

THE OSGOODE CERTIFICATE IN HANDLING SUMMARY CONVICTION OFFENCE CASES

“A great program! I would highly recommend it!”

Adriana Ortiz
Adriana Ortiz R Law

An interactive learn-by-doing program focused on giving you the knowledge and practical skills you need from a faculty of judges, Crown Attorneys and defence lawyers.

- Disclosure: when to ask for it, what to look for and how to identify what's missing
- Strategies for preparing and conducting your Crown pre-trial and judicial pre-trial
- Expert insight in how to best prepare and conduct your trial

Plus! Benefit from a full-day intensive simulation where you will conduct a cross-examination of a police officer and make your submissions on sentencing with individualized feedback judges, Crown Attorneys and defence lawyers.

PROGRAM DIRECTOR

The Hon. Justice Rick Libman
Ontario Court of Justice

REGISTRATION DETAILS

April 20 and May 25, 2024
Blended (Online)

Registration includes 120-day unlimited, online access to the recorded program (Modules 1 – 4 only).

Register today at:

[osgoodepd.ca/
summaryconvictions](https://osgoodepd.ca/summaryconvictions)



The Osgoode Certificate in Handling Summary Conviction Offence Cases

“Invaluable for those starting out and for those who are seeking useful tips from the experts to refine their advocacy skills.”

Ruth MacKeigan
Paralegal, Halton Regional Police Service

Get the knowledge and practical skills you need to be an effective advocate when handling summary conviction offences.

Now in its 5th year and led by **The Hon. Justice Rick Libman**, this one-of-a-kind Osgoode Certificate program explores the key stages of a summary conviction offence matter while emphasizing ways of strengthening your written and oral advocacy.

You'll get a comprehensive overview of the relevant law and practice all while enjoying the benefits of flexible asynchronous learning. Learn at your own pace and have on-demand access to several key presentations and expert panel discussions.

You'll also have a unique opportunity to hone your advocacy skills in our live, full-day advocacy workshops. Learn-by-doing exercises and individualized feedback from defence lawyers, Crown Attorneys and judges will take your confidence and skills to a new level.

Note – live attendance is required for the May 25 workshops.

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summaryconvictions](https://osgoodepd.ca/summaryconvictions)



You will learn about:

- Critical issues at the first client meeting
- Current developments in summary conviction offences
- Best practices for reviewing the disclosure
- Tips for engaging in resolution discussions
- Strategies for getting the most out of the Crown pre-trial and judicial pre-trial
- How to improve *Charter* applications and your overall written advocacy
- Effective oral advocacy techniques: practical tips from the Bench
- Law and strategies for the appeals process

Reserve your place now to take advantage of this unique learning opportunity while fulfilling all of your LSO CPD requirements for 2024.

Who Should Attend:

- Defence Lawyers
- Crown Attorneys
- Paralegals

Register today at:

osgoodepd.ca/summaryconvictions

Here's what past participants have said about this program:

“I was really impressed with this entire program. Each module was very well executed and all of the instructors were top notch.”

David W. Chodikoff
Partner, Miller Thomson LLP

“Very well put together with meaningful interactions between faculty and attendees. Using some of the new strategies that I learned, I successfully negotiated an absolute discharge for my client during a judicial pre-trial. Thank you!”

Charles S. Freed
Freed Legal Services LLP

Drawing on the expertise of judges, senior practitioners and other legal professionals including:

Program Director



**The Hon. Justice
Rick Libman**
Ontario Court of Justice

Program Faculty

Jason Balgopal

Assistant Crown Attorney
Scarborough Crown Attorney's Office
Ministry of the Attorney General

Paul Calarco

Barrister & Solicitor

Julianna Greenspan

Greenspan Partners LLP

Lisa Henderson

Ministry of the Attorney General (retired)

Helen How

Assistant Crown Attorney
Downtown Toronto Crown Attorney's Office
Ministry of the Attorney General

The Hon. Justice Rick Libman

Ontario Court of Justice

Royland Moriah

Rusonik O'Connor Robbins Ross &
Angelini LLP

Megan Petrie

Assistant Crown Attorney
Scarborough Crown's Office
Ministry of the Attorney General

Leah Shafran

Leah Shafran Law

Jillian Siskind

Siskind Doyle LLP

Richard Stern

Barrister & Solicitor

“The program was excellent. I would definitely recommend it to my colleagues. The opportunity to ask questions and interact with other practitioners, judges, justices of the peace and Crowns was incredible. They were all very patient and helpful.

Jason Todoroff
Barrister & Solicitor

“Excellent program! The material was always interesting and applicable.”

Jonathan Hurter
Legal Counsel

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Agenda

PROGRAM KICKOFF

Saturday, April 20, 2024
9:00 a.m. – 12:00 p.m. ET

- Program introduction and overview
- Current developments with summary convictions
- Interactive Q & A

MODULE 1

Overview of Summary Conviction Offences

(Release date: April 20, 2024)
*available on-demand

Critical Issues at the First Client Meeting

- Finalizing your retainer
- Managing client expectations at an early stage
- Obtaining proper instructions
- Developing a strategic defence plan
- Preparing for first court appearance
- Securing and reviewing initial disclosure
- Avoiding conflicts
- Ensuring you do not act contrary to your client's instructions
- Investigating any potential mental health issues with your client

Pre-Trials and Resolution Discussions

- Strategies for discussing resolution with both your client and the Crown

- Practical tips when preparing for the Crown pre-trial and judicial pre-trial
- Do's and don'ts when discussing the evidence with the other side

MODULE 2

Evidence in Summary Conviction Trials

(Release date: April 20, 2024)
*available on-demand

- Overview of the most critical evidentiary issues: Hearsay, prior statements, opinion evidence, eyewitness evidence, similar fact, etc.
- "Dissecting Disclosure": An experienced criminal defence lawyer will examine a sample set disclosure pertaining to a real summary conviction offence matter. This session will answer all of the critical questions so that you know how to use disclosure effectively to advance your case. The analysis will also address how to identify outstanding information and provide strategies on how to obtain what you need.
- "Good Evidence, Bad Evidence": Using a variety of case scenarios, judges and experienced counsel will lead a discussion on the complex issues and circumstances relating to the admissibility of evidence.

MODULE 3

The *Charter* and Summary Convictions

(Release date: April 20, 2024)
*available on-demand

- Overview of the key sections of the *Charter* and their application to summary conviction offences:
 - Unreasonable search and seizure
 - Right to counsel
 - Disclosure and unreasonable delay
 - Exclusion of evidence
- Review of *Charter* claims and available remedies
- Leading *Charter* cases
- Written advocacy: Drafting an effective *Charter* application/response

MODULE 4

Trial, Sentencing and Appeals

(Release date: April 20, 2024)
*available on-demand

The Trial

- How to prepare your client and witnesses
- Preparing the examination-in-chief of your witnesses and preparing for the cross-examination of the Crown's witnesses
- Understanding the significance of each witness and knowing which questions to ask

Effective Advocacy at Trial

- Learn what makes an effective advocate at trial.

Guilty Pleas and Sentencing

- Plea comprehension inquiry – getting instructions from your client and ensuring it is a proper plea, the importance of collateral consequences
- Sentencing objectives/principles
- Effective advocacy at the sentencing stage

Appeals

- Proper grounds and knowing when to appeal
- Bail pending appeal, lifting driving prohibitions, etc.
- Effective advocacy in writing and oral argument

MODULE 5

Saturday, May 25, 2024

9:00 a.m. – 4:30 p.m. ET

Intensive Advocacy Workshops

Prior to this module, participants will receive the summary conviction offence case file that will form the basis of both workshops.

You will break into small groups and work with expert facilitators to practice and hone your oral advocacy skills. Facilitators will include judges, Crown Attorneys and defence counsel.

These skills-based workshops will focus on two key areas: cross-examination and sentencing submissions.

Workshop #1: Cross-Examination

The session will start with a live demonstration of an examination-in-chief of an officer, performed by an experienced Crown Attorney and a former police officer, followed by a discussion. You will then split into small groups and will have the opportunity to conduct a cross-examination of an officer. You will receive individualized feedback from the facilitators.

Workshop #2: Sentencing Submissions

In this second learn-by-doing workshop, in small groups, you will make submissions on sentencing before a judge. Each participant will receive individualized feedback from the facilitators.

*Live attendance is required for this module. It will not be recorded.

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Here's what past participants have said about this program:

“An excellent program! I really enjoyed the workshops and I'm very grateful for the feedback.”

Michelle Molineux
Lawyer

“This program is a must-have for new and seasoned licensees. By connecting participants to a faculty with deep-subject matter expertise, Osgoode provides practitioners with the tools they need to represent their clients from charge to trial and everything in between.”

Sandeep Bandhu
Licensed Paralegal

Registration Details

Fee per Delegate: \$1,495 + TAX

Fees include online attendance, electronic materials, 120-day access to the recorded instructional sessions (Modules 1-4 only), and technical support. Group discounts are available. Visit www.osgoodepd.ca/group-discounts for details. Please inquire about financial assistance and special rates for OPA members.

Financial Assistance

This program is eligible for OSAP funding. Federal and provincial job grants may be available. You may also apply for financial assistance with OsgoodePD. To learn more, visit: www.osgoodepd.ca/financial-assistance.

Program Changes

We will make every effort to present the program as advertised, but it may be necessary to change the date, location, speakers or content with little or no notice. In the event of program cancellation, York University's and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.

Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund is available if a cancellation request is received in writing 21 days prior to the program date. If a cancellation request is made with less than 21 days' notice, a \$150 administration fee will apply. No other refund is available.

For Further Program-Related Information, Please Contact:

Stéphane McRoberts, Program Lawyer at 647-999-5723
or email smcroberts@osgoode.yorku.ca


Certificate of Program Completion

You will receive a Certificate upon completion of **The Osgoode Certificate in Handling Summary Conviction Offence Cases**. Participants must view all program modules, participate in the live workshops and successfully complete the post-program multiple choice assessment to receive the Osgoode Certificate.

Register today at:

osgoodepd.ca/summaryconvictions

 **Email:** osgoodepd@osgoode.yorku.ca

 **Phone:** 416 597 9724

 **Mail:** 1 Dundas Street West, 26th Floor, Toronto, ON, M5G 1Z3



OsgoodePD has been approved as an Accredited Provider of Professionalism Content by the LSO.

Eligible CPD Hours – LSO (ON): 19h (15h Substantive; 3h Professionalism; 1h EDI)



OsgoodePD programs may be eligible for CPD/MCLE credits in other Canadian and US jurisdictions. To inquire about credit eligibility, please contact cpd@osgoode.yorku.ca.



This program is approved for LAWPRO Risk Management Credit.

Here's what past participants have said about this program:

“A very good program. The workshops on cross examination and sentencing submissions were particularly strong due to their practical and interactive format. The faculty were very experienced, engaging and encouraging.”

Steven King
King Law

“Very practical with valuable feedback and tips.”

Salman Tariq
Ten Four Legal Services

Informative speakers, “detailed literature and the online interactive forum was very useful.”

Marian Lippa
Lippa Legal Services