

**Dr. Elizabeth Adjin-Tettey**  
Professor, Faculty of Law  
Associate Vice-President Academic Programs  
University of Victoria  
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## **DEGREES AND DIPLOMAS**

1996	D.Jur. (Doctorate)	Ghana
1993	LL.M.	University of Calgary
1991	LL.M.	Queen's University
1990	B.L.	Ghana Law School
1988	LL.B. (Hons.)	University of Ghana

## **EMPLOYMENT PRIOR TO APPOINTMENT AT UNIVERSITY OF VICTORIA**

1997-98 Dept. of Law, Carleton University  
Fall 1997 Faculty of Law, University of Windsor

## **MAJOR FIELDS OF SCHOLARLY OR PROFESSIONAL INTEREST**

Torts  
Remedies  
Insurance  
Critical Race Theory and Inter-sectionality  
Feminist Analysis of Law

## **MEMBERSHIPS/OFFICES IN LEARNED/PROFESSIONAL SOCIETIES**

Canadian Association of Law Teachers  
Canadian Law & Society Association

## **SCHOLARSHIPS, FELLOWSHIPS, RESEARCH GRANTS, HONOURS, AND AWARDS**

2019 Dentons Summer Business Law Fellowship  
2009 Law Foundation of British Columbia Legal Research Grant  
2009 Fraser, Milner, Casgrain Summer Fellowship  
2008 Charles D. Gonthier Research Fellowship, Canadian Institute for the Administration of Justice  
2008 Fraser, Milner, Casgrain Summer Fellowship  
2006 Borden, Ladner, Gervais Summer Fellowship

## **AWARDS AND HONOURS**

2019 Terry J Wuester Teaching Award

## **APPOINTMENTS AT UNIVERSITY OF VICTORIA**

2010 - present	Professor
2004-10	Associate Professor, Faculty of Law
2000-04	Assistant Professor, Faculty of Law
1998-2000	Visiting Assistant Professor, Faculty of Law

### **Administrative Appointments**

2023-present Associate Vice-President Academic Programs  
2021-2023 Acting Associate Vice-President Academic Programs  
2010 – 2016 Associate Dean, Administration and Research

**TEACHING DUTIES AT THE UNIVERSITY OF VICTORIA - Courses Taught Since 2016**

<b>2019-2020</b>	<b>Hours per Week</b>	<b>Term</b>	<b>No. of Students</b>
Torts	2	Fall	55
Torts	3	Spring	55
Remedies	4	Fall	50
Insurance	3	Spring	39

<b>2018-2019</b>	<b>Hours per Week</b>	<b>Term</b>	<b>No. of Students</b>
Legal Process			
Torts	2	Fall	39
Torts	3	Spring	39
Remedies	4	Fall	50
Insurance	3	Spring	40

<b>2017-2018</b>	<b>Hours per Week</b>	<b>Term</b>	<b>No. of Students</b>
Legal Process			
Torts	2	Fall	55
Torts	3	Spring	55
Remedies	4	Fall	50
Insurance	3	Spring	50

**2016 – 2017** Administrative Leave

**STUDENT SUPERVISION****Graduate Students Supervision**

- M. Joseph, “Responding to Climate Change-Related Environmental Disasters through the Insurance System”
- S. Ahn, “The Family Compensation Act: Assessing the Need for Change”
- Z. Suleman, Race(ing) Family Law: A Feminist Critical Race Analysis of the “Best Interest of the Child” Test and the Impact for Racialized Women in Custody and Access Cases

**Law 390/399 Supervision**

Spring 2021

- “Too Much and not Enough: An Exploration of the Inadequacies of the Civil Justice System in Meeting the Needs of Survivors of Sexual Wrongdoing”

Spring 2018

- “(You’re) Having My Baby: Surrogacy Fees as a Cost of Future Care Award in Canadian Tort Law”
- “Certifiable: Can a Class Action Address Canada’s On-Reserve Drinking Water Crisis?”
- “British Columbia’s Restrictive Approach: Exacerbating the Limitation of Fatal Injury Claims”

Summer 2016

- “Ableism in British Columbia’s Autoplan: A Case for Judicial Activism”

Fall 2015

- “Liability Insurance: An Examination of the Purpose and Consequences of Modern Exclusion Clauses”

Spring 2015

- “Legislating Genetic Test Results for Life insurers in Canada”

Fall 2012

- “Is the Doctrine of Subrogation Necessary in Canadian Insurance Law?”

Summer 2011

- “Reaffirming Inequalities: Disability Issues in Assessment of Damages”
- “Injunction: the New Frontier for Environmental Enforcement?”

Fall 2009

“Unmasking Anonymous Defendants in Canadian Internet Defamation Cases: Striking an Appropriate Balance between Privacy and Reputational Interests”

Summer 2009

- “Race and Immigration in Canada” MADR

Spring 2009

- “Burnt from both Ends: The Hidden Dangers of B.C.’s Tobacco Litigation”
- “Honda Canada Inc. v. Keays: A Missed Opportunity”
- “Pushing the Limits: Arguing for Civil Remedies for Children in Care”

Fall 2008

- “Great Expectations! Can Current Lost Earning Capacity Assessment be used to Provide Equitable Awards for Children?”

Summer 2005

- “Risk Disclosure Obligations: Physician Experience as Material Risk for Patients” MADR

Fall 2004

- “The Good, the Bad and the Ugly: A Critical Analysis of Emerging Multinational Corporate Human Rights Obligations under International Law and Mechanisms for their Enforcement”
- “Protecting Personal Autonomy: A Look at Pregnancy, Prostitution and Euthanasia”

Summer 2004

- “Brave New World: Emerging Issues in Internet Defamation Law”
- Hearing the Voice of Silence: National and International Responses to the Plight of Korean “Comfort Women”

Spring 2004

- “Mattering the Hybrid: Locating the Individual within Racial Categories”
- “Genocide in Rwanda”

- “Damages for Sexual Assault: Is the Plaintiff being Compensated”
- “Joint and Several Liability: To Keep or not to Keep”

#### Summer 2003

- “Flexible, Light and Effective: An analysis of the *Personal Information Protection and Electronic Documents Act* as a privacy protection instrument”
- “The Diversity of ‘Respect’ in the Respect for Diversity: An Exploration of Canadian Multiculturalism”

#### Spring 2002

- “A Culture of Rights and Responsibilities: The UK Human Rights Act 1998”
- “Public Care or Private Support? Providing Adequate Future Care for Brain Injured Child Plaintiffs”
- “The Role of Criminal Equity in the Enforcement of Public Rights”

#### Spring 2001

- “Linguistic Accommodation in Canada: Towards an Unequal Partnership”
- “China’s Implementation of the Convention on the Rights of the Child”

#### Fall 2000

- “Challenging Feminism’s Prioritization of Gender: Race, Bisexuality, Transgender”

#### Summer 2000

- “Impact of Canada’s 1996 Revised ‘Guidelines on Gender-Related Persecution’”

#### Spring 2000

- “Analysis of the Dispute Resolution Process of the Washington Convention”
- “Ethnic Minority Rights in International Law”

#### Fall 1999

- “Compensation for Loss of Chance in Tort Law”

#### Spring 1999

- “Compensation of Homemakers for Personal Injury Claims: An Analysis of Present Problems and a New Approach”

### Other Contributions to the Faculty Teaching Program

Nov. 2010	Workshop on Legal Education in the 21 <sup>st</sup> Century
Spring 2009	Workshop on Exam Writing for Aboriginal and Special Access Students
Fall 2008	Legal Process Director
2004-05	Co-Coach, Jessup Moot
2003-04	Co-Coach, Jessup Moot
2002-03	Co-Coach, Jessup Moot
Spring 2000	Legal Process Director

## SCHOLARLY AND PROFESSIONAL ACHIEVEMENTS

### Articles Published in Peer-Reviewed Journals

“Moral Legitimacy of the Principle of *Restitutio in Integrum*: Towards Social Progress in the Valuation of Impaired Working Capacity?” (2021) 102 Supreme Court Law Rev (2d) 261

“Striking the Right Balance: Does the *Genetic Non-Discrimination Act* Promote Access to Insurance?” (2021) 14(2) McGill Journal of Law & Health, 145-176

“Pierringer Settlement Agreements: Proceeding with Eyes Wide Open” (2021) 99 Canadian Bar Rev, 28-64

“Rights and Tort Law: Respecting Children’s Decisional Autonomy for Medical Interventions” (2018) 84 S.C.L.R. (2d) 161-199, reprinted in Margaret I. Hall, ed., *The Canadian Law of Obligations: Private Law for the 21<sup>st</sup> Century and Beyond* (LexisNexis, 2018), 161–199

“Multi-Party Disputes: Equities between Concurrent Tortfeasors” (2016) 53:4 Alberta Law Review, 863-878

“Shield or Shackles: The Pitfalls of Stronger Dispute Resolution Provisions in Insurance Legislation” (2015) 93 Canadian Bar Rev, 721-745

“Protecting Survivors of Domestic Violence within the Insurance Regime: Opportunities to Seek Termination or Variation of Insurance Contracts” (2014) 29(1) Canadian Journal of Family Law, 211-238

“Navigating the Tripartite Relationship in Liability Insurance Claims: Minimizing the Need for Insured-Appointed Independent Counsel” (2014) 43 Advocates’ Q, 194-218

“Potential for Genetic Discrimination in Access to Insurance: Is there a Dark Side to Increased Availability of Genetic Information?” (2013) 50 Alberta L Rev 577-614

“Personal Responsibility for Intentional Conduct: Protecting the Interests of Innocent Co-Insureds under Insurance Contracts” (2013) 50 Alberta Law Rev 615-630

“Improving the Potential of Tort Law for Redressing Historical Abuse Claims: The Need for a Contextualized Approach to the Limitation Defence” (with Freya Kodar) (2010-11) 42 Ottawa Law Rev. 95-122, <http://ssrn.com/abstract=1932455>

Rethinking the Materiality Requirement for Non-Disclosure and Misrepresentation in Insurance Contracts” (2010) 89 Can Bar Rev, 241-283, [http://www.cba.org/cba\\_barreview/Search.aspx?VolDate=07%2f01%2f2011](http://www.cba.org/cba_barreview/Search.aspx?VolDate=07%2f01%2f2011); <http://ssrn.com/abstract=1931147>

“Film as a Complement to the Written Text: Reflections on Using The Sterilization of Leilani Muir to Teach *Muir v. Alberta*” (with Freya Kodar) (2011) 48:3 Alberta Law Rev, 615-629

“Promises and Challenges of Achieving Racial Equality in Legal Education in Canada” (with Maneesha Deckha) 2010 Canadian Legal Education Annual Review, 175 -212

“Using Film in the Classroom” (with Freya Kodar) (2009) 21(1) Canadian J.W. & L. 197

- “The Marginalizing Effect of Deductibility of Welfare Benefits” (2009), 44 Supreme Court Law Rev (2d) 37-60
- “Postcard from Edge of Empire” (co-author) (2008), 17(1) J Soc & Legal Stud. 5
- “Accountability of Public Authorities through Contextualized Determinations of Vicarious Liability and Non-Delegable Duties” (2007), 57 Univ. of New Brunswick L J, 46-83
- “Sentencing Aboriginal Offenders: Balancing Offenders’ Needs, Victims and Society’s Interests and Decolonization of Aboriginal Peoples” (2007), 19.1 Canadian J Women & L, 179–216
- “Righting Past Wrongs through Contextualization: Assessing Claims of Aboriginal Survivors of Historical and Institutional Abuse” (2007), 25(1) Windsor Yearbook of Access to Justice, 95-134
- “Protecting the Dignity and Autonomy of Women: Rethinking the Place of Constructive Consent in the tort of Sexual Battery” (2006) 39:1 UBC Law Rev, 3-61
- “Replicating and Perpetuating Inequalities in Personal Injury Claims through Female-Specific Contingencies” (2004) 49 McGill Law J, 309-348
- “Measurement of Damages for Interference with Property Interests in Torts and Contracts” (2003), 26 Advocates’ Quarterly, 391-428
- “Significance and Consequences of Parental Responsibility Legislation” (2002), 17 Supreme Court L Rev (2d), 221-268 (Special edition in honour of Mr. Justice Allen Linden’s contribution and commitment to tort law)
- “Social Host Liability: A Logical Extension of Commercial Host Liability?” (2002) 65(2) Sask L Rev, 515-547
- “Contemporary Approaches to Compensating Female Tort Victims for Incapacity to Work” (2000) 38(2) Alberta Law Rev, 504-535
- “Failure of State Protection within the Context of the Convention Refugee Regime with Particular Reference to Gender-Related Persecution” (1997) 3(1) Journal of International Legal Studies, 53
- “Reconsidering the Criteria for Assessing Well-Founded Fear of Persecution in Refugee Law” (1997) 25(1) Manitoba Law Journal, 127 (1997)
- “Defining a Particular Social Group Based on Gender” 6(4) REFUGE, 22 (October 1997)

### **Book Chapters**

- “Rights and Tort Law: Respecting Children’s Decisional Autonomy for Medical Interventions”, in Margaret Hall ed., *The Canadian Law of Obligations: Private Law for the 21<sup>st</sup> Century and Beyond* (LexisNexis, 2018); also “Rights and Tort Law: Respecting Children’s Decisional Autonomy for Medical Interventions” (2018) 84 Supreme Court Law Rev (2d) 161-199
- “Sexual Wrongdoing: Do the Remedies Reflect the Wrong”, in Janice Richardson & Erika Rackley, eds, *Feminist Perspectives on Tort Law*, (Milton Park, Abingdon, Oxon; New York: Routledge, 2012), 179-204 (refereed)
- “Discriminatory Impact of Application of *Restitutio in Integrum* in Personal Injury Claims” in Canadian Institute

for the Administration of Justice, *Taking Remedies Seriously* (Justice Robert Sharpe & Kent Roach, eds.) (2010), 119-166

“Picking up Where Justice Wilson Left Off: The Tort of Discrimination Revisited”, part of a collection of essays in honour of the late Madam Justice Wilson, Kim Brooks ed., *Justice Bertha Wilson: One Woman’s Difference* Vancouver: UBC Press, 2009) 113-130 (refereed)

“Claims of Involuntary Parenthood: Why the Resistance?”, in *Emerging Issues in Tort Law*, Jason Neyers, Erika Chamberlain & Stephen Pitel, eds. (Oxford & Portland, Oregon: Hart Publications, 2007 chapter 4 (Hart Publishing, 2007) 85 -111 (refereed)

“International Law, Population Pressure and the Environment: North-South Relations, in Harold Coward ed., *Population, Consumption, and the Environment: Religious and Secular Responses* (Albany: State University of New York, 1995)

### **Books, Casebooks and Encyclopedia**

Co-author (with Ken Cooper Stephenson), *Personal Injury Damages in Canada*, 3<sup>rd</sup> ed. (Thomson Reuters, 2018)

Editor, *Canadian Encyclopedic Digest, Insurance (General)* (Carswell, 2016)

Co-author, Berryman et al, *Remedies: Cases and Materials*, 8<sup>th</sup> ed. (Emond Montgomery, 2020)

Co-author (with Jamie Cassels), *Remedies: The Law of Damages*, 3<sup>rd</sup> ed. (Toronto: Irwin Law, 2014)

### **Case Comment**

Case Comment: *Baker v. Canada (Minister of Citizenship and Immigration)* (2002) 12(2) Canadian Journal of Women and the Law, 454

### **Book Review**

"Claire L'heureux-Dubé: A Life, Constance Backhouse (Vancouver: UBC Press for the Osgoode Society for Canadian Legal History 2017) -- a collective review" (co-author), (2018) 56:1 Alberta Law Rev, 263-274

### **Other Publications**

“Navigating the Tripartite Relationship” 32(14) The Lawyers Weekly, August 17, 2012: <http://ssrn.com/abstract>

“Time to write some rules for Genetic Risk” 32(6) The Lawyers Weekly, June 8, 2012

“Protecting the Interests of the Innocent Insured” 31(33) The Lawyers Weekly, January 13, 2012: <http://ssrn.com/abstract=2007905>

“Reforming the Disclosure Duty in Insurance Contracts” Lawyers Weekly, August 20, 2010, pp. 9-10

“Gender and Race Issues in the Assessment of Civil Damages” National Judicial Institute, 2009

“Deducting Welfare Benefits may Unfairly Impact Aboriginal Claimants” The Lawyers Weekly, June 24, 2005

“Social Justice in Private Law” 3(3) Purple Prose - Scholarship Show Case (February, 2005)

## Papers, Lectures, Addresses and Conference Activities

- 2022 Tort Law & Social Equality Research Group, "Social Construction of Harm/Loss Remediable through Tort Law"
- Panelist, Everyday Black Excellence: Being Black on Campus
- Panelist, Black Professionals Leadership Program Launch
- 2020 "Protecting Bodily Autonomy" Torts Roundtable, Canadian Association of Law Teachers
- "Critique of Theoretical Accounts of Tort Law", Allard First Year Torts Class
- 2019 "Moving Beyond the Individualistic Focus of Tort Remedies: Recognizing Relational Non-Pecuniary Losses in Personal Injury Claims" Cdn Law & Society Assoc Conference, Vancouver
- 2017 "Rights and Tort Law: Respecting Children's Decisional Autonomy for Medical Interventions", Canadian Law of Obligations Conference, Vancouver
- 2016 Roundtable Discussion: Responding to the Truth and Reconciliation Commission's Calls to Action in the Tort Law Classroom, Canadian Association of Law Teachers Conference, Calgary
- "Responding to the Abuse of Persons with Disabilities in Institutions of Care in Canada: Some Issues and Observations" Canadian Law & Society Association Conference, Calgary
- 2013 "Privileging Tangible over Intangible Injuries: The Potential for Non-Therapeutic Outcomes for Violations of Bodily Integrity" 33<sup>rd</sup> International Academy of Law & Mental Health Conference, Amsterdam
- 2013 "Property Ownership, Personal Responsibility and Insurance Protection for Innocent Co-Insureds" Law and Society Association Conference, Vancouver
- 2013 "Reflections on the 2012 BC *Insurance Act*" Canadian Association of Law Teachers"
- 2012 "Ethical and Practice Issues in the Tripartite Relationship between the Insured, Insurer and Defence Counsel", CLE BC
- 2012 "Navigating the Tripartite Relationship in Liability Insurance Claims: Minimizing the Need for Insured-Appointed Independent Counsel" Canadian Bar Association Conference, Vancouver
- 2011 "Now that the Door is Open': Outsider Perspectives in Legal Education, Teaching Roundtable" CALT/CLSA
- "Access to Insurance in an Age of Widespread Availability of Genetic Information" 2011 CLSA, Fredericton, NB
- "Balancing the Need for Fair Compensation with the Importance of Personal Characteristics in Personal Injury Claims" National Judicial Institute Montreal
- "Damages Issues", National Judicial Institute, Whistler



- “Reflections on Law School Curriculum” International Association of Law Schools Conference, Buenos Aires, Argentina
- “Medical Paternalism and the Rights of Children and Parents Regarding Medical Decisions” Association for the Study of Law, Culture & Humanities Conference, Las Vegas
- 2010 Building Relationships between Faculty and Clinics” Panelist, Clinical Legal Education Conference, UWO, London, Ontario
- 2010 The Materiality Requirement for Non-disclosure and Misrepresentation in Insurance Contracts: Does it Protect the Interests of the Insured or Insurer? Fraser Milner Casgrain, Vancouver
- 2010 “Does the Materiality Requirement for Non-disclosure and Misrepresentation in Insurance Contracts Protect the Interests of the Insured?” CALT, Victoria, BC
- 2010 “Sexual Wrongdoing: Do the Remedies Reflect the Wrong?” CLSA, Montreal
- “Challenges and Strategies for Allocating Administrative Responsibilities” Associate Deans’ Meeting, Ottawa
- “Developing and Maintaining a Publishing Agenda” UVic Graduate Students Summit, Panel on Publishing
- 2009 “Discriminatory Impact of Application of *Restitutio in Integrum* in Personal Injury Claims” School of Law, University of Limerick, Ireland
- Does the Materiality Requirement for Non-Disclosure and Misrepresentation in Insurance Contracts Protect the Interests of the Insured?” School of Law, University of Limerick, Ireland
- 2009 “Discriminatory Impact of Application of *Restitutio in Integrum* in Personal Injury Claims” Annual Conference, Canadian Institute for the Administration of Justice, Ottawa
- “Challenging the Hegemony of the Reported Case: Using Film to Teach *Muir v. Alberta*” Critical Legal Conference, Leicester, England
- “Improving the Potential of Tort Law for Redressing Historical Abuse Claims: The Need for a Contextualized Approach to the Limitation Defence” Society of Legal Conference Centennial Conference, Keele, England
- “Using Film to Teach the Trespass Torts: Documenting *Muir v. Alberta*” Canadian Association of Law Teachers Conference, Ottawa
- “Gender and Race Issues in the Assessment of Civil Damages” National Judicial Institute Conference on Race and Judging, Halifax, N.S. (invited)
- 2008 “The Marginalization Effects of Deductibility of Welfare Benefits from Damage Awards in Personal Injury Claims” LSA/CLSA Conference, Montreal
- “Reflections from the Margins: Discriminatory Impact of Application of *Restitutio in Integrum* in Personal Injury Claims” LSA/CLSA Conference, Montreal

“Tort of Discrimination Revisited”, Wilson Workshop, McGill University, Montreal

“What Difference would it have made had Justice Wilson’s recognition of a tort of discrimination had survived?” Law, Culture & Humanities, Berkeley, CA

“Responding to Discrimination in the Civil Justice System” Black Law Students’ Association Conference, Vancouver, BC

“Should Victims of Discrimination have Direct Access to Legal Recourse of their Choice?” Together in Diversity Conference, Univ. of Victoria

2007 “The Need for Contextualized Determinations of Vicarious Liability and Non-Delegable Duties as a Matter of Social Justice”, Canadian Association of Law Teachers Conference, Saskatoon

“Socio-Cultural Considerations in Sentencing Aboriginal Offenders: Balancing Offenders’ Needs, Victims and Society’s Interests and Decolonization of Aboriginal People” Law, Culture & Humanities Conf. Washington, DC

2006 “Claims of Involuntary Parenthood: Why the Resistance” Emerging Issues in Tort Law Conference, University of Western Ontario, London, Ontario

“Accountability of Public Authorities through Contextualised Determinations of Vicarious Liability and Non-Delegable Duties” Public Authority Liability Conference, UNB, Fredericton

“Double Burdens of Race and Culture: Re-Victimising Aboriginal Survivors of Abuse in State are through De-Contextualised Assessment of Redress Claims” Canadian Critical Race Conference, Regina, SK.

“Taking Reproductive Autonomy Seriously as a Matter of Gender Equality” Association for the Study of Law, Culture & the Humanities, Syracuse, N.Y.

2005 “New Developments in Tort Law: The Legacy of Cooper v. Hobart” Provincial Judges’ Conference, Vancouver

“Promises and Pitfalls of the Gladue Sentencing Principles” Critical Race and Human Rights Conference, Toronto

“Judicial and Societal Attitudes to Involuntary Parenthood” Canadian Law and Society Association Conference, Harrison Hot Springs, B.C.

“Double Burdens of Race and Culture for Indian Residential School Claimants” Annual Conference, Association for the Study of Law, Culture & the Humanities, Austin, TX.

2004 “Access to Justice or False Hopes: Re-Victimising Aboriginal Claimants through Assessment of Damages for Inability to Work in Sexual Abuse Cases” Canadian Law and Society Conference, Winnipeg, MB

“Protecting the Dignity and Autonomy of Women: Rethinking the Place of Constructive Consent

on the tort of Sexual Battery” Feminism, Law and Social Change: (Re)Action and Resistance, Vancouver, hosted by the Centre for Feminist Legal Studies, UBC

“Consent and Sexual Battery: Implications of Scalera for Victims of Sexual Violence” Assoc. for the Study of Law, Culture & the Humanities, Hartford, CT.

2003 “Justice For Female Tort Victims Or a Rhetorical Commitment To Equality?: Replicating and Perpetuating Old Inequities Under Female-Specific Contingencies” Law & Society Conference, Halifax

2002 “Quest for Justice or Perpetuating Inequalities: Implications of Parental Liability Legislation for Marginalized Groups” UBC Faculty of Law Seminar Series and Centre for Feminist Legal Studies Lecture Series

Chair & Discussant, “Parenthood, Family and Legal Change: Feminist Interventions” Law & Society Conference, Vancouver

“Significance and Implications of Parental Liability Legislation” Conference in honour of Justice Allen Linden’s contribution to Canadian Tort Law, Montreal

“Unique Uses of a Law Degree: Perspectives from Academia” Black Law Students Association Conference, Toronto

2001 “Cost of Performance or Diminution in Value”, CLE, B.C.

“State Sovereignty and International Protection of Human Rights: Reconciling Relativism and Universalism”, International Studies Association Conference, Chicago, Illinois

2000 “Implications of *Baker v. Canada (Minister of Citizenship and Immigration)*”, CALT Conference, Edmonton, AB.

1999 “The Future of the Refugee Protection Regime in the Face of Neo-Liberalism” Law & Society Seminar Series, Faculty of Law, UBC

“Refugee Protection: Challenges and Prospects for the Next Millennium”, International Studies Association Annual Convention, Washington, D.C.

1988 “Gender-Related Human Rights Violations and the International Refugee System: The Past, Present and the Future”, International Studies Association West Regional Conference, Claremont, California

“The Westphalian System and Involuntary Migrations from Africa”, International Studies Association Annual Convention, Minneapolis, Minnesota, U.S.A.

1996 “Political Opinion as a Basis for According Convention Refugee Status for Gender-Related Persecution” Centre for Refugee Studies, York University

1994 “Interplay between Gender and the Concept of Persecution in Refugee Discourse”, Feminist Theory Conference Presentation, York University

- 1993 “Principles of Contemporary International Environmental Law”, Advanced Public International Law Class, Osgoode Hall Law School
- 1993 “International Law, Population Pressure and the Environment: North-South Relations”, International Summer Institute, Whistler, BC, organized by the Centre for Religion & Society, University of Victoria

### Academic Refereeing and Similar Activities

- 2020 SSHRC Project review - Insight Grant funding application on Slavery (2020)
- 2019 SSHRC Project review – Insight Grant funding application – “Speech Injunction in the Digital Age”
- 2012 SSHRC Project review – Insight Grant funding application on Insurance Policy Interpretation  
SSHRC Assessment: ““Interpreting the code behind insurance policies”

### Tenure and Promotion

- 2020 Promotion to Full Professor, University of New Brunswick (2020)
- 2013 Tenure and promotion to Associate Professor, Faculty of Law, University of Ottawa
- 2012 Promotion to Full Professor, Faculty of Law, University of Alberta

### Peer Reviews

- 2023 “An Autonomy-Based View of Wrongful Sterilization”, Journal of Law & Equality
- 2020 “Finding Justice for Sexual Assault Survivors: A Critical Review of Current Systems and Suggestions for Reform” Appeal Law Journal
- 2018 “A Case for a Multifactorial Approach to Remoteness in Contract Law” Alberta L Rev  
“No more Chances for Lost Chances: A Weinribian Response to Weinrib”, McGill J L & Health
- 2017 “Maternal Tort Immunity: A Preservation of Rights or a Legal Inconsistency”, Appeal  
“The Movement to Reform Civil Statutes of Limitation for Child Sexual Abuse Claims”, International Journal of Law in Context  
“Participant Liability in Hockey: What is the Appropriate Standard of Care in Canada?”, Canadian Journal of Law & Society
- 2014 “Advocating Context as Reality – Origins, Trends, and Directions in Tort Damages for Female Loss of Earnings”, UBC L Rev  
“Suppressing Damages in Involuntary Parenthood Actions: Contorting Tort Law, Denying Reproductive Freedom and Discriminating Against Mothers”, Cdn J of Family Law

- 2012 "Paxton v Ramji: Recognizing Duty between a Doctor and Future Child and the Effect of Cooper on the Duty Analysis", Windsor Rev Law & Social Issues
- "I wish the Supreme Court thought more like Dianne': A Comment on *Krangle v Brisco*", CJWL
- 2011 "On the Measure of Damages", Canadian Bar Review
- 2010 Solving Automobile Insurance Coverage Disputes through a Public Regulatory Framework", Alta L Rev
- "But Names Will Never Hurt Me: Toward a More Realistic Approach to the Effect of Disparaging Statements on Reputation" McGill LJ
- "Risky Pregnancy: Liability, Blame and Insurance in the Governance of Prenatal Harm", UBC L Rev
- 2009 "Tort Law and Happiness", Queen's Law J
- "Rethinking the Test for Duty in the Context of Governmental Defendants" Alberta L Rev
- "Cultural Thin Skull", UNB LJ
- "Reimagining *Haj Khalil v. Canada*", Windsor Yearbook of Access to Justice
- "There was a high Court that swatted a fly... But Why? Mental Disability in the Negligent Infliction of Psychiatric Injury, and the decisions in *Mustapha v. Culligan*", Appeal Journal
- 2008 "Regulating Viatical Settlements in Canada", Manitoba L Rev
- "Between Exclusion and Assimilation: Experimentalizing Multiculturalism", McGill LJ
- 2007 "The Limited Role for *Ex Turpi Causa* as a Bar to Loss of Income Claims: A National Consensus Awaits the New Brunswick Courts and the Demise of *Frenette c. Audet*" Canadian Bar Rev
- 2005 "A Theory of Vicarious Liability", Alberta L Rev
- "Sincerity of Belief, Validity of Religion: Masking Substance with Form", UBC L Rev
- The Tort of Spoliation in Canada: Over Land, Across the Sea and Up in the Air" Sask L Rev
- "Private Law Distribution, Predictability and Liberty: Making an Omelet without Breaking the Eggs" McGill LJ
- "Cleansing the Conscience: Construction of Race and Nation in the Chinese Canadian Redress Case" Canadian Journal of Law & Society
- 2003-04 Canadian Journal of Women and the Law
- 2002-03 Reviewed torts casebook at the request of Emond Montgomery
- "Common Law Actions for Sexual Harassment: The Jurisdiction Question Revisited", Queen's LJ

- 2001-02 "Gender Based Persecution: Exploring the Legal Issues", Ottawa L Rev  
"Fixing to Sue", UBC L Rev
- 2000-01 "Leaky Condos", Appeal (UVic)  
"Eyes Wide Shut", Sask L Rev  
"Foetal Imaginings: Searching for a Vocabulary in the Law and Politics", Cdn J Women & Law

### Media Commentaries and Appearances

- Dec 2012 Interviewed by Kyle Slavin, Saanich News – Pollution Exclusion Clauses in Homeowners Insurance Policies
- May 2004 Interviewed by Mark Nielsen, Prince George Citizen – implications of charges against CNR for McBride train derailment for family members of victims – story published in Prince George Citizen, May 14, 2004
- April 2004 Worked on Media Tip with UVic Communications re likely civil liability of parents for grad party problems  
Interviewed by Mike Roberts of Province Newspaper, Vancouver (April 29, 2004 paper)  
Appeared on CFX Evening News Line, hosted by Terri Moore, Parents may be partly responsible for injuries caused by drunken guests at grad parties  
Interviewed by Tara Carmen, Victoria News, Story published Wednesday, May 19, 2004, "Grad Party Liability a Concern"
- Dec 2003 Interviewed by Philip Campbell, CH News Victoria re possibility of parental liability for children found liable for music file sharing on the Internet
- Oct 2003 Times Colonist interview on critique of parental liability legislation "Law professor sees shortcoming in parental responsibility act" TC, Saturday, October 25
- Oct 2003 Media Interview with Terri Moore, CFX Evening News Line – Parental responsibility for children's torts
- Oct 2003 Media interview – Peter Louis, Seattle Times on Damages for Fatal Injuries
- Sept 2003 Media Interview with Freelance writer Valerie Williams on Jane Doe case
- Dec 2001 Interviewed by Terry Moore for the CFX Newline PM – Comment on B.C. Attorney General's proposal to legislate a cap on settlements

### Memberships on academic and professional bodies

- Member, Expert Committee of the St. Petersburg International Legal Forum Private Law Prize

## SERVICE

### Administrative Contributions

#### Administrative Contributions at the Faculty of Law

- 2020-2021** Curriculum Committee  
Library Committee, Chair  
Faculty Evaluation Policy  
Standard for Distribution of Duties & Responsibilities of Faculty Members
- 2019-20** Curriculum Committee  
Library Committee  
Reappointment, Tenure and Promotion Committee  
Presidential Search Committee
- 2018-19** Curriculum Committee  
Library Committee  
Lam Chair Search Committee  
Reappointment, Tenure and Promotion Committee
- 2017-18** Co-op Committee, Chair (spring)  
Curriculum Committee  
Faculty Council Governance Rules  
Library Committee  
Reappointment, Tenure and Promotion Committee
- 2016-17** Administrative Leave
- 2015-16** Associate Dean, Administration and Research  
Appointments Advisory Committee  
Co-op Committee, Chair  
Curriculum Committee, Chair  
Examination Committee  
Moots Co-ordinator  
Reappointment, Tenure and Promotion  
Summer Seminar Series Organizer
- 2014-15** Associate Dean, Administration and Research  
Co-op Committee  
Curriculum Committee, Chair  
Examination Committee  
Faculty Council Governance  
Moots Co-ordinator  
Summer Seminar Series Organizer
- 2013-14** Associate Dean, Administration and Research  
Co-op Committee  
Curriculum Committee, Chair

Examination Committee  
External Review  
Faculty Council Governance  
Moots Co-ordinator  
Law Dean Search Committee  
Strategic Planning Committee  
Summer Seminar Series Organizer

**2012-13** Associate Dean, Administration and Research  
Admissions - Strategic Enrolment  
Associate University Librarian Law Review  
Co-op Committee  
Curriculum Committee, Chair  
Examination Committee  
External Review  
Faculty Council Governance  
Moots Co-ordinator  
JD/JID Planning Committee  
Law Dean Search Committee  
Strategic Planning (Chair)  
Student Lounge Renovation Committee  
Summer Seminar Series Organizer

**2011-12** Associate Dean, Administration and Research  
Admissions - Strategic Enrolment  
Appointments Committee  
Associate University Librarian Law Review  
Co-op Committee  
Curriculum Committee, Chair  
Examination Committee  
External Review  
Faculty Council Governance  
Moots Co-ordinator  
JD/JID Planning Committee  
Strategic Planning (Chair)  
Summer Seminar Series Organizer

**2010-11** Admissions - Strategic Enrolment  
Ad Hoc Appointment Committee (Chair)  
Co-op Committee  
Community Conference and other Speakers Events  
Computer Acquisition Fund  
Curriculum Committee, Chair  
Examination Committee  
External Review  
Moots Co-ordinator  
JD/JID Planning Committee  
Strategic Planning (Chair)



## Summer Seminar Series Organizer

- Spring 2010** Associate Dean, Administration and Research  
Ad-hoc Appointment Committee  
Admissions - Strategic Enrolment  
Co-op Committee  
Curriculum Committee, Chair  
Examination Committee  
JD/JID Planning Committee  
External Review  
Strategic Planning (Chair)  
Summer Seminar Series Organizer
- Fall 2009** Study Leave
- 2008-09** Admissions Committee  
Appointments Committee  
Faculty Advisor, Dean's Advisory Committee on Ethnicity and Culture (DACEC)
- 2007-08** Admissions Committee  
Dean's Search Committee  
Faculty Advisor, Dean's Advisory Committee on Ethnicity and Culture (DACEC)
- 2006-07** Admissions Committee  
Curriculum Committee (Chair, Spring term)
- 2005-06** Study Leave
- 2004-05** Faculty Advisor, Dean's Advisory Committee on Ethnicity and Culture (DACEC)  
Graduate Studies Committee  
Tenure and Promotion Committee
- 2003-04** Appointments Committee  
LL.M. Committee  
Faculty Advisor, Dean's Advisory Committee on Ethnicity and Culture (DACEC)
- 2002-03** Appointments Committee  
LL.M. Committee  
Faculty Advisor, Dean's Advisory Committee on Ethnicity and Culture (DACEC)
- 2001-02** Dean's Search Committee  
Tenure and Promotion (RPT)  
Graduate Studies Advisor  
LL.M. Committee  
Faculty Advisor, Dean's Advisory Committee on Ethnicity and Culture (DACEC)  
Fraser Building Safety Committee
- 2000-01** Appointments Committee  
Dean's Women's Advisory Committee

Graduate Studies Advisor  
LL.M. Committee

**1998-99** Faculty Advisor, Dean's Advisory Committee on Ethnicity and Culture (DACEC)  
Graduate Studies Advisor

### **Administrative Contributions to the University of Victoria**

#### AVPAP Committee Memberships

- Senate (invited guest – non-voting)
- Senate Committee on Planning (SCP) (chair)
- Senate Committee on Academic Standards (SCAS) (non-voting)
- Senate Committee on Learning & Teaching (SCLT) (non-voting)
- Senate Committee on Continuing Studies
- Associate Deans (Academic) Advisory Council (ADAC) (chair)
- Deans' Council and Academic Leadership
- VPAC Leadership Team
- President's Advisory Council
- Integrated Planning Committee
- Academic and Student Systems Committee (chair)
- Priority and Governance Review Council
- Decentralized Information Technology (DIT) Working Group (co-chair)
- Island Medical Program Committee (DPPC and IUPC)
- Campus Planning Committee
- Learning and Teaching Infrastructure Planning Committee (co-chair)
- Tuition Committee (co-chair)
- Risk Management Steering Committee

### **Other Administrative Contributions**

- Chair, Ad Hoc Promotion Committee, 2022
- Member, UVic Bargaining Teams for Faculty and Librarians Collective Agreement, 2015 & 2022-23
- Member, Joint Committee on Administration of the Collective Agreement (JCAA), 2015-2016
- Panel Discussion on Mentorship of New Faculty and Librarians, January 2016
- Bullying, Harassment and Disciplinary Issues Panel, "Disciplinary Proceedings under the Collective Agreement" Deans and Associate Deans Retreat, March 2016
- Member, Bargaining team for first Collective Agreement between UVic Administration and Faculty Association, 2013-2015
- Member, Steering Committee for Employment Equity Plan, 2014-2015
- Co-Chair, Joint Committee to Investigate Gendered Salary Anomalies, 2013-14
- Member, Ad Hoc Committee on Diversity and Inclusion, 2013
- Member, Timetabling and Scheduling Working Group, 2013-2015
- Member, Senate Committee on Curriculum, 2010-2016
- Chair and Deans' Representative, Employment Equity Advisory Group (EMAG), 2012-2016
- Member, Steering Committee for Employment Systems Review, 2013
- Member, Research Strategic Planning Committee, 2012-14
- Member, Centre for Studies in Religion and Society Program Committee, 2012-2016

### Service to the Legal Profession

- Nov 2012 Ethical and Practice Issues in the Tripartite Relationship between the Insured, Insurer and Defence Counsel, CLE BC
- Aug 2012 “Navigating the Tripartite Relationship in Liability Insurance Claims: Minimizing the Need for Insured-Appointed Independent Counsel” Canadian Bar Association Conference, Vancouver

### Community Activities

- 2018-2021 Director, British Columbia Law Institute
- 2010-11 Board Member, LEAF Board of Directors
- 2008-11 Legal Education and Action Fund (LEAF), Law Program Committee; Religion and Human Rights Sub-committee; Assisted Human Reproduction Act sub-committee
- 2007-08 Member, Sub-Committee for intervention in *Honda Canada Inc. v. Keays, S.C.C.*, (Intervener: Legal Education and Action Fund (LEAF))
- 2005 Member, Sub-Committee for intervention in Barney’s appeal to the S.C.C. (Indian Residential School case) (Interveners: LEAF; NWAC; DAWN)
- 2002-06 Board Member, Member 07 (Advise Chiefs of Police Departments and RCMP officers in Greater Victoria about policing issues that impact ethnic and other minority groups).
- Fall 1998 Coalition for Access to Justice - Member of Planning Committee, Journey for Justice Campaign, Victoria
- 1997-98 Member of the Executive Parent Board, York University Day Care Centre
- 1996-97 Vice Chairperson of the Executive Parent Board, York University Day Care Centre

### Presentations to Community Groups

- May 2009 “After the Party: Are Social Hosts Responsible for Alcohol-Related Injuries?” Mt. Douglas Secondary School, Victoria
- Dec. 2008 “The legal liability of Social Hosts”, Gulf Island Secondary School
- Feb. 2006 “When can Parents be Legally Responsible for the Actions of their Children?” BC Pensions Corp. – UVic Speakers’ Bureau
- Nov. 2004 “UVic Engineering Co-op Associates, “Using Law as a mechanism for Social Justice”
- April 2004 “Should Social Hosts be Legally Responsible for Preventing Alcohol-Related Injuries Caused by their Drunken Guests?” Two presentations at Belmont Senior Secondary School
- March 2004 “After the Party: Are Social Hosts Responsible for Alcohol-Related Injuries? Presented to Kinsmen

40 Club of Victoria as part of the UVic Speakers Bureau

Dec 2003 "After the Party: Are Social Hosts Responsible for Alcohol-Related Injuries? Presented to Kiwanis Club of Greater Victoria Seniors as part of the UVic Speakers Bureau

Oct 2003 "Parents' Teeth Can Be Set on Edge When Children Eat Sour Grapes: When Can Parents Be Legally Liable for the Actions of Their Children" Deans' Lunchtime series, UVic Downtown,