

RESIDENTIAL LANDLORD-TENANT DISPUTES: ESSENTIALS FOR PARALEGALS AND LAWYERS

Learn **practical strategies** and get the insight you need regarding some of the most important areas of residential tenancies law affecting your practice.

Join an expert faculty of practitioners as they examine the key aspects of residential landlord and tenant law, including:

- Recent changes to the Rules of Procedure and Guidelines at the Landlord and Tenant Board
- Strategies and best practices in appearing for landlords and tenants
- Landlord and tenant perspectives on some of the most topical areas including cannabis consumption and cultivation issues
- The *Human Rights Code* in residential tenancies

Register today at:

osgoodepd.ca/landlord-tenant

Program Chairs

Jack Fleming
Executive Director,
North Peel & Dufferin
Community Legal Services

Joe Hoffer
Cohen Highley LLP

Date and Time

Thursday, April 11, 2019
9:00 a.m. – 4:30 p.m.
In Person or Webcast

Online Replay:
Friday, May 24, 2019

Location

**Osgoode Professional
Development**
1 Dundas St. West, 26th Floor
Toronto, ON

Residential Landlord-Tenant Disputes: Essentials for Paralegals and Lawyers

Landlord and Tenant Board matters can be complex and may disarm even the most experienced legal professional. Understanding how to navigate the process is critical for legal professionals who act for landlord or tenants.

In this unique, full-day program, you will hear from a faculty of practitioners with many years' experience presiding over or litigating residential tenancies issues. They will examine various key components of landlord and tenant law while also providing you with best practices and useful tips in handling some of the more complex matters in this area of practice.

Topics Include

- How to interpret the *Residential Tenancies Act* and the remedies available to your client
- Non-traditional tenancies and the rules that apply
- Rent strikes and social media as litigation strategies from both landlord and tenant perspectives
- Non-profit housing co-ops
- Communications through social, print and video media: cautions for paralegals and lawyers

Who Should Attend?

- Lawyers and paralegals who appear at the Landlord and Tenant Board

Agenda

8:30 a.m.

Registration

9:00 a.m.

Chairs' Introduction and Opening Remarks

Jack Fleming

Executive Director, North Peel & Dufferin
Community Legal Services

Joe Hoffer

Cohen Highley LLP

9:05 a.m.

The *Residential Tenancies Act (RTA)* and the Board's Jurisdiction

Joe Hoffer

Cohen Highley LLP

This session will provide you with a solid foundation in landlord and tenant law by way of a comprehensive overview of the *RTA* and its interrelationship with the Landlord and Tenant Board. Topics include:

- What is the Board's role in ensuring compliance with the *RTA*?
- What limits are there on the Board's powers?
- Does the "Standard Lease" replace written leases?
- Non-traditional tenancies and how they are dealt with under the *RTA*



- Recent cases that highlight the Board's jurisdiction

10:00 a.m.

Refreshment Break

10:15 a.m.

Landlord vs. Tenant: Clashing Perspectives

Moderator: **Joe Hoffer**
Cohen Highley LLP

Jane L. Ferguson
Barrister & Solicitor

Jack Fleming
Executive Director, North Peel & Dufferin
Community Legal Services

Doug Levitt
Horlick Levitt Di Lella LLP

Benjamin Ries
Downtown Legal Services,
University of Toronto

Experienced practitioners from both sides square off on some key and very timely issues. Topics include:

- Evictions based on "interference" with landlord rights
- New rules for Landlords/Purchasers Own Use Evictions: are they working?
- Workplace harassment as grounds for termination
- Rent strikes and social media as litigation strategies
- Cannabis consumption and cultivation issues

12:15 p.m.

Luncheon

1:00 p.m.

The Human Rights Code in Residential Tenancies

Moderator: **Jack Fleming**
Executive Director, North Peel & Dufferin
Community Legal Services

Kristin Ley
Cohen Highley LLP

Joe Myers
Staff Lawyer, Willowdale Community
Legal Services

- Critical factors in "accommodation"
- What is undue hardship in the rental housing context?
- Relief from eviction: options for Board members
- Choice of forum

2:30 p.m.

Refreshment Break

2:45 p.m.

Key Practice and Procedure Developments

Eli Fellman
Legal Counsel, Social Justice Tribunals
Ontario

Kenneth Hale
Director of Advocacy and Legal Services,
Advocacy Centre for Tenants Ontario (ACTO)

Topics include:

- Recent Changes to the Rules of Procedure and Guidelines at the Landlord and Tenant Board
- Access to Landlord and Tenant Board records
- Dealing with unrepresented parties

3:45 p.m.

Non-Profit Housing Co-Ops

Emma Sims
Cohen Highley LLP

- Basic rules: how non-profit co-ops fit into the *RTA*
- What processes must be followed before the Board is involved
- Overview of the legal tests that must be met before an eviction order is granted
- The distinction between "tenant" and

"member" and how special rules apply

4:30 p.m.

OPTIONAL

Ethics and Professionalism: Unique Challenges at the Landlord and Tenant Board

Jack Fleming
Executive Director, North Peel & Dufferin
Community Legal Services

Joe Hoffer
Cohen Highley LLP

In this bonus session, the program chairs will examine various ethical issues including:

- Communications through social, print and video media: cautions for paralegals and lawyers
- Obligations to accommodate reasonable adjournment requests

5:00 p.m.

Program Concludes

"The best Landlord/Tenant CPD program I have ever been to!"

Sheila Warner, Tenant Rights Paralegal,
Aboriginal Legal Services

"Within the first half-hour of the program, I learned some valuable information which essentially paid for the course. Thank you!"

Paul Kyte, Paralegal,
Paul Kyte Professional Corporation

"Very diverse group of speakers who cater to a variety of attendees... excellent materials...A+!"

Conner Godin, STAMM Investments Limited

Register today at:

[osgoodepd.ca/
landlord-tenant](http://osgoodepd.ca/landlord-tenant)

Chairs

Jack Fleming
Executive Director
North Peel & Dufferin
Community Legal Services

Joe Hoffer
Cohen Highley LLP

Faculty Includes

Eli Fellman
Legal Counsel,
Social Justice Tribunals Ontario

Doug Levitt
Horlick Levitt Di Lella LLP

Jane L. Ferguson
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Cohen Highley LLP

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Downtown Legal Services,
University of Toronto

Joe Hoffer
Cohen Highley LLP

Emma Sims
Cohen Highley LLP

“Good program. I really appreciated the case law provided.”

Bruce Parsons, Paralegal

“Materials will serve as a useful resource!”

Stephen Fielder, Paralegal

“Speakers were very knowledgeable and effective in communicating ideas.”

Mark Spraggett, Paralegal

Registration Details

Fee per Delegate

\$525 plus HST

Fees include attendance, program materials, lunch and break refreshments. Group discounts are available. Visit www.osgoodepd.ca/group-discounts for details. Please inquire about financial assistance.

Program Changes

We will make every effort to present the program as advertised, but it may be necessary to change the date, location, speakers or content with little or no notice. In the event of program cancellation, York University's and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.

Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund is available if a cancellation request is received in writing 14 days prior to the program date. If a cancellation request is made with less than 14 days notice, a \$75 administration fee will apply. No other refund is available.






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Eligible CPD Hours – LSO (ON): 7h 10m CPD (6h 40m Substantive; 30m Professionalism).

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