



**REQUEST FOR BIOGRAPHICAL INFORMATION**

**Opportunity for arbitrators to be selected for the Canadian Transportation Agency rosters**

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**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 Martina Faith at [Martina.Faith@otc-cta.gc.ca](mailto:Martina.Faith@otc-cta.gc.ca)



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Facebook	
Other social media links	
Region of residence	



<p>Willingness to travel within and to other provinces? Please specify provinces.</p>	<input checked="" type="checkbox"/> All provinces <input type="checkbox"/> British Columbia <input type="checkbox"/> Alberta <input type="checkbox"/> Saskatchewan <input type="checkbox"/> Manitoba <input type="checkbox"/> Ontario <input type="checkbox"/> Quebec <input type="checkbox"/> New Brunswick <input type="checkbox"/> Nova Scotia <input type="checkbox"/> Newfoundland and Labrador <input type="checkbox"/> Prince Edward Island <input type="checkbox"/> Yukon <input type="checkbox"/> Northwest Territories <input type="checkbox"/> Nunavut
<p>Languages spoken</p>	<input checked="" type="checkbox"/> English <input type="checkbox"/> French

**Education**

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

Degree	Institution attended	Year degree conferred
LL.B. Great Distinction	University of Saskatchewan	1983

Please list courses or degrees in **Economics**, if any.

Courses	Institution attended	Year

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

Courses	Institution attended	Year
Basic Accounting Course	Robertson Career College	1972-73
Other continuing education courses in accounting over the years		



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

Courses	Institution attended	Year
Various continuing legal education courses over the years		

### Arbitration Designation

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

Designation	Organization	Year conferred
Chartered Arbitrator	ADR Institute of Canada	2002
Chartered Mediator	ADR Institute of Canada	2002
Certificate in Tribunal Administrative Justice	Foundation of Administrative Justice	2010
IMI Certified Mediator	International Mediation Institute	About 2010

### Arbitration Training

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

Course	Institutions	Year
Arbitration Class	University of Saskatchewan	1982
Many continuing legal education courses		
Teach courses in the Foundation of Administrative Justice Certificate Program including <i>Principles of Administrative Justice, Evidence, Effective Witnesses, Interpreting Legislation, Effective Hearings, Presenting Cases, Decision Making, Decision Writing, Case Management, and others.</i>	Foundation of Administrative Justice	



Teaching the ADR Institute of Canada National Introductory Arbitration Course in Saskatchewan in November 2015	ADR Institute of Canada	
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**Commercial Litigation Experience**

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

Many

Please list range of years over which these cases occurred.

1984-2006

Please list law firms with which you were associated, according to years.

Firm name	Duration
Wallace Meschishnick Clackson Zawada	1996-2006
MacDermid Lamarsh	1991-1996
McKercher, McKercher, Stack, Korching & Laing	1984-1991

Did you typically represent plaintiff, respondent or both? Please provide your answer as a percentage.	Response
Plaintiff	About 50
Respondent	About 50

Please list by subject area, the three 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)

### 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 the court level and tribunal.

	Arbitrator	Judge	Tribunal Adjudicator
Number of cases	Around 200		Around 550
Over what period of years	1994-2018		1994-2018
Number of commercial cases			
Over what period of years			
Level of court			
Please specify tribunal	Arbitration includes:  Labour cases  Commercial  Domain name disputes  Canada Revenue Agency Independent Third Party Review  Western Grain Transition Payments Decisions		Adjudication includes:  Canada Labour Code Unjust Dismissal and Wage Recovery  Indian Residential Schools  Police Discipline  Occupational Health and Safety Harassment Appeals



Please list by subject area the three 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)

**Work Samples**

Please provide a written award (redacted) or decision that you have written. Files should be attached to this submission. Only .pdf or .doc files are accepted.

**Transportation Specific Legislation**

**FOR RAIL SPECIALIZATION – LEGISLATION, REGULATIONS, AND PROCEDURES**

Please rate your current familiarity with the following using "Very familiar", "Fair" or "Not familiar".	Response
<i>Railway Costing Regulations – SOR/80-310</i>	Not familiar
<i>Railway Third Party Liability Insurance Coverage Regulations – SOR/96-337</i>	Not familiar
<i>Railway Traffic Liability Regulations – SOR/91-488</i>	Fair
<i>Carriers and Transportation and Grain Handling Undertakings Information Regulations – SOR/96-334</i>	Fair
<i>Railway Interswitching Regulations – SOR/88-41</i>	Not familiar

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

Reviewed the legislation noted as part of a case.

**FOR MARINE SPECIALIZATION – LEGISLATION, REGULATIONS, AND PROCEDURES**

Please rate your current familiarity with the following using "Very familiar", "Fair" or "Not familiar":	Response
<i>Canada Marine Act – S.C. 1998, c. 10</i>	Fair
<i>Coasting Trade Act – S.C. 1992, c. 31</i>	Not familiar
<i>Pilotage Act – R.S.C. 1985, c. P-14</i>	Not familiar
<i>Shipping Conferences Exemption Act, 1987 – R.S.C., 1985, c. 17 (3rd Supp.)</i>	Not familiar



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

Had a client with a problem that required review of the Canada Marine Act.

**FOR AIR SPECIALIZATION – LEGISLATION, REGULATIONS, AND PROCEDURES**

<b>Please rate your current familiarity with the following using "Very familiar", "Fair" or "Not familiar":</b>	<b>Response</b>
<i>Air Transportation Regulations – SOR/88-58</i>	Fair

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

Had to review Air Transport Regulations in a case I heard.

**Familiarity with Transportation and Transportation Law**

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

While in law practice, we had transportation clients and I assisted them with issues with licensing and other matters. As an adjudicator of unjust dismissal claims and wage recovery appeals, I have had to deal with cases involving air transport, rail transport and truck transport. In the past I have had a client with issues in the marine transport area.

**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:

N/A

**Conflict**

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

N/A

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

N/A





**Fees**

Please provide daily and hourly rates	Response
Daily	\$2,675
Hourly	\$355

**Availability**

How many months in advance are you booked for?

Usually several months.

**Signed Agreement**

PLEASE NOTE THAT YOUR APPLICATION IS NOT COMPLETE WITHOUT PROOF OF INSURANCE AND THE SIGNED AGREEMENT THAT YOU WILL FIND BELOW.

The information I have provided describes accurately my qualifications and experience.

I understand that:

- Roster members will be selected based on the criteria set out in this request for biographical information.
- The biographical information provided by me in this request for biographical information will appear online ON the Agency's Web site.
- Rosters and roster members may be reviewed every two 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 my request is accepted, I will comply with all the conditions of the program, including but not limited to the following:

- Compliance with the Canadian Transportation Agency's Code of Values and Ethics.
- Maintenance of insurance at the required level.

Please provide proof of insurance	Response
Policy number #	Payment Number 20905
Issuer	Law Society of Saskatchewan



<b>Signed on</b>	
<b>in the province of</b>	
<b>Signature (Please sign the form digitally by typing your first and last name.)</b>	* Signed on original copy

### Application Checklist

Please do not include a resume. If you have any questions or need help, please contact Martina Faith at [Martina.Faith@otc-cta.gc.ca](mailto:Martina.Faith@otc-cta.gc.ca).

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

#### Checklist

- Filled out the Application Form
- Provided your work sample
- Provided your digital signature above
- Faxed us (819-953-6613) or attached as a PDF, the proof of insurance