

From: [equity](#)
To: [equity](#)
Subject: TWU
Date: Wednesday, February 05, 2014 1:27:05 PM

I am writing to express my opinion on the TWU application. As a member of NSBS, and an ally, I am saddened that we are even in this position at this time. I respectfully believe council made a mistake when they didn't get ahead of this back when the Federation was considering TWU's application. I am also surprised that the NSBS is taking the TWU application so seriously now that the Federation has so obviously made the wrong decision.

In my mind, the answer is very simple. The school discriminates on the basis of sexual orientation. We can cloud that simple truth with as many technical arguments as we can think up (and we are lawyers, we can think up lots of them!), but it boils down to this: We, the NSBS have the power, authority and *obligation* to ensure that any business (TWU) that wishes to make money off of a law program on the basis of a promise to their income stream that their program is approved by us, the NSBS, that business (TWU) must not discriminate on the basis of sexual orientation. We can, should and must not allow for exceptions to this, no matter how colorful an argument TWU makes.

We, as lawyers seldom get to see things in black and white, as our world is an array of various shades of grey. But we must always take stock and remind ourselves not to overlook the obvious simple answer when it is there before us. Let's not talk ourselves into grey when the issue is plainly black and white. We all know it feels wrong, that's because it is wrong.

If TWU decides to litigate when we deny them approval, then as a member I proudly support my society in defending our correct decision. Let's be on the right side of this. Frankly, it would be an embarrassment if we weren't.

Candee McCarthy

Candee McCarthy

ASSOCIATE LAWYER

cmccarthy@sampsonmcdougall.com

902.563.5907 Office

902.564.0954 Fax

66 Wentworth St., Suite 200
Sydney, Nova Scotia B1P 6T4
Assistant: Sami Droucker 902.563.5922

Sampson McDougall Lawyers



[website](#) | [linkedin](#) | [facebook](#) | [twitter](#) | [map](#)

Confidentiality Note: Information contained in this email (including any attachments) is confidential and may be subject to solicitor-client privilege. Disclosure to any person, other than the intended recipient, does not constitute waiver of privilege. If you received this message in error, or are not an intended recipient, you are hereby notified that any disclosure, distribution or copying of this email (including any attachments) of any kind, is prohibited. If you have received this email in error, please notify us immediately by telephone 902.539.2425 or by return email, and then delete this email and any copies thereof from your computer system and records.



Please consider the environment - do you need to print this e-mail?