

**PACE UNIVERSITY SCHOOL OF LAW**  
**CURRICULUM VITAE**

Name: COHEN, David S.

Faculty or school: Law

Place of Birth: Ottawa, Canada

**1. DEGREES AND DIPLOMAS**

<b><u>Degree or Diploma</u></b>	<b><u>Year Field</u></b>	<b><u>Institution</u></b>	<b><u>Granted</u></b>
LL.M.	Law	Yale Law School New Haven, CT.	1979
LL.B.	Law	University of Toronto Toronto, Ontario	1975
B. Sc.(Hon)	Physiological Psychology	McGill University Montreal, Quebec	1971

**2. POSITIONS HELD PRIOR TO APPOINTMENT AT PACE UNIVERSITY**

(Academic and other; list inclusive dates, title and institution.)

1994-99	Dean of Law, University of Victoria
1975-94	Associate Professor, Faculty of Law, University of British Columbia
1979-85	Assistant Professor, Faculty of Law, University of British Columbia
1977-78	Law Clerk, Mr. Justice W. Estey, Supreme Court of Canada
1976-77	Law Reform Commission of Canada, Legal Research Officer
1975-76	Legal Research Office, Law Reform Commission of British Columbia
1990	Visiting Professor, University of Florida
1986	Visiting Professor, University of Toronto Law School
1985	Visiting Professor, Osgoode Hall Law School

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**3. MAJOR FIELD(S) OF SCHOLARLY OR PROFESSIONAL INTEREST**

- Contract Theory
- Commercial Law
- Product liability, product safety regulation
- International trade and non-tariff standards barriers
- Governmental Liability
- Environmental Regulation

**4. MEMBERSHIPS & OFFICES HELD IN LEARNED & PROFESSIONAL SOCIETIES**

- Member, Canadian Law and Society Association
- Member, Canadian Law and Economics Association

**5. SCHOLARSHIPS, FELLOWSHIPS, HONOURS, AND AWARDS**

(Include dates)

- 1971 Killam Scholarship
- 1970 University Scholarship, McGill University
- 1969 University Scholarship, McGill University
- 1979 Yale Law School Fellowship
- 1978 Dalhousie University Canada Council Fellowship
- 1986 University Killam Research Award, Connaught Fellowship
- 1999 BC Branch – Canadian Bar Association – President’s Award
- 1999 Vancouver Island Human Rights Coalition – Supporter of Human Rights
- 2004 Women’s Justice Center – Gail’s House Award of Honor

**6. APPOINTMENTS AT PACE UNIVERSITY**

a. Academic

Inclusive Years	Rank	Department
1999-	Professor	Law

b. Administrative

Inclusive Years	Rank	Department
1999-2004	Dean	Law

## 7. SCHOLARLY AND PROFESSIONAL ACHIEVEMENTS

### a. Books

1. Managing Natural Resources in British Columbia: Markets, Regulations, and Sustainable Development, University of British Columbia Press (1995) (with A. Scott and J. Robinson).

### b. Chapters

1. Institutions, Policy Instruments, and Sustainable Development in British Columbia, in A. Scott, J. Robinson, and D. Cohen, **Managing Natural Resources in British Columbia: Markets, Regulations, and Sustainable Development**, University of British Columbia Press (1995), with A. Scott and J. Robinson.
2. Institutions for Sustainable Development of Natural Resources in British Columbia, in A. Scott, J. Robinson, and D. Cohen, **Managing Natural Resources in British Columbia: Markets, Regulations, and Sustainable Development**, University of British Columbia Press (1995), with A. Scott and J. Robinson.
3. D. Cohen (with Brian Radnoff), "Compensation for Environmental Takings", in *The Wealth of Forests: Economic Instruments and Forest Policy* (UBC Press).

### c. Articles Published in Referred Journals

1. D. Cohen, "The Relationship of Contractual Remedies to Political and Social Status: A Preliminary Enquiry" (1982) 32 *U.T.L.J.* 31- 108.
2. D. Cohen, "Comment on the Plain Language Movement", (1982) 6 *C.B.L.J.* 421-445.
3. D. Cohen, "Consumer Protection Law in Canada", *Jurist* (1982), No. 766, 181-188.
4. D. Cohen, "Public and Private Law Dimensions of the UFFI Problem", (1983) 8 *C.B.L.J.* 309-373, and (1984) 8 *C.B.L.J.* 410-448.
5. D. Cohen, "Bleeding Hearts and Peeling Floors: Recovery of Economic Loss at the House of Lords" (1984) 18 *U.B.C. L. Rev.* 289-317.
6. D. Cohen, "The Intersection of Consumer Protection Law and International Trade: Implications for Canadian Regulators", Vol. I., Major Issues in Canadian Trade Policy", Canada and International Trade (IRPP), *Essays in International Economics* (1985), at 239-310.

7. D. Cohen and K. Martin, "Western Ideology, Japanese Product Safety Regulation and International Trade" (1985) 19 *U.B.C. Law Rev.* 315-374. Reprinted in J. Henderson Jr., and A.D. Twerski, Products Liability, (2nd ed.), Little, Brown and Co.
8. D. Cohen and J.C. Smith, "Entitlement and the Body Politic: Rethinking Negligence in Public Law" (1986) 64 *Can. Bar. Rev.* 1-57.
9. D. Cohen, "Thinking about the State: Law Reform and the Crown in Canada" (1986) 24 *O.H.L.J.* 379-404.
10. D. Cohen and K. Martin, "Western Ideology, Japanese Product Safety Regulation and International Trade" *Jurist* (1986) 33-47.
11. D. Cohen, "Chief Justice Nemetz's Judicial Record; Judicial Decision Making and Judicial Values", (1988) 23 *U.B.C. Law Rev.* 97-120.
12. D. Cohen and A. Hutchinson, "Of Persons and Property: The Politics of Legal Taxonomy" (1990), 13 *Dal. L.J.* 20-54.
13. D. Cohen, "Regulating Regulators: The Legal Environment of the State", (1990) 40 *U.T.L.J.* 213-270.
14. D. Cohen, "Adjustment to the Consequences of Administrative Action, Suing the State", in "Law and Leviathan" (1990) 40 *U.T.L.J.* 630-662.
15. D. Cohen, "Can it Really be Unconstitutional to Regulate Product Safety Information?", (1990) 17 *C.B.L.J.* 55-74.
16. D. Cohen, "Procedural Fairness and Incentive Programs: Reflections on the Environmental Choice Program", forthcoming (1993) *Alta. L. Rev.* 1-31.
17. D. Cohen, "Government Liability for Economic Losses: The Case of Regulatory Failure", [1992] 20 *C.B.L.J.* 215-241.
18. D. Cohen, "The Regulation of 'Green' Advertising: The State, Markets and the Environmental Good", (1991) 25 *U.B.C.L.Rev.* 225-275. Reprinted, in *Environmental Law and Policy*, (1993, Edmonds Montgomery Publications Ltd, Toronto); Reprinted in (1992) 25 *Advertising Law Anthology*.
19. D. Cohen, "What Role should the Federal Government Play in Consumer Protection? A comment on Professor Bill Neilson's Paper", [1992] 21 *C.B.L.J.* 86-94.
20. D. Cohen and J. Knetsch, "Judicial Choice and Disparities Between Measures of Economic Values", (1992) 30 *O.H.L.J.* 1-34.

21. D. Cohen, "Law, Order and Democracy: An Analysis of the Judiciary in a Progressive State -- The Saskatchewan Experience", (1992) 56 Sask. L. Rev. 24-45; also published as Working Paper CLHP-WPS-92-18, Canadian Legal History Project, (1992), University of Manitoba, Winnipeg, Canada.
  22. D. Cohen, "Tort Law and the Crown: Administrative Compensation and the Modern State" in Tort Theory, (1993, Captus Press, Toronto), K. Cooper-Stephenson and E. Gibson, ed. at 361-393.
  23. D. Cohen and P. Finkle, "Crown Liability in Canada: Developing Compensation Policies for Regulatory Failure", (1994) 37 Cdn. Public Admin. 79-107.
  24. D. Cohen and P. Finkle, "Alternative Dispute Resolution and Small Claims Court: Theory and Practice", Windsor Yearbook on Access to Justice, Volume XIII, (1994).
  25. D. Cohen, "The Economics of Norsk v. Canadian National Railway", (1995) 45 University of Toronto Law Journal 143-162.
  26. D. Cohen, "Economic Impact of Environmental Policies: A Case Study of the Environmental Choice Program", accepted for publication, "Alternatives: Perspectives on Society, Technology and Environment" (28 pp).
  27. D. Cohen, "Furthering the Canadian Economic Disunion?" (1995) Canadian Business Law Journal.
  28. D. Cohen, "Responding to Government Failure", 6.1 National Journal of Constitutional Law (1995) (23pp)
- d. Other Publications (including book reviews and reports)
- i. Book Reviews
    1. The Court Years, William O. Douglas, (1981) 15 *U.B.C. L. Rev.* 499-504.
    2. International Product Liability, Tebbens (1982) 16 *U.B.C. L. Rev.* 220-225.
    3. Consumers and the Law, Ross Cranston, (2nd ed. 1984). (1985) 63 *Canadian Bar Review* 83.
    4. The Regulation of Quality, Products, Services, Workplaces and the Environment, D.N. Dewees, (1984) 18 *U.B.C. L. Rev.* 50.
  - ii. Reports

1. Report on Radiant Ceiling Heating Panels, Ministry of Housing, Recreation and Consumer Services, 1995.
  2. Report to the Minister of Forests, Province of British Columbia on the Relationship between the Minister of Forests and the Chief Forester under Section 7 of the Forest Act, 1994.
- iii. Continuing Professional Legal Education
1. "Contractual Liability of Installers of U.F. Foam", Continuing Legal Education Seminar, June 1982, 20 pp.
  2. "Trade Practice Act Action and U.F. Foam", Continuing Legal Education Seminar, June 1982, 20 pp.
  3. "Design Defects in Products Liability Actions", Continuing Legal Education Seminar, March 1984, 18 pp.
  4. "The Future of Tort in Administrative Law", Continuing Legal Education Seminar, November 1985, 30 pp.
  5. "Remedies in Commercial Litigation", Continuing Legal Education Seminar, October 1988, 16 pp.
  6. "Contracts" Chapter 2 in Annual Review of British Columbia Law, 1992, Continuing Legal Education Society of B. C., (with Prof. B. MacDougall), 20 pp.
  7. "Contracts", in Annual Review of Law and Practice, Continuing Legal Education Society of British Columbia, (1993, S. Munro and L. Rainaldi eds.) at 113-136 (with D. Boulton).
  8. "Class Actions and Government Liability", Continuing Legal Education Society of British Columbia, Vancouver, B.C., November, 1995
- iv. Commissioned Reports
1. Report on the Statute of Frauds, Law Reform Commission of British Columbia 1977, 21 pp.
  2. Report on the Rule in Bain v. Fothergill. Law Reform Commission of British Columbia, 1977, 21 pp.
  3. Report on Extra-Judicial Use of Sworn Statements, Law Reform Commission of British Columbia, 1977, 43 pp.
  4. Working Paper, Guarantees of Consumer Debts, Law Reform Commission of British Columbia, 1978, 253 pp.

5. Background Paper, Discovery in the Administrative Process, Law Reform Commission of Canada, 1978, 81 pp.
6. Brief on Legal Aspects of Urea Formaldehyde Foam Insulation. Presented at House of Commons Committee on Health, Welfare and Social Affairs. Reported in Minutes of Proceedings and Evidence of the Standing Committee on Health, Welfare and Social Affairs, Issue No. 42, Tuesday, October 6, 1982 at pages 42A1-42A69.
7. Contract Law and Government Liability, Ontario Law Reform Commission, (1989) 210 pp.

v. Completed and Unpublished Material

1. "Mistake and Contract Law: The Fall from Common Law Grace", delivered at 15th Annual Workshop on Consumer and Commercial Law, Faculty of Law, University of Toronto, October 1986, 106 pp.
2. "Purchasing Agents as Environmental Planners: A Systematic Approach to the Integration of Environmental Criteria into Purchasing Management," delivered at the Institute for International Research, Fourth Annual Purchasing Management Conference, February 25, 26, 1991 Toronto, Ontario 44 pp.
3. "The Development of a Federal Government Environmental Purchasing Policy" delivered at the Material Management National Workshop, Ottawa, Ontario May 1991 44 pp.

v. Work in Progress

1. Book on "Governmental Liability"
2. "Demand Side Regulation: Propaganda and Information as Regulatory Instruments"

e. Papers, Lectures and Addresses (Date, title and occasion)

Conference Papers

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| 1981 | "Comment on the Plain Language Movement", delivered at Eleventh Annual Workshop on Commercial and Consumer Law, University of Toronto, Toronto, Ontario.             |
| 1982 | "Public and Private Law Dimensions of the UFFI Problem", delivered at Twelfth Annual Workshop on Commercial and Consumer Law, University of Toronto, Toronto, Ont.   |
| 1983 | "The Intersection of Consumer Protection Law and International Trade: Implications for Canadian Regulators", delivered at the Conference on Canada and International |

- Trade, Institute for International Relations and the Institute for Research on Public Policy, Vancouver, British Columbia.
- 1984 Comment on G. Priest, "Products Liability and Accident Compensation", delivered at the 13th Annual Workshop on Consumer and Commercial Law, Montreal, Quebec
- 1985 "Mistake and Contract Law: The Fall From Common Law Grace", delivered at the 15th Annual Workshop on Consumer and Commercial Law, Toronto, Ontario
- 1985 "Mistake and Contract Law: The Fall from Common Law Grace", Osgoode Hall Law School, Legal Theory Workshop, Toronto, Ontario
- 1986 "Regulating Regulators: The Legal Environment of the State", delivered at The Law and Economics Workshop, Faculty of Law, University of Toronto, Toronto, Ontario
- 1988 "Judicial Choice and Differences between Measures of Value", Symposium on Law, Legal Theory and Social Policy, West Coast Law and Society Group, Vancouver, British Columbia
- 1988 "Chief Justice Nemetz's Judicial Record; Judicial Decision Making and Judicial Values", at the Lectures in Honour of the Chief Justice of British Columbia, Vancouver, B.C.
- 1988 "Adjustment to the Consequences of Administrative Action, Suing the State", delivered at "The Challenge of Leviathan" at the University of Toronto, Toronto, Ontario
- 1989 Comment on C. Bruce, "Economic Analysis of Property Division on Divorce", Canadian Law and Economics Association, Montreal, Quebec
- 1989 "Judicial Choice and Differences between Measure of Value, J. Olin Annual Conference of the Canadian Law and Economics Association, Toronto, Ontario
- 1989 "Can it Really be Unconstitutional to Regulate Product Safety Information?", Seventeenth Annual Workshop on Consumer and Commercial Law, University of Toronto, Toronto, Ontario
- 1990 "Procedural Fairness and Incentive Programs: Reflections on the Environmental Choice Program", delivered at "The Power of the Purse: Financial Incentives as Regulatory Instruments, University of Calgary, Calgary, Alberta
- 1991 "Law, Order and Democracy in a Progressive State", in "Law for the Elephant, Law for the Beaver", Transboundary Conference on the Legal History of the West and North West of North America, Victoria, British Columbia



- 1991 "Environmentally Responsible Procurement Policies", Fourth Annual Purchasing Management Conference, Institute for International Research, Toronto, Ontario
- 1991 "Government Liability for Economic Losses: The Case of Regulatory Failure", delivered at Economic Negligence Symposium, University of Toronto, Toronto, Ontario
- 1991 "What Role Should the Federal Government Play in Consumer Protection?" delivered at the 21st Annual Workshop on Consumer and Commercial Law, University of Toronto, Toronto, Ontario
- 1991 "Green Consumerism", at Conference on "Law, the Community and the Environment", Victoria, British Columbia
- 1992 "Tort Law and the Administrative State", Tort Theory Conference, Canadian Association of Law Teachers, Banff, Alberta
- 1992 "New Issues in Government Liability -- The Emerging Tort of Regulatory Negligence", in "Emerging Issues in Administrative Law", Canadian Bar Association Continuing Legal Education, Ottawa, Ontario
- 1992 "Law, Order and Democracy in a Progressive State", presented at Osgoode Society, Conference on Law, State and Society in History, Toronto, Ontario
- 1993 "Private Wealth and the Public Good: Compensation for Environmental Takings," Legal Studies Dinner, University of British Columbia, Vancouver, British Columbia.
- 1993 "Institutions for Sustainable Development", Workshop on "Institutions for Sustainable Development", Sustainable Development Research Institute, Vancouver, British Columbia
- 1993 "Compensation for Regulatory Failure", Treasury Board of Canada, Ottawa, Ontario
- 1993 "Alternative Dispute Resolution and Consumer Redress", Consumer and Corporate Affairs Canada, Hull, Quebec
- 1993 "Industrial Impact Analysis and Environmental Programs: A Case Study", Canadian Law and Society Association, Ottawa, Ontario
- 1993 "Developing Compensation Policy for Environmental "Takings", Canadian Law and Economics Association Meeting, Ottawa, Ontario
- 1993 "Consumers and Canada's Competitiveness Strategy", Industry and Science Canada, Ottawa, Ontario

- 1993 "Compensation for Resource Takings", Environmental Section, Canadian Bar Association, Vancouver, B.C.
- 1994 "The Legalization of Forest Policy in British Columbia", Crisis in the Clayoquot: A Comprehensive Analysis, Vancouver, B.C.
- 1994 "The Legalization of Forest Policy in British Columbia", University of Alberta, Faculty of Law Seminar, Edmonton, Alberta
- 1994 "Domestic Land Use Decisions Under International Scrutiny", North American Environmental Cooperation: Transition to Sustainable Development?, North American Institute Forum, Vancouver, B.C.
- 1994 "Confidentiality of Patient Records", The Electronic Health Record: Implementing the Vision, 1st Canadian Health Record Symposium, Vancouver, B.C.
- 1994 "Domestic Land Use Decisions Under International Scrutiny" in NORTH AMERICAN ENVIRONMENTAL COOPERATION: TRANSITION TO SUSTAINABLE DEVELOPMENT. (1994, Oolichan Books); Proceedings of the North American Institute Conference on Environmental Cooperation, Vancouver, B.C.
- 1995 "Responding to Government Failure", Justice Department's Symposium on Government Liability, Ottawa, ON.
- 1995 "Compensation for Environmental Takings", Economic Instruments and Forest Policing Workshop, Environment Canada and the University of Victoria.
- 1996 "Current Issues in legislative Drafting Policy", Annual Conference of Commonwealth Legislative Council, Victoria.
- 1997 "Corporations and Environmental Sustainability", Environmental Law Conference, Faculty of Law, University of Victoria.
- 1997 "Environmental Marketing", Faculty of Business, University of Victoria.
- 1997 "Corporations and Sustainability", Conference on Global Climate Change, University of Victoria.
- 1998 "Responses to Hate on the Internet", Conference on Dealing with Hate, Vancouver, April 33, 1998
- 1998 "A Public Policy Response to Hate on the Internet", Hatred in Canada: Perspectives, Action and Prevention, University of Victoria, September 18, 1998.

Seminars, Panels, Talks, Etc.

- 1980 Speaker and Participant, "Consumer and Law" program sponsored by Legal Services Society, Can. Bar. Assoc., Centre for Continuing Education
- 1982-83 Lecturer in Peoples' Law School Legal Education Program:  
 (a) Marketing Boards  
 (b) Consumer Law  
 (c) Contract Law  
 (d) Consumer Law for Ethnic Groups
- 1982 Review of Public Legal Information Materials, Westminster Community Legal Services Society, July Review of Contract Law articles, Peoples Law School
- 1982 Review of British Columbia Law Reform Commission "Report on Arbitration", British Columbia Civil Liberties Association
- 1982 Presentation of brief, examination of witnesses at Hazardous Products Board of Review, Urea-Formaldehyde Foam Insulation
- 1982 Advisor, Legal review of Consumer Karate, Consumers' Association of Canada, funded by British Columbia Law Foundation
- 1984-85 Contributor, Legal Services Society Newsletter, Author, "Squeeze Play", An Analysis of the British Columbia Restraint Program", Canadian Consumer
- 1985 Leader, Discussion Group, Automotive Symposium Workshop, CCAC
- 1985 Presented Paper on "Construction Contracts", Housing Conference, Canada Mortgage and Housing Corporation, Vancouver, B.C.
- 1987 Presented Paper on "Government Liability," Staff Lawyer's Conference, Legal Services Society, Vancouver, B.C.
- 1988 Presenter, Consumer Law Workshop for Legal Information Counsellors, Legal Services Society, Vancouver, British Columbia
- 1988 Delivered a speech on law clerking at the Supreme Court of Canada, at a Testimonial dinner for Mr. Justice Willard Estey, Toronto, Ontario
- 1989 Participant, "Government Liability", Series VIII, U.B.C. Perspectives, Vancouver, B.C.
- 1989 Presented Paper on "Cycling and the Law", People's Law School, Vancouver, B.C.
- 1989 Delivered a Seminar on the Environmental Choice Program, Burnaby Environmental Action Conference, Burnaby, B.C.

- 1989 Delivered a Seminar on the Environmental Choice Program, North American Recycling Conference, Portland, Oregon
- 1989 Delivered a Speech on the Environmental Choice Program, Annual Conference of the Canadian Association of University Women, Edmonton, Alberta
- 1989 Panel Member, CSA Vancouver Advisory Panel on the Environmental Choice Program, Vancouver, B.C.
- 1989 Presented Paper on "Introduction to Contract Law", 1989 Provincial Social Studies Conference, Vancouver, B.C.
- 1989 Delivered a Seminar on the Environmental Choice Program, Blake, Cassels and Graydon; and McCarthy, Tetrault; Toronto, Ontario
- 1989 Presented Paper on "Environment and the Economy", British Columbia Progressive Conservative Party, Vancouver, B.C.
- 1989 Organized West Coast Law and Society Association First Annual Workshop, Vancouver, B.C.
- 1989 Participant, Consultation on a Proposal for a Federal Ombudsman, Law Reform Commission of Canada, Vancouver, B.C.
- 1990 Moderator, Panel on "The Environment and Industry", Western Regional Conference of the Canadian Council of Grocery Distributors, Vancouver, B.C.
- 1990 Moderator, Panel on "A Cleaner World: Threats and Opportunities", Science Council of British Columbia, SPARK Workshop on "Your Companies Survival in a Cleaner World", Vancouver, B.C.
- 1990 Presented Seminar on "The Environmental Choice Program", Blake, Cassels and Graydon, Vancouver, British Columbia
- 1990 Presented Paper on "The Environmental Choice Program", University Women's Club of South Delta, British Columbia
- 1990 Prepared article on "The Environmental Choice Program", S.P.E.C. (Society for the Promotion of the Environment and Conservation)
- 1991 Presenter, "Challenges and Successes of the Environmental Choice Program", Environmental Choice Program Consultation, Toronto, Ontario
- 1991 Participated in an invited workshop on "Environmental Auditing"; Canadian Standards Association 1991 Annual Meeting, Calgary, Alberta

- 1991 Delivered presentations on the Environmental Choice Program, Federal Government Materials Management Workshops at Vancouver, B.C. and at Calgary, Alberta
- 1991 Delivered Contract/Consumer Law Workshop to Legal Service Society Legal Information Counsellors, Vancouver, B.C.
- 1991 Panellist, Future Markets for B.C. Pulp and Paper, Multi-stakeholder Working Group on Pulp and Paper, Vancouver, B.C.
- 1991 "Sports Law and Product Liability", Legal Perspectives, (with Kathleen Mell)
- 1991 Organizer and Moderator, "Crisis in Clayoquot: The Decision and Response", Faculty of Law and Centre for Continuing Studies, Vancouver, British Columbia
- 1991 Numerous radio and television and newspaper interviews on government liability, environmental regulation, consumer issues and corporate law issues.
- 1992 Panellist, Public Forum on Plain Language, Robson Square Conference Centre, presented by the Plain Language Institute, Vancouver, British Columbia.
- 1992 Moderator, "A Recycled Content Procurement Policy for British Columbia", Pacific Northwest Economic Region Workshop, Vancouver, B.C.
- 1992 Presenter, Law Related Teacher Education. "Contract Law", Vancouver, British Columbia.
- 1992 Participant in Consumer Policy Framework Consultations on "The Marketplace in Transition: Changing Roles for Consumers, Business and Government", Corporate and Consumer Affairs Canada, Vancouver, British Columbia
- 1992 Presenter, Seminar on "Environmentally Responsible Procurement", Canada/British Columbia Procurement Initiative, Vancouver, British Columbia
- 1992 Presenter, Canadian Standards Association, Consumer Advisory Panel on Environmental Labelling, Vancouver, B.C.
- 1992 Presenter, Contract Law, BCSSTA Fall Conference, Social Studies: The Next Generation, Vancouver, British Columbia
- 1993 Presenter, Wellness Group, Green Advertising, Vancouver, British Columbia
- 1993 Moderator, Panel on "Economic Instruments and the Consumer Interest: Will Consumers be Winners or Losers", CCAC and ESP Conference on Economic Instruments, Vancouver, B.C.

- 1993 Presenter, "Law 12, Achieving Independence", Simon Fraser University Law 12 Curriculum Project", Secondary Education Distance Learning Course, Vancouver, B.C.
- 1993 Presenter, "Suing Government", Scandinavian Businessmen's Club, Vancouver, B.C.
- 1993 Presenter, "Suing Government", Kerrisdale Senior's Club, Vancouver, B.C.
- 1993 Presenter, "Suing Government", Beth Israel Synagogue Seniors Group, Vancouver, B.C.
- 1993 Presenter, "Suing Government", Jewish Senior's Cooperative, Vancouver, B.C.
- 1993 Moderator, "Civil Disobedience in Clayoquot", University of British Columbia, Vancouver, B.C.
- 1994 Moderator, Forum on Clayoquot, University of British Columbia, Vancouver, B.C.
- 1994 Participant, "Forum on Confidentiality under the Competition Act", Bureau of Competition Policy, Ottawa, Ontario
- 1994 Participant, "Colloquium on Risk Management", Institute on Governance, Ottawa, Ontario, March
- 1994 Judge, "Project Censored Canada", Department of Communications, Simon Fraser University, Vancouver, B.C.
- 1994 Speaker, The Electronic Health Record: Implementing the Vision, 1st Canadian Electronic Health Record Symposium, May 1994
- 1994 Speaker, Fifth Conference for CSA Consumer Representatives, June 10-11, 1994
- 1994 Panelist in the 1994 UBC-HBC Retail Executive Development Programme, Business Ethics Panel, June 22, 1994. **"Law and Ethics in Business Decision-Making."**
- 1994 Speaker, "Listening to Consumers", at the 1994 Consumer Lines Seminar of the Grocery Products Manufacturers' of Canada, Toronto, Ontario, October 1994.
- 1994 Participant, Administrative Fairness Workshop, University of Victoria, October 1994.
- 1995 Speaker, "Suing Government", at the Jewish Community Centre, Victoria, B.C.
- 1995 Speaker, "Government Liability and Impact on Environmental Law", at the Continuing Legal Education Society of British Columbia, Vancouver, B.C.

- 1995 Speaker, "Class Action Suits", at the Continuing Legal Education Society of British Columbia, Vancouver, B.C.
- 1996 Participant of UVic Speakers Bureau; speech entitled, "Environmental Marketing" to Harmony Foundation May 6, 1996
- 1996 Participant on a panel on Class Actions at the Insurance Subsection of the Canadian Bar Association (B.C. Branch) Annual Dinner Meeting, June 12, 1996.
- 1997 Participant of UVic Speakers Bureau: speech entitled "Environmental Marketing" to Faculty of Business, UVic International Programs, March 12, 1997
- 1997 Chair of Panel at Commercial & Consumer Law 27<sup>th</sup> Annual Workshop, October 1997
- 1998 Speaker, CBA Annual Mid-Winter Meeting – President's Forum on Solicitors Issues, March 6, 1998
- 1998 Participant, Strategic Media Relations Workshop, University of Victoria, June 8, 1998
- 1998 Participant of UVic Speakers Bureau, speech entitled "Free Speech and the Law" to Sooke Rotary Club, October 21, 1998
- 1998 Speaker, Secondary School Social Studies Teachers' Conference. Speech entitled "The Most Significant Legal Developments in the 1990s", at McBath Secondary School, Richmond, BC, October 23, 1998.
- 1999 Participated in Hate vs. Free Speech Workshop organized by the Affiliation of Multicultural Societies & Service Agencies of BC, Vancouver, April 30, 1999

f. Professional Activities

- 1979-82 Vice-President, Consumers' Association of Canada
- 1980 Consultant, British Columbia Court of Appeal Factum addressing constitutional arguments on tax policy
- 1980 Consultant, Legal opinion on Insurance Corporation of British Columbia liability
- 1980 Advisor to Peoples Law School, "Law Talk"
- 1981-83 Consultant, Public Interest Advocacy Centre, Vancouver, B.C.
- 1981-83 Legal Advisor, Urea Formaldehyde Foam Insulation Action Association

- 1981-83 Vice-President, Consumers' Association of Canada, (B.C.)
- 1982 Legal Advisor, National Advisory Council on UFFI
- 1982-86 Legal Advisor to the Ministry of Education and Legal Services Society
- 1) Curriculum Development/Consumer Education Course
  - 2) Textbook Development/Consumer Education Course
  - 3) In-service Teacher education
- 1984 Consultant, Community Homemakers Services Association of B.C.
- 1985-86 Consultant, Public Interest Advocacy Centre, Ottawa, Canada
- 1986 Consultant, Commission of Inquiry into the Failure of the Canadian Commercial Bank and Northland Bank, Ottawa, Ontario
- 1986-88 Consultant, Law Reform Commission of Canada, Project on Government Liability
- 1987-89 Consultant, Law Reform Commission of Ontario, Project on Government Liability in Contract and Tort
- 1987-88 Member, Canadian Chemical Producers Association Community Advisory Panel (Toronto)
- 1988-93 Member, Federal Environmental Choice Board
- 1988-91 Member, Permanent Advisory Group on Environmental Law, Law Reform Commission of Canada
- 1989-91 Consultant, Department of the Attorney-General, Teachers Investment Housing Cooperative v. The Crown, Vancouver, British Columbia
- 1990-91 Member, Working Group on Amendments to the Misleading Advertising Provisions of the Competition Act, Department of Consumer and Corporate Affairs
- 1990-93 Member, Editorial Advisory Board, Legal Services Society of British Columbia, Vancouver, British Columbia
- 1990-93 Member, Canadian Standards Association Task Force on a Standard for Environmental Labelling
- 1991 Consultant, Consumer Policy Framework Initiative, Consumer and Corporate Affairs, Vancouver, British Columbia
- 1992 Consultant, Inter-Agency Kemano Completion Review, Province of British Columbia



- 1992 Consultant, Commission of Inquiry on Compensation for Takings of Resource Interests, British Columbia
- 1992-93 Consultant, Alternative Dispute Resolution and Consumer Redress, Department of Consumer and Corporate Affairs, Ottawa
- 1992 Chair, Appeal Board for the appeal of the determination of the Allowable Annual Cut for Tree Farm Licence #44, under s. 156 of the *Forest Act*
- 1992-93 Member, Consumers' Association of Canada, Steering Committee for CAC Participation in Federal Regulatory Review Exercise
- 1992 Member, Consumer Interest in Economic Instruments National Advisory Panel, Environmentally Sound Packaging Coalition of Canada, Vancouver, British Columbia
- 1992-93 Vice-President, Consumers' Association of Canada
- 1993 Member, Consumers' Association of Canada "Cable Industry Structural Review
- 1993 Member, Canadian Standards Association, Organizing Committee on Environmental Materials Management
- 1993 Member, Board of Directors, Dial-a-Dietitian Nutrition Information Services Society of British Columbia
- 1993-94 Member, Canadian Standards Association, Environmental Council
- 1993-94 Member, Standards Council of Canada, Advisory Committee on Standards Development
- 1993-94 President, Consumers' Association of Canada
- 1994 Consultant, B.C. Ministry of Forests  
Social and Economic Objectives in Timber Resource Policy
- 1995- Member of the Board, West Coast Environmental Law Association
- 1995- Advisor, Rogers Communications
- 1995- Advisor, Central Region Board, Clayoquot Sound, British Columbia
- 1996- Member, Canadian Friends of the Simon Wiesenthal Center on Holocaust Studies

- 1996-97 Chair, Northwood Pulp and Timber Ltd. Appeal, for British Columbia Forestry Service, Compliance and Enforcement Branch
- 1997- Member, Canadian Environmental Council, Canadian Standards Association
- 1998- Chair, Wil'dahl'ax Appeal, for British Columbia Forestry Service, Compliance and Enforcement Branch

## 8. **TEACHING DUTIES**

### Teaching Responsibilities

#### *Pace University*

- Contracts 1999-2000

#### *University of Victoria*

- Contracts 1998-99
- Contracts 1997-98
- Commercial Transactions 1996-97
- Commercial Transactions 1995-96
- Business Associations 1994-95

#### *University of British Columbia*

- Commercial Law, Legal Institutions of Canadian Government, Advanced Legal Research, Perspectives on Law (Law and Economics) 1993-94
- Coordinator, First Week Orientation Program 1993-94
- Commercial Law, Legal Institutions of Canadian Government, Perspectives on Law (Law and Economics) 1992-93
- Commercial Law, Contracts, Perspectives on Law (Law and Economics); Government Liability, 1991-1992
- Commercial Law, Contracts, Co-coordinator, First Week Orientation Program 1991
- Commercial Law, Law and the Homeless, (University of Florida Law School, 1990)
- Director, Competitive Mooting Program, 1988-89, 1989-90
- Commercial and Secured Transactions, 1988-89, 1989-90
- Appellate Advocacy Seminar, 1988-89, 1989-1990
- Family Law, 1988-89
- Commercial Transactions, Government Liability Seminar, 1987-88
- Corporate Law, Government Liability Seminar (University of Toronto, 1986)
- Contracts, Government Liability Seminar (Osgoode Hall Law School, 1985)
- Contracts, Economic Analysis of Law, Commercial Law, Seminar on Appellate Advocacy, Governmental Liability 1984-1985
- Legal Process, Summer Session, Faculty of Education, 1984
- Commercial Law, Contracts, Economic Analysis of Law, 1983-84

- Commercial Law, Contracts, Insurance Law, 1982-83
- Commercial Law, Consumer Protection, Contracts, 1981-82
- Commercial Law, Consumer Protection, Contracts 1980-81
- Commercial Law, Consumer Protection, Business Associations, 1979-80

## 9. ADMINISTRATIVE ACTIVITIES

### University Appointments

#### *University of Victoria*

- Vice-Chair, University Senate

#### *University of British Columbia*

- Member, Faculty of Graduate Studies
- Member, Committee on Gerontology, 1983
- Member, Salary Policy Advisory Committee (Faculty Association), 1987-88
- Member, Sustainable Development Research Institute, U.B.C., 1991-
- Member, Advisory Committee on Sustainable Development
- Member, University Faculty Bargaining Committee, 1995-96
- Member, Faculty of Graduate Studies 1995-98
- Members, Speakers Bureau, 1997-98

### Faculty Administration

#### *University of Victoria*

- Dean of Law – 1994-99

#### *University of British Columbia*

- Chair, Faculty Seminar Program
- Chair, Research Committee 1991-1992, 1992-1993, 1993-94
- Member, Appointments Committee 1983-84, 1984-85, 1990-91, 1991-92, 1992-93
- Member, Faculty Advisory Committee 1982-83, 83-84, 84-85, 92-93, 93-94
- Member, Ad Hoc Committee on Evaluation Procedures 1993
- Member, Ad Hoc Committee on the Strategic Planning Session 1992
- Member, Ad Hoc Committee on Enrolment and Resources 1992-1993
- Member, Ad Hoc Committee on Timetabling Policy 1993
- Member, Library Committee 1989-1990
- Member, Curriculum Committee 1987, 1988, 1989
- Member, Admissions Committee 1979-80
- Member, Scholarship Committee 1979-80
- Member, Examinations Committee 1980-81, 81-82
- Member, Special Events Committee 1980-82

- Member, LLM/MBA Committee 1984-85
- Organization of Gale Moot Competition 1981, 1982, 1985, 1987, 1988
- Organization of Jessup Moot Competition 1983, 1984
- Organization of Common Law/Civil Law Exchange Programme 1983, 1984
- Member, Law Related Public School Curriculum and Teaching, 1982, 1983, 1984
- Member, Chairman, W. Black Memorial Prize Committee, 1984, 1985

**10. OTHER INFORMATION**

**Research or equivalent grants received as principal investigator over the past five years (indicate date, source and subject):**

- 1980      Donner Foundation, Impact of Consumer Protection Laws on United States -- Canadian Trade and non-tariff standards barriers
- 1985      SSHRC Research Grant, Legal Environment of the State
- 1986      Lord Fund, Government Liability, \$5,000
- 1990      Attorney-General of British Columbia, Project on Crown Liability (\$7,000) with J.C. Smith
- 1991      Sustainable Development Research Institute (\$106,000) with Professor D. Munton, G. Hoberg, W. Leiss (S.F.U.)
- 1993      Foundation for Legal Research, Demand Side Regulation, \$3,000.