



KIMBERLY J. JAKEMAN*

Kim is a partner with Harper Grey, Assistant Chair of our Health Law Group, and an elected member of our Practice Management Committee.

KIMBERLY J. JAKEMAN*

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ASSISTANT

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EXPERTISE

Health Law
Insurance Law
Professional Regulation
Mediation, Arbitration & Conflict Management

At the beginning of her career, Kim represented the College of Physicians and Surgeons of B.C. and had a general litigation practice.

She currently maintains a busy broad based practice. Her civil litigation practice includes professional liability, general insurance and major property loss disputes as well as a small percentage of plaintiff's personal injury work. Her administrative law practice includes regulatory work for a variety of professions.

Kim has developed niche expertise in the emerging field of MAiD (medical assistance in dying).

In addition to her legal practice, Kim has an active mediation practice. Through her work and training, Kim has a deep understanding of and key insights into the realm of mediation in civil litigation and in the context of workplace disputes. She is a Roster member with Mediate BC.

Kim has more than 20 years of conflict resolution experience which is outlined more fully under the "Experience" tab above.

Born and raised in Alberta, Kim now lives in the Lower Mainland with her family. She is an accomplished athlete. She enjoys road biking, has completed two marathons and has dabbled a bit in the world of triathlons. Her athletic pursuits have allowed her to bring a strong sense of discipline and focus to her conflict resolution practice.

EXPERIENCE

MEDICAL LITIGATION

Kim is an acknowledged leader in the practice of health law, both for the quality of her legal work and for her tireless dedication to the field.

Kim has extensive court experience representing clients in complex medical malpractice cases and has appeared as counsel before all levels of court in B.C. including the B.C. Supreme Court and Court of Appeal. She has been lead or co-counsel on cases where decisions have and continue to define and guide this area of law. Select examples of her work include:

- Appeared as lead and co-counsel in numerous compromised infant cases
- Lead counsel in one of the two precedential cases on wrongful life: [Roe v. Dabbs](#)

- Co-counsel in one of the leading BC Court of Appeal decisions regarding government funding of compromised infant claims: *Fullerton v. Delair*
- Lead counsel in one of the leading cases on a patient's obligation to follow up: *Konevitchenko v. Andreou*
- Co-counsel in two leading causation cases: *Bigcharles v. Lomax* and *Moore v. Johnson*
- Co-counsel in one of the leading decisions on a physician's duty to follow up and cost of care issues: *Kahlon v. Kahn*
- Counsel on a special costs application: *Steinebach v. O'Brien*
- Co -counsel on a case redefining the limits on the compensable heads of damages for a severely compromised infant: *Brodeur v. Provincial Health Services Authority et al*
- Co-counsel in a complex causation case revisiting the requirement to meet the SCC test on the issue of causation: *Medina v. Wong et al*
- Counsel in a recent leading case revisiting the two schools of thought principle as part of the assessment of standard of care. This case was additionally important on the issue of consent: *O'Connor v. Wambera et al*

Throughout her career, Kim has contributed to medical-legal education as a volunteer, a speaker and a writer. She has been an active member of the Planning Committee for the Biannual Health Law Summit since 2009, has co-chaired the Summit twice in 2009 and 2011, and served as a panel moderator in 2015.

She has presented to such entities as: CanLNC – Birth Trauma Conference, CMPA – Canadian Medical Protective Association – Provincial Counsel Conferences and Symposiums, Canadian Survey Forum, and UBC Faculty of Medicine. She frequently lectures at Grand Rounds and Health Authority Department Meetings.

She has published on topics including expert witnesses, wrongful life and birth, and conflicts, a subject outside her area of expertise but of special interest to her. In 2018, Kim and Guy Brown, QC co-authored a chapter on Jury Trials in the 5th Edition of the CLEBC BC Civil Trial Handbook.

MAID

Kim has also developed niche expertise in the emerging legal field of MAiD (medical assistance in dying) and has played a prominent role in the study and implementation of legislation providing for medical assistance in dying.

She is Chair of the National CBA End-of-Life Working Group convened to study the legal and ethical issues surrounding end of life decisions and is committed to furthering the discussion and best practices in the new territory of medical assistance in dying.

On May 10, 2016, on behalf of the CBA, she presented before the Senate Standing Committee on Legal and Constitutional Affairs regarding Bill C-14, the proposed legislation to address MAID. She serves as a Member of the Legal Advisory Committee, a standing committee of the Board of Directors of Dying with Dignity Canada. Her work in this area is having a profound impact on individuals and families across Canada.

PROFESSIONAL REGULATION AND ADMINISTRATIVE LAW

In addition to her civil litigation practice, Kim provides guidance to professional regulatory bodies, associations, and individuals on matters such as data protection, discipline, dispute resolution and litigation, policies and procedures, and general advisory support.

She has extensive experience in assisting physicians, nurses, naturopathic doctors, veterinarians and engineers in regulatory matters. She regularly advises clients in professional regulation matters touching on issues of complaints, disciplinary issues, ethics, fraud allegations, investigations, privacy and confidentiality, capacity, and other related issues.

Kim has experience appearing before all levels of court, tribunals, regulatory bodies, Provincial Health Authorities, and the Hospital Appeal Board.

MEDIATION

After more than 20 years of conflict resolution experience as counsel, Kim is now offering her services as a rostered mediator of Mediate BC. Her background experience and understanding of the nuances of litigation gives her the foundation to appreciate the importance of the mediation process in resolving disputes.

In her mediation practice, Kim has the advantage of being able to draw on the unique insights, perspectives and skills she has cultivated in her legal practice. For example, through her regulatory practice experience she has gained a keen understanding of the dynamics of the workplace (particularly in high stress environments) and how important facilitated resolution of workplace disputes can be to improving or restoring harmony in the workplace. She believes that every voice needs to be heard in a safe environment and is committed to ensuring that all parties to the dispute feel that her role in the process fills that need. In her experience, facilitating resolution where all parties feel their needs are met results in better workplace relationships.

As a mediator she is people and outcome focused and unflinchingly impartial. She advocates for an outcome, not a party. In the role of mediator she actively listens, finds common ground and shared interests, and helps facilitate supportable and lasting agreements.

MAJOR PROPERTY LOSS

In the area of major property loss, Kim has defended insureds and acted for insurers in coverage and subrogation matters involving multiparty claims. She has been involved in navigating complex legal issues such as the novel concept of waiver of tort as well as contractual disputes leading to significant issues over both liability and damages.

PERSONAL INJURY

Kim has acted as plaintiff counsel in a variety of personal injury cases. Her background in health law provides her with unique insight into the medical and legal issues that her clients face.

CREDENTIALS

EDUCATION

- Justice Institute of BC, Foundations of Collaborative Conflict Resolution: Workplace Focus, 2016
- Continuing Legal Education Course, Dealing with High-Conflict Personalities, 2016
- University of British Columbia, LL.B., 1989
- University of Calgary, B.P.E., 1985

BAR ADMISSIONS

- British Columbia, 1990
- Washington State, 1994

LEADERSHIP

- CBA Representative, Canadian Advanced Care Planning Task Force
- Committee Member, Hollyburn Swim Club
- Treasurer, Hollyburn Committee
- Member, Harper Grey Practice Management Committee
- Assistant Chair, Harper Grey Health Law Group
- Member, Harper Grey Diversity Committee
- Health Law Legal Annotator, Quickscribe Services Ltd.
- Member, Legal Advisory Committee, standing committee of the Board of Directors of Dying with Dignity Canada
- Chair, Canadian Bar Association, End of Life Working Group
- Officer and Executive Member, Canadian Bar Association, National Health Law Subsection, since 2007
- Co-Chair, Canadian Bar Association National Health Law Summit, 2009 and 2011
- Member of the Canadian Bar Association Planning Committee National Health Law Summit, 2009, 2011, 2013, 2015 and 2017
- Past Vice-Chair, Canadian Bar Association – BC Branch, Health Law Subsection
- Speaker, Canadian Medical Protective Association Symposia
- Mentor, Canadian Bar Association
- Chair, WOWRide (Women on Wheels) Cycling Club
- Past Board Member, British Columbia College of Naturopaths
- Past Board Member, African Canadian Continuing Education Society (ACCES)
- Author, various publications on health law topics and the issue of conflicts
- Board Member, WOWRide (Women on Wheels) Cycling Club
- University of British Columbia Moot Court Judge
- Frequent lecturer on topics pertaining to professional negligence

MEMBERSHIP

- Member at Large, Canadian Bar Association Health Section
- Member, Medical Legal Society of British Columbia
- Member, Washington State Bar Association (non-practicing)
- Member, Defence Research Institute
- Member, The Law Society of British Columbia
- Member, Canadian Bar Association, BC Branch Subsections:
 - Health Law
 - Administrative Law
 - Civil Litigation

RECOGNITIONS

Named as a "Leading Lawyer" in the area of Healthcare Law (Nationwide-Canada) by Chambers Canada®, 2019

Recognized as a "Leading Lawyer" in the area of Medical Negligence by Best Lawyers® in Canada, 2016 -2019

Rated as a "Consistently Recommended Leading Practitioner" in the area of Medical Negligence (Represents Defendants) by the Canadian Legal Lexpert Directory®, 2014 - 2018

Recognized as a “Local Litigation Star” in British Columbia in the areas of Health Law and Medical Malpractice by Benchmark Canada®, 2014 - 2018

Recognized as a “Future Star” in British Columbia in the area of Medical Malpractice by Benchmark Canada®, 2013

COMMENTARIES

"They've got some real gems. Kimberly Jakeman, Guy Brown, James Lepp, Karen Douglas, Abigail Turner – I've seen all of these people on occasion and I've been very impressed. These cases are not easy to cope with – they involve a lot of factual evidence you wish you didn't have to hear – but from what I've witnessed the Harper Grey team has done a very commendable job of providing assured, steady counsel in cases where it would be easy for those with less backbone and less adequate acumen to falter."
– *Benchmark Canada@ 2017*

"Harper Grey's celebrated medical defense/health capacity is brimming with regionally and nationally recognized talent, such as Kimberly Jakeman and Abigail Turner."
– *Benchmark Canada@ 2015*

SELECT ARTICLES + PUBLICATIONS

Guy Brown and Kim Jakeman co-author Jury Trial chapter in 5th Edition of Civil Trial Handbook

Published in: CLEBC BC Civil Trial Handbook - 5th Edition

Written by: Guy P. Brown, QC*, Kimberly J. Jakeman*

“A Conflict Resolution Alternative to Consider: Third Party Facilitation” Paper

Published by: Harper Grey - 26.Jul.17

Written by: Kimberly J. Jakeman*

“Medical Assistance in Dying: Finding a Balance” Article

Published In: CBA Bar Talk - 01.Jun.17

Written by: Dionne H. Liu, Kimberly J. Jakeman*

“When is Natural Death Reasonably Foreseeable?” Article

Published In: Canadian Lawyer Magazine - 18.Apr.16

Written by: Dionne H. Liu, Kimberly J. Jakeman*

“The Rules of Dying” Article

Published In: The Lawyers Weekly - 27.Nov.15

Written by: Dionne H. Liu, Kimberly J. Jakeman*

“Enforcing Your Washington State Judgment in Canada” Article

Published in: Washington State Bar News - May.01

Written by: John P. Sullivan*, Kimberly J. Jakeman*

SELECT EVENTS + PRESENTATIONS

Kim Jakeman and Una Radoja attend 2018 We for She Forum

Presented by: Kimberly J. Jakeman*, Una Radoja*

Kim Jakeman co-presented at CMPA Regional Conference

Presentation date: 04.Apr.18

Presented by: Kimberly J. Jakeman*

Kim Jakeman to present “Treating Physicians As Witnesses: Exploring The Ethical And Legal Considerations”

Presentation Date: 01.Dec.17

Presented by: Kimberly J. Jakeman*

Kim Jakeman presents at CAMAP MAiD 2017 National Conference on Medical Assistance in Dying

Presentation Date: 02.Jun.17

Presented by: Kimberly J. Jakeman*

Chris Rusnak, Kim Jakeman and Joel Morris present at CLEBC course “How To Be A Great Litigation Junior 2017”

Presentation Date: 12.May.17

Presented by: Christopher M. Rusnak*, Joel A. Morris, Kimberly J. Jakeman*

Kim Jakeman presents CLEBC “How To Be A Great Junior Part I: Before Trial” Course

Presentation Date: 12.May.17

Presented by: Kimberly J. Jakeman*

Kim Jakeman to present CLEBC “How To Be A Great Junior Part I: Before Trial” Course

Presentation Date: 12.May.17

Presented by: Kimberly J. Jakeman*

Kim Jakeman presents on “Medical Assistance In Dying” at the 2016 CLEBC Medical Legal Conference

Presentation Date: 21.Oct.16

Presented by: Kimberly J. Jakeman*

Kim Jakeman and Scott Marcinkow to co-present “Employment Issues Facing Health Care Professionals”

Presentation Date: 22.Sept.16

Presented by: Kimberly J. Jakeman*, Scott J. Marcinkow

Kim Jakeman and Scott Marcinkow to present “Employment Law for Health Care Professionals” at Harper Grey Bridging the Gap Seminar Series

Event Date: 20.Sept.16

Presented by: Kimberly J. Jakeman*, Scott J. Marcinkow

Kimberly Jakeman to participate in panel discussion on “Assisted Dying – New Legislation” at CBABC Elder Law Section Meeting

Presentation Date: 22.Jun.16

Presented by: Kimberly J. Jakeman*

Kim Jakeman presents to Senate Standing Committee on Legal and Constitutional Affairs regarding Bill C-14

Presentation Date: 10.May.16

Presented by: Kimberly J. Jakeman*

Kimberly Jakeman to moderate “Where Obstetrics And The Law Meet: Standard Of Care & Causation” panel discussion at upcoming CBA 2015 National Health Law Summit

Presentation Date: 21.May.15

Presented by: Kimberly J. Jakeman*

Kim Jakeman to moderate Developments in Informed Consent panel session

Presentation Date: 23.May.13

Presented by: Kimberly J. Jakeman*

Kim Jakeman to present at 22nd Obstetrics Update for Family Physicians

Presentation Date: 05.Nov.09

Presented by: Kimberly J. Jakeman*

Harper Grey lawyers to speak at Canadian Medical Protective Association Symposium

Presentation Date: 17.Apr.09

Presented by: David W. Pilley, Guy P. Brown, QC*, James M. Lepp, QC, Jonathan D. Meadows*, Karen F. Douglas*, Kimberly J. Jakeman*, Raj Samtani*

SELECT NEWS

Kim Jakeman appointed as Chair of WOWride Cycling Club

Related to: Kimberly J. Jakeman* - 11.Feb.19

Kim Jakeman and Una Radoja attend Women Legal 2019 Conference on February 7, 2019

Related to: Kimberly J. Jakeman*, Una Radoja* - 07.Feb.19

Harper Grey shortlisted in four Benchmark Canada® 2019 Award categories

Related to: Jonathan D. Meadows*, Kimberly J. Jakeman* - 06.Feb.19

Kim Jakeman and Una Radoja attend 2019 Women in Law Conference on February 6, 2019

Related to: Kimberly J. Jakeman*, Una Radoja* - 06.Feb.19

Six Harper Grey lawyers recognized by Chambers Canada 2019

Related to: Richard E. Bereti*, Guy P. Brown, QC*, Kimberly J. Jakeman*, Michael J. Hewitt*, John P. Sullivan*, Christopher M. Rusnak* - 21.Sep.18

30 Harper Grey Lawyers recognized by Best Lawyers® in Canada 2019

Related to: Steven Abramson*, Owais Ahmed, H. Roderick Anderson*, Bryan G. Baynham, QC, Richard E. Bereti*, Salman Y. Bhura*, Guy P. Brown, QC*, William S. Clark*, Prentice Durbin*, Michael J. Hewitt*, Kimberly J. Jakeman*, James M. Lepp, QC, Steven G. Lukas*, Maureen L.A. Lundell, QC, Derek Mah*, Jonathan D. Meadows*, David W. Pilley, Una Radoja*, Christopher M. Rusnak*, Raj Samtani*, John P. Sullivan*, W. Sean Taylor, Michael G. Thomas*, Nigel L. Trevethan*, Abigail C.F. Turner*, Henning W. Wiebach*, Jennifer R. Woznesensky, Lara C. Zee - 21.Aug.18

Kim Jakeman appointed to Canadian ACP Task Force

Related to: Kimberly J. Jakeman* - 08.Jun.18

19 Harper Grey Lawyers recognized for litigation expertise by Benchmark Canada® 2018

Related to: H. Roderick Anderson*, Bryan G. Baynham, QC, Richard E. Bereti*, Salman Y. Bhura*, Guy P. Brown, QC*, Karen F. Douglas*, Michael J. Hewitt*, Kimberly J. Jakeman*, James M. Lepp, QC, Jonathan D. Meadows*, David W. Pilley, Christopher M. Rusnak*, John P. Sullivan*, Michael G. Thomas*, Nigel L. Trevethan*, Abigail C.F. Turner*, Jennifer R. Woznesensky, Cameron B. Elder, Una Radoja* - 19.Apr.18

2018 Canadian Legal Lexpert® Directory recognizes 24 Harper Grey lawyers as “Leading Practitioners”

Related to: Steven Abramson*, H. Roderick Anderson*, Bryan G. Baynham, QC, Richard E. Bereti*, Salman Y. Bhura*, Guy P. Brown, QC*, William S. Clark*, Karen F. Douglas*, Prentice Durbin*, Michael J. Hewitt*, Kimberly J. Jakeman*, James M. Lepp, QC, Maureen L.A. Lundell, QC, Jonathan D. Meadows*, David W. Pilley, Una Radoja*, Christopher M. Rusnak*, Raj Samtani*, W. Sean Taylor, Nigel L. Trevethan*, Abigail C.F. Turner*, Lara C. Zee - 13.Apr.18

Harper Grey shortlisted in four Benchmark Canada® 2018 Award categories

Related to: Kimberly J. Jakeman*, Guy P. Brown, QC* - 29.Jan.18

Kim Jakeman launches Mediation App

Related to: Kimberly J. Jakeman* - 13.Dec.17

Kim Jakeman and Abigail Turner re-elected as Members-at-Large of the CBA Health Law Section

Related to: Kimberly J. Jakeman*, Abigail C.F. Turner* - 03.Oct.17

Best Lawyers® in Canada 2018 recognizes 27 Harper Grey Lawyers

Related to: Bryan G. Baynham, QC, Richard E. Bereti*, Salman Y. Bhura*, Guy P. Brown, QC*, William S. Clark*, Prentice Durbin*, Kimberly J. Jakeman*, James M. Lepp, QC, Steven G. Lukas*, Maureen L.A. Lundell, QC, Derek Mah*, L. Neil Matheson, QC*, Jonathan D. Meadows*, Barbara J. Norell, QC, David W. Pilley, Christopher M. Rusnak*, Raj Samtani*, John P. Sullivan*, W. Sean Taylor, Michael G. Thomas*, Nigel L. Trevethan*, Abigail C.F. Turner*, Henning W. Wiebach*, Jennifer R. Woznesensky, Lara C. Zee - 22.Aug.17

16 Harper Grey lawyers recognized for litigation expertise by Benchmark Canada® 2017

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18 Harper Grey lawyers recognized as “Leading Practitioners” by 2017 Canadian Legal Lexpert® Directory

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Joel Morris chairs CLEBC course “How To Be A Great Litigation Junior 2017”

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Harper Grey shortlisted in four Benchmark Canada® 2017 Award categories

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Kim Jakeman appointed to Quickscribe panel of expert legal annotators

Related to: Kimberly J. Jakeman* - 06.Jan.17

Kim Jakeman appointed to Legal Advisory Committee, standing committee of the Board of Directors of Dying with Dignity Canada

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2016 Canadian Legal Lexpert Directory recognizes 11 Harper Grey lawyers as "Leading Practitioners"

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15 Harper Grey lawyers recognized for litigation expertise by Benchmark Canada 2016

Related to: Abigail C.F. Turner*, Bryan G. Baynham, QC, Christopher M. Rusnak*, Guy P. Brown, QC*, James M. Lepp, QC, John P. Sullivan*, Jonathan D. Meadows*, Karen F. Douglas*, Kimberly J. Jakeman*, Michael G. Thomas*, Nigel L. Trevethan*, Salman Y. Bhura*, Terrence L. Robertson, QC, H. Roderick Anderson* - 20.May.16

Harper Grey proudly accepts Benchmark Canada's 2016 National Medical Defence / Health Law Firm of the Year Award

Related to: Guy P. Brown, QC*, Kimberly J. Jakeman*, Nigel L. Trevethan*, William S. Clark* - 25.Feb.16

Kim Jakeman elected to WOWRide Cycling Club Board for second term

Related to: Kimberly J. Jakeman* - 12.Nov.15

20 Harper Grey Lawyers recognized by Best Lawyers

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2015 Canadian Legal Lexpert Directory recognizes 9 Harper Grey lawyers

Related to: Barbara J. Norell, QC, Bryan G. Baynham, QC, David W. Pilley, Guy P. Brown, QC*, James M. Lepp, QC, Kimberly J. Jakeman*, Raj Samtani*, H. Roderick Anderson* - 30.Jun.15

Harper Grey announces Supporting Sponsorship of WOWride Cycling Club – Vancouver’s first women’s road cycling club

Related to: Kimberly J. Jakeman* - 05.May.15

12 Harper Grey lawyers recognized for litigation expertise by Benchmark Canada 2015

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2014 Canadian Legal Lexpert® Directory recognizes 8 Harper Grey lawyers

Related to: Barbara J. Norell, QC, Bryan G. Baynham, QC, David W. Pilley, Guy P. Brown, QC*, James M. Lepp, QC, Kimberly J. Jakeman*, H. Roderick Anderson* - 13.Aug.14

Harper Grey receives high rankings from Benchmark Canada 2014

Related to: Bryan G. Baynham, QC, Christopher M. Rusnak*, Guy P. Brown, QC*, Henning W. Wiebach*, James M. Lepp, QC, John P. Sullivan*, Kimberly J. Jakeman*, Nigel L. Trevethan*, Terrence L. Robertson, QC, H. Roderick Anderson* - 25.Feb.14

Seven Harper Grey lawyers named Leading Practitioners

Related to: David W. Pilley, Guy P. Brown, QC*, James M. Lepp, QC, Kimberly J. Jakeman*, Richard E. Bereti*, H. Roderick Anderson* - 31.May.13

10 Harper Grey lawyers recognized for litigation expertise

Related to: Bryan G. Baynham, QC, Christopher M. Rusnak*, Guy P. Brown, QC*, Henning W. Wiebach*, James M. Lepp, QC, John P. Sullivan*, Kimberly J. Jakeman*, Nigel L. Trevethan*, Terrence L. Robertson, QC, H. Roderick Anderson* - 27.Mar.13

Six Harper Grey lawyers named “Leading Practitioners” by Lexpert Legal Directory

Related to: David W. Pilley, Guy P. Brown, QC*, James M. Lepp, QC, Kimberly J. Jakeman* - 30.May.12

Kim Jakeman to Co-Chair Critical Issues in Health Law – A National Summit

Related to: Julie K. Gibson, Kimberly J. Jakeman*, William S. Clark* - 26.May.11

Harper Grey lawyers to attend Critical Issues in Health Law – A National Summit

Related to: Kimberly J. Jakeman*, Michael G. Thomas*, Roselle P. Wu, William S. Clark* - 21.May.09