



**CANADIAN  
LAW OF  
OBLIGATIONS**

**DRAFT  
CONFERENCE  
PROGRAM**

**Canadian Law of Obligations V (CLO V):  
*Dissenting Voices in Canadian Private Law***

**May 28-29, 2026**

**Faculty of Law – Thompson Rivers University**



**THOMPSON  
RIVERS  
UNIVERSITY**

**Faculty of  
Law**

## Thursday, May 28, 2026

7:45–8:15am Registration and continental breakfast – Atrium (Level 3, Old Main)

8:20–8:30am Welcome and opening remarks

8:40–10:10am **Panel 1: Developments in Doctrine – Keeping Black Letter on the Straight and Narrow**

**Chair:** *TBA*

- *The Cost of Doctrinal Proliferation*  
**Michael Ilg**, Associate Professor (Faculty of Law, University of Calgary)
- *Equitable Disagreements*  
**Greg Bowley**, Assistant Professor (Faculty of Law, University of New Brunswick) & **Jack Enman-Beech**, Assistant Professor (Faculty of Law, University of Alberta)
- *Equities and Trusts: The Failure of Unjust Enrichment*  
**Lionel Smith**, Professor (Faculty of Law, University of Oxford)
- *Calling into Question Saskatchewan River Bungalows's Unilateral Waiver?*  
**Bruce MacDougall**, Professor (Peter A. Allard School of Law, University of British Columbia)

10:10–10:25am Health break

10:25–11:55am **Panel 2: Freedom to Choose – Consent and the Limits of Contract**

**Chair:** *TBA*

- *Undue Influence Revisited: Voluntary Decision-Making in Medical Contexts*  
**Margaret Hall**, Professor (Faculty of Law, Simon Fraser University)
- *The Contract Is Mightier than the Keyboard: Reconsidering Employment Contracts as Limitations on Employee Speech*  
**David Mangan**, Assistant Professor (Faculty of Law, Maynooth University)
- *Contracts & Freedom: Separating Fact from Fantasy*  
**Marcus Moore**, Associate Professor (Peter A. Allard School of Law, University of British Columbia)
- *Justice Cory's Dissenting Voice: Reasonable Expectations of the Parties, or the Insured?*  
**Catherine Le Guerrier**, Assistant Professor (Faculty of Law, University of New Brunswick)

11:55–12:05pm Transition break

12:05–1:05pm

## Keynote Address I & Lunch

**The Honourable Suzanne Côté** (Puisne Justice of the Supreme Court of Canada)

1:05–1:20pm

Transition break

1:20–2:50pm

## Panel 3: Much Ado about Damages – What’s Really Going on with Remedies?

**Chair: TBA**

- *Recovery of Lost Premiums in Failed Mergers*  
**Maziar Peihani**, Associate Professor (Peter A. Allard School of Law, University of British Columbia)
- *Punitive Damages in Common Law Canada: An Empirical Survey*  
**Jeff Berryman**, Professor Emeritus (Faculty of Law, University of Windsor)
- *Contributory Negligence Defence and Fault-Based Apportionment in Contract Law*  
**Daniele Bertolini**, Associate Professor (Ted Rogers School of Management, Law & Business, Toronto Metropolitan University)
- *Prevention vs Apportionment of Damages in Contract Claims*  
**Mary Ppasiou**, PhD Candidate (Faculty of Law, “Western” University)

2:50–3:05pm

Health break

3:05–4:35pm

## Panel 4: Property, Problems, and Different Perspectives

**Chair: TBA**

- *The Trusts Jurisprudence of Justice Côté: Dissent, Voice of the Court, or Mere Orthodoxy?*  
**Lucas Clover Alcolea**, Lecturer (Faculty of Law, Monash University)
- *Challenging Commonwealth Consensus: Judicial Dissent and the Limits of Equitable Mistake in Canadian Private Law*  
**Rebecca Lee**, Associate Professor (Faculty of Law, University of Hong Kong)
- *Equitable Remedies, Judicial Discretion and Individual Fairness: Justice Côté’s Dissent in Collins Family Trust*  
**Andrew Luesley**, Assistant Professor (Faculty of Law, University of Victoria)
- *Obligations in Property Law: On Ownership as a Role*  
**Ajey Sangai**, Doctoral Candidate (Faculty of Law, McGill University)

6:00–9:00pm

Conference Dinner – Tobiano Golf Course

## Friday, May 29, 2026

### 8:30–10:00am **Panel 5: Cross-Pollination in Private Law – The Comparative and the Bi-Jurious**

**Chair:** *TBA*

- *The Common Law of Contracts and the Promise under Seal*  
**Stéphane Sérafin**, (Member of the Law Society of Ontario and Barreau du Québec)
- *Good Faith, Comparative Law, and the Limits of Bijural Reasoning: Rereading C.M. Callow Inc. v Zollinger*  
**Helge Dedeck**, Professor (Faculty of Law, McGill University)
- *The Prophetic Potential of Dissenting Opinions in Contemporary Canadian Comparative Methodology*  
**Rosalie Jukier**, Professor (Faculty of Law, McGill University)
- *A Sense of Place – The South African Supreme Court of Appeal and the Private International Law of Delict*  
**Jan Neels**, Professor (Faculty of Law, University of Johannesburg)

10:00–10:15am Health break

### 10:15–11:45am **Panel 6: Tensions in Tort – The Evolving Shape of Tortious Liability**

**Chair:** *TBA*

- *Against Expressivism in Tort Law*  
**Kerry Sun**, Graduate Student (Faculty of Law, Merton College)
- *Remoteness: Negligence Law's Gatekeeper*  
**Erik Knutsen**, Professor (Faculty of Law, Queen's University)
- *Re-examining the Modified Objective Test for Decision Causation*  
**Barbara von Tigerstrom**, Professor (College of Law, University of Saskatchewan)
- *Is Offensive Speech Defamatory?*  
**Hilary Young**, Professor (Faculty of Law, University of New Brunswick)

11:45–12:00pm Transition break

### 12:00–1:00pm **Keynote Address II & Lunch**

**The Honourable Chief Justice Ron A. Skolrood** (Chief Justice of the British Columbia Supreme Court)

1:00–1:15pm Transition break

1:15–2:45pm

## **Panel 7: Queries About Theories – On the Underlying Structure of Private Law**

**Chair:** *TBA*

- *Perspective and Coherence in Private Law Theory*  
**Sina Akbari** (Faculty of law, University of Alberta)
- *Theoretical Challenges of Accessory Liability in Private Law*  
**Allison Jandura**, Doctoral Student (Faculty of Law, University of Toronto)
- *Private Law Theory – The Shape of the Debate*  
**Steve Hedley**, Professor (retired) (Faculty of Law, University College Cork)
- *The Impenetrable Gate: Is There an Intrinsic Limit to the Right to Exclude?*  
**Julius Hattingh**, Resident Fellow (Yale Law School, Yale University)

2:45–3:00pm

Health break

3:00–4:30pm

## **Panel 8: The Law in Practice – Where the Rubber Meets the Robe**

**Chair:** *TBA*

- *TBA*  
**Amit Singh**, Doctoral Candidate (Harvard Law School, Harvard University)
- *Virtual Courts and Forum Non Conveniens: Upending Established Doctrine?*  
**Ashley Barnes**, Assistant Professor (Faculty of Law, Thompson Rivers University)
- *Strata Property Disputes before the BC Civil Resolution Tribunal: An Empirical Analysis*  
**Adam Hofri-Winogradow**, Professor (Peter A. Allard School of Law, University of British Columbia) & **Samuel Beswick**, Assistant Professor (Peter A. Allard School of Law, University of British Columbia)
- *Public Law Institutions and Private Law Standards*  
**Dougals Sarro**, Assistant Professor (Faculty of Law – Common Law Section, University of Ottawa)

4:30–4:45pm

**Concluding Remarks**

6:00–9:00pm

**Optional End-of-Conference Dinner – TBA**