

**IN THE MATTER OF PART 3 OF THE
LEGAL PROFESSION ACT, RSA 2000, C. L-8**

AND

**IN THE MATTER OF A HEARING REGARDING
THE CONDUCT OF PETER MAWSON
A MEMBER OF THE LAW SOCIETY OF ALBERTA**

DISPOSITION SUMMARY – HE20170109

Peter Mawson admitted guilt to the following 27 citations:

1. It is alleged that Peter Mawson failed to serve his client M.A., and that such conduct is deserving of sanction;
2. It is alleged that Peter Mawson failed to respond promptly and completely to communications from the Law Society and that such conduct is deserving of sanction;
3. It is alleged that Peter Mawson failed to inform his client of the Plaintiff's offer to settle and that such conduct is deserving of sanction;
4. It is alleged that Peter Mawson failed to provide his client the application materials for the Summary Judgment Application set for December 3, 2015 and that such conduct is deserving of sanction;
5. It is alleged that Peter Mawson failed to file his client's affidavit in a timely manner resulting in his client's evidence not being considered during the December 3, 2015 court application and that such conduct is deserving of sanction;
6. It is alleged that Peter Mawson failed to follow his client's instructions to send him a copy of the Summary Judgment and that such conduct is deserving of sanction;
7. It is alleged that Peter Mawson failed to inform his client of the scheduled Examination of Assets and that such conduct is deserving of sanction;
8. It is alleged that Peter Mawson failed to follow his client's instructions to consent to a Bill of Costs and that such conduct is deserving of sanction;
9. It is alleged that Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advise his clients, A.S. and W.R., of the court application to schedule questioning heard on July 14, 2014 and that such conduct is deserving of sanction;
10. It is alleged that Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advise his clients, A.S. and W.R., of the Order granted on July 14, 2014 directing them to attend questioning and pay costs and that such conduct is deserving of sanction;

11. It is alleged that Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to attend Court on July 14, 2014 on behalf of his clients, A.S. and W.R., and that such conduct is deserving of sanction;

12. It is alleged that Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advise his clients, A.S. and W.R., of the court application filed by opposing counsel on August 27, 2014 to find them in Civil Contempt of Court and that such conduct is deserving of sanction;

13. It is alleged that Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to attend Court on October 6, 2014 on behalf of his clients, A.S. and W.R., and that such conduct is deserving of sanction;

14. It is alleged that Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to obtain consent from his clients, A.S. and W.R., to consent to the Order granted on October 10, 2014 and that such conduct is deserving of sanction;

15. It is alleged that Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advise his clients, A.S. and W. R., of the Order granted on October 10, 2014 awarding costs against them and directing them to attend questioning, failing which their Statement of Defense would be struck with judgment being entered in accordance with the Plaintiff's Statement of Claim, and that such conduct is deserving of sanction;

16. It is alleged that Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advise his clients, A.S. and W. R., of the Writ of Enforcement filed on December 19, 2014 for non-payment of court ordered costs and that such conduct is deserving of sanction;

17. It is alleged that Peter J. Mawson breached Rule 119.21(4) of the Rules of the Law Society of Alberta when he paid an invoice for legal fees from the trust account without providing an invoice to his clients and that such conduct is deserving of sanction;

18. It is alleged that Peter J. Mawson breached Rule 119.21(3) of the Rules of the Law Society of Alberta when he paid his clients' costs penalty from funds held in trust without his clients' consent and knowledge and that such conduct is deserving of sanction;

19. It is alleged that Peter J. Mawson created correspondence that purported to be sent to his clients, A.S. and W.R., after the fact and that such conduct is deserving of sanction;

20. It is alleged that Peter J. Mawson failed to respond to enquiries from another lawyer and that such conduct is deserving of sanction;

21. It is alleged Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advise his clients, D.T. and J.H. of the Defendant's application for Summary Dismissal initially set for August 14, 2015 and that such conduct is deserving of sanction;

22. It is alleged Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advise his clients, D.T. and J.H. of the Defendant's

application for Summary Dismissal set for November 16, 2015 and that such conduct is deserving of sanction;

23. It is alleged Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advise his clients, D.T. and J.H., of the Order granted on November 16, 2015 and that such conduct is deserving of sanction;

24. It is alleged Peter J. Mawson failed to provide competent, timely, conscientious, and diligent service when he failed to advance his clients' matter and that such conduct is deserving of sanction;

25. It is alleged Peter J. Mawson failed to be candid with other lawyers, B.G. and A.H., and that such conduct is deserving of sanction;

26. It is alleged Peter J. Mawson fabricated correspondence purported to be sent to another lawyer, B.G., after the fact, and that such conduct is deserving of sanction; and

27. It is alleged Peter J. Mawson failed to be candid with the Law Society and that such conduct is deserving of sanction.

The Agreed Statement of Facts and Admission of Guilt was accepted by the Hearing Committee pursuant to section 60(2) of the *Legal Profession Act*.

The Hearing Committee accepted the joint submission on sanction that Mr. Mawson be suspended for 20 months, effective October 1, 2019, and pay costs of \$45,810.70 upon reinstatement. A Notice to the Profession will be issued two weeks prior to the start of the suspension.

This Disposition Summary will be replaced by the written Hearing Committee Report once the report is published.