



**Thank you to everyone who made our first 50+ Lifestyle Expo a success!**

Winner of a Gift Certificate for a free Standard Will and Power of Attorney package for a couple donated by Cheadles LLP, valued at \$850.00 is Mariane Valiquette.



*Dana Levanto, Chair, Legacy Giving Thunder Bay, Marianne Valiquette and Doug Shanks, Cheadles LLP.*

**Thank you to our Workshop Presenters**

- Cindy Crowe, Blue Sky Community Healing Centre**
- Teri Gyemi, Kula Yoga and Wellness**
- Linda Possaka, Institute for Integrative Nutrition**
- Jeanine Baxter, Prevention and Screening Services - Thunder Bay Regional Health Sciences Centre**
- Larry Lovis, Investors Group Securities**
- Josh Gillingham, Superior Athletes**
- Rosa Carlino, Cheadles LLP**
- Kim Gerrish, Mindfulness Specialist**
- Dr. Michael Pustina, Chiropractor**
- Dave Facca, BDO**
- Dr. Steve Fonso, Veressent Life**
- Val Midgley, Whole Nine Yards**

**Thank you to all our Exhibitors**

- Whole Nine Yards**
- Brighter Days Elderly Services**
- Happy Time Tours**
- Pure Salon Day Spa**
- Spinal Health and Rehabilitation**
- Prevention Screening Services**
- Janzen's**
- Atlas Properties**
- TB Naturopathic Clinic**
- Superior Athletes**
- Health Sciences Foundation**
- Investors Group**
- Legacy Giving Thunder Bay**
- Black Cat Styles**
- 55 Plus Centre**
- Best Care Canada**
- Christine Home & Garden**
- Blue Sky Healing Centre**
- Stride Footwear**
- Veressent Life**
- Tims Natural Health**
- Perfect Fit Lingerie**
- Brokerlink**
- Sunset Memorial**
- Nerium**
- Tupperware**
- Independent Epicure**
- Care Partners**
- The Nurse Next Door**
- Shoppers Home Healthcare**
- Full Circle Wellness Network**
- Kula Yoga Studio**
- Lucie's Mobile Foot Care**
- Curves**
- Foot Nurse**
- Hilldale Gardens**
- Driving Miss Daisy**
- Fine Touch Restoration**



**Your Will is a Gift**

**A way to be remembered by your community**

News From Legacy Giving Thunder Bay | Summer 2016

**What to include in your Will**

*Rosa Carlino, Cheadles LLP*

A will is a legal document that provides instructions on how an individual's estate will be distributed after death. It comes into effect only after a person dies. The purpose of a will, in general, is to ensure that the estate is distributed in the manner the deceased desired, to provide authority to the estate trustee, and to provide protection for the estate and for the rightful beneficiaries.

The standard will should include, at the very minimum: appointment of an estate trustee, authorizing the estate trustee to act on behalf of the estate, and instructions for the distribution of the proceeds of the estate. The will can also include provisions for investment of trusts, charitable giving, appointment of a guardian for children, funeral instructions, and many more.

A will encompasses all of the assets of the deceased, but there are some exceptions. The estate generally includes real property, vehicles, interests in corporations, investments, bank accounts, jewelry, artwork, etc. If the value of these assets is over \$50,000, and/or you have real property (i.e. land) in your name solely, an appointment of an estate trustee would be required at your death before any of these assets could be distributed. This appointment also requires a valuation of the assets of the deceased. The valuation is necessary to calculate estate administration taxes.

Some assets do not fall under the will and would not need to be included in the valuation for taxes payable. For instance, TFSA, RRSP, life insurance policy or pension that have a named beneficiary are not included in a will. This is beneficial because the named beneficiary receives the full amount of the account/plan/policy without delay. Remember though, that a will cannot change that designation so make sure you have the correct beneficiary listed under each plan.

Furthermore, a home owned with other individual(s) as "joint tenants" does not fall under a will. Upon the death of a joint tenant, his or her interest in that home automatically transfers to the joint owner(s). This arrangement is very common between spouses. However, it could cause problems, for example, in the event that a brother and a sister jointly own a multi-family cottage. If the brother wanted his ownership to be included in his will to be left to his spouse, the ownership must be changed to tenancy-in-common.

If drafted improperly, a will can accidentally disinherit a beneficiary or include unintended beneficiaries. Additionally, an improperly executed will can be deemed invalid. This can happen if the will is unsigned, there are improper or



insufficient witnesses, or unclear wording, among others. If your will is deemed invalid in Ontario, your estate will be distributed as if you did not have a will, or in other words, in accordance with the intestate rules under the Succession Law Reform Act, 1990.

*Rosa Carlino is an associate lawyer with Cheadles LLP. She obtained her Juris Doctor degree from the University of Windsor in 2012 and has been practicing law since June 2013. Rosa has focused her legal work on corporate, commercial, wills, estates and real estate law. Prior to attending law school, She can be reached at 807-622-6821 or carlino@cheadles.com*

This article is intended only as general information and should not be relied on as legal advice.



**legacygivingthunderbay.com**

COMMUNITY PARTNERS: Confederation College / Northern Ontario School of Medicine / St. Joseph's Foundation / Thunder Bay Community Foundation / Thunder Bay Regional Health Sciences Foundation





*"Thank you for supporting student awards. My return to school has been more difficult than I expected on so many levels. Your support is an inspiration and a constant reminder of why I'm here and how important it is that I become the leader I want to see in myself. I endeavor to ensure my efforts will continue to mirror your support. Thank you!" - 2016 award recipient*

Donating to Confederation College helps individuals realize their dreams. Leaving a gift in your Will is a generous and lasting way to help ensure that your desire to make a difference in the lives of others continues into the future.

One way to make a difference in the lives of others for generations to come is through student awards. When you establish an endowed award you are providing perpetual support for students, who in turn will impact countless lives throughout their careers. An endowed award can be named in memory of yourself or a loved one, and you can specify criteria around your preferred area of interest, ensuring fulfilment of your philanthropic interests.

Your gift enables Confederation College to provide excellent, accessible education. A gift in your will is easy to do and doesn't cost you anything during your lifetime. After you have remembered your loved ones, consider bestowing a gift to Confederation College.



*Dr. Stephen Daniel, NOSM alumnus and family physician, competed in indoor rowing at the Invictus Games 2016 and brought home a silver medal!*

Learners at the Northern Ontario School of Medicine (NOSM) come from a variety of backgrounds and experiences. Being a medical school for the North, from the North and by the North provides the opportunity for people with a strong desire to be a medical professional and learn in rural locations. Of the 415 graduates 92% are from Northern Ontario and 8% from other parts of rural and remote parts of Canada.

At the 2016 Invictus Games in Orlando, Florida Dr. Stephen Daniel a recent NOSM Alumnus and former Canadian Armed Forces Sergeant was severely injured during training in a parachute accident, won silver in the indoor rowing finals. The games encourage "the power of sport to inspire recovery, support rehabilitation and generate a wider understanding and respect for wounded, injured and sick" men and women who have served in the armed forces. Dr. Daniel, you're an inspiration, and we congratulate you on your silver medal win!

Northern Ontario has successfully recruited 149 NOSM family doctors who are practicing in your community providing care for more than 178,000 people.



*One gift has created a lasting legacy that continues to impact the community a decade later.*

In January 2006, Mrs. Esther Aileen Takalo (nee Stevenson) of Thunder Bay passed away, leaving a generous portion of her estate to St. Joseph's Foundation of Thunder Bay and various other charities.

A close friend, Jim Boeckner, described Esther as "A kind, honest, and humorous individual with a natural warmth people were drawn to. She cared for her friends as she cared for her beloved garden."

She also cared for her community. Structuring her estate, she was able to support her family, friends and loved ones as well as leave gifts that were able to assist the organizations she valued most.

At St. Joseph's Foundation and St. Joseph's Care Group, Ester's gift has impacted so many by providing specialized equipment to valuable programs that wouldn't otherwise be funded for the past 10 years.



*June Morgan MacDonald ensured her passion for art will live in perpetuity through the establishment of the June Morgan MacDonald Bursary for Arts and Design.*

*"June Morgan MacDonald was born in Fort William in 1926. Before retiring, June*

*was head of the Art Department at Lakeview High School. She had an irrepressible gift for teaching, and her life was filled with a passion for all the arts: painting sculpture, tapestry, music, ballet, theatre, and literature".*

*"It was such a joy to work with June to establish her bursary" said Bonnie Moore, Executive Director of the TBCF. "She loved the arts and wanted to ensure her Bursary for Arts and Design was there to support artistic students in Thunder Bay and the District who are in financial need".*

June created the Bursary with an initial gift and worked with the TBCF to establish the guidelines and assisted in the creation of the Bursary Application. When she passed away on March 18, 2015 she bequeathed a gift through her Will to complete the funding of her award.

*"Mrs. Mac spent much of her life helping generations of students to discover and embrace the arts" and through her Bursary she will continue to make an impact and a difference on the arts for years to come.*

*"Our city and our world are a better place for her having lived among us".*



*Local Lung Research Benefits from Tony 'Anthony' Villeneuve Memorial Endowment Fund*

*"When you lose somebody that died from it, you become much more sensitive to the*

*disease, and you want to do something about it" said Jeff Villeneuve, referring to lung disease, and in particular, mesothelioma, that claimed his father (Tony)'s life.*

*'Doing something' doesn't come close to the dedication the Villeneuve family has for awareness, treatment and research of lung disease. They started the Tony 'Anthony' Villeneuve Memorial Endowment Fund in 2006, with funds coming from the Tony Villeneuve Memorial Auto Rally, family and friends. The Endowment Fund was set up to honour the memory of the well-known businessman, father and community member.*

*Thanks, in part, to this Fund, incredible research is happening in Thunder Bay related to improved imaging for lung diseases.*

*"I know my Dad would be happy to see how we're raising awareness of mesothelioma and other lung diseases and that we're taking steps to ensure others aren't blindsided by it," said Jeff. "He was always very interested in helping with healthcare and my family is proud to remember him in this way."*

*For more information on setting up an endowment fund please call Terri Hrkac at 684-7109*

## ANSWERING YOUR QUESTIONS:

**Q. What wording should I use in my will to ensure the charity receives the bequest?**

**A.** Your lawyer will be able to guide you with wording, but if you feel comfortable informing the charity they will also be able to provide the appropriate wording.

**Q. Can I specify what area of the charity that I want to support?**

**A.** Absolutely and the best way to do this is to speak to the charity and see what they need. You can be specific or indicate that you would like the bequest to go to the area of greatest need.

**Q. Should I inform my family of my intention to support the charity?**

**A.** That is a very good idea, it will also help the charity to have a contact with someone who can appreciate what and why you have supported this charity.

