

Lillian Ruby Clements, 1915
First female lawyer in Alberta



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— The —
Legal
Archives
Society
of
Alberta
v



First Members of the Law Society of Alberta, 1907

**PRESERVING
AND PROMOTING
ALBERTA'S LEGAL
HISTORY...**

2019 Annual Report



Medicine Hat Courthouse, Alberta



The Old Court House, Calgary, Alberta



Red Deer Courthouse, Alberta



Court House, Edmonton, Alberta

“To understand the evolution of law and society in Alberta is to understand our past...”

The Legal Archives Society of Alberta is your link to this understanding.”

Society Profile

The Legal Archives Society of Alberta (LASA) is dedicated to preserving, promoting, and understanding the evolution of law and society in Alberta by establishing and preserving a complete and accurate historical record of the legal profession in Alberta. Incorporated under the *Societies Act of Alberta* in 1990, LASA is governed by an independent Board of Directors.

In fulfillment of its mission, LASA operates a legal heritage program and facility for the private legal community. LASA’s principal objectives are to:

- preserve the documentary heritage of lawyers, judges, and legal organizations in Alberta;
- provide services for the legal community to identify, retain, and use their archival records;
- provide source material for legal and public research on the history of law and society in Alberta;
- enhance awareness of and celebrate the role of law in Alberta’s history.

LASA’s seven program areas are:

- Archives
- Oral History
- Exhibits and Interpretation
- Publications
- Legal History Library
- Research Services
- Records and Archives Consulting

Chair and Vice Chair Report



Shaun MacIsaac

Shaun T. MacIsaac, Q.C.
Chair

LASA had a very successful 2019 hosting our Annual Historical Dinner in Edmonton in November featuring the Hon. A. Anne McLellan, P.C., O.C., A.O.E. who spoke about the intersection between law and politics.

We are pleased that the legal profession continues to choose LASA as its repository for preserving its history. LASA's staff work diligently to provide archival and research services, and promote Alberta's legal history through LASA's various programs.

Once again, the Law Society of Alberta provided our core funding, for which we are grateful. Our annual campaign and the generosity of our donors provided the financial assistance that allowed us to meet our project goals. We would like to thank our donors for making 2019 another successful year.



Wayne Malcolm Schafer, Q.C.
Vice Chair

Executive Director Report



Stacy F. Kaufeld, M.A.
Executive Director

2019 was a great year for the Legal Archives Society of Alberta. The organization received some significant donations, including some of the records from the Rt. Hon. Beverley McLachlin, former Chief Justice of the Supreme Court of Canada. With funding from the Archives Society of Alberta, LASA processed the records of Duncan McKillop, Q.C. and the Hon. James Mackenzie relating the James Keegstra trial. LASA continues to grow and received a number of significant archival donations throughout 2019, including from the Encana Corporation and Dr. Jonathan Swainger, Professor of History at the University of Northern British Columbia

We also began an exciting project, with financial support from the Calgary Bar Association, wherein a collection of stories and observations from our vast Oral History will be made into a book.

Our finances remain stable, and we look forward to continuing to operate as Canada's only independent legal archives.

Highlights

Administration and Finances

- \$205,000 from the Law Society of Alberta in operating grants
- \$22,500 in special project grants
- \$42,760 raised through our Annual Campaign
- \$425 in publication sales
- \$12,890 in Endowment Fund income
- \$67,704 from casino proceeds (pro-rated over 2 years from the 2019 casino)

Archives

- Acquired 19 accessions amounting to approximately 2.8 metres of textual records
- Holdings consist of over 850 metres of records at the end of 2019

Exhibits and Interpretation

- LASA participated in “Law Day” in Calgary
- LASA participated in the Archives Society of Alberta virtual exhibit (archivesalberta.org)
- LASA’s website (legalarchives.ca) was regularly updated with information about upcoming events and news, as well as with several virtual exhibits covering topics in Alberta’s legal history
- LASA joined social media with LinkedIn and Facebook accounts
- LASA developed several exhibits for special events celebrating Alberta’s legal heritage

Research Services

- 71 requests for research were completed

Oral History

- LASA received funding from the Alberta Historical Resources Foundation and completed 16 Oral History interviews in Calgary in 2020.
- Blake, Cassels, Graydon LLP transcribed the following interviews in 2019: Hon. Mr. Justice Jack Watson, Dennis Edney, Q.C., John Hope, Q.C., Marie Gordon, Q.C., the Hon. Robert Philp, Q.C., the Hon. Terry Matchett, Chief Judge, and the Hon. Ernest Marshall, Q.C.

Legal History Library

- Approximately 500 titles were added to the library in 2019
- LASA received \$15,000 from the Highbury Foundation (headed by Peter Allard) to expand and fine tune our legal history library to include books from countries other than Canada, with a particular focus on Commonwealth nations. Graham Price and Louis Knafla both donated books from their personal libraries.
- In 2019, LASA had its practicum student, Jakob Davis, process, catalogue, and organize these significant donations as well as making them searchable online.
- LASA hopes to continue this project in 2020.

Administration

Personnel

Following a year-long absence, LASA Archivist Brenda McCafferty returned to work. She completed her Masters of Archives & Records Management degree at the University of Liverpool in the United Kingdom. LASA's staff and Board of Directors congratulates Ms. McCafferty on her achievement.

At the University of Liverpool, Ms. McCafferty wrote a Dissertation entitled *Archives & Ephemera: Toward Best Practises in Collection Management* where she compared the practise of collection management in Western Canada and the United Kingdom. She examined how these unique items are collected and managed by Archivists and outside the profession and considered best practises cataloguing and collection management.



Kelly Turner, who replaced Ms. McCafferty during her absence, did a wonderful job covering the archivist's duties, including designing a historical display for LASA's dinner featuring the Hon. Mary T. Moreau. Ms. Turner also assisted LASA during our special Remembrance Day ceremony honouring Alberta law student who fought and died during World War I. LASA is appreciative of Ms. Turners professionalism and wish her the best in the future.

Annual General Meeting

On June 12, 2019, LASA held its Annual General Meeting via video conference in Edmonton and Calgary. Members of the current Board of Directors the Shaun T. MacIsaac, Q.C. (Chair), Wayne Malcolm Schafer, Q.C. (Vice Chair), Dennis B. Denis, Q.C. (Secretary), Keith Marlowe (Treasurer), the Hon. Mr. Justice Jack Watson, the Hon. Madam Justice Dawn Pentelchuk, the Hon. Mr. Justice Dallas Miller, the Hon. Mr. Justice Blair Nixon, the Hon. Madam Justice Susan Richardson, the Hon. Judge John Maher, Susan V.R. Billington, Q.C., Dennis A. McDermott, Q.C., Duncan McKillop, Q.C., Kevin T. Mott, Donna Purcell, Q.C., Neil B. Watson, Q.C., and Leanne Young, Q.C. were re-elected for two-year terms.

At the AGM, Graham Price, LASA's founder and past President, gave a talk on LASA's origins and development since 1991. He spoke of the importance of preserving Alberta's legal heritage, and how the idea of an independent archives for Alberta's legal history began. Mr. Price also discussed the future of comparative legal history and how LASA contributes to this developing trend by expanding it's holdings, in particular the specialized legal history library which allows researchers to examine the legal histories from other jurisdictions.

Finances

In 2019, LASA operated on a budget of \$329,813. The Law Society of Alberta provided the core grant of \$205,000.

LASA is a registered charity and holds a category “A” status under the *Cultural Properties Export and Import Act*.

2019 Annual Campaign

The purpose of the Annual Campaign is to raise funds to assist with covering operating expenses during the fiscal year (January 1 - December 31). Staff and volunteer supporters strive to achieve an annual goal of \$50,000 (after expenses) through two major fundraising efforts: a direct mail/email campaign and the Annual Historical Dinners. The total amount received in the 2018 campaign was \$63,825.

Direct Mail/Email Campaign

LASA sent out via direct mail and email approximately 1,000 appeal letters and donor cards to Alberta’s legal and judicial communities. Combined with other contributions throughout the year, the profession responded with \$42,759 in direct donations.

Historical Dinners

LASA hosted its annual fundraising dinner in Edmonton in November 2019 with keynote speaker the Hon. A. Anne McLellan, P.C., O.C., A.O.E. The evening was a great success and LASA is grateful to all those who attended and continue to support the preserving and promoting of Alberta’s legal heritage.

Membership

Membership stood at 122 on December 31, 2019, an increase from 2018’s total of 112. Revenue from the annual campaign donations for 2019 was \$42,759 an increase over 2018’s amount of \$40,870. The average donation for 2019 was \$350. In 2018, it was \$361.

Contributions were distributed among the following categories:

A list of donors for 2019 can be found on page 15 and 16 of the Annual Report.

Honourary Members - 20

Supporter (up to \$149) - 8

Friend (\$150 - \$249) - 46

Sustainer (\$250 - \$499) - 39

Advocate (\$500 - \$999) - 19

Patron (\$1,000 - \$4,999) - 9

Benefactor (\$5,000 - \$9,999) - 1

Project Funding

In 2019, LASA received funding for three major projects.

LASA received \$7,500 from the Archives Society of Alberta to process the records of the Hon. Roger Kerans, Q.C.

The Calgary Bar Association gave \$10,000 to assist with the the Oral History publication where LASA is using it’s extensive interview collection to edit a book of stories and reminiscences of prominent members of both the legal and judicial professions.

Finances continued

Alberta Historical Resources Foundation provided LASA with \$5,000 in funding to continue Oral History interviews in the Calgary area

There were a number of projects completed in 2019 for which funding was received in 2018.

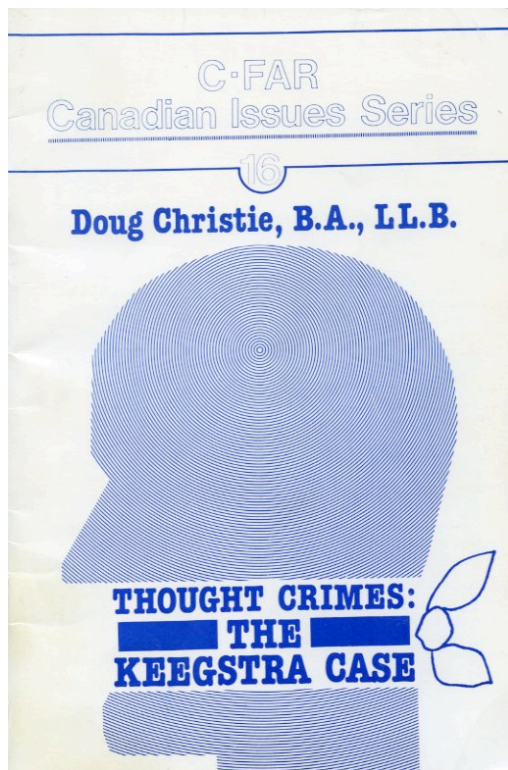
LASA has applied for several project-based grants in 2020 to be completed in 2020 and 2021.

Alberta Legal Heritage Fund

In 1997, LASA established the Alberta Legal Heritage Fund at the Edmonton Community Foundation, the Calgary Community Foundation, and the Medicine Hat Community Foundation. In 1998, funds were established in the Community Foundations of Red Deer, Lethbridge, and Grande Prairie. Funds from casinos held in 1998, 1999, 2000, 2002, 2003, and 2004 were also added to the Alberta Legal Heritage Fund in each community. The interest income received from the funds is used to ensure the future preservation of legal archives in Alberta. In 2019, \$12,892 was received in Endowment Income.

Casino

LASA held a charity casino at Cowboys Casino in Calgary on January 19 & 20, 2019. Casino profits are first deposited in to a city-wide pool and then equally distributed. LASA's portion of this profit was received during the second quarter of 2019 and amounted to \$67,704, which is pro-rated over a two-year period.

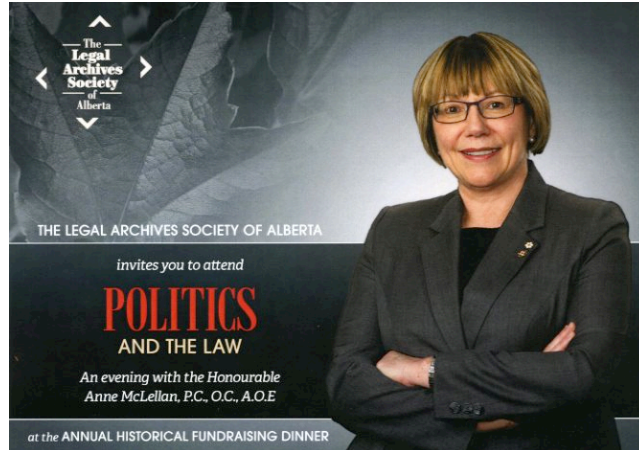


Events

Edmonton Historical Dinner

LASA hosted its Annual Historical Dinner in Edmonton on November 19, 2019 at the Fairmont Hotel Macdonald. We were delighted to welcome the Hon. A. Anne McLellan, P.C. O.C., A.O.E., who spoke about the intersection between politics and the law.

During her political career, Ms. McLellan has been Deputy Prime Minister of Canada, Minister of Public Safety and Emergency Preparedness, Minister of Health, Minister of Justice and Attorney General of Canada, and Minister of Natural Resources and Federal Interlocutor for Metis and Non-Status Indians.



Prior to entering politics, Ms. McLellan was a Professor of Law at the University of Alberta, where she also served as Associate Dean and Acting Dean. In 2006, she was appointed as the first distinguished scholar at the University of Alberta's Institute for American Studies. In 2007, the University of Alberta awarded Ms. McLellan an Honorary Doctorate of Laws degree. Ms. McLellan retired from the University of Alberta effective June 30, 2013.

In May 2015, Ms. McLellan became Dalhousie University's seventh Chancellor.

In July 2009, Ms. McLellan was appointed an Officer of the Order of Canada and recognized "for her leadership and dedication as a politician and law professor, and for her contribution as a community volunteer." In October 2013, Ms. McLellan was awarded the Alberta Order of Excellence, the province's highest honour.

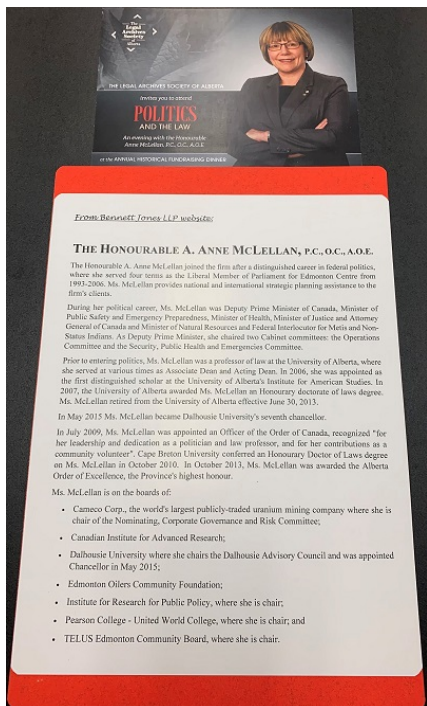
Ms. McLellan delivered a speech filled with humor, fond remembrances and important insight about the role of the Minister of Justice and the Attorney General of Canada in defending the rule of law in accordance with the Constitution and the *Charter of Rights and Freedoms*.

She spoke about the importance of understanding the relationship between law and society and the importance of understanding history so as to interpret the present. Her speech was filled with historical references and comparisons to other jurisdictions so as to provide context for contemporary events.

Ms. McLellan also spoke about the intersection between law and politics, specifically about the work she was asked to undertake in examining the roles of the Minister of Justice and the Attorney General of Canada in the aftermath of the controversy surrounding the SNC-Lavalin affair. Her goal was to ensure the independence, and accountability, of both of those roles.

She noted that the three objectives she used to measure her recommendations were: 1) do they reinforce the independence of the prosecution function and the perception of independence; 2) do they provide clarity on the roles and responsibilities in relation to prosecutions; and 3) do they enhance a system of government that promotes the rule of law.

Ms. McLellan's view is that the Attorney General of Canada has a unique and profoundly important role, which stands at the heart of accountable government, as the person responsible for defending the rule of law.



Before listing her recommendations, Ms. McLellan outlined the proposals that she rejected. First, she was opposed to removing the Attorney General from Cabinet. She argued that removing this role from Cabinet would not, in fact, reduce the risk of pressure, or direction, from the Prime Minister or other members of Cabinet. So long as the Attorney General serves at the pleasure of the Prime Minister there will always be a risk of pressure or direction. Second, Ms. McLellan rejected removing the role of the Attorney General from the political sphere altogether. Some argued that the Attorney General should be an appointed, non-political public servant who would have tenure beyond the political life of a particular government and would not be directed by any member of the Executive. However, Ms. McLellan saw serious questions about the apparent lack of political and public accountability with such a proposal.

Third, amending the *Deferred Public Prosecutions Act* to remove the ability of the Attorney General to takeover prosecutions was also rejected. This option would leave decisions to prosecute to an unelected public servant. The more significant an action is to the public interest, the more necessary it is for an elected official to take responsibility and accountability. Accordingly, it must leave the Attorney General with some power to direct the office of the DPP.

Many of the recommendations Ms. McLellan put forward to the government were based on the role of the Attorney General in England and Wales. She proposed a protocol that would allow for ministerial consultations in the public interest. The protocol would outline the basic principles for the right of the Attorney General to consult with other members of the Cabinet to determine the public interest. It would flesh out the process of the consultations: the who, what, where, why, and under which circumstances consultations are appropriate. Political staff should not be involved in any consultations, not even on behalf of their Minister. These should always be Minister to Minister discussions.

Her other recommendations may seem ceremonial, but, she argues, are intrinsic to the unique nature of the role of the Attorney General. Ms. McLellan recommended changing the oath, amending the *Department of Justice Act* to give recognition of the Attorney General as the chief law office of the Crown, and changing the name of the Department of Justice to reflect the unique role of the Attorney General.



Ms. McLellan concluded that that task of upholding the rule of law involves more than one person. It is up to the Prime Minister, Cabinet, all parliamentarians, the Clerk of the Privy Council, the public servant, and the judiciary. Democracy can only thrive if there is a commitment of all those in government to the rule of law.

Facilities and Conservation

LASA operates a province-wide archives program and heritage facility based in Calgary. The main components of the archives are:

- acquiring and appraising records of Alberta's legal and judicial communities
- arranging, describing, and establishing finding aids for records
- storing and preserving records

LASA's administrative and research offices and storage vault is limited. Since 2011, LASA has stored 500 metres of records at Iron Mountain and 300 metres of records stored onsite.

Arrangement and Description

The activity of arranging and describing archives involves accessioning the records to gain physical control, completing a preliminary listing of the material to facilitate access to the holdings, storing material for long-term preservation and producing finding aids compliant with the *Rules of Archival Description* to aid researchers. A group of records from one person or organization is described in archival terms as *Fonds*. Detailed descriptions of all acquisitions received by LASA are available on the automated ACCESSION database. Approximately 75% of LASA's holdings are arranged and described at the *fonds* and series level on the *FONDS* database. Of the 116 *fonds* described, most are processed to the file and item level and included a finding aid for researchers.

Acquisitions

LASA acquired 19 accessions in 2019, amounting to approximately 2.8 metres of textual records, 1,239 photographs (488 born in digital jpeg, tiff, bmp, and Gif formats), 3 cassette tapes, 19 Oral History interviews in WAV, 7 VHS, 19 Oral History interviews in archival AVCHD, 5 artifacts, 7 textiles, 15 maps and plans, 30 pieces of art, and 5 secondary source. Currently, LASA's total holdings exceed 850 metres.

Noteworthy acquisitions from 2019 include:

The Right Honourable Beverley McLachlin, LASA Accession #2019-003

30 cm of textual records; 36 honorary degrees (6 with citations/declarations); 14 awards/plaques; 7 commissions; 17 drawings and other artwork (col., b&w); 1 poster; 658 photographs; 488 digital photographs in JPEG format (11.39 GB) and TIFF format (15.1 MB); 5 videos in mp4 format (975 MB) and VOB format (12.43 GB); 7 textiles; 2 books; 2 artifacts (medals in boxes)

Date Range:1967-2017

Consists of a donation of material from retired Chief Justice of the Supreme Court of Canada, The Rt. Honourable Beverley McLachlin. Includes honorary Doctorates of Laws, framed awards and certificates, 7 commissions from various courts, 5 academic hoods, 1 academic gown, 1 ceremonial hat (Tudor bonnet), medals, plaques, ceremony programs,





copies of remarks made at various events, correspondence, other textual material, books, magazines, photographs (print and digital), caricatures, a poster, three books, as well as VHS tapes, DVDs, CDs, and a memory stick containing photos and video of convocation ceremonies from Ateneo de Manila, Brock University, Concordia University (2), Memorial University, The Queen's University of Belfast, Ryerson University, Simon Fraser University, Western University, University of Calgary, University of PEI, and University of Windsor.

Photographs include McLachlin's swearing-in as a Supreme Court justice; Supreme Court of Canada photos, including two official portraits as Chief Justice; a series of photos in the creation of her official SCC painting; group photos of visits of the Supreme Constitutional Court of Egypt, French Supreme Judiciary, High Court of Australia and High Court of New Zealand, President of the Supreme Court of Israel, Constitutional Court of the Republic of Korea, Chief Justice of India, German Federal Constitutional Court, Constitutional Council of the French Republic, Supreme People's Court of the Republic of China, the Supreme Courts of India, Ireland, Israel, Sweden, United Kingdom, and the United States of America, as well as photos of the European Court of Human Rights, Brian Dickson Memorial Lecture, Canada-

India Legal Exchange, Indo-Canadian Legal Forum, and Canada-UK Legal Exchange; photographs with Jean Chretien, Ray Hnatyshyn, and French President Jacques Chirac; photos from events such as honorary convocations and Canada Day 2017; and personal family photos, including a trip to India with her husband.

Encana Corporation, LASA Accession #2019-006

75 cm of textual records
Date Range: 1950-1966

Consists of documentation pertaining to *Borys v. Canadian Pacific Railway & Imperial Oil Limited*, *Turta v. Canadian Pacific Railway & Imperial Oil Limited*, *August Schmidt v. Canadian Pacific Railway*, *Canadian Pacific Railway and Imperial Oil Limited v. Daniel Felske and Lena Abel*. In particular, *Borys* and *Turta* were landmark historical cases in Alberta concerning oil production, and mineral rights.

**Dr Jonathan S. Swainger, Professor, Department of History, University of Northern British Columbia
Ralph Pearcey fonds, LASA Accession #2019-0012**

28 cm of textual records; 3 audio (cassette tape format)
1920-2003 (predominantly 1950-1970)

Consists of research material of Ralph Pearcey, an amateur historian from Vancouver, which includes correspondence, maps, handwritten notes, journals, magazine and newspaper clippings, cassettes, and documents relating to the following murder cases in the Northwest Territories: *R. v. Victor Beaulieu*, *R. v. Frederick Cardinal*, *R. v. Le Beaux (Albert LeBeau)*, *R. v. Alikomiak*, *R. v. Tatamigana*, and *R. v. Mary Paulette*.

Heritage Programs

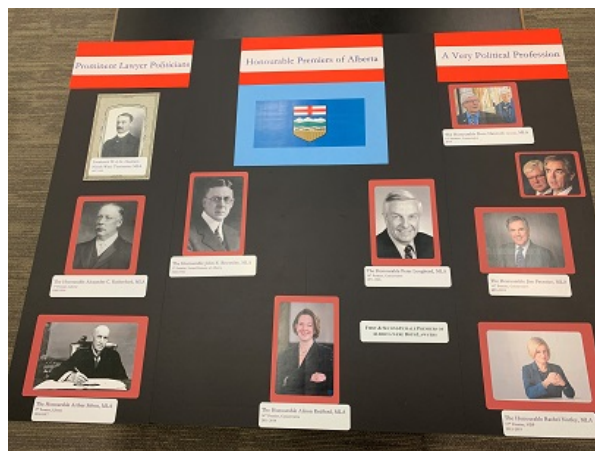
Exhibits and Interpretation

LASA is dedicated to the presentation, promotion, and understanding of the evolution of law and society in Alberta through the creation of historical displays showcasing memorabilia and photographs from our holdings.

LASA's archives houses over 10,000 photographs documenting the legal profession in Alberta from 1907 to the present day.

In addition to the interpretative displays constructed in the courthouses throughout the province, LASA has designed online exhibits on our website (www.legalarchives.ca). LASA also participates in an annual online exhibit promoting Alberta archival institutions at the Archives Society of Alberta (www.archivesalberta.org/virtual-exhibits). These exhibits make use of documents, photographs, and artifacts to celebrate and educate the public about the role of the legal and judicial communities in the history of the province.

LASA designed a wonderful exhibit to accompany the Annual Historical Dinner in Edmonton featuring the Hon. Anne McLellan and her speech on the intersection between politics and the law. The exhibit highlighted nine lawyers who have served as Premier of the province. It also showed how history repeats itself including materials relating to former Prime Minister Pierre Trudeau's visit to the Hotel Macdonald in 1969 which prompted the Independent Alberta Movement and the beginnings of western alienation. The display illustrated the defense of Alberta's oil and gas sector with a look at support for pipelines. Lastly, the exhibit included materials related to the Hon. Anne McLellan's career, including photographs donated by the Association of Women Lawyers of Alberta, and other photographs from the University of Alberta law school where she was a professor and associate dean.



Oral History

The Legal Archives Society of Alberta embarked on an oral history program to record the reminiscences of lawyers, judges, and other members associated with the legal profession who played an important role in Alberta's legal heritage. The Society has an extensive collection of oral history interviews of prominent lawyers and judges dating back to 1980.

Oral history fills in the gaps in the written record. It also adds information to supplement the documentary record by providing detail and texture to the characterization of legal figures, discussions of significant cases and analysis of subsequent developments in the law. As society moves towards more electronic correspondence, and traditional documentary sources become a thing of the past, oral histories may become the only viable alternative left for those wanting to obtain the same types of insights that traditional sources provide.

Thanks to funding from the Alberta Historical Resources Foundation and the Edmonton Heritage Committee, LASA was able to successfully complete 16 interviews with lawyers and judges in the Edmonton area in

2018. With funding from the Alberta Historical Resources Foundation, LASA was also able to successfully complete 16 interviews with lawyers and judges from the Calgary area.

Blake, Cassels, Graydon LLP has transcribed the following interviews in 2019: tHon. Mr. Justice Jack Watson, Dennis Edney, Q.C., John Hope, Q.C., Marie Gordon, Q.C., the Hon. Robert Philp, Q.C., the Hon. Terry Matchett, Chief Judge, and the Hon. Ernest Marshall, Q.C. We are grateful to Blakes, Cassels, Graydon LLP for their continued support in transcribing the Oral History interviews.

LASA appreciates the external funding for this important program, as well as the participation of all of the lawyers and judges who have been interviewed. LASA currently holds approximately 400 oral history interviews dating back to the 1980s.

Legal History Library

LASA's research and reference library houses a rare and unique collection of approximately 500 books, including non-fiction, fiction, biographies and memoirs, and reference material. LASA also maintains a collection of pamphlets, serials, directories, newspaper clippings, and other publications documenting the history of law and society in Alberta.

In 2018, LASA received an additional \$5,000 from the Highbury Foundation (headed by Peter Allard) to further specialize and expand our legal history library to include books from countries outside of Canada, in particular from Commonwealth nations. LASA has begun cataloguing the books that have been donated to the Society by Graham Price, Q.C., and Louis A. Knafla. Thus far 700 volumes have been catalogued and are available to researchers.

Publications

The Legal Archives Society of Alberta has published a variety of historical studies, biographies, records, and reference works on Alberta's legal past. On our website we have introduced an 'Occasional Paper' series allowing authors to publish articles on law and society in Alberta. We currently have five papers available for PDF download. LASA's available books are listed on our website (www.legalarchives.ca/lasa-publications/)

Reference Services

LASA maintains an automated reference system along with services to support research projects such as family histories, firm history, academic papers, and biographies. LASA provides access to information on lawyers and judges, legal firms and legal organizations in the province. LASA serves the Law Society of Alberta, lawyers, judges, scholars, students, educators, genealogists and the broad public by providing access to its collection. Staff perform limited searches and interpretation of material in response to reference inquiries.

LASA received 71 requests for information relating to, or taken directly from, its holdings. Some of those requests involved extensive in-house research of archival material. Others were simple requests for information provided in a matter of minutes over the telephone or via email. The information has been used for locating practice files, to complete genealogical research or to produce historical publications. The types of researchers are broken down as follows: Law Society of Alberta - 10; Academic - 10; Donor/Depositor - 3; Legal Community - 19; Private Researcher - 20; other Archives and Libraries - 4; and media - 5.

Personnel

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Stacy F. Kaufeld, Executive Director
Brenda McCafferty, Archivist
Kelly Turner, Archivist
Ewa Gniazdowska, Administrative and Development Officer

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Hon. Mr. Justice Jack Watson

*Indicates Deceased

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Grosse

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The Hon. Mr. Justice Jack Watson

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Aaron Bickman
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The Hon. Judge Norman R. Hess
Gordon J. Hoffman, Q.C.
Stephen M. K. Hope
The Hon. Connie D. Hunt

Kevin E. Johnson, Q.C.
Donald J. Kramer, Q.C.
The Hon. Judge Joyce L. Lester
The Hon. Sal J. LoVecchio
The Hon. Judge P. John Maher
Steven L. Major
John J. Marshall, Q. C.
The Hon. Mr. Justice Peter W. L.
Martin
Kenneth M. McDonald
Douglas G. Mills
The Hon. Mr. Justice James T. Neilson
The Hon. Clifton D. O'Brien, Q.C.
Eleanor A. Olszewski
The Hon. Alexander G. Park, Q.C.
Michael J. Pucylo

Stephen G. Raby, Q.C.
The Hon. Mr. Justice Sterling M.
Sanderman
Wayne Malcolm Schafer, Q.C.
The Hon. Judge Catherine M. Skene
The Hon. Mr. Justice Frans F. Slatter
Monelle D. Sturko
Norman L. Tainsh, Q.C.
Laurel H. Watson
John H. Wilson, Q.C.
The Hon. Neil C. Wittmann, Q.C.
Blair. C. Yorke-Slader, Q.C.

Friend (\$150 - \$249)

Anonymous
 Janice A. Agrios, Q.C.
 Tudor A. H. Beattie, Q.C.
 Sophia L. Blumin
 The Hon. Dietrich Brand
 Janice M. Bruni, Q.C.
 William J. Coll
 Patricia L. Daunais, Q.C.
 Karyn R. Decore
 Mona T. Duckett, Q.C.
 Leslie R. Duncan, Q. C.
 The Hon. Madam Justice Kristine M.
 Eidsvik
 The Hon. Adelle Fruman
 The Hon. Mr. Justice Robert A.
 Graesser

W. Donald Goodfellow, Q. C.
 The Hon. Mr. Justice Robert J. Hall
 Christopher R. Head
 The Hon. Ronald A. Jacobson, CD
 Dr. Louis A. Knafla
 Robert A. C. Knight
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 Gary B. Laviolette
 Rajiv Malhotra
 The Hon. Judge Francis L. Maloney
 Douglas K. B. McLean
 The Hon. Terrence F. McMahon, Q.C.
 M. Jenny McMordie
 The Hon. Mary T. Moreau, Chief
 Justice of Court of QB
 The Hon. Virgil P. Moshansky, Q.C.
 R. Philip North, Q. C.
 The Hon. Judge James J. Ogle

The Hon. Richard J. O’Gorman,
 Assistant Chief Judge
 Kirsten M. Olson
 John T. Prowse, Q.C.
 John H. W. Rathwell
 The Hon. John D. Rooke, Associate
 Chief Justice
 David L. Sharko
 Andrew C. L. Sims, Q.C.
 Thomas William Snowden, Q. C.
 Stikeman Elliott LLP
 Harold W. Veale, Q.C.
 David J. Wachowich, Q.C.
 The Hon. Ernest J.M. Walter, Q.C.
 Neil B. Watson
 The Hon. L. David Wilkins, Q.C.
 The Hon. Judge L. Diane Young

Supporter (up to \$149)

Anonymous
 Max Blitt, Q. C.
 James L. Dixon, Q. C.
 Thomas H. Ferguson, Q. C.

Cal D. Johnson, Q. C.
 Julian G.J. Koziak, Q.C.
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THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Financial Statements
Year Ended December 31, 2019



CZECHOWSKY, GRAHAM & HANEVELT
CHARTERED PROFESSIONAL ACCOUNTANTS
• AN ASSOCIATION OF PROFESSIONAL PRACTICES •

STEVE CZECHOWSKY*
LOUIS GRAHAM*
DIANA HANEVELT*
JESSICA STOCK*
DANIEL CASHION*

*DENOTES PROFESSIONAL CORPORATION

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INDEPENDENT PRACTITIONER'S REVIEW ENGAGEMENT REPORT

To the Members of The Legal Archives Society of Alberta

I have reviewed the accompanying financial statements of The Legal Archives Society of Alberta (the Society) that comprise the statement of financial position as at December 31, 2019, and the statements of revenues and expenditures, changes in net assets and cash flows for the year then ended, and a summary of significant accounting policies and other explanatory information.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with Canadian accounting standards for not-for-profit organizations (ASNPO), and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

Practitioner's Responsibility

My responsibility is to express a conclusion on the accompanying financial statements based on my review. I conducted my review in accordance with Canadian generally accepted standards for review engagements, which require me to comply with relevant ethical requirements.

A review of financial statements in accordance with Canadian generally accepted standards for review engagements is a limited assurance engagement. The practitioner performs procedures, primarily consisting of making inquiries of management and others within the entity, as appropriate, and applying analytical procedures, and evaluates the evidence obtained.

The procedures performed in a review are substantially less in extent than, and vary in nature from, those performed in an audit conducted in accordance with Canadian generally accepted auditing standards. Accordingly, I do not express an audit opinion on these financial statements.

Basis for Qualified Conclusion

In common with many not-for-profit organizations, the Society derives revenue from fundraising activities, the completeness of which is not susceptible to me obtaining evidence I considered necessary for the purpose of the review. Accordingly, the evidence obtained of these revenues was limited to the amounts recorded in the records of the Society. Therefore, I was not able to determine whether any adjustments might be necessary to fundraising revenue, excess of revenues over expenses, and cash flows from operations for the year ended December 31, 2019, current assets and net assets as at December 31, 2019. My review conclusion on the financial statements for the year ended December 31, 2018 was modified accordingly because of the possible effects of this limitation of scope.

(continues)

Independent Practitioner's Review Engagement Report to the Members of The Legal Archives Society of Alberta *(continued)*

Qualified Conclusion

Based on my review, except for the possible effects of the matter described in the *Basis for Qualified Conclusion* paragraph, nothing has come to my attention that causes me to believe that the financial statements do not present fairly, in all material respects, the financial position of The Legal Archives Society of Alberta as at December 31, 2019, and the results of its operations and its cash flows for the year then ended in accordance with Canadian accounting standards for not-for-profit organizations (ASNPO).

Calgary, Alberta

DIANA HANEVELT PROFESSIONAL CORPORATION
CHARTERED PROFESSIONAL ACCOUNTANT

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Statement of Financial Position
December 31, 2019

	Operating <i>December 31</i> 2019	Restricted <i>December 31</i> 2019	Casino <i>December 31</i> 2019	Combined <i>December 31</i> 2019	Combined <i>December 31</i> 2018
ASSETS					
CURRENT					
Cash and cash equivalents	\$ 30,071	\$ 23,774	\$ 32,485	\$ 86,330	\$ 52,361
Accounts receivable	1,051	5,110	613	6,774	7,028
Prepaid expenses	5,965	-	3,034	8,999	7,945
Interfund balances (<i>Note 5</i>)	-	21,187	1,352	22,539	1,237
	<u>\$ 37,087</u>	<u>\$ 50,071</u>	<u>\$ 37,484</u>	<u>\$ 124,642</u>	<u>\$ 68,571</u>
LIABILITIES AND NET ASSETS					
CURRENT					
Accounts payable	\$ 10,114	\$ 2,520	\$ -	\$ 12,634	\$ 10,001
Interfund balances (<i>Note 5</i>)	22,463	76	-	22,539	1,237
Deferred revenue - Other (<i>Note 6</i>)	7,496	47,475	-	54,971	28,013
Deferred revenue - Casino (<i>Note 7</i>)	-	-	37,484	37,484	13,314
	40,073	50,071	37,484	127,628	52,565
NET ASSETS (DEBT)	<u>(2,986)</u>	<u>-</u>	<u>-</u>	<u>(2,986)</u>	<u>16,006</u>
	<u>\$ 37,087</u>	<u>\$ 50,071</u>	<u>\$ 37,484</u>	<u>\$ 124,642</u>	<u>\$ 68,571</u>

See notes to financial statements

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Statement of Revenues and Expenditures
Year Ended December 31, 2019

	Operating	Restricted	Casino	Total	Total
	<i>December 31</i>	<i>December 31</i>	<i>December 31</i>	<i>December 31</i>	<i>December 31</i>
	2019	2019	2019	2019	2018
REVENUES					
Grants - Law Society of Alberta (Note 8)	\$ 200,000	\$ -	\$ -	\$ 200,000	\$ 190,000
Grants - Other	-	6,786	-	6,786	39,700
Fundraising	63,825	-	45,885	109,710	188,888
Investment and sundry income	12,892	-	-	12,892	12,945
Publications	425	-	-	425	483
	<u>277,142</u>	<u>6,786</u>	<u>45,885</u>	<u>329,813</u>	<u>432,016</u>
EXPENSES					
General administration	41,629	4,806	1,122	47,557	51,495
Fundraising	23,635	-	-	23,635	73,080
Projects	-	1,980	5,942	7,922	34,672
Publications	22,970	-	-	22,970	19,225
Premises	30,970	-	38,821	69,791	70,900
Salaries and benefits	176,930	-	-	176,930	188,189
	<u>296,134</u>	<u>6,786</u>	<u>45,885</u>	<u>348,805</u>	<u>437,561</u>
DEFICIENCY OF REVENUES OVER EXPENSES	<u>\$ (18,992)</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ (18,992)</u>	<u>\$ (5,545)</u>

See notes to financial statements

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Statement of Changes in Net Assets
Year Ended December 31, 2019

	Operating	Restricted	Casino	Total	Total
	<i>December 31</i> 2019	<i>December 31</i> 2019	<i>December 31</i> 2019	<i>December 31</i> 2019	<i>December 31</i> 2018
NET ASSETS - BEGINNING OF YEAR	\$ 16,006	\$ -	\$ -	\$ 16,006	\$ 21,551
Deficiency of revenues over expenses	(18,992)	-	-	(18,992)	(5,545)
NET ASSETS - END OF YEAR	\$ (2,986)	\$ -	\$ -	\$ (2,986)	\$ 16,006

See notes to financial statements

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Statement of Cash Flows
Year Ended December 31, 2019

	Total	Total
	<i>December 31</i>	<i>December 31</i>
	2019	2018
OPERATING ACTIVITIES		
Deficiency of revenues over expenses	\$ (18,992)	\$ (5,545)
Changes in non-cash working capital:		
Accounts receivable	253	(5,721)
Accounts payable	2,634	(4,794)
Deferred revenue - Other	26,958	(24,478)
Deferred revenue - Casino	24,170	(59,020)
Prepaid expenses	(1,054)	2,217
	52,961	(91,796)
INCREASE (DECREASE) IN CASH FLOW	33,969	(97,341)
Cash - beginning of year	52,361	149,702
CASH - END OF YEAR	\$ 86,330	\$ 52,361

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Notes to Financial Statements
Year Ended December 31, 2019

1. PURPOSE OF THE SOCIETY

The Legal Archives Society of Alberta (the "Society") is a not-for-profit organization incorporated provincially under the Companies Act of Alberta. As a registered charity the Society is exempt from the payment of income tax under Section 149(1) of the Income Tax Act.

The purpose of the Society is to preserve, promote and understand the evolution of law and society in Alberta.

2. BASIS OF PRESENTATION

The financial statements were prepared in accordance with Canadian accounting standards for not-for-profit organizations (ASNFPPO).

3. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Cash and cash equivalents

Cash and cash equivalents consists of cash in bank.

Financial instruments policy

Financial instruments are recorded at fair value when acquired or issued. In subsequent periods, financial assets with actively traded markets are reported at fair value, with any unrealized gains and losses reported in income. All other financial instruments are reported at amortized cost, and tested for impairment at each reporting date. Transaction costs on the acquisition, sale, or issue of financial instruments are expensed when incurred.

Financial assets measured at amortized cost include cash and accounts receivable.

Financial liabilities measured at amortized cost include accounts payable.

At the end of each reporting period the Society assesses whether there are any indications that a financial asset measured at amortized cost may be impaired. Objective evidence of impairment might include significant financial difficulty of the issuer, default or delinquency in interest payments, or bankruptcy. When there is an indication of impairment, the Society determines whether a significant adverse change has occurred during the period in the expected timing or amount of future cash flows from the financial asset. Any impairment loss is recognized in the statement of revenues and expenditures in the current period. Impairment losses can be reversed to the extent of the improvement. The amount of the reversal is recognized in the statement of revenues and expenditures in the period the reversal occurs.

Contributed goods and services

Volunteers contribute a significant amount of their time each year. Because of the difficulty in determining their fair value, contributed services are not recognized in the financial statements. At times, goods are also donated to the Society. Due to the difficulty in determining the fair value, contributed goods are not recognized in the financial statements.

(continues)

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Notes to Financial Statements
Year Ended December 31, 2019

3. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES *(continued)*

Fund accounting

The Legal Archives Society of Alberta follows the deferral method of accounting for contributions.

Revenues and expenses related to program delivery and administrative activities are reported in the Operating Fund.

Revenues and expenses related to special archival activities are reported in the Restricted Fund, these include:

1. cataloguing and preserving archival records,
2. researching and documenting oral histories,
3. commissioning bronze busts of individuals who have contributed significantly to legal history in Alberta.

The Casino Fund reports only funds raised from casino activities. These funds are not for general use. The majority of these funds must be used for qualifying activities in accordance with the Alberta Gaming Control guidelines and may be distributed to specified community trusts.

Revenue recognition

The Legal Archives Society of Alberta follows the deferral method of accounting for contributions.

Restricted contributions are recognized as revenue in the year in which the related expenses are incurred. Unrestricted contributions are recognized as revenue when received or receivable if the amount to be received can be reasonably estimated and collection is reasonably assured. Casino contributions are recognized as revenue in the year in which the related expenses are incurred.

Archival collection

The archival collection consists items related to Alberta legal history, prominent lawyers and judges, including textual records, audio-visual materials, cultural items, medals and memorabilia, publications, prints and photographs. The archival collection has not been capitalized in the statement of financial position. Any purchases of collection items are expensed in the period in which the items are acquired. Contributions of collection items are reported as revenue and expenses at their fair value. When fair value cannot be determined, the contribution is not recognized in the financial statements.

Capital assets

Capital assets are expensed on acquisition. Capital assets include leasehold improvements related to the Calgary office, furniture and office equipment. For the year ending December 31, 2019 capital assets with a cost of \$nil (2018 - \$8,000) were purchased.

(continues)

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Notes to Financial Statements
Year Ended December 31, 2019

3. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES *(continued)*

Measurement uncertainty

The preparation of financial statements in conformity with Canadian accounting standards for not-for-profit organizations requires management to make estimates and assumptions that affect the reported amount of assets and liabilities, disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the period. Such estimates are periodically reviewed and any adjustments necessary are reported in earnings in the period in which they become known. Accounts affected by measurement uncertainty relate to deferred revenue, accounts payable, and accounts receivable. Actual results could differ from these estimates..

4. INCOME TAXES

The Society is a registered charity within the meaning of the Income Tax Act (Canada) and is exempt from income taxes.

5. INTERFUND TRANSFERS

During the year, the Society's board of directors have approved the following transactions:

1. The Restricted Fund owes the Casino Fund \$76 (December 31, 2018- \$76), regarding general operating expenses.
2. The Operating Fund owes the Casino Fund \$1,276 (December 31, 2018- \$530) for payment of general operating expenses.
3. The Operating Fund owes the Restricted Fund \$21,187 (December 31, 2018- \$707) regarding office rent and other sundry transactions.

These advances are non-interest bearing and due on demand.

6. DEFERRED REVENUE

The deferred revenue in the Restricted Fund relates to outstanding projects.

	2019	2018
<u>Deferred revenue - restricted</u>		
Balance, beginning of the period	\$ 28,014	\$ 37,691
Contributions during the period	22,497	25,401
Amounts spent during the period	(6,786)	(35,078)
	\$ 43,725	\$ 28,014

Additional deferred revenue of \$7,496 (2018 - \$nil) is present in the Operating Fund, which relates to ticket sales for the Calgary dinner being held in January 2020.

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Notes to Financial Statements
Year Ended December 31, 2019

7. CASINO

Revenues of the Casino Fund are recognized when the related expenses or distributions are incurred, with the balance of Casino proceeds recorded as deferred revenue. Gaming proceeds may not be disbursed without the prior approval of the Alberta Gaming and Liquor Commission. Gaming proceeds are required to be expended within 24 months of receipt.

	2019	2018
<u>Deferred revenue - casino</u>		
Balance, beginning of the period	\$ 13,314	\$ 72,333
Amounts received during the period	70,055	-
Amounts spent during the period	<u>(45,885)</u>	<u>(59,019)</u>
	\$ 37,484	\$ 13,314

8. ECONOMIC DEPENDENCE

The Society receives a significant portion of its funding from the Law Society of Alberta. The Society's by-laws make provision for a representative of the Law Society to be a member of its board of directors.

The Society has a deposit agreement regarding the administration of the Law Society's archival records. No fee is assessed by the Society for this service.

9. CONTRIBUTIONS TO COMMUNITY FOUNDATIONS

Since 1995, the Society has contributed to various provincial community foundations as a means of fulfilling its mandate. Beginning in 2005, these annual contributions were suspended. The balances in the various foundations are as follows:

	2019	2018
Edmonton Community Foundation	\$ 122,157	\$ 122,157
The Calgary Foundation	115,458	115,458
Community Foundation of Northwestern Alberta	4,792	4,792
Lethbridge Community Foundation	5,995	5,995
Medicine Hat Community Foundation	6,487	6,487
Red Deer and District Community Foundation	<u>5,566</u>	<u>5,566</u>
	\$ 260,455	\$ 260,455

Funds contributed are held in trust indefinitely. Income distributions to the Society are at the discretion of the various foundations. Distributions are recognized as income in the year received or receivable if the amount to be received can be reasonably estimated. Amounts have not changed materially from the balances disclosed at December 31, 2018

THE LEGAL ARCHIVES SOCIETY OF ALBERTA
Notes to Financial Statements
Year Ended December 31, 2019

10. LEASE COMMITMENTS

The society has a long term lease with respect to its premises. The lease contains renewal options and provides for payment of utilities, property taxes and maintenance costs. Future minimum lease payments as at December 31, 2019 are as follows:

2020		\$	70,916
2021			70,916
2022			70,916
2023			70,916
2024			70,916
Thereafter			212,748
		\$	567,328

11. FINANCIAL INSTRUMENTS

The Society is exposed to various risks through its financial instruments and has a comprehensive risk management framework to monitor, evaluate and manage these risks. The following analysis provides information about the Society's risk exposure and concentration as of December 31, 2019.

Credit risk

Credit risk arises from the potential that a counter party will fail to perform its obligations. The society is exposed to credit risk from funders. The Society has placed its cash and investments with major financial institutions from which management believes the risk of loss to be remote.

Interest rate risk

Interest rate risk is the risk that the value of a financial instrument might be adversely affected by a change in the interest rates. In seeking to minimize the risks from interest rate fluctuations, the Society manages exposure through its normal operating and financing activities. The Society is exposed to interest rate risk primarily through its floating interest rate bank indebtedness and credit facilities.

Unless otherwise noted, it is management's opinion that the Society is not exposed to significant other price risks arising from these financial instruments.

12. SUBSEQUENT EVENTS

Subsequent to year end, on March 11, 2020, the World Health Organization declared the coronavirus (COVID-19) a global pandemic. As a result, there has been a downturn in many economic factors that may have a negative effect on the financial instruments and cash flow of the Company. The impact of COVID-19 on the global economy and financial markets are evolving and the potential impact on the Company is uncertain and cannot be quantified at this time.

