

**AUBREY EDWARD GOLDEN, Q.C., LL.M.**  
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## **SUMMARY**

Senior Counsel, now retired, in employment and labour law, constitutional and administrative law cases with extensive trial and appellate experience before both tribunals and courts.

Member, Toronto Licensing Tribunal, interim chair and assisted in mentoring other Board members, decision reporting and recent legislative changes affecting it.

- o Mediator of public interest, domestic & international human rights disputes and civil litigation cases. Mediation on issues involving constitutional and administrative law, defamation and resolution of aboriginal rights, and environmental and natural resource issues.
- o Trained in the art of negotiation, mediation and advanced public mediation by Bruce Patton and Associate Dean Frank Sander, Harvard University and CDR Associates.
- o Legal advisor to trade unions, native groups and social action groups in the negotiation and resolution of litigation cases with government agencies, commissions and private parties.
- o Counsel in civil, criminal, labour and environmental law, who has pioneered the legal development of collective bargaining in Canada in the areas of education, science and engineering.

## **PROFESSIONAL OVERVIEW**

- o Counsel to national and international trade unions in dissolutions and mergers, i.e. the Oil, Chemical and Atomic Workers merger with the Chemical Workers; Canadian Paper Workers, assisted in the earlier founding of the Canadian Paper Workers.
- o Represented the Islington Band, White Dog Reserve in successful negotiations with Ontario Hydro concerning the flooding of community lands and compensation for mercury contamination of the English-Wabigoon River by Reed Paper.
- o Represented the Inuit Tapirasat of Canada in opposing the Polar Gas Pipeline proposal; in successfully suing for aboriginal title and injunctions to prevent mineral exploration in the Keewatin at and near Baker Lake; in the Curley case concerning title to the products

of aboriginal hunting. Represented the Inuit Committee on National Issues in the 1982 Constitutional Conference on Aboriginal Rights, called in accordance with the Constitution Act.

- Represented Ontario Central Airlines in its successful license application to the Canadian Transportation Commission for resupply of prospecting camps in the Arctic.
- Appeared in major references to the Supreme Court of Canada and numerous civil and criminal cases including the Anti-Inflation Reference; the Separate School Funding Reference; Regina v. Peters (constitutionality of trespass laws); Regina v. Gralawicz (criminal indictments); and Goldhawk v. CBC (standards for judicial review).
- Appeared before statutory labour relations tribunals such as the Canada Labour Relations Board; Ontario Labour Relations Board; Public Service Staff Relations Board (Canada); and Grievance Settlement Board (Ontario), as well as Parliamentary and Legislative Committees, the National Energy Board and Municipal Councils and their committees.
- Served on a Conciliation Board appointed by the Minister of Labour to solve a strike of Air Traffic Controllers in Canada, and on a committee of five citizens mediating the resolution of the seizure by inmates of Kingston Penitentiary and the release of guards held hostage.
- Conducted a class action organized by the National Farmers Union against the railways and the Canadian Wheat Board in the Federal Court of Canada to open up the shipment of wheat through Eastern and Western rail routes.
- Conducted litigation to set aside the closing of Clinton Hospital in Ontario, obtained the successful re-location of severely disabled residents at the Ark Eden Nursing Home.
- Was successful in redefining malice in defamation cases in Korach v. Moore.
- Practice as a mediator of private and public interest disputes.
- International Observer for Northern Ireland Marching season and related conflict, Portadown and Belfast, U.K., July, 2000.
- Co-author, Rumours of War, New Press, 1971, on the October Crisis and the use of the War Measures Act and mass arrests.

## **PROFESSIONAL HISTORY**

Golden Mediation Services, arbitrator of labour disputes, interest arbitration and mediation  
1997 – to present

Member and Interim Chair, Toronto Licensing Tribunal	2004 – 2007
Association with Cavalluzzo Hayes Shilton McIntyre & Cornish	2002 - 2004
Golden & Company, Barristers & Mediators	1997 - 2001
Golden, Green & Chercover	1983 - 1997

Golden, Levinson	1975 - 1983
Practiced as General Counsel together with employed associates	1966 - 1974
Sher, Loftus, Golden and Goodman	1960 - 1966
Sole practice as civil and criminal Counsel	1959 - 1960
Called to Bars of Prince Edward Island, Alberta, Northwest Territories and Nunavut	1971, 1972, 1981 & 1999

## TEACHING EXPERIENCE

Advocates Society Institute, instructor in advocacy training	1988 - 1995
Part-time lecturer: York University	1967 - 1969
Post graduate industrial relations for M.B.A. students	

## EDUCATION AND TRAINING

- Conference on International Law, Canadian Bar Association, 2000
- International Seminar on Genocide; Lester B. Pearson Canadian International Peacekeeping Centre; Montreal, Quebec November 1999
- Basic Facilitation taught by Janice M. Fleischer & Zena D. Zumeta Society of Professionals in Dispute Resolution, Portland, Oregon October 1998
- Advanced Mediation Environmental & Public Policy Disputes, CDR Associates, Boulder, Colorado April 1998
- Advocates Society Toronto; taught by Harvard Assistant Dean Frank Sandler, Michael Lewis and Linda Singer July 1997
- Negotiation, Harvard University Law School, Program of Instruction for Lawyers June 1997
- Osgoode Hall Law School, York University
- Master of Laws (Constitutional Law and the Charter) 1990
- Certified by Law Society of Upper Canada as Specialist in Civil Litigation 1989
- Appointed Queen's Counsel Jan 1 1980
- Osgoode Hall Law School, Recipient - Gold Key Award, York University June 1959
- Called as Barrister-at-Law 1959
- University of Toronto Bachelor of Arts 1955

## ASSOCIATIONS

- Associate member, International P.E.N. Committee member, Censorwatch 1988 - present
- Advocates Society 1966 - present
- Canadian Civil Liberties Association 1961 - present
- York County Law Association 1959 - present
- Chairman, National Lawyers Committee, Coalition Against the Return of the Death Penalty 1987
- Chairman, Administrative Law Section, Canadian Bar Association, Ont. 1984 - 1985
- Member: The Writers Union of Canada 1971 - 2001
- National Chairman, Civil Liberties Section of Canadian Bar Association 1967 - 1969
- Member of Council of Canadian Bar Association 1967 - 1969
- National Chairman, Survey Committee of Canadian Bar Association on Wiretapping and Electronic Eavesdropping 1965 - 1967
- American Academy of Political and Social Science 1964 - 1983

## PUBLICATIONS

Chairman, Canadian Forum: A leading magazine of politics and the arts 1987 to present

Co-Author, "Rumours of War", New Press, 2<sup>nd</sup> Edition, James Lorimer, Toronto 1971

Preliminary Report on a proposed Industrial Relations System for the Bahamas delivered to the Government of The Bahamas (classified) Oct 1967

Contributor to Continuing Legal Education Program of the Law Society of Upper Canada and privately-sponsored legal education programs 1966 to present

Research paper on "Trade Unions and Collective Bargaining in an Automated Society" to Annual Conference of Exchange for Political Ideas in Canada 1965

Papers Deposited and inventoried in the Clara Thomas archives and special collections, York University Library fonds # F0510,  
<http://archivesfa.library.yorku.ca/submissions/fonds/ON00370-f0000510.pdf> 2007- 2012

updated: January, 2013