

**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 EMILY TILLEMAN
A MEMBER OF THE LAW SOCIETY OF ALBERTA**

ORDER OF THE HEARING COMMITTEE

UPON THE ISSUANCE OF CITATIONS by the Law Society of Alberta (LSA) to EMILY TILLEMAN pursuant to section 56 of the *Legal Profession Act* (the Act);

AND WHEREAS:

- a) Ms. Tilleman and the LSA have entered into a Statement of Admitted Facts and Admission of Conduct Deserving of Sanction (the Statement, attached to this Order) in relation to Ms. Tilleman's conduct on October 29, 2019;
- b) Ms. Tilleman admits in the Statement that the conduct set out in the Statement is deserving of sanction;
- c) On November 14, 2019 the Conduct Committee found the Statement acceptable, pursuant to subsection 60(2) of the Act;
- d) On November 25, 2019 the Chair of the Conduct Committee appointed a single Bencher as the Hearing Committee (Committee) for this matter, pursuant to subsection 60(3) of the Act;
- e) Pursuant to subsection 60(4) of the Act, it is deemed to be a finding of this Committee that Ms. Tilleman's conduct is deserving of sanction;
- f) On December 9, 2019, the Committee convened a public hearing into the appropriate sanction related to the conduct of Ms. Tilleman;
- g) The LSA and Ms. Tilleman have provided a joint submission on sanction for the Committee's consideration, seeking a reprimand;
- h) The parties have also agreed that it is reasonable for Ms. Tilleman to pay \$630.00 in costs in relation to this matter by March 9, 2020;

- i) The Committee has determined that the joint submission is reasonable, consistent with sanctions in similar cases, does not bring the administration of justice into disrepute; and is therefore in the public interest;
- j) The Committee has accepted the joint submission on sanction, and accepted the submission with respect to the payment of costs.

IT IS HEREBY ORDERED THAT:

1. The appropriate sanction with respect to Ms. Tilleman is a reprimand, which was delivered orally by the Committee to Ms. Tilleman at the hearing.
2. The text of the reprimand will be attached to this Order as a schedule prior to the Order being published.
3. Ms. Tilleman must pay costs in the amount of \$630.00, by March 9, 2020.
4. No Notice to the Profession or Notice to the Attorney General is to be made.
5. The exhibits and this order will be available for public inspection, including the provision of copies of exhibits for a reasonable copy fee, except that identifying information in relation to persons other than Ms. Tilleman will be redacted and further redactions will be made to preserve client confidentiality and solicitor-client privilege (Rule 98(3)).

Dated at Calgary, Alberta, on December 9, 2019.

STACY PETRIUK

IN THE MATTER OF THE *LEGAL PROFESSION ACT*
AND IN THE MATTER OF A HEARING REGARDING
THE CONDUCT OF EMILY M. TILLEMAN
A STUDENT MEMBER OF THE LAW SOCIETY OF ALBERTA

STATEMENT OF ADMITTED FACTS
AND ADMISSION OF CONDUCT DESERVING OF SANCTION

BACKGROUND

1. I, Emily M. Tilleman, obtained my Law Degree from the University of Saskatchewan in 2018.
2. I became a student member of the Law Society of Alberta on June 18, 2018 when I commenced my articles at [L] LLP.

CITATION

3. I am facing a citation arising from a Law Society complaint, it is, as follows:

CO20190793

It is alleged Emily M. Tilleman breached CPLED's Professional Integrity Policy and that such conduct is deserving of sanction.

AGREED FACTS

4. As part of my acceptance into the CPLED program I signed an agreement to comply with the program's Professional Integrity Policy (PIP). This policy prohibits students from disclosing or discussing Competency Evaluation Documents with anyone except the CPLED Director or CPLED staff.
5. In September 2018 I received research findings from another student regarding the Legal Research and Writing Competency Evaluation. I did not request these materials however I did not report their receipt to the CPLED director, contrary to PIP.
6. In November 2018 in preparation for my submissions for the Drafting Contracts Competency Evaluation, I engaged in a text message discussion with another student about the content of that module and received a copy of the other student's submission.

7. In March 2019 I had text message discussions with the other student about deleting our communications related to the modules and I suggested to him that he delete our communications.
8. CPLED became aware of these discussions through the other student.
9. When contacted by the Interim Executive Director of CPLED in April 2019, I acknowledged the breach of PIP and apologized for my actions.
10. Due to this breach I was required to redo the Drafting Contracts and Legal Research and Writing Competency Evaluations. The work I submitted for these modules was my own and I did not collaborate with others in its production.

ADMISSION OF FACTS

11. I, Emily M. Tilleman, admit as facts the statements contained in this Admitted Statement of Facts for the purposes of these proceedings.

ADMISSION OF CONDUCT DESERVING OF SANCTION

12. For the purposes of s. 60 of the *Legal Profession Act*, I, Emily M. Tilleman, admit to the citation listed above.

This Statement of Admitted Facts and Admission of Conduct Deserving of Sanction is dated the 29 day of October, 2019.

Witness

"Emily Tilleman"
Emily M. Tilleman

Reprimand

Ms. Tilleman, your conduct in regards to the complaint is cause for concern. You have a responsibility to members of the public and to the Law Society of Alberta. As a student-of-law, you must conduct yourself with honesty, integrity and candour. You must maintain high ethical standards. You must be honest and forthright. You have failed in this case, and you must do better.

The hearing guide of the Law Society of Alberta requires that hearing committees take a purposeful approach to sanctioning a member who has been found guilty of conduct deserving of sanction. The fundamental purpose of sanctioning is the protection of the best interest of the public and protection of the reputation and standing of the legal profession generally.

Ms. Tilleman, I acknowledge your cooperation with the Law Society leading up to today and resolving this complaint by admitting guilt and proceeding with a single Benchers hearing. Your admissions have permitted this citation to be resolved on a more efficient basis. This is not just a benefit to you, but a benefit to the public and to the Law Society.

As a member of the Law Society as a student-at-law, you are expected to look at what you have done to determine how you can learn from this, undertake not to do this or something similar in the future, do better and move forward. Being a student-at-law and one day holding office as a barrister and solicitor requires you to understand the obligations you have to the public, the Law Society and its members, and the importance of ethical conduct and integrity. In this matter, you put your professional reputation and integrity at risk.

In making these comments and giving you this reprimand, I urge you to constantly have at the forefront of your mind the integrity required of you, and all of us as members of the profession, and the measures we must take to maintain our reputation and the reputation of the profession.

Your comments today indicate that you have started and will continue that learning process. I am confident that you have learned from your mistake, reflected on what you did wrong, and commit to doing better in the future and ensuring that you do not do this again. The letter from your principal also indicates to me the same things. I wish you all the best as you learn and move forward from these difficult circumstances. Thank you for your attendance today.