

# GARY BOTTING

Ph.D. (English), M.F.A. (Playwriting), LL.B./J.D., LL.M., Ph.D. (Law)

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## *CURRICULUM VITAE*

### 1. Current Employment

*1969 – Present*

**Novelist, Author, Legal Consultant and Commentator**

**Duties:** Writing novels, plays, non-fiction books (history, biography, and legal texts), commenting on the law in the media, and advising lawyers and legislators with respect to constitutional, extradition, wrongful conviction and dangerous offender law.

### 2. Past and Ancillary Employment

*1991 - 2022*

**Lawyer, Legal Scholar, Author**

Gary N.A. Botting, Barrister and Solicitor

**Duties:** Appellate and extradition lawyer; legal consultant on extradition, wrongful conviction and dangerous offenders; author of books for publication on extradition, wrongful conviction, dangerous offenders, Canadian and U.S. legal history, constitutional law, First Nations biography; also collected poems, novels, plays.

*2007 - 2008*

**Honorary Research Fellow**

University of British Columbia Faculty of Law

Vancouver, B.C.

**Duties:** Researching international extradition with a view to drafting a unified multilateral extradition treaty (UMET) to be adopted by the U.N. in consultation with the World Criminal Court, with post-doctoral research grants from SSHRC and U.B.C.

*2005 - 2007*

**Visiting Scholar; Post-Doctoral Fellow**

University of Washington School of Law

Seattle, Washington, U.S.A.

**Duties:** Researching, lecturing (in conjunction with the Innocence Project) and writing books for publication on First Nations rights and freedoms in Canada and the United States, as well as books on extradition and wrongful conviction.

**1990 - 1991**

**Lecturer in English Literature**

Simon Fraser University  
Burnaby, B.C., Canada

**Duties:** Teaching university English courses to students at the William Head Campus on Vancouver Island.

**1988 - 1990**

**Vice-president of Liaison**

Calgary Region Arts Foundation  
Calgary, Alberta

**Duties:** Assigning liaison officers to work with arts groups to supervise distribution of \$4 million in government funding.

**1972 - 1986**

**Instructor of English Literature,  
Playwriting and Creative Writing**

Red Deer College  
Red Deer, Alberta, Canada

**Duties:** Teaching university English; including terms as chair of English; media relations coordinator; president of Faculty Association.

**1970 - 1972**

**Producer/Director/Playwright**

People & Puppets Incorporated  
Edmonton, Alberta, Canada

**Duties:** Budgeting, financial planning, programming, playwriting, promoting, acting in and directing of plays.

**1969 - 1970**

**High School English Teacher**

Crestwood Secondary School  
Peterborough, Ontario, Canada

**Duties:** Teaching English, grades 10-12. Faculty advisor for student newspaper, creative writing club, drama club.

**1964 - 1968**

**Journalist**

Peterborough Examiner  
Peterborough, Ontario, Canada

**Duties:** Reporting various news beats, editorial writing, movie reviewer, under the tutelage of Robertson Davies, publisher.

**1961 - 1963**

**Journalist**

South China Morning Post  
Hong Kong

**Duties:** Reporting and feature writing for *South China Morning Post*, *China Mail*, and *Sunday Post-Herald*, with weekly column.

### 3. Education

- 2005-2007: **Postdoctoral Fellow and Visiting Scholar**, University of Washington School of Law, Seattle Washington.
- 2004: **Doctor of Philosophy (Law)**, U.B.C. Dissertation: “Executive and Judicial Discretion in Extradition between Canada and the United States.” Published by Transnational Publishers and Brill as *Extradition Between Canada and the United States* (2005).
- 2000-2002: **Visiting Scholar**, University of Washington School of Law, Seattle.  
1999: **Master of Laws**, University of British Columbia. Thesis: “Competing Imperatives: Extradition from Canada to the U.S.A.”
- 1990: **Bachelor of Laws/Juris Doctor**, University of Calgary. Major research project published by University of Calgary Press as *Fundamental Freedoms and Jehovah’s Witnesses* (1993).
- 1982: **Master of Fine Arts in Playwriting**, University of Alberta. Thesis project: *Whatever Happened to Saint Joanne?* (original play).
- 1975: **Doctor of Philosophy (English Literature)**, University of Alberta. Dissertation: “Three Grades of Thought in the Novels of William Golding.” Published by Harden House of Canada as *Thinking As a Hobby: the Novels of William Golding*.
- 1970: **Master of Arts**, Memorial University of Newfoundland (English). Thesis: “Dualism in the Novels of William Golding.”
- 1968: **Bachelor of Arts**, Trent University (English and philosophy major). Activities: editor of student newspaper; editor of *Tridentine* Literary Magazine.
- 1966: **Queen’s University**, Kingston, Ontario. Philosophy and politics.

### 5. Published Books and Articles

- Halsbury’s Laws of Canada: Extradition and Mutual Legal Assistance 2024 Reissue* (Markham: LexisNexis, 2023 (pending)).
- Canadian Extradition Law* (Markham: LexisNexis, 2023).
- Dangerous Offender Law* (Markham: LexisNexis, 2021) with V. Larochelle and A. Yule.
- “Hassan Diab deserves better from the Justice Minister,” *LegalMattersCanada* (31 May 2021) <https://legalmatterscanada.ca/author/gary-botting/>
- “Acquittal in death justified when Crown violates the Charter,” *LegalMattersCanada* (5 May 2021) <https://legalmatterscanada.ca/author/gary-botting/>
- “Wrongful conviction, right to silence explored by new law journal,” *LegalMattersCanada* (1 March 2021) <https://legalmatterscanada.ca/author/gary-botting/>
- “Meng’s ankle bracelet represents a modern-day ‘Scarlet Letter’,” *LegalMattersCanada* (13 January 2021) <https://legalmatterscanada.ca/author/gary-botting/>
- “B.C. appeal court the first to give my client a second chance,” *LegalMattersCanada* (7 January 2021) <https://legalmatterscanada.ca/author/gary-botting/>
- “Is the United States setting a trap for Meng Wanzhou?” *LegalMattersCanada* (10 December 2020) <https://legalmatterscanada.ca/author/gary-botting/>
- “Canada should stop the schoolyard bullying and release Meng,” *LegalMattersCanada* (23 September 2020) <https://legalmatterscanada.ca/author/gary-botting/>
- “When rape is alleged our courts should not rush to judgment,” *LegalMattersCanada* (14 July 2020) <https://legalmatterscanada.ca/author/gary-botting/>
- “Meng Wanzhou’s release should not be tied to the ‘Two Michaels’,” *LegalMattersCanada* (6 July 2020) <https://legalmatterscanada.ca/author/gary-botting/>
- Halsbury’s Laws of Canada: Extradition and Mutual Legal Assistance 2019 Reissue* (Markham: Butterworths, 2019). Encyclopedic review of the current Canadian law of extradition.
- “Meng extradition political poppycock: Botting,” Toronto: *AdvocateDaily* (11 June 2019), <https://www.advocatedaily.com/profile/none-meng-extradition-political-poppycock-botting.html>.
- “SNC-Lavalin, Meng cases take unnecessary course — off the tracks,” Toronto: *AdvocateDaily* (4 March 2019), <https://www.advocatedaily.com/profile/dr--gary-botting-snc-lavalin-meng-cases-take-unnecessary-course-off-the-tracks.html>.

**Published Books and Articles (continued)**

- “Justice minister has statutory discretion to drop extradition proceedings,” Toronto: *AdvocateDaily* (12 February 2019), <https://www.advocatedaily.com/dr--gary-botting-justice-minister-has-statutory-discretion-to-drop-extradition-proceedings.html>.
- “May joins call for commission of inquiry into professor's extradition,” Toronto: *AdvocateDaily* (21 June 2018), <https://www.advocatedaily.com/profile/dr--gary-botting-may-joins-call-for-commission-of-inquiry-into-professors-extradition.html>.
- “Englit prof to lawyer: a trip to Wonderland,” Toronto: *AdvocateDaily* (14 December 2017), <https://www.advocatedaily.com/profile/dr--gary-botting-englit-prof-to-lawyer-a-trip-to-wonderland-1.html>
- Crazy Gran* (Houston: Strategic, 2016). A novel re the rise of Chrislamist fundamentalism (fanatic Christianity with an Islamic twist) set in upstate New York in the week after 9/11/2001.
- Streaking: the Collected Poems of Gary Botting: Revised Edition* (Houston: Strategic, 2016). Collected poems.
- Halsbury's Laws of Canada: Extradition and Mutual Legal Assistance 2015 Reissue* (Markham: Butterworths, 2015). Encyclopedic review of the current Canadian law of extradition.
- Canadian Extradition Law Practice, Fifth Edition* (Markham: Butterworths LexisNexis, 2015). Text of and commentary on the Canadian *Extradition Act* and related statutes. Includes all extradition treaties.
- Campbell's Kids* (Houston: Strategic, 2015). A novel re unintended incest and retribution in Alberta.
- Extradition: International Obligations vs. Individual Rights* (Stuttgart, Germany: Lambert, 2012).
- “Charming the Cobra: The Curious Case of Mark Wilson,” *Pacific Free Press*, 14 February 2012.
- “American Prosecutors Exploit Loopholes in Canadian Extradition Law,” *Prism*, 13 February 2012.
- “The Least Fair Act on Earth?” *Prism Magazine*, 17 June 2011.
- “Canada’s Non-Ratification of Extradition Treaties,” Guest Blog, *International and Transnational Criminal Law*, <http://rjcurrie.typepad.com/international-and-transna/2011/04/guest-blog-canadas-non-ratification-of-extradition-treaties.html>.
- Halsbury's Laws of Canada: Extradition and Mutual Legal Assistance, First Edition* (Markham: LexisNexis, 2011). Encyclopedic reference text to extradition and mutual legal assistance law.
- Wrongful Conviction in Canadian Law* (Markham: Butterworths LexisNexis, 2010). Text and analysis of and commentary on the recommendations of all Canadian wrongful conviction inquiries.
- Criminal Essentials* (Markham: LexisNexis Quicklaw, 2010). Online version of *Canadian Extradition Law Practice* 2009 Edition included *passim* as text in the larger context of Canadian criminal law.
- Canadian Extradition Law Practice, 2009 Edition* (Markham: Butterworths LexisNexis, 2009). Standard text and guide to Canadian extradition law, treaties and policy for judges and lawyers.
- Criminal Practice* (co-author with Alan W. Bryant, James A Fontana, Alan D. Gold, Joseph F. Kenkel, Sidney N. Lederman, Clayton R. Ruby and Fern Weinper (Markham: LexisNexis Quicklaw) 2008. Includes online version of *Canadian Extradition Law Practice, 2007 Edition*.
- Canadian Extradition Law Practice, 2007 Edition* (Markham: Butterworths, 2007). Only Canadian text on extradition law and practice, complete with treaties.
- “The Supreme Court ‘Decodes’ the *Extradition Act*. Reading Down the Law in *Ferras and Ortega*,” *Queen’s Law Journal*, Volume 32, Issue 2 (Spring 2007).
- Chief Smallboy: In Pursuit of Freedom* (Calgary: Fifth House/Fitzhenry and Whiteside, 2005). Indigenous governance/biography/Canadian and United States history.
- Canadian Extradition Law Practice 2005* (Markham: Butterworths LexisNexis, 2005). Standard text on extradition law in Canada.
- Extradition Between Canada and the United States* (Ardsley, NY: Transnational Publishers; New York: Brill 2005) Canadian and U.S. legal and political history, policy and treaty making.
- “Extradition,” *The Oxford Companion to Canadian History*, Don Mills: Oxford University Press, 2004.
- “‘It’s All Been Done Before,’” “Eagles,” “The Day We Flew with Eagles,” 28 *Legal Studies Forum*, 1 & 2 (Spring 2004) (publication of the American Legal Studies Association).
- “Alternate Routes,” “Small Claims,” “Autumn in New York,” “Canabanadaman,” 27 *Legal Studies Forum* 1 (Spring 2003).
- “*Sentencing and Society: International Perspectives*” (review), *Law and Politics Book Review*, Vol. 12 No. 11 (November 2002).
- “The Kelly Odyssey,” *The Lawyer’s Weekly* (20 September 2002), p. 4.
- “*Extradition, Politics and Human Rights*” (Review), Richard Brisbin, ed. *The Law and Politics Book Review*, vol. 11. No. 5 (May 2001), pp. 223-225.

### **Published Books and Articles (continued)**

- Leadership: An Anthology* (co-editor, M.E.Symons) (Victoria: Royal Roads University, 1998).
- "Witness Evidence Via Live Video Link in the Canadian Criminal Courtroom," 55 *The Advocate* 4 (June 1997) 523 (with Hugh Trenchard).
- Fundamental Freedoms and Jehovah's Witnesses* (Calgary: University of Calgary Press, 1993).
- Lady of My House and Other Poems* (Edmonton: Harden House of Canada, 1986).
- Prime Target: A Play in Two Acts* (Edmonton: Harden House of Canada, 1985).
- The Orwellian World of Jehovah's Witnesses* (with Heather Botting) (Toronto: U. of Toronto Press, 1984).
- Winston Agonistes* (Edmonton: Harden House of Canada, 1984). Alberta Culture drama awards winner.
- Crux* (Edmonton: Harden House of Canada, 1983). Winner of several Alberta Culture drama awards.
- Saint Joanne* (Edmonton: University of Alberta Department of Drama, 1982) (thesis play for M.F.A.).
- The Succubus* (Edmonton: University of Alberta Department of Drama, 1980).
- Freckled Blue and Other Poems* (Red Deer: Red Deer College Press, 1979).
- Lady Godiva on a Plaster Horse* (Red Deer: Red Deer College Press, 1977).
- A William Golding Bibliography* (Red Deer: Red Deer College Press, 1976).
- Thinking As a Hobby: The Novels of William Golding* (Edmonton: Harden House, 1975).
- Monommonster in Hell* (Red Deer: Red Deer College Press, 1975).
- Computer-Assisted Instruction of English As a Second Language* (co-author), (Red Deer: Red Deer College Press, 1973).
- Streaking!* (Red Deer: Red Deer College Press, 1973)
- The Box Beyond* (Edmonton: Harden House of Canada, 1972).
- Harriott!* (Edmonton: Harden House of Canada, 1972). Winner of the *Edmonton Journal* playwriting award, 1972.
- Perambulance and Pipe Dream: Two Plays* (Edmonton: Harden House of Canada, 1972).
- Prometheus Rebound: A Dramatic Poem* (Edmonton: Harden House of Canada, 1972).
- On the Road* (Edmonton: University. of Alberta Graduate Students Association, 1972 (literary magazine).
- Casserole* (Edmonton: University of Alberta Students Association, 1972 (literary magazine).
- The Theatre of Protest in America* (Edmonton: Harden House, 1971).
- BumweltS* (St. Johns: Memorial University of Newfoundland, 1969).
- Census* (Peterborough: Crestwood, 1969-70), literary magazine
- Tridentine '67* (Peterborough: Trent University, 1967). Winner of the Saturday Night Belmont prize, 1967.
- Tridentine '65* (Peterborough: Trent University, 1965-67), literary magazine.

## **6. Research Papers, Lectures, etc.**

- "Botting honours memory of the late Chief Justice Allan McEachern," Toronto: *AdvocateDaily* (11 January 2018), <https://www.advocatedaily.com/profile/dr--gary-botting-botting-honours-memory-of-the-late-chief-justice-allan-mceachern.html>
- "Botting pens open letter on remedying wrongful convictions," Toronto: *AdvocateDaily* (14 July 2017), <https://www.advocatedaily.com/profile/dr--gary-botting-botting-pens-open-letter-on-remedying-wrongful-convictions.html>
- "The Role of the Minister of Justice in Extradition," Transnational Law, Continuing Legal Education, Vancouver, B.C., 28 November 2011 (faculty member).
- "Canada's Wrongful Conviction Inquiries: Assuaging the National Guilt," MediaGeode Technologies-sponsored public lecture, Oddfellows Hall, Victoria, B.C., 21 March 2011.
- "Dodging the Tumbling Walls: Extradition in a World Without Borders," Law Without Borders Conference, 14<sup>th</sup> Annual Interdisciplinary Legal Studies Conference, UBC Faculty of Law, Vancouver, B.C., 20 May 2009.
- "Four Shaky Pillars: 'Evidence' and 'Factual Innocence' in the Steven Truscott Case." Paper presented as guest lecture at Faculty of Law, U.B.C. on 23 February 2008.
- "Imasees' Long Flight to Freedom," Canadian Law and Society Association Annual Conference, Saskatoon, Saskatchewan, 1 June 2007.
- "Degrees of Innocence," *Bridging Law's Communities*, Annual Conference of the Canadian Association of Law Teachers, Saskatoon, Saskatchewan, May 30, 2007.

**Research Papers and Lectures (continued)**

- First Nations Land Claims to the Mountains of Banff and Jasper National Parks: The Merit of the Arguments of Cree Chief Bobtail Smallboy," *Legal Intersections*, Canadian Law and Society Association Annual Conference, 75<sup>th</sup> Congress of the Humanities and Social Sciences, York University, Toronto, May 31-June 3, 2006.
- "Far from the Madding Metropolis: The Claim of Chief Bobtail Smallboy to the Mountains of Banff and Jasper National Parks," *Expanding the Polis: Law's Engagement and Location*, Canadian Association of Law Teachers Conference, Osgoode Hall Law School, Toronto, May 29-31, 2006.
- "Chief Smallboy's Land Claim to Banff and Jasper National Parks: Another Nisga'a?" *Whose Law? Why Law?* Law's Empire Interdisciplinary Conference, University of British Columbia, May 4-6, 2006.
- "Assuaging the National Guilt: Deliberations on Wrongful Conviction in Canada," *International Developments in the Innocence Movement*, Innocence Network Conference, University of Washington School of Law, Seattle, 18 March 2006.
- "Destination – Anywhere: The Illusion of Protected Rights and Reality of Lawful Wrongs in Canada's Extradition Act," 10<sup>th</sup> Annual U.B.C. Conference for Graduate Students in Law, 28 April 2005.
- "The Diminution of Individual Rights in Canadian Extradition Law," Canadian Law and Society Assn (CLSA) Annual Conference, University of Manitoba, Winnipeg, 3 June 2004.\*
- "The Confluence of Extradition Practice in Canada and the United States," Canadian Association of Law Teachers Annual Conference, University of Manitoba, 31 May 2004.
- "Transcending the Limits of Comity: Major Flaws in Canada's Extradition Act," 9<sup>th</sup> Annual U.B.C. Conference for Graduate Students in Law, 30 April 2004.
- "The Dynamics of Extradition Law: Executive Discretion Trumps Judicial Discretion," 8<sup>th</sup> Annual U.B.C. Conference for Graduate Students in Law, 12 May 2003.
- "To Extradite or Prosecute? Coping with the Diaspora of Terrorism," Conflict, Development and Peace (CODEP) Conference, University of London, London, UK, 13 June 2002.
- "Racism and Abuse of Process in Extradition Proceedings," combined U.S. and Canadian Law and Society Associations Annual Conference, Vancouver, B.C., 1 June 2002.
- "Abandoning the Rule of Law and Civil Liberties: Anti-Terrorism Legislation in Canada and the United States," The Promise of Law: Yesterday and Today Conference., U.B.C., 6 May 2002.
- "Institutionalized Racism in 19<sup>th</sup> Century Canada: Sir John Beverley Robinson's Policy of Extradition," 19<sup>th</sup> Century Interdisciplinary Studies Conf., U.B.C., 23 March 2002.
- "The Threat of Extradition of Alleged Terrorists from Canada to the United States since September 11," Mid-winter Conference, CLSA, U.B.C., 1 February 2002.
- "Racism and Abuse of Process in Extradition Proceedings between Canada and the United States," Department of Anthropology, University of Victoria, 27 September 2001.
- "Making Legal Sense of *Bush v. Gore*," Canadian Law and Society Association Annual Convention, Laval University, Quebec City, Quebec, 2 June 2001.
- "The Roots of Sexism in Religion and the Law," Centre for Research in Women's Studies and Gender Relations, U.B.C., Vancouver, 26 April 2001.
- "Looking under the Rug of the Law: the Scope and Mandate of Law and Society," University of Calgary Faculty of Communications and Culture, 19 January 2001.
- "The Art of Jurisprudence," CLSA Annual Conference, Lake Louise, Alberta, 2 June 2000.
- "Ministerial vs. Judicial Discretion." Market.Order@Law.Destabilized. York University, 12 May 2000.
- "The New *Extradition Act* and Its Implications," Law on the Cusp Conference, U.B.C., , 4 May 2000.
- "Putting the Law in Its Place: Comparative and Interdisciplinary Perspectives on Legal Theory," U.B.C. Faculty of Law doctoral seminar, March, 2000.
- "Bringing Fugitives to Justice," Creating Constellations Conference, U.B.C., 1 May 1999.

## 7. Awards

2021: Albert Nelson Marquis Lifetime Achievement Award  
 2015: Trent University Distinguished Alumnus Award (18 April 2015)  
 2005-07: Social Sciences and Humanities Council Post-Doctoral Fellowship  
 2005-07: University of Washington School of Law Visiting Scholarship  
 2002-04: Paetzold Fellow, University of British Columbia  
 2002-03: SSHRC Federalism and Federations Supplement, tenable at U.B.C.  
 2001-02: SSHRC Doctoral Fellowship (supplanting U.B.C. graduate fellowship)  
 2001-02: U.B.C. Faculty of Law Grant Supplement Award.  
 2000-02: University of Washington School of Law Visiting Scholarship.  
 2000-01: University of British Columbia University Graduate Fellowship.  
 1988-90: University of Calgary Faculty of Law Research Assistantship.  
 1987-88: University of Calgary Faculty of Law Frank Brunet Scholarship.  
 1984: Citizen of the Year Award - Central Alberta Arts Council.  
 1984: Province of Alberta Playwriting Award for One-Act Play (*Winston Agonistes*).  
 1983: Province of Alberta Playwriting Award for One-Act Play (*Crux*).  
 1982: Province of Alberta Playwriting Award for Feature Screenplay (*Flight of the Raven*).  
 1982: Province of Alberta Playwriting Award for Radio Play (*Conventions*).  
 1981: Province of Alberta Playwriting Award for Television Screenplay (*Cow Bird*).  
 1980-81: Province of Alberta Graduate Scholarship in Drama (tenable at University of Alberta).  
 1978: Province of Alberta Playwriting Award for Radio Drama (*God Save the Queen*).  
 1977: Province of Alberta Playwriting Award for Full Length Play (*Fathers*).  
 1976: Province of Alberta Playwriting Award for Musical (*The Girls in the Steno Pool*).  
 1973: Province of Alberta Playwriting Award for Radio Drama (*A Message in the Ice*).  
 1972: Province of Alberta Playwriting Award for One-Act Play (*The Box Beyond*).  
 1971-72: University of Alberta Graduate Teaching Assistantship.  
 1971: First Prize, *Edmonton Journal* Literary Award for Playwriting (for *Harriott!*).  
 1970-71: University of Alberta Graduate Teaching Assistantship.  
 1968-69: Memorial University of Newfoundland Graduate Research Assistantship.  
 1967: Book Prize, *Tridentine 67* Short Story Competition for "Race Against the Red."  
 1967: Belmont/*Saturday Night* literary award for editorship of *Tridentine 67*.  
 1965: Book Prize, *Tridentine 65* Short Story Competition for "The Bell Tolloed On."  
 1961: Second Prize, Biology Division, United States National Science Fair - International.  
 1961: National Pest Control Association Award, U.S. National Science Fair - International.  
 1961: First Prize, Ontario Science Fair (for "Intergeneric Hybridization of Giant Silk Moths").  
 1960-61: U.S. National Academy of Sciences Bing Travel Award to India.  
 1960: American Institute of Biological Sciences Award to travel the United States.  
 1960: First Prize, Zoology Division, United States National Science Fair - International.  
 1960: First Prize, Ontario Science Fair (for "Interesting Variations of the Cynthia Silk Moth").