

# REQUEST FOR BIOGRAPHICAL INFORMATION

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<https://otc-cta.fluidsurveys.com/s/foa-bio-form/9ce4ee556e9afa63a515ffd36eadd646/>

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## A. Contact Information

Please note that completion of this form is lengthy. You may be required to save and return to complete. **If you have any questions or need help please contact David Gervin at [David.Gervin@otc-cta.gc.ca](mailto:David.Gervin@otc-cta.gc.ca)**

### A. CONTACT INFORMATION

#### FIRST NAME

Pat

#### LAST NAME

Withers

#### MIDDLE INITIAL

A

#### FIRM NAME

Cornerstone Management

#### ADDRESS

Variable	Response
ADDRESS   ADDRESS LINE 1	#544 7620 Elbow Drive
ADDRESS   ADDRESS LINE 2	(No response)
ADDRESS   CITY	Calgary
ADDRESS   PROVINCE	Alberta
ADDRESS   POSTAL CODE	T2V 1K2

#### TELEPHONE

403-255-2552

## FAX

403-255-4466

## EMAIL

pwithers.cornerstone@shaw.ca

## Region of residence

Alberta

## Willingness to travel within and to other provinces?

Please specify provinces.

- British Columbia
- Alberta
- Saskatchewan
- Manitoba
- Ontario
- Quebec
- New Brunswick
- Nova Scotia
- Newfoundland and Labrador
- Prince Edward Island
- Yukon
- Northwest Territories
- Nunavut

## B. Education |

### B. EDUCATION

Please list degree(s), institution(s) attended and year degree(s) conferred below

	Degree	Institution Attended	Year degree conferred
1)	Masters of Business Administration	Queen's University	2002
2)	Business Administration	Southern Alberta Institute of Technology	2000
3)	Business Administration	Grande Prairie Regional College	1999
4)	(No response)	(No response)	(No response)
5)	(No response)	(No response)	(No response)

Please list courses or degrees in Economics, if any.

Managerial Economics and Industry Analysis - Queens University  
Global Economy - Queens  
E-Commerce and the Internet Economy- Queens  
Principles of Microeconomics - SAIT  
Principles of Macroeconomics - SAIT  
Business Economics - SAIT

Please list courses or degrees in Finance and Accounting, if any.

I have done accounting and financial management for my own businesses for the past 34 years.  
Foundations of Accounting and Finance - Queens University  
Management Accounting and Control - Queens  
Financial Accounting and Analysis - Queens  
Financial Management - Queens  
Derivatives and Risk Management - Queens  
Financial Accounting I - GPRC  
Financial Math I II - GPRC  
Functional Management Accounting - SAIT

Please list courses relating to logistics, transportation or transportation law, if any.

1979 - 1999 Managed my own oilfield trucking and hot shot businesses

## C. Arbitration Designation

### C. ARBITRATION DESIGNATION

Please list designation(s), certification(s) or accreditation(s) in arbitration received from any recognized institution(s) and the year(s) conferred below.

	Designation	Organization	Year conferred
1)	Arbitration Certification	Alberta Arbitration and Mediation Society	2009
2)	(No response)	(No response)	(No response)
3)	(No response)	(No response)	(No response)
4)	(No response)	(No response)	(No response)
5)	(No response)	(No response)	(No response)

## D. Arbitration Training |

### D. ARBITRATION TRAINING

Please list arbitration training or course(s), if any, along with the institution providing the training and the year you received this training below.

	Course	Institutions	Year
1)	Arbitration I	AAMS	2005
2)	Arbitration II	AAMS	2005
3)	Arbitration III	AAMS	2008
4)	Med/Arb- Arb/Med	AAMS	2004
5)	Alternatives in Dispute Resolution	AAMS	2003
6)	Administrative Justice	Government of Alberta	2011
7)	Formulating Deliberation Questions and Identifying Evidence	Government of Alberta	2011
8)	Effective Decision Making through Deliberations II	Government of Alberta	2011
9)	Assessing Witness Credibility	Government of Alberta	2012
10)	Communications	Government of Alberta	2012

## E. Commercial Litigation Experience |

### E. COMMERCIAL LITIGATION EXPERIENCE

a. Please specify approximate number of commercial cases in which you have acted as counsel.

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b. Please list range of years over which these cases occurred.

---- to ----

c. Please list law firms with which you were associated according to year.

I am not a lawyer. I am a chartered mediator and arbitrator.

I also work at Alberta Justice as a mediator. I have a private practice which encompasses private mediation and arbitration. I have also been appointed by Human Services and sit on an Appeal Panel as an Arbitrator.

d. Did you typically represent plaintiff, respondent or both? Please provide your answer as a percentage.

Variable	Response
d. Did you typically represent plaintiff, respondent or both? Please provide your answer as a percentage.   Plaintiff	(No response)
d. Did you typically represent plaintiff, respondent or both? Please provide your answer as a percentage.   Respondent	(No response)

e. Please list by subject area, the 3 most complex commercial cases with which you have been involved as counsel in arbitrations or litigation, the kind of evidence presented, what experts were involved, quantum in issue and duration of case.

	Area of Commercial Litigation (e.g. Patent infringement)	Kind of Evidence Presented	What type of Experts were involved	Quantum (value of claim)	Duration (Time in court)
1)	(No response)	(No response)	(No response)	(No response)	(No response)
2)	(No response)	(No response)	(No response)	(No response)	(No response)
3)	(No response)	(No response)	(No response)	(No response)	(No response)

## F. Experience as an Arbitrator, Adjudicator or Judge

### F. EXPERIENCE AS AN ARBITRATOR, ADJUDICATOR OR JUDGE

Please specify approximate number of cases in which you have acted as an arbitrator, judge or tribunal adjudicator. Please note that there are cells in the table below in which you are asked to provide court level and tribunal.

	Arbitrator	Judge	Tribunal Adjudicator
Number of cases	10	(No response)	4
Over what period of years	4	(No response)	(No response)
Number of commercial cases	13	(No response)	(No response)
Over what period of years	4	(No response)	(No response)
Level of court	QB	(No response)	(No response)
Please specify tribunal	Private	(No response)	Private/ Appeal Bd

a. Please list by subject area, the **3** most complex commercial cases in which you acted as arbitrator, judge or adjudicator, the kind of evidence presented, experts involved, quantum in issue and duration of hearing.

	Please specify your role	Area of Commercial Litigation	Evidence Presented	Experts included	Quantum (value of claim)	Duration (Time in court)
1)	Arbitrator	Contract	Contracts Financial statements	Accountant	<\$1M	3 mos
2)	Arbitrator	Contract	Contracts Verbal Agreements Financial spreadsheets	Industry expert	<\$10M	4 mos
3)	Arbitrator	Commercial Lease Renewal	Lease Agreements Comparables Financial Statements	Real estate appraisers	<\$5M	4 mos

## G. Work Samples |

### G. WORK SAMPLES

Please provide a written award (redacted) or decision you have written.

**Only .pdf or .doc files are accepted.**

assets/survey-uploads/15409/2587596-pQsaMND9GL/Arb Award May 30 2008.pdf



## H. Transportation Specific Legislation |

### H. TRANSPORTATION SPECIFIC LEGISLATION

a. Please rate your current familiarity with the following:

For Rail Specialization - Legislation, Regulations, and Procedures

Variable	Response
a. Please rate your current familiarity with the following:   Rail Costing Regulations – SOR/80-310	No familiarity
a. Please rate your current familiarity with the following:   Railway Third Party Liability Insurance Coverage Regulations – SOR/96-337	No familiarity
a. Please rate your current familiarity with the following:   Railway Traffic Liability Regulations – SOR/91-488	No familiarity
a. Please rate your current familiarity with the following:   Carriers and Transportation and Grain Handling Undertakings Information Regulations – SOR/96-334	No familiarity
a. Please rate your current familiarity with the following:   Railway Interswitching Regulations – SOR/88-41	No familiarity
a. Please rate your current familiarity with the following:   Rail Complaints: What You Need to Know – Canadian Transportation Agency	Fair
a. Please rate your current familiarity with the following:   2011 Guide to Railway Charges for Crossing Maintenance and Construction	No familiarity

Rail: Please provide details explaining how you became familiar with this material.

Internet reading

b. Please rate your current familiarity with the following:

For Marine Specialization - Legislation, Regulations, and Procedures

Variable	Response
b. Please rate your current familiarity with the following:   Canada Marine Act – S.C. 1998, c.10	No familiarity
b. Please rate your current familiarity with the following:   Coasting Trade Act – S.C. 1992, c.31	No familiarity
b. Please rate your current familiarity with the following:   Pilotage Act – R.S.C. 1985, c. P-14	No familiarity
b. Please rate your current familiarity with the following:   Shipping Conferences Exemption Act, 1987 – R.S.C., 1985, c.17 (3rd Supp.)	No familiarity

Marine: Please provide details explaining how you became familiar with this material.

(No response)

c. Please rate your current familiarity with the following:

For Air Specialization - Legislation, Regulations, and Procedures

Variable	Response
c. Please rate your current familiarity with the following:   Air Transportation Regulations – SOR/88-58	Fair

**Air: Please provide details explaining how you became familiar with this material.**

I did some consulting for a commercial airline company so have some knowledge regarding the Air Transportation Regulations.

## I. Familiarity with Transportation and Transportation Law

### I. FAMILIARITY WITH TRANSPORTATION AND TRANSPORTATION LAW

Please describe your background involvement in the transportation industry or transportation law, if any.

In 1979 - 1999 I owned and managed two oilfield trucking companies in northern Alberta. I ensured our companies were compliant with the National Safety Code, all running rights, interprovincial operating authorities, regulations and all safety requirements imposed by the oil and service companies.

In 2001, I did some private consulting work for an airline company and am somewhat familiar with air transportation issues.

## J. Conflict Disclosures |

### J. DISCLOSURE

If you have ever worked for, been associated with, or have a current or past interest in a transportation carrier or shipper in rail, marine or air please provide details below:

I have consulted as an independant contractor for a commercial airline in 2001.

K. Conflict |

K. CONFLICT

a. If you OR YOUR FIRM currently represent, or have in the past represented, a carrier please advise.

(No response)

b. If you OR YOUR FIRM currently represent, or have ever represented, a company in a matter relating to shipment of goods, please advise.

(No response)

## L. Fees

### L. FEES

Please provide daily and hourly rates

Variable	Response
Please provide daily and hourly rates   Daily	2500.00
Please provide daily and hourly rates   Hourly	350.00

M. Availability |

M. AVAILABILITY

How many months in advance are you booked?

it depends on the cases I have going usually 2-3

## N. Signed Agreement |

### N. SIGNED AGREEMENT

The information I have provided accurately describes my qualifications and experience. I understand that: Roster members will be selected based on the criteria as set out in this request for biographical information. The biographical information provided by me in this Request for biographical information will appear on-line at the Agency web site. Rosters and roster members will be reviewed every 2 years. Being accepted as a roster member does not guarantee that I will receive work under the *Canada Transportation Act*. The Canada Transportation Agency is in no way responsible for any fees, expenses or outstanding payments, all of which shall be billed by the arbitrator to the parties to any proceeding under the *Canada Transportation Act*. If accepted, I will comply with all the conditions of the program, including but not limited to the following: I will comply with the Code of Ethics of the Canadian Transportation Agency. Maintenance of insurance at the required level.

### Please provide proof of insurance

Variable	Response
Please provide proof of insurance   Policy number #	MCL1966PL-2/MCL1966GL-2
Please provide proof of insurance   Issuer	Lloyds

**PLEASE NOTE YOUR APPLICATION IS NOT COMPLETE WITHOUT PROOF OF INSURANCE AND SIGNED AGREEMENT THAT YOU WILL FIND ON THE FOLLOWING PAGE**

Please specify time and location of the signature.

Signed on

2013-01-14 00:00:00

in the Province of

Alberta

Signature

Please sign the form digitally by typing your first and last name.

Patricia Withers



## Application Checklist

### Application Checklist

**Please do not include a resume.**

**If you have any questions or need help please contact David Gervin at [David.Gervin@otc-cta.gc.ca](mailto:David.Gervin@otc-cta.gc.ca)**

If you wish to be considered for the roster, please ensure that you completed the following:

Variable	Response
Application Checklist   Filled out the Application Form	Yes
Application Checklist   Provided your digital signature on the previous page	Yes
Application Checklist   Faxed us the proof of insurance (fax: 819-953-6613)	Yes