

Benjamin L. Berger

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Education

- Doctor of the Science of Law (J.S.D.) **Yale University (2008)**
- Dissertation: “The Conceits of Culture: Religion and the Constitutional Rule of Law in Canada”
 - SSHRC Doctoral Fellow
- Master of Laws (LL.M.) **Yale University (2004)**
- Thesis: “The Paradox of Religious Freedom”
 - Canada-US Fulbright Scholar
- Bachelor of Laws (LL.B.) **University of Victoria (2002)**
- Law Society of British Columbia Gold Medalist
- Bachelor of Arts with Honours (B.A., Hons.) **University of Alberta (1999)**
- Religious Studies
 - First Class Honours
 - Governor General’s Academic Medal
 - Gold Medal in Arts

Positions Held

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| • York Research Chair (Tier 1) in Pluralism and Public Law | | July 2019 – Present |
| • Full Professor of Law, Osgoode Hall Law School, York University <ul style="list-style-type: none">○ Teaching Subject Areas: Law and Religion, Criminal Law, the Law of Evidence, Constitutional Law and Theory.○ Member of the faculty of the Graduate Program in Socio-Legal Studies○ Affiliated Faculty Member, Centre for Jewish Studies | | July 2017 – Present |
| • Full Professor (Status Only), Department for the Study of Religion, University of Toronto | | Fall 2019 – Present |
| • Associate Dean (Students), Osgoode Hall Law School, York University | | July 2015 – June 2018 |
| • Associate Professor of Law, Osgoode Hall Law School, York University <ul style="list-style-type: none">○ Teaching Subject Areas: Law and Religion, Criminal Law, the Law of Evidence, Constitutional Law and Theory.○ Member of the faculty of the Graduate Program in Socio-Legal Studies | | July 2011 – June 2017 |

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| • Associate Professor (Status Only), Department for the Study of Religion, University of Toronto | | Fall 2014 – Fall 2018 |
| • Associate Professor of Law, University of Victoria • Cross appointment in the Department of Philosophy <ul style="list-style-type: none"> ○ Teaching Subject Areas: Criminal Law, Law and Religion, Law of Evidence, Civil Liberties and the <i>Charter</i>, Legal Process ○ Member of the Faculty of Graduate Studies | | 2009 – 2012 2010 – 2012 |
| • Assistant Professor of Law, University of Victoria | | 2004 – 2008 |
| • Barrister and Solicitor <ul style="list-style-type: none"> ○ Bar of British Columbia (currently non-practicing) ○ Bar of Ontario (currently non-practicing) | | 2010 – Present 2009 – Present |
| • Law Clerk to the Rt. Honourable Beverley McLachlin, Chief Justice of Canada | | 2002 – 2003 |
| • Temporary Articles, Arvay Finlay, Barristers | | 2001 |

Research and Teaching Awards and Honours

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| • CALT-ACPD Prize for Academic Excellence <ul style="list-style-type: none"> ○ “honours exceptional contribution to research and law teaching by a Canadian law teacher in mid-career.” | | 2015 |
| • Osgoode Hall Law School Teaching Award | | 2013 |
| • Canadian Association of Law Teachers Scholarly Paper Award <ul style="list-style-type: none"> ○ For “The Abiding Presence of Conscience: Criminal Justice Against the Law and the Modern Constitutional Imagination” | | 2010 |
| • Terry J. Wuester Teaching Award, Faculty of Law, University of Victoria | | 2011, 2006 |
| • Faculty of Law First Year Class Teaching Award, University of Victoria | | 2007 |

Academic Scholarships, Awards, and Honours (Selected)

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| • SSHRC Doctoral Fellowship | | 2007 – 2008 |
| • Canada-U.S. Fulbright Scholar (Yale University) | | 2003 – 2004 |
| • Sir James Lougheed Award of Distinction | | 2003 – 2004 |

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| • Viscount Bennett Scholarship – Law Society of Alberta | | 2003 – 2004 |
| • Law Foundation of British Columbia Graduate Fellowship | | 2003 – 2004 |
| • Law Society of British Columbia Scholarship | | 2003 – 2004 |
| • Law Society of British Columbia Gold Medal (University of Victoria) | | 2002 |
| • Governor General’s Academic Medal (University of Alberta) | | 1999 |
| • C.D. Howe Memorial Fellowship (University of Alberta) | | 1999 |
| • Gold Medal in Arts (University of Alberta) | | 1999 |
| • Faculty of Arts Outstanding Achievement Medal (University of Alberta) | | 1999 |

Editorial Activities

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| • Editor-in-Chief, <i>Canadian Journal of Law and Society / Revue Canadienne Droit et Societé</i> | | 2014 – 2018 |
| • General Editor of <i>Constitutional Systems of the World</i> <ul style="list-style-type: none"> ○ Series published by Hart Publishing ○ Edited over 20 volumes | | 2008 – Present |
| • Advisory Board Member of Ashgate Publishing series on Law and Religion | | 2014 – Present |
| • Member of Editorial Board, <i>Review of Constitutional Studies</i> | | 2013 – 2018 |
| • Overseas Reporter, <i>Criminal Law Journal</i> (Australia) | | 2005 – Present |
| • Member of Editorial Board, <i>Canadian Journal of Law and Society</i> | | 2008 – 2014 |
| • Member of Editorial Board, <i>Studies in Religion/Sciences Religieuses</i> | | 2010 – 2013 |
| • Book Review Editor, <i>Review of Constitutional Studies</i> | | 2006 – 2013 |

Fellowships, Institutes, and Visitorships

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| • Visiting Professor <ul style="list-style-type: none"> ○ Centre for Ethics ○ University of Toronto | | Sept 2018 – April 2019 |
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| <ul style="list-style-type: none"> • Visiting Faculty <ul style="list-style-type: none"> ○ Berkeley Centre for the Study of Religion ○ UC Berkeley | | March 2014 |
| <ul style="list-style-type: none"> • Visiting Research Fellow <ul style="list-style-type: none"> ○ Religion in the Public Sphere Initiative ○ Department of Religious Studies, University of Toronto | | 2013-2014 |
| <ul style="list-style-type: none"> • Visiting Scholar <ul style="list-style-type: none"> ○ Massey College in the University of Toronto | | 2013-2014 |
| <ul style="list-style-type: none"> • Visiting Professor <ul style="list-style-type: none"> ○ Monash University, Prato Program ○ Prato, Italy | | May-June 2013 |
| <ul style="list-style-type: none"> • Fellow, SIAS Summer Institutes <ul style="list-style-type: none"> ○ Topic – The Political: Law, Culture, Theology ○ Berlin Brandenburgische Akademie der Wissenschaften | | Summer 2006 |
| <ul style="list-style-type: none"> • Fellow, SIAS Summer Institutes <ul style="list-style-type: none"> ○ Topic – The Political: Law, Culture, Theology ○ Yale Law School | | Summer 2005 |

Research Funding

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| <ul style="list-style-type: none"> • Harry Arthurs Collaborative Fund (Osgoode Hall Law School) <ul style="list-style-type: none"> ○ Co-applicant ○ “Fact-Finding in Immigration Detention Reviews: Evidence Law meets Administrative Law” ○ \$2500 | | 2019 |
| <ul style="list-style-type: none"> • SSHRC Conference Opportunity Grant (York University) <ul style="list-style-type: none"> ○ “The Renaissance of Sovereignty in Freedom of Religion” ○ \$1700 | | 2018 |
| <ul style="list-style-type: none"> • SSHRC Insight Grant <ul style="list-style-type: none"> ○ Collaborator ○ “Seeing Crime: Visual Evidence, Victims, and Domestic Violence” ○ \$177,254 | | 2014-2019 |
| <ul style="list-style-type: none"> • SSHRC Insight Development Grant <ul style="list-style-type: none"> ○ Principal Investigator ○ “Wrestling with Tradition: Community, Authority, and Change in Law and Religion” ○ \$75,000 | | 2013-2015 |
| <ul style="list-style-type: none"> • SSHRC Connection Grant <ul style="list-style-type: none"> ○ Co-Investigator | | 2013-2014 |

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| <ul style="list-style-type: none"> ○ “Law on the Edge” joint conference of the Canadian Law and Society/Law and Society Association of Australia and New Zealand ○ \$50,000 | |
| <ul style="list-style-type: none"> • SSHRC Major Collaborative Research Initiative <ul style="list-style-type: none"> ○ Co-Investigator ○ “Religious Diversity and Its Limits: Moving Beyond Tolerance and Accommodation” ○ \$2.5 Million over 7 years | 2010-2017 |
| <ul style="list-style-type: none"> • SSHRC Small Grants Program (York) <ul style="list-style-type: none"> ○ “Between Free Exercise and Laicité: Understanding Canadian Secularism” ○ \$4000 | December 2011 – December 2012 |
| <ul style="list-style-type: none"> • BLG Summer Research Program <ul style="list-style-type: none"> ○ “Justice Against the Law: The Exception in the Criminal Law and the Constitutional Imagination” ○ \$12,000 | Summer 2009 |
| <ul style="list-style-type: none"> • Law Foundation of British Columbia Research Grant <ul style="list-style-type: none"> ○ Religious Diversity and the Rule of Law in Canada ○ \$20,000 | 2008 – 2010 |
| <ul style="list-style-type: none"> • SSHRC Internal Research Grant (UVic) <ul style="list-style-type: none"> ○ <i>Charter</i> Rights, National Security, and the Federal Courts | 2005 – 2006 |

Publications

Peer reviewed marked with “R”

Forthcoming

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Books (Monographs, Casebooks, and Edited Collections)

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| <ul style="list-style-type: none"> • Benjamin L. Berger, Emma Cunliffe, and James Stribopoulos, <i>To Ensure that Justice is Done: Essays in Memory of Marc Rosenberg</i> (Toronto: Thomson Reuters, 2017). |
| <ul style="list-style-type: none"> • Benjamin L. Berger and Richard Moon, <i>Religion and the Exercise of Public Authority</i> (London, UK: Hart Publishing, 2016). |

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| R | <ul style="list-style-type: none"> • Benjamin L. Berger, <i>Law's Religion: Religious Difference and the Claims of Constitutionalism</i> (Toronto: University of Toronto Press, 2015). |
| | <ul style="list-style-type: none"> • Hamish Stewart, Benjamin L Berger, Emma Cunliffe, RONALDA MURPHY and Steven Penney, <i>Evidence: A Canadian Casebook</i>, 4th ed. (Toronto: Emond, 2016). <ul style="list-style-type: none"> ○ (Author of chapters 6, 7: character; credibility) |
| | <ul style="list-style-type: none"> • Kent Roach, Benjamin L. Berger, Emma Cunliffe and James Stribopoulos, <i>Criminal Law and Procedure: Cases and Materials</i>, 11th ed. (Toronto: Emond Montgomery, 2015). <ul style="list-style-type: none"> ○ (Author of chapters 2, 5, 14, 17, 18, 19: limits of criminal law; <i>actus reus</i>, provocation, self-defence, duress, and necessity) |
| | <ul style="list-style-type: none"> • Benjamin L. Berger and James Stribopoulos, eds., <i>Unsettled Legacy: Thirty Years of Criminal Justice Under the Charter</i> (Toronto: LexisNexis, 2012). |
| R | <ul style="list-style-type: none"> • Hamar Foster, Benjamin L. Berger, and Andrew Buck, eds., <i>The Grand Experiment: Law and Legal Culture in British Settler Societies</i> (Vancouver: UBC Press, 2008). |

Edited Journal Issues

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| | <ul style="list-style-type: none"> • Benjamin L. Berger and Sonia Lawrence (2017) 79 <i>Supreme Court Law Review</i> (2d). |
| | <ul style="list-style-type: none"> • Benjamin L. Berger and Sonia Lawrence (2016) 75 <i>Supreme Court Law Review</i> (2d). |
| | <ul style="list-style-type: none"> • Benjamin L. Berger and Sonia Lawrence (2015) 71 <i>Supreme Court Law Review</i> (2d). |
| | <ul style="list-style-type: none"> • Benjamin L. Berger and Sonia Lawrence (2014) 67 <i>Supreme Court Law Review</i> (2d). |
| | <ul style="list-style-type: none"> • Benjamin L. Berger and Jamie Cameron (2013), 50 <i>Osgoode Hall Law Journal</i>. <ul style="list-style-type: none"> ○ Introduction: "Patterning Rights Constitutionalism: Thirty Years with the <i>Charter</i>" (2013) 50 <i>Osgoode Hall Law Journal</i> vii-x. |
| | <ul style="list-style-type: none"> • Benjamin L. Berger, Jamie Cameron, and Sonia Lawrence (2013) 63 <i>Supreme Court Law Review</i> (2d). |
| | <ul style="list-style-type: none"> • Benjamin L. Berger, Jamie Cameron, and Sonia Lawrence (2012) 58 <i>Supreme Court Law Review</i> (2d). |
| | <ul style="list-style-type: none"> • Benjamin L. Berger and James Stribopoulos (2012), 57 <i>Supreme Court Law Review</i> (2d). <ul style="list-style-type: none"> ○ Introduction: "The Constitution of Criminal Justice" (2012) 57 <i>Supreme Court Law Review</i> (2d) 3-9. |

Journal Articles

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| R | <ul style="list-style-type: none"> • "Assessing <i>Adler</i>: The Weight of Constitutional History and the Future of Religious Freedom" (2019) 39 <i>National Journal of Constitutional Law</i> 35-61. |
| | <ul style="list-style-type: none"> • "Reform of the Defence of Duress (and Necessity)" (2018) 66 <i>The Criminal Law Quarterly</i> 229-253. (With Steve Coughlan, Gerry Ferguson, Don Stuart, Carissima Mathen and Peter Sankoff). |

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| | <ul style="list-style-type: none"> • “Religious Freedom in Canada: A Crucible for Constitutionalism” [2018] 1 <i>Quaderni di Diritto e Politica Ecclesiastica</i> 111-125. |
| | <ul style="list-style-type: none"> • “Constitutional Cases 2016: An Overview” (2017) 81 S.C.L.R. (2d) xli-lxix. (With Sonia Lawrence and Spiros Vavougiou). |
| | <ul style="list-style-type: none"> • “Recent Developments in Canadian Criminal Law” (2016) 40 <i>Criminal Law Journal</i> 33-48. (With Prof. Gerry Ferguson) |
| | <ul style="list-style-type: none"> • “Sentencing and the Salience of Pain and Hope” (2015) 70 <i>Supreme Court Law Review</i> (2d) 337-363. |
| R | <ul style="list-style-type: none"> • “Belonging to Law: Religious Difference, Secularism, and the Conditions of Civic Inclusion” (2015) 24(1) <i>Social & Legal Studies</i> 47-63. |
| R | <ul style="list-style-type: none"> • “Faith in Sovereignty: Religion and Secularism in the Politics of Canadian Federalism” (2014) 35:4 <i>Istituzioni del Federalismo</i> 939-961. |
| R | <ul style="list-style-type: none"> • “The Virtues of Law in the Politics of Religious Freedom” (2014) 29:3 <i>Journal of Law and Religion</i> 378-395. |
| R | <ul style="list-style-type: none"> • “Religious Diversity, Education, and the ‘Crisis’ in State Neutrality” (2014) 29:1 <i>Canadian Journal of Law and Society</i> 103-122. |
| R | <ul style="list-style-type: none"> • “Children of Two Logics: A Way Into Canadian Constitutional Culture” (2013) 11:2 <i>International Journal of Constitutional Law</i> 319-338. |
| | <ul style="list-style-type: none"> • “Recent Developments in Canadian Criminal Law” (2013) 37 <i>Criminal Law Journal</i> 315-329. (With Prof. Gerry Ferguson) |
| | <ul style="list-style-type: none"> • “Reasoning with Inferences: Themes from Prior Consistent Statements and Trace Evidence” (2012) 92 C.R. (6th) 254-267. |
| R | <ul style="list-style-type: none"> • “The Abiding Presence of Conscience: Criminal Justice Against the Law and the Modern Constitutional Imagination” (2011) 61:4 <i>University of Toronto Law Journal</i> 579-616. |
| | <ul style="list-style-type: none"> • “Key Theoretical Issues in the Interaction of Law and Religion: A Guide for the Perplexed” (2011) 19:2 <i>Constitutional Forum constitutionnel</i> 41-52. |
| R | <ul style="list-style-type: none"> • “Judges, Juries and the History of Criminal Appeals” (2011) 29:1 <i>Law and History Review</i> 297-302. |
| | <ul style="list-style-type: none"> • “Section 1, Constitutional Reasoning, and Cultural Difference: Assessing the Impacts of <i>Alberta v. Hutterian Brethren of Wilson Colony</i>” (2010) 51 <i>Supreme Court Law Review</i> (2d) 25-46. |
| | <ul style="list-style-type: none"> • “Recent Developments in Canadian Criminal Law” (2009) 33 <i>Criminal Law Journal</i> 263-280. (With Prof. Gerry Ferguson) |
| | <ul style="list-style-type: none"> • “A More Lasting Comfort? The Politics of Minimum Sentences, the Rule of Law and <i>R. v. Ferguson</i>” (2009) 47 <i>Supreme Court Law Review</i> (2d) 101-125. |
| R | <ul style="list-style-type: none"> • “Wrestling with Punishment: The Role of the BC Court of Appeal in the Law of Sentencing” (2009) 162 <i>B.C. Studies</i> 25-51. (With Prof. Gerry Ferguson) |

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| | <ul style="list-style-type: none"> • “A Due Measure of Fear in Criminal Judgment” (2008) 41 <i>Supreme Court Law Review</i> (2d) 161-192. |
| | <ul style="list-style-type: none"> • “The Reach of Rights in the Security State: Reflections on <i>Khadr v. Canada</i>” (2008) 56 <i>C.R.</i> (6th) 268-277. |
| R | <ul style="list-style-type: none"> • “The Cultural Limits of Legal Tolerance” (2008) 21:2 <i>Canadian Journal of Law and Jurisprudence</i> 245-277. |
| | <ul style="list-style-type: none"> • “Moral Judgment, Criminal Law and the Constitutional Protection of Religion” (2008) 41 <i>Supreme Court Law Review</i> (2d) 513-552. |
| R | <ul style="list-style-type: none"> • “White Fire: Structural Indeterminacy, Constitutional Design, and the Constitution Behind the Text” (2008) 3:1 <i>Journal of Comparative Law</i> 249-288. |
| R | <ul style="list-style-type: none"> • “On the Book of Job, Justice, and the Precariousness of the Criminal Law” (2008) 4:1 <i>Law, Culture and the Humanities</i> 98-118. |
| R | <ul style="list-style-type: none"> • “Law’s Religion: Rendering Culture” (2007) 45:2 <i>Osgoode Hall Law Journal</i> 277-314. |
| | <ul style="list-style-type: none"> • “Recent Development in Canadian Criminal Law” (2007) 31 <i>Criminal Law Journal</i> 369-384. (With Prof. Gerry Ferguson) |
| R | <ul style="list-style-type: none"> • “Emotions and the Veil of Voluntarism: The Loss of Judgment in Canadian Criminal Law” (2006) 51:1 <i>McGill Law Journal</i> 99-128. |
| R | <ul style="list-style-type: none"> • “Our Evolving Judicature: Security Certificates, Detention Review, and the Federal Courts” (2006) 39:1 <i>U.B.C. Law Review</i> 101-137. <ul style="list-style-type: none"> ○ Reproduced in G. Chandana, ed., <i>Habeas Corpus: Theory and Practice</i> (Hyderabad: The Icfai University Press, 2008) 44-88. |
| | <ul style="list-style-type: none"> • “Recent Development in Canadian Criminal Law” (2006) 30:2 <i>Criminal Law Journal</i> 100-114. (With Prof. Gerry Ferguson) |
| | <ul style="list-style-type: none"> • “Understanding Law and Religion as Culture: Making Room for Meaning in the Public Sphere.” (2006) 15:1 <i>Constitutional Forum constitutionnel</i> 15-22. |
| R | <ul style="list-style-type: none"> • “The Rule in Hodge’s Case: Rumours of its Death are Greatly Exaggerated.” (2005) 84:1 <i>Canadian Bar Review</i> 47-74. |
| | <ul style="list-style-type: none"> • “Criminal Appeals as Jury Control: An Anglo-Canadian Historical Perspective on the Rise of Criminal Appeals.” (2005) 10:1 <i>Canadian Criminal Law Review</i> 1-41. <ul style="list-style-type: none"> ○ Reproduced in part in John H. Langbein, Renée Lettow Lerner and Bruce P. Smith, eds., <i>History of the Common Law: The Development of Anglo-American Legal Institutions</i> (New York: Aspen Publishers, 2009) 703-05. |
| | <ul style="list-style-type: none"> • “Race and Erasure in <i>R. v. Mann</i>.” (2004) 21 <i>C.R.</i> (6th) 58-64. |
| | <ul style="list-style-type: none"> • “Peine Forte et Dure: Compelled Jury Trials and Legal Rights in Canada.” (2003) 48:2 <i>Criminal Law Quarterly</i> 205-248. |
| | <ul style="list-style-type: none"> • “Using the Charter to Cure Health Care: Panacea or Placebo?” (2003) 8:1 <i>Review of Constitutional Studies</i> 20-41. |

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| R | <ul style="list-style-type: none"> • “A Choice Among Values: Theoretical and Historical Perspectives on the Defence of Necessity.” (2003) 39:4 <i>Alberta Law Review</i> 848-863. |
| R | <ul style="list-style-type: none"> • “The Limits of Belief: Freedom of Religion, Secularism, and the Liberal State.” (2002) 17:1 <i>Canadian Journal of Law and Society</i> 39-68. |
| | <ul style="list-style-type: none"> • “Putting a Price on Dignity: The Problem of Costs in Charter Litigation.” (2002) 26:3 <i>Advocates’ Quarterly</i> 235-251. |
| | <ul style="list-style-type: none"> • “Using Statutory Measures to Redress Racism.” (2001) 24:4 <i>Advocates’ Quarterly</i> 449-466. |
| R | <ul style="list-style-type: none"> • “Reading in Colours: Highlighting for Active Reading in Religious Studies.” (2001) 4:1 <i>Teaching Theology and Religion</i> 27-31. (Co-authored with Dr. Stephen Engler) |
| R | <ul style="list-style-type: none"> • “Qohelet and the Exigencies of the Absurd.” (2001) 9:2 <i>Biblical Interpretation: A Journal of Contemporary Approaches</i> 141-179. |
| R | <ul style="list-style-type: none"> • “Picturing the Prophet: Focalization in the Book of Jonah.” (2000) 29:1 <i>Studies in Religion/Sciences Religieuses</i> 55-68. |
| R | <ul style="list-style-type: none"> • “Calvinism and the Problem of Suspense in the Pilgrims Progress.” (1998) 8 <i>Bunyan Studies: A Journal of Reformation and Nonconformist Culture</i> 28-35. |

Chapters in Books

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| | <ul style="list-style-type: none"> • “What Humility Isn’t: Responsibility and the Judicial Role” in Marcus Moore and Daniel Jutras, eds., <i>Canada’s Chief Justice: Beverley McLachlin’s Legacy of Law and Leadership</i> (Toronto: LexisNexis, 2018), 569-593. |
| R | <ul style="list-style-type: none"> • “Liberal Constitutionalism and the Unsettling of the Secular” in Rex Adhar, ed., <i>Research Handbook on Law and Religion</i> (Northampton, Mass: Edward Elgar, 2018), 198-220. |
| | <ul style="list-style-type: none"> • “Risk and the Role of the Judge: Lessons from Bail” in Benjamin L. Berger, Emma Cunliffe, and James Stribopoulos, eds., <i>To Ensure that Justice is Done: Essays in Memory of Marc Rosenberg</i> (Toronto: Thomson Reuters, 2017), 305-326. (with James Stribopoulos). |
| | <ul style="list-style-type: none"> • “Introduction to the Collection” in Benjamin L. Berger, Emma Cunliffe, and James Stribopoulos, eds., <i>To Ensure that Justice is Done: Essays in Memory of Marc Rosenberg</i> (Toronto: Thomson Reuters, 2017), 1-9 (with Emma Cunliffe and James Stribopoulos). |
| | <ul style="list-style-type: none"> • “Freedom of Religion” in Nathalie Des Rosiers, Patrick Macklem and Peter Oliver, eds., <i>Oxford Handbook of the Canadian Constitution</i> (Oxford: Oxford University Press, 2017) 755-776. |
| | <ul style="list-style-type: none"> • “Against Circumspection: Judges, Religious Symbols, and Signs of Moral Independence” in Benjamin L. Berger and Richard Moon, eds., <i>Religion and the Exercise of Public Authority</i> (London: Hart Publishing, 2016) 23-39. |

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| | <ul style="list-style-type: none"> • “Introduction: Religious Neutrality and the Exercise of Public Authority” in Benjamin L. Berger and Richard Moon, eds., <i>Religion and the Exercise of Public Authority</i> (London: Hart Publishing, 2016) 1-9. (With Richard Moon) |
| R | <ul style="list-style-type: none"> • “Poetry, Mercy, and the Phenomenology of Justice” in Ehud Ben Zvi, Claudia V. Camp, David M. Gunn and Aaron W. Hughes, eds., <i>Poets, Prophets, and Texts in Play: Studies in Biblical Poetry and Prophecy in Honour of Francis Landy</i> (London: T & T Clark, 2015) 175-190. |
| | <ul style="list-style-type: none"> • “Sentencing and the Salience of Pain and Hope” in Dwight Newman and Malcolm Thorburn, eds., <i>The Dignity of Law: The Legacy of Justice Louis LeBel</i> (Toronto: LexisNexis, 2015) 337-363. |
| | <ul style="list-style-type: none"> • “Constitutional Principles” in Markus Dubber and Tatjana Hoernle, eds., <i>Oxford Handbook of Criminal Law</i> (Oxford: Oxford University Press, 2014) 422-444. |
| R | <ul style="list-style-type: none"> • “Polygamy and the Predicament of Contemporary Criminal Law” in Gillian Calder and Lori Beaman, eds., <i>Polygamy's Rights and Wrongs? Perspectives on Harm, Family, and Law</i> (Vancouver: U.B.C. Press, 2014), 69-88. |
| R | <ul style="list-style-type: none"> • “The Aesthetics of Religious Freedom” in Winnifred Sullivan and Lori Beaman, eds., <i>Varieties of Religious Establishments</i> (Surrey and Burlington: Ashgate, 2013) 33-53. |
| | <ul style="list-style-type: none"> • “Mental Disorder and the Instability of Blame in the Criminal Law” in François Tanguay-Renaud and James Stribopoulos, eds. <i>Rethinking Criminal Law Theory: New Canadian Perspectives in the Philosophy of Domestic, Transnational, and International Criminal Law</i> (Oxford: Hart Publishing, 2012) 117-140. |
| | <ul style="list-style-type: none"> • “The Cultural Limits of Legal Tolerance” in Courtney Bender and Pamela E. Klassen, eds., <i>After Pluralism: Reimagining Religious Engagement</i> (New York: Columbia University Press, 2010) 98-126. [Revised version of article in <i>Canadian Journal of Law and Jurisprudence</i>] |
| | <ul style="list-style-type: none"> • Contributing Author for <i>McWilliams' Canadian Criminal Evidence</i>, 4th ed. by the Honourable Justice Casey Hill, David M. Tanovich, and Louis P. Strezos (Canada Law Book, 2007). <ul style="list-style-type: none"> ○ Author of Chapter 13: The Law of Privilege ○ Author of Chapter 14: Public Interest Immunity |
| | <ul style="list-style-type: none"> • “A Due Measure of Fear in Criminal Judgment” in Jamie Cameron ed., <i>Reflections on the Legacy of Bertha Wilson</i> (Toronto: LexisNexis, 2008), 161-192. [Reprinted from the <i>Supreme Court Law Review</i>] |
| | <ul style="list-style-type: none"> • “Law’s Religion: Rendering Culture” in Richard Moon ed., <i>Law and Religious Pluralism in Canada</i> (Vancouver: UBC Press, 2008), 264-296. [Revised version of article in the <i>Osgoode Hall Law Journal</i>] |
| R | <ul style="list-style-type: none"> • “Introduction: Does Law Matter? The New Colonial Legal History” in Hamar Foster, Benjamin L. Berger, and Andrew Buck, eds., <i>The Grand Experiment: Law and Legal Culture in British Settler Societies</i> (Vancouver: UBC Press, 2008), 1-12. (With Prof. Hamar Foster and A.R. Buck) |
| R | <ul style="list-style-type: none"> • “From Humble Prayers to Legal Demands: The Cowichan Petition of 1909 and the British Columbia Indian Land Question” in Hamar Foster, Benjamin L. Berger, and Andrew |

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| | Buck, eds., <i>The Grand Experiment: Law and Legal Culture in British Settler Societies</i> (Vancouver: UBC Press, 2008), 240-267. (With Prof. Hamar Foster) |
| | <ul style="list-style-type: none"> • “Moral Judgment, Criminal Law and the Constitutional Protection of Religion” in Jamie Cameron and James Stribopoulos, eds., <i>The Charter and Criminal Justice: Twenty-Five Years Later</i> (Toronto: LexisNexis Butterworths, 2008) 513-522. [Reprinted from the <i>Supreme Court Law Review</i>] |

Book Reviews and Review Essays

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| | <ul style="list-style-type: none"> • “Narratives of Self Government in Making the Case” (by Paul Kahn) (2017) 18:1 <i>Journal of Appellate Practice and Process</i> 89-103. |
| | <ul style="list-style-type: none"> • <i>Comparative Matters: The Renaissance of Comparative Constitutional Law</i> by Ran Hirschl (2015) 49:3 <i>Law & Society Review</i> 797-801. |
| | <ul style="list-style-type: none"> • <i>Arming and Disarming: A History of Gun Control in Canada</i> by R. Blake Brown (2013) 34:1 <i>For the Defence</i> 38-39. |
| | <ul style="list-style-type: none"> • <i>Colour Coded: A Legal History of Racism in Canada 1900-1950</i> by Constance Backhouse and “Race,” <i>Rights and the Law in the Supreme Court of Canada</i> by James W. St. G. Walker (2001) 28:3 <i>Osgoode Hall Law Journal</i> 519-529. |

Blog Postings

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| | <ul style="list-style-type: none"> • “Law’s Religion: An Introduction” in <i>The Immanent Frame: Secularism, Religion, and the Public Sphere</i>: https://perma.cc/VX3V-83TW |
| | <ul style="list-style-type: none"> • “The Pathologies of Religious Freedom” in <i>The Immanent Frame: Secularism, Religion, and the Public Sphere</i>: https://perma.cc/76CD-N6MC |
| | <ul style="list-style-type: none"> • “The Legal Unintelligibility of Prayer” in <i>Reverberations: New Directions in the Study of Prayer</i> (A SSRC Forum): https://perma.cc/6AKK-AA5Y |

Op-Eds

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| | <ul style="list-style-type: none"> • Benjamin Berger, “Why Quebec’s religious-symbols bill will fail”, <i>Globe and Mail</i> (16 May 2019, online: <www.theglobeandmail.com>. |
| | <ul style="list-style-type: none"> • Benjamin Berger & Lorne Sossin, “Exams Should Test Mental Ability, Not Mental Health”, <i>National Post</i> (22 August 2017, online: <nationalpost.com>. |
| | <ul style="list-style-type: none"> • Benjamin Berger, “Quebec Doesn’t Need a New Charter. It Got a Perfectly Good One in 1975”, <i>Globe and Mail</i> (19 September 2013), online: <www.theglobeandmail.com>. |
| | <ul style="list-style-type: none"> • Benjamin Berger & Sean Rehaag, “Stop Vilifying Roma Refugees”, <i>Toronto Star</i> (15 September 2012), online: <www.thestar.com>. |

Other Publications

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| <ul style="list-style-type: none"> • “Individualization and the Future of Sentencing.” (February 1, 2019) <i>Bartalk</i>, online: https://cbabc.org/BarTalk/Features/In-this-Issue/February-2019/Individualization-and-the-Future-of-Sentencing. |
| <ul style="list-style-type: none"> • “Inducing Fundamentalisms: Law as a Cultural Force in the Domain of Religion.” (2012) 9:3 <i>Canadian Diversity/Diversité Canadienne</i> 25-28. |
| <ul style="list-style-type: none"> • “Law, Community, and Religious Arbitration.” (2006) 44:1 <i>Outlook: Canada’s Progressive Jewish Magazine</i> 7-8. |
| <ul style="list-style-type: none"> • “Judicial Appointments and Our Changing Constitution.” (September 16, 2005) <i>The Lawyers’ Weekly</i> 3. |
| <ul style="list-style-type: none"> • “Trial By Metaphor: Rhetoric, Innovation, and the Juridical Text.” (2002) 39:3 <i>Court Review</i> 30-38. |
| <ul style="list-style-type: none"> • Contributor to <i>Anno Domini: Jesus Through the Centuries</i>, Exhibition Catalogue and Guide. David Goa, Linda Distad, and Matthew Wangler. <i>Provincial Museum of Alberta, Edmonton, Alberta</i> (Oct 2000–Jan 2001). |

Judicial Consideration of Scholarship

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| <ul style="list-style-type: none"> • “Risk and the Role of the Judge: Lessons from Bail” in Benjamin L. Berger, Emma Cunliffe, and James Stribopoulos, eds., <i>To Ensure that Justice is Done: Essays in Memory of Marc Rosenberg</i> (Toronto: Thomson Reuters, 2017), 305-326. (with James Stribopoulos). <ul style="list-style-type: none"> ○ <i>R v Tunney</i>, 2018 ONSC 961 at para 26. |
| <ul style="list-style-type: none"> • <i>Law’s Religion: Religious Difference and the Claims of Constitutionalism</i> (Toronto: University of Toronto Press, 2015). <ul style="list-style-type: none"> ○ <i>Law Society of British Columbia v Trinity Western University</i>, 2018 SCC 32 at para 264. ○ <i>ET v Hamilton-Wentworth District School Board</i>, 2017 ONCA 893 at para 79. |
| <ul style="list-style-type: none"> • “Sentencing and the Salience of Pain and Hope” (2015) 70 SCLR (2d). <ul style="list-style-type: none"> ○ <i>R v Chan</i>, 2019 ONSC 1400 ○ <i>R c Bissonnette</i>, 2019 CanLII 8627 (QCCS). ○ <i>R v Blanchard</i>, 2018 ABQB 205 at para 155. ○ <i>R v Klaus</i>, 2018 ABQB 97 at para 108. ○ <i>R v Sellars</i>, 2017 BCSC 2236 at paras 47-48. ○ <i>R v Young</i>, 2016 ONCJ 636 at 8. ○ <i>R v Smith</i>, 2016 ONCJ 62 at paras 28-33. |
| <ul style="list-style-type: none"> • “Religious Diversity, Education, and the ‘Crisis’ in State Neutrality” (2014) 29 CJLS 103. <ul style="list-style-type: none"> ○ <i>Loyola High School v Quebec (Attorney General)</i>, 2015 SCC 12 at para 48. |
| <ul style="list-style-type: none"> • “Reasoning with Inferences: Themes from Prior Consistent Statements and Trace Evidence” (2012) 92 CR (6th) 254. |

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| <ul style="list-style-type: none"> ○ <i>R v Kailayapillai</i>, 2013 ONCA 248 at para 57. ○ <i>R v Liard</i>, 2013 ONSC 5457 at para 323. |
| <ul style="list-style-type: none"> • “The Abiding Presence of Conscience: Criminal Justice Against the Law and the Modern Constitutional Imagination” (2011) 61 UTLJ 579. <ul style="list-style-type: none"> ○ <i>R v Simmonds</i>, 2018 BCCA 205 at para 17. ○ <i>R v Jenkins</i>, 2014 ONSC 3223 at para 34. |
| <ul style="list-style-type: none"> • “A More Lasting Comfort? The Politics of Minimum Sentences, The Rule of Law and <i>R. v. Ferguson</i>” (2009) 47 SCLR (2d) 101. <ul style="list-style-type: none"> ○ <i>R v Nur</i>, 2013 ONCA 677 at para 116. |
| <ul style="list-style-type: none"> • “The Reach of Rights in the Security State: Reflections on <i>Khadr v. Canada (Minister of Justice)</i>” (2008) 56 CR (6th) 268. <ul style="list-style-type: none"> ○ <i>R v Cech</i>, 2009 QCCS 1041 at paras 192-193. |
| <ul style="list-style-type: none"> • “Law’s Religion: Rendering Culture” (2007) 45:2 Osgoode Hall LJ 277. <ul style="list-style-type: none"> ○ <i>Zhang v Canada (Minister of Citizenship & Immigration)</i>, 2012 FC 503 at para 11. ○ <i>R v Kharaghani</i>, 2011 ONSC 836 at para 173. |
| <ul style="list-style-type: none"> • “Emotions and the Veil of Voluntarism: The Loss of Judgment in Canadian Criminal Law” (2006) 51:1 <i>McGill Law Journal</i> 99–128. <ul style="list-style-type: none"> ○ <i>R v Willis</i>, 2016 MBCA 113 at paras 99 and 126. |
| <ul style="list-style-type: none"> • “Criminal Appeals as Jury Control: An Anglo-Canadian Historical Perspective on the Rise of Criminal Appeals” (2006) 10 Can Crim L Rev 1. <ul style="list-style-type: none"> ○ <i>LSJPA — 151</i>, 2015 QCCA 35 at para 57. |
| <ul style="list-style-type: none"> • “The Rule in Hodge’s Case: Rumours of its Death are Greatly Exaggerated” (2005) 84:1 Can Bar Rev 47. <ul style="list-style-type: none"> ○ <i>R v Robinson</i>, 2017 BCCA 6. ○ <i>R v Villaroman</i>, 2016 SCC 33 at paras 27-29. ○ <i>R v Yeo</i>, 2016 PECA 5 at para 26. ○ <i>R v Griffin</i>, 2008 QCCA 824 at para 149. ○ <i>Harris v R</i>, 2008 QCCA 825 at para 149. |
| <ul style="list-style-type: none"> • “Race and Erasure in <i>R. v. Mann</i>” (2004) 21 CR (6th) 58. <ul style="list-style-type: none"> ○ <i>R v Synkiw</i>, 2010 SKPC 152 at para 55. ○ <i>R v Yeh</i>, 2009 SKCA 112 at para 146. ○ <i>R v Lessard</i>, 2007 QCCS 4793 at para 21. |
| <ul style="list-style-type: none"> • “Using the Charter to Cure Health Care: Panacea or Placebo?” (2003) 8:1 Rev Const Stud 20. <ul style="list-style-type: none"> ○ <i>Moore v British Columbia (Ministry of Education)</i>, 2008 BCSC 264 at para 111. |
| <ul style="list-style-type: none"> • “Peine Forte et Dure: Compelled Jury Trials and Legal Rights in Canada.” (2003) 48:2 <i>Criminal Law Quarterly</i> 205-248. <ul style="list-style-type: none"> ○ <i>Regis v R</i>, 2012 QCCS 4776 at para 33. |

Conferences, Workshops, and Colloquia Organized

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| <ul style="list-style-type: none"> • Osgoode Colloquium on Law, Religion & Social Thought <ul style="list-style-type: none"> ○ lrst.osgoode.yorku.ca ○ Convenor | 2011-Present |
| <ul style="list-style-type: none"> • Annual Osgoode Constitutional Cases Conference <ul style="list-style-type: none"> ○ Co-Chair | 2018 2017 2016 2015 2014 2013 2012 |
| <ul style="list-style-type: none"> • “Symposium in Honour of the Honorable Marc Rosenberg” <ul style="list-style-type: none"> ○ Co-Organized with the National Judicial Institute | September 2016 |
| <ul style="list-style-type: none"> • “Sites of Memory” <ul style="list-style-type: none"> ○ A collaboration between the Religion in the Public Sphere Initiative, University of Toronto, and the Osgoode Colloquium on Law, Religion & Social Thought | September 2016 |
| <ul style="list-style-type: none"> • “Religion and Public Authority in Canada” <ul style="list-style-type: none"> ○ Co-organized with Professor Richard Moon | November 2014 |
| <ul style="list-style-type: none"> • “Canada’s Rights Revolution: A Critical and Comparative Symposium on the Canadian <i>Charter</i>” <ul style="list-style-type: none"> ○ Co-organized with Professor Jamie Cameron | September 2012 |
| <ul style="list-style-type: none"> • “Criminal Justice and Legal Rights: Reflecting on 30 Years” <ul style="list-style-type: none"> ○ Co-chair ○ 15th Annual Constitutional Cases Conference, Osgoode Hall Law School | May 2012 |
| <ul style="list-style-type: none"> • Legal Consultation on Ontario Human Rights Commission Creed Policy <ul style="list-style-type: none"> ○ Co-organizer ○ Osgoode Hall Law School, in collaboration with the Ontario Human Rights Commission; the York Centre for Public Policy and Law; and the York Centre for Human Rights | March 2012 |

Memberships and Offices Held in Professional and Learned Societies

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| <ul style="list-style-type: none"> • Law Society of British Columbia <ul style="list-style-type: none"> ○ Barrister and Solicitor | 2010 – Present |
| <ul style="list-style-type: none"> • Law Society of Upper Canada <ul style="list-style-type: none"> ○ Barrister and Solicitor | 2009 – Present |

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| <ul style="list-style-type: none"> • Canadian Association of Law Teachers <ul style="list-style-type: none"> ○ Member | | 2004 – Present |
| <ul style="list-style-type: none"> • Canadian Law and Society Association <ul style="list-style-type: none"> ○ Member | | 2004 – Present |
| <ul style="list-style-type: none"> • Osgoode Society for Canadian Legal History <ul style="list-style-type: none"> ○ Member | | 2005 – Present |
| <ul style="list-style-type: none"> • Canadian Law and Society Association <ul style="list-style-type: none"> ○ Director At Large, Board (2009 – 2010) ○ Vice-President, Board (2010 – 2013) | | 2009 – 2013 |
| <ul style="list-style-type: none"> • Yale Law School Executive Committee <ul style="list-style-type: none"> ○ Member | | 2004 – 2010 |
| <ul style="list-style-type: none"> • Centre for Studies in Religion and Society, University of Victoria <ul style="list-style-type: none"> ○ Member | | 2004 – 2011 |
| <ul style="list-style-type: none"> • Consortium on Democratic Constitutionalism (DEMCON) <ul style="list-style-type: none"> ○ Member | | 2004 – 2011 |
| <ul style="list-style-type: none"> • Society for the Scientific Study of Religion <ul style="list-style-type: none"> ○ Member | | 2010 – 2012 |
| <ul style="list-style-type: none"> • International Association of Constitutional Law <ul style="list-style-type: none"> ○ Member | | 2010 – 2012 |
| <ul style="list-style-type: none"> • Association for the Study of Law, Culture, and the Humanities <ul style="list-style-type: none"> ○ Member | | 2005 – 2010 |
| <ul style="list-style-type: none"> • Review of Funding Proposals <ul style="list-style-type: none"> ○ SSHRC – External Reviewer for General Research Grant | | 2006, 2010, 2012, 2013 |

Papers, Lectures, and Addresses

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| <ul style="list-style-type: none"> • “Punishment, Suffering, and the Rule of Law” (Invited) <ul style="list-style-type: none"> ○ Chief Justice Thane A. Campbell Lectureship in the Law ○ Law Foundation of PEI and University of PEI ○ Charlottetown, PEI | | June 2019 |
| <ul style="list-style-type: none"> • “‘The interests of true equality’: Understanding the Intersection of Religious Freedom and Equality” (Invited) <ul style="list-style-type: none"> ○ Keynote at annual meeting of the Canadian Association of Statutory Human Rights Agencies ○ Charlottetown, PEI | | June 2019 |
| <ul style="list-style-type: none"> • “Free Speech and the (Canadian Legal) Academy” <ul style="list-style-type: none"> ○ Roundtable participant at Canadian Association of Law Teachers annual meeting ○ Vancouver, BC | | June 2019 |

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| <ul style="list-style-type: none"> • “Jury Nullification, Legal Pluralism, and Reconciliation” <ul style="list-style-type: none"> ○ Canadian Law and Society Association Annual Meeting ○ Vancouver, BC | | June 2019 |
| <ul style="list-style-type: none"> • “Our Shifting Understanding of Freedom of Religion” (Invited) <ul style="list-style-type: none"> ○ CBA Yukon Branch ○ Whitehorse, Yukon | | April 2019 |
| <ul style="list-style-type: none"> • Indigenous Rights, Sovereignty, and the Heart of Religious Freedom” (Invited) <ul style="list-style-type: none"> ○ Centre for Ethics, University of Toronto ○ Toronto, Ontario | | April 2019 |
| <ul style="list-style-type: none"> • “The Renaissance of Sovereignty in Freedom of Religion” (Invited) <ul style="list-style-type: none"> ○ Moritz College of Law, Centre for Interdisciplinary Law and Policy ○ Department for Comparative Studies; Centre for the Study of Religion; Centre for Ethnic Studies ○ The Ohio State University, Columbus, OH | | March 2019 |
| <ul style="list-style-type: none"> • “Indigeneity, Juridical Motion, and the Renaissance of Sovereignty in Freedom of Religion” (Invited) <ul style="list-style-type: none"> ○ Public Law Conference ○ Melbourne, Australia | | July 2018 |
| <ul style="list-style-type: none"> • “Authorship and Interpretation: Contemplative Insights for Constitutional Hermeneutics” <ul style="list-style-type: none"> ○ LSA & CLSA Joint Annual Meeting ○ Toronto, Ontario | | June 2018 |
| <ul style="list-style-type: none"> • “Wellness, Ethics, and Legal Education” <ul style="list-style-type: none"> ○ Canadian Association of Law Teachers Annual Conference ○ Queen’s University, Kingston, Ontario | | June 2018 |
| <ul style="list-style-type: none"> • “Religion and the Canadian Constitution: The Weight of History and the Future of Religious Freedom” (Invited) <ul style="list-style-type: none"> ○ Hugh H Ketcheson, QC, Memorial Lecture ○ Ministry of Attorney General, Government of Saskatchewan ○ Regina, Saskatchewan | | November 2018 |
| <ul style="list-style-type: none"> • “Assessing <i>Adler</i>: The Weight of Constitutional History and the Future of Religious Freedom” (Invited) <ul style="list-style-type: none"> ○ Asper Centre Constitutional Law Symposium for Canada’s Sesquicentennial ○ Toronto, Ontario | | October 2017 |
| <ul style="list-style-type: none"> • “What Does Religious Freedom Mean in the Canadian Context?” (Invited) <ul style="list-style-type: none"> ○ Canadian Institute for the Administration of Justice Annual Conference ○ Montreal, Quebec | | October 2017 |

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| <ul style="list-style-type: none"> • “What Impact does Law have on Religion?” (Invited) <ul style="list-style-type: none"> ○ Religion and Diversity Project Team Meeting ○ Ottawa, Ontario | | October 2017 |
| <ul style="list-style-type: none"> • “Sites of Pluralism: Religious Equality, the Individual and the Group” <ul style="list-style-type: none"> ○ American Sociological Association, Annual Meeting ○ Montreal, Quebec | | August 2017 |
| <ul style="list-style-type: none"> • “Mental Health, Law, and Legal Education” <ul style="list-style-type: none"> ○ With Lorne Sossin ○ XXXVth International Congress on Law and Mental Health ○ Prague, Czechia | | July 2017 |
| <ul style="list-style-type: none"> • “The Interpretive Burdens of the Past: Text, History and Hermeneutics in Law & Religion” (Invited) <ul style="list-style-type: none"> ○ Law and Religion Workshop ○ University of Edinburgh | | June 2017 |
| <ul style="list-style-type: none"> • “The Trouble with Binary Responsibility” (Invited) <ul style="list-style-type: none"> ○ Faculté de droit, Université Laval ○ Vers une Reeforem Leegislative en Droit Criminel: Deuxième Conférence Biennale sure le Droit Pénal | | May 2017 |
| <ul style="list-style-type: none"> • “Reasonable Doubt and Circumstantial Evidence: <i>R v Villaroman</i>” <ul style="list-style-type: none"> ○ The Law Society of Upper Canada ○ The Six-Minute Criminal Lawyer | | April 2017 |
| <ul style="list-style-type: none"> • “Law’s Religion: Religious Difference and the Claims of Constitutionalism” (Invited) <ul style="list-style-type: none"> ○ Faculty of Law, University of Ottawa ○ Public Law Group Speakers Series | | November 2016 |
| <ul style="list-style-type: none"> • “The TRC and Indigenizing the Teaching of Criminal Law” <ul style="list-style-type: none"> ○ Canadian Association of Law Teachers Annual Conference ○ University of Calgary | | May 2016 |
| <ul style="list-style-type: none"> • “Sovereignty, Religious Freedom, and Indigenous Rights: A Reflection” (Invited) <ul style="list-style-type: none"> ○ Workshop on “The Politics of Religious Freedom at Home and Abroad” ○ Northwestern University, Evanston | | May 2016 |
| <ul style="list-style-type: none"> • “Varieties of Religion: Perspectives from Multiple Sites” <ul style="list-style-type: none"> ○ Religion and Diversity Project Team Meeting ○ Montreal, Quebec | | May 2016 |
| <ul style="list-style-type: none"> • Discussant (Invited) <ul style="list-style-type: none"> ○ Workshop on Religious Education in a Democratic Society ○ McGill University | | January 2016 |

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| <ul style="list-style-type: none"> • “Law’s Religion: Religious Difference and the Claims of Constitutionalism” (Invited) <ul style="list-style-type: none"> ○ Faculty of Law, Queen’s University ○ Faculty Speaker series | | January 2016 |
| <ul style="list-style-type: none"> • “The Metastasization of Proportionality in Canadian Constitutional Law” (Invited) <ul style="list-style-type: none"> ○ Constitutional Law Conference 2015 ○ Centre for Comparative Constitutional Studies ○ University of Melbourne Law School | | July 2015 |
| <ul style="list-style-type: none"> • “Crises of Secularism, Crises of Constitutionalism?” (Invited) <ul style="list-style-type: none"> ○ Faculty Seminar Series ○ Centre for Comparative Constitutional Studies and the Australian Society of Legal Philosophy ○ University of Melbourne Law School | | July 2015 |
| <ul style="list-style-type: none"> • “Crises of Secularism, Crises of Constitutionalism?” (Invited) <ul style="list-style-type: none"> ○ Faculty Seminar Series ○ Faculty of Law, University of New South Wales | | July 2015 |
| <ul style="list-style-type: none"> • “Issues in Secularism and the ‘Secular’ State” (Invited) <ul style="list-style-type: none"> ○ "Religión en la esfera pública--Ley, derechos y la lucha por el cuerpo" (Religion in the Public Sphere--Law, Rights and the Struggle for the Body) ○ Hemispheric Institute, NYU ○ Held in Buenos Ares, Argentina | | June 2015 |
| <ul style="list-style-type: none"> • “Crises of Secularism, Crises of Constitutionalism: Tethered Fates?” (Invited) <ul style="list-style-type: none"> ○ Conference on “Constitutionalism in Crisis: Multiple Dimensions” ○ Halbert Centre for Canadian Studies, The Hebrew University of Jerusalem | | June 2015 |
| <ul style="list-style-type: none"> • “Religion, Education, and the ‘Crisis’ in State Neutrality” (Invited) <ul style="list-style-type: none"> ○ Faculty of Law, University of Alberta | | February, 2015 |
| <ul style="list-style-type: none"> • “Law’s Religion: Religious Difference and the Conceits of Constitutionalism” (Invited) <ul style="list-style-type: none"> ○ Department of Political Science Speaker Series on Religion, Law and Politics ○ Northwestern University | | February 2015 |
| <ul style="list-style-type: none"> • “Belonging to Law: Religious Difference, Secularism, and Civic Inclusion” (Invited) <ul style="list-style-type: none"> ○ Lansdowne Lecture ○ University of Victoria | | December 2014 |
| <ul style="list-style-type: none"> • “Epistemic Disorder in Contemporary Justice: What we see in the case of R. v. N.S.” <ul style="list-style-type: none"> ○ Canadian Association of Law and Society Annual Conference | | June 2014 |

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| <ul style="list-style-type: none"> ○ Winnipeg, MB | | |
| <ul style="list-style-type: none"> • “Building Negative Capability – The Task of Legal Education?” <ul style="list-style-type: none"> ○ Canadian Association of Law Teachers Annual Conference ○ Winnipeg, MB | | June 2014 |
| <ul style="list-style-type: none"> • “Faith in Sovereignty: Religion’s Role in the Politics of Canadian Federalism” <ul style="list-style-type: none"> ○ Centralismo o Secessione? Gli Stati decentrati di fronte alla crisi economica ○ Università di Bologna, Italy | | May 2014 |
| <ul style="list-style-type: none"> • “Secularism, Sovereignty, and Symbols: The Case of Quebec and its ‘Charter of Values’” (Invited) <ul style="list-style-type: none"> ○ Maurer School of Law ○ University of Indiana, Bloomington | | April 2014 |
| <ul style="list-style-type: none"> • “Sovereignty and Secularism/Quandaries of Belonging” (Invited) <ul style="list-style-type: none"> ○ Symposium on Religion & Politics – Hemispheric Institute of Performance and Politics ○ New York University, New York | | April 2014 |
| <ul style="list-style-type: none"> • Panel on “Religious Freedom and Religious Interventionism” (Invited) <ul style="list-style-type: none"> ○ International Studies Association Annual Meeting ○ Toronto, Ontario | | March 2014 |
| <ul style="list-style-type: none"> • “The Rule of Law and the Unruliness of Religion” (Invited) <ul style="list-style-type: none"> ○ Berkeley Center for the Study of Religion ○ University of California, Berkeley | | March 2014 |
| <ul style="list-style-type: none"> • “Religion, Education, and the ‘Crisis’ in State Neutrality” (Invited) <ul style="list-style-type: none"> ○ Constitutional Roundtable ○ Faculty of Law, University of Toronto | | January 2014 |
| <ul style="list-style-type: none"> • Religion, Education, and the ‘Crisis’ in State Neutrality” (Invited) <ul style="list-style-type: none"> ○ Senior Common Room Series ○ University College, University of Toronto | | November 2013 |
| <ul style="list-style-type: none"> • “Canada’s Evidence Revolution” (Invited, with the Hon. Ian Binnie) <ul style="list-style-type: none"> ○ Canadian Institute for the Administration of Justice Annual Meeting ○ Toronto, ON | | October 2013 |
| <ul style="list-style-type: none"> • “Religion, Education, and the ‘Crisis’ in State Neutrality” (Invited) <ul style="list-style-type: none"> ○ Religious Freedom and Education: A Pluralism, Religion, and Public Policy Symposium ○ Faculty of Religious Studies, McGill University | | October 2013 |

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| <ul style="list-style-type: none"> • “Educating Secularism: The Legal Status of State Education in the Management of Religious Diversity” <ul style="list-style-type: none"> ○ 2013 CLSA and LSAANZ Joint Annual Meetings ○ Faculty of Law, UBC | | July 2013 |
| <ul style="list-style-type: none"> • “Mental Disorder and the Instability of Blame in Criminal Law” <ul style="list-style-type: none"> ○ 2013 Michel Proulx Memorial Lecture in Criminal Law ○ Faculty of Law, McGill University | | April 2013 |
| <ul style="list-style-type: none"> • “Belonging to Law: Religious Diversity and the Conditions of Civic Inclusion” (Invited) <ul style="list-style-type: none"> ○ Invited by the Chaire de recherche du Canada sur les identités juridiques et culturelles nord-américaines et comparées ○ Université de Montréal, Quebec | | February 2012 |
| <ul style="list-style-type: none"> • “Belonging to Law: Religious Diversity and the Conditions of Civic Inclusion” <ul style="list-style-type: none"> ○ Socio-Legal Studies Lecture Series ○ York University, Toronto, Ontario | | October 2012 |
| <ul style="list-style-type: none"> • Annual Law and Religion Roundtable (Invited) <ul style="list-style-type: none"> ○ Harvard University | | June 2012 |
| <ul style="list-style-type: none"> • “Religious Legal Pluralism and Democratic Belonging” <ul style="list-style-type: none"> ○ International Conference on Law and Society ○ Honolulu, Hawaii | | June 2012 |
| <ul style="list-style-type: none"> • “Rights, Conscience, and the Project of Justice” (Invited) <ul style="list-style-type: none"> ○ Social Justice and Human Rights Workshop, Institute for Christian Studies ○ Toronto, Ontario | | April 2012 |
| <ul style="list-style-type: none"> • “Belonging to Law: Religious Diversity and the Conditions of Civic Inclusion” (Invited) <ul style="list-style-type: none"> ○ Workshop on “Civic Enculturation” ○ Institute for the Study of Culture, Religion, and World Affairs (CURA), Boston University, Boston, Mass | | April 2012 |
| <ul style="list-style-type: none"> • “Inducing Fundamentalisms: Law as a Cultural Force in the Domain of Religion” (Invited) <ul style="list-style-type: none"> ○ Ontario Human Rights Commission Workshop on Creed ○ Toronto, Ontario | | January 2012 |
| <ul style="list-style-type: none"> • “Competing Constitutional Narratives: The Case of Canada” (Invited) <ul style="list-style-type: none"> ○ Conference on Comparative Constitutional Cultures ○ European University Institute, Florence (remotely) | | January 2012 |
| <ul style="list-style-type: none"> • Roundtable on Collective Rights (Invited) <ul style="list-style-type: none"> ○ Faculty of Law, Western University | | January 2012 |

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| <ul style="list-style-type: none"> ○ London, ON | | |
| <ul style="list-style-type: none"> • “Trying Religion: Multiculturalism, Religion, and Law in Canada” (Invited) <ul style="list-style-type: none"> ○ Association for Canadian Studies and Canadian Ethnic Studies Association Annual Meeting ○ Ottawa, Ontario | | September 2011 |
| <ul style="list-style-type: none"> • “The Aesthetics of Religious Freedom” (Invited) <ul style="list-style-type: none"> ○ Workshop on “Varieties of Religious Establishment” ○ St. Thomas University, Fredericton, N.B. | | November 2010 |
| <ul style="list-style-type: none"> • “Mental Disorder and the Instability of Blame in the Criminal Law” <ul style="list-style-type: none"> ○ Workshop on “Rethinking Criminal Law Theory” ○ Osgoode Hall Law School, Toronto, ON | | September 2010 |
| <ul style="list-style-type: none"> • “What <i>R. v. Latimer</i> Tells us About our Constitutional Lives” <ul style="list-style-type: none"> ○ Canadian Law and Society Association Annual Meeting ○ Concordia University, Montreal, QC | | June 2010 |
| <ul style="list-style-type: none"> • “Mercy, Conscience, and Constitutionalism: Perspectives from the Criminal Law” <ul style="list-style-type: none"> ○ Canadian Law and Society Association Mid-Winter Meeting ○ York University, Toronto, ON | | February 2010 |
| <ul style="list-style-type: none"> • “The Abiding Presence of Conscience: Criminal Justice Against the Law and the Modern Constitutional Imagination” <ul style="list-style-type: none"> ○ International Workshop on Constitutionalism and the Criminal Law organized by the Faculties of Law at Tel Aviv University and the University of Toronto ○ University of Toronto, Toronto, ON | | September 2009 |
| <ul style="list-style-type: none"> • “A Symposium on Law and Suffering” <ul style="list-style-type: none"> ○ Chair and Presenter ○ Faculty of Law, University of Victoria, Victoria, BC | | August 2009 |
| <ul style="list-style-type: none"> • “The Adjudicative Challenges of Multiculturalism” <ul style="list-style-type: none"> ○ National Judicial Institute: Joint Court of Queen’s Bench of Manitoba and Court of Queen’s Bench for Saskatchewan Education Seminar ○ Onanole, MB | | June 2009 |
| <ul style="list-style-type: none"> • “Is Religious Multiculturalism a Noble Lie?” <ul style="list-style-type: none"> ○ Canadian Law and Society Association Annual Conference ○ Carleton University, Ottawa, Ontario | | May 2009 |
| <ul style="list-style-type: none"> • “Of Retribution and Restoration: Theories of Punishment at the B.C. Court of Appeal” <ul style="list-style-type: none"> ○ Canadian Law and Society Association Annual Conference ○ Carleton University, Ottawa, Ontario | | May 2009 |
| <ul style="list-style-type: none"> • “A More Lasting Comfort? The Politics of Minimum Sentences, the Rule of Law and <i>R. v. Ferguson</i>” | | April 2009 |

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| <ul style="list-style-type: none"> ○ 2008 Constitutional Cases Conference ○ Osgoode Hall Law School, Toronto, Ontario | | |
| <ul style="list-style-type: none"> • “Justice Against the Law: Compassion and the Exception in Modern Criminal Law” <ul style="list-style-type: none"> ○ Annual Meeting of the Association for the Study of Law, Culture and the Humanities ○ Suffolk Law School, Boston, Massachusetts | | April 2009 |
| <ul style="list-style-type: none"> • “The Cultural Limits of Legal Toleration” <ul style="list-style-type: none"> ○ Public Lecture for the Centre for Studies in Religion and Society, University of Victoria ○ Victoria, B.C. | | February 2009 |
| <ul style="list-style-type: none"> • “The Logic of Proportionality Review and the Criminal Law: Institutional and Cultural Perspectives” <ul style="list-style-type: none"> ○ International Workshop on Constitutionalism and the Criminal Law organized by the Faculties of Law at Tel Aviv University and the University of Toronto ○ Tel Aviv/Dead Sea, Israel | | December 2008 |
| <ul style="list-style-type: none"> • “The Adjudicative Challenges of Multiculturalism” <ul style="list-style-type: none"> ○ National Judicial Institute: Challenges of the Multicultural Courtroom: Essential Tools for Canadian Judges ○ Toronto, ON | | December 2008 |
| <ul style="list-style-type: none"> • “The Cultural Limits of Legal Toleration” <ul style="list-style-type: none"> ○ Canadian Law and Society Association/Law and Society Association General meeting ○ Montreal, QC | | May 2008 |
| <ul style="list-style-type: none"> • “The Cultural Limits of Legal Toleration” <ul style="list-style-type: none"> ○ Annual Meeting of the Association for the Study of Law, Culture and the Humanities ○ University of California, Berkeley | | March 2008 |
| <ul style="list-style-type: none"> • “The Cultural Limits of Legal Toleration” <ul style="list-style-type: none"> ○ Legal Theory Workshop ○ Faculty of Law, McGill University, Montreal, QC | | March 2008 |
| <ul style="list-style-type: none"> • Religion Through the Eyes of Canadian Constitutionalism <ul style="list-style-type: none"> ○ Faculty Workshop ○ School of Law, University College, Dublin, Ireland | | February 2008 |
| <ul style="list-style-type: none"> • Moral Judgment, Criminal Law, and the Constitutional Protection of Religion <ul style="list-style-type: none"> ○ Faculty and Public Presentation ○ School of Law, University of Limerick, Ireland | | February 2008 |
| <ul style="list-style-type: none"> • Moral Judgment, Criminal Law, and the Constitutional Protection of Religion <ul style="list-style-type: none"> ○ Canadian Junior Scholars' Conference ○ McGill University, Montreal, Quebec | | January 2008 |

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| <ul style="list-style-type: none"> • Dieu et Mon Droit: A Primer on Religious Conscience and the Rule of Law in Canada <ul style="list-style-type: none"> ○ National Judicial Institute: Emerging Issues Seminar ○ St. Andrew's, NB | | October 2007 |
| <ul style="list-style-type: none"> • Moral Judgment, Religious Freedom, and the Criminal Law <ul style="list-style-type: none"> ○ National conference on the Charter and Criminal Justice in Canada ○ Osgoode Hall Law School, Toronto, Ontario | | September 2007 |
| <ul style="list-style-type: none"> • Religion, the <i>Charter</i> and Cross-Cultural Encounter <ul style="list-style-type: none"> ○ Saskatchewan Institute of Public Policy, "A Living Tree: The Legacy of 1982 in Canada's Political Evolution" ○ Regina, Saskatchewan | | May 2007 |
| <ul style="list-style-type: none"> • The Cultural Limits of Legal Tolerance <ul style="list-style-type: none"> ○ Western Canada Emerging Scholars Incubator Workshop ○ University of British Columbia, Vancouver, BC | | April 2007 |
| <ul style="list-style-type: none"> • The Cultural Limits of Legal Tolerance <ul style="list-style-type: none"> ○ After Pluralism: Reimagining Models of Interreligious Engagement ○ University of Toronto | | March 2007 |
| <ul style="list-style-type: none"> • Law and Religion: Contemporary Issues for Legal Theory in Canada <ul style="list-style-type: none"> ○ Faculty of Law, University of Alberta ○ Edmonton, Alberta | | November 2006 |
| <ul style="list-style-type: none"> • On Democratic Norms in the Age of Terrorism and The Ideal of a Common Morality <ul style="list-style-type: none"> ○ SIAS Institute on "The Political: Law, Culture and Theology" ○ Berlin, Germany | | July 2006 |
| <ul style="list-style-type: none"> • Law's Religion: Rendering Culture <ul style="list-style-type: none"> ○ Law, Religion and Social Change International Conference, ANU ○ Canberra, ACT, Australia | | May 2006 |
| <ul style="list-style-type: none"> • Equality and the Shape of Constitutions: Perspectives on Legislative Rights from Canada and the US <ul style="list-style-type: none"> ○ Centre for Comparative Constitutional Studies ○ University of Melbourne, Melbourne, Australia | | May 2006 |
| <ul style="list-style-type: none"> • Law's Religion: Culture and Canadian Constitutionalism <ul style="list-style-type: none"> ○ Annual Meeting of the Association for the Study of Law, Culture and the Humanities ○ Syracuse, NY | | March 2006 |
| <ul style="list-style-type: none"> • The Cultural Challenge of Religious Freedom: Religious Conscience and Canadian Constitutionalism <ul style="list-style-type: none"> ○ UVic Dean's Lecture Series ○ Victoria, B.C. | | November 2005 |

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| <ul style="list-style-type: none"> • Canadian Constitutional Law as Culture <ul style="list-style-type: none"> ○ SIAS Institute on "The Political: Law, Culture and Theology" ○ Yale University, New Haven CT | | July 2005 |
| <ul style="list-style-type: none"> • Banished From Liberty's Temple: Sentencing Objectives and the Historical Construction of the Criminal <ul style="list-style-type: none"> ○ Canadian Law and Society Association Annual Conference ○ Harrison Hot Springs, BC | | June 2005 |
| <ul style="list-style-type: none"> • The Cultural Challenge of Canadian Constitutionalism <ul style="list-style-type: none"> ○ Canadian Association of Law Teachers Annual Conference ○ Vancouver, BC | | June 2005 |
| <ul style="list-style-type: none"> • Activism, Appointments and Decision-making at the Supreme Court of Canada <ul style="list-style-type: none"> ○ Probus Club, Victoria, Monthly Meeting ○ Victoria, BC | | June 2005 |
| <ul style="list-style-type: none"> • Reflections on Modern Constitutions, Emerging Democracies and the Rule of Law <ul style="list-style-type: none"> ○ World Federalists, Victoria Chapter - General Meeting ○ Victoria, BC | | May 2005 |
| <ul style="list-style-type: none"> • The Book of Job, Injustice, and the Precariousness of the Criminal Law <ul style="list-style-type: none"> ○ Annual Meeting of the Association for the Study of Law, Culture, and the Humanities ○ Austin, TX | | April 2005 |
| <ul style="list-style-type: none"> • Understanding Law as Culture: Making Room for Meaning in the Public Sphere <ul style="list-style-type: none"> ○ Conversations on Mars Hill: Lecture Series on the Intersection of Religion and Civil Life ○ Edmonton, AB | | December 2004 |

Peer Review

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| <ul style="list-style-type: none"> • Peer Review of Grant Applications <ul style="list-style-type: none"> ○ Social Sciences and Humanities Research Council ○ Israel Science Foundation • Peer Review of Book Manuscripts <ul style="list-style-type: none"> ○ Cambridge University Press ○ University of Toronto Press ○ University of Chicago Press ○ Osgoode Society for Canadian Legal History | | |
| <ul style="list-style-type: none"> • Peer Review of Journal Articles <ul style="list-style-type: none"> ○ Dalhousie Law Journal ○ Election Law Journal ○ Asian Journal of Comparative Law ○ University of Toronto Law Journal | | |

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| <ul style="list-style-type: none"> ○ Les Cahiers de Droit ○ New Criminal Law Review ○ Canadian Journal of Law and Society ○ Studies in Religion/Sciences Religieuses ○ Alberta Law Review ○ University of British Columbia Law Review ○ Saskatchewan Law Review ○ Review of Constitutional Studies ○ Queen’s Law Journal ○ Osgoode Hall Law Journal | | |
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Professional Service

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| <ul style="list-style-type: none"> • Expert Panel on Medical Assistance in Dying, Panel Member <ul style="list-style-type: none"> ○ Canadian Council of Academies | | 2017 – Present |
| <ul style="list-style-type: none"> • National Judicial Institute, Faculty Member <ul style="list-style-type: none"> ○ Participated in over 50 conferences, including <ul style="list-style-type: none"> ▪ National Criminal Law Conference ▪ National Evidence Workshop ▪ Newly Federally Appointed Judges Conference (with Canadian Institute for the Administration of Justice) ▪ National Family Law Seminar ▪ National Sentencing Seminar ▪ Judges and Jails: The Realities of Incarceration ▪ Atlantic Appellate Courts Seminar ▪ Court of Queen’s Bench of Manitoba Education Seminar ▪ Seminar on the Challenges of the Multicultural Courtroom: Essential Tools for Canadian Judges (National; Manitoba and Saskatchewan) ▪ Supreme Court of Newfoundland and Labrador Education Seminar ▪ Court of Appeal of New Brunswick Education Seminar ▪ Ontario Court of Justice West Regional Seminar ▪ Ontario Court of Justice East Regional Seminar ▪ Ontario Court of Justice Toronto Regional Seminar ▪ Emerging Issues: Judging in the Context of Diverse Faiths and Cultures ▪ Civil Evidence Technical Exchange: Canada-China Linkages Project | | 2006 – Present |
| <ul style="list-style-type: none"> • British Columbia Continuing Legal Education Society <ul style="list-style-type: none"> ○ Mastering Civil Evidence | | Spring 2010 |
| <ul style="list-style-type: none"> • Canadian Association for Provincial Court Judges, Consultant <ul style="list-style-type: none"> ○ Consultant on Website Project – Religion Chapter | | Spring 2006 |
| <ul style="list-style-type: none"> • Pro-Bono Legal Consultation on Cridge Park Homeless Issue | | 2005 – 2006 |

Advocacy

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| <ul style="list-style-type: none"> • Counsel for the Canadian Civil Liberties Association <ul style="list-style-type: none"> ○ Argued before the Supreme Court of Canada in the Matter of <i>R. v. Caron</i> ○ Co-counsel with Joseph J. Arvey, Q.C. | <p>April 2010</p> |
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Media Engagement (Since 2011)

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| <ul style="list-style-type: none"> • Nick Boisvert, "Church or illegal dispensary? Rastafarian confident his faith lets him exchange pot for donations" <i>CBC</i> (29 May 2019), online: <www.cbc.ca>. |
| <ul style="list-style-type: none"> • Maham Abedi, "Quebec is proposing a religious symbols ban. Law experts say it violates Charter rights" <i>Global News</i> (28 March 2019), online: <www.globalnews.ca>. |
| <ul style="list-style-type: none"> • CBC Sunday Edition with Michael Enright on the Notwithstanding Clause in Ontario and Quebec, (25 November 2018). |
| <ul style="list-style-type: none"> • Peter Goffin, "Court case illustrates issues when vulnerable witnesses can't testify", <i>Toronto Star</i> (22 June 2017), online: <www.thestar.com>. |
| <ul style="list-style-type: none"> • Sean Fine, "Chief Justice Beverley McLachlin to retire after decades of pushing boundaries", <i>Globe and Mail</i> (12 June 2017), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Sean Fine, "Supreme Court Rules Police Can Swab a Suspected Rapist Without a Warrant", <i>Globe and Mail</i> (23 June 2016), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Ashley Csanady, "Is Being a Vegan a Human Right? Advocates Claim Protection Under New Ontario Policy, but that wasn't the Point", <i>National Post</i> (5 February 2016), online: <www.nationalpost.com>. |
| <ul style="list-style-type: none"> • Samantha Craggs, "Grieving Family Trying to Ban a 'Victim Blaming' Murder Defence", <i>CBC News</i> (17 December 2015), online: <www.cbc.ca>. |
| <ul style="list-style-type: none"> • Ted Flett, "Are we Doing Enough to Optimize the Student Body's Mental Health?", <i>Canadian Lawyer Mag</i> (30 November 2015), online: <www.canadianlawyermag.com>. |
| <ul style="list-style-type: none"> • Sean Fine, "Stephen Harper's Accidental Legal Legacy", <i>Globe and Mail</i> (6 November 2015), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Sean Fine, "The laws of the land: From C-51 to physician-assisted dying, the new Liberal government wants to shape - and reshape - many of the laws that govern our day-to-day lives", <i>Globe and Mail</i> (24 October 2015), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • "Trudeau's First Challenges", <i>Globe and Mail</i> (23 October 2015), online: <www.theglobeandmail.com>. • Alyshah Hasham, "Justice is Blind when it comes to Canadian Jury Selection", <i>Toronto Star</i> (5 October 2015), online: <www.thestar.com>. |

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| <ul style="list-style-type: none"> • Tom Harpur, "Criminal Justice not that Just, or Humane", <i>Barrie Examiner</i> (15 September 2015), online: <www.thebarrieexaminer.com>. |
| <ul style="list-style-type: none"> • James Armstrong, "Could Court Decision Barring Prayer from Quebec Council Affect Parliament?", <i>Global News</i> (15 April 2015), online: <www.globalnews.ca>. |
| <ul style="list-style-type: none"> • Sean Fine, "Supreme Court to Rule on Mandatory Minimum Jail Terms for Gun Possession", <i>Globe and Mail</i> (14 April 2015), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • James Armstrong, "Unlikely Indiana-Style Religious Freedom Law could make it in Canada", <i>Global News</i> (31 March 2015), online: <www.globalnews.ca>. |
| <ul style="list-style-type: none"> • Patrick Cain, "Two Predictions about Friday's Quebec Gun Registry decision", <i>Global News</i> (26 March 2015), online: <www.globalnews.ca>. |
| <ul style="list-style-type: none"> • Mark Gollom, "Alain Philippon Phone Password Case: Powers of Border Agents and Police Differ", <i>CBC News</i> (6 March 2015), online: <www.cbc.ca>. |
| <ul style="list-style-type: none"> • Mia Rabson, "Life Sentence is Just that Under Bill", <i>Winnipeg Free Press</i> (5 March 2015), online: <www.winnipegfreepress.com>. |
| <ul style="list-style-type: none"> • "Harper Wants Life Sentences to be Life", <i>Chronicle – Herald</i> (5 March 2015). |
| <ul style="list-style-type: none"> • Paola Loriggio, "Harper's 'Life without Parole' Initiative a Political Move, Say Critics", <i>The Canadian Press</i> (4 March 2015), online: <www.nationalnewswatch.com>. |
| <ul style="list-style-type: none"> • CBC – Metro Morning, "Mobile Search" (12 December 2014), online: <http://www.cbc.ca/metromorning/episodes/2014/12/12/mobile-search/>. |
| <ul style="list-style-type: none"> • Erika Tucker, "What Rules Must Police follow to Search a Cellphone During Arrest?", <i>Global News</i> (11 December 2014), online: <www.globalnews.ca>. |
| <ul style="list-style-type: none"> • Sean Fine, "Police can Search Cellphones in Arrests without Warrant, Supreme Court Rules", <i>Globe and Mail</i> (11 December 2014), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • John Ivison, "Provinces Could Kill New Prostitution Law by Refusing to Enforce it", <i>National Post</i> (8 December 2014), online: <www.nationalpost.com>. |
| <ul style="list-style-type: none"> • Sean Fine, "Crown 'ups the ante' with Overcoming Resistance by Choking Charges Against Ghomeshi", <i>Globe and Mail</i> (26 November 2014), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Christopher Curti, "Ruling Shows 'Fix' was Premature, Legal Experts Say", <i>The Gazette</i> (14 November 2014), online: <www.montrealgazette.com>. |
| <ul style="list-style-type: none"> • Sean Fine, "Fairness for Victims Act Faces Major Constitutional Problem", <i>Globe and Mail</i> (2 September 2014), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Sean Fine, "Police Must Allow Hospitalized Drunk Drivers the Right to Seek Counsel: Supreme Court Rules", <i>Globe and Mail</i> (18 July 2014), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Erika Tucker, "What's the Best Way to Regulate Prostitution in Canada?", <i>Global News</i> (31 March 2014), online: <www.globalnews.ca>. |

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| <ul style="list-style-type: none"> • Sean Fine, “Supreme Court Rules that Law Cutting Success to Early Day Parole is Unconstitutional”, <i>Globe and Mail</i> (20 March 2014), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Sean Fine, “Supreme Court Halts use of Expert Opinions”, <i>Globe and Mail</i> (20 February 2014), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Sean Fine, “Supreme Court Hearing Thursday Pits Ottawa against Judges on Sentencing Law”, <i>Globe and Mail</i> (22 January 2014), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Erika Tucker, “What Canada’s Prostitution Laws could Look Like in 2015”, <i>Global News</i> (20 December 2013), online: <www.globalnews.ca>. |
| <ul style="list-style-type: none"> • Sean Fine, “Police Need Judge’s Specific Permission to Search Computers, Supreme Court Rules”, <i>Globe and Mail</i> (7 November 2013), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • “The Case of the Gene-Bearing Suspects”, <i>Globe and Mail</i> (11 October 2013), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Sean Fine, “Supreme Court Allows Wider use of Police ‘Sniffer Dogs’”, <i>Globe and Mail</i> (27 September 2013), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Sue Montgomery, “Proposal may not survive court challenges; Quebec could invoke notwithstanding clause if legislation gets shot down”, <i>The Gazette</i> (11 September 2013), online: <www.montrealgazette.com>. |
| <ul style="list-style-type: none"> • CTV News, “Supreme Court of Canada Rules on Niqabs” (20 December 2012), online: <http://www.ctvnews.ca/video?clipId=831343>. |
| <ul style="list-style-type: none"> • Megan O’Toole, “Man Appeals Robbery Conviction, Saying Toronto Police ‘Tortured’ Him”, <i>Globe and Mail</i> (23 May 2012), online: <www.theglobeandmail.com>. |
| <ul style="list-style-type: none"> • Tracey Tyler, “Should Judges Mix Courts with Religion?”, <i>Toronto Star</i> (13 September 2011), online: <www.thestar.com>. |
| <ul style="list-style-type: none"> • “Judge Blasts Niagara Police Officers, Chief of Police”, <i>Hamilton Spectator</i> (19 August 2011), online: <www.thespec.com>. |

Teaching Experience

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| <ul style="list-style-type: none"> • Criminal Law (First Year) <ul style="list-style-type: none"> ○ Lecture and Small Group ○ University of Victoria and Osgoode Hall Law School | 2004 – Present |
| <ul style="list-style-type: none"> • The Law of Evidence <ul style="list-style-type: none"> ○ Lecture ○ University of Victoria and Osgoode Hall Law School | 2005 – Present |
| <ul style="list-style-type: none"> • Law & Religion <ul style="list-style-type: none"> ○ Seminar ○ University of Victoria and Osgoode Hall Law School | 2008 – Present |

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| <ul style="list-style-type: none"> • Problems of Proof: Advanced Perspectives on the Law of Evidence <ul style="list-style-type: none"> ○ Graduate Seminar ○ Osgoode Hall Law School, Osgoode Professional Development | | 2014; 2016 |
| <ul style="list-style-type: none"> • Varieties of the Secular <ul style="list-style-type: none"> ○ Intensive Seminar ○ Monash University, Prato Campus | | 2013; 2014 |
| <ul style="list-style-type: none"> • Law in a Global Context <ul style="list-style-type: none"> ○ Graduate Study Group ○ Osgoode Hall Law School | | 2011 – 2012 |
| <ul style="list-style-type: none"> • Fundamental Freedoms (with Prof. Jamie Cameron) <ul style="list-style-type: none"> ○ Graduate Seminar ○ Osgoode Hall Law School, Osgoode Professional Development | | 2012 |
| <ul style="list-style-type: none"> • Civil Liberties and the <i>Charter</i> <ul style="list-style-type: none"> ○ Seminar ○ University of Victoria | | 2006; 2007 |
| <ul style="list-style-type: none"> • The Legal Process <ul style="list-style-type: none"> ○ Seminar ○ University of Victoria | | 2004 – 2011 |
| <ul style="list-style-type: none"> • Criminal Law Term (with Prof. Gerry Ferguson) <ul style="list-style-type: none"> ○ Intensive Program ○ University of Victoria | | Spring 2009 |
| <ul style="list-style-type: none"> • Civil Liberties and the <i>Charter</i> <ul style="list-style-type: none"> ○ University of Victoria | | 2006 – 2007 |

Graduate Supervision

(a) Supervisor

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| <ul style="list-style-type: none"> • Adelina Iftene, SSHRC Post-Doctoral Researcher <ul style="list-style-type: none"> ○ "Aging Prisoners in Canadian Penitentiaries: Challenges, Institutional Treatment, and the Law" ○ Tenure-Track Position Secured at Schulich School of Law, Dalhousie University | | 2015-2017 |
| <ul style="list-style-type: none"> • Dana Phillips, Ph.D., Law <ul style="list-style-type: none"> ○ "Evidence for Equality: Fact-finding in Canadian Public Interest Litigation Under s.7 of the <i>Charter</i>" | | 2016-Present |
| <ul style="list-style-type: none"> • Samane Hemat, Ph.D., Law <ul style="list-style-type: none"> ○ Indigenous Peoples, Religious Freedom Advocacy, and International Economic Development | | 2014-Present |

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| <ul style="list-style-type: none"> • Robert Boissonealt, LL.M. <ul style="list-style-type: none"> ○ Philosophical Justifications for Religious Freedom | | 2016-Present |
| <ul style="list-style-type: none"> • Venus Sayed, LL.M. <ul style="list-style-type: none"> ○ “Are Mandatory Minimums Curable? An Analysis of the ‘Safety Valve’ Approach” (2017-Present). | | 2017-Present |
| <ul style="list-style-type: none"> • Dana Phillips, LL.M. <ul style="list-style-type: none"> ○ “Let’s Talk About Sexual Assault: Investigation the Relationship Between Social and Legal Discourses” ○ Winner of the Faculty of Graduate Studies Master’s Thesis Prize | | 2014-2016 |
| <ul style="list-style-type: none"> • Jessica McKeachie, LL.M. <ul style="list-style-type: none"> ○ “Recovering the Promise of Public Truth: Juridification and the Loss of Public Purpose in Public Inquiries” | | 2012-2014 |
| <ul style="list-style-type: none"> • Heather Kuiper, LL.M <ul style="list-style-type: none"> ○ Major Research Paper on Equality and Philosophy of Law | | 2012-2013 |
| <ul style="list-style-type: none"> • Jeanette Gevikoglu, LL.M. <ul style="list-style-type: none"> ○ “Reconciling the Irreconcilable?: Indigenous Identity and the Criminal Justice System” | | 2010-2011 |
| <ul style="list-style-type: none"> • Geoffrey Conrad, LL.M. <ul style="list-style-type: none"> ○ “Exemplars or Exceptions: Imagining Constitutional Courts in a Religiously Diverse Society” ○ Winner of the Governor General’s Silver Medal for best Master’s thesis at the University of Victoria | | 2010-2011 |
| <ul style="list-style-type: none"> • Ilona Cairns, LL.M. <ul style="list-style-type: none"> ○ “Crimes of Equality: The Racial Profiling Paradox of Canada’s ‘War on Terror.’” ○ Now a Lecturer at the University of Aberdeen. | | 2008-2010 |

(b) Committee Member

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| <ul style="list-style-type: none"> • Faisal Kamal, Ph.D., Political Science, University of Toronto <ul style="list-style-type: none"> ○ “Religious Ontology and Legal Semantics” | | 2017-Present |
| <ul style="list-style-type: none"> • Yael Machtiger, Ph.D., Socio-Legal Studies, York University <ul style="list-style-type: none"> ○ “Sounds of Silence: A Comparative Socio-Legal Examination of Get (Jewish divorce) Refusal” | | 2011-2017 |
| <ul style="list-style-type: none"> • Christopher Sewrattan, LL.M <ul style="list-style-type: none"> ○ “Lost in translation? The difference between the hearsay rule’s historical rationale and practical application” | | 2015-2016 |
| <ul style="list-style-type: none"> • Sarah-Jane Nussbaum, Ph.D., Law <ul style="list-style-type: none"> ○ Philosophical Approaches to Criminal Law | | 2016-Present |
| <ul style="list-style-type: none"> • Klodian Rado, Ph.D., Law | | 2014-2018 |

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| <ul style="list-style-type: none"> ○ Judicial Globalization and the Supreme Court of Canada | | |
| <ul style="list-style-type: none"> • Domingo Lovera, Ph.D., Law <ul style="list-style-type: none"> ○ Protest as Constitutional Interpretation | | 2013-Present |

Administrative Contributions to the Law School and University

2018-2019 (Administrative Leave following completion of ADS duties)

- Chair, Priorities and Finance Committee
- Director of the Professional LLM in Criminal Law and Procedure
- Post Awards Committee (York University)

2017-2018

- Associate Dean (Students)
 - Ex-Officio: Academic Policy and Planning Committee; Academic Standing Committee; Admissions Committee; Equality Committee; Faculty Clerkship Advisor; Flex-Time JD Working Group; Standing Committee on Teaching and Learning
- Member of Ad-Hoc Legal Education Working Group
- Director of the Professional LLM in Criminal Law and Procedure

2016-2017

- Associate Dean (Students)
 - Ex-Officio: Academic Policy and Planning Committee; Academic Standing Committee; Admissions Committee; Equality Committee; Faculty Clerkship Advisor; Flex-Time JD Working Group; Standing Committee on Teaching and Learning
- Member of Ad-Hoc Legal Education Working Group
- Director of the Professional LLM in Criminal Law and Procedure

2015-2016

- Associate Dean (Students)
 - ex officio: Academic Policy and Planning Committee; Academic Standing Committee; Admissions Committee; Equality Committee; Standing Committee on Teaching and Learning
- Member of Ad-Hoc Legal Education Working Group
- Director of the Professional LLM in Criminal Law and Procedure

2014-2015

- Chair of Admissions Committee
- Faculty Recruitment Committee
- OHFA Grievance Advisory Committee

- Director of Professional LLM in Criminal Law and Procedure

2012-2013

- Faculty Clerkship Coordinator
- Admissions Committee
- OHFA Bargaining Committee
- Tenure and Promotions Adjudicating Committee

2011-2012

- Faculty Clerkship Coordinator
- Admissions Committee
- Tenure and Promotions Adjudicating Committee

2010-2011 (University of Victoria)

- Co-Director of Legal Process
- Faculty Clerkship Advisor
- Faculty Graduate Studies Advisor
- Admission Committee Member
- J.I.D. Program Committee
- L.R.W. Moot Judge
- Faculty Advisor to Student Group (Law For All)
- Senate Committee on Academic Standards (Faculty of Graduate Studies Representative, UVic)
- Senate Committee on Academic Standards Percentage Grading Sub-Committee (Faculty of Graduate Studies Representative, UVic)
- Religious Studies Major Program Committee (UVic)
- Ring Editorial Advisory Board (UVic)

2009-2010 (University of Victoria)

- Faculty Clerkship Advisor
- Admission Committee Member
- Author of Open Memo for LRW
- Chair – Humanitarian Award Committee
- B.I.L. Program Committee
- Faculty Advisor – Dean’s Advisory Council on Ethnicity and Culture
- Faculty Advisor to Student Group (Law For All)
- Religious Studies Major Program Committee (UVic)
- Ring Editorial Advisory Board (UVic)

2008-2009 (University of Victoria)

- Compensation and Benefits Committee, Faculty Association (UVic)
- Ring Editorial Advisory Board (UVic)
- Program Committee, Centre for Studies and Religion and Society (UVic)

2007-2008 (University of Victoria)

- Admissions Committee (Fall Only)
- Faculty Advisory Committee (Appointments)
- Faculty Clerkship Advisor
- Faculty Coach of the Gale Moot Team
- Faculty Co-Advisor to the Dean’s Advisory Committee on Ethnicity and Culture
- Faculty Advisor to Student Group (Law for All)
- Ring Editorial Advisory Board (UVic)
- Program Committee, Centre for Studies and Religion and Society (UVic)
- Task Force on Mandatory Retirement, Faculty Association (UVic)
- Director Search Committee, Centre for Studies in Religion and Society (UVic)

2006-2007 (University of Victoria)

- Faculty of Law Humanitarian Award Committee
- Faculty Clerkship Advisor
- Faculty Coach of the Gale Moot Team
- Faculty Coordinator: ABA Negotiation Competition
- Faculty Advisor to the Dean’s Advisory Committee on Ethnicity and Culture
- Faculty Advisor to Student Group (Law For All)
- Faculty Advisor to Student Group (Criminal Law Club)
- Program Committee, Centre for Studies and Religion and Society (UVic)

2005-2006 (University of Victoria)

- Faculty of Law Curriculum Committee
- Faculty of Law First Year Curriculum Review Working Group
- Faculty of Law Reappointment, Promotion and Tenure Committee
- Faculty Clerkship Advisor
- Faculty Coach of the Gale Moot Team
- Faculty Coordinator: ABA Negotiation Competition
- Faculty Advisor to Student Group (Law For All)
- Faculty Advisor to Student Group (Women and Constitution Building)
- Faculty Advisor to Student Group (Wrongful Convictions)
- Assigned Author for First Year LRW Open Memo
- Program Committee, Centre for Studies and Religion and Society (UVic)

Service to the Other Professions

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| <ul style="list-style-type: none"> • Law Society Tribunal <ul style="list-style-type: none"> ○ Presentation: A Primer on the Law of Evidence | | 2018 |
| <ul style="list-style-type: none"> • Society of Ontario Adjudicators and Regulators | | 2012-Present (Yearly) |

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| <ul style="list-style-type: none"> ○ Presentation: Principles of Evidence for Administrative Decision-Makers | | |
| <ul style="list-style-type: none"> • College of Physicians and Surgeons of Ontario, Discipline Committee <ul style="list-style-type: none"> ○ Presentation: A Primer on the Law of Evidence | | 2012 |

Volunteer Community Activities

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| <ul style="list-style-type: none"> • Ontario Justice Education Network (OJEN) <ul style="list-style-type: none"> ○ Speaker | | 2012-Present |
| <ul style="list-style-type: none"> • Law in Action within Schools (LAWS) <ul style="list-style-type: none"> ○ Speaker in High School Classes | | 2012-Present |
| <ul style="list-style-type: none"> • The Walrus Magazine <ul style="list-style-type: none"> ○ Member of the Educational Review Committee | | 2010-Present |
| <ul style="list-style-type: none"> • Constitutional Faith: Charter Rights and Religion in Canada <ul style="list-style-type: none"> ○ Taught a 6 week community course for community members in Toronto ○ Offered by The Noor Centre, Congregation Emanu-El, and Emannuel College (UofT) | | Spring 2013 |
| <ul style="list-style-type: none"> • Congregation Emanu-El <ul style="list-style-type: none"> ○ Membership Committee Chair and Member of the Board of Directors | | 2009 – 2011 |
| <ul style="list-style-type: none"> • Victoria Restorative Justice Society <ul style="list-style-type: none"> ○ Co-Chair ○ Board Member | | 2008 – 2011 |

Community Presentations

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| <ul style="list-style-type: none"> • “Our Shifting Understanding of Freedom of Religion” <ul style="list-style-type: none"> ○ Aga Khan Ismaili National Conciliation and Arbitration Board | | April 26, 2019 |
| <ul style="list-style-type: none"> • “Faith and the Law” <ul style="list-style-type: none"> ○ 2018 Ismaili Centre Conversation Series, “Who are We, Where are We Headed?” ○ Other series speakers: John Ralston Saul, Abdallah Daar | | October 13, 2018 |
| <ul style="list-style-type: none"> • “Freedom of Religion” <ul style="list-style-type: none"> ○ Law Today Series, Georgian Lifelong Learning Institute | | May 4, 2018 |
| <ul style="list-style-type: none"> • “Introduction to the Law of Evidence” | | August 4, 2016 |

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| <ul style="list-style-type: none"> ○ Presentation to high school students taking part in Ontario Justice Education Network (OJEN) Summer Law Institute | | |
| <ul style="list-style-type: none"> • “Introduction to the Law of Evidence” <ul style="list-style-type: none"> ○ Presentation to high school students taking part in Ontario Justice Education Network (OJEN) Summer Law Institute | | August 25, 2015 |
| <ul style="list-style-type: none"> • Presenter <ul style="list-style-type: none"> ○ METRAC forum on Bill S-7, the “Zero Tolerance for Barbaric Cultural Practices Act” | | April 15, 2015 |
| <ul style="list-style-type: none"> • “Confounding Secularism” <ul style="list-style-type: none"> ○ Presentation at “Reflections on Religion, Equality, and Women’s Rights” Symposium ○ LEAF | | January 30, 2015 |
| <ul style="list-style-type: none"> • “Storytelling and the Laws of Evidence” <ul style="list-style-type: none"> ○ Presentation to Grade 11 English Class on the Laws of Evidence, CW Jefferys Collegiate Institute ○ LAWS Program | | December 8, 2014 |
| <ul style="list-style-type: none"> • “Secularism and Sovereignty in Canada: Law, Religion, and Politics from the Origins of the Nation to the ‘Charter of Values’” <ul style="list-style-type: none"> ○ York Circle Presentation for York University | | September 20, 2014 |
| <ul style="list-style-type: none"> • Distinguished Speakers’ Series panel on the Quebec <i>Charter</i> <ul style="list-style-type: none"> ○ Osgoode Hall Law School, York University | | October 23, 2014 |
| <ul style="list-style-type: none"> • “Consent and Disclosure: A Discussion of <i>R. v. Mabior</i>” <ul style="list-style-type: none"> ○ Presentation organized by Osgoode Hall Law School Legal & Literary Society | | October 17, 2012 |
| <ul style="list-style-type: none"> • The Law of Search and Seizure in Canada: Foundational Principles and Contemporary Challenges <ul style="list-style-type: none"> ○ Presentation to Brentwood College School (students in grades 10-12) | | April 7, 2009 |
| <ul style="list-style-type: none"> • Community Forum on the Tent City Decision <ul style="list-style-type: none"> ○ Panelist commenting on <i>Victoria v. Adams</i> for audience of local community and university students. | | November 17, 2008 |
| <ul style="list-style-type: none"> • A Brief Introduction to Law: The Case of Assault and <i>R. v. Bertuzzi</i> <ul style="list-style-type: none"> ○ Delivered to the Aboriginal Student Mini-University Summer Camp | | Summer 2008 Summer 2007 Summer 2006 Summer 2004 |
| <ul style="list-style-type: none"> • Conference on Terrorism and Security Certificates <ul style="list-style-type: none"> ○ Moderator for UVic International and Human Rights Law Association Event | | March 3, 2007 |
| <ul style="list-style-type: none"> • <i>Dieu et Mon Droit</i>: A Primer on Religious Conscience and the Rule of Law | | Spring 2007 |

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| <ul style="list-style-type: none"> ○ Delivered to the Victoria Secular Humanist Society | | |
| <ul style="list-style-type: none"> • Due Process in the Canadian Criminal Justice System <ul style="list-style-type: none"> ○ Delivered to the Deputy Director General and Delegates of the Wuhan Public Security Bureau, People's Republic of China | | Summer 2006 |
| <ul style="list-style-type: none"> • Harm, Morality and the Limits of Criminal Law <ul style="list-style-type: none"> ○ UVic Speaker's Bureau ○ Presented to the Inmates of William Head Penitentiary | | Summer 2006 |
| <ul style="list-style-type: none"> • The Path to Law School <ul style="list-style-type: none"> ○ Presented to the Conference of Secondary School Counselors ○ UVic Recruitment Services | | Spring 2006 |
| <ul style="list-style-type: none"> • The Cultural Challenge of Religious Freedoms <ul style="list-style-type: none"> ○ Presented to the Jewish Community Centre of Victoria ○ UVic Speaker's Bureau | | Spring 2006 |
| <ul style="list-style-type: none"> • Due Process in the Canadian Criminal Justice System <ul style="list-style-type: none"> ○ Delivered to the Deputy Director General and Delegates of the Wuhan Public Security Bureau, People's Republic of China | | Spring 2006 |
| <ul style="list-style-type: none"> • The Cultural Challenge of Religious Freedoms <ul style="list-style-type: none"> ○ Presented to the Victoria Secular Humanist Association ○ UVic Speaker's Bureau | | Fall 2005 |
| <ul style="list-style-type: none"> • Participant in a "Teach-In" on the Idea of the Passive Citizen <ul style="list-style-type: none"> ○ UVic Political Science Students' Association | | Fall 2005 |
| <ul style="list-style-type: none"> • The Rationale and Merits of S.T.V. <ul style="list-style-type: none"> ○ Presented to the Community Forum on Electoral Reform arranged by the Environmental Law Club | | Spring 2005 |
| <ul style="list-style-type: none"> • Participant in a "Teach-In" on Terrorism and Civil Liberties <ul style="list-style-type: none"> ○ UVic Political Science Students' Association | | Spring 2005 |
| <ul style="list-style-type: none"> • Due Process in the Canadian Criminal Justice System <ul style="list-style-type: none"> ○ Delivered to the Deputy Director General and Delegates of the Wuhan Public Security Bureau, People's Republic of China | | Fall 2004 |