

Nominating Panel – Administrative Penalty Tribunal

Meeting No.	4	Contact	Antoinette Crichlow, People Service Consultant
Meeting Date	Monday, June 28, 2021 Tuesday, June 29, 2021	Phone	416-397-0088
Start Time	9:30 AM	E-mail	appoint@toronto.ca
Location	Video Conference	Chair	Lilian Ma

NM4.1	ACTION	Amended		Ward: All
-------	--------	---------	--	-----------

Appointment of Public Members to the Administrative Penalty Tribunal

Confidential Attachment - This report deals with personal matters about identifiable individuals who are being considered for appointment to the Administrative Penalty Tribunal.

Panel Recommendations

The Nominating Panel - Administrative Penalty Tribunal recommends that:

1. City Council appoint the following candidates to the Administrative Penalty Tribunal for a term of office ending July 15, 2023 and until successors are appointed:

Ayderus Alawi
Jennifer Ansell
Joanne Foot
Mumtaz Jiwan
Harold Tan
Shelley Timms

2. City Council appoint the following candidates to the Administrative Penalty Tribunal, including one as Chair, for a term of office ending July 15, 2025 and until successors are appointed:

Paul Sommerville, as Chair
Deborah Boudreau
Barbara Cappell
Cheryl Gaster
Christina Gural
Diane Hall
Randal Montgomery
Shirley Nguyen
Sancia Pinto
Andy Radhakant
Emile Ramlochan
Leslie Ross
Kayla Stephenson

3. City Council direct that Confidential Attachments 1 - 5 to the report (June 17, 2021) from the City Clerk remain confidential in their entirety as they relate to personal matters about identifiable individuals being considered for appointment to the Administrative Penalty Tribunal.

Decision Advice and Other Information

Candidates' biographies

Ayderus Alawi

Ayderus has worked as a criminal defence lawyer in the Greater Toronto area for almost a decade. Ayderus attended York University where he completed an Honours bachelor's degree in political science followed by a law degree. Ayderus has spent over 20 years working in the community in a variety of roles where he has maintained a strong commitment to work towards addressing issues of discrimination and systemic issues including anti-Black racism.

Jennifer Ansell

Jennifer R. Ansell is an experienced civil, employment and community mediator, licensed paralegal, Professor of Paralegal Education at Humber College (partial load), workplace investigator and proponent of diversity, inclusion and collaboration. She is enrolled at Osgoode Hall Law School in the Master of Law program with the specialization of Dispute Resolution. Ms. Ansell has extensive knowledge of administrative law principles and takes great joy in being able to assist members of the public, disputants and students navigate the law and our different legal systems with a focus on early resolution, where appropriate.

Deborah Boudreau

Deborah has been a member of the Administrative Penalty Tribunal since May of 2017. She graduated from the University of Windsor Law School and worked as a Lawyer in the private sector until joining the former Municipality of Metropolitan Toronto in the Legal Department as a Solicitor in 1990. She was continually employed by the amalgamated City of Toronto until her January, 2017 retirement.

Barbara Cappell

Barbara Cappell worked as a lawyer with the City of Toronto Legal Services for 25 years. After retiring in 2016, she joined the Workplace Safety Insurance and Appeals Tribunal as a part-time Vice-Chair, working as an adjudicator, a position she held for five years, until her appointment expired. She has spent most of her adult life working in the public sector. She welcomes the opportunity to continue using my skills and experience to give back to her community.

Joanne Foot

Joanne Foot has lived in Toronto for most of her life and is proud of her city. She was called to the Bar of Ontario in 1983, following which she clerked for the Justices of the Court of Appeal of Ontario. Joanne spent most of her professional career in private practice, specializing in corporate law, including as a partner in two major law firms. Joanne enjoys teaching continuing education programs. Recently, Joanne has used her legal skills in an adjudicator on various boards and tribunals.

Cheryl Gaster

Cheryl was first appointed to the Administrative Penalty Tribunal in 2017. She brings to the position her skills as an experienced Adjudicator, Chartered Mediator and Conflict Management Coach & Trainer. Cheryl also served as the City of Toronto's Deputy Rooming House Licensing Commissioner from 2007-11. In her roles of Mediator and Coach she assists individuals experiencing workplace conflict to gain insight into their conduct in order to manage conflict effectively & constructively. As an educator and speaker, Cheryl presents on human rights, mediation, ethics, & personal & sexual harassment.

Christina Gural

Christina Gural is a Toronto lawyer who has practiced law before a range of administrative tribunals. She completed a bachelor's degree in political science, a law degree and a master's degree in public administration, which focused on local government management. Christina actively participates in community initiatives, having served as director, and then, as president of a community association, and she is currently coordinating various fundraising initiatives.

Diane Hall

Ms. Hall brings expertise in the areas Administrative Law and Mediation and has direct experience as a Hearing Officer. She holds the Advanced Certificate in Adjudication, an Advanced Certificate in Dispute Resolution and has been a member of the Society for Adjudicators and Regulators since 2014. She is also a member of the Ontario College of Social Workers and Social Service Workers and has been resolving appeals for regulatory bodies and tribunals for over thirteen years.

Mumtaz Jiwan

Mumtaz Jiwan is a highly experienced Mediator and Adjudicator. She has worked with the Information and Privacy Commission/Ontario as a Mediator, Adjudicator and Team Leader. Prior to that, she served as a Senior Board Member on the Rent Review Hearings Board. More recently, she has served as a Hearing Officer with a City of Toronto's tribunal. She has volunteered with various organizations including the Ismaili Council for Ontario. Mumtaz holds a BA Hon. Political Science.

Randal Montgomery

Randal Montgomery has a B.A. in Psychology, M.A. in Sociology from York University, Ph.D. from the U. of Alberta and LL.B. from U. of Victoria. His PhD thesis was on Vietnamese refugees. He has participated in major research projects (academic, government, business, Law Society) and has publications in scholarly journals. He has taught courses at 8 universities in three countries. After his call to the Ont. Bar he worked at the Refugee Board and then was counsel at the Immigration Appeals Court.

Shirley Nguyen

Shirley Nguyen is an experienced adjudicator, workplace fairness analyst and a legal and conflict resolution service provider who is well-versed in multiculturalism and its issues. She was appointed to the City of Toronto Property Standards Committee in 2019. She is a board member of ADR Institute of Ontario, Founder and Chair of its Diversity in ADR section. In addition, her enjoyment and interest in Toronto's diverse communities led her to volunteer at several non-profit organizations.

Sancia Pinto

Sancia Pinto is an adjudicator, practicing civil litigation lawyer and mediator. Sancia has served as an adjudicator on several Tribunals in Ontario. Sancia was previously a Hearings Officer at the Ontario Superior Court with the Ministry of the Attorney General, Court Services Division, where she conducted extensive mediations and quasi-judicial hearings. As a civil litigator, Sancia has handled an array of cases at numerous levels of Courts and Tribunals in Ontario.

Andy Radhakant

Andy Radhakant is a litigation and regulatory lawyer who was called to the bar in 2001 after completing an engineering degree at McGill University and a law degree at Osgoode Hall Law School. He practised civil litigation and administrative law for many years at large national and international law firms in Toronto and now runs an independent practice. He has litigated at all levels of the Federal Courts, the Ontario Superior Court and Court of Appeal, and the Supreme Court. He is a frequent speaker and author in the areas of civil litigation, intellectual property and life sciences.

Emile Ramlochan

Emile Ramlochan has lived in the City of Toronto for over 40 years where he has contributed as a dispute resolution and regulated health professional. Currently, he holds a Bachelor of Science (B.Sc.) degree from York University and is a graduate of Osgoode Hall Law School holding Master of Laws (L.L.M.) degrees in the fields of Alternative Dispute Resolution (ADR) and Health Law. He also holds a Qualified Mediator and Qualified Arbitrator designation from the ADR Institute of Canada.

Leslie Ross

Leslie Ross holds an LLB from Osgoode Hall Law School, a Masters Degree from the London School of Economics and a Bachelors Degree from McGill University. She practices law first in the Tax Law Services section of the Department of Justice, then at a firm assisting First Nations litigate Aboriginal and treaty rights, and currently at her own firm. Leslie has been an active volunteer in her community, as a member on a daycare Board, and a coach with the Swansea Girls' Hockey League.

Paul Sommerville, as Chair

Graduated from Glendon College of York University, then the University of Western Ontario Law School. Joined the Ontario Trucking Association as Director of Legal Services then recruited by General Motors of Canada Limited, becoming Counsel responsible for Environmental, Health and Safety and Human Rights matters. Joined the Ontario Energy Board as Member. Then joined Toronto Hydro as Exec Vice President, General Counsel. Joined the Mowat Centre. University of Toronto, as Executive Director.

Kayla Stephenson

Kayla has a Paralegal background and is currently a Mediator and Arbitrator with a specialty in Family Law. Kayla owns her own Mediation firm for the past 5 years. Kayla is a member of ADRIO and FDRIO. Kayla is an Adjudicator and is a member of the SOAR and CIAJ. Kayla has over 15 years of experience in the legal field, and of those years, 8 of them Kayla was employed by the Ministry of Attorney General in various roles. Kayla is an executive member of the ACLCO. Kayla is also on the Race Equity and Advisory Committee of that board.

Harold Tan

Harold Tan holds an LLM (ADR) from Osgoode and is a Qualified Mediator (ADR Institute of Ontario/Canada). He is a workplace mediator, investigator, trainer, coach and restorative justice facilitator with extensive experience working with diverse populations.

Shelley Timms

Shelley Timms is a lawyer/mediator and deputy judge in the Small Claims Court. She is President of arrive alive; Drive Sober, and has been a board member in a number of organizations including the Ontario and Canadian Bar Association, Temagami Community Foundation and the Ontario Deputy Judges Association. She is a long-time resident in Toronto's High Park area, but has explored the city through dog walks, and the Weekend to End Women's Cancer and is a member of SoundCrowd, an a cappella singing group.

Origin

(June 17, 2021) Report from the City Clerk

Summary

The Nominating Panel – Administrative Penalty Tribunal will conduct interviews and recommend nineteen candidates to City Council for appointment to the Administrative Penalty Tribunal.

Background Information

(June 17, 2021) Report from the City Clerk on Appointment of Public Members to the Administrative Penalty Tribunal

<http://www.toronto.ca/legdocs/mmis/2021/nm/bgrd/backgroundfile-168326.pdf>

Confidential Attachment 1 - List of Candidates, Qualifications, Confidential Diversity Information Summary, and Applications for Appointment to the Administrative Penalty Tribunal (previously circulated with Item NM3.1)

Confidential Attachment 2 -Diversity Information Summary for Current Public Members of the Administrative Penalty Tribunal (previously circulated with Item NM3.1)

Confidential Attachment 3 - Written assignments completed by shortlisted candidates (to be circulated under separate cover)

Confidential Attachment 4 - Interview questions for June 28 and 29, 2021 (to be circulated under separate cover)

Confidential Attachment 5 - Interview schedule for June 28 and 29, 2021 (to be circulated under separate cover)