



REQUEST FOR BIOGRAPHICAL INFORMATION

Opportunity for arbitrators to be selected for the Canadian Transportation Agency rosters

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Contact Information

Please note that completion of this form is lengthy. You may be required to save and return to complete. If you have any questions or need help please contact Martina Faith at Martina.Faith@otc-cta.gc.ca

Date of this version	October 11, 2018
First name	Janet
Last name	Walker
Middle initial	
Honorifics	
Professional title	Full Professor, Osgoode Hall Law School
Firm name	Arbitration Place
Address line 1	900-333 Bay Street
Address line 2	
City	Toronto
Province	Ontario
Postal code	M5H 2R2
Secondary address (please indicate street, city, province and postal code)	
Telephone (office)	(416) 848-0203
Telephone (mobile)	(416) 710-6095
Telephone (other)	
Fax	
E-mail	janet@janet-walker.com
Web site URL	www.janet-walker.com
LinkedIn URL	https://www.linkedin.com/in/janet-walker-5aa00a94/
Facebook	
Other social media links	
Region of residence	Ontario



Willingness to travel within and to other provinces? Please specify provinces.	<input checked="" type="checkbox"/> All provinces <input type="checkbox"/> British Columbia <input type="checkbox"/> Alberta <input type="checkbox"/> Saskatchewan <input type="checkbox"/> Manitoba <input type="checkbox"/> Ontario <input type="checkbox"/> Quebec <input type="checkbox"/> New Brunswick <input type="checkbox"/> Nova Scotia <input type="checkbox"/> Newfoundland and Labrador <input type="checkbox"/> Prince Edward Island <input type="checkbox"/> Yukon <input type="checkbox"/> Northwest Territories <input type="checkbox"/> Nunavut
Languages spoken	<input checked="" type="checkbox"/> English <input checked="" type="checkbox"/> French (working knowledge)

Education

Please list degree(s), institution(s) attended and year degree(s) conferred below.

Degree	Institution attended	Year degree conferred
BA(Hons)	York University	1979
MA	York University	1982
JD (formerly LLB)	Osgoode Hall Law School	1993
DPhil (and MA, 2010)	Oxford University	2002

Please list courses or degrees in **Economics**, if any.

Courses	Institution attended	Year

Please list courses or degrees in **Finance and Accounting**, if any.

Courses	Institution attended	Year



Please list courses relating to **logistics, transportation or transportation law**, if any.

Courses	Institution attended	Year
International Trade Law (Maritime Law)	Oxford University	1995

Arbitration Designation

Please list below the designation(s), certification(s) or accreditation(s) in arbitration received from any recognized institution(s) and the year(s) conferred.

Designation	Organization	Year conferred
Arbitration Roster Member	ICC Canadian National Committee	2001
Arbitral Panel Memberships	ACICA (Australia) AIAC (Kuala Lumpur) BVI IAC (BVI) CIETAC (China) HKIAC (Hong Kong) ICDR (USA) Juris Roster (NY) KCAB (Seoul) SHIAC (Shanghai) SCIA (Shenzhen) SIAC (Singapore) ICAC (Ukraine)	2008-present
Fellow	Chartered Institute of Arbitrators	2012
Chartered Arbitrator, Presidential Panel Member	Chartered Institute of Arbitrators	2017

Arbitration Training

Please list below the **arbitration training** or course(s), if any, along with the institution providing the training and the year that you received this training.

Course	Institutions	Year
Fast Track Seminar	CIArb	2003
International Symposium in Advance Case Management	ICDR	2005, 2007



Accelerated Route Courses (as instructor)	CIArb	2013 (twice), 2017
Oxford Diploma Course (as co-director)	CIArb	2014, 2015, 2016, 2017
International Arbitration, LLM Course (as instructor)	Osgoode Professional Development	2007, 2009, 2011, 2013-16

Commercial Litigation Experience

Please specify approximate number of commercial cases in which you have acted as counsel.

I have not served as counsel, but as consulting and testifying expert in more than 50 cross-border commercial cases.

Please list range of years over which these cases occurred.

1996-present

Please list law firms with which you were associated, according to years.

Firm name	Duration
Tory, Tory Deslauriers and Binnington	1994-1998

Did you typically represent plaintiff, respondent or both? Please provide your answer as a percentage.	Response
Plaintiff	50%
Respondent	50%

Please list by subject area, the three most complex commercial cases with which you have been involved as counsel in arbitrations or litigation, the kind of evidence presented, what experts were involved, quantum in issue and duration of case.

Area of commercial litigation (e.g. patent infringement)	Kind of evidence presented	What type of experts were involved	Quantum (value of claim)	Duration (time in court)
Cross-border insolvency	Enforceability of US Class Actions Judgement in Canada	I was the expert	\$3 billion	US deposition (7 hours)



Cross-border securities class action	Low government tort of misrepresentation	I was the expert	Many millions	Expert Report submitted
Price-fixing class action	Requirement of enforceability for jurisdiction	I was the expert	\$30 million	Expert Report submitted

Experience as an Arbitrator, Adjudicator or Judge

Please specify approximate number of cases in which you have acted as an arbitrator, judge or tribunal adjudicator. Please note that there are cells, in the table below, in which you are asked to provide the court level and tribunal.

	Arbitrator	Judge	Tribunal Adjudicator
Number of cases	15+		
Over what period of years	2002-present		
Number of commercial cases	15+		
Over what period of years	2002 present		
Level of court			
Please specify tribunal	ICC, ICDR (USA), DIAC (Dubai), SIAC (Singapore), HKIAC (Hong Kong), Ad hoc (London seat)		

Please list by subject area the three most complex commercial cases in which you acted as arbitrator, judge or adjudicator, the kind of evidence presented, experts involved, quantum in issue and duration of hearing.



Please specify your role	Area of commercial litigation	Evidence presented	Experts included	Quantum (value of claim)	Duration (time in court)
Presiding Arbitrator	Post-M&A dispute involving	Fact and expert witnesses with many complex jurisdictional and procedural issues	Accounting	\$50+ million	4 days
Sole-Arbitrator	Heavy equipment manufacturing	Significant jurisdictional issues involving a non-responsive party	Not required	\$2.5 million	In writing
Presiding Arbitrator	Shareholder Dispute	Fact and expert witnesses in relation to a contentious takeover	Accounting	\$10 million	4 days

Work Samples

Please provide a written award (redacted) or decision that you have written. Files should be attached to this submission. Only .pdf or .doc files are accepted.

Transportation Specific Legislation

FOR RAIL SPECIALIZATION – LEGISLATION, REGULATIONS, AND PROCEDURES

Please rate your current familiarity with the following using "Very familiar", "Fair" or "Not familiar".	Response
<i>Railway Costing Regulations – SOR/80-310</i>	Not familiar
<i>Railway Third Party Liability Insurance Coverage Regulations – SOR/96-337</i>	Not familiar
<i>Railway Traffic Liability Regulations – SOR/91-488</i>	Not familiar
<i>Carriers and Transportation and Grain Handling Undertakings Information Regulations – SOR/96-334</i>	Not familiar
<i>Railway Interswitching Regulations – SOR/88-41</i>	Not familiar

Please provide details explaining how you became familiar with this material.



FOR MARINE SPECIALIZATION – LEGISLATION, REGULATIONS, AND PROCEDURES

Please rate your current familiarity with the following using "Very familiar", "Fair" or "Not familiar":	Response
<i>Canada Marine Act</i> – S.C. 1998, c. 10	Not familiar
<i>Coasting Trade Act</i> – S.C. 1992, c. 31	Not familiar
<i>Pilotage Act</i> – R.S.C. 1985, c. P-14	Not familiar
<i>Shipping Conferences Exemption Act, 1987</i> – R.S.C., 1985, c. 17 (3rd Supp.)	Not familiar

Please provide details explaining how you became familiar with this material.

FOR AIR SPECIALIZATION – LEGISLATION, REGULATIONS, AND PROCEDURES

Please rate your current familiarity with the following using "Very familiar", "Fair" or "Not familiar":	Response
<i>Air Transportation Regulations</i> – SOR/88-58	Not familiar

Please provide details explaining how you became familiar with this material.

Familiarity with Transportation and Transportation Law

Please describe your background involvement in the transportation industry or transportation law, if any.

Disclosure

If you have ever worked for, been associated with, or have a current or past interest in a transportation carrier or shipper in rail, marine or air, please provide details below:

No

Conflict

If you OR YOUR FIRM currently represent, or have in the past represented, a carrier please advise.

None.



If you OR YOUR FIRM currently represent, or have ever represented, a company in a matter relating to shipment of goods, please advise.

None.

Fees

Please provide daily and hourly rates	Response
Daily	US \$4000 (CTA cases only)
Hourly	US \$500 (CTA cases only)

Availability

How many months in advance are you booked for?

Generally, 2-3 months with some availability for procedural issues and urgent matters.

Signed Agreement

PLEASE NOTE THAT YOUR APPLICATION IS NOT COMPLETE WITHOUT PROOF OF INSURANCE AND THE SIGNED AGREEMENT THAT YOU WILL FIND BELOW.

The information I have provided describes accurately my qualifications and experience.

I understand that:

- Roster members will be selected based on the criteria set out in this request for biographical information.
- The biographical information provided by me in this request for biographical information will appear online ON the Agency's Web site.
- Rosters and roster members may be reviewed every two years.
- Being accepted as a roster member does not guarantee that I will receive work under the *Canada Transportation Act*.
- The Canada Transportation Agency is in no way responsible for any fees, expenses or outstanding payments, all of which shall be billed by the arbitrator to the parties to any proceeding under the *Canada Transportation Act*.

If my request is accepted, I will comply with all the conditions of the program, including but not limited to the following:

- Compliance with the Canadian Transportation Agency's Code of Values and Ethics.
- Maintenance of insurance at the required level.



Please provide proof of insurance	Response
Policy number #	B1353DR1802467000
Issuer	Lloyd and Partners

Signed on	
in the province of	
Signature (Please sign the form digitally by typing your first and last name.)	* Signed on original copy

Application Checklist

Please do not include a resume. If you have any questions or need help, please contact Martina Faith at Martina.Faith@otc-cta.gc.ca.

If you wish to be considered for the roster, please ensure that you completed the following:

Checklist

- Filled out the Application Form
- Provided your work sample
- Provided your digital signature above
- Faxed us (819-953-6613) or attached as a PDF, the proof of insurance