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PROVINCE OF SASKATCHEWAN )  
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**IN THE MATTER OF THE LEGAL PROFESSION ACT, 1990  
AND IN THE MATTER OF GARRET JOSEPH STANLEY OLEDZKI,  
A LAWYER OF REGINA, SASKATCHEWAN**

**To: GARRET JOSEPH STANLEY OLEDZKI**

**NOTICE OF SENTENCING**

Pursuant to Rule 470, you are hereby notified that sentencing on the matters referred to in the attached report of the Hearing Committee will be held on:

**Thursday, August 13, 2009 at the Regina Inn,  
1975 Broad Street, Regina, Saskatchewan, commencing at 10:00 a.m.**

DATED AT the City of Regina, in the Province of Saskatchewan, this 15 day of July, 2009.

**PAUL H.A. KORPAN, Q.C.**  
Chairperson of the Discipline Committee  
The Law Society of Saskatchewan

Attachment - Copy of Hearing Report

**Assessment of penalty by Discipline Committee**

470. (3) Counsel for the Society and the member may deliver to the Executive Director, at least 7 days before the date set for the meeting, written submissions and supporting documentation respecting the issues to be considered by the Discipline Committee.

(4) The Executive Director shall deliver:

- (a) to every member of the Discipline Committee other than those disqualified under subrule (4), a copy of:
  - (i) the formal complaint against the member, as amended,
  - (ii) the hearing committee's written report delivered to the Chairperson of the Discipline Committee under Rule 450(10), and
  - (iii) any materials received under subrule (3),
- (b) to counsel for the Society and the member, a copy of whichever documents described in clause (a) are not already in their possession.

**IN THE MATTER OF THE LEGAL PROFESSION ACT, 1990  
AND IN THE MATTER OF GARRET JOSEPH STANLEY OLEDZKI,  
A LAWYER OF REGINA, SASKATCHEWAN**

**REPORT OF THE HEARING COMMITTEE**

Hearing Committee: Alma Wiebe, Q.C., Chair

Counsel for the Law Society of Saskatchewan: Timothy F. Huber

Member's Counsel for Mr. Oledzki: Ian McKay, Q.C.

1. The Hearing Committee convened on May 27, 2009 by telephone conference. The Law Society was represented by Mr. Tim Huber. Mr. Oledzki was represented by Mr. Ian McKay, Q.C. The Chair was advised that Mr. Oledzki was present with his counsel during the conference call.
2. Counsel for the parties acknowledged that the Hearing Committee was properly constituted and had jurisdiction to deal with the matter before it. Neither party had any preliminary objections. Mr. McKay made a brief statement on behalf of his client and Mr. Huber responded.
3. The amended Notice of Hearing dated May 19, 2009 and an agreed Statement of Facts and Admissions dated May 25, 2009 were filed by consent as Exhibits P-1 and P-2 respectively.
4. The formal complaint was amended by consent to add the words "is guilty of conduct unbecoming in that:" to the first sentence of the complaint.
5. The amended formal complaint alleges the following:

THAT GARRET JOSEPH STANLEY OLEDZKI, of the City of Regina, in the Province of Saskatchewan is guilty of conduct unbecoming in that:

1. He did sign a document purporting to be a Last Will and Testament of his client X using the name of his client X when he was not in the presence of X or any witnesses;

Reference Chapter I of the *Code of Professional Conduct*.

2. He did attempt to imitate the signature of his client X on a document purporting to be a Last Will and Testament of his client X:

Reference Chapter I of the *Code of Professional Conduct*.

3. He did back date a document purporting to be a Last Will and Testament of his client X:

Reference Chapter I of the *Code of Professional Conduct*.

4. He did cause a member of the public to sign as a witness on a document purporting to be a Last Will and Testament of his client X when he knew she had not witnessed the signing of the document;

Reference Chapter I of the *Code of Professional Conduct*.

5. He did cause a member of the public to sign as a witness on a document purporting to be a Last Will and Testament of his client X by making false representations to her;

Reference Chapter I of the *Code of Professional Conduct*.

6. He did mislead fellow members of the Law Society of Saskatchewan;

Reference Chapter I of the *Code of Professional Conduct*.

7. He did prepare or cause to be prepared Last Will and Testament documents wherein his clients, Mr. and Mrs. D., were to leave him a testamentary gift of \$50,000;

Reference Chapter I and VI of the *Code of Professional Conduct*.

8. He did prepare or cause to be prepared a Codicil for his client Mr. D., wherein Mr. D. was to leave him a testamentary gift of his oil, mines and mineral rights in relation to certain land;

Reference Chapter I and VI of the *Code of Professional Conduct*.

9. He did prepare or cause to be prepared a Transfer Authorization for his client Mrs. D. wherein Mrs. D. was to transfer mineral rights to him and his family members in relation to certain land;

Reference Chapter I and VI of the *Code of Professional Conduct*.

10. He did prepare or cause to be prepared a Last Will and Testament document wherein his client, Mr. A.A., was to leave a family member of Mr. Oledzki's a substantial testamentary gift;

Reference Chapter I and VI of the *Code of Professional Conduct*.

11. He did sign as witness on a Last Will and Testament and Power of Attorney of his client M.W. when he was not in the presence of M.W. when she signed the Will or Power of Attorney; and

Reference Chapter I of the *Code of Professional Conduct*.

12. He did attempt to imitate the signature of Y as a witness on a Last Will and Testament of his client M.W.;

Reference Chapter I of the *Code of Professional Conduct*.

6. Mr. McKay, on behalf of his client, waived reading of the counts and entered guilty pleas to all counts.
7. By agreement of the parties, the Hearing Committee refers the sentencing of Mr. Oledzki to the Discipline Committee of the Law Society composed of Benchers of the Law Society of Saskatchewan at such time and date as mutually agreed upon.
8. Pursuant to Section 54(1) of *The Legal Profession Act*, 1990, this matter is being reported to the Chair of Discipline.

Dated at Saskatoon, Saskatchewan this \_\_\_\_\_ day of June 2009.

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Alma Wiebe, Q.C., Chair