

THE LAW SOCIETY OF BRITISH COLUMBIA

In the matter of the *Legal Profession Act*, SBC 1998, c.9

and a hearing concerning

RE: APPLICANT 3

APPLICANT

**DECISION OF THE HEARING PANEL
ON SUPPLEMENTAL APPLICATION**

Submission date: November 3 and November 5, 2010

Panel: Kathryn Berge, QC, Chair
Haydn Acheson
David Mossop, QC

Counsel for the Law Society: Jason Twa
Counsel for the Respondent: Henry Wood, QC

BACKGROUND

- [1] The hearing in this matter took place over three days, March 15, 16 and April 14, 2010. Our decision was issued on October 7, 2010.
- [2] The Applicant's application for enrolment was dismissed on the basis that the Panel found he had not met the burden of proving his current good character, reputation and fitness to be called.
- [3] Rule 2-28 of the Law Society Rules provides that an unsuccessful applicant for enrolment may reapply for enrolment on the earlier of the date set by a panel or two years after the date of issuance of the decision denying the previous application. The Panel invited counsel to provide submissions on this point within 30 days of the date of the decision.
- [4] On November 8, 2010 we received a submission from counsel for the Applicant dated November 3, 2010 asking that the Panel shorten the two year period by five

months, allowing the Applicant to reapply for enrolment after 19 months from the date of the issuance of the decision.

- [5] The Law Society did not oppose the application for the abridgement of time.
- [6] The Panel rules that the Applicant's application for the abridgement of time be granted. This decision has been made in consideration of the whole of the circumstances surrounding the matter, including in this case the age of the Applicant, the importance of the matter to him in terms of his future, and the length of time that has elapsed since the application was first made to the Law Society in December 2008. Therefore, it is reasonable overall and in the public interest that the application be granted.
- [7] The Applicant is at liberty to reapply for articles on or after May 1, 2012.