Windsor Law
Advocacy and Mooting Program

At Windsor Law, experiential learning is a key component of your legal education. The Windsor Law Advocacy and Mooting Program (AMP) exposes students to a variety of mock advocacy competitions including mooting (appellate advocacy), mock trial competitions, and mock mediation, client counseling and negotiation competitions. Windsor Law competes in different competitions each year. Please contact Ms. Brittney Murdock (lawmoots@uwindsor.ca) for more information about AMP.

Application Information

The process for applying to the Windsor Law Advocacy and Mooting Program is as follows:

1. Applications are due no later than **12:00 pm on Friday, September 6th, 2019**.
   - Students will submit their **2019-2020 Moot Application** online via the Law Moots website: [http://www.uwindsor.ca/law/1288/moots](http://www.uwindsor.ca/law/1288/moots).
   - For-credit moots will be applied for collectively within one application.
   - Non-credit moots will maintain their own applications. Refer online for instructions on the application processes for these moots.
   - All moot applications will require a cover letter, resume, unofficial transcripts and record of current courses. Please see each moot application for additional information.

2. Each application is sent to the coaches for their review and consideration.

3. In light of the highly competitive applications received, the call back date and time has been set for **Friday, September 13th, beginning at 9:00 am**. This will allow coaches who wish to do so, the opportunity to interview applicants before selecting a team. In exceptional circumstances, coaches of a particular advocacy competition may need to contact applicants before September 14th.
   - All team members will receive their "offers" on the same day, by email, in staggered intervals.
   - The first round of offers begins at **9:00 am** - team members will have until **11:00 am** to accept or decline.
   - The second round of offers begins at **11:00 am** - team members will have until **1:00 pm** to accept or decline.
   - The third and final round of offers will begin at **1:00 pm** and end at **3:00 pm** that day.

Coaches may decide to hold interviews, trials or some other selection process before finalizing a team. These processes can be held anytime between September 10th and September 13th. In some instances, therefore, final offers may not be made, and a team may not be finalized until after September 14th.

Coaches reserve the right to determine if Windsor Law will not participate in a given moot competition this year.
Credit Information

Students may obtain credit for participating in certain moot competitions. Not all moot competitions provide for academic credit.

In planning a timetable, students should keep in mind that there is no guarantee that they will be selected for a moot competition. Therefore, a student should register in a full slate of courses, one of which may be dropped if the student is selected for a moot team.

More Information

Students are not permitted to moot in the same moot twice save in exceptional circumstances. The arbiter of "exceptional circumstances" is the Associate Dean who, in deciding the issue, must consult with the coach/supervisor of the moot in question. Moreover, for practical reasons, any student who, in exceptional circumstances, is given permission to moot a second time, must receive permission in advance of the selection round so that this information may be relayed to the selectors.

The usual University rules regarding plagiarism apply to the written work. Plagiarism may result in disqualification of the team and disciplinary action will be brought against any student who violates this rule.
2019-2020 Moot Offerings

Currently offered moots will be applied for within one online application. A personalised cover letter will need to be submitted for each mooting competition you choose to apply for, so please have all materials ready to ensure a simple application process. All supporting documents must be in PDF file format. The mooting online application can be accessed via the AMP website. Please consult each moot description carefully for any specific instructions and/or application requirements.

Aboriginal Moot (Kawaskimhon)

Course Credits: 4
Competitors: 4
Coach: Beverly Jacobs
Date: TBA
Location: TBA

The Aboriginal Moot is a national moot held every year at a different place in Canada. It focuses on Aboriginal Law issues. The Kawaskimhon National Aboriginal Moot is open to Aboriginal and non-Aboriginal students. Kawaskimhon means “Speaking with Knowledge”. The Moot may involve the use of a talking circle or other indigenous processes to resolve the legal issues that arise from the selected topic. It usually involves a presentation of a 20-minute argument and consensus building. The host school decides the moot format. The preparation of a factum will be required from each team. This event is a two-day forum. On the first day participants present oral arguments based on written submitted factums or other legal documents. At the end of the first day, the host law school prepares a cultural night, which usually includes a banquet, singers, and dancers. Kawaskimhon participants are required to work toward reaching consensus on the mooted problems or issues by the end of the second day. Previous moots have addressed band membership rights, territorial overlaps, the effects of hydro projects on Indigenous lands and territories, Métis rights and Aboriginal heritage.

Arnup Cup Trial Advocacy Competition

Course Credits: 4
Competitors: 2
Coaches: Jayme Lesperance and Bryan Pillion
Date: Arnup – February, 2020
Sopinka – March, 2020
Location: Arnup – Toronto, ON
Sopinka – Ottawa, ON

The Arnup Cup is an annual trial advocacy competition for Ontario law schools, organized by The Advocates’ Society and generously sponsored by WeirFoulds LLP. The Cup bears the name of the Honourable John D. Arnup, O.C., Q.C., who for many years sat as a distinguished member of the Court of Appeal for Ontario following a career as one of Canada’s finest litigation counsel. The Arnup Cup involves two-person teams from each of the six Ontario law schools (Osgoode, Ottawa, Toronto, Western, Windsor and Queen’s). This moot involves a judge and jury trial scenario in which each team examines and cross-examines witnesses, deals with evidentiary and procedural issues, and addresses the jury (opening and closing). The panel of jurors consists of
members of the Advocates Society who act as assessors of the students. The competition usually alternates each year between civil and criminal trials and is regularly held at an Ontario Law School. The winners advance to the Sopinka Cup, to be held in Ottawa.

For more information: https://www.advocates.ca/TAS/Professional_Development/Moots/TAS/Professional_Development/Moots.aspx?hkey=176fcbc0-6402-4c6b-8eb1-54c5745172a6

BLG/Cavalluzzo Labour Moot (not-for-credit)

Course Credits: None
Coach: Kendall McKinney
Competitors: 6
Date: October, 2019
Location: University of Western Law, London, ON
Application Requirements: This moot has a short turn around and duration, as Mooters typically have only 2-3 weeks to prepare in late September-early October.

The annual BLG/Cavalluzzo Labour and Employment Law Oral Advocacy Competition moot is organized by the University of Western Ontario Law School, sponsored by leading management-side firm Borden Ladner Gervais (BLG), and leading union-side firm Cavalluzzo. The moot is held at the University of Western Ontario’s Faculty of Law, in late October or early November, and senior lawyers from both firms act as judges.

For the last few years, Western has kindly invited Windsor to participate in the moot. The moot is organized as follows: Twelve teams of two students moot against each other in a preliminary round, representing either union or management-side. This year Windsor will send three teams of two, while the rest of the teams are composed of Western students. Some teams will argue for management, some for the union.

The moot problem is generally released at the end of September, and practices will start shortly thereafter. There is therefore only a short period of time in which to prepare for this moot. The chosen moot problem typically relates to current issues in labour, employment and/or human rights law. The best employer-side and employee-side teams are selected by the judges from the firms to compete in the championship round.

No factum or written documentation is required for this moot, which instead focuses on analytical and oral advocacy skills. It has the added benefit of allowing students interested in labour, employment and human rights law to demonstrate their skills to lawyers from the field’s most prominent law firms. Students with some background in labour law, employment law, and human rights law will have priority in Mooter selection.

Bowman National Tax Moot (Donald G.)

Course Credits: 4
Competitors: 4
Coach: Marcela Aroca
Date: March, 2020
Location: Toronto, ON
The Donald G. Bowman National Tax Moot is named after the Honourable Donald G. Bowman, former Chief Justice of the Tax Court of Canada. The Moot was founded by Professor Emir Aly Crowne-Mohammed and Professor John Weir, both of the University of Windsor. The Moot is an appellate level moot that gives law students a chance to take part in a simulated tax court proceeding. It is held annually at the Tax Court facilities at 130 Queen Street West in Toronto.

For more information: [http://www.bowmantaxmoot.com](http://www.bowmantaxmoot.com)

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**Canadian Client Consultation Competition**

**Course Credits:** 4  
**Competitors:** 2  
**Coaches:** Sharon Murphy and Ashley Lavigne  
**Date:** March, 2020  
**Location:** TBD

The Canadian Client Consultation Competition simulates a law office consultation in which two law students, acting as lawyers, are presented with a client matter. The students are given a brief written memorandum that identifies the general nature of the client’s problem before the interviews are held. The students conduct an interview with a person playing the role of the client. Students are expected to elicit the relevant information from the client, explain the relevant laws, present the client with their options, and assist the client to select their preferred resolution. The interview with the client is then followed by a post-consultation period during which the students analyze the interview and discuss the work to be undertaken. The interview and post-consultation period last a total of 45 minutes. The students are evaluated against specific criteria that emphasize the use of listening, questioning, planning, and analytical skills in a lawyer/client interview.

For more information: [www.clientconsultationcomp.ca](http://www.clientconsultationcomp.ca)

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**Canadian Competition Law Moot**

**Course Credits:** 4  
**Competitors:** 4  
**Coach:** [Emrys Davis](mailto:Emrys.Davis@bennettjones.com) (Partner, Bennett Jones LLP)  
**Date:** March 27-28, 2020  
**Location:** Federal Court of Canada, Toronto, ON

The Canadian Competition Law Moot is an appellate level moot that provides Canadian law students with an exceptional opportunity to tackle timely, complex civil or criminal issues in a growing field of business law that strives to balance private economic incentives with the public interest. It is a relatively new moot in a growing field of legal practice that brings together complex public interest issues such as economics and economic growth, consumer protection, privacy, innovation, intellectual property and international trade. Competition law is an increasingly high profile practice area in Canada, and indeed across the globe.

The moot is organized by the Competition Bureau, the Competition Tribunal, and the Canadian Bar Association (Competition Law Section). The moot is also supported by the vast majority of Canada’s top national law firms. As a result, participants have the opportunity to obtain direct feedback from top law enforcers, judges from across different levels of court, and specialist practitioners, in an intimate setting. The social events (opening reception and award banquet) held during this event are also great networking opportunities.
opportunities for anyone interested by a career in law, especially business and/or regulatory law, or public policy.

For more information, please see the moot website: https://www.competitionbureau.gc.ca/eic/site/cb-bc.nsf/eng/04389.html.

Canadian National Negotiation Competition (CNNC)

Course Credits: 4  
Coaches: Tess Sheldon  
Competitors: 2-4  
Date: February, 2020  
Location: TBD

The Canadian National Negotiation Competition (CNNC) provides a means for law students to practice and improve their negotiating skills. The competition simulates legal negotiations in which law students, acting as lawyers, negotiate a series of legal problems. The simulations deal with the same general topic, but the negotiation situation varies with each round and level of the competition. The winners of the CNNC will have the right to advance to the 2019 International Negotiation Competition in Cardiff, Wales (June).

Diversity Moot (Julius Alexander Isaac)

Course Credits: 4  
Coaches: Lana Strain, Linda McCurdy, and Eric Costaris  
Competitors: 4  
Date: TBA  
Location: Ontario Court of Appeal, Toronto, ON

BLSA Canada first held what was then known as the Annual Koskie Minsky Diversity Moot Competition in 2008. In 2012, the Moot was named after the late Chief Justice of the Federal Court of Appeal, Julius Alexander Isaac, the first Black judge to sit on the Federal Court of Canada.

Since its inception, the unilingual moot has focused on an area of law in which issues of equity and diversity arise, often incorporating elements of critical race theory into the problem. The Black Law Student Association of Canada administers the Julius Alexander Isaac Moot in collaboration with law firms, law schools and community organizations. BLSA Canada has partnered with Joshua Sealy-Harrington to write the Moot problem for the upcoming year.

For more information: http://www.blscanada.com/julius-alexander-isaac-moot/

Gale Cup

Course Credits: 4  
Coach: David Tanovich  
Competitors: 4  
Date: February, 2020  
Location: Ontario Court of Appeal, Toronto, ON
The Gale Cup is Canada’s premier national bilingual mooting competition, bringing together teams of law students from 15 to 20 law schools across the country to moot a criminal law case. Named after former Ontario Chief Justice George A. Gale, the Gale Cup encourages excellence in oral advocacy by bringing together Canadian law school students in a forum that simulates as closely as possible the appellate court experience. The Gale provides a particularly valuable experience for students in that it uses real judges versus lawyers and takes place at the Ontario Court of Appeal at Osgoode Hall in downtown Toronto.

For more information: [https://www.galecupmoot.com](https://www.galecupmoot.com)

### INADR Mediation Competition

**Course Credits:** 4  
**Coach:** Gemma Smyth  
**Competitors:** 3  
**Date:** TBA  
**Location:** Chicago, IL

Every year the InterNational Academy of Dispute Resolution sponsors an international law school mediation tournament. The tournament typically takes place during the spring semester in Chicago, IL. The tournament provides law students with the opportunity to learn about various forms and techniques used in mediation, as well as the opportunity to practice their mediation skills in friendly competition with other students from around the world.

Teams of three students each go through three preliminary rounds serving as mediators, as well as advocates and clients. Mediators work in pairs, with the co-mediators being from different schools. This encourages students to recognize that mediation is about working together to reach a solution, rather than competing at every turn. Mediators are judged on their ability to work together with their co-mediator in addition to their listening skills, their ability to help that advocates and clients see the strengths and weaknesses of their cases, their ability to stay positive and professional, and their ability to help guide the parties to a resolution of the dispute that brought them to mediation.

Advocates and clients are judged on their ability to present their case, to articulate their strengths and weaknesses, and to work with the mediators toward a solution while also meeting their needs and interests. The four top teams in each category go through to a final round. Awards are given for team performances and individual performances.

### Jessup International Moot

**Course Credits:** 6  
**Coach:** Lori Di Pierdomenico  
**Competitors:** 4-5  
**Date:** TBD  
**Location:** TBD

The Philip C. Jessup International Law Moot Court Competition is the world’s largest moot court competition, with participants from over 680 law schools in 100 countries and jurisdictions. The Competition is a simulation of a fictional dispute between countries before the International Court of Justice, the judicial organ of the United Nations. One team is allowed to participate from every eligible school. Teams prepare oral and written pleadings arguing both the applicant and respondent positions of the case.
Labour law has a unique advocacy component, not always found in other types of litigation.

Every January, teams from law schools across Canada join together for a weekend to compete in a simulation of a grievance arbitration hearing before tri-partite panels. Truly a national event, competitors include teams from all over Canada. The oralists, coaches, panellists and other invitees from the labour law community join at the offices of Mathews Dinsdale for an opening reception on Friday night. The competition then officially begins Saturday morning at the Ontario Labour Relations Board. Each team presents once as union counsel, and once as management counsel.

Based on the panellists’ scoring, the Moot Committee determines the two finalists, who are announced at a Saturday night banquet. These finalists then go on to compete against each other for the Mathews Dinsdale & Clark National Labour Arbitration Competition Trophy on Sunday morning.

For more information: [http://www.mathewsdinsdale.com/students/national-labour-arbitration-competition/](http://www.mathewsdinsdale.com/students/national-labour-arbitration-competition/)

The Ontario Trial Lawyers Association (OTLA) was founded in 1991 in response to an overwhelming need in Ontario for an organization of lawyers acting for Plaintiffs. OTLA has over 1000 members and is comprised of plaintiffs’ lawyers from Ontario, out-of-province Members from New Brunswick, Prince Edward Island, Newfoundland, Nova Scotia, Quebec, Manitoba, Saskatchewan, Alberta and British Columbia, along with the United States. OTLA also has a strong core of law clerks, articling students and law students. Members of OTLA are dedicated to the preservation and improvement of a civil justice system which is equally accessible to all and which fully and fairly protects the rights of those who have suffered losses as a result of the wrongdoing of others.

The competition involves the trial of a civil action and features opening and closing arguments, examination-in-chief and cross-examination of witnesses. The participants include Queen’s University, University of Ottawa, University of Western Ontario, University of Windsor and Osgoode Hall Law School. The team is comprised of two counsel and one witness. Witnesses must memorize their part and are crucial to the competition, thus travel, accommodation and meal expenses are, within reason, covered by the OTLA.
Oxford International Intellectual Property Moot

**Course Credits:** 6  
**Coach:** Pascale Chapdelaine  
**Competitors:** 3  
**Date:** March, 2020  
**Location:** The Supreme Court of Erewhon, Oxford, England  

**Application Requirements:** Priority will be given to third-year law students (although second-year students are encouraged to apply). Potential team members may be interviewed at the discretion of the coach. There may be an interview of short-listed candidates.

Windsor Law calls for applications from students who have:

1. A strong interest in intellectual property (IP) law  
2. Having completed successfully, or being in the process of completing one of the three main IP courses: Patent Law (LAWG-5918), Copyright Law (LAWG-5915), or Trademarks & Unfair Competition (LAWG-5914), with a particular emphasis on Trademarks, will be an asset  
3. Demonstrated high quality of legal research and writing skills (in particular, given the international scope of the competition) and excellent advocacy skills  
4. Have a strong commitment and availability for the whole duration of the moot (mid-September to end of March if the team qualifies for the final oral competition)  
5. Have proven leadership skills and the ability to work in teams under pressure and time constraints

The Oxford International Intellectual Property Moot is held annually in Oxford, England, over a weekend in March. The competition invites teams from universities around the world to prepare written submissions and present oral argument on each side of a hypothetical intellectual property law problem set by experts in the field. The problem is released by mid-September; written submissions are due in December; and the oral phase of the competition takes place in Oxford in March. The oral phase is by invitation only.

For more information: [https://www.law.ox.ac.uk/centres-institutes/oxford-intellectual-property-research-centre/16th-annual-oxford-international](https://www.law.ox.ac.uk/centres-institutes/oxford-intellectual-property-research-centre/16th-annual-oxford-international)

Walsh Family

**Course Credits:** 4  
**Coach:** Cynthia Nantais  
**Competitors:** 4  
**Date:** March, 2020  
**Location:** Ontario Court of Appeal, Toronto, ON

The National Family Law Moot Competition was established to foster relations between Law Schools and practitioners; to encourage the study of family law; and to increase knowledge amongst law students.

All Law Schools are invited to take part in this moot. The Law School will select a team of between two and four members in accordance with the Family Law Moot Competition Selection Policy.
The Moot will be judged by leading Ontario family law practitioners and judges who will assist in the drafting of the moot problem and grading of factums.

For more information: [http://afccontario.ca/walsh-moot/](http://afccontario.ca/walsh-moot/)

Walsh Negotiation

**Course Credits:** 4  
**Coach:** Jennifer Simpson Rooke  
**Competitors:** 4  
**Date:** March, 2020  
**Location:** Osgoode Hall, Toronto, ON

In 2015, the Association of Family and Conciliation Courts Ontario, the Ontario Court of Justice, and the Supreme Court of Justice launched the Walsh Family Law Negotiation Competition which is run concurrently with the litigation moot. The negotiation competition is based on an American Bar Association model negotiation competition but rooted in the Ontario family law context. It helps students hone their negotiation skills and provide them with fantastic exposure to family law negotiation processes.

For more information: [http://afccontario.ca/walsh-moot/](http://afccontario.ca/walsh-moot/)
**Alternative & Internal Moot Offerings**

**CUSLI Business Law Case Competition (not-for-credit)**

**Course Credits:** None  
**Coach:** Werner Keller  
**Competitors:** 4 (2 law students/2 MBA students)  
**Date:** TBD  
**Location:** TBD  
**Application Requirements:** Participants in this moot are traditionally students enrolled in Business Agreements (LAWG-5971-62) with Professor Keller. At this time, this moot will not be open to external applicants.

This is an interdisciplinary case study competition that will bring together students from graduate law and business faculties to jointly problem-solve a given real-world issue. The case presents two companies (one American, one Canadian) looking to achieve a mutually beneficial business transaction. Each company will be represented by interdisciplinary teams of four (4) graduate students, two (2) law and two (2) business. The competition will have three general phases; negotiation preparation, negotiation practice, and negotiation agreement submission. Teams will be measured according to their ability to successfully navigate the complexities of the transactional situation, advocating for their company’s priorities while at the same time acknowledging the need for compromise with their negotiation counterparts to create an agreement palatable to both parties.

**Lerners Moot (internal)**

**Course Credits:** None  
**Coaches:** Ruth Kuras and Lisa Trabucco  
**Date:** January, 2020

The Lerners Moot is a non-credit internal moot competition held annually at Windsor Law in January and supported by the Lerners LLP law firm. The four top student mooters in the first-year law Legal Research and Writing Course (08-98-807) Moot Court Advocacy Program are invited to compete in the Lerners Moot, where a panel of three judges hears appeal arguments by the finalists in Moot Court. A Top Oralist is selected by the judges upon completion of the Moot.

**Zuber Moot (internal)**

**Course Credits:** None  
**Coaches:** Ruth Kuras and Lisa Trabucco  
**Dates:**  
- Preliminaries - October, 2019  
- Finals - November, 2019  
**Application Requirements:** This moot is open to second and third year students only. Instructions on how to apply will be made available to students during the fall 2019 semester.

For over 44 years, the Zuber Moot has been a tradition at Windsor Law, and this year is no exception. The Zuber Moot is Windsor Law’s upper year competitive moot and is open to all second and third year law students.
Besides looking great on your resume and transcript, the Zuber Moot provides an opportunity for students to gain experience in competitive mooting. It also gives those who are considering a career in litigation a chance to practice their oral advocacy skills. The finalists will have the amazing opportunity to argue their final case in front of real judges.

As with previous years, the cases being appealed in this year’s moot will address issues in both criminal and constitutional law.

Those who wish to register must sign up in teams of two, and indicate whether they wish to appeal a criminal or constitutional matter.

A special note to those participating in the OCI process; the Zuber Moot schedule has been designed to accommodate the OCI agenda.
Reimbursement of Expenses for Advocacy Competitions

The law school will support costs of advocacy competitions, specifically:

a. Cost of hotel (room and taxes only) and transportation for all participants. Whenever possible students are expected to share accommodations.

b. If air or train travel is required, all reservations are made through Brittney Murdock (lawmoots@uwindsor.ca, ext. 2921). Please keep boarding passes, train tickets, and taxi receipts to submit to Brittney Murdock post travel.

c. Gas receipts will be required from all students driving their automobile.

d. Reimbursement cannot be made without original receipts. Students are required to submit their receipts no later than within 72 hours upon return from their travels.

e. The following per diem amounts for meals have been approved:
   - Breakfast: $13.00
   - Lunch: $22.00
   - Dinner: $35.00

f. Any meals that are provided by the host organizer will not be eligible for reimbursement.

g. Please note that students must do all photocopying and binding of materials at the law school during office hours. Third party copying costs will not be reimbursed.

In order to receive reimbursement for any eligible expenses incurred during travel, students are required to submit a Supplier Direct Deposit form directly to Accounts Payable in the Finance Department. Contact Brittney Murdock (lawmoots@uwindsor.ca, ext. 2921) to obtain said form.

Paul Martin Library Services for Mooters

1. Research Training – moot problems often require specialized research tools and techniques. Moot teams should send an email to lawreference@uwindsor.ca to request training sessions or appointments with a reference librarian for research advice.

2. Moot Team Printing – the Faculty of Law provides resources to off-set the costs of printing for competitive moot teams. To participate, moot team members should request the service at the Law Library circulation desk. Alternatively, documents on a USB stick can be brought to the General Office during normal business hours with a request to use the copier. Note that spiral binding can only be done at the General Office; if you require special card stock for factum covers, please give two weeks’ notice to uwlaw@uwindsor.ca.

3. Award Winning Moot Team Factum – All moot team members are reminded that for the past few years, the Paul Martin Law Library has been collecting award winning moot factum. These documents are available for the moot team use and can be found online at:
   http://www.uwindsor.ca/law/library/289/law-library-course-reserves-list