

**DISPUTE RESOLUTION PRACTICUM COURSE 2018-19**  
**UNIVERSITY OF OTTAWA, FACULTY OF LAW**

**UNDERTAKING REGARDING CONFIDENTIALITY AND NON-DISCLOSURE**

I, \_\_\_\_\_, a student at the Faculty of Common Law, University of Ottawa, undertake to keep absolutely confidential and not disclose any information obtained during the observation of this Trial Management or Settlement Conference. The information subject to this Undertaking includes but is not limited to the identity of the parties, their lawyer, the substance of the case, and the particularities of the outcome of the court process.

Only my observations about the process will be reported to and discussed in the context of my course with Professor Ashley Deathe or Professor Julie Shugarman as part of the requirements of the Dispute Resolution Practicum (Course Code: CML 4100JA/JB). A template of this report is attached to this undertaking.

Dated at Ottawa this \_\_\_\_\_ day of \_\_\_\_\_, 20

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Law Student

**LSUC Rules of Professional Conduct**

**7.2-11 Undertakings**

(10) A lawyer shall not give an undertaking that cannot be fulfilled and shall fulfill every undertaking given.

Commentary

1. Undertakings should be written or confirmed in writing and should be absolutely unambiguous in their terms. If a lawyer giving an undertaking does not intend to accept personal responsibility, this should be stated clearly in the undertaking itself. In the absence of such a statement, the person to whom the undertaking is given is entitled to expect that the lawyer giving it will honour it personally. The use of such words as “on behalf of my client” or “on behalf of the vendor” does not relieve the lawyer giving the undertaking of personal responsibility.

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**Process Observation Report**

**Date of Observation:**

•

**Type of Process Observed:**

•

**Name of the Person Running the Process:**

•

**Type of Dispute:**

▪

**Barriers to Resolution:**

▪

**Techniques Used to Move Matters Forward:**

*By Lawyers*

▪

*By Clients*

▪

*By Facilitator*

▪

**General Observations on process (what worked, what surprised you, etc):**

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