

# 2024 WINKLER/IAM/OSGOODEPD MEDIATION FORUM INNOVATION IN MEDIATION: ELEVATING YOUR PRACTICE

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WINKLER  
INSTITUTE  
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International  
Academy of Mediators

Established 1996



Elevate your mediation practice at the Mediation Forum, where innovation takes centre stage.

Delve into the future of mediation and learn the latest strategies and best practices from an international perspective:

- Explore the role of AI in mediation
- Gain innovative strategies for navigating volatile cases
- Learn global perspectives with speakers from the US, Switzerland, and Singapore
- Select and engage in two interactive small group discussions
- Network with professionals who are shaping the future of mediation

Don't miss this opportunity to enhance your skills and be at the leading edge of dispute resolution!

Register today at:

[osgoodepd.ca/mediation2024](https://osgoodepd.ca/mediation2024)

## PROGRAM CHAIRS

Alicia Kuin

Conflict Analyst & Mediator,  
YorkStreet Dispute Resolution Group  
at ADR Chambers

J. Jay Rudolph

Rudolph Mediation & Arbitration  
Services Inc.

## REGISTRATION DETAILS

May 9, 2024

9:00 a.m. – 4:30 p.m. ET

In-Person or Online (Live)

1 Dundas Street West, 26<sup>th</sup> Floor,  
Toronto, ON

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Mediation & Arbitration Services

# Innovation in Mediation: Elevating Your Practice

Developed as part of a unique partnership between legal, mediation and academic experts, the joint Winkler/IAM/OsgoodePD annual Mediation Forum draws from across North America, and internationally, and provides a forum of discussion focused on broadening the skills of counsel and mediators.

This year's program is designed to guide you through the evolving landscape of mediation, focusing on timely topics such as the role of artificial intelligence in mediation, innovative strategies for navigating volatile cases, and the latest innovative mediation tools from international mediation experts.

## Who Should Attend

- Mediators
- Arbitrators
- Private Practice Lawyers
- Government Lawyers
- In-house Counsel
- Ombudspersons



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[osgoodepd.ca/mediation2024](https://osgoodepd.ca/mediation2024)

## Agenda

**8:30 a.m.**  
**Registration**

**9:00 a.m.**

### Welcome and Introduction

**Alicia Kuin**

Conflict Analyst & Mediator, YorkStreet Dispute Resolution Group Inc.

**J. Jay Rudolph**

Rudolph Mediation & Arbitration Services Inc.

### Welcoming Remarks

**Trevor C.W. Farrow**

Dean and Professor, Osgoode Hall Law School, York University

**9:15 a.m.**

### Panel 1: AI: Does it Have a Role in Mediation?

Learn from experts as they explore the application, benefits and potential pitfalls of the use of AI in the field of mediation

Panelists:

**Alan Stitt**

ADR Chambers

**Clare Fowler**

ODR.com; Mediate.com (Oregon, US)

Moderator:

**Marc Bhalla**

Mediator and Arbitrator

**10:30 a.m.**

**Break**

10:45 a.m.

### Panel 2: Innovation in Volatile Cases: Keeping the Ethical Lid on the Pressure Cooker

Navigate high-pressure cases in family, estate and other unique mediations with innovative strategies and ethical considerations from experts

Panelists:

**Martha McCarthy**

McCarthy Hansen & Company LLP

**Ian Hull**

Hull & Hull LLP

**Doug Elliott**

Cambridge LLP

Moderator:

**Jay Rudolph**

Rudolph Mediation & Arbitration Services Inc.

12:00 p.m.

Lunch

1:00 p.m.

### Interactive Session 1

Join a small group discussion on your chosen area of interest on the topic of innovation

### Session A: Settlement Bias: Ensuring Fairness in Negotiating with Minority Groups

**Facilitator: Afsana Gibson-Chowdhury**  
Founder, Gibson Chowdhury Clear Collaborative Mediation

### Session B: Raising the Bar: How to Successfully Mediate Class Action Cases

**Facilitator: Doug Elliott**  
Cambridge LLP

### Session C: Innovation in Estate Mediations

**Facilitator: Ian Hull**  
Hull & Hull LLP

### Session D: Exploring Specific AI Tools for Use in Mediation

**Facilitator: Clare Fowler**  
ODR.com; Mediate.com (Oregon, US)

2:00 p.m.

### Panel 3: The Latest for the Innovative Mediator

International experts will share insights on how they navigate challenging cultural dynamics, address ethical dilemmas, and apply advanced techniques for effective resolutions.

Panelists:

**Paul Van Osselaer**

President, IAM; Van Osselaer Dispute Resolution (Texas, US)

**Jeremy Lack**

Attorney-at-Law and ADR Neutral, LAWTECH.CH (Switzerland)

**Tat Lim**

Dispute Resolution Lawyer and International Mediator (Singapore)

Moderator:

**Alicia Kuin**

Conflict Analyst & Mediator, YorkStreet Dispute Resolution Group Inc.

3:00 p.m.

Break

3:15 p.m.

### Interactive Session 2

Join a second small group discussion in your chosen area of interest

### Session E: Ethical Considerations of the Use of AI in ADR

**Facilitator: Marc Bhalla**  
Mediator and Arbitrator

### Session F: Knowing the Differences between Asian and Western Negotiating Styles

**Facilitator: Tat Lim**  
Dispute Resolution Lawyer and International Mediator (Singapore)

### Session G: How to Use Bracketing to Close the Deal

**Facilitator: Paul Van Osselaer**  
President, IAM; Van Osselaer Dispute Resolution (Texas, US)

### Session H: Applying the TRI-O/S Model on Human Behavior to Your Practice

**Facilitator: Jeremy Lack**  
Attorney-at-Law and ADR Neutral, LAWTECH.CH (Switzerland)

4:15 p.m.

### Wrapping it all Up – Debrief

**Jon Fidler**

M+F Mediation & Arbitration Services

**Afsana Gibson-Chowdhury**

Founder, Gibson Chowdhury Clear Collaborative Mediation

4:30 p.m.

### Conference Concludes



## Chairs

**J. Jay Rudolph\***  
Rudolph Mediation & Arbitration Services Inc.

**Alicia Kuin\***  
Conflict Analyst & Mediator, YorkStreet Dispute Resolution Group Inc.

## Welcoming Remarks

**Trevor C.W. Farrow**  
Dean and Professor, Osgoode Hall Law School; Chair of the Canadian Forum on Civil Justice; Founding Academic Director of the Winkler Institute for Dispute Resolution

## Faculty

**Marc Bhalla**  
Mediator and Arbitrator

**Doug Elliott**  
Cambridge LLP

**Jon Fidler\***  
M+F Mediation & Arbitration Services

**Clare Fowler**  
ODR.com; Mediate.com (US)

**Afsana Gibson-Chowdhury**  
Founder, Gibson Chowdhury Clear Collaborative Mediation

**Ian Hull**  
Hull & Hull LLP

**Alicia Kuin\***  
Conflict Analyst & Mediator,  
YorkStreet Dispute Resolution Group Inc.

## Planning Committee

**The Hon. Todd Archibald**  
Archibald Mediation & Arbitration Solutions Inc.

**Jon Fidler\***  
M+F Mediation & Arbitration Services;  
Past President, IAM

**Afsana Gibson-Chowdhury**  
Founder, Gibson Chowdhury Clear Collaborative Mediation

**Paul M. Iacono\*\***  
ADR Chambers

**Patricia McMahon**  
Assistant Professor, Osgoode Hall Law School; Co-Academic Director, Winkler Institute for Dispute Resolution

**Jeremy Lack\***  
Attorney-at-Law and ADR Neutral,  
LAWTECH.CH

**Tat Lim\***  
Dispute Resolution Lawyer and  
International Mediator

**Martha McCarthy**  
McCarthy Hansen & Company LLP

**J. Jay Rudolph\***  
Rudolph Mediation & Arbitration  
Services Inc.

**Alan Stitt\***  
ADR Chambers

**Paul Van Osselaer\***  
President, IAM; Van Osselaer  
Dispute Resolution

**Alicia Kuin\***  
Conflict Analyst & Mediator,  
YorkStreet Dispute Resolution Group Inc.

**J. Jay Rudolph\***  
Rudolph Mediation & Arbitration  
Services Inc.

**The Hon. Warren K. Winkler\*\*\***  
Former Chief Justice of Ontario,  
Mediator & Arbitrator

*\*Distinguished Fellow, IAM  
(International Academy of Mediators)  
\*\* Member of the IAM Order of the Knights  
\*\*\*Honorary Fellow, Lifetime*

## Registration Details

**Fee per Delegate: \$695 + TAX**

**New Professionals Rate: \$347.50 + TAX**

**Government Rate: \$347.50 + TAX**

**Student Rate: \$40 + TAX**

Fees include attendance and electronic program materials. Group discounts are available. Visit [www.osgoodepd.ca/group-discounts](http://www.osgoodepd.ca/group-discounts) for details. Please inquire about financial assistance.

### Program Changes

We will make every effort to present the program as advertised, but it may be necessary to change the date, location, speakers or content with little or no notice. In the event of program cancellation, York University's and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.

### Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund is available if a cancellation request is received in writing 14 days prior to the program date. If a cancellation request is made with less than 14 days notice, a \$75 administration fee will apply. No other refund is available.



OsgoodePD has been approved as an Accredited Provider of Professionalism Content by the LSO.



Eligible CPD Hours – LSO (ON): 4 CPD hours (2h 35m Substantive; 1h 25m Professionalism)  
Plus 2 CPD hours (specific breakdown will depend on the interactive sessions you attend)

OsgoodePD programs may be eligible for CPD/MCLE credits in other Canadian and US jurisdictions. To inquire about credit eligibility, please contact [cpd@osgoode.yorku.ca](mailto:cpd@osgoode.yorku.ca).

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