

JANE E. MARTIN, B.A., LL.B.
Jane Martin Law
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CALLED TO THE BAR OF THE PROVINCE OF ONTARIO 2004

CURRENT

JANE MARTIN LAW. TORONTO

Estate specialist, mediation, planning, administration, and litigation services.

Practice covering trust, estates, capacity and elder-law, including:

- Mediation and settlement of estate, power of attorney and elder-law disputes;
- Facilitating difficult conversations for families related to estate planning, succession planning for family businesses, power of attorney and guardianship disputes, estate administration disputes;
- Representation in court proceedings for estate, power of attorney, elder- services and age-related disputes;
- Estate, succession, and substitute decision (power of attorney) planning;
- Protecting against - and finding remedies for - financial abuse or mismanagement of care for older adults;
- Guidance in probate applications, estate and trust administration and accounting;
- Neutral Estate Trustee and Estate Trustee During Litigation services.

**April 2011 –
August 2019**

DICKSON APPELL LLP. TORONTO

Estate specialist, mediation, planning, administration, and litigation services.

- Trusts, Estates and Capacity Litigation and mediation, estate planning and estate administration

**July 2009 –
February 2011**

EISEN GRAHAM BARRISTERS & SOLICITORS. TORONTO

Associate lawyer, Trusts, Estates and Capacity Litigation

- Trusts, Estates and Capacity litigation

**February 2008–
July 2009**

OFFICE OF THE CHILDREN’S LAWYER. TORONTO

MINISTRY OF THE ATTORNEY GENERAL

Special Counsel, Property Rights Department

- Provision of strategic legal advice to The Children’s Lawyer on complex trust and estate files;
- Trusts and estates and guardianship litigation on behalf of minors, including drafting of legal documents, oral advocacy at the Superior Court of Justice, attendance at mediations, examinations and discoveries.

**July 2004 –
TORONTO 2006**

BIRENBAUM, STEINBERG, LANDAU, SAVIN & COLRAINE LLP.

Associate lawyer, Civil Litigation and Bankruptcy

- Litigation associate at general service firm;
- Written and oral advocacy for proceedings at administrative tribunals, Bankruptcy Court, Superior Court and Divisional Court.

**September 2003 –
July 2004**

SUPERIOR COURT OF JUSTICE. TORONTO

Articles of Clerkship

- Provide written and oral opinions, written memoranda of law for Superior Court judges to assist in hearing preparation and post-hearing research.
- Report to 8-10 judges sitting on civil, family, administrative and criminal matters, on 4-month rotations throughout articling year.
- Editing of judgments, research, drafting and editing of educational resources and scholarly work for training of judiciary, preparation of case summaries and bench memos to assist judiciary in tracking of legislative and common law developments and changes.

**May 2001 –
December 2001**

PARKDALE COMMUNITY LEGAL SERVICES. TORONTO

Case Worker, Community Legal Clinic

- Written and Oral advocacy for clients, focused on income maintenance and domestic violence.
- Responsible for all aspects of case management including intake interviews, client communications, file management, legal research and writing, drafting of correspondence, negotiations and oral advocacy in front of Social Benefits Tribunal and Criminal Injuries Compensation Board.

**December 1998 –
July 2000**

CAPITAL MENTAL HEALTH ASSOCIATION. VICTORIA, B.C.

Program assistant

- Assist in program delivery of life skills-development program serving adults with dual-diagnosis mental health challenges.
- Tracking of statistics, measurement of outcomes of service delivery based upon requirements established by regulatory body, funders and agency Board of Directors.
- Coordination with other social service providers to ensure positive outcomes for clients facing housing, income, developmental and mental health barriers.

PROFESSIONAL DEVELOPMENT & COMMUNITY ACTIVITIES
**2007- 2019 Ontario Bar Association, Past Chair, Trusts & Estates Section Executive
& Governing Council member at large; secretary Elder Law Section**

- Long standing member at large of Trust & Estates Section Executive, member at large of governing council.
- Oversee policy development, programming, educational development for Elder Law section of professional association;
- End of Life Working Group – joint CBA/OBA initiative, developing submissions, monitoring issues arising from federal legislation permitting medical assistance in dying;
- Chair, Working Group to introduce pilot project for Elder Caring Coordination in Toronto, working in cooperation with the Association for Conflict Resolution and the Association of Family and Conciliation Courts (U.S.);
- Elected member of governance council responsible for election of officers, approval of budget and development of policy for OBA, voting member of National Council of Canadian Bar Association.

2011-present Volunteer mentor through Women's Law Association and Ontario Bar Association, mentoring and coaching new lawyers

2011- 2019 Pro Bono Students of Canada, Wills Project

- Train and supervise law students in preparation of wills, powers of attorney for low income and marginalized Torontonians, supervise and deliver public legal education sessions on estate planning, administration issues for members of public.

**2013 – 2017 Casey House
Volunteer, Foundation Committee**

- Support Board of Directors of HIV/AIDS hospital in developing and implementing fundraising strategy within the goals of the Hospital's strategic plan.

2007 – present Knit-a-Square

- Volunteer knitter for the KAS project, which collects knit and crochet squares to make clothing and blankets for children orphaned by AIDS in South Africa. Have sent approximately 500 squares and 3 teddy bears to South Africa.

**2007 – 2009 Eden Community Homes
Member, Board of Directors**

- Oversee policy development, project development, management and evaluation of not-for-profit provider of housing for individuals with serious mental illnesses.

- Ensure organizational compliance with Ministry of Health Operating Agreement, provincial tenancy legislation, employment and human rights regulations.

2000 – 2007 West Toronto Community Legal Services
Chair, Board of Directors & Programmes Committee

- Oversee governance of community legal aid clinic through program and policy development, oversight of financial operations and tracking of outcomes of program implementation.
- Assist in identification of programming needs, completion of funding applications and responses to requests for proposals, drafting of policies and by-laws, oversight of implementation of new programming.

EDUCATION & AWARDS

2018	Hoffstein Book Prize Recipient, recognizing contributions and achievements by members of the Ontario Bar Association to the area of wills, trusts and estates
2017	Ontario Association for Family Mediation Elder Mediation training (May 2016 to present)
2016	Harvard Law School Mediating Disputes (October 2016)
2015	George Brown College School of Design Digital photography certificate (in progress)
2015	Harvard Law School Negotiation and Leadership Program (June 2015)
2015	University of Windsor, Faculty of Law Executive Certificate in Conflict Management
2003	Osgoode Hall Law School LL.B. 2002 Recipient of Charles Edward Woodrow Award for academic excellence.
1993	University of Toronto B.A. 1988 Recipient of University of Toronto Entrance scholarship.

SPEAKING ENGAGEMENTS/PAPERS

2009 Ontario Bar Association “Orders for Directions, Making the best use of preliminary orders in Estate Litigation”, Estates Litigation: A primer.

2011 Ontario Bar Association “Update on Costs & the Rules of Civil Procedure”, OBA Annual Institute.

2011 Ontario Bar Association “Dependants Support Claims: Orders for Directions and Interim Support Orders”, The Dependant’s Support Application: from Notice of Application to Trial.

2013 Toronto Lawyers Association “Evidentiary issues in Estate Litigation”, Estates Essentials.

2015 Canadian Bar Association, Wills and Estates Fundamentals, practice skills workshop, co-presented with Eric Hoffstein and Mary Alice Thomson.

2016 Ontario Bar Association “How Separation and Divorce Impact Wills and Beneficiary Designations”, co-authored and presented with Llana Nakonechny, ‘Kissing Cousins: Where Family law and Trusts and Estate Law Meet’.

2016 Ontario Bar Association “Older Clients and Decisional Capacity”, Law and the Older Adult Client.

2016 Ontario Bar Association “A Litigation Miscellany: notable cases of 2015”, Ontario Bar Association Annual Institute.

2017 Toronto Lawyers Association “Ethics in a Nutshell Program”, co-presenter

2017 Commons Institute, “Civility in Civil Litigation” – co-presentation with Omar Ha-Redeye

2017 Law Society of Upper Canada, the Annotated Will, co-presentation with Susannah Roth, Mary Alice Thomson and Darren Lund.

2018 Law Society of Upper Canada, the Annotated Will, co-presentation with Susannah Roth, Mary Alice Thomson and Darren Lund.

August 2018 International Federation on Aging, “An Intergenerational Model of Conflict Resolution for Families with Ageing Person”, co-presenting with Linda Fieldstone, M.Ed., Co-Chair Association for Conflict Resolution Elder Justice Initiative on Eldercaring Coordination Judge Michelle Morley, Co-Chair Florida Chapter of Association of Family and Conciliation Courts Elder Justice Initiative, Karen Campbell, Esq., Executive Director N. Florida Office of Public Guardian, Inc.

September 2018 Ontario Bar Association “Mediation Bootcamp: Preparing Clients for Mediation”

October 2018 Law Society of Ontario Estates Summit, “What can parenting co-ordination teach us about de-escalating intergenerational family conflict?” co-presentation with Resa Eisen, Marathon Mediation

November 2018 AGA Khan Foundation, Conciliation and Arbitration Board (“CAB”) Knowledge Symposium, “Mediating Elder Law Disputes, Challenges and Tips”

Jane E. Martin and Resa Eisen, “Diffusing the Conflict in Contentious Estate and Capacity Matters” Key Developments in Estates and Trusts Law in Ontario, 2017-2018 Edition (Toronto: Thomson Reuters, 2018).

January 2019 Law Society of Upper Canada, the Annotated Will, co-presentation with Susannah Roth, Mary Alice Thomson and Darren Lund.

Association of Family and Conciliation Courts, 2019 Conference “Eldercaring Co-ordination: Family Conflict Has No Borders” co-presentation with Linda Fieldstone, Sue Bronson, Catherine Geyer.

October 2019 Ontario Bar Association, “Joint Ownership and Family Transactions” Scary Professionalism Issues for the Real Estate Practitioner.

January 2020 Law Society of Upper Canada, the Annotated Will, co-presentation with Susannah Roth, Mary Alice Thomson and Darren Lund.

REFERENCES**Pia Hundal**

Partner, Miller Thomson LLP

416-596-2116

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Susannah Roth

Partner, O'Sullivan Estate Lawyers

416-363-6669

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Lucinda Main

Partner, Beard Winter LLP

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