

FACULTY OF LAW, UNIVERSITY OF VICTORIA
2023-24 COURSE REGISTRATION - PRELIMINARY COURSE INFORMATION (PCIS)¹

COURSE	LAW 307B Civil Procedure with Drafting
UNIT VALUE	2.0 Units (4 hours of instruction per week)
INSTRUCTORS	Lee Mauro & Trevor Bant
TERM OFFERED	Spring 2024
CLASS TIMES	See Schedule
PREREQUISITES/COREQUISITE	LAW 307B is a recommended (not required) pre- or corequisite for LAW 355 Legal Skills

COURSE DESCRIPTION

This course is about civil procedure in the Supreme Court of British Columbia. Civil procedure is much more than a set of rules. It is the toolkit and tradecraft of an effective litigator. In this course, students will learn to think practically and creatively about how the rules of civil procedure can be used to achieve results for clients in a strategic, ethical, and cost-effective manner. Students will also learn how to draft the most important types of court documents.

COURSE OBJECTIVE

Students will gain a strong foundation in the practical knowledge and skills that are needed in civil litigation, including:

- a) the foundational principles of civil procedure;
- b) practical and strategic considerations arising from the economics of litigation;
- c) the main procedural steps in an action;
- d) how to bring and respond to a chambers application;
- e) options for obtaining relief on a summary basis without a full trial;
- f) petition proceedings and when to use them;
- g) how to draft a notice of civil claim, response to civil claim, notice of application, and affidavit; and,
- h) the main professional obligations that arise in connection with procedural issues.

TEACHING METHODOLOGY

Class participation is strongly encouraged. Most classes will include an exercise of some kind, to be completed in small groups. We will prepare and distribute a casebook; no textbook will need to be purchased. The reading will not be onerous, although there will be several assignments (detailed below).

EXPECTED EVALUATION METHODOLOGY

- Class participation (5%)
- Assignment #1: drafting a notice of civil claim (10%)
- Assignment #2: drafting a response to civil claim (10%)
- Assignment #3: drafting a notice of application and affidavit (20%)
- Oral advocacy exercise (5%)
- Final exam (take home and open book) (50%)

ABOUT THE INSTRUCTORS

Lee Mauro is a lawyer in the Litigation Group of the Ministry of Attorney General of British Columbia, practicing civil litigation and administrative law with a focus on class proceedings. Prior to joining the Ministry of Attorney General in 2019, Lee articulated and practiced at Harper Grey LLP, then practiced at leading boutique firms in Vancouver and Victoria. Lee has always maintained a practice that was diverse in subject matter but focused exclusively on litigation.

Trevor Bant is also in the Litigation Group of the Ministry of Attorney General, where he has a broad practice encompassing a wide variety of civil litigation and constitutional and administrative law matters. He previously practised at Hunter Litigation Chambers in Vancouver. He clerked at the Supreme Court of Canada and for the Chief Justice of British Columbia at the Court of Appeal. Trevor is Vice-Chair of the Access Pro Bono Society of British Columbia.

June 2023

¹ The information in this document is provided for course registration purposes only and is **subject to change**. More detailed course information about course content and evaluation will be provided upon the commencement of the course. Students seeking additional information about the course prior to its commencement may contact the instructor or, if no instructor is listed, Law Student Services (law.studentservices@uvic.ca).