



The Advocates' Society
La Société des plaideurs



FEDERATION OF ONTARIO
LAW ASSOCIATIONS
FÉDÉRATION DES ASSOCIATIONS
DU BARREAU DE L'ONTARIO



Family Lawyers
Association

Monday, February 14, 2022

JOINT COMMUNIQUÉ

Of The Advocates' Society, the Federation of Ontario Law Associations, the Toronto Lawyers Association and the Family Lawyers Association

Opposing the Proposed Family Legal Services Provider Licence

The current proposal to create a Family Legal Services Provider Licence is not in the public interest and will not serve the critical legal needs of vulnerable members of the community who are involved in family law proceedings. The motion set out in the Report of the LSO's Access to Justice Committee should be rejected.

Our associations, which collectively represent approximately 18,000 Ontario members, oppose the proposal for the following critical reasons, among others:

- Family law matters are unpredictable and complex, and the consequences for the individuals and families involved can be grave. The Report's assertion that there is a "hierarchy" of issues that paralegals could be instructed to address in a consistent sequence is false and demonstrates a fundamental misunderstanding of family law.
- The suggestion that "lower income" cases are more likely to be "simple" is false. There are significant and complicated factual matrices that frequently intersect with family law matters, including domestic violence, coercive control, power imbalance, substance abuse, mental health problems and immigration sponsorship problems. Creating a two-tier system to allow those with less training and expertise to advocate on behalf of families with lower incomes is a fundamentally flawed and troubling approach.

- The proposed motion puts the LSO at risk of failing to meet its statutory obligation to regulate the professions in the public interest and to ensure legal service providers meet the appropriate standards of professional competence. Twenty-eight weeks of training and a brief placement cannot provide the legal expertise necessary to competently protect the interests of clients on the vast range of issues that arise in family law disputes and are contemplated within the scope of the FLSP licence.
- The Report rests on flawed data and flawed conclusions drawn from the data. Our associations, the Ontario Court of Justice, the Superior Court of Justice and the Court of Appeal for Ontario all made submissions to the Committee that opposed the proposed scope of the FLSP licence, for very similar reasons. The Report largely ignores these submissions and the very real concerns raised therein.
- The proposal will not enhance access to justice for Ontario families. Many family lawyers offer services at hourly rates comparable to, or lower than, the rates paralegals currently charge. The majority of family lawyers also offer the same type of "outside-the-box" billing options that the Report suggests paralegals offer, including limited scope, unbundled, legal coaching, flat fee and sliding scale services.



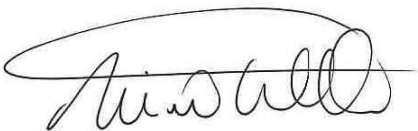
Deborah E. Palter

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Nathan Baker

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Michael J. L. White

President, Toronto Lawyers Association



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Chair, Family Lawyers Association

Background

The key features of the proposed FLSP licence have been opposed in the submissions made to the LSO by our organizations, as well as in the submissions made by the Ontario Court of Justice, the Superior Court of Justice of Ontario, the Court of Appeal for Ontario and the Family Law Rules Committee (which determines Right of Audience).

The FLSP proposal does not demonstrate an appropriate appreciation of the complexity of family law and the gravity of its consequences. Without this crucial understanding, the proposed FLSP licence will fail to meet the three guiding principles of (1) access to justice, (2) public protection and (3) viability, while costing an immense amount in the process— money which would be better spent on effective access to justice initiatives.

Family law is not simple or mechanical.

Family law is a complex area of law that intersects with many other areas, from trusts to tax to bankruptcy to pensions to wills and estates, to name only a few. Family lawyers must understand some 39 federal and provincial statutes and regulations and how many of them intersect. Family lawyers need expertise in common law principles including property law, contract law and equitable claims such as unjust enrichment and constructive and resulting trusts. Issues regularly intertwine, and are often not apparent at the outset. Cases that present as “simple” can be the ones that end up at the Court of Appeal. A lack of knowledge or a failure to issue-spot can have catastrophic impacts on a client, including losing their home, child or financial stability.

It is wrong to assume that only particularly complicated family law cases fall within the complex web of statutes and common law described above, or that most family law cases are “simple”. It is impossible to determine at the outset with any degree of certainty which cases will be more complex. It is also fallacy to suggest that “lower income” cases are more likely to be “simple”. There are significant and complicated factual matrices that frequently intersect with family law matters, including domestic violence, coercive control, power imbalance, substance abuse, mental health problems and immigration sponsorship problems. The Report's assertion that there is a “hierarchy” of issues that paralegals could be instructed to address in a consistent sequence is false and demonstrates a fundamental misunderstanding of family law.

The proposal risks breaching the LSO's statutory duty to protect the public.

The proposal has utterly unrealistic expectations that paralegals could learn broad substantive areas of law and how to draft contracts and conduct trials in a 28-week education program followed by an 8-10 week field placement. It is not possible to learn what is needed to competently practise family law with such limited training. If approved, this proposal puts the LSO at risk of failing to meet its statutory obligation to ensure legal service providers meet the appropriate standards of professional competence.

Moreover, this model creates an impossible situation for members of the family law bar who would be expected to provide field placements to train paralegals: it is simply not possible to train someone to practise family law during such a brief field placement.

This proposal will not enhance access to justice for Ontario families.

Many family lawyers offer services at hourly rates comparable to or lower than the rates paralegals currently charge. According to a survey of 448 family lawyers across Ontario in December 2020 by The Advocates' Society, the Federation of Ontario Law Associations and the Toronto Lawyers' Association (the "Survey")¹ (a survey the Report mentions in a footnote but does not discuss), 45% of family lawyers reported that they charge below \$200 per hour as their lowest hourly rate. In addition, the majority of family lawyers offers the same type of "outside-the-box" billing options that the Report suggests paralegals offer, including limited scope, unbundled, legal coaching, flat fee and sliding scale services.

The proposal compares the billing rates of family lawyers to those of paralegals practising in areas *other* than family law, ignoring the increased overhead costs for the delivery of family law services (e.g. specialized software) and assuming that specific paralegal fee structures – such as block fees – will remain in place if providing family law services.

The proposal inadequately addresses the potential high cost of insurance for paralegals and the impact that may have on their fees. Paralegals are not insured through LawPRO and so must obtain private insurance. We understand that current paralegal insurance premiums are priced based on expected payouts in or about the \$25,000 range. The potential payouts if paralegals are handling potentially multi-million dollar cases concerning matrimonial homes, financial assets, and ongoing or lump-sum support claims are much higher. There is no evidence that the private insurance market will insure paralegals to practise family law nor is there a plan to achieve that in this proposal.

The Report is conclusory and ignores key data and submissions.

All of our Associations and all of the Courts made submissions to the Committee that opposed the proposed scope of the FLSP licence — and for very similar reasons. The Report largely ignores these submissions and the very real concerns raised therein.

The Report relies on flawed data and flawed conclusions drawn from that data. For example, the survey sent to family lawyers on billing matters did not allow the selection of multiple answers, thereby failing to gather accurate information on the wide range of family lawyer rates and billing practices. The Report then concludes, wrongly, that paralegals offer more flexible billing models, ignoring the myriad ways family lawyers offer services, including limited service retainers, unbundled services, legal coaching, flat fee services and sliding scale rates. The Report relies extensively on a survey of only 21 self-represented litigants (SRLs) and then draws inaccurate conclusions from the already scant data. For example, the Report concludes that there are three categories of work for which SRLs would choose a paralegal over a lawyer, but the data shows the SRLs would choose a paralegal over a lawyer only 14%, 23%, and 62% of the time, respectively — meaning most of the time the SRL would choose a lawyer to represent their interests.

¹ For the full survey results, please see Schedule A: "Providing Family Legal Services Across Ontario".

The proposal is a misplaced use of resources.

The proposal will cost \$550,000 to \$800,000, at a minimum, and likely over a \$1 million to initiate. The proposal acknowledges that ongoing full-time LSO staff may have to be added, and that it may be necessary for all licensees to subsidize family law paralegals on an ongoing basis. These funds are better applied to initiatives that will actually provide effective access to justice for Ontario families.

Paralegals do not have right of audience before Ontario courts on family matters.

The Report largely ignores that paralegals do not have right of audience before Ontario courts on family matters — and it is not within the LSO's purview to change this. The *Family Law Rules* provide that a party may act in person, be represented by a lawyer, or be represented by a person who is not a lawyer, but only if the court gives permission in advance. Justice Benotto, Chair of the Family Law Rules Committee, wrote a submission opposing the proposed expansion of the FLSP licence and supporting a more limited role and scope for paralegals, and she did this with the full support of the Chief Justice of Ontario, Chief Justice Strathy.

The proposal is not "something" that is better than "nothing".

There is an access to justice problem in our entire system — not just family law. But it is wrong to suggest there is nothing available to address the need in family law. Family lawyers are working hard to provide access to justice, including through relatively new initiatives like the Family Justice Centre, Advice and Settlement Counsel (ASC) Toronto, and the Family Law Limited Scope Services Project. All of these initiatives offer any combination of pro bono, "low bono" and navigational services. The public is largely unaware of these options and initiatives. They are underfunded, under-promoted and under-utilized. The LSO can and should help with this.

Further, the public is largely unaware that many family lawyers offer various low cost options, including services at Legal Aid rates (under \$150), per hour unbundled or flat fee retainers, and delegating to junior lawyers and/or supervised students. Again, the LSO can and should support an information campaign.

The non-legal family law services model has been considered and rejected, or has been tried and failed, in multiple North American jurisdictions (e.g., British Columbia and Washington). To date, no other jurisdiction has licensed paralegals to practise such a broad scope of family law — for good reason. Ontarians will be better served by the LSO devoting time, attention and resources to developing and expanding existing access to justice initiatives and connecting clients to the right counsel, than spending enormous amounts of time, resources and money on a proposal that does not actually meet Ontarians' access to justice needs.

SCHEDULE A

Title: Providing Family Legal Services Across Ontario

Opening Language:

NOTE: This document has been edited to remove responses to open-ended survey questions which could potentially identify survey respondents.

This survey has been jointly developed by The Advocates' Society, the Federation of Ontario Law Associations and the Toronto Lawyers' Association. The survey aims to gather information from lawyers across Ontario regarding the provision of family legal services, including the accessibility of those services and different models used to deliver them. The results of this survey will help to inform the responses of TAS, FOLA and the TLA to a [consultation paper](#) recently released by the Access to Justice Committee of the Law Society of Ontario on a proposed family legal services provider licence.

The survey is completely anonymous and is intended to identify general trends. The questions do not ask for identifying information, such as your name, and responses will not be tracked back to any individual respondent. To ensure privacy and confidentiality, the information collected will only be analyzed on an aggregate level and reference to the survey results in submissions by TAS, FOLA and the TLA will also be on an aggregate basis.

This survey will take you approximately 15-20 minutes to complete. We appreciate your time.

Questions

1. In which region do you practice?
 - a) Central East Region
 - b) Central South Region
 - c) Central West Region
 - d) East Region
 - e) Northeast Region
 - f) Northwest Region
 - g) Southwest Region
 - h) Toronto Region
 - i) Prefer not to answer
2. In what city/town do you practice? (Optional)
(Blank space provided)
3. How long have you been practising law?
 - a) 1 to 5 years
 - b) 6 to 10 years
 - c) 10-20 years
 - d) 20 years or more
 - e) Prefer not to answer
4. What is the population of the city/town where you practise?
 - a) Fewer than 10,000 people

- b) 10,000 – 99,000 people
 - c) 100,000 – 499,000 people
 - d) 500,000 – 1 million people
 - e) More than 1 million people
 - f) Prefer not to answer
5. What percentage of your practice is family law?
- a) Less than 25%
 - b) 25 – 49%
 - c) 50 – 74%
 - d) 75 – 99%
 - e) 100% - I only practise family law
 - f) Prefer not to answer
6. What other areas of law do you practise?
- a) Real Estate law
 - b) Immigration law
 - c) Tax law
 - d) Bankruptcy law
 - e) Corporate law
 - f) Estates law
 - g) Employment law
 - h) Other civil law
 - i) Criminal law
 - j) Other
 - k) None
 - l) Prefer not to answer
7. What type of legal services do you provide to family clients? (Please select all that apply)
- a) Legal representation
 - b) Legal advice
 - c) Legal information
 - d) Legal coaching
 - e) Unbundled services
 - f) Limited scope retainers
 - g) Collaborative family law
 - h) Court conferences/first appearances
 - i) Motions
 - j) Trials
 - k) Appeals
 - l) Child protection
 - m) Mediation (as the mediator)
 - n) Arbitration (as the arbitrator)
 - o) Mediation (as counsel)
 - p) Arbitration (as counsel)

- q) Other – please specify
(Blank space to answer)
 - r) Prefer not to answer
8. How do you bill for your work? (Please select all that apply)
- a) Hourly
 - b) Flat fee
 - c) Sliding scale
 - d) Legal aid
 - e) Employment Assistance Program (EAP), if applicable
 - f) Prefer not to answer
9. What is your standard hourly rate in your family law practice? (Note: there will be questions about sliding scale rates further below)
- a) Under \$100
 - b) \$100 – \$199
 - c) \$200 – \$299
 - d) \$300 – \$399
 - e) \$400 – \$499
 - f) \$500 or higher
 - g) N/A
 - h) Prefer not to answer
10. Do you provide services at a rate below your standard rate?
- a) Yes
 - b) No
 - c) N/A
 - d) Prefer not to answer
11. Do you provide family law services on a sliding scale?
- a) Yes
 - b) No
 - c) N/A
 - d) Prefer not to answer
12. What is the lowest hourly rate you charge family law clients (other than pro bono services)?
- a) Under \$100
 - b) \$100 – \$199
 - c) \$200 – \$299
 - d) \$300 – \$399
 - e) \$400 – \$499
 - f) \$500 or higher
 - g) N/A
 - h) Prefer not to answer

13. What is the highest hourly rate you charge family law clients?
- a) Under \$100
 - b) \$100 – \$199
 - c) \$200 – \$299
 - d) \$300 – \$399
 - e) \$400 – \$499
 - f) \$500 or higher
 - g) N/A
 - h) Prefer not to answer
14. Do you offer lower rates to family law clients than clients requiring services in other areas of law?
- a) Yes
 - b) No
 - c) I only work in family law
 - d) Prefer not to answer
15. Do you work with junior lawyers?
- a) Yes
 - b) No
 - c) Prefer not to answer
16. Do you offer the services of your junior lawyer(s) to family law clients who cannot afford your hourly rate?
- a) Yes
 - b) No
 - c) N/A
 - d) Prefer not to answer
17. What hourly rate does/do your junior(s) charge to family law clients? (Please select all that apply)
- a) Under \$100
 - b) \$100 – \$199
 - c) \$200 – \$299
 - d) \$300 – \$399
 - e) \$400 – \$499
 - f) \$500 or higher
 - g) N/A
 - h) Prefer not to answer
18. Do you accept Legal Aid Certificates for family law clients?
- a) Yes
 - b) No
 - c) Prefer not to answer

19. What percentage of your family law practice consists of Legal Aid work?
- a) Less than 25%
 - b) 25 – 49%
 - c) 50 – 74%
 - d) 75 – 100%
 - e) N/A
 - f) Prefer not to answer
20. Do you accept pro bono family law files?
- a) Yes
 - b) No
 - c) Prefer not to answer
21. Approximately how many hours per year do you contribute to pro bono family law files?
- a) None
 - b) 1-19 hours
 - c) 20-39 hours
 - d) 40-59 hours
 - e) 60 to 99 hours
 - f) 100 hours or more
 - g) Prefer not to answer
22. Do you provide unbundled services in your family law practice?
- a) Yes
 - b) No
 - c) Prefer not to answer
23. What percentage of your practice consists of unbundled services?
- a) Less than 25%
 - b) 25 – 49%
 - c) 50 – 74%
 - d) 75 – 100%
 - e) N/A
 - f) Prefer not to answer
24. Do you use limited scope retainers for your family law practice?
- d) Yes
 - e) No
 - f) Prefer not to answer
25. What percentage of your practice consists of limited scope retainers?
- a) Less than 25%
 - b) 25 – 49%
 - c) 50 – 74%
 - d) 75 – 100%

- e) N/A
- f) Prefer not to answer

26. Do you provide legal coaching in your family law practice?

- a) Yes
- b) No
- c) Prefer not to answer

27. What percentage of your practice consists of legal coaching?

- a) Less than 25%
- b) 25 – 49%
- c) 50 – 74%
- d) 75 – 100%
- e) N/A
- f) Prefer not to answer

28. What, if any, alternative billing options do you offer your family law clients?

(Blank space to answer)

29. Do you provide family law legal services to clients at legal clinics or other organizations?

- a) Yes
- b) No
- c) Prefer not to answer

30. Do you provide family law legal services to clients as duty counsel?

- a) Yes
- b) No
- c) Prefer not to answer

31. Do you provide any form of public legal education about family law issues?

- a) Yes
- b) No
- c) Prefer not to answer

32. What type of public legal education does your organization provide? (Select all that apply)

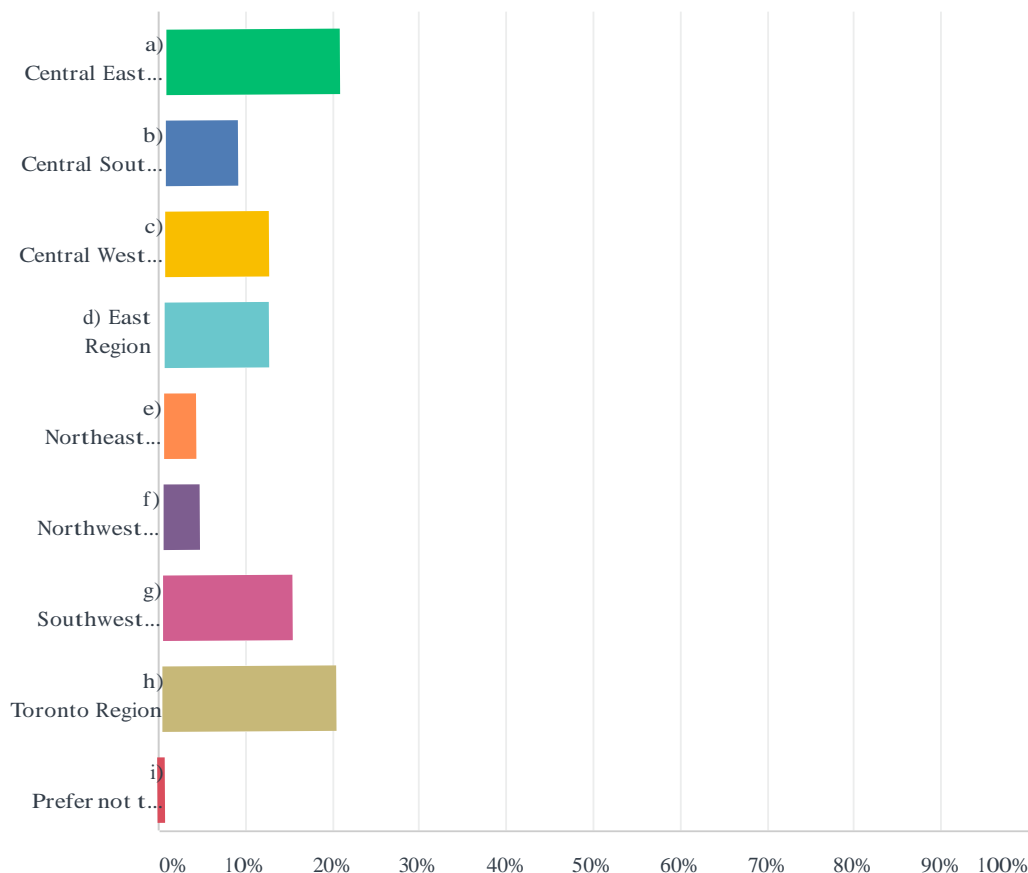
- a) Information about the law
- b) Information to help people identify legal issues
- c) Information that explains how the family court system works
- d) Information on Alternative Dispute Resolution
- e) Information on policy reform
- f) Other
- g) None
- h) Prefer not to answer

33. Do you volunteer for an organization that does legal policy work and/or work relating to access to justice (e.g. The Advocates' Society, the OBA, FOLA, local organizations)?
- a) No
 - b) Yes – please specify
(Blank space to answer)
 - c) Prefer not to answer
34. Are you a participant in any other form of alternative legal information/advice? (e.g. legal hotline, etc.)?
- a) No
 - b) Yes – please specify
(Blank space to answer)
 - c) Prefer not to answer
35. Do you do any other family law volunteerism? If so, please specify.
(Blank space to answer)
36. Are there any programs that provide family law access to justice that could benefit from the assistance of the Law Society of Ontario?
- a) No
 - b) Yes (if yes what?)
(Blank space to answer)
 - c) Prefer not to answer
37. What other areas of law do your family law files tend to deal with? (Please select all that apply)
- a) Real Estate law
 - b) Tax law
 - c) Bankruptcy law
 - d) Corporate law
 - e) Estates law
 - f) Civil law
 - g) Criminal law
 - h) Employment law
 - i) Other
 - j) None
 - k) Prefer not to answer
38. General Comments
(Blank space to answer)

Thank you again for taking the time to complete this survey.

Q1 In which region do you practice?

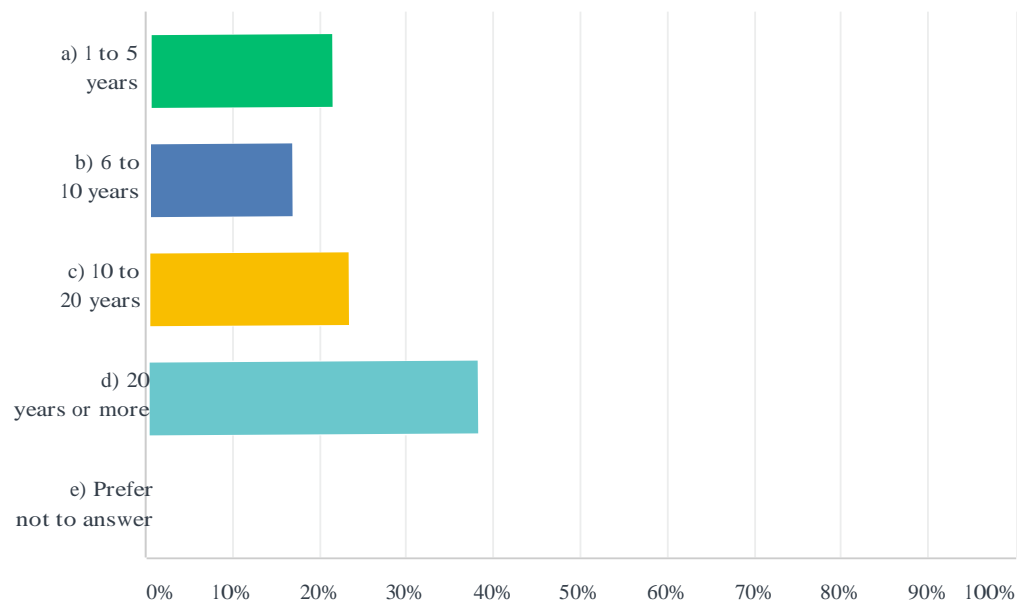
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ANSWER CHOICES		RESPONSES	
a)	Central East Region	20.76%	93
b)	Central South Region	8.93%	40
c)	Central West Region	12.50%	56
d)	East Region	12.50%	56
e)	Northeast Region	4.24%	19
f)	Northwest Region	4.69%	21
g)	Southwest Region	15.18%	68
h)	Toronto Region	20.31%	91
i)	Prefer not to answer	0.89%	4
TOTAL			448

Q3 How long have you been practising law?

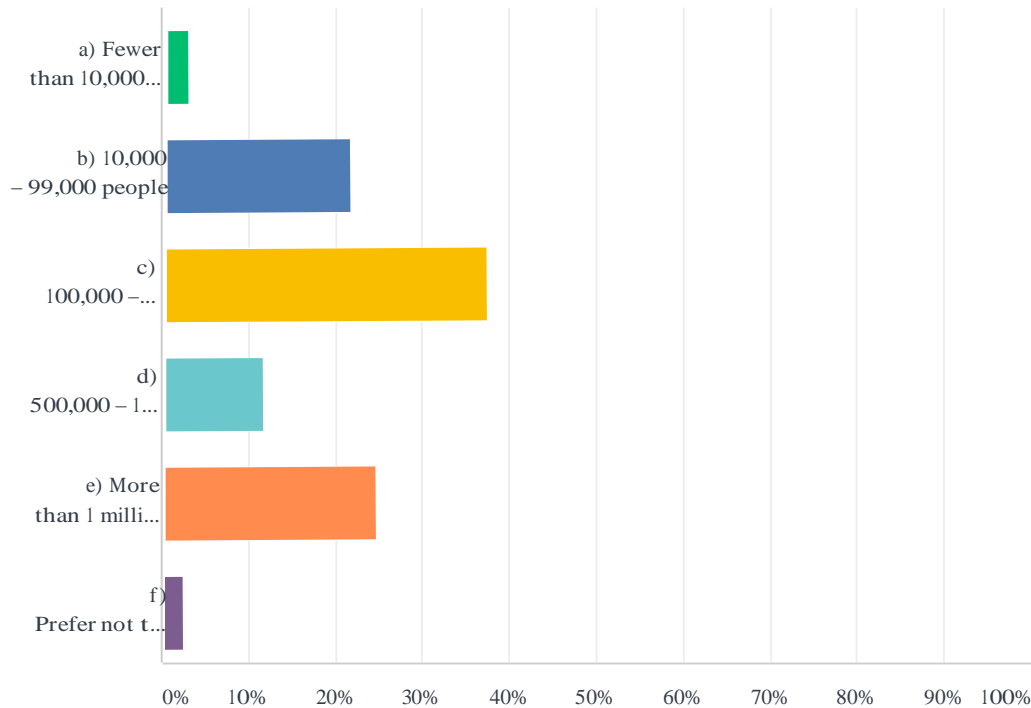
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ANSWER CHOICES		RESPONSES	
a)	1 to 5 years	21.43%	96
b)	6 to 10 years	16.74%	75
c)	10 to 20 years	23.21%	104
d)	20 years or more	38.17%	171
e)	Prefer not to answer	0.45%	2
TOTAL			448

Q4 What is the population of the city/town where you practise?

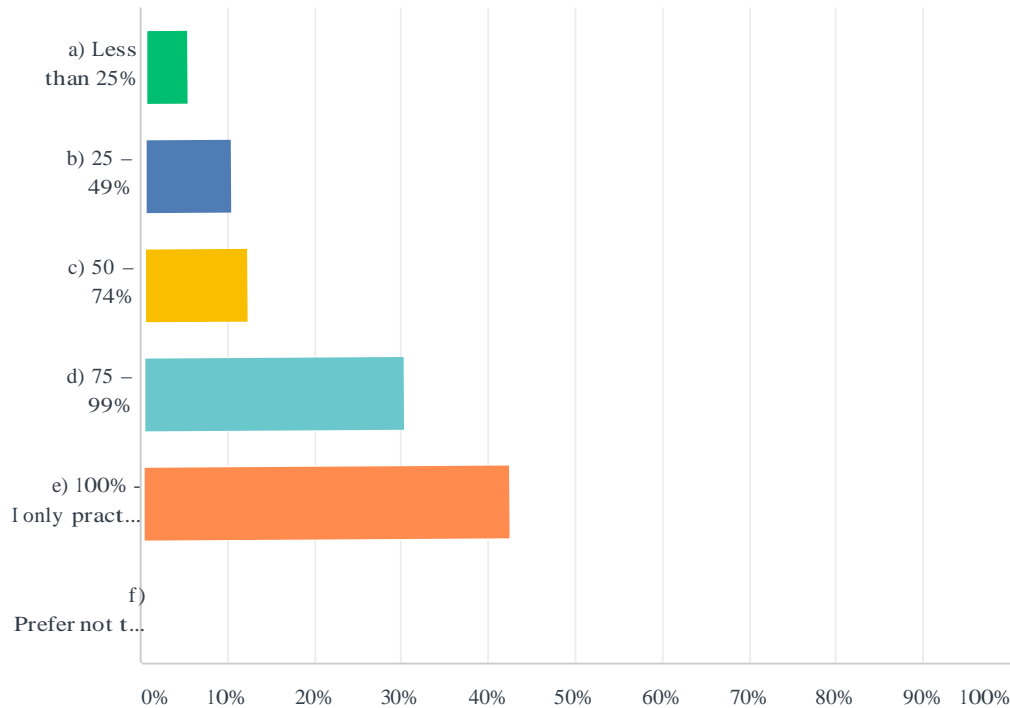
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ANSWER CHOICES		RESPONSES	
a)	Fewer than 10,000 people	2.92%	13
b)	10,000 – 99,000 people	21.57%	96
c)	100,000 – 499,000 people	37.30%	166
d)	500,000 – 1 million people	11.46%	51
e)	More than 1 million people	24.49%	109
f)	Prefer not to answer	2.25%	10
TOTAL			445

Q5 What percentage of your practice is family law?

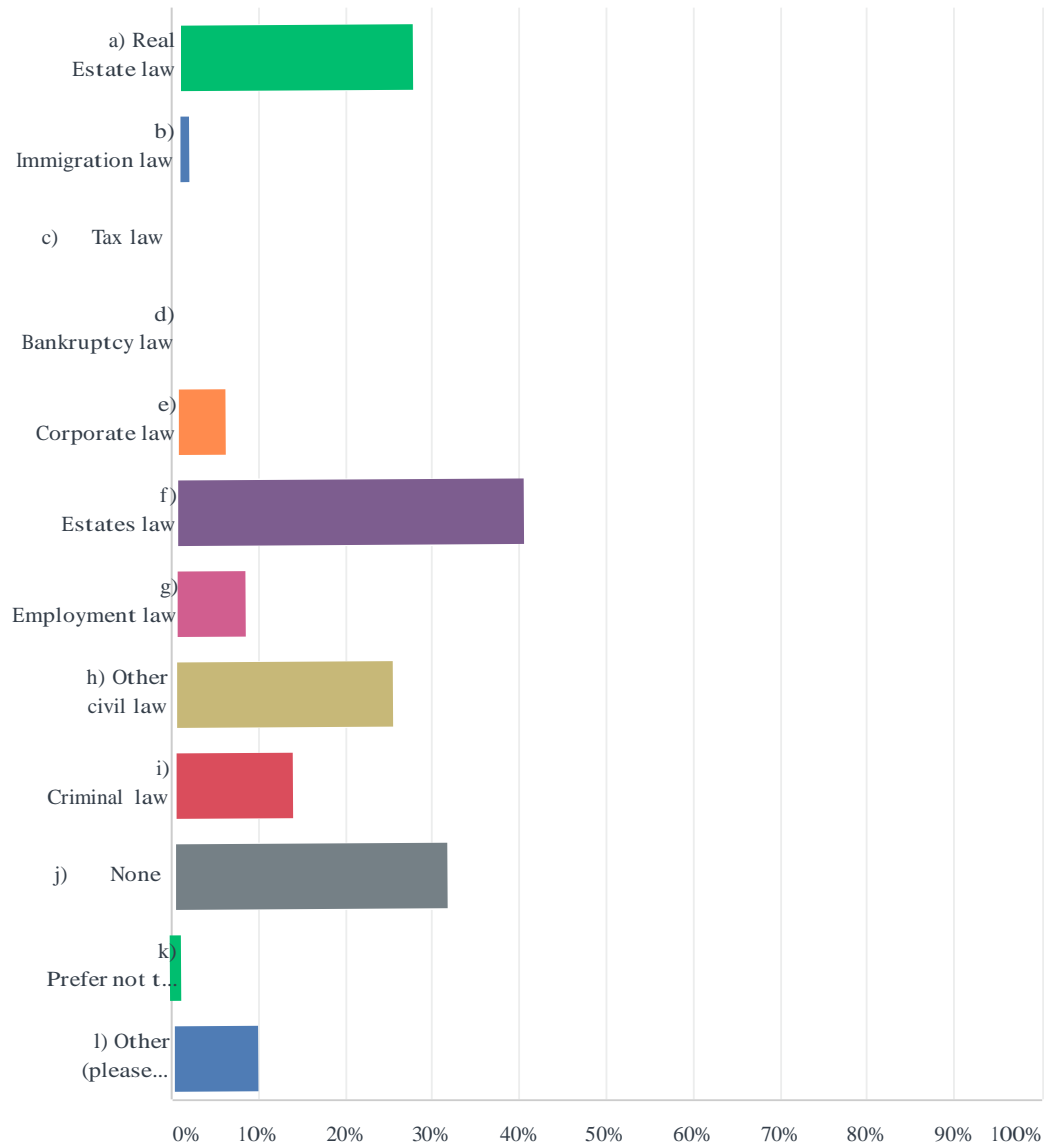
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ANSWER CHOICES		RESPONSES	
a)	Less than 25%	5.15%	23
b)	25 – 49%	10.29%	46
c)	50 – 74%	12.08%	54
d)	75 – 99%	30.20%	135
e)	100% - I only practise family law	42.28%	189
f)	Prefer not to answer	0.00%	0
TOTAL			447

Q6 What other areas of law do you practise?

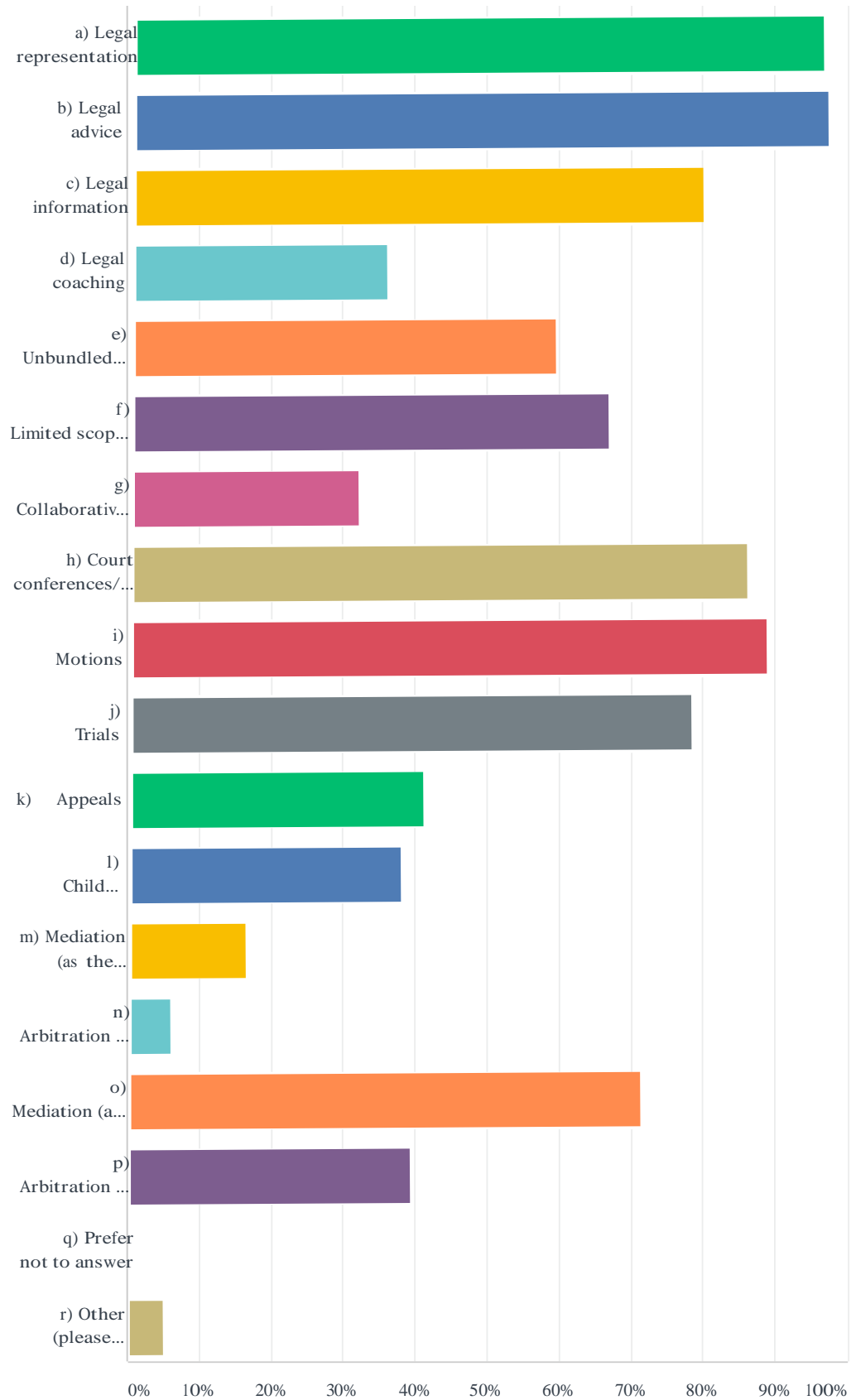
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ANSWER CHOICES		RESPONSES	
a)	Real Estate law	27.60%	106
b)	Immigration law	1.82%	7
c)	Tax law	0.26%	1
d)	Bankruptcy law	0.26%	1
e)	Corporate law	5.99%	23
f)	Estates law	40.36%	155
g)	Employment law	8.33%	32
h)	Other civil law	25.26%	97
i)	Criminal law	13.80%	53
j)	None	31.51%	121
k)	Prefer not to answer	1.30%	5
l)	Other (please specify)	9.90%	38
Total Respondents: 384			

Q7 What type of legal services do you provide to family clients? (Please select all that apply)

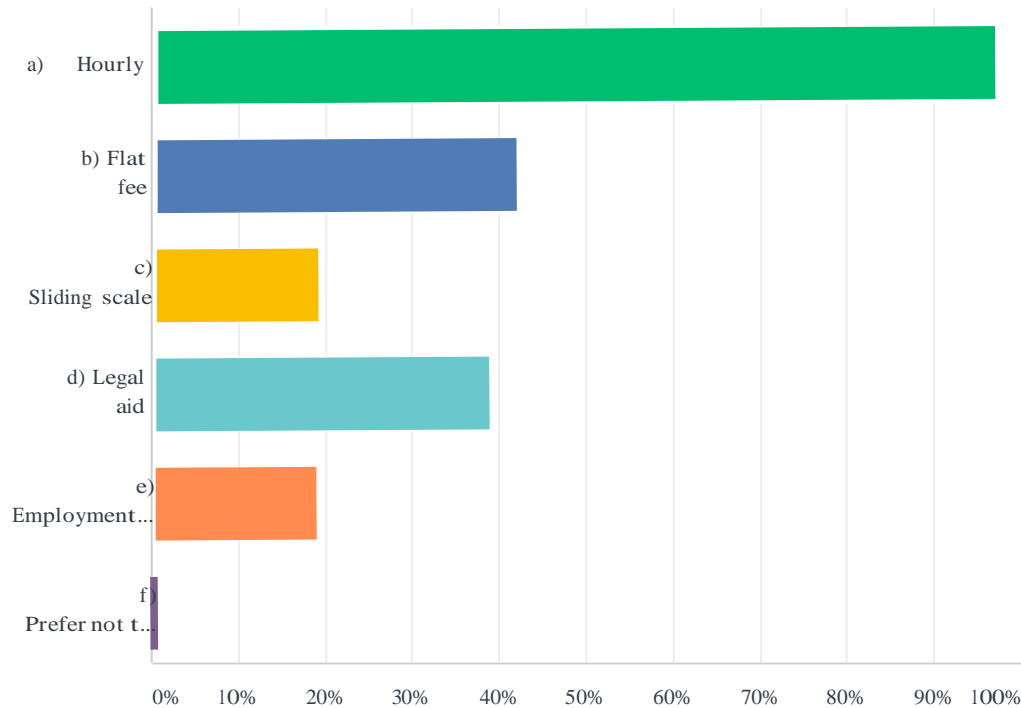
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ANSWER CHOICES		RESPONSES	
a)	Legal representation	96.66%	434
b)	Legal advice	97.33%	437
c)	Legal information	79.96%	359
d)	Legal coaching	36.08%	162
e)	Unbundled services	59.47%	267
f)	Limited scope retainers	66.82%	300
g)	Collaborative family law	32.07%	144
h)	Court conferences/first appearances	85.97%	386
i)	Motions	88.64%	398
j)	Trials	78.17%	351
k)	Appeals	40.98%	184
l)	Child protection	37.86%	170
m)	Mediation (as the mediator)	16.26%	73
n)	Arbitration (as the arbitrator)	5.79%	26
o)	Mediation (as counsel)	71.05%	319
p)	Arbitration (as counsel)	39.20%	176
q)	Prefer not to answer	0.22%	1
r)	Other (please specify)	4.90%	22
Total Respondents: 449			

Q8 How do you bill for your work? (Please select all that apply)

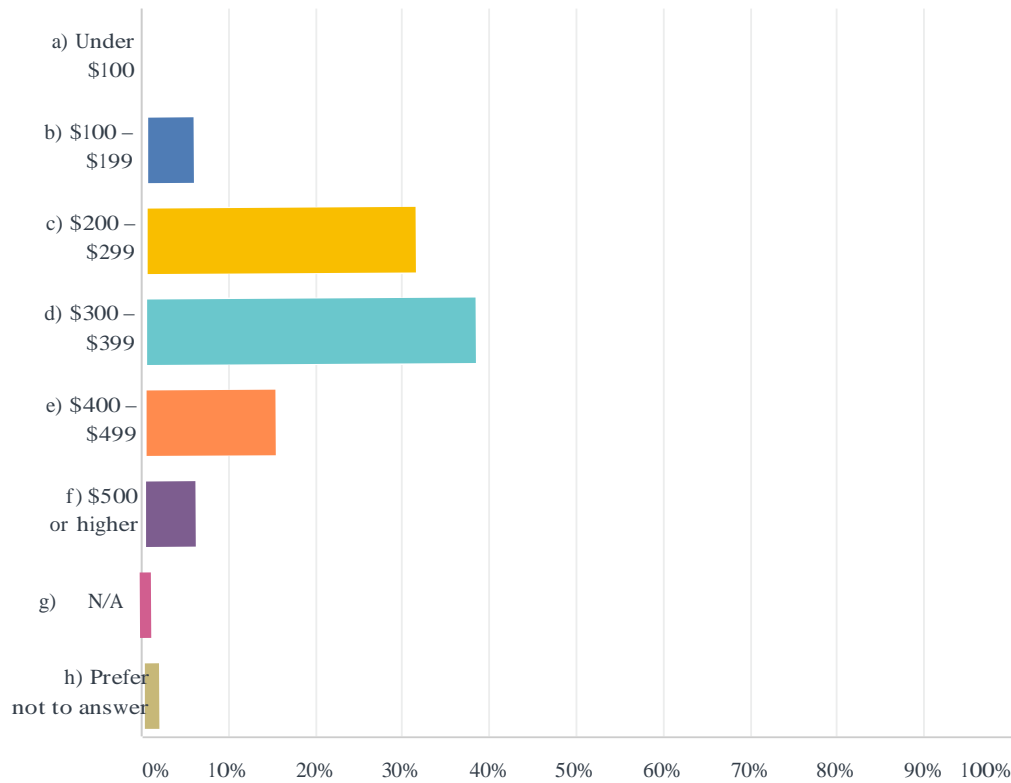
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ANSWER CHOICES		RESPONSES	
a)	Hourly	96.87%	433
b)	Flat fee	41.83%	187
c)	Sliding scale	19.02%	85
d)	Legal aid	38.70%	173
e)	Employment Assistance Program (EAP), if applicable	18.79%	84
f)	Prefer not to answer	0.89%	4
Total Respondents: 447			

Q9 What is your standard hourly rate in your family law practice? (Note: there will be questions about sliding scale rates further below)

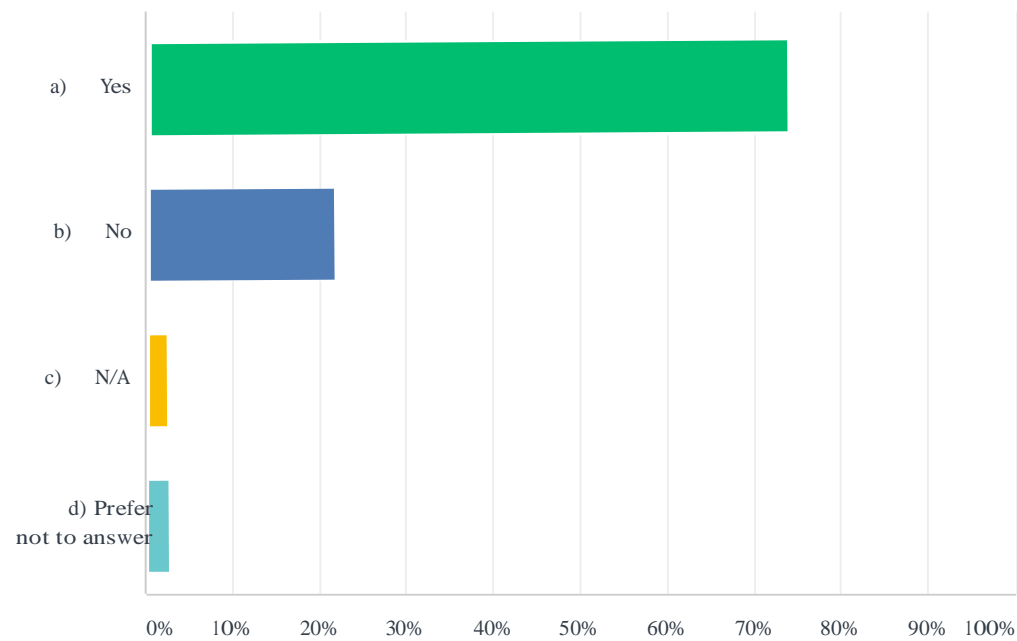
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ANSWER CHOICES		RESPONSES	
a)	Under \$100	0.00%	0
b)	\$100 – \$199	5.79%	26
c)	\$200 – \$299	31.40%	141
d)	\$300 – \$399	38.31%	172
e)	\$400 – \$499	15.37%	69
f)	\$500 or higher	6.01%	27
g)	N/A	1.34%	6
h)	Prefer not to answer	1.78%	8
TOTAL			449

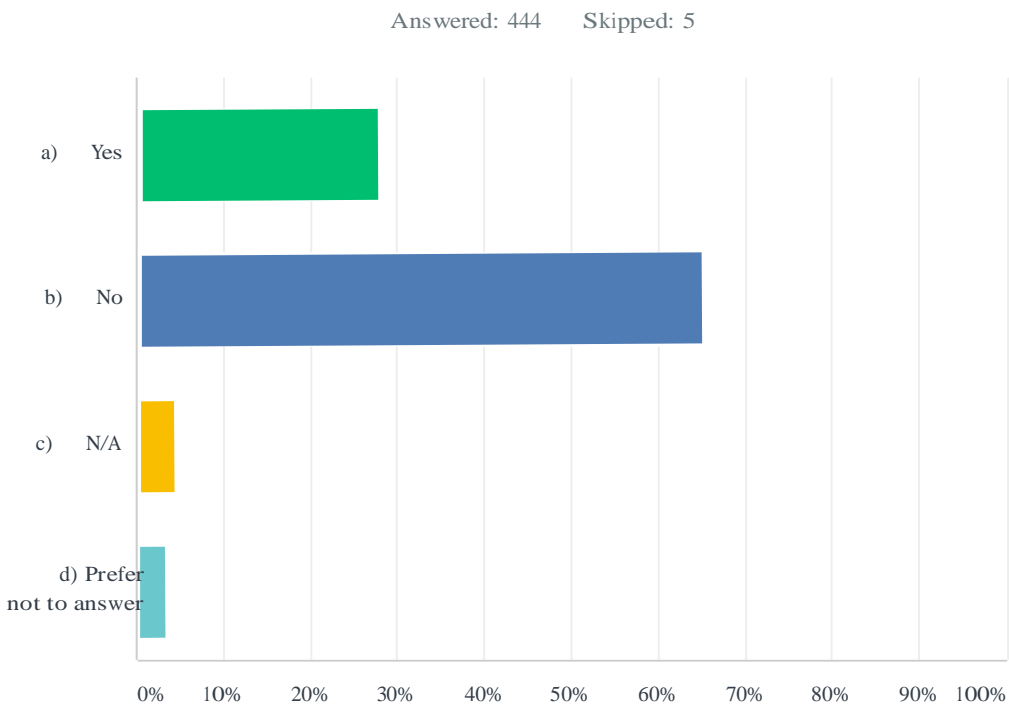
Q10 Do you provide services at a rate below your standard rate?

Answered: 445 Skipped: 4



ANSWER CHOICES		RESPONSES	
a)	Yes	73.71%	328
b)	No	21.57%	96
c)	N/A	2.25%	10
d)	Prefer not to answer	2.47%	11
TOTAL			445

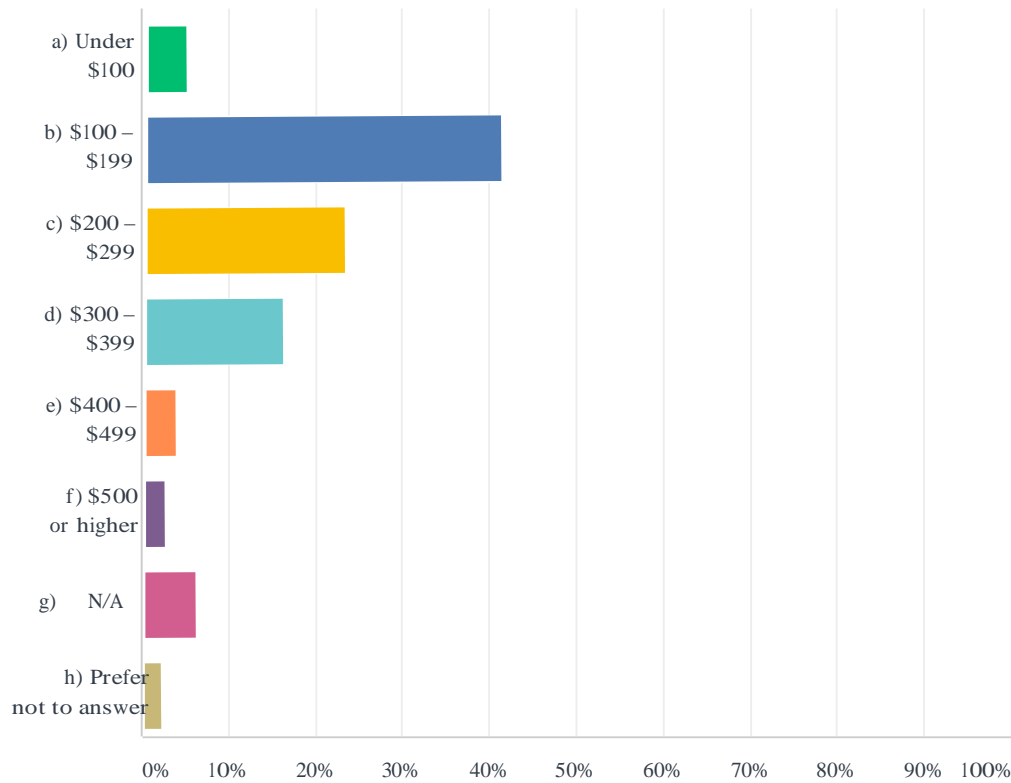
Q11 Do you provide family law services on a sliding scale?



ANSWER CHOICES		RESPONSES	
a)	Yes	27.70%	123
b)	No	64.86%	288
c)	N/A	4.28%	19
d)	Prefer not to answer	3.15%	14
TOTAL			444

Q12 What is the lowest hourly rate you charge family law clients (other than pro bono services)?

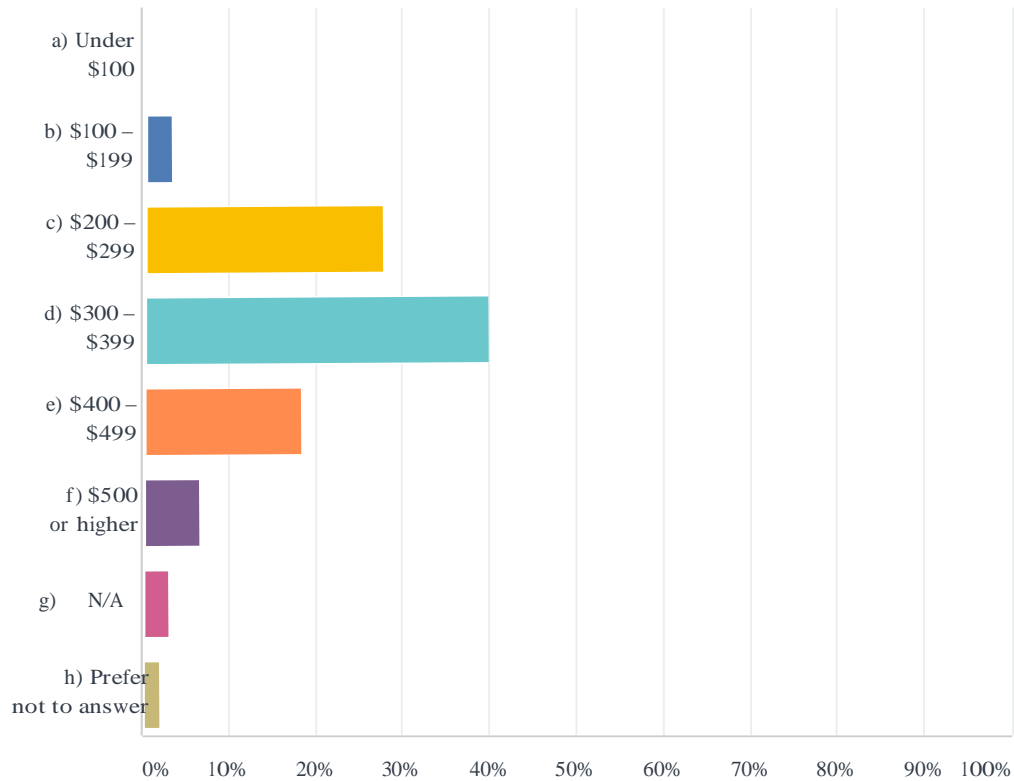
Answered: 442 Skipped: 7



ANSWER CHOICES		RESPONSES	
a)	Under \$100	4.98%	22
b)	\$100 – \$199	41.18%	182
c)	\$200 – \$299	23.30%	103
d)	\$300 – \$399	16.06%	71
e)	\$400 – \$499	3.85%	17
f)	\$500 or higher	2.49%	11
g)	N/A	6.11%	27
h)	Prefer not to answer	2.04%	9
TOTAL			442

Q13 What is the highest hourly rate you charge family law clients?

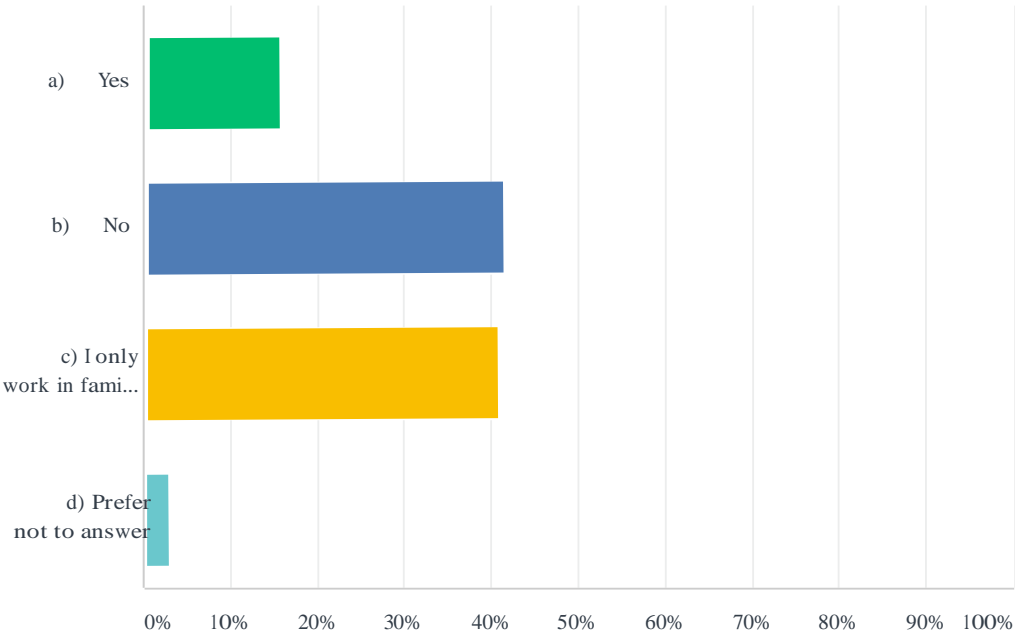
Answered: 446 Skipped: 3



ANSWER CHOICES		RESPONSES	
a)	Under \$100	0.00%	0
b)	\$100 – \$199	3.36%	15
c)	\$200 – \$299	27.58%	123
d)	\$300 – \$399	39.69%	177
e)	\$400 – \$499	18.16%	81
f)	\$500 or higher	6.50%	29
g)	N/A	2.91%	13
h)	Prefer not to answer	1.79%	8
TOTAL			446

Q14 Do you offer lower rates to family law clients than clients requiring services in other areas of law?

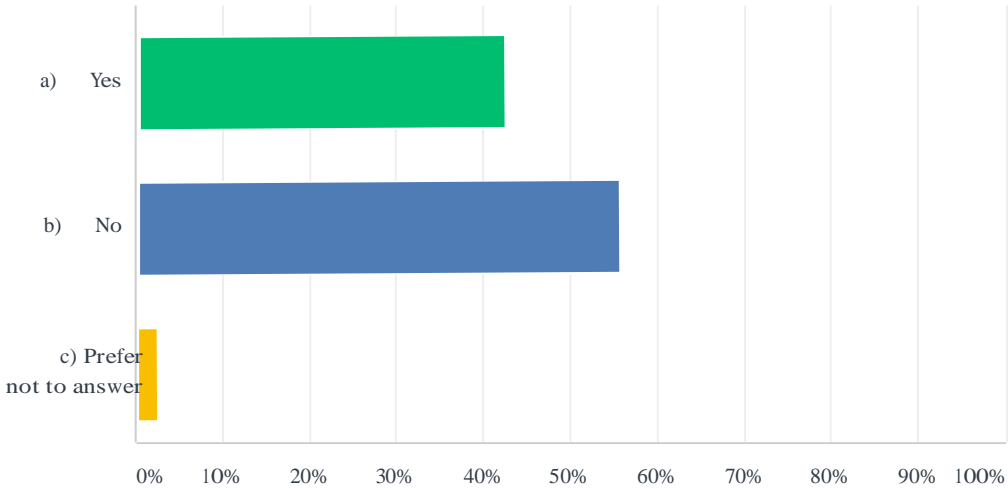
Answered: 446 Skipped: 3



ANSWER CHOICES		RESPONSES	
a)	Yes	15.47%	69
b)	No	41.26%	184
c)	I only work in family law	40.58%	181
d)	Prefer not to answer	2.69%	12
TOTAL			446

Q15 Do you work with junior lawyers?

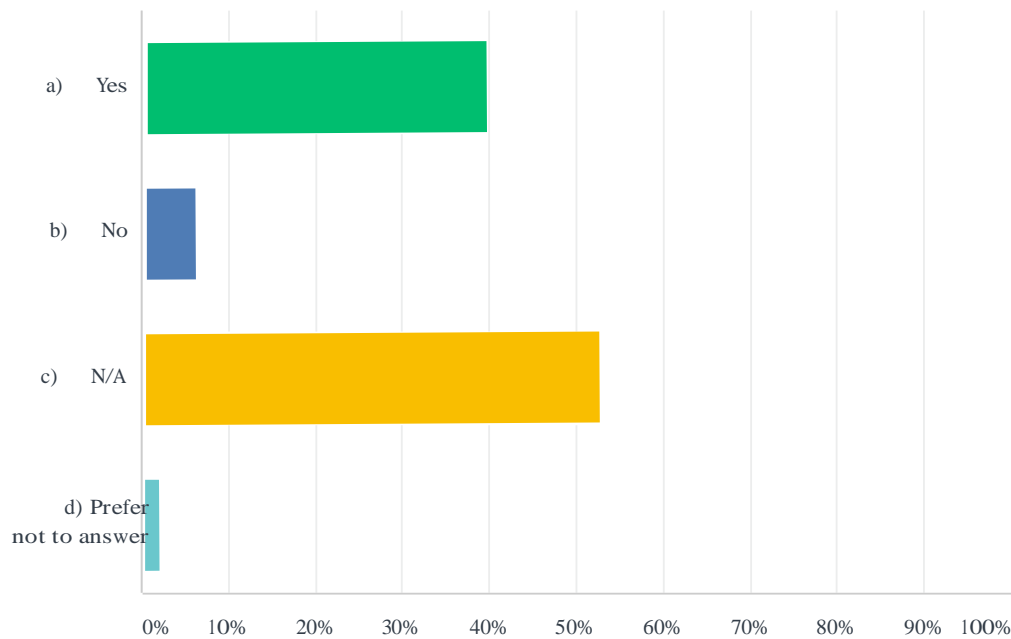
Answered: 444 Skipped: 5



ANSWER CHOICES		RESPONSES	
a)	Yes	42.34%	188
b)	No	55.41%	246
c)	Prefer not to answer	2.25%	10
TOTAL			444

Q16 Do you offer the services of your junior lawyer(s) to family law clients who cannot afford your hourly rate?

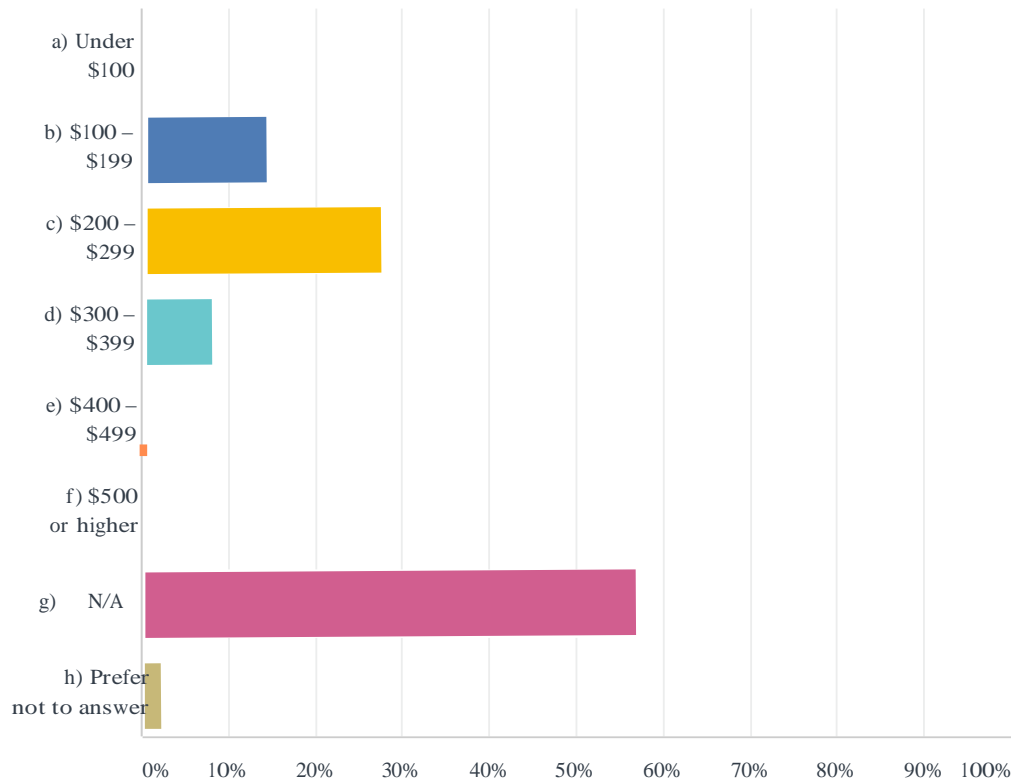
Answered: 441 Skipped: 8



ANSWER CHOICES		RESPONSES	
a)	Yes	39.46%	174
b)	No	6.12%	27
c)	N/A	52.61%	232
d)	Prefer not to answer	1.81%	8
TOTAL			441

Q17 What hourly rate does/do your junior(s) charge to family law clients? (Please select all that apply)

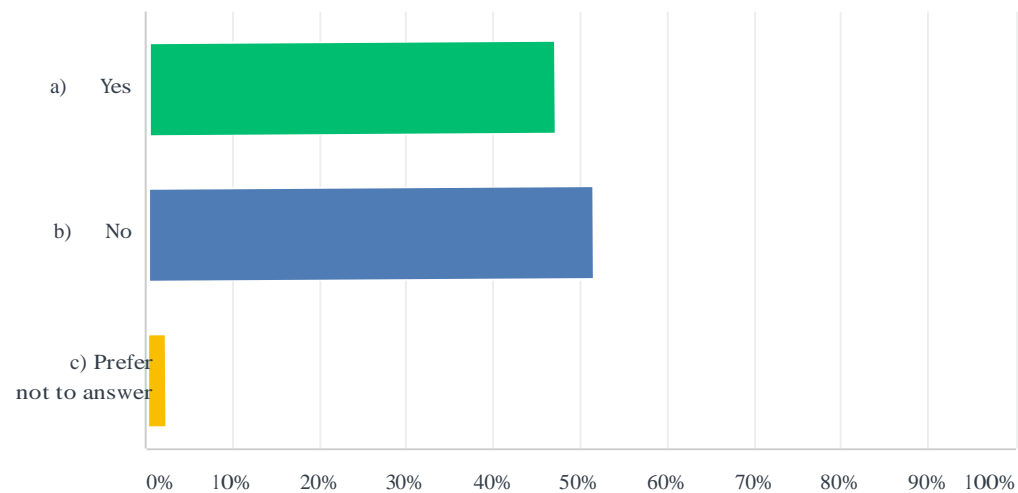
Answered: 443 Skipped: 6



ANSWER CHOICES		RESPONSES	
a)	Under \$100	0.68%	3
b)	\$100 – \$199	14.22%	63
c)	\$200 – \$299	27.31%	121
d)	\$300 – \$399	7.90%	35
e)	\$400 – \$499	0.90%	4
f)	\$500 or higher	0.00%	0
g)	N/A	56.66%	251
h)	Prefer not to answer	2.03%	9
Total Respondents: 443			

Q18 Do you accept Legal Aid Certificates for family law clients?

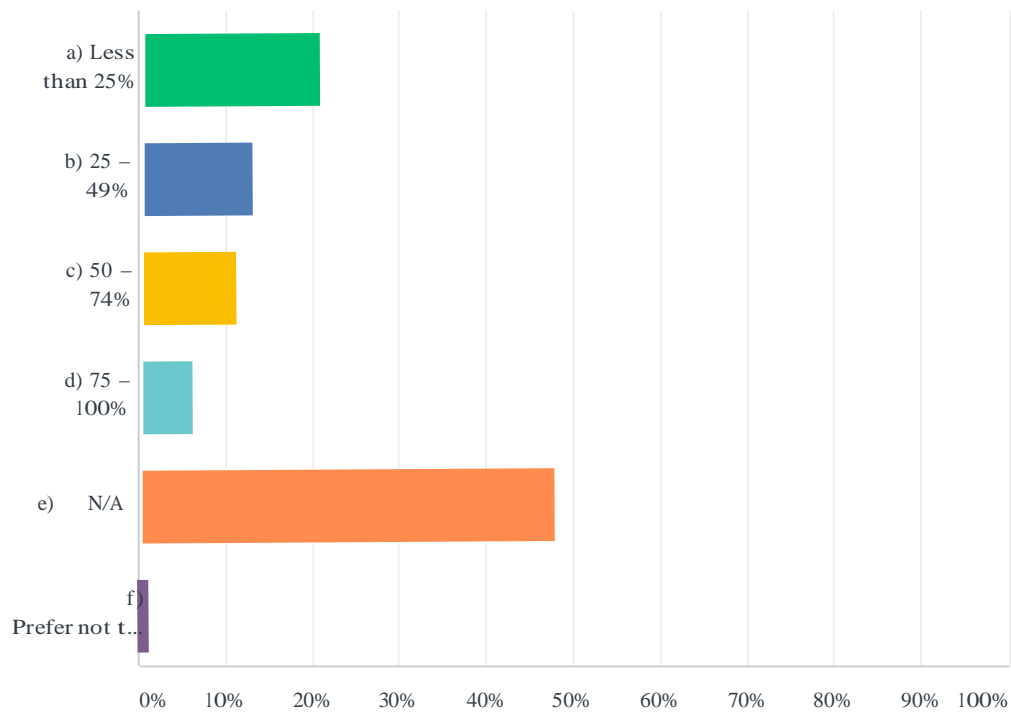
Answered: 449 Skipped: 0



ANSWER CHOICES		RESPONSES	
a)	Yes	46.77%	210
b)	No	51.22%	230
c)	Prefer not to answer	2.00%	9
TOTAL			449

Q19 What percentage of your family law practice consists of Legal Aid work?

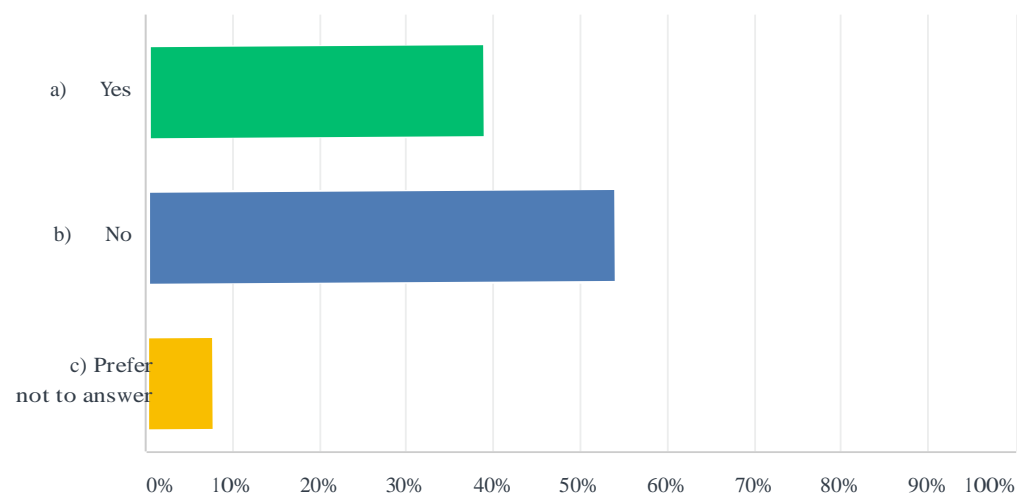
Answered: 448 Skipped: 1



ANSWER CHOICES		RESPONSES	
a)	Less than 25%	20.76%	93
b)	25 – 49%	12.95%	58
c)	50 – 74%	11.16%	50
d)	75 – 100%	6.03%	27
e)	N/A	47.77%	214
f)	Prefer not to answer	1.34%	6
TOTAL			448

Q20 Do you accept pro bono family law files?

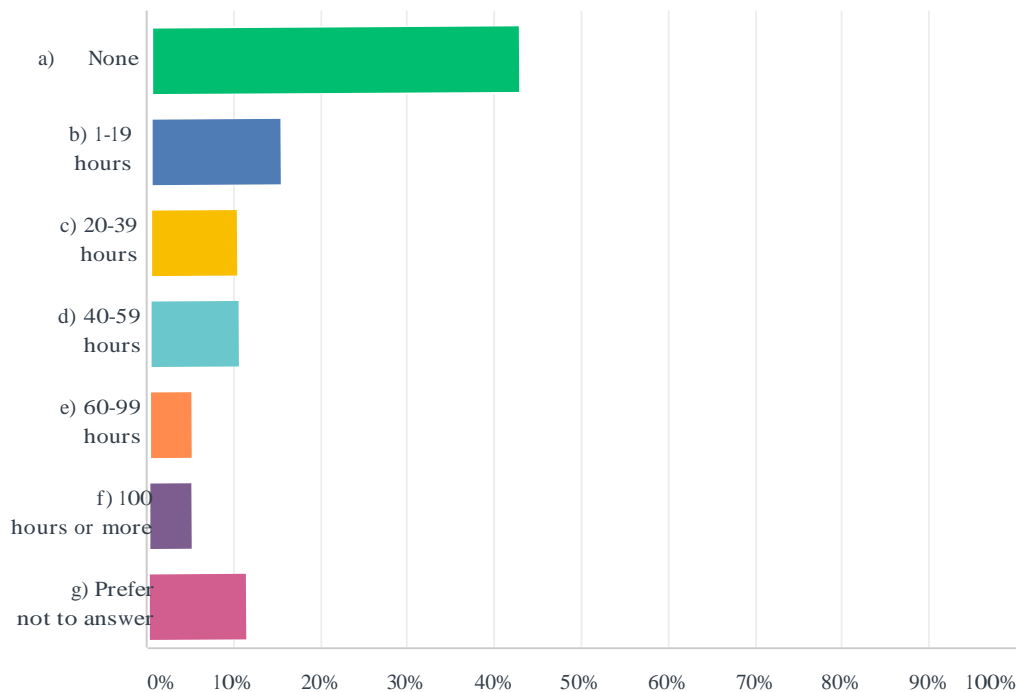
Answered: 448 Skipped: 1



ANSWER CHOICES		RESPONSES	
a)	Yes	38.62%	173
b)	No	53.79%	241
c)	Prefer not to answer	7.59%	34
TOTAL			448

Q21 Approximately how many hours per year do you contribute to pro bono family law files?

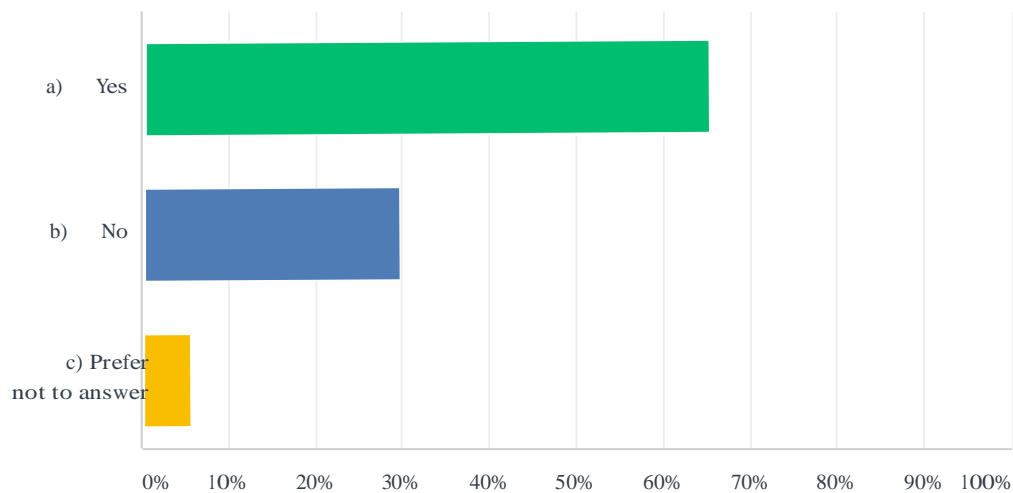
Answered: 445 Skipped: 4



ANSWER CHOICES		RESPONSES	
a)	None	42.70%	190
b)	1-19 hours	15.28%	68
c)	20-39 hours	10.34%	46
d)	40-59 hours	10.56%	47
e)	60-99 hours	4.94%	22
f)	100 hours or more	4.94%	22
g)	Prefer not to answer	11.24%	50
TOTAL			445

Q22 Do you provide unbundled services in your family law practice?

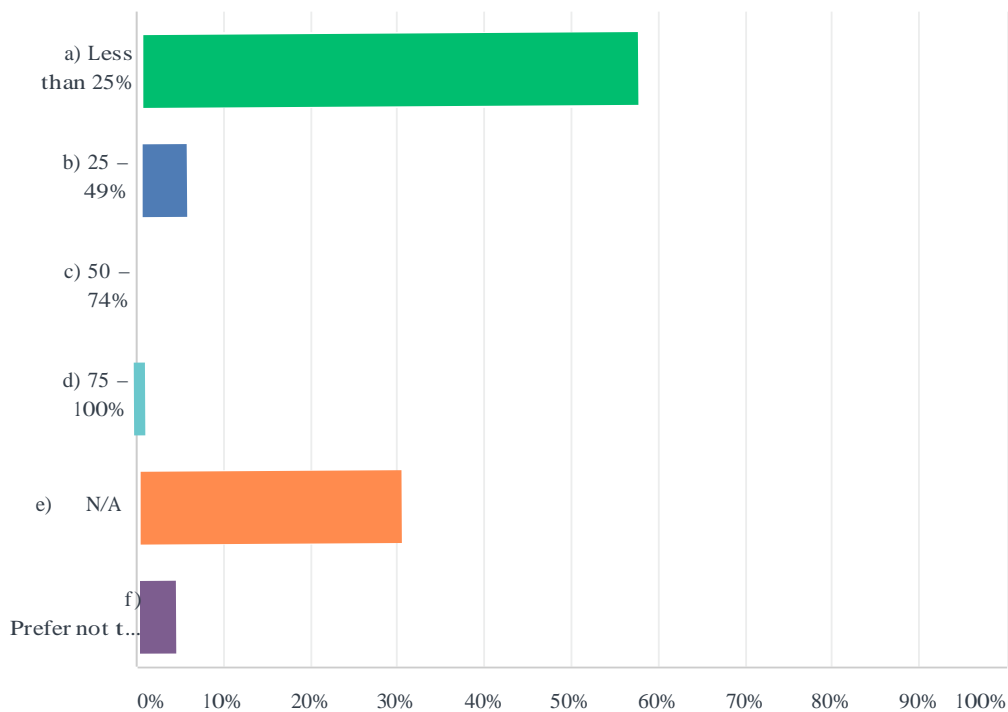
Answered: 446 Skipped: 3



ANSWER CHOICES		RESPONSES	
a)	Yes	65.02%	290
b)	No	29.60%	132
c)	Prefer not to answer	5.38%	24
TOTAL			446

Q23 What percentage of your practice consists of unbundled services?

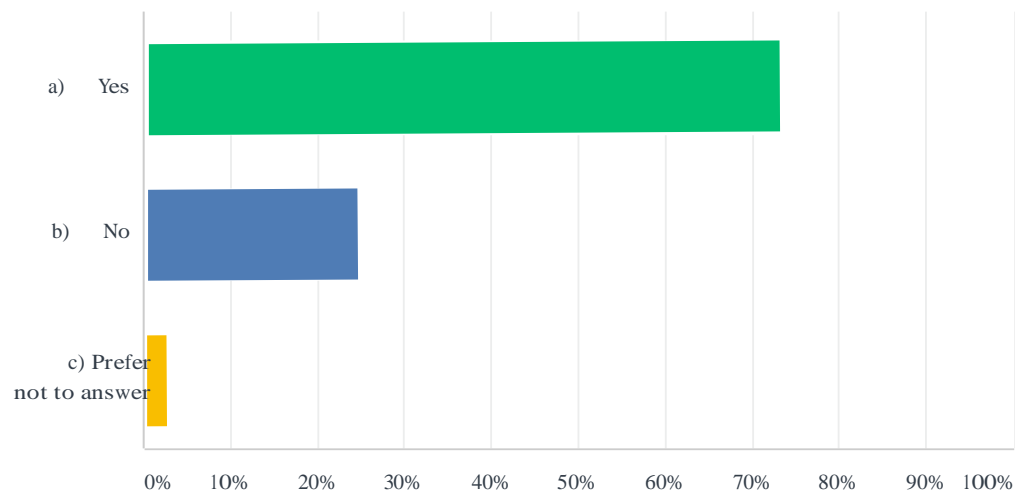
Answered: 446 Skipped: 3



ANSWER CHOICES		RESPONSES	
a)	Less than 25%	57.62%	257
b)	25 – 49%	5.61%	25
c)	50 – 74%	0.67%	3
d)	75 – 100%	1.35%	6
e)	N/A	30.27%	135
f)	Prefer not to answer	4.48%	20
TOTAL			446

Q24 Do you use limited scope retainers for your family law practice?

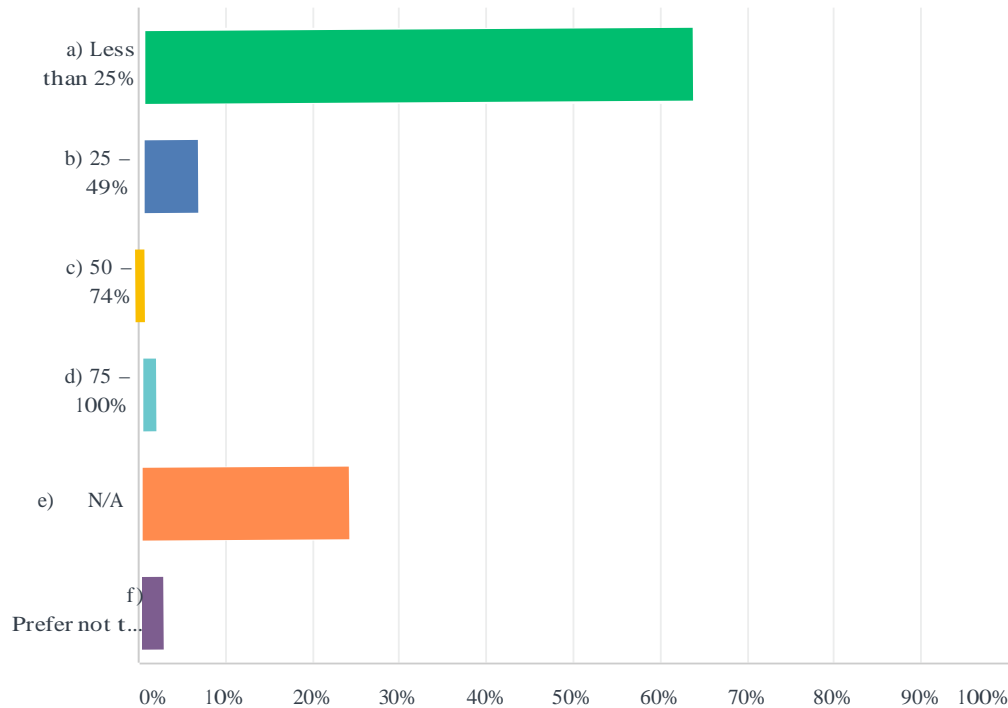
Answered: 446 Skipped: 3



ANSWER CHOICES	RESPONSES	
a) Yes	73.09%	326
b) No	24.44%	109
c) Prefer not to answer	2.47%	11
TOTAL		446

Q25 What percentage of your practice consists of limited scope retainers?

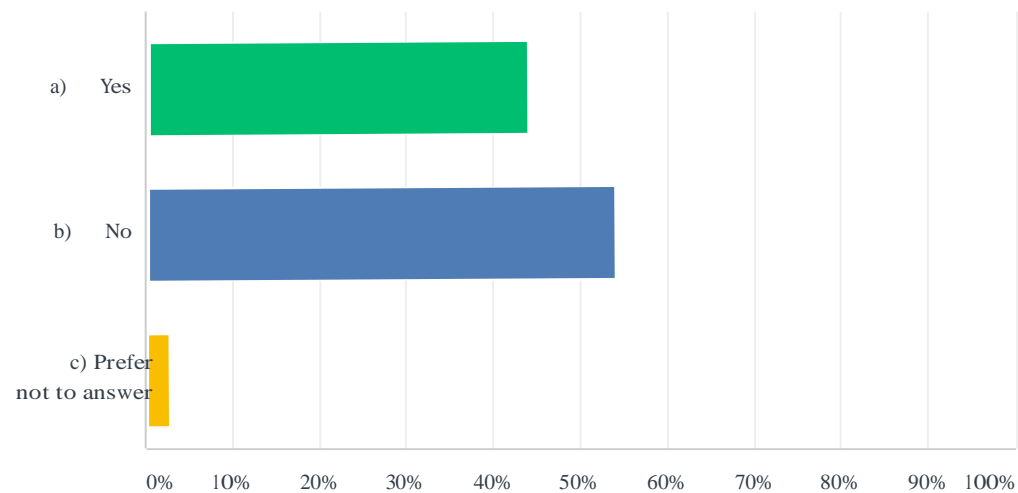
Answered: 446 Skipped: 3



ANSWER CHOICES		RESPONSES	
a)	Less than 25%	63.68%	284
b)	25 - 49%	6.73%	30
c)	50 - 74%	1.12%	5
d)	75 - 100%	1.79%	8
e)	N/A	23.99%	107
f)	Prefer not to answer	2.69%	12
TOTAL			446

Q26 Do you provide legal coaching in your family law practice?

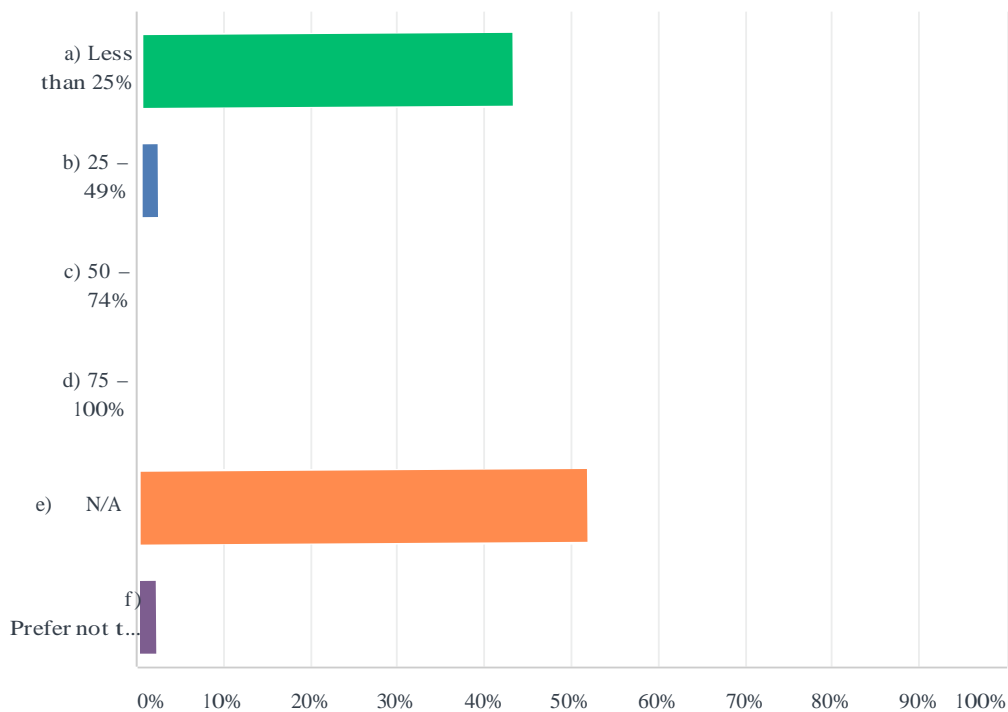
Answered: 444 Skipped: 5



ANSWER CHOICES		RESPONSES	
a)	Yes	43.69%	194
b)	No	53.83%	239
c)	Prefer not to answer	2.48%	11
TOTAL			444

Q27 What percentage of your practice consists of legal coaching?

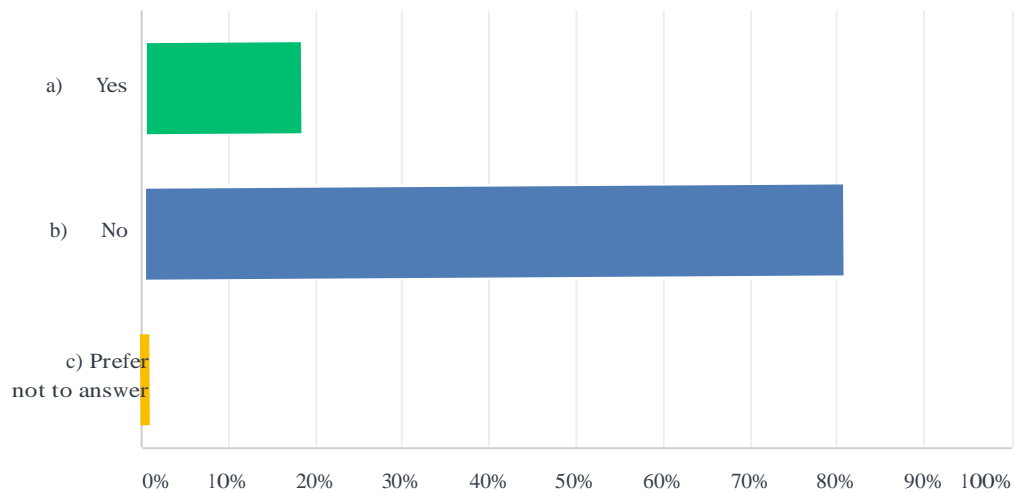
Answered: 441 Skipped: 8



ANSWER CHOICES		RESPONSES	
a)	Less than 25%	43.08%	190
b)	25 – 49%	2.27%	10
c)	50 – 74%	0.23%	1
d)	75 – 100%	0.68%	3
e)	N/A	51.70%	228
f)	Prefer not to answer	2.04%	9
TOTAL			441

Q29 Do you provide family law legal services to clients at legal clinics or other organizations?

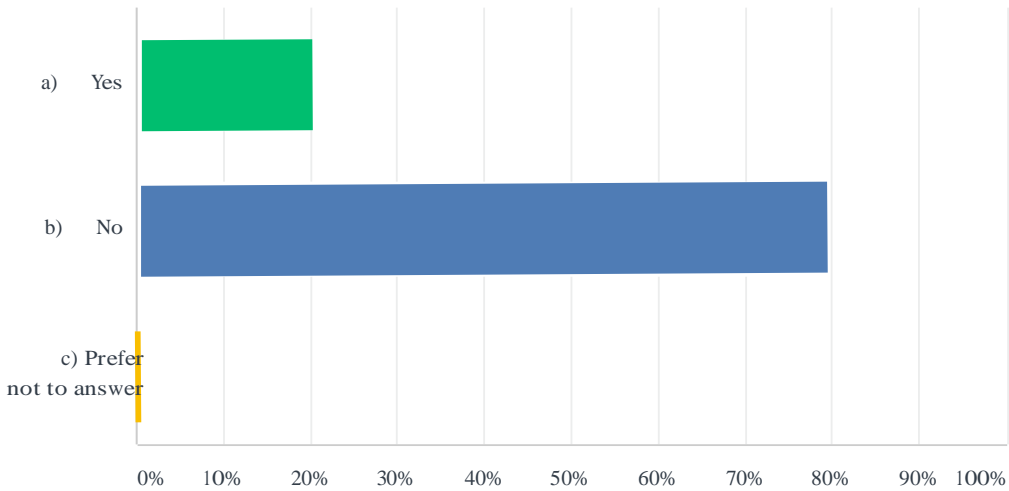
Answered: 449 Skipped: 0



ANSWER CHOICES	RESPONSES	
a) Yes	18.26%	82
b) No	80.62%	362
c) Prefer not to answer	1.11%	5
TOTAL		449

Q30 Do you provide family law legal services to clients as duty counsel?

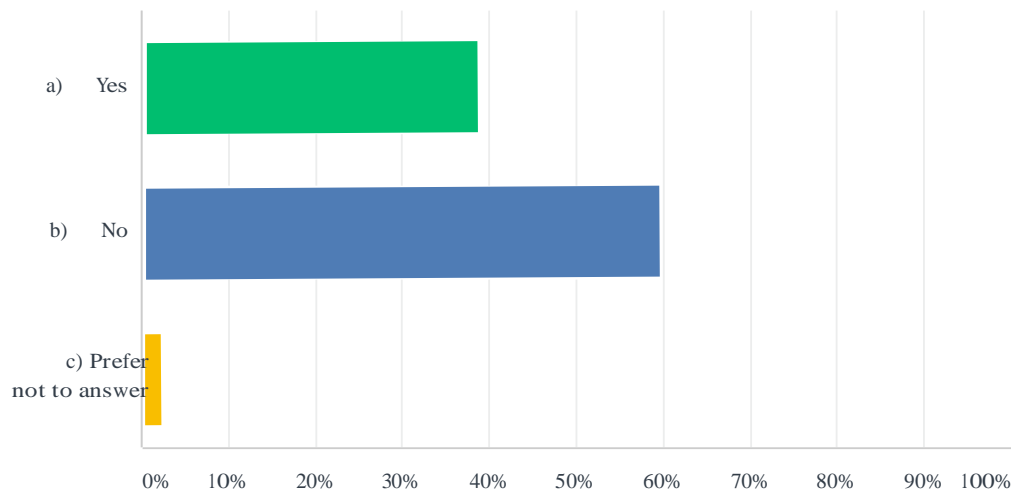
Answered: 445 Skipped: 4



ANSWER CHOICES		RESPONSES	
a)	Yes	20.00%	89
b)	No	79.33%	353
c)	Prefer not to answer	0.67%	3
TOTAL			445

Q31 Do you provide any form of public legal education about family law issues?

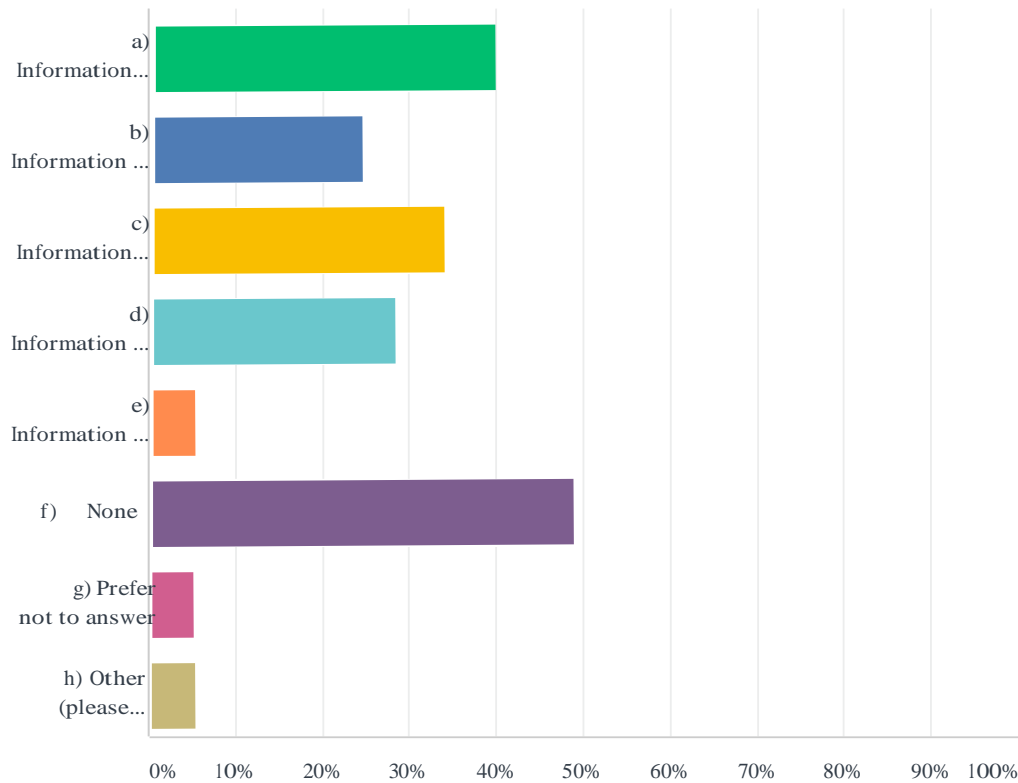
Answered: 447 Skipped: 2



ANSWER CHOICES	RESPONSES	
a) Yes	38.48%	172
b) No	59.51%	266
c) Prefer not to answer	2.01%	9
TOTAL		447

Q32 What type of public legal education does your organization provide? (Select all that apply)

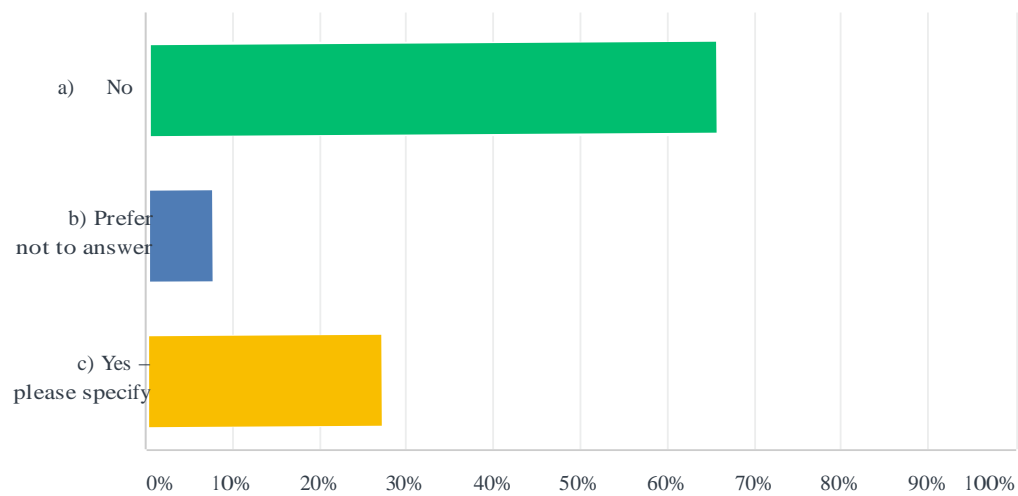
Answered: 406 Skipped: 43



ANSWER CHOICES		RESPONSES	
a)	Information about the law	39.66%	161
b)	Information to help people identify legal issues	24.38%	99
c)	Information that explains how the family court system works	33.99%	138
d)	Information on Alternative Dispute Resolution	28.33%	115
e)	Information on policy reform	5.17%	21
f)	None	48.77%	198
g)	Prefer not to answer	4.93%	20
h)	Other (please specify)	5.17%	21
Total Respondents: 406			

Q33 Do you volunteer for an organization that does legal policy work and/or work relating to access to justice (e.g. The Advocates' Society, the OBA, FOLA, local organizations)?

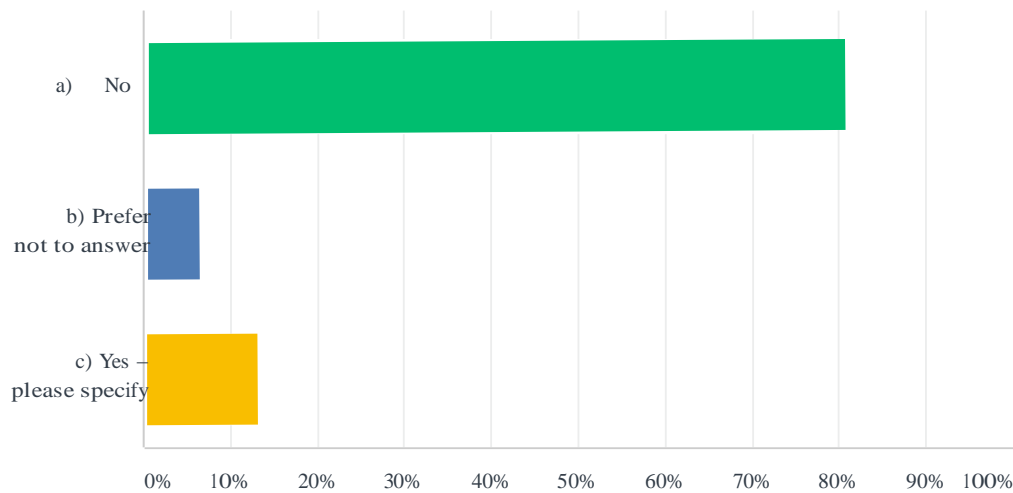
Answered: 444 Skipped: 5



ANSWER CHOICES		RESPONSES	
a)	No	65.54%	291
b)	Prefer not to answer	7.43%	33
c)	Yes – please specify	27.03%	120
TOTAL			444

Q34 Are you a participant in any other form of alternative legal information/advice? (e.g. legal hotline, etc.)?

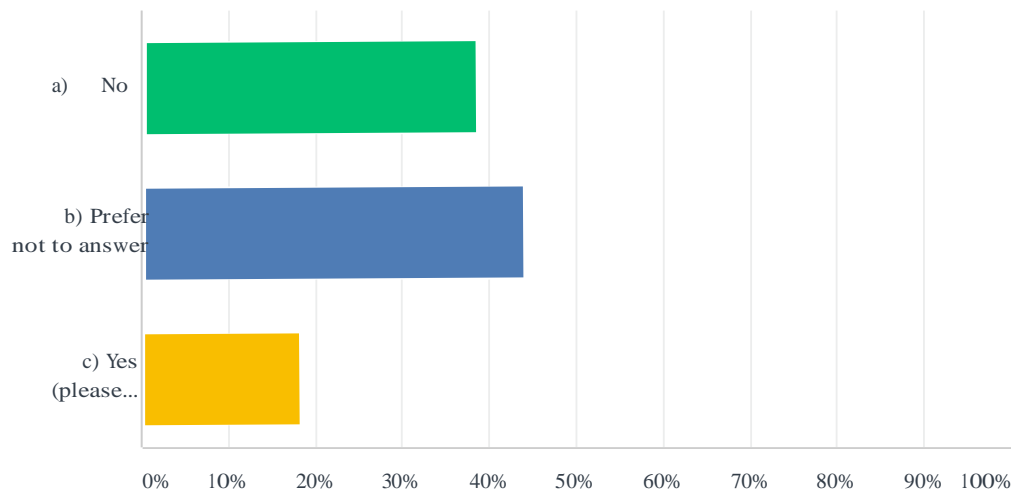
Answered: 444 Skipped: 5



ANSWER CHOICES		RESPONSES	
a)	No	80.63%	358
b)	Prefer not to answer	6.31%	28
c)	Yes – please specify	13.06%	58
TOTAL			444

Q36 Are there any programs that provide family law access to justice that could benefit from the assistance of the Law Society of Ontario?

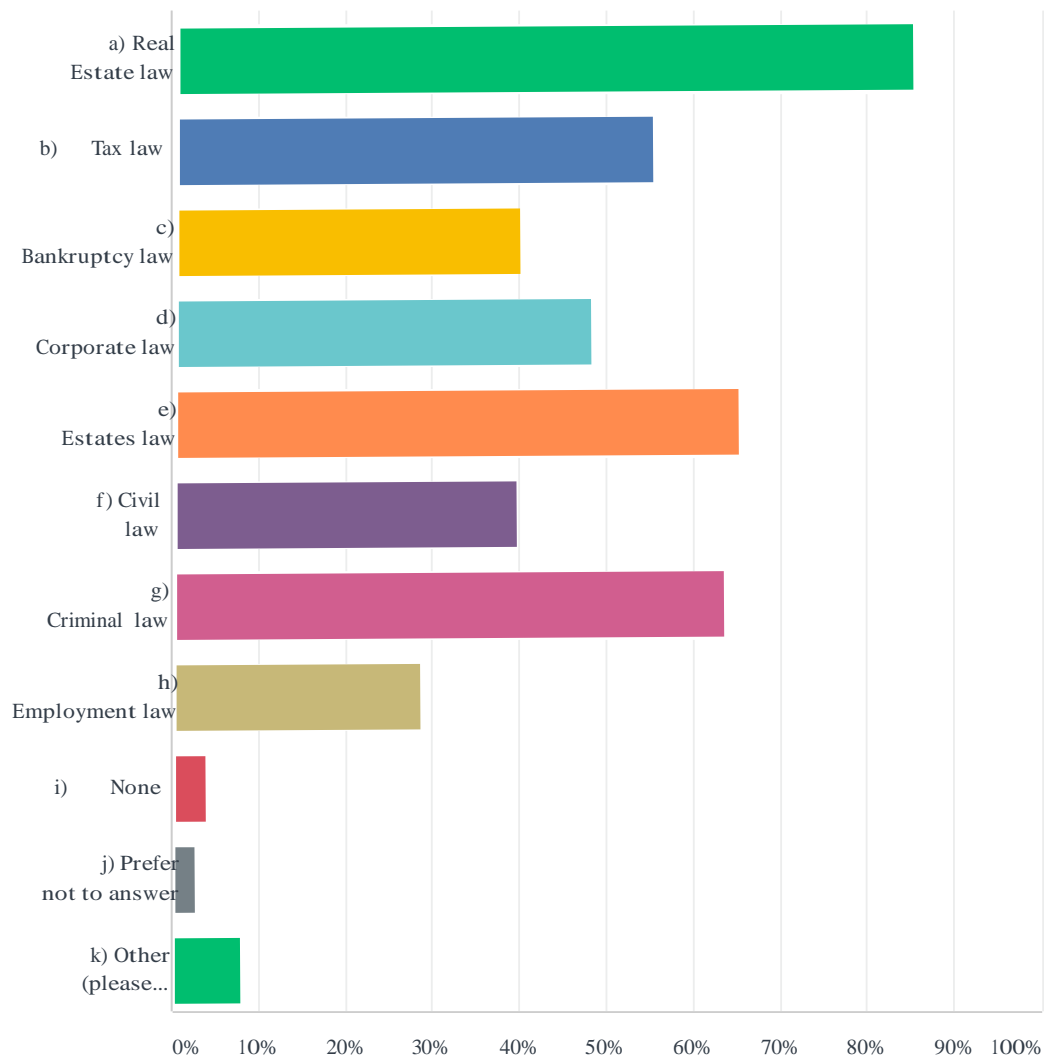
Answered: 400 Skipped: 49



ANSWER CHOICES		RESPONSES	
a)	No	38.25%	153
b)	Prefer not to answer	43.75%	175
c)	Yes (please specify)	18.00%	72
TOTAL			400

Q37 What other areas of law do your family law files tend to deal with? (Please select all that apply)

Answered: 442 Skipped: 7



ANSWER CHOICES		RESPONSES	
a)	Real Estate law	85.07%	376
b)	Tax law	55.20%	244
c)	Bankruptcy law	40.05%	177
d)	Corporate law	48.19%	213
e)	Estates law	65.16%	288
f)	Civil law	39.59%	175
g)	Criminal law	63.35%	280
h)	Employment law	28.51%	126
i)	None	3.85%	17
j)	Prefer not to answer	2.49%	11
k)	Other (please specify)	7.69%	34
Total Respondents: 442			