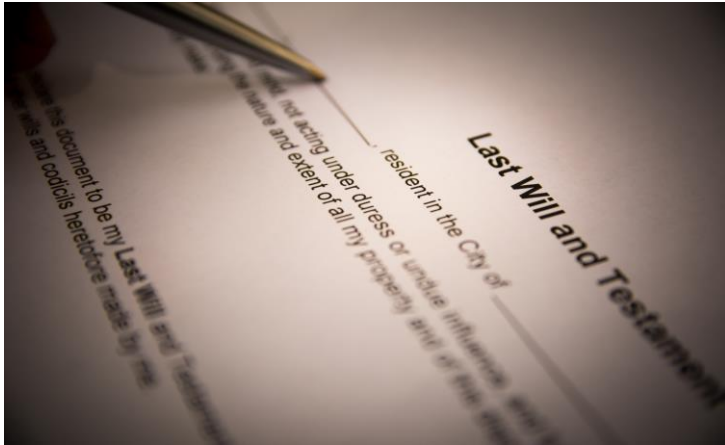




## Challenges, risks and potential protocols!



# Remote Execution of Wills During COVID-19: A Cross- Canada Update *with Lynne Butler*

**Thursday, April 16, 2020**  
**Live webinar with chat**  
***includes 60 day replay\****

9:00 am – 10:30 am (Pacific)

10:00 am – 11:30 am (Mountain)

11:00 am – 12:30 pm (Central)

12:00 pm – 1:30 pm (Eastern)

1:00 pm – 2:30 pm (Atlantic)

1:30 pm – 3:00 pm (Newfoundland)

*\*This program features real-time audio of the presenter with synchronized presentation slides, and a chat feature that allows for live Q & A. SK attendees please verify whether you align with Central (MB) or Mountain (AB) time based on season and location.*

## WHO SHOULD ATTEND

Every lawyer whose practice includes estate planning should attend this program.

## ABOUT THE PROGRAM

The extraordinary circumstances created by COVID-19 have left many lawyers struggling to figure out how to get clients' wills executed, where the physical requirement for witnessing cannot be met. This timely, highly practical program featuring experienced estates lawyer Lynne Butler provides a review of the requirements for valid execution of wills across Canada, and the issues arising from current social distancing and quarantine measures, and how they might be addressed. Among other topics, Lynne will discuss the risks of remote execution, possible alternatives to in-person signing, steps lawyers can take to assess capacity and rule out undue influence, protocols to try and avoid a will later being declared invalid, and practical strategies to protect lawyers from future negligence claims. Don't miss this unique opportunity to re-examine your emergency will signing practice!

## SCHEDULE (Eastern)

**12:00 pm - 1:30 pm**

**Welcome and introduction**

**Regulation of the will execution process**

**Provincial rules on execution of wills**

**Risks of remote execution**

- Fraud or abuse
- Refusal of courts to recognize remotely-signed wills

**Substantial compliance legislation**

**Provincial COVID-19 updates and guidelines**

**Potential signing protocols**

- Video conferencing and/or video recording
  - Signing in counterpart
  - Client identification
  - Assessing capacity, ruling out undue influence, fraud
  - Signing/witnessing procedure
  - Acceptance of risk
- "Talk-through" witnessing
  - Witness identification
- Electronic signatures

**Affidavit of execution**

- Contents
- Execution

**Related practice points**

- Amended retainer letter
- Notes to file
- Reporting and re-signing

**Program wrap-up and evaluation**

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## PRAISE FOR LYNNE BUTLER

- “Fantastic job breaking difficult information down into digestible chunks that are very easy to absorb.”
- “Excellent insights with a no-nonsense approach.”
- “Wonderful. Lynne’s light tone makes serious and often scary issues seem non-threatening and possible to work through.”
- “Great presentation. Lynne’s expertise, integrity and experience were clearly evident.”
- “Information provided was superb and helped to answer a lot of questions that I have!”



**BC:** This program has been approved for 1.5 CPD hours, including 1.0 hour of professional responsibility and ethics, client care and relations, and/or practice management.

**ON:** This program contains 1.0 Professionalism hour and 0.5 Substantive hours.

**SK:** CPD application is pending.

**NB:** CPD application is pending.

Lawyers in other mandatory CPD jurisdictions may count their attendance towards their CPD requirement/plan.

Seminar Partners is an Accredited Provider of Professionalism Content by the Law Society of Ontario and a pre-approved CPD Provider of the Law Society of British Columbia.

## MEET YOUR PRESENTER



**Lynne Butler** is a lawyer, mediator, and writer. She graduated from UBC Law School and was called to the Bar in Alberta in 1986. After more than 20 years, thousands of wills drawn and hundreds of estates probated, Lynne joined the estates department of a leading trust company for a further seven years. She now practises law in her home province of Newfoundland and Labrador, working exclusively in wills, estates, probate, elder law, trusts, and related matters. Lynne has appeared on, or been interviewed by CPAC, CityTV, Global TV, BNN, CBC Radio, the *Wall Street Journal*, the *Globe and Mail*, the *Vancouver Province*, the *Edmonton Journal*, the *Toronto Star*, the *Montreal Gazette*, *Canadian Lawyer*, *Today's Parent*, *Caregiver Solutions*, *Advisor's Edge*, and *Maclean's Magazine*, among other publications. She is the former co-host of *The Law Show*, and is the author of ten books about estate planning.

√ **Yes, I want to attend Remote Execution of Wills During COVID-19, with Lynne Butler**

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\* Materials will be distributed electronically in advance. Live webinars feature real-time audio of the presenter with synchronized presentation slides, and a chat feature that allows for live questions and verbal responses by the presenter. The recording of the webinar is available for 60 days.

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**On or before April 10, 2020: \$140.00 + \$18.20 (13%) HST\* = \$158.20 - Save \$25.00!**

**After April 10, 2020: \$165.00 + \$21.45 (13%) HST\* = \$186.45**

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\*With ON HST. Please adjust tax for attendee's province as follows: 5% in AB, BC, MB, NWT, NU, SK, YK. 13% in ON. 15% in NS, NB, PEI & NL.

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