

Can we finally concede the Ontario legal industry is broken?

More information regarding this case can be seen on the YouTube video -
<https://www.youtube.com/watch?v=QMVF-8rSKHA>

Concerning the case Edwards v Morneau Shepell. In the court of public opinion, the Ontario lawyers Pamela Miehl and Roslynn Kogan have been found guilty of committing numerous code violations and misconduct. However, the Ontario Law Society, which oversees lawyer conduct, maintains they have done nothing wrong. But casting serious doubt on law society integrity, documented evidence identifies the lawyers did knowingly make false Factum statements to the Brampton court, and it was that, which ultimately swayed an illegitimate judgement in their favour.

Exposing a radical departure from respected legal protocol, clearly driven by its own interests, the Law Society decision has it left on record recklessly contradicting its own ethical standards. And ultimately this position can be legally said to have obstructed justice being served for a self-representing member of the public.

Serving as a serious warning to all members of the public considering self-representation in our civil courts, a public vote of no confidence in the Ontario Law Society exists for a reason.

Its discrepancy in upholding the legal code and willingness to prioritise shielding its lawyers from allegations of malpractice over upholding the integrity of the legal code brands it an institution that cannot be trusted. Moreover, given its monopolistic grip on the legal industry, its pervasive influence poses a grave impediment to individuals who seek genuine recourse through honest legitimate litigation.

However, despite Law Society insidious legal arguments to protect its two lawyers, we are still left with the extraordinary situation, the lawyers are on documented record NOT upholding the legal code, and so they clearly HAVE done wrong. But let's just legally clarify some mandated rules that insist, this is the legal position.

Evidence dictates, that the lawyers Pamela Miehl and Roslynn Kogan completely fabricated a case against Bruce Edwards by use of disinformation, and they did knowingly attempt to deceive and influence the Brampton court by offering false evidence, misstating facts and presenting a false and deceptive affidavit. The lawyers also suppressed and substituted on-point legislation that ought to have been disclosed to the court. Thus, they did assist in an act of fraud. But what do other practicing lawyers and legal code have to say on the subject?

In their paper, A LAWYER'S DUTY TO THE COURT, let's allow the lawyers, Robert Bell and Caroline Abela, to clarify the legal issue that occurs when lawyers fabricate statements. They say - "4.01 (2) When acting as an advocate, a lawyer shall not - knowingly attempt to deceive a tribunal or influence the course of justice by offering false evidence, misstating facts or law, presenting or relying upon a false or deceptive affidavit, suppressing what ought to be disclosed, or otherwise assisting in any fraud, crime, or illegal conduct", -

So, Pamela Miehl's and Roslynn Kogan's actions are NOT supported by the legal code despite the Ontario Law Society inquiry concluding their actions were legally acceptable. Thus, this unsupportable situation assures the Law Society did hinder and stop justice from being served.

Amidst the legal disgrace, this case offers a valuable lesson for victims of injustice and members of the public still considering undertaking self-representation in the Ontario courts. Having to be prudent, we can no longer trust the veracity of the legal industry, and this is made vividly clear by the number of American lawyers we are witnessing being sent to prison for code violations. Given the disruption lawyer unethical conduct can inflict on the lives of members of the public, its shameful Canadian courts do not hold lawyers accountable to the same high standard as we witness in the US. Indeed, if acting on code violations was more stringent here in Ontario, it would undoubtedly deter other lawyers from committing the same unethical behaviour witnessed in this case.

What makes this reported case a train wreck of misconduct is the fact, that even now, ethics are still being broken to conceal the lawyer's malpractice. A duty, lawyers must disclose errors to a court so they can be rectified. But with Pamela Miehl's not stepping up and identifying the errors in the factum she signed off on to the court, her professional integrity must be respected as being nonexistent.

Removing all argument as to her lack of integrity, from the outset, this case always was officially indefensible, and this position is corroborated by the unequivocal endorsement of the authentic on-point authority that Pamela Miehl's, despite her duty, failed to disclose to the court. Indeed, **she substituted the authentic authority** for one other authority, **unable to be legally quoted regarding the case**, so it can be said, the court **was blindsided by unlawful statements**.

Consequently, my contention against Cathryn Heyman, the Morneau Shepell guidance counsellor, stands firmly validated by a licensing inquiry. Heyman's breach of ethical standards in contravention of licensing authority regulations has been irrefutably established. Thus, the confirmed unethical behaviour by Heyman, in violation of licensing authority rules, leaves no legal room for doubt regarding the injustice that has transpired, as a result of lawyer misconduct.

Thus, the undeniable truth persists that this case was inherently indefensible from an official standpoint from the start and yet, the lawyers still chose to exploit their privileged position of trust to secure a victory, despite there being no tangible evidence to support it.

Considering Cathryn Heyman's malpractice nearly got me killed twice, the legal input needlessly prolonging this case is nothing short of a disgrace.

A fundamental legal wrong serving to prolong injustice must be interpreted as being unacceptable. Yet, an insidious legal industry continues to thwart justice being served by stifling serious lawyer code violations from being publicly addressed. Indeed, the collaboration among legal enablers to suppress justice is extensive and seemingly fanatical.

However, despite the steadfast legal industry denial stance, the legal code fundamentally maintains, based solely on the documented evidence, the case must be struck out because of the catalogue of code violations that secured an illegal win.

So, with the Ontario legal institution failing to uphold its duty, what can the public do to address lawyer misconduct before it creates irretrievable damage? And how do you make headway within a system that is prepared to act against you to protect lawyer misconduct?

The first thing you must realise is, the legal industry harbours an extraordinary arrogance, and apparently, the only thing the legal industry needs to do to protect itself when under attack, is to do nothing! Just bury its head in the sand and pretend the issue doesn't exist.

Over the years this tactic has proven a most effective strategy because trying everything and getting nowhere, most people eventually get fed up banging their heads against a brick wall and simply give up trying to obtain justice.

Clearly having to live through this frustration takes a considerable mental toll and this also has the effect of stopping people in their pursuit of justice. The deterring list relating to inaction goes on and on, and most people just fall by the wayside disillusioned by a legal industry that appears not to care less. The shameful truth must be, that if our legal industry had an integrity backbone, it would not allow, or want, injustices to pass unaddressed.

But what should we appreciate about the repercussions of injustice?

Indisputable, it must be respected, legal injustice can have profound and far-reaching consequences, with implications that can extend way beyond the individuals directly affected. Thus, if not addressed the injustice can impact and undermine the very fabric of society as a whole. But the negatives don't just stop here.

A foregone conclusion, it erodes trust in the rule of law, leading to a lack of confidence in the system's ability to provide fair outcomes. A clear violation of the fundamental human right to fair due process and protection under the law, the negative impact on individuals who are victims of legal injustice can be life-changing. The victim can suffer emotionally

and physically and can experience stress, trauma, and financial hardship all due to unfair legal proceedings or outcomes.

So how can we best mentally prepare and deal with legal injustice if it occurs?

Here speaks the voice of fourteen years trying to get justice by legal code and rules. Thus, I can say categorically it is essential not to let the weight of the injustice denial bog you down. Easier said than done I know, but shift your focus from dwelling on the injustice to focusing your energy on actionable steps to tackle the situation head-on. Whether it's navigating legal channels, amplifying your voice for change, or boldly asserting your rights, taking tangible actions not only empowers you but also infuses your journey with purpose and determination. The attitude must be, let's roll up our sleeves and make a difference! But be warned, as I have found out, this could turn into a very long journey with one disappointment after another trying to batter you into submission.

It's interesting, I've been asked this question many times. When this all first took place, if I knew then what I know now, would I have continued trying to fight to get justice?

Well, here's the thing. Initially, I intended to sue the Morneau Shepell guidance counsellor, Cathryn Heyman, but Shepell's Roslynn Kogan insisted I sue Shepell instead. At the time it didn't seem to matter because my liable case against Heyman was documented and so I knew I would win the case, as per the liable legal test. So, I proceeded under the illusion that Shepell's lawyers would conduct themselves as the legal code requires. So yes, I would have proceeded at the start with no reservations. However, with the court judgment not making any ethical sense, according to Canadian counsellors, I felt I had no other choice than to investigate the veracity of the Shepell lawyer's statements, and it was at this point my investigation revealed Shepell's factum, submitted by lawyer Pamela Miehl, was entirely fabricated.

The psychological effect of this betrayal of my trust successfully generated sufficient curiosity, and for that matter, anger, to encourage me to investigate the full extent of the lawyer's fraud. Uncovering the substitution of the authentic on-point licencing authority, as opposed to that cited in Shepell's Factum, ignited a deep sense of moral obligation within me to have the lawyer's misconduct addressed. And not least for the fact, that Cathryn Heyman's unethical conduct irretrievably destroyed my family, so the seriousness of the case cannot be taken lightly.

To clarify my investigation findings, I consulted with a lawyer and learned, that should the Brampton court ruling lack support from the pertinent on-point legislator, it would be legally untenable to allow the judgment to stand. This revelation once again made clear I should invest more time into addressing what, fundamentally must be, lawyer fraud.

So like others before me, I fell into the trap of thinking integrity would win the day, but it is clear, in dealing with the Ontario legal industry, presumption of integrity is no longer prudent.

Fact, in part the law exists to protect individuals from egregious misconduct, and this is great! Right up to the time, the law does not protect individuals from misconduct.

If you find yourself in this position, it's important to recognise the issues surrounding legal injustice can be deeply consuming and can have significant psychological impacts on victims. When someone is facing injustice, it can become all-encompassing, affecting not only their daily activities but also their mental well-being. Initially, other than the feeling of anger, it might not be noticeable, but the emotional burden and mental strain of constantly fighting to have injustice addressed can easily and subliminally become overwhelming if not realistically addressed. It must be respected; legal injustice is an issue that has the power to drive people insane. This sounds dramatic, but it is a fact, as a great many others before you will concede.

So, if the situation starts to consume you and to the point, it becomes your total focus in life, you must take a time out away from your activities to get justice. Yes, I know, that means you're not doing anything to address the injustice and that doesn't make any sense, but individuals facing legal injustice need to recognise when the pursuit of justice begins to take a toll on one's mental health, it's essential for individuals to take breaks and prioritise their well-being amidst the fight for justice. Ignoring the signs of mental strain can lead to burnout, exacerbating the situation and potentially hindering efforts to address the injustice effectively. Indeed, ignoring the signs of mental strain can lead to more serious consequences, such as a complete mental breakdown.

But is this likely to happen?

The prolonged nature of seeking justice in cases of legal injustice can create a sense of hopelessness and frustration for victims. The longer the process drags on without resolution, the more difficult it becomes to maintain motivation and resilience. If consumed by the long-term effects of prolonged exposure to injustice trauma, mental breakdowns are a real risk when individuals are overwhelmed by the magnitude of the resistance they face from within the legal industry. This can lead to a vicious circle where the victim feels trapped, knowing they need to address the issue but feeling powerless to do so due to the toll it takes on their mental health.

Ultimately, while pursuing justice is important, addressing the mental health impact of legal injustice is just as important as pursuing legal remedies. Taking proactive steps to prioritise mental well-being can ultimately contribute to a more effective pursuit of justice in the long run.

The Ontario legal industry is only as strong as its weakest link, but I would assert, the chain is deeply broken. Arguably if the system was not broken, verified cases of injustice would be put to the forefront to be addressed and to eliminate for the victims, prolonged exposure to injustice trauma. Indeed, for the legal industry not to have already taken this initiative is fundamentally reckless on numerous counts.

Let's leave this story with food for legal thought.

Until a court rule otherwise, it remains incontestable. Ignoring numerous legal code and duty, the lawyers Miehl and Kogan are on record illegally fabricating a case against me, that not only concealed Cathryn Heyman's now confirmed malpractice, but also chose to overlook her reprehensible conduct which put my life in danger on two separate occasions.

So seeing them be so flippant about misleading the court, I wonder how this scenario would sit with Pamela Miehl and Roslynn Kogan. How about I do something that puts their lives in danger? How do we think they would respond to that somewhat frightening reality?

It's purely speculative, but I'm inclined to wager they'd vehemently oppose such an action. Yet they were still willing to violate the legal code to sacrifice my wellbeing to protect a person, who actually did, put my life in danger. Lawyers with no moral compass should not be welcome in the Ontario legal industry.

As I say, it's my opinion the Ontario legal industry is broken, and it will remain that way until injustice receives greater respect from within the legal industry.

Remember, if the Ontario legal industry had any backbone we wouldn't be having this discussion today, so if committing to undertaking litigation in our civil courts, self-represented litigants need to make the effort to investigate and verify all the statements made by the opposing lawyers, to help avoid the position I am in.

Despite conclusive evidence identifying lawyer corruption, our legal institution has failed to uphold its mandated duty. So what are the public supposed to do to achieve Canadian justice? Or do we just follow the American solution and just take the law into our own hands?

Arguably, this is the best reason not to sweep injustice under the carpet.

A legal system is only as strong as the people running it, and facts identify, our Ontario legal system is broken.

A podcast addressing injustice will commence later this year. If you would like notifications as to the air dates, please subscribe to the  channel, **YYZ Bruce**

https://www.youtube.com/channel/UCH0MtkFFgF_2JQ6Ks5NFUAg

YYZ Bruce 2024