

National Family Law Arbitration Course

syllabus 2022

All instructional days begin at 10:30am and wrap-up at 5:30pm eastern.

Day One · Friday 4 February 2022

1.1 Introduction and administrative matters

John-Paul Boyd QC, Lawrence Pinsky, Lorne Wolfson

1.2 Course overview and objectives

Lorne Wolfson

1.3 Indigenous perspectives on dispute resolution

Senator Murray Sinclair

1.4 Introduction to dispute resolution alternatives

Arlene Henry QC, Lorne Wolfson

1.5 Getting to know your arbitration legislation

*John-Paul Boyd QC, Tom Dart, Arlene Henry QC, Tracy Morrow,
Lawrence Pinsky*

1.6 Bias, equality and fairness

Wayne Barkauskas QC, Lawrence Pinsky, Eugene Raponi QC

1.7 Group discussion: Conducting a fair hearing

*Wayne Barkauskas QC, Herschel Fogelman, Aaron Franks, Lawrence
Pinsky, Eugene Raponi QC, Lorne Wolfson*

Day Two · Saturday 5 February 2022

2.1 Family law arbitration agreements

Arlene Henry QC, Eugene Raponi QC

2.2 Role play: Negotiating arbitration agreements

*Tom Dart, Herschel Fogelman, Arlene Henry QC, Krysta Ostwald QC,
Lawrence Pinsky, Lorne Wolfson*

2.3 The role of the court in arbitration processes

Justice Sherry Kachur, Brahm Siegel

Day Three · Friday 18 February 2022

3.1 Domestic violence and power imbalances

Wayne Barkauskas QC, Dr Rachel Birnbaum, Arlene Henry QC

3.2 The pre-hearing conference

Herschel Fogelman, Aaron Franks

3.3 Interim and preliminary motions

Cheryl Goldhart, Krysta Ostwald QC

3.4 Role play: Contested interim motions

*Herschel Fogelman, Cheryl Goldhart, Alf Mamo, Danny Melamed
Lorne Wolfson*

3.5 Hearing the voice of the child in arbitration processes

Dr Rachel Birnbaum, John-Paul Boyd QC, Arlene Henry QC

Day Four · Saturday 19 February 2022

4.1 Rules of procedure in family law arbitrations

John-Paul Boyd QC

4.2 Evidence in arbitration

Tom Dart, Krysta Ostwald QC

4.3 The nuts and bolts of running a hearing

Herschel Fogelman, Aaron Franks, Cheryl Goldhart, Stephen Grant

4.4 Role play: Practice training exercises

Herschel Fogelman, Aaron Franks, Cheryl Goldhart, Stephen Grant

4.5 Managing arbitration processes for parties without counsel

Rick Shields

Day Five · Friday 4 March 2022

5.1 Issues in parenting coordination

Dr Barbara Fidler

5.2 Managing distance arbitrations

Wayne Barkauskas QC, John-Paul Boyd QC, Danny Melamed

5.3 Role play: Mock arbitration hearing

Herschel Fogelman, Lorne Wolfson

5.4 Assignment: Mock arbitration award

Day Six · Saturday 5 March 2022

6.1 Drafting and delivering arbitration awards

Herschel Fogelman, Aaron Franks, Lorne Wolfson

6.2 Group discussion: Critique of mock arbitration awards

Herschel Fogelman, Aaron Franks, Lawrence Pinsky, Lorne Wolfson

6.3 Issues after the award is delivered

Krysta Ostwald QC, Lorne Wolfson

6.4 Managing an arbitration practice

Stephen Grant, Alf Mamo, Krysta Ostwald QC

6.5 Course evaluation and wrap-up

John-Paul Boyd QC, Lawrence Pinsky, Lorne Wolfson

6.6 Proposal for a national family law dispute resolution organization

John-Paul Boyd QC, Lawrence Pinsky, Lorne Wolfson

This course will be provided using Zoom's videoconferencing software. Download the latest software from www.zoom.us at no cost.

You will require a reliable internet connection for the course. Choose a wired network connection (best) or reliable Wi-Fi connection (next best) if possible, or cellular data as a last resort. You can connect to the course audio separately by cellphone or landline if necessary.