

Tribunal Watch Ontario – Advisory Council

May 2022

George Thomson

Mr. Thomson received his B.A. and his LL.B. from Queen's University, and his LL.M. from the University of California. His career in law and public service began at the University of Western Ontario, where he taught law and became Assistant Dean of the Law School. In 1972, Mr. Thomson was appointed a judge of the Provincial Court for the Province of Ontario. Subsequently, he was appointed Associate Deputy Minister of Community and Social Services, responsible for children's services. Mr. Thomson returned to the bench, and then, from 1985-1989, he was the Director of Education for the Law Society of Upper Canada and also chaired a provincial committee on social assistance reform. In 1989, he became Deputy Minister of Citizenship for the Province of Ontario, followed by appointments as Deputy Minister of Labour, and Ontario Deputy Attorney General. Mr. Thomson was then Deputy Minister of Justice and Deputy Attorney General of Canada from 1994-1998. After a term as Skelton-Clark fellow at Queen's University, he assumed the position of Executive Director of the National Judicial Institute in 2000. In 2006, he became Senior Director, International Programs for the Institute. He also chaired Ontario's Citizens' Assembly on Electoral Reform.

David J Mullan

Professor *Emeritus*, Faculty of Law, Queen's University.

David Mullan retired from the Faculty of Law at Queen's University, Kingston, Ontario, Canada in 2003 as the holder of the Osler, Hoskin & Harcourt Professorship in Constitutional and Administrative Law. From 2004 until 2008, he was the first Integrity Commissioner for the City of Toronto, and now works as a free-lance consultant and speaker. From 1998 to 2006 he was a part-time member of the Human Rights Tribunal of Ontario, and, until 2015, a part-time Vice-Chair of the Ontario Workplace Safety and Insurance Appeals Tribunal. From 1993 until 2018, he was also a member of the NAFTA Chapter 19 Canadian Panel. He continues to provide strategic advice on administrative law issues (including applications for judicial review) to governments and agencies and tribunals. He has been a frequent speaker at continuing legal education seminars and workshops for members of courts, tribunals, and agencies as well as the profession. David is widely published in the field of administrative law and has prepared reports for various governments and agencies. He is the recipient of honorary doctorates from the Law Society of Upper Canada (now the Law Society of Ontario), Victoria University of Wellington, and Queen's University.

The Honourable Stephen Goudge

Hons. B.A. (Political Science/Economics), University of Toronto, 1964. M.Sc. (Econ.), London School of Economics, 1965. LL.B. (Awarded Dean's Key), University of Toronto, 1968. Articled to the Hon. Ian G. Scott, Q.C. Called to the Bar of Ontario in 1970. Appointed Queen's Counsel in 1982. Practiced with the small litigation firm of Cameron Brewin and Scott until it merged with Gowling and Henderson in 1983. Was managing partner of the firm Gowling, Strathy & Henderson in Toronto where he engaged in a general litigation practice.

Appeared before many administrative tribunals and Courts at all levels in Ontario and the Supreme Court of Canada. Lecturer, University of Toronto Faculty of Law in Labour Law and Native Rights 1974 to 1985 and in Professional Responsibility 2001 to 2012. Active in the Ontario Bar Association and the Canadian Civil Liberties Association. Elected Bencher of the Law Society of the Upper Canada from 1991 to 1996. Fellow of the American College of Trial Lawyers.

Appointed to the Court of Appeal for Ontario in 1996. Board member, Pro Bono Law Ontario 2002 to 2006. Member, Chief Justice's Advisory Committee on Professional Responsibility, 2001 to date. Appointed on April 25, 2007 by Ontario to conduct the Inquiry into Pediatric Forensic Pathology, which reported on October 1, 2008. Member, Board of Governors, Law Commission of Ontario, 2009 to date. Member, Civil Rules Committee, 2009 to 2014.

Resigned from the judiciary April 30, 2014. Counsel to Paliare Roland Rosenberg Rothstein LLP as of May 1, 2014. Currently engaged in mediation, arbitration, and advising government. Lecturer in professional responsibility at Osgoode Hall Law School, 2014 to date. Board Chair, Pediatric Oncology Group of Ontario, 2014 to date. Recipient honorary doctorates from the Law Society of Upper Canada and Assumption University. Appointed to the Order of Ontario, January 2016.

Professor Laverne Jacobs

Laverne Jacobs is Associate Dean (Research & Graduate Studies) and an Associate Professor and at the University of Windsor, Faculty of Law. She teaches, researches and writes in the areas of administrative law, human rights, and law and disability. Her work is characterized by an interest and engagement in the everyday work of the administrative justice system. She has published and presented widely in her fields, both in Canada and internationally. Her publications include "The Dynamics of Independence, Impartiality, and Bias in the Canadian Administrative State" in *Administrative Law in Context*, 3d edition (2018); "From Rawls to Habermas: Toward A Theory of Grounded Impartiality in Canadian Administrative Law" (2014) Osgoode Hall L.J.; and "'Humanizing' Disability Law: Citizen Participation in the Development of Accessibility Regulations in Canada" (2016) *Revue Internationale des Gouvernements Ouverts*. Outside of the

University, Professor Jacobs has held Order-in-Council appointments as a part-time member of the Human Rights Tribunal of Ontario and as a member of the Accessibility Standards Advisory Council under the *Accessibility for Ontarians with Disabilities Act, 2005*. She has also served on Ontario's Condominium Authority Tribunal, the province's first online tribunal. In 2014, Dr Jacobs held the inaugural Fulbright Visiting Research Chair in Canadian Studies at the University of California, Berkeley, and was a Visiting Scholar at Berkeley Law's Center for the Study of Law and Society.

Dr Jacobs founded and directs The Law, Disability & Social Change Project, a research and public advocacy centre at Windsor Law that works to foster and develop inclusive communities. She is also co-director of the Disability Rights Working Group at Berkeley Law's Center for Comparative Equality & Anti-Discrimination Law. She has served on the Board of Directors of many organizations including the Income Security Advocacy Centre and the Canadian Institute for the Administration of Justice. Laverne has been the recipient of awards for her research and equity leadership which collectively aim to ensure a more equitable, inclusive and fair administrative justice system.

Professor Paul Daly

Paul Daly, University Research Chair in Administrative Law & Governance, University of Ottawa, is one of Canada's leading academic administrative lawyers. His many scholarly books, articles and book chapters have been cited by dozens of courts in Canada, Ireland and Australia. He maintains the widely read blog, Administrative Law Matters.

Mary Jane Mossman, LSM

Mary Jane Mossman is Professor Emerita at Osgoode Hall Law School, York University. She has taught and researched in several legal areas at Osgoode and at the University of New South Wales in Australia, as well as in Visiting Professor appointments in other Canadian law schools and in the United States, France and Japan. She has focused on poverty law and access to justice issues in both Canada and Australia, serving for several years as the funding manager for community legal clinics in Ontario. She is currently a member of the Friends of Community Legal Clinics and Chair of the Administrative Committee of the Unifor Legal Services Plan. Among other awards, she received an honorary doctorate from Ontario's Law Society in 2004.

Professor Jeffery G. Hewitt

Jeffery G. Hewitt (mixed descent Cree) is an Assistant Professor at Osgoode Hall Law School, York University. His research is mainly community-based and his interests include Indigenous legal orders and governance, constitutional law, and visual legal studies. Among other courses, Jeff teaches and has taught constitutional law,

Indigenous legal orders, and access to justice. He has also delivered a number of guest lectures to a variety of audiences, including the judiciary and the legal profession. From 2002 Jeffery served as General Counsel to the Chippewas of Rama First Nation, during which time General Counsel's office received a 2011 Canadian General Counsel Award for Social Responsibility for work with First Nation Elders and youth. In 2019, Jeff was a recipient of the Law Society Medal from the Law Society of Ontario. Jeffery holds an LLB and LLM from Osgoode Hall Law School and was called to the Bar in the Province of Ontario in 1998. Jeffery is past-President of the Indigenous Bar Association of Canada and served on various boards. He is currently on the executive of Legal Leaders for Diversity, and on the board of the National Theatre School.

Raj Anand

Raj Anand was the Chief Commissioner of the Ontario Human Rights Commission and founding Chair of the Ontario Human Rights Legal Support Centre. He has also served on several administrative tribunals, involving police complaints, student discipline and human rights law, and he currently sits on the Law Society Tribunal. As an elected Bencher of the Law Society for 12 years, he chaired Working Groups on systemic racism in the legal professions, and on reform of the Law Society Tribunal.

He has acted as counsel in about 15 cases before the Supreme Court of Canada, most of them relating to the Charter and particularly equality rights.

Raj has received several awards including the Law Society Medal and the Advocates' Society Award of Justice. Raj's experience as an adjunct law professor over the last 20 years includes "The New Administrative Law" at the Masters level. He is a partner at WeirFoulds LLP.

Kathy Laird

Kathy Laird has extensive experience in the administrative justice sector as an adjudicator and mediator at the several Ontario tribunals including the Human Rights Tribunal, the Pay Equity Hearings Tribunal and the Child and Family Services Review Board. She has served as counsel to the Chair of the Human Rights Tribunal of Ontario and as the executive director of the Human Rights Legal Support Centre.

Kathy worked for many years in Ontario's legal clinic system, litigating before administrative tribunals and the courts. In that capacity, Kathy played a leading role in several law reform initiatives that led to new social justice legislation governing Ontario's eviction process, rent regulation regime and human rights enforcement system.

In 2004, in recognition of her work in Ontario's tribunal system, Kathy received the medal of the Society of Ontario Adjudicators and Regulators for outstanding contribution to administrative justice in Ontario. In 2016, she received the Law Society of Upper Canada Medal for her work in promoting access to justice.

In 2017, Kathy was retained by the Chair of the Immigration and Refugee Board to conduct an independent qualitative audit of immigration detention hearings across the country to determine if appropriate standards of procedural and substantive fairness were being met. Her report was released in April 2018.

Jeff Cowan

Jeff Cowan is recognized as one of Canada's leading public law litigators.

He acts as counsel before administrative tribunals and the trial and appellate courts in many aspects of public law, including professional self-regulation and discipline, judicial review of government decision-making, freedom of information and privacy matters, municipal and provincial planning and environmental approvals, municipal assessment and taxation, health, education, alcohol and gaming, legislative drafting and government relations, and the *Canadian Charter of Rights and Freedoms*. In addition, Jeff regularly litigates in matters relating to real property, including purchase and sale disputes, lease and contract interpretation, expropriation, valuation, taxation, boundary and ownership issues, Indigenous peoples' land claims, and arbitration proceedings, including acting as an arbitrator and mediator.

Jeff has argued many of the leading cases, including in the Supreme Court of Canada, in the areas of tribunal jurisdiction and independence, Ministerial discretion, standard of judicial review, equality rights, constitutionality and interpretation of taxation and valuation legislation and remedies, freedom of information, Indigenous peoples' land claims and remedies, ownership of waterfront property, and the interpretation of commercial leases.