzuik of the Bankruptcy and Insolvency Section for their valuable input. The CBA, through President Susan McGrath, has written to the government in support of our position.

Antoine Hacault

# MEMBERSHIP/MEMBER SERVICES REPORT

Thank you to every one who made my position such a rewarding one for my final year as your Branch Membership Chairperson - merci. As of August 31, 2005 Manitoba paid membership was 1,179 which represents an increase of 1.1% from the same time last year.

**CBA National** - In 2004/2005, I was elected as the Vice-Chair of the CBA Membership Committee. In 2006/2007, I will assume the position of Chair of this CBA National Committee for a 2 year

period. As Vice-Chair of the CBA Membership Committee, I attend meetings of the CBA National Sections Executive where National policy issues are discussed and implemented. A National report has been issued on the future of the CBA. Nos membres ont participé dans l'élaboration de ce rapport. I also attend the National meetings of the Chairs of each of the Branch membership representatives. One of the big issues which arose at a National level was a recommended annual increase in fees. In accordance with the direction received from the MBA Council, your branch representatives voted against the increase at the P.E.I. Mid-Winter meeting. However the resolution narrowly passed.

The CBA is working on enhancing the services for universal membership firms irrespective of the size of those firms. Another initiative is enhancing off-site participation in national CLE programs which are usually held in Central Canada. Power point presentations for the CLEs are made available on the internet and participation in the presentation is available via telephone. Accessibility to all members regardless of their location is a priority for the CBA and the MBA. I have encouraged the Chairs of the Real Property, Family, Criminal, Real Property, Civil Litigation and Wills and Estates Sections to plan at least one video conference event for rural locations.

**Students** - The MBA sponsors a luncheon during law school orientation week and also coordinates a mentorship program that matches law students with practising lawyers. The mentorship program hosts two wine and cheese events at which students can meet their mentors. L'ABC a eu des rencontres avec des

représentants des écoles de droit afin de déterminer les priorités des étudiants.

**Judiciary** - We support the independence of the Judiciary and respond against inappropriate attacks in the media. There is an annual visit by the CBA president at which time we ensure that input is gathered with respect to any improvement in the services provided by the CBA and MBA to members of the judiciary. The CBA intervenes on compensation issues. Members of the Judiciary were also recognized in the Volunteer Spotlight column in *Headnotes & Footnotes* for their contributions to the MBA and to the profession. The MBA also provides opportunities for lawyers and the Judiciary to network at the Young Lawyers' Judges Luncheon and at the MBA Mid-Winter Bench and Bar reception.

Lawyers - The MBA currently has 30 active Sections that have meetings and host CLE's throughout the year. Members have the opportunity to network at various other events such as the Mid-Winter, the curling bonspiel and the annual charity golf tournament. The MBA has continued its efforts to enhance the image of lawyers by sending the profits of its golf tournament to the Winnipeg Boys and Girls Clubs and through its annual fundraiser production for the Manitoba Theatre Centre (MTC). Following last year's production, the total amount raised for MTC exceeded half a million dollars.

Both the provincial and federal governments seek input from National and Branch Sections on various issues of legislative reform. The MBA also takes a position at the annual hearings before the Public Utilities Board on Manitoba Public Insurance Corporation nofault legislation. Without a strong Association, the CBA and MBA would not be as effective on legislative reform.

Don't forget to take advantage of preferred rates for investments, life insurance, disability insurance and home insurance. In many instances, the savings are greater than the membership fees. Information with respect to these services and benefits and other services and benefits, can be found at <a href="https://www.cba.org/manitoba">www.cba.org/manitoba</a>.

Dans ma capacité de vice-président des services aux membres de l'ABC, j'espère recevoir vos commentaries et suggestions. I look forward to working with my successor at the Branch level, Michael Law

Anthony Kavanagh

# SECRETARY / TREASURER'S REPORT

I am very pleased to be able to provide with this report, the audited Financial Statements of the Manitoba Bar Association for the fiscal year ended August 31, 2005.

I will point to some highlights for your consideration:

First of all, it ought to be noted that any comparison with last year must bear reference to the 2004 CBA Canadian Legal Conference and Expo.

You will note on the asset perspective that the MBA's investments are up from \$257,243 to \$295,948. Our investment income moved from \$6,849 to \$13,874. It is also important to note that the decision by Council to move approximately

\$75,000 into a Balanced Mutual Fund from a combination of money market funds and other very liquid assets is a change over the previous year.

We continue to run a positive excess of revenue over expenses, up from the previous year of \$38,911 to \$44,230, but it is important to note that the various changes in membership on a national level, and in particular, BC's loss of universal membership has not yet affected us.

All in all, our finances continue to be solid and the treasury prudently maintained on behalf of our members and in accordance with our Association work and objectives.

I want to thank the expert assistance of our Executive Director, Stacy Nagle, our past Secretary-Treasurer, Barry Effler who steered the fiscal ship for 5 years before me, the dedication of your Executive and Council whose collective work provides a calm ocean in which to steer a fiscal ship.

# **COMMUNICATIONS REPORT**



Barry Effler

This year the Executive met to plan for the future and establish priorities. A number of areas for work in the communications and public relations portfolio were identified.

Web-Site: Rebuilding the design and layout of the MBA web-site has been a priority. Robert Dawson created a fresh new design and layout. Robert worked closely with Stacy Nagle and

CBA staff on this new site. At the close of this year we were finalizing details and by the time you read this report the new site will be available. Please take the time to go to the site, you will find it a very worthwhile site to bookmark! Every Section has an area on the web-site. I encourage all Section Executive to post copies of presentation materials and minutes of meetings on the site.

Just Ask: I created a new column in Headnotes & Footnotes called Just Ask. The goal is to create a forum for members to ask questions on practice and procedure issues that will be answered with the aid of the various Sections that deal with that topic area. The first column started in the August/September 2005 issue.

Judicial Appointment Process: On April 15, 2005, a Press Release regarding the quality and independence of the judicial appointment process was issued by President Veronica Jackson.

Law Day: Law Day was held on Sunday, April 17, 2005. This is one of the premier events allowing the MBA to showcase the law and lawyers and was very successful. My congratulations to the organizers and all volunteers.

Cabaret: The Manitoba Theatre Centre and the MBA presented the annual "lawyers" production in April, 2005. This year the show was Cabaret that played to sold out audiences and was an artistic success! Congratulations to everyone in the cast and crew for their dedication and hard work. A billboard promoting the Manitoba Bar Association's involvement with the Manitoba Theatre Centre was displayed in Winnipeg in April, 2005.

National Communications: On the national communications scene, Guy Joubert is the Chair of the CBA National Communications committee.

No year end report is complete without thanking Stacy Nagle and her assistant, Melissa Morier, for their tireless efforts on behalf of our Association. Thank you.

# PAST PRESIDENT'S REPORT



Richard Buchwald

The past year saw the CBA Board of Directors working very closely with the Canadian Corporate Counsel Association to clarify the relationship between our two organizations.

As well, a Committee of the CBA was struck to consider the possibility of having a permanent rotation of Mid-Winter Meeting sites, primarily

in resort areas (i.e. Mont Tremblant, Whistler, Lake Louise, Banff) as well as a small Canadian centre and an off-shore site (ie. Mexico).

The reason for proposing such a rotation was to increase attendance at the Mid-Winter Meetings. It was believed that Canadian resort destinations are far more attractive than non-resort destinations and therefore smaller Canadian centres (i.e. Moncton, Brandon, etc.) would be designate as the site for every 5th Mid-Winter Meeting. As well, it was believed that there is interest in attending on an off-shore location once every six years.

It was concluded that CBA Mid-Winter Meetings would take place in resorts for three consecutive years followed by one small center as follows: Cancun, Mexico
Mount Tremblant, Quebec
Yellowknife, NWT
Resort to be named
Resort to be named
Resort to be named
Small center

At the CBA Council meeting in Charlottetown, the Resolution to increase membership fees was hotly contested. There was considered a need to increase fees in order to be able to deliver the services that members expect. The Resolution passed by a vote of 50 - 48.

There was an attempt to have the issue re-considered at the meeting of CBA Council in Vancouver in August 2005. After much passionate debate, the Resolution to re-consider the membership fee increase was defeated.

This year also saw in June 2005 the launch of the much anticipated Legal Aid Test Case. The case has been launched in B.C. The CBA is funding 63.25% of the cost of this case over three years, while the branches are funding the remaining 36.75% over that same period. Manitoba's share of this cost if \$6,431.00 (\$2,143.00 per year).

All in all, it was a very busy year for the Board of Directors. From what I have seen, the CBA is well-positioned for the future.

# **EXECUTIVE DIRECTOR'S REPORT**

So much of the enormous volume of work that is undertaken each year by the Branch is in large part done through volunteers. The dedication and commitment of all the MBA volunteers continues to impress me. One of the reasons I love my job is because of the great people I get to work with. In this my third annual report (where does the time go?), I am pleased to say that the MBA continues to provide exceptional services to its members. Allow me to outline some of the Branch's accomplishments not already mentioned in the other reports.

- Ten issues of the branch newsletter, Headnotes & Footnotes, were published in 2004/2005.
- A total of 1,800 copies of the 2005 Legal Directory & Day Planner were ordered and distributed.
- Weekly court decisions were distributed to subscribing firms.
- In 2004/2005 a total of 1,776 members attended 87 Section meetings. The branch currently now has 30 active Sections with the addition of International Law Section in 2004/2005.
- The Ad Hoc Committee of MBA Past-Presidents met on November 2, 2004 to discuss various issues and make a recommendation regarding the Distinguished Service Award recipient.
- The 2005 Mid-Winter which was held on January 27 29, 2005 featured 6 CLEs: The 15 Minute Lawyer, Securities Litigation, New Developments in Labour Law: Conduct During an Organizing Drive, E-Commerce, E-Business, On-line Sales World Wide Web or Wild Wild West: Sometimes It's Up to You, Marketing & Networking for Associates: A Crash Course and Soft Packages ... Hard Cases (R v. Mann). In addition, Simon Potter spoke on Law Office Searches at the Plenary Session. The 2005 MBA Distinguished Service Award was presented to The Hon, Alfred Monnin.
- Regular meetings with The Honourable Gord Mackintosh, Minister of Justice and Attorney General for Manitoba were held.
- Fifteen teams participated in the annual MBA Curling Bonspiel that was held on March 4, 2005 at the Granite Curling Club.
- The Honourable Mr. Justice Martin Freedman of the Manitoba Court of Appeal was the keynote speaker for the Young Lawyers' Judges luncheon, that was held on April 21, 2005. Approximately 90 people attended the luncheon that was sponsored by CBIA.
- Over 1,200 members of the public participated in the Winnipeg Law Day that was held on April 17, 2005 at the Winnipeg Law Courts Building. Events included a special sitting of Citizenship Court (including a presentation by the Honourable Reg Alcock, P.C., M.P., President of the Treasury Board and Minister responsible for the Canadian Wheat Board

on the 20th Anniversary of the Charter), tours of the old and new courthouses, numerous exhibits, two legal information panels, six mock trials and a special presentation by the Attorney General and Minister of Justice for Manitoba, Gord Mackintosh, to the Grade 4 and Senior 1 "Celebrate Your Freedom" Poster Contest winners. An open house was also



Stacy Nagle

held at the Brandon Law Courts on Sunday, April 17, 2005. Approximately 35 members of the public participated in tours of the law courts and a general legal information panel discussion.

- The MBA held a Charity Golf Tournament on May 30, 2005.
   Approximately 70 golfers participated in this event. Proceeds from the tournament were provided to the Winnipeg Boys and Girls Clubs.
- Robert Dawson represented the MBA as an intervener at the MPI PUB Rate Application hearing in October 2004 and also represented the MBA as an intervener at the MPI PUB special hearing that examined the issue of loss transfer in May 2005.
- The MBA continues to speak out on the Retail Sales Tax on legal services. On February 11, 2005 the MBA issued a press release regarding the BCSC *Christie* case on RST in that province. The case declared the imposition of the RST on legal fees in BC to be unconstitutional.
- We also continue to lobby the government to enact changes to the Manitoba Corporations Act and to exempt RRSP's from seizure.
- CBA President, Susan McGrath was in Winnipeg meeting with members on November 4, 2004 and January 29, 2005. CBA Executive Director, John Hoyles, also visited Winnipeg on January 29, 2005 with branch Presidents, Ian Kirby (Ontario) and Anne Wallace (Saskatchewan).

I began this report talking about the great volunteers that contribute so much to the Association and I want to end it by saying how thankful I am for having the opportunity to work with some wonderfully dedicated staff. Elona McGifford did an outstanding job researching and assembling the information that was included in the Legal Directory & Day Planner. Paul Heinen, 1st year law student, assisted with researching, writing and editing articles in *Headnotes & Footnotes* in 2004-2005. And last, but certainly not least, Melissa Morier has been with the Association since July 2003 and provides invaluable support to me and our members.

# SECTION CHAIRS 2004-2005

Within brackets, the first figure indicates the number of members enrolled, and the second figure indicates the number of meetings, events or continuing education programs held in 2004/2005.

ABORIGINAL LAW (90; 6)

Michael Jerch, Co-Chair Brad Regehr, Co-Chair

ADMINISTRATIVE LAW (132; 3)

Pamela Reilly, Chair

**ALTERNATIVE DISPUTE RESOLUTION (111; 4)** 

Barry Effler, Chair

BANKRUPTCY & INSOLVENCY LAW (66; 2)

David Jackson, Chair

**BUSINESS LAW** (197; 3)

Bruce King, Chair

**CIVIL LITIGATION** (232; 7)

Grant Stefanson, Chair

**CONSTITUTIONAL/HUMAN RIGHTS** (101; 4)

Lisa Cupples, Chair

**CONSTRUCTION LAW** (88; 5)

Thomas Turner, Chair

CORPORATE (IN-HOUSE) COUNSEL (174; 10)

Dean Scaletta, Chair

**CRIMINAL JUSTICE (98; 3)** 

Josh Weinstein, Co-Chair

Diana Cameron, Co-Chair

**ELDER LAW** (35; 3)

Eric Lister, Q.C., Chair

**ENVIRONMENTAL LAW** (57; 1)

Sheryl Rosenberg, Chair

**EQUALITY ISSUES (66; 6)** 

Sarah Lugtig, Co-Chair

Yvonne Peters, Co-Chair

**FAMILY LAW** (144; 7)

Anu Osborne, Chair

GAY & LESBIAN ISSUES (24; 3)

Tanit Gilliam, Co-Chair

Michael Law, Co-Chair

**GENERAL PRACTITIONERS** (100; 1)

Gary Gilmour, Co-Chair

Victoria Lehman, Co-Chair

**HEALTH LAW** (68; 1)

Helga Van Iderstine, Co-Chair

Wayne Forbes, Co-Chair

**IMMIGRATION LAW** (39; 5)

Baerbel Langner, Chair

**LABOUR LAW** (105; 4)

Ken Dolinsky, Chair

MEDIA & COMMUNICATIONS LAW (44; 1)

Robert Sokalski, Chair

MUNICIPAL LAW (55; 2)

Robert Tyler, Chair

PUBLIC SECTOR LAWYERS (58; 2)

Julie Frederickson, Chair

**REAL PROPERTY** (163; 5)

Ned Brown, Co-Chair

Kim Joss, Co-Chair

**SECURITIES LAW** (59; 2)

Richmond Bayes, Chair

**TAXATION LAW** (72: 2)

Paul Prendergast, Chair

**TECHNOLOGY & INTELLECTUAL PROPERTY LAW** (67; 5)

Adam Herstein, Chair

TRANSPORTATION LAW (27; 0)

Joseph Barnsley, Chair

WILLS & ESTATE LAW (170; 7)

Peter Glowacki, Co-Chair

Ralph Neuman, Co-Chair

**YOUNG LAWYERS'** (485; 7)

Annette Horst, Chair

**MBA Branch Statistics** 

Members

Sections

1.249

30

Section Membership

3,127

# HONOURS - 2004

### **HONOURS:**

The 2005 MBA Distinguished Service Award Recipient:

The Hon. Alfred Monnin, O.C.

The 2005 Pro Bono Award Recipient:

Professor Karen Busby, Patricia Lane and Grant Mitchell, Q.C.

MBA 2005 Equality Award Recipient:

Patricia Lane

MBA 2005 Council Member Award Recipient:

Robert Dawson



MBA 2005 Headnotes & Footnotes Award Recipient:

Diana Cameron

MBA 2005 Community Service Award Recipient:

Gail Asper

MBA 2005 Section Activity Award Recipient:

Real Property Section, Edward (Ned) Brown and Kimberly Joss, Co-Chairs

MBA 2005 Wild Card Award Recipient:

Jon van der Krabben

# MANITOBA BAR ASSOCIATION /ASSOCIATION DU BARREAU DU MANITOBA

# 2004/2005 SECTION ACTIVITY

Aboriginal Law   November 17, 2004   Aboriginal Low   Undate (joint CLE with Construction Law Section)	2004/2005 SECTION	JN ACIIVIII		
with Construction Low Section) April 8.2 2005 Administrative Low October 92 2004 April 9.2 2004 April 9.2 2004 April 9.2 2004 April 9.2 2005	Aboriginal Law		Constitutional/Human	Rights Law
December 10, 2004 Meeting with the National Abordignal Choir ClE with Client is Legal positions joint CLE with Civil Liligation Section) Game and Taxolition of First Nations (Legal positions plant CLE with Civil Liligation Section) Game and Taxolition of First Nations (Legal positions plant CLE with Clear and the Indiagenous June 22, 2005 General Business Meeting General Business Meeting Requirements for Immigrants Iglant CLE with Equality Busines Section) General Business Meeting Bection of Discourable Passal Section January 12, 2005 General Business Meeting General Business ADR [joint CLE with Decisions] General Business ADR [joint CLE with Business Law, Civil Liligation, Construction Low and Corporate Counsel Sections) Business ADR [joint CLE with Abordigation General Business Meeting General Business Meeti	November 17, 2004		November 17, 2004	
April 2, 2005   First Notion's Legal positions (plant CLE with Call Eligation Section)   April 22, 2005   Cours and the Indigenous General Business Meeting   Administrative Law Colober 29, 2004   April 13, 2005   General Business Meeting   Administrative Law Colober 29, 2004   April 13, 2005   General Business Meeting   Alternative Dispute Resolution January 12, 2005   Morch 22, 2005   Morch	December 10, 2004	Meeting with the National Aboriginal	January 28, 2005	Mid-Winter CLE - Soft
April 22, 2005 More and floxation of Pirst Nations Courts and the Indigenous June 22, 2005 General Business Meeting Administrative Law October 29, 2004 April 13, 2005 Administrative Law October 29, 2004 April 13, 2005 General Business Meeting June 13, 2005 General Business Meeting Mock Construction June 13, 2005 General Business Meeting Mock Construction Administrative Decisions CLE with Construction Administrative Dispute Resolution June 13, 2005 Agril 22, 2005 Agril 22, 2005 Morch 22, 200	April 8, 2005	First Nation's Legal positions (joint		(joint CLE with Criminal Justice
Administrative Law October 29, 2004 April 13, 2005 April 3, 2005 April 3, 2005 Alternative Dispute Resolution Alternative Dispute Resolution Arbitration (joint OLE with Construction Arbitration (joint OLE with Construction Low and Corporate Counsel sections) Amy 6, 2005 Bankruptcy & Insolvency Law Corporate Counsel sections Amor 10, 2005  Business Law Accommodation v. Discrimination Amy 6, 2005  Business Law Company Name Selection (joint CLE with Alternative Dispute Resolution, Construction Low Corporate Counsel and Technology & Intellectual Property Sections) Amy 6, 2005  Business Law Company Name Selection (joint CLE with Alternative Dispute Resolution, Construction Low Corporate Counsel and Technology & Intellectual Property Sections) Amy 6, 2005  Business Law Company Name Selection (joint CLE with Alternative Dispute Resolution, Construction Low Corporate Counsel and Technology & Intellectual Property Sections) Company Name Selection (joint CLE with Alternative Dispute Resolution, Construction Low Corporate Counsel and Technology & Intellectual Property Sections) April 8, 2005  Ap	May 4, 2005	Game and Taxation of First Nations Courts and the Indigenous		Accommodation v. Discrimination (joint CLE with The Law Society of Manitoba)
April 13, 2005  Licensing Requirements for Immigrants (joint CLE with Equality Issues Section)  June 13, 2005  General Susiness Meeting Election of CLE with Susiness Meeting Election of CLE with Construction Arbitration (joint CLE with Construction Law, Corporate Counsel Sections)  Business ADR (joint CLE with Susiness Meeting Electron's CLE with Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Business Law Corporate Counsel and Technology & Intellectual Property Act on Bankruptcy All Property Sections (Susiness Law)  May 6, 2005  Business Law Corporate Contracts and Collective Agreements  Company Name Selection (joint CLE with Alternative Dispute Resolution, May 6, 2005  Business Law Corporate Contracts and Collective Agreements  Company Name Selection (joint CLE with Alternative Dispute Resolution, Corporate Counsel and Technology & Intellectual Property Sections)  Business Law Corporate Counsel and Technology & Intellectual Property Sections (Joint CLE with Alternative Dispute Resolution, Corporate Counsel and Technology & Intellectual Property Sections)  May 11, 2005  Company Name Selection (joint CLE with Alternative Dispute Resolution, Corporate Counsel and Technology & Intellectual Property Sections)  Legal Opinion in Commercial Transactions  Civil Litigation  Corporate Counsel and Technology & Intellectual Property Sections)  April 2, 2005  April 3, 2005  Electronic Documents in Discovery (joint CLE with Aboriginal Law Section)  April 8, 2005  April 8, 2005  Business ADR (joint CLE with Alternative Dispute Resolution, Property Sections)  April 8, 2005  Electronic Documents in Discovery (joint CLE with Aboriginal Law Section)  April 8, 2005  Business Law Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Clear Mich Miner CLE — The 15 Minute Mank Alternative Dispute Resolution, Property Act on Business ADR (joint CLE with Alternative Dispute Resolution, Business ADR (joint CLE with Alternative Dispute Resolution, Business ADR (joint C	Administrative Law	-	June 2, 2005	The "Top 5" Constitutional and Human Rights Cases of 2004/05
April 13, 2005  Licensing Requirements for Immigrants [joint CLE with Equality Issues Section]  June 13, 2005  General Business Meeting Election of Executive  Alternative Dispute Resolution  January 12, 2005  Morch 22, 200			Construction Law	
Alternative Dispute Resolution   Executive   Alternative Dispute Resolution   Great Business Meeting Blection of Executive   Alternative Dispute Resolution   Amount of the Construction Arbitration (joint CLE with Construction Arbitration (joint CLE with Construction Law and Corporate Counsel Sections)   March 22, 2005   Mack Construction Arbitration (joint CLE with Construction Law and Corporate Counsel Sections)   Business ADR (joint CLE with Business Law, Civil Litigation, Construction Law, Corporate Counsel Sections)   Business ADR (joint CLE with Alternative Dispute Resolution, Corporate Counsel Sections)   Amy 6, 2005   General Business Meeting   Corporate (Law Corporate Counsel Sections)   Amy 6, 2005   Common Law Property Act on Bankruptcy & Insolvency Law Common Law Property Act on Bankruptcy & Insolvency Law Common Law Property Act on Bankruptcy & Insolvency Law (Comporate Counsel Alternative Dispute Resolution, Corporate (Law Society of Manitoba)   Alternative Dispute Resolution, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections   April 22, 2005   Corporate Counsel and Technology & Intellectual Property Law Section   April 5, 2005   Electronic Documents in Discovery (joint CLE with Alternative Dispute Resolution on Discovery (joint CLE with Alternative Dispute Resolution)   April 8, 2005   Electronic Documents in Discovery (joint CLE with Alternative Dispute Resolution)   April 8, 2005   Electronic Documents in Discovery (joint CLE with Alternative Dispute Resolution)   April 8, 2005   Electronic Documents in Discovery (joint CLE with Alternative Dispute Resolution)   April 8, 2005   Electronic Documents in Discovery (joint CLE with Alternative Dispute Resolution)   April 8, 2005   Electronic Documents in Discovery (joint CLE with Alternative Dispute Resolution)   April 8, 2005   Electronic Documents in Discovery (joint CLE with Alternative Dispute Resolution)   April 8, 2005   Electronic Documents in Discovery (joint CLE with Alternative Dispute R	April 13, 2005	Immigrants (joint CLE with Equality		Mid-Winter CLE - The 15 Minute
January 12, 2005 March 22, 2005 March 22, 2005 Mock Construction Arbitration (joint CLE with Corporate Coursel Sections)  May 6, 2005 Business ADR (joint CLE with Business Law, Civil Litigation, Construction Low, Corporate Coursel Coursel and Technology & Intellectual Property Sections)  June 24, 2005 General Business Meeting  June 24, 2005 General Business Meeting  June 24, 2005 General Business Meeting  Bankruptcy & Insolvency Law September 22, 2004 September 22, 2004 Collective Agreements March 10, 2005 Common Law Property Act on Bankruptcy  Business Law January 19, 2005  May 6, 2005  Business ADR (joint CLE with Alternative Dispute Resolution, Civil Litigation, Construction Low, Corporate (In-House) Coursel June 1, 2005 Corporate (In-House) Coursel September 30, 2004 November 25, 2004 November 25, 2004 Overview of Employment Process Impact on Bill C-45 on In-House Coursel January 12, 2005 March 16, 2005 March 22, 2005 March 32, 2005 March 22, 2005 March 16, 2005	June 13, 2005	General Business Meeting Election of		Real Property, Taxation Law and Wills & Estates Sections)
March 22, 2005 March 22, 2005 Mock Construction Arbitration (joint CLE with Construction Law and Corporate Counsel Sections) Business ADR (joint CLE with Business Law, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  June 24, 2005  Business ADR (joint CLE with Business Law, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  June 24, 2005  Bankruptcy & Insolvency Law September 22, 2004  Employment Contracts and Collective Agreements Common Law Property Act on Bankruptcy  Business Law January 19, 2005  May 6, 2005  Business ADR (joint CLE with Alternative Dispute Resolution, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  May 11, 2005  Civil Litigation October 19, 2004 December 7, 2004 Pebruary 28, 2005  Civil Litigation October 19, 2004 December 7, 2004 Pebruary 28, 2005  April 5, 2005  Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with The Law Society of Manitoba) Business ADR (joint CLE with Alternative Dispute Resolution, Business Law, Covil Litigation, Construction Construct	Alternative Dispute Re	solution	March 22, 2005	
CLE with Construction Law Corporate Counsel Sections)  Business ADR (joint CLE with Business Law, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  June 24, 2005 General Business Meeting  Bankruptcy & Insolvency Law September 22, 2004 Employment Contracts and Collective Agreements Common Law Property Act on Bankruptcy  Business Law January 19, 2005 Common Law Property Act on Bankruptcy  Business Law January 19, 2005 Common Law Property Act on Bankruptcy  Business ADR (joint CLE with The Law Society of Manitoba)  May 6, 2005 Business ADR (joint CLE with Alternative Dispute Resolution, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Legal Opinion in Commercial Transactions  Civil Litigation Corborate Law, Comporate Counsel and Technology & Intellectual Property Sections)  April 8, 2005 Business ADR (joint CLE with Alternative Dispute Resolution, Civil Litigation, Construction Law, Comporate Counsel and Technology & Intellectual Property Sections)  April 8, 2005 Figure 1 Law Society of Manitoba Queen's Bench Rules Accommodation v. Discrimination (joint CLE with Technology & Intellectual Property Law Section)  April 8, 2005 Figure 2 Law Section (Joint CLE with Alternative Dispute Resolution, Business Law, Civil Litigation, Construction Law Construction Law Counsel		Mock Construction Arbitration (joint		Resolution and Corporate Counsel
Law, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  June 24, 2005 General Business Meeting  Bankruptcy & Insolvency Law September 22, 2004 Employment Contracts and Collective Agreements Common Law Property Act on Bankruptcy  Business Law January 19, 2005 Company Name Selection (joint CLE with Alternative Dispute Resolution, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Legal Opinion in Commercial Transactions  April 5, 2005 Electronic Documents in Discovery (joint CLE with Aboriginal Law Section)  April 8, 2005 First Nation's Legal Positions (joint CLE with Aboriginal Law Section)  May 6, 2005 Business ADR (joint CLE with The Law Society of Manitoba)  Business ADR (joint CLE with The Law Society of Manitoba)  April 8, 2005 First Nation's Legal Positions (Joint CLE with Aboriginal Law Section)  Business ADR (joint CLE with The Law Society of Manitoba)  April 8, 2005 First Nation's Legal Positions (Joint CLE with Aboriginal Law Section)  Business ADR (joint CLE with The Law Society of Manitoba)  April 8, 2005 First Nation's Legal Positions (Joint CLE with Aboriginal Law Section)  Business ADR (joint CLE with The Law Society of Manitoba)  April 8, 2005 Business ADR (joint CLE with Aboriginal Law Section)  April 8, 2005 Alternative Dispute Resolution, Business ADR (joint CLE with Aboriginal Law Section)  Business ADR (joint CLE with Aboriginal Law Section)  April 8, 2005 Alternative Dispute Resolution, Business ADR (joint CLE with Aboriginal Law Section)  Business ADR (joint CLE with Aboriginal Law Section)  April 8, 2005 Alternative Dispute Resolution, Business ADR (joint CLE with Aboriginal Law Section)  Business ADR (joint CLE with Aboriginal Law Section)  Alternative Dispute Resolution, Construction Law, Corporate Counsel and Technology &	May 6, 2005	Corporate Counsel Sections)	May 6, 2005	Business ADR (joint CLE with Alternative Dispute Resolution,
June 24, 2005 General Business Meeting  Bankruptcy & Insolvency Law September 22, 2004 Employment Contracts and Collective Agreements March 10, 2005 Common Law Property Act on Bankruptcy  Business Law January 19, 2005 Company Name Selection (joint CLE with The Law Society of Manitoba) May 6, 2005 Business ADR (joint CLE with Alternative Dispute Resolution, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Civil Litigation October 19, 2004 PTS on Professional Services Overview of Employment Process November 25, 2004 November 25, 2005 Manitoba) March 10, 2005 March 16, 2005 March	May 0, 2000	Law, Civil Litigation, Construction		Corporate Counsel and Technology
September 24, 2005   General Business Meeting   September 30, 2004   October 28, 2004   November 25, 2004   Enduring Powers of Altoney (joint CLE with Anitoba)   Papil S, 2005   April S, 2005   April S, 2005   Pist Nation's Legal Positions (joint CLE with Alternative Dispute Resolution, Business ADR (joint CLE with The Law Society of Manitoba)   April S, 2005				General Business Meeting
September 22, 2004 September 22, 2005 September 22, 2004 September 22, 2005 September 22, 2004 September 22, 2005 September 22,	June 24, 2005	•		
September 22, 2004  March 10, 2005  March 10, 2005  Business Law  January 19, 2005  May 6, 2005  May 6, 2005  May 11, 2005  Civil Litigation October 19, 2004 February 28, 2005  April 5, 2005  April 5, 2005  April 5, 2005  April 5, 2005  April 8, 2005  April 22, 2005  April 9, 2005  April 1, 2005  April 9, 2005  April 9, 2005  April 1, 2005  April 22, 2005  April 24, 2005  April 24, 2005  Apri				
Business Law January 19, 2005  March 22, 2005  April 24, 24, 24  April 24, 24		Employment Contracts and	November 25, 2004	Impact of R. v. Neil on In-House Counsel
May 1, 2005   Company Name Selection (joint CLE with The Law Society of Manitoba)   May 6, 2005   Business ADR (joint CLE with Alternative Dispute Resolution, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)   Legal Opinion in Commercial Transactions   May 11, 2005   Legal Opinion in Commercial Transactions   May 19, 2005   May 19, 2005   May 19, 2005   Construction Law and Technology & Intellectual Property Sections)   June 16, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 6, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 19, 2005   Construction Law and Technology & Intellectual Property Sections   May 20, 2005   Elder Law   Corporate Counsel and Technology & Intellectual Property Sections   Elder Law   Corporate Counsel and Technology & Intellectual Property Sections   Elder Law   Corporate Counsel and Technology & Intellectual Property Sections   Elder Law   Corporate Counsel and Technology & Intellectual Property Sections   Elder Law   Corporate Counsel and Technology & Intellectual Property Sections   Eld	March 10, 2005	Common Law Property Act on		Impact on Bill C-45 on In-House
Company Name Selection (joint CLE with The Law Society of Manitoba)	<b>Business Law</b>		March 22, 2005	
Alternative Dispute Resolution, Civil Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  May 11, 2005  Civil Litigation October 19, 2004 December 7, 2004 February 28, 2005  April 5, 2005  April 5, 2005  Electronic Documents in Discovery (joint CLE with Aboriginal Law Section)  April 8, 2005  May 6, 2005  April 8, 2005  April 8, 2005  Business ADR (joint CLE with Technology & Intellectual Property Law Section)  May 6, 2005  Business ADR (joint CLE with Abariginal Law Section)  May 6, 2005  April 8, 2005  April 9, 2005  April 16, 2005  Apri		with The Law Society of Manitoba)		CLE with Alternative Dispute Resolution and Construction Law
Litigation, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Legal Opinion in Commercial Transactions  Civil Litigation October 19, 2004 December 7, 2004 February 28, 2005  April 5, 2005  April 5, 2005  May 6, 2005  May 6, 2005  Business ADR (joint CLE with Technology & Intellectual Property Law Section)  April 8, 2005  May 19, 2005 June 16, 2005 June 16, 2005 June 16, 2005  Criminal Justice November 1, 2004 January 28, 2005  April 8, 2005  May 6, 2005  Business ADR (joint CLE with Technology & Intellectual Property Law Section)  May 6, 2005  Business ADR (joint CLE with Aboriginal Law Section) Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Elder Law October 15, 2004  First Nation's Legal Positions (joint CLE with Alternative Dispute Resolution, Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Elder Law October 15, 2004  Elder Law October 15, 2004  Enduring Powers of Attorney Elder Abuse Strategy Enduring Powers Enduring Powers Elder Abuse Strategy Enduring Po	May 6, 2005			
April 5, 2005  April 8, 2005  April 9, 2005  April 14, 2005  April 14, 2005  April 9, 2005  April 14, 2005  Apri		Litigation, Construction Law,	·	Highlights & Experiences
Civil Litigation October 19, 2004 December 7, 2004 February 28, 2005 April 5, 2005 April 8, 2005  May 6, 2005  May 6, 2005  Civil Litigation October 19, 2004 December 7, 2004 February 28, 2005 April 8, 2005  May 6, 2005  Civil Litigation October 19, 2004 December 7, 2004 February 28, 2005 April 8, 2005 April 8, 2005  May 6, 2005  Civil Litigation October 19, 2004 December 7, 2004 February 28, 2005 Accommodation v. Discrimination (joint CLE with The Law Society of Manitoba) April 5, 2005  Civil Litigation October 19, 2004 December 7, 2004 The Manitoba Queen's Bench Rules Accommodation v. Discrimination (joint CLE with Topics in Financial Statements  Criminal Justice November 1, 2004 January 28, 2005  Mid-Winter CLE – Soft PackagesHard Cases – R. v. Mann (joint CLE with Constitutional/Human Rights Section) General Meeting and Executive Election  Elder Law October 15, 2004 Alternative Dispute Resolution, Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Enduring Powers of Attorney (joint CLE with Wills & Estates Section)  Enduring Powers of Attorney (joint CLE with Wills & Estates Section)  CLE with Wills & Estates Section)		& Intellectual Property Sections)	May 6, 2005	Alternative Dispute Resolution,
Civil Litigation October 19, 2004 December 7, 2004 December 7, 2004 February 28, 2005 April 5, 2005 April 8, 2005  May 19, 2005 June 16, 2005 April 8, 2005 April 8, 2005  May 19, 2005 June 16, 2005 Accommodation v. Discrimination (joint CLE with Technology & Intellectual Property Law Section)  May 19, 2005 Accommodation v. Discrimination (joint CLE with Technology & Intellectual Property Law Section)  April 8, 2005  May 19, 2005 June 16, 2005 Criminal Justice November 1, 2004 January 28, 2005 Prosecution of Child Pornography Mid-Winter CLE - Soft PackagesHard Cases - R. v. Mann (joint CLE with Constitutional/Human Rights Section) General Meeting and Executive Election  Elder Law October 15, 2004 Alternative Dispute Resolution, Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections) Environmental Law  Class Actions in Manitoba Hot Topics in Financial Statements  Criminal Justice November 1, 2004 January 28, 2005  Prosecution of Child Pornography Mid-Winter CLE - Soft PackagesHard Cases - R. v. Mann (joint CLE with Constitutional/Human Rights Section)  General Meeting and Executive Election  Elder Law October 15, 2004 Alternative Dispute Resolution, Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Enduring Powers of Attorney (joint CLE with Wills & Estates Section)	May 11, 2005	•		Construction Law and Technology &
October 19, 2004 December 7, 2004 Pebruary 28, 2005  April 5, 2005  April 8, 2005  May 6, 2005  May 6, 2005  Recent Developments The Manitoba Queen's Bench Rules Accommodation v. Discrimination (joint CLE with The Law Society of Manitoba)  Electronic Documents in Discovery (joint CLE with Technology & Intellectual Property Law Section)  May 6, 2005  May 6, 2005  Recent Developments The Manitoba Queen's Bench Rules Accommodation v. Discrimination (joint CLE with The Law Society of Manitoba)  Electronic Documents in Discovery (joint CLE with Technology & Intellectual Property Law Section)  First Nation's Legal Positions (joint CLE with Aboriginal Law Section)  Business ADR (joint CLE with Alternative Dispute Resolution, Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Elder Law October 15, 2004 May 20, 2005  Enduring Powers of Attorney Enduring Powers of Attorney (joint CLE with Wills & Estates Section)  Enduring Powers of Attorney Enduring Powers of Attorney Enduring Powers of Attorney (joint CLE with Wills & Estates Section)			May 19, 2005	
February 28, 2005  Accommodation v. Discrimination (joint CLE with The Law Society of Manitoba)  April 5, 2005  April 8, 2005  April 9, 2005		•	,	
(joint CLE with The Law Society of Manitoba)  April 5, 2005  April 5, 2005  April 8, 2005  April 8, 2005  May 6, 2005  April 8, 2005  April 9, 2005  April 9, 2005  April 9, 2005  April 8, 2005  April 9, 2005  April 9			Criminal Justice	
April 5, 2005  Electronic Documents in Discovery (joint CLE with Technology & Intellectual Property Law Section)  April 8, 2005  First Nation's Legal Positions (joint CLE with Aboriginal Law Section)  May 6, 2005  Business ADR (joint CLE with Alternative Dispute Resolution, Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Elder Law  Enduring Powers of Attorney Elder Abuse Strategy Enduring Powers of Attorney (joint CLE with Wills & Estates Section)	February 28, 2005	(joint CLE with The Law Society of	November 1, 2004	Mid-Winter CLE - Soft
April 8, 2005  First Nation's Legal Positions (joint CLE with Aboriginal Law Section)  May 6, 2005  Business ADR (joint CLE with October 15, 2004 Enduring Powers of Attorney Elder Abuse Strategy Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Elder Law  Enduring Powers of Attorney (joint CLE with Wills & Estates Section)  Environmental Law	April 5, 2005	Electronic Documents in Discovery (joint CLE with Technology &		(joint CLE with Constitutional/Human Rights Section)
May 6, 2005  Business ADR (joint CLE with Alternative Dispute Resolution, Business Law, Construction Law, Corporate Counsel and Technology & Intellectual Property Sections)  Business ADR (joint CLE with October 15, 2004 Enduring Powers of Attorney Elder Abuse Strategy Enduring Powers of Attorney (joint CLE with Wills & Estates Section)	April 8, 2005	First Nation's Legal Positions (joint		
& Intellectual Property Sections) Environmental Law	May 6, 2005	Business ADR (joint CLE with Alternative Dispute Resolution, Business Law, Construction Law,	October 15, 2004 May 20, 2005	Elder Abuse Strategy Enduring Powers of Attorney (joint
	June 7, 2005	& Intellectual Property Sections)		

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# MANITOBA BAR ASSOCIATION /ASSOCIATION DU BARREAU DU MANITOBA

# 2004/2005 SECTION ACTIVITY

200 1/ 2000 0201101	(7(0))		
Equality Issues October 27, 2004 December 15, 2004 February 28, 2005	General Business Meeting Holiday Pot-luck Dinner Accommodation v. Discrimination (joint CLE with The Law Society of Manitoba)	Public Sector Lawyers' December 7, 2004 June 20, 2005 Real Property Law October 5, 2004	General Business Meeting General Business Meeting Problems with Residential Offer to Purchase
April 6, 2005 April 13, 2005	General Business Meeting Licensing Requirements for Immigrants (joint CLE with Administrative Law Section)	November 25, 2005 January 28, 2005	New Concerns out of Privacy Law Mid-Winter CLE – The 15 Minute Lawyer (joint CLE with Construction Law, Family Law, Taxation Law and
June 8, 2005  Family Law	General Business Meeting and Wind- up	April 13, 2005	Wills & Estates Sections) Agreements in the Land Titles System (joint CLE with Municipal Law
November 5, 2004	Advocacy in the Family Division (joint CLE with General Practitioners	May 5, 2005	Section) The New Form of Offer to Purchase
December 14, 2004 January 14, 2005 January 28, 2005	and Young Lawyers Sections) Annual Christmas Party Family Property Act Accounting Mid-Winter CLE – The 15 Minute Lawyer (joint CLE with Construction Law, Real Property, Taxation Law	Securities Law January 13, 2005 January 28, 2005 Taxation Law January 28, 2005	Proposed Instrument 45-106 Mid-Winter CLE – Securities Litigation Mid-Winter CLE – The 15 Minute
May 24, 2005	and Wills & Estates Sections)  Effective Means of Parental  Communication	June 23, 2005	Lawyer (joint CLE with Construction Law, Family Law, Real Property and Wills & Estates Sections) General Business Meeting
June 20, 2005 June 21, 2005	Child Support Recalculation Office Annual BBQ	Technology & Intellectu	ual Property Law
Gay & Lesbian Issues December 3, 2004 February 28, 2005	General Business Meeting Accommodation v. Discrimination (joint CLE with The Law Society of	November 17, 2004 January 28, 2005 April 5, 2005	Recent Developments Mid-Winter CLE – E-Commerce, E- Business, On-line Sales Electronic Documents in Discovery (joint CLE with Civil Litigation Section)
May 20, 2005	Manitoba) General Business Meeting	May 6, 2005	Business ADR (joint CLE with Alternative Dispute Resolution,
General Practitioners' November 5, 2004	Advocacy in the Family Division (joint CLE with Family Law and Young Lawyers Sections)	June 15, 2005	Business Law, Civil Litigation, Construction Law and Technology & Intellectual Property Sections) Copyright Law
Health Law		Wills & Estates Law	
November 29, 2004 Immigration Law October 27, 2004 November 19, 2004 January 13, 2005	Provincial Nominee Program Changes Case Processing Centre Procedures CBSA Role and Responsibilities	September 23, 2004 October 26, 2004 November 4, 2004 December 15, 2004 January 28, 2005	Executive Meeting Review of Powers of Attorney Executive Meeting RRSP Beneficiaries' Liability Mid-Winter CLE – The 15 Minute Lawyer (joint CLE with Construction Law, Family Law, Real Property and
February 21, 2005 June 23, 2005 Labour Law	Pre-Removal Risk Assessment General Business Meeting and Executive Election	May 10, 2005 June 17, 2005	Taxation Law Sections) Meeting with Justice Beard Enduring Powers of Attorney (joint
November 30, 2004 January 28, 2005	Recent Labour & Employment Cases Mid-Winter CLE – New Developments in Labour Law	Young Lawyers' September 24, 2004 November 5, 2004	CLE with Elder Law Section)  General Business Meeting Advocacy in the Family Division
February 28, 2005	Accommodation v. Discrimination (joint CLE with The Law Society of Manitoba)	November 25, 2004	(joint CLE with Family Law and General Practitioners' Sections) Marketing Yourself
April 28, 2005	Recent Employment Decisions	December 16, 2004	Winnipeg Harvest Volunteer Night
Media & Communication May 31, 2005	ons Law General Business Meeting	January 28, 2005	Mid-Winter CLE – Marketing & Networking for Associates
Municipal Law February 16, 2005	General Business Meeting	February 28, 2005	Accommodation v. Discrimination (joint CLE with The Law Society of
April 13, 2005	Agreements in the Land Titles System (joint CLE with Real Property Section)	June 15, 2005	Manitoba) General Business Meeting

Statement of	Financial Po	osition as c	at 31 Augu	st 2005
	GENERAL FUND	CAPITAL _FUND	TOTAL 2005	TOTAL 2004
ASSETS				
CURRENT ASSETS				
Cash in bank	\$ -	\$ -	\$ -	\$ 62,314
Accounts receivable	9,055	-	9,055	23,251
Prepaid expenses	6,159	-	6,159	4,553
	15,214	-	15,214	90,118
INVESTMENTS (note 4)	295,948	-	295,948	257,243
CAPITAL ASSETS (note 3)		5,452	5,452	6,679
	\$311,162	\$ 5,452	\$311,162	\$354,040
LIABILITIES AND FUND BALANCES CURRENT LIABILITIES				
Bank Indebtedness	\$ 5,084	s -	S -	S -
Accounts payable & accrued liabilities	2,578	-	53,664	81,017
Deferred revenue	29,070	<u> </u>		32,052
	36,732	-	53,664	113,069
FUND BALANCES				
Invested in capital assets	-	5,452	-	6,679
Restricted	-	-	3,093	3,093
Unrestricted	274,430	<u>-</u>	-	231,199
Balances, end of year	274,430	5,452	3,093	240,971
	\$311,162	\$ 5,452	\$ 56,757	\$354,040

# Statement of Operations and Changes in Fund Balances for the year ended 31 August 2005

	GENERAL FUND	CAPITAL FUND	CONFERENCE FUND	TOTAL 2005	TOTAL 2004
REVENUE					
Membership					
CBA memberships rebates	\$ 134,511	\$ -	\$ -	\$ 134,511	\$127,445
CBA middle province rebates	35,198	-	-	35,198	35,428
CBIA rebates	5,418	=	=	5,418	5,348
MBA levies	34,400	-	-	34,400	33,301
Winnipeg 2004 CBA CLC and Expo					134,716
	209,527	-		209,527	335,698
Council activity	31,072	-	-	31,072	41,102
Membership services	112,682	-	-	112,682	110,165
Sections	8,088	-	-	8,088	9,017
Investment income	13,874	-	-	13,874	6,849
Sundry income	1,092			1,092	6,473
	376,335			376,335	509,304
EXPENDITURES					
Council activity	73,642	-	-	73,642	69,853
Member services	99,175	-	-	99,175	103,023
Membership and public relations	7,649	=	-	7,649	23,030
Sections	19,924	-	-	19,924	23,619
Administration	131,715	-	-	131,715	126,916
Amortization	-	2,226	-	2,226	927
Winnipeg 2004 CBA CLC and Expo	-		3,093	3,093	145,074
	332,105	2,226	3,093	337,424	492,442
EXCESS (DEFICIENCY) OF					
REVENUE OVER EXPENSES	44,230	(2,226)	( 3,093)	38,911	16,862
FUND BALANCES, BEGINNING OF YEAR	231,199	6,679	3,093	240,971	224,109
TRANSFER TO CAPITAL FUND	( 999)	999			
FUND BALANCES, END OF YEAR	\$274,430	\$ 5,452		\$279,882	\$240,971

# NOTES TO FINANCIAL STATEMENTS Year Ended August 31, 2005

### 1. PURPOSE OF THE ORGANIZATION

The Manitoba Bar Association, a branch of the Canadian Bar Association, is a non-profit organization dedicated to enhancing the economic, professional and social interests and well-being of its members throughout the province of Manitoba. The Manitoba Bar Association represents approximately 1,250 members of Manitoba's legal profession, including: lawyers, judges, law students and law professors.

### 2. SIGNIFICANT ACCOUNTING POLICIES

### a) METHOD OF ACCOUNTING

The Association follows the restricted fund method of accounting. Revenue and expenses related to program delivery and administration are reported in the General Fund, on an accrual basis. Furchases, sales and amortization of capital assets are reported in the Capital Fund. Revenue and expenses related to participation in the Canadian Bar Association's annual meetings are reported in the Conference Fund, on an accrual basis.

### b) INVESTMENTS

Investments are recorded at cost. Interest income is recognized as revenue when earned.

### c) CAPITAL ASSETS

Capital assets are stated at costs less accumulated amortization, recorded on the straight-line basis at a rate designated to amortize the cost over the estimated useful life: Computers — 3 years.

### d) USE OF ESTIMATES

The preparation of financial statements in accordance with Canadian generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amount of assets and liabilities at the date of the financial statements and the reported amount of revenues and expenses during the reporting period. Actual results could differ from these estimates.

### e) FAIR VALUE

Due to the short-term nature of all financial instruments other than long-term debt and long-term investments, the carrying values as presented in the financial statements are reasonable estimates of fair value. Management has estimated fair value by reference to established financial markets. As is true for all estimates, actual fair value could differ from this estimate, and if so, any difference would be accounted for in the period in which it becomes known. For long-term investments and long-term debt, it is not practicable within constraints of timeliness or cost to determine the fair value with sufficient reliability because the instruments are not traded in an organized financial market.

3.	CAPITAL ASSETS	<u>2005</u> Accumulated Cost Amoritzation		2004 Accumulated			
	Computer equipment	<u>Co</u> \$32,	_	327,05		<u>Cost</u> \$31,507	Amoritzation \$24,828
	Net Book Value		\$ 5,4	<u> 152</u>		<u>\$</u>	6,679
4.	INVESTMENTS		200	<u>15</u>			<u>2004</u>
	Various series, at cost, of Guaranteed Investment certificates Provincial government bonds		\$ 1, \$112,	012 639		\$ \$1	1,000 07,074
	Money market funds Equity funds		\$107, \$ 75,			\$ 1	49,169
			\$295,			<u>\$2</u>	<u>57,243</u>
	Market Value		<u>\$295,</u>	948		<u>\$2</u>	<u> 57,243</u>

The financial statements and notes presented are excerpts from the complete financial statements. To obtain a full set of the financial statements please contact the branch.

# Auditor's Report to the Members

I have audited the statement of financial position of the Manitoba Bar Association as at 31 August 2005 and the statement of operations, changes in net assets and cash flows for the year then ended. These financial statements are the responsibility of the association's management. My responsibility is to express an opinion of these financial statements based on my audit.

I conducted my audit in accordance with Canadian generally accepted auditing standards. Those standards require that I plan and perform an audit to obtain reasonable assurance whether these financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosure in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation.

In my opinion, these financial statements present fairly, in all material respects, the financial position of the association as at 31 August 2005 and the results of its operation and cash flows for the year then ended in accordance with Canadian generally accepted accounting principles.

Winnipeg, Manitoba

24 October 2005 Dean R. Jenkyns, Chartered Accountant Ltd.