



C A N A D A )  
PROVINCE OF SASKATCHEWAN )  
T O W I T )

IN THE MATTER OF *THE LEGAL PROFESSION ACT, 1990*  
AND IN THE MATTER OF NATHAN PHILLIPS,  
A LAWYER OF REGINA, SASKATCHEWAN

## Amended Formal Complaint

I, STACEY MCPEEK, of the City of Regina, in the Province of Saskatchewan, Complaints Counsel for the Law Society of Saskatchewan, do hereby certify that Brenda Hildebrandt, Q.C., Chair of the Discipline Committee of the Benchers of the Law Society of Saskatchewan, has appointed a Hearing Committee pursuant to Section 47(1) of *The Legal Profession Act, 1990*, comprised of Ian Wagner, as Chair, Judy McCuskee and Murray Walter, Q.C. to hear and determine a Formal Complaint set out by the Conduct Investigation Committee consisting of Foluke Laosebikan and Ronni Nordal, pursuant to Section 46(1) of *The Legal Profession Act, 1990*, against **Nathan Phillips**, a lawyer and a member of the Law Society of Saskatchewan, carrying on the practice of law at all of the relevant times in the City of Regina, in the Province of Saskatchewan, as follows:

THAT NATHAN PHILLIPS, of the City of Regina, in the Province of Saskatchewan is guilty of conduct unbecoming a lawyer in that he:

1. did, advance frivolous and/or vexatious arguments and positions as demonstrated by the following matters:
  - a. 2015 CIRB 801;
  - b. 2017 CIRB LD 3801;
  - c. 2015 SKQB 412;
  - d. 2016 SKCA35;
  - e. 2016 SKPC 94;
  - f. 2016 SKPC 93 96;
  - g. 2017-05-09 QBG 1366 of 2015;
  - h. CIRB 30493-C and 30715-C (Cowessess First Nation #73); and
  - i. 2016-11-14 QBG 2355 of 2016 ~~QBG 847 of 2011~~.

2. did, fail to provide a quality of service generally expected of a competent lawyer in a like situation as demonstrated by the following matters:
  - a. Cowessess First Nation #73, (CIRB 31414-C) (Missed Filing Deadlines);
  - b. Cowessess First Nation #73, (CIRB 30493-C and 30715-C) (Missed Filing Deadlines and Failure to Follow Tribunal Requirements and Orders);
  - c. 2016 SKPC 94 (Failure to Identify Relief Sought or Grounds for Relief); and
  - d. 2017 05 09 QBG 1366 of 2015 (Poorly Drafted Pleadings).
  
3. did, in the context of Small Claims Court litigation involving his firm and Fond Du Lac First Nation et al. (#356/15), provide an undertaking to the court that he did not, and/or could not, fulfill.

DATED at the City of Regina, in the Province of Saskatchewan, this 25<sup>th</sup> day of October, 2018.



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**STACEY MCPEEK**

Complaints Counsel

for the Law Society of Saskatchewan