



# KDLA NEWS DECEMBER 2022



QUARTERLY NEWSLETTER OF THE  
KENORA DISTRICT LAW ASSOCIATION



Phaedra Olinyk  
Hook Seller & Lundin LLP  
President of KDLA

## Message from KDLA President

by Phaedra Olinyk

I hope everyone had a wonderful fall, it was certainly a busy one for the KDLA!

Firstly, thank you to everyone who attend our semi-annual AGM on October 14th for our first in person meeting in almost three years! It was a very good turnout and we had two guest speakers.

Rebecca Senior, Crown Lead for the Community Justice Centre made a presentation about the Community Justice Centre (CJC) which we will hopefully be seeing open its doors in the not-too-distant future. It was a very detailed outline of what we as lawyers can expect from the CJC, and how this particular location will be tailored to meet the needs of the justice system in Kenora. Among its many goals, our CJC will work to prioritize and accelerate the use of diversion and improve discharge planning, and support transitional housing for its participants.

Our very own local Law Society Bencher, Cheryl Siran also made a presentation, bringing us all up to speed on what we can expect in the coming year from the Law Society of Ontario. We had a roundtable discussion on succession planning, and what that could look like, and how it could impact many sole practitioners in our region.

Our secretary-treasurer, Laura Wheatley, and I were lucky enough to attend the fall Plenary for the Federation of Ontario Law Associations in Niagara Falls on behalf of the KDLA. This was the first in-person plenary since 2019. We will be providing a more detailed report with our takeaways in the next newsletter. Throughout the two days, we had the opportunity of hear from various stakeholders including the Attorney General, Hon. Doug Downey, MPP, the CEO of the Law Society of Ontario, Diana Miles and LawPRO CEO Dan Pinnington.

As always, please feel free to reach out to the executive with any questions, concerns or ideas. We hope to see everyone in the spring for our AGM.

On behalf of the KDLA I wish everybody a merry christmas and a happy and healthy 2023!

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## IN MEMORIAM

### PETER BURNS    MAY 7, 1935 - NOV 15, 2022

Peter Alexander Burns died at the Thunder Bay Regional Health Sciences Center on November 15, 2022 with his family by his side, after a short and complicated illness.

He was born and raised in Kirkland Lake, Ontario with his siblings Rosemary, Norah, and Brian. Peter attained his Bachelor of Laws at the newly minted University of Toronto Law School. In addition to his studies, he found time to play for the U of T varsity water polo team and most importantly this is where he met the love of his life, Marilyn (Millie) Hutt.

Together Peter and Marilyn set out from Toronto for Dryden, after answering an ad in the Law Review. Norman F. McAuley was looking for a lawyer to join him in his practice in Dryden. Peter and Norm found similar values in one another and it was a partnership that lasted decades as they built the firm now known as McAuley and Partners. Peter absolutely loved practicing law and serving his clients, which he did wholeheartedly until he retired at the age of 85.

Peter was active in his community and region serving on many non-profit boards and bringing his quiet and principled leadership to each organization. He was an avid skier who, without fail, could be found every Saturday and Sunday at the Dryden Ski Club with his children and then with his grandchildren, either downhill or cross-country skiing. He loved nothing more than being on a ski trip in the mountains with his family where he especially enjoyed (and sometimes contributed to) the on-hill shenanigans of his gang of skiers. In the summer, he could be found in the sauna at the family camp on Thunder Lake with his grandchildren and the music playing loud- the odd jazz piece being inserted in the playlist in his honour. Peter loved flying and retained his active pilot's licence for 70 years flying his super-cub C-FULC. He enjoyed the camaraderie of fellow aviators at the Dryden Flying Club and he was always willing and proud to take a passenger up for a flight-- many for their first time on floats or skis--to let them experience the absolute beauty of Northwestern Ontario.

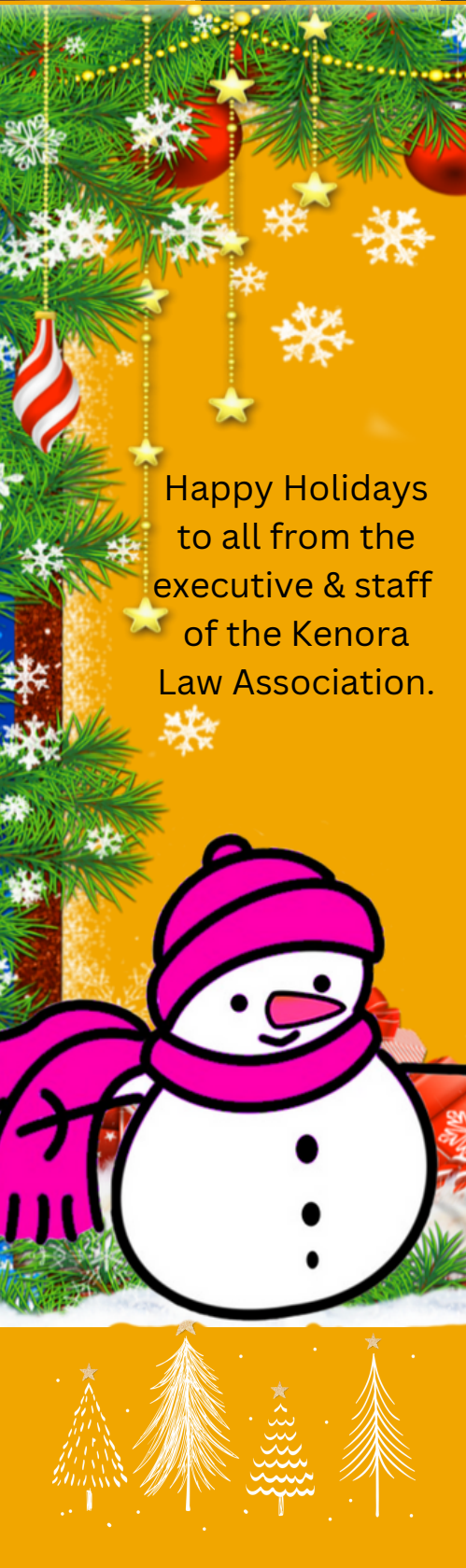
In Peter's memory, donations can be made to the Dryden Regional Hospital Equipment Fund, Box 3003, Dryden, ON P8N 2Z6.



**Peter Burns**  
1935-2022

Please remember that the  
KDLA  
library should not be used  
for audio or video court  
appearances. You are  
welcome to use the Lawyers'  
Lounge if necessary.





Happy Holidays  
to all from the  
executive & staff  
of the Kenora  
Law Association.



## Winnipeg Law firms BD Oakes Jardine Kaneski UnRuh LLP & Deeley Fabbri Sellen LLP Announce Merger

The partners of BD Oakes Jardine Kaneski UnRuh LLP are pleased to announce that effective January 1, 2023, they will be merging with Deeley Fabbri Sellen LLP under the new banner DFS Kaneski UnRuh LLP. The merged firm will have a complement of 18 lawyers and 22 staff, continuing to provide a broad range of legal services to individual, corporate, and institutional clients.

Kerry UnRuh and Colburne Poapst, as members of the merged firm, will continue to practice in Ontario, predominantly in the Kenora area, in Real Estate, Wills and Estates, and Litigation.

The new firm will operate principally at 903-386 Broadway, Winnipeg, MB, R3C 3R6. You may continue to contact Kerry at (204) 957-8182 and (effective January 1) at [kunruh@dfsku.com](mailto:kunruh@dfsku.com) and Colburne at (204) 957-8190 and (effective January 1) at [cpoapst@dfsku.com](mailto:cpoapst@dfsku.com).



Kerry UnRuh



Colburne Poapst

## An Update on Kenora Supports Ukraine

**Kenora Supports Ukraine** has settled 7 Ukrainian women in Kenora. One is teaching ESL at the Multicultural Association, one works at a credit union, another at a real estate company, one at the Lake of the Woods District Hospital, one at a grocery store and another works part-time while continuing university studies.



Myroslava, Iryna, Lexi, Mariia, Mira and Yuliia

**Support Ukraine** Winter has brought more bombing and loss of infrastructure. The needs of the country are immense. For strictly humanitarian support, consider the Ukrainian Canadian Congress's (Ukraine Humanitarian Appeal: Canada-Ukraine Foundation (<https://www.canadahelps.org/en/dn/70605?v1=true>) and the Mennonite Central Committee, which is working in the eastern war zone (<https://donate.mcccanada.ca/cause/ukraine-emergency-response>).

To support the defence of Ukraine and needs of soldiers, one of our newcomers recommends ComeBackAlive (<https://savelife.in.ua/en/>;

You can also support the Ukrainian World Congress through UniteWithUkraine (supported by singer Chantal Kreviazuk, [https://www.unitewithukraine.com/donate\\_today](https://www.unitewithukraine.com/donate_today)).

You can find a long list of organizations helping Ukraine at Canada Helps (<https://www.canadahelps.org/en/giving-life/on-the-ground-with-ryan-how-can-we-help-ukraine-from-canada/>).

KSU Coordinating Committee Members: Ken and Laurie Bracken, Irene Olson, Darlene Hiebert, Joel McGrath, Olena Moncrief and co-chairs Nathan Moncrief and Peter Kirby



Good Evening, We are from Ukraine  
(greeting on stamp: Ukraine Post  
Office, July 2022)

## Missing Books

The Law Library is missing some books from the Criminal Law section.

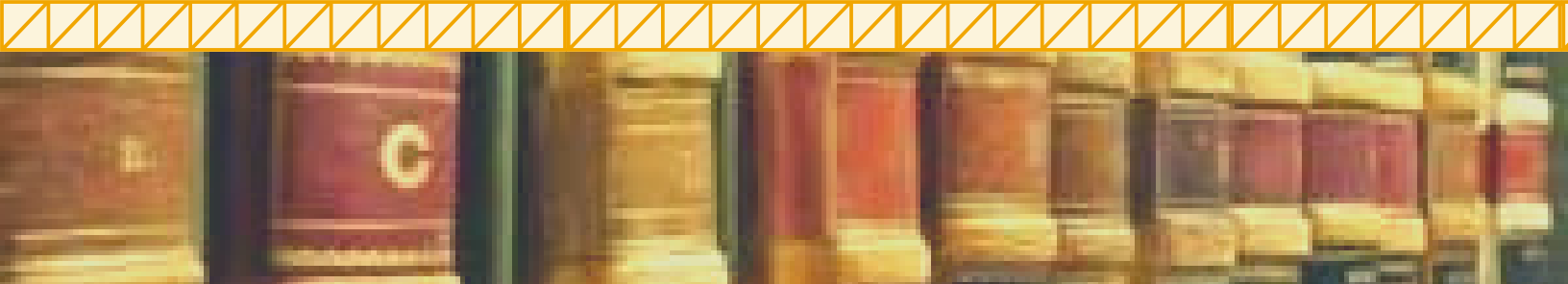
Please check your offices for the following:

- Carswell Forms and Precedent Collection: Criminal Law Precedents – volume 1 (of a 2 volume set) (KF 9620 .ZA2 W37 2007 v.1)
- Understanding Bail in Canada / Trotter (KF 9632 T76 2013)
- The Anatomy of Criminal Procedure: a visual guide to the law / Coughlan & Gorlewski) (KF 9620 .ZA2 C67 2019)

The expense to replace these items will total over \$1000.

Members are reminded that books **MUST** be signed out before being taken from the library





KDLA Members Terrence Douglas (far left) and David Elliott (far right) with bandmates Lorry Alcock and Kurtis Guessner.  
STONEHOUSE

## What do Lawyers do when they're not Lawyering? Introducing STONEHOUSE

Arising from the Covid-19 lockdown of the past couple of years, the band Stonehouse began playing high energy classic rock in local area bars in June, 2022. Consisting of Lorry Alcock on guitar and vocals, Kurtis Guessner on bass and vocals, the band also features two Kenora lawyers - David Elliott on drums and vocals and Terence Douglas on guitar.

Stonehouse is a group of musicians with diverse influences that gel together to create an energetic and exciting show, as Terence explains, "The band has 4 individuals of various ages that grew up and learned their instruments from the 1960s through to the 1990s, all of which provides an interesting approach to playing. From British Invasion, to American blues slide, to 70s stadium rock, to classic heavy metal and straight-ahead rock, Stonehouse combines all these influences to create a unique style of play".

Stonehouse also has a strong vocal profile with great multi-part harmonies and back up singing to round out their classic rock set lists. The backstop of the band, with a unique 4 on the floor drum style, is certainly David. When asked his favourite part of playing, David replied, "I like to hit things".

Stonehouse will be playing regularly this fall and winter at Lake of the Woods Brew Pub, Cottage Time and Bob's Burgers and is available for other engagements.

## A View From My Window



As we approach the shortest day of the year, it is often still dark when I arrive in the morning. This is my view at 7:30 AM.



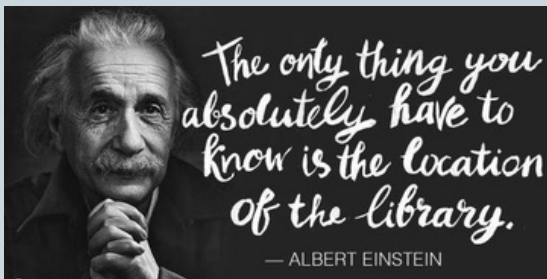
# Recent Library Acquisitions

## NEW BOOKS

Administrative Law in Context (Flood & Daly) 4th ed.  
Annotated Ontario Freedom of Information & Protection of Privacy Acts (Goodis) 2022/23 ed.  
Annotated Ontario Highway Traffic Act (Segal) 2022 ed.  
Annotated Ontario Human Rights Code (Lavender) 2023 ed.  
Annotated Ontario Mental Health Statutes (Schneider et al) 5th ed.  
Bennett on Bankruptcy 2022 (Bennett) 24th ed.  
Bennett on Receiverships (Bennett) 4th ed.  
The Canadian Law of Unjust Enrichment & Restitution (McInness) 2nd ed.  
Child Protection Law in Ontario (Harris)  
Conduct of an Appeal (Sopinka, Gelowitz & Rankin) 5th ed.  
Consolidated Federal Employment & Labour Statutes & Regulations 2022  
Criminal Law (Roach) 8th ed.  
Digital Asset Entanglement: unravelling the intersection of estate laws & technology (Hartung & Zegel)  
Distress: a commercial landlord's remedy (Haber & Malen) 2nd ed.  
Document Registration Guide (McConnell) 24th ed.  
E-Discovery and Information Law in Canada (Wortzman & Fishman) 4th ed.  
The Fundamentals of Statutory Interpretation (Hutchinson)  
Guide to the Law and Practice of Anti-SLAPP Proceedings (Potts & Stoik)  
Guthrie's Guide to Better Legal Writing (Guthrie) 2nd ed.  
Information and Privacy Law in Canada (von Tigerstrom)  
Introduction to Contracts (MacDougall) 5th ed.  
Labour & Employment Law: cases, materials, & commentary 9th ed.  
The Law of ADR in Canada: an introductory guide (Glaholt & Rottedam) 3rd ed.  
The Law of Contracts (Waddams) 8th ed.  
The Law of Libel in Canada (Downard) 5th ed.  
The Law of Restitution (Maddaugh & McCamus) 2022 Student ed.  
Mack's Criminal Law Trial Book (Mack & Fahim) 2022 ed.  
Ontario Annual Practice 2022-2023 (Carthy, Millar & Cowna)  
Ontario Energy Law: Electricity (Clark, Stoll, Cass)  
Ontario Family Law Practice (Coats et. al.) 2023 ed.  
Ontario Landlord & Tenant Law & Practice 2023 (Fleming)  
Ontario Municipal Act: a user's manual 2022 (Rouleau & Bar-Moshe)  
Ontario Provincial Offences: Pocket edition 2023  
A Practical Guide to Smart Contracts and Blockchain Law (Grinhaus) 2nd ed.  
The Practitioner's Criminal Code 2023 (Gold)  
Preparation of Wills and Powers of Attorney (Main) 5th ed.  
Prosecuting and Defending Drug Offences (Baruti & Puddington) 2nd ed.  
Qualifying and Challenging Expert Evidence (Gottardi et. al.)  
Residential Tenancies in Ontario (Fleming) 4th ed.  
Supreme Court of Canada Practice 2022 (Watt et. al.)  
Unpacking Family Law for Practitioners (Kraft & Prewer)  
Watson & McGowan's Ontario Civil Practice (Watson & McGowan et. al.) 2023 ed.

## NEW CLE From LSO

Administration of Estates 2022  
23rd Employment Law Summit  
25th Estates and Trusts Summit  
5th Motor Vehicle Litigation Summit  
Probate Essentials 2022  
The Six-Minute Debtor-Creditor and Insolvency Lawyer 2022



KDLA EXECUTIVE

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LIBRARIAN

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