

NEWFOUNDLAND & LABRADOR CONTINUING LEGAL EDUCATION

P.O. Box 1028, St. John's, Newfoundland & Labrador, A1C 5M3

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Ethics, Professional Responsibility and the Practice of Law: *Advising Clients in Challenging Circumstances - Examples and Perspectives on Legal Ethics and Professionalism from a Military Legal Officer with General Lessons for the Bar*

Monday, August 22, 2016 from 12:00 – 2:00 pm
3rd Floor, Law Society Building, 196-198 Water Street, St. John's, NL

Who Should Attend: All lawyers with an interest in professional responsibility and ethical issues.

When: Monday, August 22, 2016, from 12:00 noon - 2:00 p.m. Registration at 11:30 a.m.

Where: 3rd Floor, Law Society Building, 196-198 Water Street, St. John's.

General Overview

The practice of law, regardless of the context, imposes ongoing ethical challenges and issues of professional responsibility on all lawyers. This is true regardless of the particular practice context, be it sole practice, in-house counsel, large or small firm, government practice etc., and regardless of the practice areas involved.

While the presentation will highlight ethical and professional responsibility examples specific to a lawyer in the unique context of the Office of the Judge Advocate General, the overall themes are relevant to lawyers in other practice contexts. The presentation will deal with a variety of issues such as: ensuring a proper understanding of who the client actually is, particularly when it may differ from the agent of the client you are providing the advice to; ensuring the maintenance of independence in your legal advice when you are an integral part of your client's organization and, particularly in the context of deployed military operations, in extreme conditions while dealing literally with matters of life and death; the realities of sometimes having to give extremely unpopular, but necessary, legal advice; and potential dangers of losing objectivity and in worst case scenarios failing to meet professional obligations.

The presentation, where applicable, will reference the Code of Professional Conduct for members of the Law Society and is meant to be a case study of applied legal ethics in a particular context.

Presenter

This presentation on professional responsibility for lawyers will be facilitated by Lieutenant-Commander (LCdr) M.J. (Mike) McCarthy, one of the Legal Advisors for the Canadian Joint Operations Command. LCdr McCarthy is a member of the Law Society of Newfoundland and Labrador who practices in the context of

military law with the Office of the Judge Advocate General. As such, his advice is often provided in unconventional contexts, including domestic emergency operations and internationally involving various practice issues, including advice on the legal responsibilities of Canadian military serving abroad, Law of Armed Conflict, Administrative Law and Military Justice. He has been deployed as the Legal Advisor to the Kandahar Provincial Reconstruction Team in 2009-2010, as well as the Legal Advisor for the Air Component Command for Operation MOBILE part of the NATO lead mission in Libya in 2011 and has been the legal advisor for Canadian Forces Base Petawawa and 2 Canadian Mechanized Brigade Group.

A light luncheon will be provided.

Four ways to Register - Registration deadline is Friday, August 19, 2016

By Mail:

NF Continuing Legal Education
P.O. Box 1028
St. John's, NL A1C 5M3

By Fax or Telephone

(709) 722-8902 Fax
(709) 758-0817 Tel

By E-mail:

cle@lawsociety.nf.ca

**Please note that payment must precede attendance.
Cancellations cannot be accepted after August 19, 2016.**

Registration Form – Please Note Registration is Limited

Please register me for the “*Ethics*” seminar scheduled for **Monday, August 22, 2016** at 12:00 – 2:00 pm at the Law Society Building, 3rd Floor, 196-198 Water Street.

Name / Firm: _____

Telephone: _____

Registration Fees:

Register before Monday, August 15, 2016: \$ 26.09 + 3.91 (HST) = \$ 30.00
Register after Monday, August 15, 2016: \$ 43.48 + 6.52 (HST) = \$ 50.00

(Registration Fee includes light lunch, seminar and refreshments) HST # R108086463

Members who live outside St. John's may participate by video/teleconference. Please contact Regina Whitty at (709) 758-0817 to make arrangements.

N.B. Subject to the Mandatory Continuing Legal Education Requirements, this seminar would constitute 2 hours of eligible CLE activities.

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