



# Medico-Legal Society of Toronto

PROFESSIONAL DEVELOPMENT AND CONTINUING EDUCATION PROGRAM

## MLST's 3<sup>rd</sup> Annual Spring Bouquet

Thursday, May 9th, 2019 | 6:00 Reception, 6:30pm Dinner & Presentations

InterContinental Yorkville, 220 Bloor Street West

Our Spring Bouquet is an evening of dining, education and an opportunity to mingle and network with other professionals from the medical and legal communities. A variety of topics of interest to physicians and lawyers will be presented by knowledgeable and expert speakers.

### Reception, Dinner & Experts

Our evening will begin at 6:00pm with a reception. Guests will take their seats at 6:30pm for dinner, and our first speaker will take the podium. Following our first speaker, the first course will be served; each subsequent course will be interspersed with a guest speaker.

We look forward to seeing you at this interesting, convivial and informative evening!

### Topics and Experts for the Evening Include

#### **'Cannabis: A Forensic Update'**

*Dr. Michael Corbett, Forensic Toxicologist, Chemical Review Services, Inc.; Adjunct Professor, University of Ontario Institute of Technology; Instructor, University of Toronto Continuing Studies*

#### **'The Constitutional Obligations of Physicians as State Actors in the Context of Christian Medical and Dental Society of Canada v CPSO'**

*Rahool Agarwal, Lax O'Sullivan Lissus Gottlieb*

#### **"Midwifery in 2019"**

*William Carter, Healthcare Insurance Reciprocal of Canada (HIROC)*

#### **'Interim suspensions under the RHPA: An update on recent cases'**

*Rozmin Mediratta, Wise Health Law*

#### **"Hot Topics in Privacy"**

*Ira Parghi, Borden Ladner Gervais*

### Program Chair

Valerie Wise, Wise Health Law

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### About our Experts

#### **Dr. Michael Corbett**

**Forensic Toxicologist, Chemical Review Services, Inc.; Adjunct Professor, University of Ontario Institute of Technology; Instructor, University of Toronto Continuing Studies**



Michael is a forensic toxicologist with a 30-year career who provides a diverse consulting practice, and has been retained in thousands of cases. He regularly testifies as an expert witness at various legal proceedings, and has testified over 950 times. He provides expert evidence on alcohol, cannabis, and other drugs in several areas such as human performance and death. He received a Ph.D. in chemistry from the University of Toronto (UT), and an LL.M. from Osgoode Hall. Michael is certified as a Fellow by the American Board of Forensic Toxicology, and is a Fellow of the American Academy of Forensic Sciences and The Chartered Society of Forensic Sciences. He is an Adjunct Professor in forensic science at the University of Ontario Institute of Technology, and the lecturer for Forensic Drug Chemistry and Toxicology. He teaches at the UT School of Continuing Studies on "Drugs and the Law" and received their Excellence in Teaching Award. He is a consultant inspector for the National Laboratory Certification Program which involves workplace drug testing. He is currently Secretary of the National Safety Council Division on Alcohol, Drugs and Impairment, and Secretary and Membership Chair of the MLST.

#### **Rahool Agarwal**

**Lax O'Sullivan Lius Gottfried**



Rahool's practice focuses on complex commercial and civil litigation, including contractual disputes, shareholder disputes, proxy fights, director and officer liability, complex fraud cases and class actions. He is frequently called upon to handle time-sensitive disputes and has extensive experience bringing and defending urgent court proceedings. Rahool has also acted in a broad range of constitutional and public law matters, including cases involving the constitutionality of a safe injection site, the application of state immunity to claims of torture and the discretion of physicians to unilaterally withdraw life support.

Rahool has appeared before all levels of court in Ontario, the Quebec Court of Appeal, the BC Court of Appeal and in five cases in the Supreme Court of Canada. He also regularly appears before the Toronto Commercial List.

Rahool has been recognized as a "Next Generation Lawyer" by Legal 500, a "Rising Star" and "Leading Lawyer to Watch" by Lexpert and a "Precedent Setter" by Precedent magazine. He is also actively engaged in the broader legal community. He is the coach of the Lakehead University Wilson Moot team, a volunteer with Pro Bono Law Ontario, a member of the editorial board of the Commercial Litigation and Arbitration Review and was previously a member of the board of directors of the South Asian Legal Clinic (Ontario).



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### Bill Carter

#### Healthcare Insurance Reciprocal of Canada (HIROC)

William (Bill) Carter graduated from Queen's University in 1971 with a BA (Hons) in International Politics & Economics. In 1975 he received his LL.B from the University of Toronto and, in 1977 was called to the Bar of Ontario and commenced the practice of civil litigation and administrative law with Borden & Elliot, the Toronto constituent of the national firm later known as Borden Ladner Gervais LLP (BLG) formed in 1999.



While Bill spent his early practice years engaged across the spectrum of civil cases, he and colleagues Rino Stradiotto, Dan Ferguson, Mike McKelvey, John Morris and Daphne Jarvis (all MLST stalwarts) began to concentrate in hospital-based medical negligence litigation leading to the formation of the Health Law Group (HLG) which, in the ensuing 30 years has grown to national prominence in the field. Bill's leadership, collegiality and mentoring have been hugely enjoyed by health leaders and legal colleagues both within and beyond BLG.

In addition to numerous high-exposure civil trials and appeals, Bill has been counsel for parties with standing at the Commission of Inquiry into Health Information (the Krever Inquiry) and the Commission of Inquiry into Pediatric Forensic Pathology (the Goudge Inquiry). In 1987, the Law Society of Upper Canada (LSUC) certified Bill as a Specialist in Civil Litigation. In 2007, he became a Certified Specialist in Health Law.

Bill's contribution to the medico-legal community includes: teaching 'Trial Practice' at Osgoode Hall Law School for many years; serving as an elected Bencher of the LSUC; membership on the Mt. Sinai Hospital Ethics Committee and extensive lecturing and public-speaking about civil and professional accountability in the health sector.

Following his retirement from BLG at the end of 2017, Bill joined the Healthcare Insurance Reciprocal of Canada (HIROC) as Legal Counsel.

### Rozmin Mediratta

#### Wise Health Law

Rozmin is a lawyer at Wise Health Law. She advises and represents health care professionals and organizations in a variety of matters, including College complaints, lawsuits, consent and capacity proceedings, and privacy matters.



She has a long-standing interest in the health care industry and the complex legal framework within which her clients practice. She is as comfortable reviewing health records as she is analyzing case law. In short, health law is her calling.

Rozmin appreciates what's at stake for her clients and she is unapologetic in their defence. She cuts to the chase with practical, inspired solutions so that they can get back to what they do best: health care.



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### Ira Parghi

#### Borden Ladner Gervais

Ira is counsel in BLG's Toronto office and a member of the firm's Health Law and Privacy and Data Protection practice groups. She advises clients on access to information issues and on all stages of the life cycle of information privacy and security incidents: prevention (education, best practices, policies, audits), investigation, analysis (including under multiple potentially applicable provincial, state, and federal laws), reporting (to consumers and regulators), remediation, and regulatory investigation (again, potentially involving multiple regulatory bodies, laws, and jurisdictions). She has experience with a broad range of privacy matters, including cybersecurity breaches and ransomware incidents. Ira helps clients navigate often complex US-Canada cross-border regulatory landscapes, and, having worked in an in-house privacy role, provides practical advice that is operationally feasible. She has counseled health-care providers, medical technology companies, multinational pharmaceutical firms, universities, start-up companies, and non-profits, in both the US and Canada.



Ira also defends hospitals and other health-care organizations in medical malpractice litigation as counsel to the Healthcare Insurance Reciprocal of Canada (HIROC). She has represented clients before courts, administrative tribunals, and Coroner's Inquests.

Ira previously worked as the Corporate Privacy Officer for a large health system, and as Counsel in the San Francisco office of a global law firm.

### Program Chair:

#### Valerie Wise, Wise Health Law

For almost 25 years, Valerie has assisted health care professionals facing a civil lawsuit or College complaint pursue fair process and the best possible outcomes. Valerie partners with her clients to ensure they understand what is happening to them and are involved in the strategic decisions being made. Valerie is a fearless advocate who doggedly pursues fairness for her clients.



Valerie has extensive litigation experience, having successfully defended numerous contested discipline hearings at various Colleges and having litigated complex medical malpractice cases at both the trial and appellate level. Valerie understands College process, from beginning to end, and toils in the trenches on a daily basis for her clients, representing members (not regulators).

Valerie has dedicated most of her practice to health law since 1995, and has done it exclusively since 2005. Valerie has been Certified by the Law Society of Ontario as a Specialist in Health Law since 2012.



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