ANNUAL REPORT RAPPORT ANNUEL



Executive Committee 2014-2015

President Sofia Mirza	
Vice-President Brad Regehr	
Secretary/Treasurer Dean Scaletta	
Advocacy and Public Relations Melissa Beaumont	

MembershipKael McKenziePast PresidentScott AbelExecutive DirectorStacy Nagle

Elected Council 2014-2015

WINNIPEG JUDICIAL DISTRICT

Todd Andres

Richard Beamish

Melissa Beaumont

Karlee Blatz

Trevor Brown

Melanie Bueckert

Tony Cellitti

Grant Davis

Silvia de Sousa

George Derwin

Jennifer Goldenberg

Gary Goodwin

Peter Kingsley

Lisa LaBossière

Cynthia Lau

Kathleen McCandless

Kael McKenzie

Lawrence Pinsky

Brad Regehr

Uzma Saeed

Nick Slonosky

Lisa Sumka

Mark Toews

Peter Tonge

James Wishart

MLSA Representative

Dana Gregoire

CPLED Student Representative

Peter Anandranistakis

CENTRAL JUDICIAL DISTRICT

Carli Owens

Maureen Terra

EASTERN JUDICIAL DISTRICT

Anne Barkman

WESTERN JUDICIAL DISTRICT

Andrea Hadley

Richard Lonstrup

Kelli Potter

Derrick Stewart

NORTHERN JUDICIAL DISTRICT

Alain Huberdeau (until September 2014)

DAUPHIN JUDICIAL DISTRICT

Therese Koturbash

STAFF

Executive Director - Stacy Nagle

Executive Assistant - Andrea Smorang

Section Coordinator - Chelsey Tait/Melissa Tannahill

Law Student - Eleni Dick



Special Thanks to MBA Organizers

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:

CBA Companies - Manitoba Representatives

- Canadian Bar Insurance Association
 Jennifer Cooper, Q.C. (Director Management Committee)
 Ken Mandzuik
- Canadian Bar Association Financial Services Wayne Onchulenko (*Director*)

CBA Standing Committee Members – Manitoba Representatives

- Access to Justice Sarah Lugtig, Vice Chair
- Awards Melanie Bueckert
- Equality Karen Dyck
- Ethics & Professional Issues Tony Kavanagh, Vice-Chair
 & Kristin Dangerfield
- International Development
 - Lieutenant Commander Magdalena Siepka
- Judicial Compensation & Benefits
 - Richard Beamish, Chair
- Law Day Kael McKenzie & Jason Gisser
- Legislation and Law Reform Ken Mandzuik
- Membership Kael McKenzie
- Pro Bono Allison Fenske

Estate Planning for Your Future Committee Representative Leilani Kagan

Law Day Organizing Committee

Kael McKenzie, *Co-Chair* Jason Gisser, *Co-Chair*

Tatiyana Bubnowicz

Andrew Buck

Sarah Crabbe

Andrea Doyle

Courtney Dyson

Celia Fergusson

Aimée Fortier

Tanya Keller

Amber Lamboo

Kyla Pedersen

Natalie Roberts

Mary Troszko

Lawyers Professional Assistance Committee (Lawyers Helping Lawyers)

Therese Koturbash/Colleen McDuff

Legal Aid Advisory Committee Representatives

Edward Rice (until May 2015)

Gerri Wiebe (until May 2015)

Tony Cellitti (effective June 2015)

John Ramsay (effective June 2015)

Stacy Nagle (effective June 2015)

Legal Help Centre MBA Board Representative

Yvonne Peters

Legislation & Law Reform Committee

Melanie Bueckert, *Chair* Ken Mandzuik Catherine Skinner

Manitoba Law Foundation MBA Board Representative

Gary Goodwin/Karlee Blatz

Manitoba Law School Foundation Board

Wayne Onchulenko

RMTC/MBA Joint Production

The 25th Annual Putnam County Spelling Bee

Kristine Barr	Chorus
Katherine Basarab	Chorus
Andrea Bellhouse	Olive
Adrian Frost	Mitch Mahoney
Danny Gunn	Barfee
John Harvie	
Melissa Hazelton	Chorus
Reannah Hocken	Marcy
Kael McKenzie	Dan Dad/Jesus/Chorus
	Carl Dad/Chorus
Jim McLandress Marika Nerbas	
Jim McLandress	Chorus
Jim McLandress Marika Nerbas	
Jim McLandress Marika Nerbas Sandi Phillips Meghan Riley	
Jim McLandress Marika Nerbas Sandi Phillips	
Jim McLandress Marika Nerbas Sandi Phillips Meghan Riley Jaime Rosin	
Jim McLandress Marika Nerbas Sandi Phillips Meghan Riley Jaime Rosin Darcia Senft	

RMTC/MBA Joint Production Play Committee Representative

Melissa Beaumont

2015 Mid-Winter Conference Committee

Lisa LaBossière, *Co-Chair* Cynthia Lau, *Co-Chair*

Andrew Buck

Kelsey Desjardine

Adele Domenco

Alexandra Dueck-Dunsford

Iain McDonald

Tyler Grant

Elona McGifford

Kelli Potter

Brad Regehr

Uzma Saeed

Leandro Zylberman

Isaac Pitblado Lectures - 2014

Yvonne Peters, *Topic Selection Committee Member* Scott Abel, *Organizing Committee Member*

Court of Queen's Bench & Bar Liaison Committee

The Honourable Mr. Justice Robert Carr, Chairperson

Provincial Court Bench & Bar Liaison Committee

The Honourable Judge Timothy Preston, *Chairperson* (until June 2015)

The Honourable Judge Tim Killeen, Chairperson (effective June 2015)

PRESIDENT'S REPORT

My year as President was a rewarding, busy and exciting one. It was an honour to serve as President of the MBA branch of an association that believes in equality and strength in diversity. On behalf of the MBA, the voice of the legal profession, I participated at national meetings to discuss the CBA "Re-Think" project which was launched in response to the January 2014 CBA Brand Audit Report that was presented at the February 2014 CBA Mid-Winter Meeting. Over the past year, The Re-Think project has reviewed the business model of the CBA, with a view to ensuring that it remains a viable, vibrant and sustainable organization now and for upcoming generations of members of the legal profession, so we may continue to meet the challenges of our dramatically changing marketplace. I have attended numerous CBA in person and telephone based Board of Directors meetings on the Re-Think, as well as on other CBA issues including its Intervention Policy and Access to Justice. These meetings also provided a forum to report on steps taken at our Manitoba branch to support diversity in CBA leadership positions, work life balance and law firm safety practises.

The 2015 Mid-Winter Organizing Committee led by Lisa Labossière and Cynthia Lau, did an excellent job in planning and preparing two days of Professional Development sessions and other activities for the Mid-Winter Conference held at the Fairmont Winnipeg in January 2015. The Mid-Winter conference allows for lawyers to obtain all of their professional development hours, in one conference, through attendance at relevant and topical sessions. The Mid-Winter also includes an Awards Luncheon, which highlights the achievements of the award recipients in the practice of law and offered me, as the MBA's first visibly ethnic president, the privilege of sharing remarks on matters such as how diversity contributes to better decision making given the variety in perspectives.

As President, I also had the pleasure of speaking at or chairing a number of meetings and events on behalf of the MBA throughout the year, including at the CBA's Canadian Legal Conference in Calgary, Section and Law School receptions, Mentorship Program receptions, meetings with the Attorney General and Minister of

Justice for Manitoba, meetings with the Justice Critic, swearing in ceremonies, Law Day, and a working dinner with the Chief and Associate Chief Justices and Judges of Manitoba. I was also privileged to participate in judicial nominee committees which led to provincial court judicial appointments in Thompson and Winnipeg.

and the broader community.

is in good hands with him at the helm.



Sofia Mirza

Finally, it was an honour to share messages on behalf of our profession to the media on numerous occasions, following the July 2015 tragedy involving MBA member, Maria Mitousis, who remains a shining example of the strength of our profession in the face of adversity. In my view, it is important to remember that the services we provide to the citizens of Manitoba are important, and are valued by our clients

Thank you to Scott Abel, the Past President of the MBA during my year as President. He has been an exceptional role model and leader, especially with respect to our rural sector and his contribution to access to justice initiatives. I also wish to thank the rest of our diverse Executive for their efforts, inspiration and energy. I look forward to a more relaxing year as Past President, and wish Brad Regehr well in his year as President. The Branch

It has been my pleasure to represent you as President over the past year and I thank you for providing me with that opportunity. The work of the MBA Executive was made easier this year thanks to the contributions of the hardworking MBA Staff and, in particular, Stacy Nagle, Executive Director of the MBA. I thank her for her assistance, hard work, dedication, professionalism and diplomacy. Year after year, Stacy has provided tireless support, guidance and assistance to members of the MBA Executive and Council. She is well recognized nationally in the CBA as well. She makes volunteering, as a voice of the legal profession, an interesting and rewarding experience.

PAST PRESIDENT'S REPORT

My year as Past-President was an enjoyable one. I continued to have the privilege of representing the MBA in many discussions and committees on issues relating to access to justice, until Melissa Beaumont, Director of Advocacy and Public Relations capably took over those responsibilities.

The MBA participates in the Access to Justice Steering Committee, which will be playing an important role moving forward, as that Committee begins to implement many of the ideas to improve access to justice, here in Manitoba. The MBA will continue to play an important leadership role in those discussions, and implementation of ideas, that best serve the public.

This is now my final report, after sitting on Council and Executive for several years (and I am sure some are glad to see me go). I have enjoyed my involvement from day one, and would encourage others to become more actively involved in the MBA. Although my time with Council is done, I am the Vice Chair for

the CBA's National Standing Committee on Professional Development. I look forward to this opportunity, and being able to continue to represent the MBA.

I wish to thank the Executive as well as members of Council, for making my involvement with the MBA so enjoyable. I also want to thank the MBA's outstanding staff, and in particular Stacy Nagle, for all of their help, advice and guidance.



Scott Abel

Lastly, the MBA continues to be in good hands moving forward, as current Council and Executive all continue to dedicate their time and efforts in ensuring the MBA and CBA remain the voice of the legal profession.

VICE-PRESIDENT'S REPORT

My year as Vice President has been a busy and rewarding one. I had the privilege of being involved in national meetings including being an observer the CBA Board of Director meetings. I also had the opportunity to be involved in meetings concerning the CBA Re-Think project.

As Vice President, I was responsible for the oversight of Section activity for the 2014/2015 year. I can say with confidence that section activity is one of the most important benefits to members of the MBA. Thanks to the work and efforts of the many dedicated Section leaders and the tireless work of our Section Coordinator Chelsey Tait, there was not much oversight required of me! Over 3,500 members participated in 80 Section meetings held throughout the year. We started the year with 34 Sections, but added a 35th in June with the addition of the Child and Youth Law Section. The purpose of this Section is to improve the profession's capacity to serve the needs of children and youth by providing continuing legal education that explores practical and ethical issues such as advising and taking instructions from children with disabilities and mental health disorders, examining children's access to justice, educating lawyers about children's rights impact assessments and providing a dedicated voice for children and youth within the MBA on child and youth issues.

I was also the liaison between the 2015 Mid-Winter Organizing Committee and the Executive Committee. The Mid-Winter Organizing Committee, led by Lisa Labossière and Cynthia Lau, did an excellent job in organizing and preparing for the Mid-Winter conference held in January 2015. With 16 Professional Development sessions and other activities, the conference allows

lawyers to obtain all of their mandatory professional development hours at one conference. The Mid-Winter conference also includes an Awards Luncheon which highlights the achievements of the award recipients in the practice of law.

I also attended a number of meetings and events on behalf of the MBA, including the CBA Mid-Winter meeting in Ottawa, ON in February



Brad Regehr

2015 and the CBA Canadian Legal Conference in Calgary, AB in August 2015. I also attended Law School and Mentorship Program receptions, swearing ceremonies, as well as a meeting with the Attorney General and Minister of Justice for Manitoba and a meeting with the Justice Critic.

I want to thank Sofia Mirza, the President of the MBA during my year as Vice President. I cannot say enough good things about Sofia. Her leadership during the past year was exemplary and her commitment to diversity was unprecedented. I also want to thank the rest of the Executive for their efforts as well. I look forward to my year as President and wish Kael McKenzie well in his year as Vice President.

I also want to thank Stacy Nagle, Andrea Smorang and Chelsey Tait, the staff of the MBA, whose work and efforts make this organization a success. Stacy's assistance, guidance, advice and experience are second to none. Our organization is made better by her involvement and commitment to the MBA.

HONOURS 2014-2015



2015 MBA Distinguished Service Award Recipient:

The Honourable Madam Justice Freda Steel



2014 MBA Equality Award:

Theresa McDonald, Q.C.



The Families First Pro Bono Team

Helga Van Iderstine, Aikins, MacAulay & Thorvaldson LLP, Aimée Craft, University of Manitoba, Stacey Soldier, Bueti Wasyliw Wiebe, Jessica Saunders, D'Arcy & Deacon LLP, Adele Domenco, Aikins, MacAulay & Thorvaldson LLP, Johanna Willows, Danielle Barchyn, Aikins, MacAulay & Thorvaldson LLP and Corrine Lavallee, D'Arcy & Deacon LLP



2013 Isabel Ross (Maclean) Hunt Award:

Dean Lorna Turnbull





2014 MBA Access to Justice Award:

Nicholas Slonosky, Donald MacDonald,

Cory Shangreaux



2014 President's Award (previously known as the Wild Card Award):

Allan Fineblit, Q.C.



K. Eleanor Wiebe, Q.C.



MEMBERSHIP/MEMBER SERVICES REPORT

The Manitoba Bar Association ended off the year with 1,423 paid members which was up from the previous year. We continue to hold a variety of membership recruitment activities throughout the year to recruit students and new full time members.

At the branch level, membership recruitment efforts at the outset were geared towards the future of the legal profession – law students. Active recruitment initiatives began with a reception at the law school during orientation week and continued with the MBA Mentorship Program events held in November 2014. Thanks to MBA Council MLSA representative, Dana Gregoire, for his hard work and assistance in organizing the mentorship program.

We also continued to provide great value to our members again this year with a variety of continuing professional development programs, the Mid-Winter Conference and through member savings with cellular telephone, car rental, and insurance discounts to name a few. Personal phone calls were made throughout the year to lapsed and soon to lapse members, encouraging them to renew. Welcome letters are sent to new members and new member

names are published in Headnotes & Footnotes. A "Benefits of Membership" postcard was developed and sent to non-members encouraging them to join. April and May 2015 were designated as "Bring a Buddy Months". Members were encouraged to bring a non-member to a Section meeting. The MBA has continued to advocate for the re-introduction of partial payment of the

Manitoba Crown Attorney's Association with the Minister of Justice.

As Director of Membership, I attended a number of in-person and telephone meetings throughout the year, including meetings primarily associated with recruitment and retention of members, the CBA Mid-Winter Meeting and the CBA Canadian Legal Conference. I attended an in-



Kael McKenzie

person workshop on the re-think initiative that the CBA is undertaking in Calgary. I also attended various meetings and functions locally, including the MBA Mid-Winter Conference and the SOGIC Pride celebration.

It has been my pleasure to represent you as Director of Membership over the past two years and I thank you for providing me with that opportunity. We welcome our new Director of Membership for 2015-2017 Mark Toews. The work of the MBA Executive was made easier this year thanks to the contributions of the hardworking MBA staff, Chelsey Tait, Andrea Smorang, and, in particular, Stacy Nagle, Executive Director of the MBA. We thank her for all her assistance, hard work, dedication, professionalism and diplomacy. Year after year, Stacy has provided tireless support, guidance and assistance to members of the MBA Executive, Council, and the entire Association.

ADVOCACY AND PUBLIC RELATIONS REPORT

This was my first year in the position of Director of Advocacy and Public Relations. I have learned so much in the past year and look forward to continuing to represent the MBA going forward!

I am your MBA Representative on the Lawyer's Play Committee. This year marked the 23rd Royal Manitoba Theatre Centre's Lawyer's Play. As a former cast member, I know that this is an important and fun outlet for many of our lawyers, judges, professors and students to display their talents, and an important way in which we support our community. This year's production of *The 25th Annual Putnam County Spelling Bee* was a huge success. The comedic and musical stylings of the cast were impressive, as always. To date, we are pleased to report that the Lawyers Play has raised over \$940,000 for the programs and productions of the Royal Manitoba Theatre Centre.

I was happy to participate in the selection process for the annual MBA Recognition Awards and to participate in the MBA Awards Luncheon held during our Mid-Winter Conference in January. The amount of time and energy that some of our members put not only into their practices but in giving back to the community is truly inspirational.

The MBA continues to see consistent and frequent use of our web-site by our members, the legal community at large and the public. New on our website is the MBA's Personal Safety Manual which we developed this summer, with assistance from the Ontario, Alberta and BC branches of the CBA. While the circumstances which prompted us to create such a handbook

were terrible, we are pleased if it can help our members take any extra steps to feel more safe and secure at home or at work.

The 2015 MBA Legal Directory & Day Planner was another huge success. The Directory continues to be a helpful resource for the legal community.



Melissa Beaumont

The MBA's Legislation and Law Reform Committee, chaired by Melanie Beuckert, continues to do excellent work in reviewing provincial legislation, ensuring that the MBA and specific sections are alerted to relevant upcoming and new legislation.

Headnotes & Footnotes was published and distributed 10 times this past year. As many of you do, I use Headnotes & Footnotes to stay up to date on section meetings and also look forward to Dean Scaletta's "What's Happening" report, to name a few!

This past year I became the MBA representative for several Access to Justice ("A2J") initiatives, including sitting on Manitoba's A2J Steering Committee, A2J Stakeholders Committee, and legal information sub-committee.

I would like to thank Stacy Nagle, Chelsey Tait, and Andrea Smorang for all of their hard work and dedication to this organization. I would also like to thank Scott, Sofia, Brad, Kael and Dean for warmly welcoming me to the executive and for their guidance.

EXECUTIVE DIRECTOR'S REPORT

The 2013/2014 year marks the first complete year of the MBA strategic plan that was approved by the MBA Council on January 26, 2013. Each of the 15 CBA organizations (National, Branches, and CCCA) developed respective strategic plans that all align with the priorities and strategies of the CBA strategic plan. The MBA has established initiatives to meet the five objectives outlined in the plan. The following are the highlights of some activities undertaken by the MBA in 2014-2015.

Influence and Leadership

CBA is recognized as the national and international voice of Canadian lawyers on matters of law and justice, and the advocate for the interests of its members and the legal profession.

- Representatives from the MBA met with Attorney General and Minister of Justice for Manitoba and with the Justice Critic.
- The MBA continues to use the recommendations contained in our Town Hall Report to encourage changes to increase access to justice.
- The MBA Legislation and Law Reform Committee reviews legislation introduced and forwards it to Section representatives for their information and possible comments.
- Representatives of the MBA met with the Chiefs and Associate Chief Justices and Judges.
- Representatives from the MBA participated at Legal Aid management stakeholders meetings.
- The MBA President, or their representative, spoke at Judicial swearing-in ceremonies.
- The MBA President, or their representative, participated on a Provincial Court Judicial Nominating Selection Committee.
 The MBA also has a representative on the Federal Judicial Advisory Committee.
- Responded to numerous media inquiries. Many media interviews were done regarding the bombing of Manitoba lawyer, Maria Mitousis.
- Developed and distributed to members a Personal Safety Handbook. Also held an education session on safety with representatives from the Winnipeg Police Service.
- An open house at the Winnipeg Law Courts Building was held in Winnipeg on April 19, 2015 for Law Day. The open house included: guided tours of the law courts, exhibits and displays, special sitting of citizenship court, mock trials in French and English presented by elementary and senior high students, high school student debates in French, question and answer sessions, and a demonstration by a drug detection dog and its handler. Over 1,300 people attended the open house. An open house was also held in Brandon on April 12, 2015 that included exhibits and displays, legal information session and tours of the Courthouse. Social media outlets Facebook and Twitter were used to promote 2015 Law Day activities.
- The MBA, the Office of the Public Trustee, and The Winnipeg Foundation presented "Will Week" on April 20 24, 2015 that provided free estate-planning seminars.
- The MBA participates on the Law Society of Manitoba's Forgivable Loan Program Committee and their Access to Justice Committee.

Community

The CBA has a strong, diverse, engaged membership which reflects all sectors of the legal profession, and is the community of choice for lawyers.

- The mentorship program matched 75 law students and lawyers and held two networking events.
- The MBA hosted a reception for new law students during orientation week at the Faculty of Law, spoke to CPLED students during the first week of classes, hosted a reception for CPLED students and spoke at the Call to the Bar ceremony.



Stacy Nagle

- The contributions of the legal profession were recognized through Awards and a "What's Happening" column in *Headnotes* & *Footnotes*. The MBA also provides a financial prize for the first and second place students in the Robson Hall moot court competition.
- Branch Section Chairs attended CBA National Section/Conference meetings.
- A new MBA Child & Youth Law Section was formed based on member interest.
- The Nominating Committee specifically approached a variety of quality candidates to run for the MBA Council 2015-2017 term to ensure Council has proper diversity and geographical representation.
- Section leaders', Council and Executive Committee orientation sessions were held.
- The MBA/RMTC joint production of *The 25th Annual Putnam County Spelling Bee* was held on May 5-9, 2015. To date, CBA members have raised over \$940,000 for RMTC. Approximately 1,000 people attended the 2015 production.
- Various networking events were held throughout the year.
- A charity golf tournament was held on May 26, 2015.
- Travel rebates are provided to members outside of Winnipeg to attend MBA education programs in Winnipeg.
- MBA has a membership with Kids & Company Daycare. MBA members are guaranteed a full-time or part-time child care spot within six months.
- Members of the MBA Executive attended regional bar meetings.
- Various membership recruitment and retention activities were held in 2014-2015.

Education

CBA is a leader in professional development and ensures access to timely, high quality, relevant and affordable PD, delivered in convenient and accessible formats.

- The MBA, the University of Manitoba Faculty of Law and The Law Society of Manitoba featured the 2014 Isaac Pitblado Lectures on November 28-29, 2014.
- The 2015 MBA Mid-Winter conference was held on January 22-23, 2015 that features 16 continuing professional development (CPD) sessions that provided 39.5 hours of CPD, a bench and bar reception, an exhibitor trade show and the Awards luncheon. Over 400 people attended the conference.
- In 2014-2015 a total of 3,150 members attended 77 Section meetings and sessions that provided over 130 hours of continuing professional development, many offered at no



EXECUTIVE DIRECTOR'S REPORT cont'd

charge for members. Where possible, these meetings offer teleconferencing for members outside of Winnipeg. These numbers include three meetings that were held via webinar.

- Written materials from Section meetings are posted behind the wall on the MBA web-site.
- The MBA promoted other CBA on-line and Law Society of Manitoba CPD programs.
- Weekly decision packages are distributed to subscribers.
- Ten editions of *Headnotes & Footnotes* were prepared and distributed. Some members continue to receive the newsletter via a link to a pdf version or an on-line magazine format on the MBA web-site instead of a paper copy.
- Approximately 1,000 copies of the 2015 Legal Directory and 1,000 copies of the Legal Directory and Dayplanner were sold.
- On average <u>www.cba-mb.ca</u> has 1,200-1,500 visitors each month.

Cohesion

Legal profession, members, and staff experience and understand the CBA as one cohesive association, operating both nationally and locally for all of its constituents to effectively deliver products and services that provide demonstrable value.

- Progress on the branch strategic plan is reviewed yearly and ensures that it aligns with the other branch, CCCA and CBA strategic plans.
- Attend teleconference and in-person meetings with other branch and CCCA Executive Directors and senior management

- of the CBA. Until August 2015, the MBA Executive Director Chaired the CBA Management Group.
- MBA Executive and Executive Director attends national CBA meetings, including Board of Directors, membership, CBA Mid-Winter conference and CBA Canadian Legal Conference.
- CBA news is featured in Headnotes & Footnotes.
- Invited neighbouring branch Presidents and CBA President to attend MBA Mid-Winter conference.
- MBA President attended the Alberta Law Conference.

Organizational Excellence

CBA is a strong, stable, innovative, forward-looking and technologically advanced organization that is led by outstanding volunteers and staff.

- Thank you letters are sent to MBA volunteers.
- All MBA staff receive yearly written evaluations.
- Staff is encouraged to take professional development.
- An audit was conducted on November 10, 2015 and no concerns were identified.

In conclusion, I would like to thank the Executive Committee, Council and all of the other great volunteer that give so much of their time and talent to support the MBA. Finally, I would also like to thank the MBA staff, Chelsey Tait, Andrea Smorang and Eleni Dick that I had the opportunity to work with this year.

Dean I. Scaletta

September 1, 2012.

Several items are worthy of note:

• Several years ago, Council determined that it would be appropriate to reduce the MBA surplus. In 2014-2015, the Association budgeted for a deficit of \$25,560. Primarily due to positive growth in membership services revenues and lower than expected administration and employee compensation-related expenses, the MBA realized a small operating surplus of \$3,998 (before Amortization). The aggregate Net Assets (General Fund plus Capital Fund) at year-end grew from \$197,578 to \$200,680.

SECRETARY / TREASURER'S REPORT

- Attached are the audited financial statements for the MBA for the fiscal year ended August 31, 2015 prepared by Dean R. Jenkyns Chartered Accountant Ltd. This is the third year that the financial statements have been prepared in accordance with Canadian Accounting Standards for Not-for-Profit Organizations (ASNFPO), which the MBA adopted effective
- The aggregate of Current Assets and Long Term Investments at year-end grew from \$249,412 to \$300,440. Long Term Investments saw a modest increase (from \$107,872 to \$111,296), while the Cash on hand at year-end was considerably higher (\$136,236 as compared to \$94,541). A more detailed description of the Investments portfolio as at August 31, 2015 can be found at Note 3 to the Financial Statements.
- Aggregate revenue was down from \$594,052 last year to \$558,633 this year, primarily due to a decline of \$35,850 in membership revenues.
- Aggregate expenses were down about 2%, from \$566,623 last year to \$554,635 this year.

The MBA continues to be fiscally prudent and financially strong, putting it on a solid foundation for the realization of its short and long-term strategic goals.

Although I am notionally responsible for the oversight of the finances of the MBA, credit for the careful and astute manner in which those finances are actually managed belongs entirely to Executive Director, Stacy Nagle, and to her incomparable staff.



Independent Auditor's Report to the Members of Manitoba Bar Association

I have audited the accompanying financial statements of Manitoba Bar Association, which comprise the statement of financial position as at August 31, 2015 and the statements of revenues and expenditures, changes in net assets and cash flow for the year then ended, and a summary of significant accounting policies and other explanatory information.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with Canadian accounting standards for not-for-profit organizations, and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

My responsibility is to express an opinion on these financial statements based on my audit. I conducted my audit in accordance with Canadian generally accepted auditing standards. Those standards require that I comply with ethical requirements and plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my audit opinion.

Opinion

In my opinion, the financial statements present fairly, in all material respects, the financial position of Manitoba Bar Association as at August 31, 2015 and the results of its operations and its cash flows for the year then ended in accordance with Canadian Accounting Standards for Not-for-Profit Organizations.

Winnipeg, Manitoba December 17, 2015

Dean R. Jenkyns, Chartered Accountant



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.

Statement of Financial Position 31 August 2015

	<u>2015</u>	<u>2014</u>
ASSETS		
CURRENT		
Cash	\$ 136,266	\$ 94,541
Accounts receivable	41,135	33,315
Goods and services tax recoverable	969	1,618
Prepaid expenses	10,502	10,898
	188,872	140,372
LONG TERM INVESTMENTS (Notes 2, 3)	111,296	107,872
CAPITAL ASSETS (Notes 2, 4)	272	1,168
	\$300,440	\$249,412
LIABILITIES		
CURRENT		
Accounts payable	\$ 55,494	\$ 27,865
Deferred revenue (Note 2)	44,266	23,969
	99,760	51,834
NET ASSETS		
General Fund	200,408	196,410
Capital Fund	272	1,168
	200,680	197,578
	\$300,440	\$249,412

Statement of Revenues and Expenditures
Year Ended 31 August 2015

MEMBERSHIP REVENUE	<u>2015</u>	<u>2014</u>
CBA Membership rebates	\$185,463	\$219,398
CBA middle province rebates	44,975	38,779
CBIA rebates	7,833	7,460
MBA levies	37,052	45,536
WIDH ICVICS	275,323	311,173
	210,525	311,173
FEES AND OTHER INCOME		
Council activity	114,906	112,710
Membership services	137,062	130,872
Sections	16,737	17,324
Investment income	4,734	12,628
Sundry income	9,871	9,345
	283,310	282,8790
REVENUE TOTAL	558,633	594,0522
EXPENDITURES		
Administration	258,575	288,655
Council activity	145,697	145,812
Member services	98,080	82,162
Membership and public relations	19,510	21,169
Sections	32,773	28,825
	554,635	566,623
DEFICIENCY OF REVENUE OVER EXPENDITURES FROM OPERATIONS	3,998	27,429
CAPITAL FUND		
Amoritization	(896)	(2,573)
EXCESS (DEFICIENCY) OF REVENUE OVER EXPENDITURES FOR THE YEAR	3,102	24,856

Statement of Changes in Net Assets Year Ended 31 August 2015

	GENERAL <u>FUND</u>	CAPITAL <u>FUND</u>	<u>2015</u>	<u>2014</u>
NET ASSETS - BEGINNING OF YEAR	\$196,410	\$1,168	197,578	172,722
Excess (Deficiency) of membership revenue				
over expenses for the year	3,998	(896)	3,102	24,856
Transfer to Capital Fund for purchase				
of equipment	~	~	-	-
NET ASSETS - END OF YEAR	\$200,408	\$272	\$200,680	\$197,578

Statement of Cash Flows Year Ended 31 August 2015

	<u>2015</u>	<u>2014</u>
OPERATING ACTIVITIES		
Cash receipts from customers	\$566,376	\$514,788
Cash paid to suppliers and employees	(526,610)	(600,276)
Interest received	4,734	12,628
Goods and services tax	649	(1,852)
Cash flow from (used by) operating activities	45,149	(74,712)
INVESTING ACTIVITIES		
(Increase) decrease in investments	(3,424)	97,334
INCREASE IN CASH FLOW	41,725	22,622
Cash - Beginning of Year	94,541	
CASH END OF YEAR	\$136,266	\$94,541

NOTES TO FINANCIAL STATEMENTS

Year Ended August 31, 2015

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 1,300 members of Manitoba's legal profession, including: lawyers, judges, law students and law professors.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of presentation

The financial statements were prepared in accordance with Canadian accounting standards for not-for-profit organizations (ASNFPO).

Fund 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. Purchases, sales and amortization of capital assets are reported in the Capital Fund.

Capital assets

Capital assets are stated at cost less accumulated amortization. Capital assets are amortized over their estimated useful lives at the following rates and methods:

Computer equipment 3 years straight-line method Furniture and fixtures 5 years straight-line method

The Association regularly reviews its capital assets to eliminate obsolete items.

Investments

Investments are classified as held for trading and are recorded at market value.

Revenue Recognition

Restricted contributions related to general operations are recognized as revenue of the General Fund in the year in which the related expenses are incurred. All other restricted contributions are recognized as revenue of the appropriate restricted fund.

Unrestricted contributions are recognized as revenue of the General Fund in the year received or receivable if the amount to be received can be reasonably assured. Investment income is recognized as revenue of the General Fund when earned.

Fees and other income are recognized as revenue of the General Fund when the events are held and or services or products are provided.

Deferred revenue

Deferred revenue reported in the General Fund relates to revenue collected for the legal directory which will not be issued until the subsequent year. In the prior year annual membership dues received in the current year which related to the subsequent year were also deferred. The annual membership dues collected are now based on the same fiscal period as the corporation and therefore no deferral is required.

Measurement uncertainty

The preparation of financial statements in conformity with Canadian Accounting Standards for not-for-profit organizations requires management to make estimates and assumptions that affect the reported amount of assets and liabilities, disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the period. Such estimates are periodically reviewed and any adjustments necessary are reported in earnings in the period in which they become known. Actual results could differ from these estimates.

Financial Instruments

Fair Value - Fair value is the amount that would be agreed upon in an arm's length transaction between knowledgeable willing parties who are under no compulsion to act. Fair value is an estimate, which is significantly affected by the assumptions and methods used in its determination. Further, estimation of fair value involves the use of subjective judgements and uncertainty. Fair value should not be interpreted as an amount which could be realized in immediate settlement of the instruments. With the exception of investments, management has estimated that the fair value of all financial instruments approximate their cost, as there is no active market for the assets and liabilities of the association that are financial instruments. The fair value of investments is based on the quoted market values.

3.	INVESTMENTS	, , , , , , , , , , , , , , , , , , ,	<u>2015</u>	<u>2</u>	<u>014</u>
	Equity funds Guaranteed Investment certificates	\$1	10,152 1,144	\$10	6,739 1,133
	Investments are recorded at market value	<u>\$1</u>	<u>11,296</u>	<u>\$10</u>	7,872
4.	CAPITAL ASSETS	Ž	2015	2	014
			Accumulated		Accumulated
		<u>Cost</u>	<u>Amoritzation</u>	Cost	<u>Amoritzation</u>
	Computer equipment	\$18,038	\$18,038	\$18,722	\$18,038
	Furniture & Fixtures	8,266	<u>7,994</u>	8,266	7,782
		\$26,304	\$26,032	\$26,988	\$25,820
	Net Book Value	\$	272	\$1	,168

6. FINANCIAL INSTRUMENTS

The association is exposed to various risks through its financial instruments and has a comprehensive risk management framework to monitor, evaluate and manage these risks. The following analysis provides information about the association's risk exposure and concentration as of August 31, 2015.

Credit Risl

Credit risk arises from the potential that a counter party will fail to perform its obligations. The association is exposed to credit risk from customers. In order to reduce its credit risk, the association reviews a new customer's credit history before extending credit and conducts regular reviews of its existing customers' credit performance. An allowance for doubtful accounts is established based upon factors surrounding the credit risk of specific accounts, historical trends and other information. The association has a significant number of customers which minimizes concentration of credit risk.

Liguidity Risk

Liquidity risk is the risk that an entity will encounter difficulty in meeting obligations associated with financial liabilities. The association is exposed to this risk mainly in respect of its receipt of funds from its customers and other related sources, long-term debt, obligations under capital leases, contributions to the pension plan, and accounts payable.

6. COMMITMENTS

On August 1, 2012 the Association entered into a 84 month lease for its office, terminating on July 31, 2019. Annual Base rent is as follows each rental period August 1 to July 31, \$13,635.00 (2013), \$14,392.50 (2014), \$15,150.00 (2015), \$15,907.50 (2016), \$16,665.00 (2017), \$18,180.00 (2018), and \$18;937.50 (2019) plus common area costs.

Section Chairs 2014-2015

Within brackets, the first figure indicates the number of members enrolled, and the second figure indicates the number of meetings, events or continuing professional development programs held in 2014/2015.

Aboriginal Law (108; 1)

Allison Fenske, Chair

Administrative Law (212; 0)

Sarah Hill, Chair

Alternative Dispute Resolution (143; 1)

Lyle Smordin, Chair

Bankruptcy & Insolvency Law (87; 1)

Jason Kendall, Chair

Business Law (259; 0)

Vacant, Chair

CCCA (Canadian Corporate Counsel Association) (292; 9)

Rennie Stonyk, Co-Chair Alison Beyer, Co-Chair

Civil Litigation (282; 4)

John Martens, Chair

Constitutional/Human Rights (158; 0)

Vacant, Chair

Construction Law (128; 2)

Nicole Hamilton, Chair

Criminal Justice (115; 6)

Tony Cellitti, Co-Chair

Nancy Fazenda, Co-Chair

Elder Law (73; 2)

Sharon Tod, Chair

Environmental Law (81; 2)

Stewart Pierce, Chair

Equality Issues (85; 2)

Karen Dyck, Chair

Family Law (188; 9)

Andrea Dodgson, Chair

French Speaking Lawyers (55; 0)

Philippe Richer, Chair

General Practitioners (104; 0)

Sidney Laviolette, Chair

Health Law (90; 2)

Catherine Tolton, Chair

Immigration Law (59; 5)

Carolina Fridman, Chair

International Law (73; 0)

Daniel Watts, Chair

Labour Law (146; 4)

Kathryn Hordienko, Co-Chair

Karlee Blatz, Co-Chair

Law Practice Management & Technology (93; 2)

Anthony Kavanagh, Chair

Legal Research (132; 8)

Melanie Bueckert, Co-Chair

Catherine Skinner, Co-Chair

Media & Communications Law (61; 1)

Robert Sokalski, Chair

Municipal Law (88; 1)

Robert Tyler, Chair

Public Sector Lawyers' Forum (83; 0)

Eli Goldenberg, Co-Chair

Carli Owens, Co-Chair

Real Property (235; 8)

Ned Brown, Co-Chair

Howard Nerman, Co-Chair

Securities Law (80; 0)

Vacant, Chair

SOGIC Manitoba (30; 2)

Kristine Barr, Chair Taxation Law (107; 1)

Paul Grower, Contact

Technology & Intellectual Property Law (124; 3)

Cheryl Jason, Co-Chair

John Myers, Co-Chair

Transportation Law (42; 0)

Joseph Barnsley, Chair

Wills & Estate Law (255; 3)

John Delaney, Chair

Women Lawyers' Forum (220; 3)

Carolina Fridman, Co-Chair

The Hon. Judge Cynthia Devine, Judicial Co-Chair

Young Lawyers' (597; 5)

Tatiyana Bubnowicz, Chair

MBA Branch Statistics

Members

Sections

1,432

34

Section Membership

4,898



MANITOBA BAR ASSOCIATION/ASSOCIATION DU BARREAU DU MANITOBA

2014/2015 SECTION ACTIVITY

Aboriginal Law		Criminal Justice	
June 26, 2015 Business Meeting & Year in Review		January 23, 2015	Mid-Winter CPD – Everything You
Alternative Dispute Re	esolution (ADR)		Wanted to Ask About the Child Abuse
November 10, 2014	ADR as practiced in the Courts compared and contrasted with Private Practice	March 3, 2015	Registry Respect for Autonomy or Elder Abuse? End of Life Treatment Decisions, Criminal and Civil Consequences (joint
Bankruptcy & Insolver			session with Health Law Section)
January 22, 2015	Mid-Winter CPD – Advising the Farmer: Get the Dirt on the Dirt (AM) (joint session with Family Law and Real Property Law Sections)	March 18, 2015	Criminalization of HIV non-disclosure in Canada (joint session with the Criminal Defence Lawyers Association)
CCCA (Canadian Corp	orate Counsel Association)	May 5, 2015	Technology, Stalking and Domestic Violence
September 11, 2014	Employees Leaking Secrets: Remedies for Breach of Confidence	June 15, 2015	Carter v. Canada: Physician Assisted Death (joint session with Health Law
October 24, 2014	Russia: Not Just a Hockey Power – Canada's Economic Sanctions Response to Ukraine Crisis and National Security Review Developments	June 23, 2015 Elder Law	Section) Welcome to the Practice of Criminal Law
January 23, 2015	Mid-Winter CPD – The Current State of	May 12, 2015	Reverse Mortgages
	Privacy Law in Manitoba (joint session with Technology & Intellectual Property Law Section)	June 25, 2015	Recent Developments in the Law: a discussion of <i>Carter v. Canada</i> (Attorney General) and <i>Bentley (Litigation Guardian</i>
January 23, 2015	Mid-Winter CPD – Contract Drafting	Environmental Law	of) v. Maplewood Seniors Care Society
February 18, 2015	Navigating the Litigation Path	December 2, 2014	Effective Participation of Legal Counsel
March 11, 2015	Leases and Other Big Real Estate: Danger Zones and Hidden Hazards	December 2, 2014	before The Clean Environment Commission
April 9, 2015	The Ship is Sinking - Now What? An overview of the importance of Business Continuity Management and how inhouse counsel can contribute to its success	March 17, 2015	Analysis of Supreme Court decision in <i>Tsilhqot'in Nation v British Columbia</i> : Implications of the Case in Relation to Use and Extraction of Natural Resources
May 13, 2015	Off-Duty, Off-Colour: Employee Off-Duty Behaviour & Workplace Ramifications	Equality Issues	to Government and to the Private Sector
June 11, 2015	What In-House Counsel Should Know About the Proposed New CBA - AASB JPS on Audit Inquiries	December 11, 2014	Awareness of gender identity and sexual orientation within the workplace <i>(joint session with SOGIC Manitoba)</i>
Civil Litigation		March 20, 2015	Roundtable on Equality Issues for
November 24, 2014	Reconciling <i>Hryniak v. Mauldin</i> , 2014 SCC 7 - Predictability and Case		lawyers who are Aboriginal, racialized, newcomers or minorities
	Management	Family Law	
January 22, 2015	Mid-Winter CPD – Construction Disputes – A Toolbox <i>(joint session with</i>	November 19, 2014	First Choice Service – Everything you need to know
	Construction Law Section)	December 1, 2014	Occupation Rent
January 23, 2015	Mid-Winter CPD – The Court of Appeal: A discussion of Appellate Practice for Civil Appeals	December 11, 2014 January 22, 2015	Annual Holiday Party Mid-Winter CPD – Advising the Farmer:
April 28, 2015	Proposed Amendments to the Court of Queen's Bench Rules		Get the Dirt on the Dirt (AM) (joint session with Bankruptcy & Insolvency Law and Real Property Law Sections)
Construction Law		January 23, 2015	Mid-Winter CPD – Franks Red Hot
December 10, 2014	Validity and Use of Pay-When-Paid	April 30, 2015	Family Law Review 2014
January 22, 2015	Clauses in construction cases Mid-Winter CPD – Construction Disputes	April 30, 2015	Children in the Cross-Fire: Responses to Alienation & High-Conflict Parenting
	– A Toolbox (joint session with Civil Litigation Section)	May 19, 2015	Family Law and the Court of Appeal – A Practice Guide for the Perplexed



MANITOBA BAR ASSOCIATION /ASSOCIATION DU BARREAU DU MANITOBA

2014/2015 SECTION ACTIVITY



June 11, 2015	Annual BBQ	June 24, 2015	Year End Wrap Up
June 16, 2015	Welcome to Family Law - What they	Media & Communications Law	
J	didn't teach you at law school	June 9, 2015	Business Meeting
Health Law		Municipal Law	3
March 3, 2015	Respect for Autonomy or Elder Abuse? End of Life Treatment Decisions, Criminal and Civil Consequences (joint session with Criminal Justice Section)	December 11, 2014	The Municipal Council Conflict of Interest Act in relation to current remedies and some proposed reforms to it
June 15, 2015	Carter v. Canada: Physician Assisted	Real Property Law	
,	Death (joint session with Criminal Justice Section)	September 10, 2014	Use of caveats and use of bare trustee corporations to hold real estate
Immigration Law		October 8, 2014	The Residential Tenancies Act – Matters of Interest/Concern to Landlords and Their
September 9, 2014	MPNP's Application Management Strategy and Express Entry	January 22, 2015	Financiers
September 24, 2014	Recent Changes to the Temporary Foreign Worker Program	January 22, 2015	Mid-Winter CPD – Advising the Farmer: Get the Dirt on the Dirt (AM) <i>(joint session with Bankruptcy & Insolvency</i>
June 3, 2015	Recent changes to the Manitoba Provincial Nominee Program	January 22, 2015	Law and Family Law Sections) Mid-Winter CPD – Advising the Farmer:
June 18, 2015	Update on Temporary Foreign Worker Program	january 22, 2015	Get the Dirt on the Dirt (PM) (joint session with Taxation Law and Wills & Estates Law Section)
June 24, 2015	Update on the Manitoba Provincial Nominee Program for Business (MPNPB)	February 11, 2015	New Condominium Legislation and
Labour Law		March 12 2015	Regulations
December 10, 2014	An Update on Workplace Safety and Health in Manitoba	March 12, 2015	City of Winnipeg Zoning and Subdivision Matters
January 22, 2015	Mid-Winter CPD – Restrictive Covenants in Employment Law: A Perspective for the Bar and Bench	April 9, 2015	Operation of the New Manitoba Farm Industry Board and the legislation it will now deal with
March 2, 2015	Human Rights – Case Law Update and Review of Procedural Issues in Manitoba	April 29, 2015	The new Manitoba Property Registry Client Service Improvement Initiative project "Titles Online"
May 25, 2015	PART 2: Arguing the Human Rights	SOGIC Manitoba	project Titles Offinite
	Case: In-depth Review of Common Procedural and Legal Issues in a Human	November 19, 2014	General Business Meeting
	rights Adjudication	December 11, 2014	Awareness of gender identity and sexual
Law Practice Manager	ment	•	orientation within the workplace (joint
February 26, 2015	Being the Best Lawyers You Can Be		session with Equality Issues Section)
August 26, 2015	Personal Safety & Law Office Safety	Taxation Law	
Legal Research		January 22, 2015	Mid-Winter CPD – Advising the Farmer:
September 22, 2014	Insights on Modern Research Practices		Get the Dirt on the Dirt (PM) (joint session with Real Property Law and Wills
November 28, 2014	Empirical Research and the Practice of		& Estates Law Section)
D 1 44 0044	Law	Technology & Intelle	ctual Property Law
December 16, 2014	Legal Research as a Career	November 26, 2014	Recent Amendments to the Trade-marks
January 22, 2015	Mid-Winter CPD – New Directions in Research	January 23, 2015	<i>Act</i> Mid-Winter CPD – The Current State of
January 23, 2015	Mid-Winter CPD – Knowledge Management: A Conversation	January Carly Carly	Privacy Law in Manitoba (joint session with CCCA Section)
April 20, 2015	Locating Unreported Court and Tribunal Decisions	June 10, 2015	Year in Review - Updates and Developments in the areas of Copyright,
May 21, 2015	Researching Municipal and First Nations By-Laws		Trademarks, Patents, Privacy and Technology Law

45



MANITOBA BAR ASSOCIATION/ASSOCIATION DU BARREAU DU MANITOBA 2014/2014 SECTION ACTIVITY

Wills & Estates		June 2, 2015	Celebrating Success - Wine & Cheese
January 22, 2015	Mid-Winter CPD – Anatomy of a Power of Attorney	Young Lawyers'	Reception
January 22, 2015	Mid-Winter CPD - Advising the Farmer:	October 23, 2014	Annual Wine & Cheese
session with Real	Get the Dirt on the Dirt (PM) (joint session with Real Property Law and	January 22, 2015	Mid-Winter CPD – Advising Small Business Clients Starting a Business
May 20, 2015	Taxation Law Section) These are a Few of Our Favourite Cases January 2	January 23, 2015	Mid-Winter CPD – The Ins and Outs of Court of Queen's Bench Proceedings
Women Lawyers' Foru	ım	June 10, 2015	Practicing Law - A Social Evening of
January 22, 2015	Mid-Winter CPD – Surviving and Thriving in Private Practice: Tips from Women From the Frontlines		Strategies and Insights from Past & Present Young Lawyers
April 30, 2015	Networking Event - "The Polished Professional"	June 24, 2015	Small Claims Primer

1020 - 444 St. Mary Avenue, Winnipeg, Manitoba, Canada, R3C 3T1 tel/tél : 204-927-1210 | fax/téléc : 204-927-1212 | admin@cba-mb.ca | www.cba.org/Manitoba