

ARCHITYPES

Legal Archives Society of Alberta Newsletter

Volume 16, Issue 1, Summer 2007

CELEBRATING 100 YEARS OF THE LEGAL PROFESSION IN ALBERTA, 1907-2007

This special issue of the *Architypes* is dedicated to celebrating the 100th Anniversary of the Law Society of Alberta. A number of the articles deal with tracing the history of the law in Alberta.

The following article is simply a promotional reminder of the many events taking place in September and October of 2007 commemorating this special milestone.

I invite you to peruse this issue at your leisure, as this milestone is commemorating the work and effort of lawyers, judges, and all those associated with the legal profession--past, present, and future.

In September 2007, members of the legal profession will gather in Edmonton, Calgary and throughout the province to commemorate the 100th anniversary of the Law Society of Alberta and the Supreme Court of Alberta (hereinafter Court of Queen's Bench).

There are a number of events and activities scheduled to help celebrate this momentous occasion. The first, which already occurred, took place on May 23 in Calgary and May 24 in Edmonton, when at that time the Law Society introduced its 100th Anniversary Legacy Project with the launch of Pro Bono Law Alberta.

That event will be followed up with the September 13 Law Society unveiling of a commemorative stamp at Edmonton City Hall at noon.

A commemorative book celebrating, and tracing Alberta's legal heritage will be launched on September 14 at 4:30 pm at the Lougheed House in Calgary.

The main celebratory event is the gala dinners scheduled for October 4, 2007 at the Round Up Centre in Calgary and the Agricom Centre in Edmonton. Guest speakers include, the Honourable John C. Major, Q.C., the Honourable Peter Lougheed in Calgary and the Honourable Catherine Fraser, Chief Justice of Alberta and the Honourable Beverley McLachlin, Chief Justice of Canada in Edmonton. Allan Shewchuk and James Wachowich will MC the events. All the speeches will

be simulcast between Edmonton and Calgary via a satellite link.

On October 26 and 27, the Lister Centre and Faculty Club at the University of Alberta, Edmonton will host the 100th Anniversary Conference entitled, *Canadian Lawyers in the 21st Century*. The conference sessions will consist of leading legal scholars and lawyers from across the country, including Wesley Pue, University of British Columbia; Alice Woolley, University of Calgary; Gaven MacKenzie, Heenan Blaikie LLP; and Richard Devlin, Dalhousie University. The keynote speaker is Harry Arthurs, former President of York University.

For more information on all the events celebrating the 100th Anniversary of the Law Society of Alberta, please visit the Law Society's website at www.lawsocietyalberta.com. ❖



-LASA photo number 2001-014

**The Right Hon. Peter Lougheed, Q.C. is one
of two honorary speakers who will
address the crowd at the 100-year
Anniversary Dinner on
October 4, 2007**

Book Review

Gorman, Ruth. *Behind the Man: John Laurie, Ruth Gorman, and the Indian Vote in Canada.*

Edited by Frits Pannekoek. Calgary: University of Calgary Press, 2007.

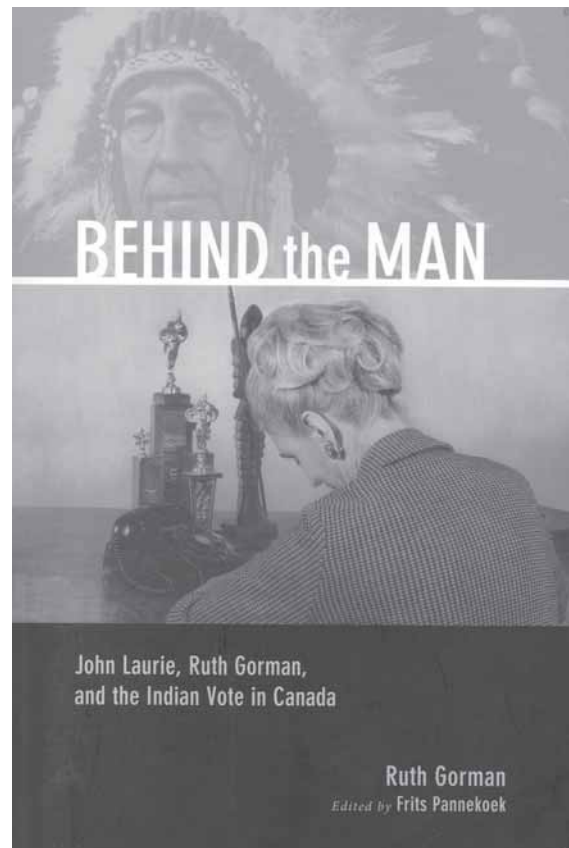
by Stacy F. Kaufeld, M.A., Executive Director

This book, written and researched by Ruth Gorman over a number of years, is interesting because in many ways it is more than simply a biography of John Laurie. To paraphrase editor Frits Pannekoek, this book is as much an autobiography of Gorman as it is biography of Laurie. In my opinion, *Behind the Man* is much more. This book goes beyond biographical sketches and sets the context of a particular social and culture milieu that consumed Alberta in the 1950s and 1960s. The book also traces the relationship between Laurie and the aboriginal community, Laurie and the province of Alberta, and the province of Alberta and the aboriginal community. Accordingly this book is for those not only interested in native history, but also interested in Alberta's history and development.

Gorman and Laurie worked together during an exciting time in Alberta's history and they became a major part of Alberta's political and historical landscape. For Gorman's part, this book is a tribute to Laurie's contribution to the province and the Aboriginal community. According to Pannekoek, Gorman always felt that Laurie was overshadowed in Alberta history. She believes he did not get the recognition he deserved for his role for obtaining the vote for the aboriginal community, while ensuring they did not lose their treaty rights and special status.

This book was a long-term project of Gorman, who had the pleasure of working with Laurie for a number of years. Prior to Gorman's passing, Pannekoek was approached to help finish the project. *Behind the Man* is the story of Laurie through Gorman's eyes. She knew him like no other person. She had an intimate view of a life which was otherwise quite elusive. Pannekoek is clear in his Introduction that any editing done by him was stylistic and does not effect Gorman's interpretation. Pannekoek, however, does an excellent job of explaining his involvement in the project, and gives a useful contextual and interpretive background to Laurie, Gorman and Alberta.

The title of the book — *Behind the Man* — is as intriguing as it is misleading. Throughout the book Gorman insists that her role in the events discussed was minor compared to the role played by Laurie. While there was speculation that alternative titles existed, research failed to uncover anything substantive to support this theory. The title becomes clearer after reading the book and gaining insight into the relationship from the



relationship from Gorman's perspective. Interestingly, Pannekoek disagrees with Gorman's perspective on the relationship and argues throughout his Introduction that Gorman's role was equally important to that of Laurie. He contends that Gorman's contribution to Alberta was substantial and that her legacy reaches beyond her involvement with Laurie and the aboriginal community.

This book is an important contribution to Alberta's historiographical landscape. Until the release of this book, Laurie and Gorman had been largely overshadowed in Alberta historiography. Previous interpretations were minimal and lack-luster at best. *Behind the Man* is by far the best portrayal of these two important individuals. ❖

PILLARS OF PROGRESS: SURVEY OF THE PAST 100 YEARS 1907-2007

By Brenda McCafferty, LASA Archivist

LASA received several responses to our Alberta legal history survey posted in the last *Architypes* Newsletter issue. Thank you to all who participated.

As promised, here is the breakdown (with some elaboration) of the survey results. We posed ten questions to our readers and offered up four answers to choose from. Readers were allowed, and encouraged, to provide their own response if the given selections were inadequate.

QUESTION #1 MOST NOTABLE TRIAL LAWYER?

(Choices given: A.L. Smith, J. McKinley Cameron, Neil D. Maclean, A.M. Harradence)

In hindsight C.C. McCaul should have been added to this short list of names, Rod McLennan, Q.C. was another name also put forward. However, these additions would not have likely altered the results of our winner in this category, **The Hon. A. M. Harradence, Q.C.**, whose legendary status and 1975 rank by *Canadian Magazine* as one of Canada's top ten criminal lawyers assured him the victory in this category by a margin of 63%.



LASA recently acquired this early image of the Hon. A.M. Harradence, Q.C.

QUESTION #2 BEST SENSE OF HUMOUR?

(Choices given: Paddy Nolan, C. Stewart Blanchard, Leonard Brockington, C.D. Evans)

There was almost a tie in this category but **Chris Evans, Q.C.** managed to edge out Paddy Nolan, K.C. by one vote in the category of humour achieving 42% of the majority. Both these men possess a natural wit that will go down in the annals of Alberta legal history. And lucky for us, the best is yet to come! Stay tuned.

QUESTION #3 MOST POLITICALLY ACCOMPLISHED?

(Choices given: A.L. Sifton, R.B. Bennett, John E. Brownlee, Peter Lougheed)

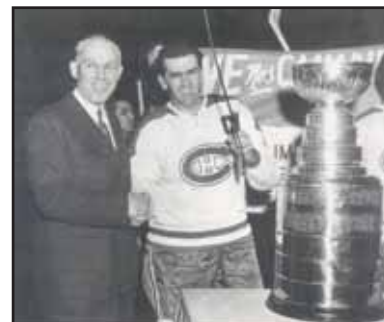
In the category of politics nobody came close to stealing the title of most accomplished politician from **The Hon. Peter Lougheed, Q.C.** who gained 68% of the popular vote. Not even a former Canadian Prime Minister (R. B. Bennett) or Alberta Premier John E. Brownlee, who in 1929 single-handedly secured Alberta's rights to our natural resources from the federal government, could steal the vote from Alberta's 10th Premier.

QUESTION #4 PLAYED THE GREATEST ROLE IN SPORT DEVELOPMENT?

(Choices given: Clarence Campbell, Doug Mitchell, John Agrios, Bill Warren)

With the excitement generated by the Stanley Cup playoff bids made by Edmonton and Calgary in recent years, it is fair to say there are a few hockey fans amongst Alberta's legal community. This may explain the number one choice of **Clarence Campbell** (of Campbell Cup fame) for the greatest role in sport development. Campbell captured 26% of the popular vote, narrowly edging out Bill Warren, Q.C. As League President for 30 years Campbell displayed outstanding administrative ability. His achievements included the establishment of the NHL players' pension plan. He was the third NHL President (1946-1977) and saw the league triple in size from 6 to 18 teams during his tenure.

.....continued on page 6



-Photo courtesy of the NHL Sports Hall of Fame

Clarence Campbell with Maurice "Rocket" Richard following his retirement game on April 14th, 1960. The picture was taken following Montreal's fifth consecutive NHL Stanley Cup victory.

Ar

Don G. Bishop, Q.C.

Don G. Bishop, Q.C.
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Photos from past Legal Archives Society of Alberta Historical Dinners...



Our winner in the category of greatest contributor to arts, culture and community is Gordon Hoffman, Q.C. seen here at LASA's 1995 historical dinner.

Christopher D. Evans, Q.C. squeezes into his cadet uniform for his role as Master of Ceremonies at LASA's 2001 'Lawyers at War' theme dinner.



QUESTION#5 GREATEST CONTRIBUTOR TO LEGAL HISTORY?

(Choices given: J.E.A. Macleod, Wilbur F. Bowker, Louis D. Hyndman, J.J. Saucier, John W. McClung, Graham Price)

Wilbur Fee Bowker captured the title in this category hands down by achieving 42% of the popular vote. Regarded by most as having a memory for history unsurpassed by anyone, we owe much to this former Dean of the University of Alberta, Faculty of Law for carrying the historical torch, passing along the lore of yesteryear to the present generation of lawyers in Alberta. Wilbur was instrumental in perpetuating legal history during the crucial middle years of this century, spanning from the 1930's well into the 1990's.

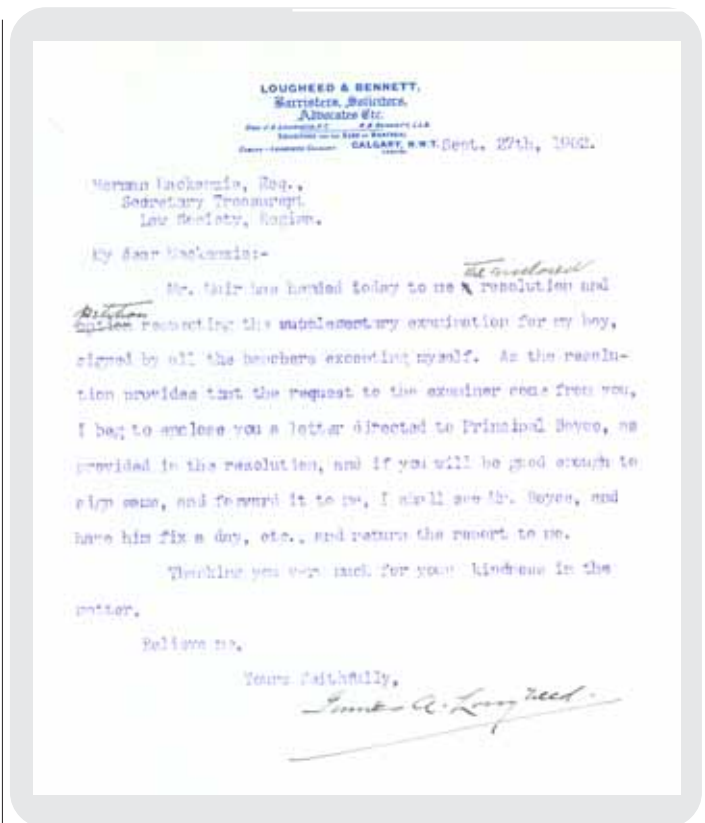


Marjorie and Wilbur Bowker - winners in the categories of greatest contributor to legal history and most accomplished female lawyer. Seen here together at a gathering in Jasper during the 1970's.

QUESTION#6 WHO CONTRIBUTED MOST TO THE COMMUNITY, ARTS AND CULTURE IN ALBERTA:

(Choices given: Eric Harvie, Sir James A. Lougheed, William Sinclair, Gordon J. Hoffman)

LASA is proud to name **Gordon Hoffman, Q.C.** as the winner in this category. On October 30, 2006 the ACTLA Awards of Distinction presented the Champion's Award to Gordon J. Hoffman, Q.C. in recognition for his outstanding support to the community and his creative, tireless and innovative efforts to aid the underprivileged and those in need, thereby championing the cause of justice by protecting and furthering the rights of the individual. Gordon Hoffman devotes many long hours to charity without fanfare. He sits on many boards (including the Legal Archives Society of Alberta). He is also the founder of Project Warmth Society of Alberta finding coats, scarves, mittens and other warm clothing for Calgary's homeless. We applaud Gordon Hoffman, Q.C. for his tireless work. He achieved 53% of the vote in this category.



QUESTION #7 MOST HISTORICAL ALBERTA LAW FIRM?

(Choices given: Bennett Jones, Fraser Milner Casgrain, Parlee McLaws, Macleod Dixon)

Bennett Jones captured the title in the category of historical law firms with a majority of the votes (58%). With roots dating back to the arrival of Sir James Lougheed to the tent town of Calgary in 1883, Bennett Jones is one of two law firms who have a claim on being Alberta's oldest firm (the other is Parlee McLaws). Of note, Emery Jamieson was another firm put forward in this category for its illustrious history stemming back to the Beck & McNamara firm of 1891.

QUESTION #8 MOST MEMORABLE COURT CASE?

(Choices given: Person's Case, R. v. Picariello and Lassandro, McPherson v. McPherson, MacMillan v. Brownlee)

Many of Alberta's greatest law cases are highlighted on the Heritage Community Foundation website (see <http://www.albertasource.ca/lawcases/>). LASA holds records documenting many of these noted cases and according to the results from our survey, **MacMillan v. Brownlee** (42% of vote) and the Person's case (37% of vote) ranked a close first and second for "memorable" Alberta cases. Vivian MacMillan's charge of seduction against Alberta's Premier John E. Brownlee brought down the United Farmers of Alberta ruling stronghold in Alberta and led to the resignation of Premier Brownlee in 1934. There is no question this case was memorable – it was reported on the front page of newspapers from coast to coast. Of note, A. L. Smith (contender in the category of notable trial lawyers), defended Brownlee in this case and also figures prominently in many other early famous cases including *R. v. Arthur Pelky* (charged with manslaughter following the 1912 ring death of boxer Luther McCarthy). In 1933 he acted for the plaintiffs in *Powlett v. The Board of Governors of the University of Alberta* (student hazing case). Smith was also lead counsel in Edmonton's famous *Corona Hotel* fire case. As a prosecutor Smith put away *Solloway & Mills* (the bucket shop brokerage house abusers that sullied the depression trading of Alberta oil stocks).

QUESTION #9 MOST ACCOMPLISHED FEMALE LAWYER?

(Choices given: Lillian Ruby Clements, Violet King, Marjorie Bowker, Catherine Fraser)

Marjorie Bowker, Q.C. captured the majority vote in this category (58%) outranking Alberta's first female Chief Justice Catherine A. Fraser and Alberta's first female attorney Lillian Ruby Clements.

One of the pioneer female judges of Canada, Marjorie Montgomery Bowker, C.M. graduated from the University of Alberta in 1939 and was admitted to the Bar in 1940 after articling to George H. Steer, K.C. She practised law with Milner Steer for 26 years and served as a judge of the Provincial Court of Alberta (Family and Juvenile Divisions) from 1966 until her retirement in 1983. Bowker was instrumental in establishing a court-centred Marriage Conciliation Service in 1972. She wrote extensively, including two monographs on constitutional reform. Together with her husband Wilbur F. Bowker they were both awarded the Order of Canada on the same day in 1990.

QUESTION #10 MOST MEMORABLE JUSTICE OF THE SUPREME COURT OF ALBERTA?

(Choices given: Horace Harvey, William Carlos Ives, J.V.H. Milvain, William McGillivray)

And the winner is **The Hon. William McGillivray, Q.C.** No surprise here. The Honourable William Alexander McGillivray was the only son of the distinguished Supreme Court of Alberta Justice Alexander A. McGillivray. Known as a lawyer's lawyer, Bill McGillivray was a much beloved and respected jurist of the Supreme Court of Alberta. He was appointed directly to the position of Chief Justice of Alberta in 1974, and his untimely death in 1984 sent shock waves through the legal community.



From a recent donation by The Honourable Willis E. O'Leary

That concludes our retrospective of the past 100 years of the legal profession of Alberta. Many thanks again to all who contributed answers to our survey. ❖

Mark Your Calendar

- Please book **Thursday, September 13, 2007, 12:00pm (noon)** for the 100th Anniversary Canada Post Stamp Launch. This event will take place at Edmonton City Hall.
- Please book **Friday, September 14, 2007, 4:30 pm** for the 100th Anniversary Law Society of Alberta Book Launch. This event will take place at the Lougheed House in Calgary.
- Members are reminded to check out the Archives Society of Alberta website at: www.archivesalberta.org. Archival descriptions to LASA's textual holdings and our scanned / digitized photograph collection are available for keyword searching on the ANA and Alberta Insights databases.
- Please book **October 4, 2007** in your calendars for the Law Society of Alberta's 100th Anniversary Gala Dinners in Edmonton and Calgary. It will be hosted by the LSA, Court of Queen's Bench and Legal Archives Society of Alberta. Guest speakers include Chief Justice Beverly McLachlin (Edmonton) and The Honourable Peter Lougheed (Calgary). Watch this space for more details in coming issues of Architypes.

Architypes is published bi-annually by the Legal Archives Society of Alberta. Submissions, suggestions and any questions should be addressed to:

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