

YIN YUAN (Y.Y.) BRANDON CHEN

CURRICULUM VITAE

October 2021

❖ EDUCATION

DOCTOR OF JURIDICAL SCIENCE (SJD), University of Toronto, 2020

- Dissertation: “The Law, Policy and Ethics of Migrants’ Health Care Entitlement”

JURIS DOCTOR (JD), University of Toronto, 2010

MASTER OF SOCIAL WORK (MSW), University of Toronto, 2005

BACHELOR OF SCIENCE (BSc), Emory University, 2002

❖ PROFESSIONAL QUALIFICATION

Law Society of Ontario (Barrister & Solicitor) 2011 – present

❖ ACADEMIC APPOINTMENT

ASSISTANT PROFESSOR, Faculty of Law, University of Ottawa 2016 – present

- Member, Centre for Health Law, Policy and Ethics
- Member, Public Law Centre

❖ SELECTED NON-ACADEMIC PROFESSIONAL EXPERIENCE

CANADIAN CIVIL LIBERTIES ASSOCIATION, Toronto
Law Foundation of Ontario Public Interest Articling Fellow Aug. 2010 – Jul. 2011

COMMITTEE FOR ACCESSIBLE AIDS TREATMENT, Toronto
Research Project Coordinator Sep. 2005 – Apr. 2007

CENTRE FOR ADDICTION AND MENTAL HEALTH, Toronto
Social Work Practicum Placement / Research Analyst Sep. 2004 – Sep. 2005

❖ SELECTED AWARDS & HONOURS

TEACHING AWARD (MOST ENGAGING ASYNCHRONOUS LECTURES)
AÉCLSS uOttawa Apr. 2021

IAN KERR AWARD FOR EXCELLENCE IN TEACHING
University of Ottawa Faculty of Law, Common Law Section Aug. 2020

VANIER CANADA GRADUATE SCHOLARSHIP
Government of Canada 2012 – 2015

FREDERICK BANTING AND CHARLES BEST CANADA GRADUATE SCHOLARSHIP DOCTORAL AWARD
Canadian Institutes of Health Research 2012 – 2015

FELLOWSHIP IN HEALTH LAW, ETHICS AND POLICY
Canadian Institutes of Health Research 2011 – 2015

LUPINA SENIOR DOCTORAL FELLOWSHIP, COMPARATIVE PROGRAM ON HEALTH AND SOCIETY
Munk School of Global Affairs, University of Toronto 2012 – 2013

UNIVERSITY OF TORONTO FELLOWSHIP
University of Toronto 2011 – 2012; 2004 – 2005

❖ RESEARCH GRANTS

SOCIAL SCIENCES AND HUMANITIES RESEARCH COUNCIL (SSHRC) INSIGHT GRANT, 2021

- Co-Applicant, “Mapping the Discursive and Institutional Landscape of ‘Birth Tourism’ and Its Perceived Attack on Canadian Birthright Citizenship” (\$223,328)

CANADIAN INSTITUTES OF HEALTH RESEARCH (CIHR) PROJECT GRANT, 2020

- Co-Applicant, “Acceptance and Commitment Empowerment (ACE) Intervention: Reducing HIV Stigma and Promoting Community Resilience Through Capacity Building” (\$1,950,752)

THE LAW FOUNDATION OF ONTARIO RESPONSIVE GRANT, 2019

- Co-Applicant, “A Feasibility Assessment for a L(Legal)-Consult System to Bring Timely Legal Information to Underserved Populations Using Community Primary Healthcare” (\$15,000)

PATHWAY-TO-PROSPERITY PROJECT GRANT, 2018

- Principal Investigator, “How is the Reinstated Interim Federal Health Program Working in Ontario?” (\$7,980)

UNIVERSITY OF OTTAWA SEED FUNDING OPPORTUNITY, 2018

- Principal Investigator, “Protecting Refugees’ Health: How is the Reinstated Interim Federal Health Program Working?” (\$16,000)

CIHR PLANNING AND DISSEMINATION GRANT, 2017

- Principal Investigator, “Non-Citizens’ Belonging & Health” (\$20,000)

UNIVERSITY OF OTTAWA FACULTY OF LAW EMERGING RESEARCHER FELLOWSHIP PROGRAM, 2017

- Principal Investigator, “Extending Charter Protection to Non-Citizens” (\$1,800)

ONTARIO HIV TREATMENT NETWORK COMMUNITY-BASED RESEARCH & EVALUATION FUND, 2015

- Co-Investigator, “Supporting the Supporters: Promoting Resilience Among PHA Service Providers” (\$25,000)

CIHR CATALYST GRANT, 2011

- Co-Investigator, “Pathways to Resiliency: An Exploratory Study on Strength Based Approaches to HIV Prevention and Health Promotion Strategies Among East and Southeast Asian MSM” (\$33,000)

CIHR MEETINGS, PLANNING AND DISSEMINATION GRANT, 2010

- Co-Investigator, “S.L.A.M! 2011: Asian Men’s Sexual Health Symposium” (\$15,000)

❖ PUBLICATIONS

JOURNAL ARTICLES

- Chen, Y.Y.B., Gruben, V., & Liew, J.C.Y. (2018). “A Legacy of Confusion”: An Exploratory Study of Refugee Health Care under the Reinstated Federal Health Program. *Refuge*, 34(2), 94-102.
- Chen, Y.Y.B. (2017). The Future of Precarious-Status Migrants’ Right to Health Care in Canada. *Alberta Law Review*, 54(3), 649-663.
- Snyder, J., Adams, K., Chen, Y.Y.B., Birch, D., Caulfield, T., Cohen, I.G., Crooks, V.A., Illes, J., & Zarzeczny, A. (2015). Navigating Physicians’ Ethical and Legal Duties to Patients Seeking Unproven Interventions Abroad. *Canadian Family Physician*, 61(7), 584-586.
- Chen, Y.Y.B., Li, A.T.W., Fung, K.P.L., Wong, J.P.H. (2015). Improving Access to Mental Health Services for Racialized Immigrants, Refugees, and Non-Status People Living with HIV/AIDS. *Journal of Health Care for the Poor and Underserved*, 26(2), 505-518.
- Chen, Y.Y.B. (2015). Extending Healthcare Entitlement to Lawful Non-Transient International Migrants: Untapped Potential of the Universality Principle in Canada Health Act. *UBC Law Review*, 48(1), 79-144.
- Chen, Y.Y.B., & Flood, C.M. (2013). Medical Tourism’s Impact on Health Care Equity and Access in Low- and Middle-Income Countries: Making the Case for Regulation. *Journal of Law, Medicine and Ethics*, 41(1), 286-300.
- Flood, C.M., & Chen, Y.Y.B. (2010). Charter Rights & Health Care Funding: A Typology of Canadian Health Rights Litigation. *Annals of Health Law*, 19(3), 479-526.

BOOK CHAPTERS

- Chen, Y.Y.B. (in press). Citizenship as an Egg? In T. Nair, & M. Inês Amaro (Eds.), *Citizenship as a Challenge: Dimensions of an Evolving Process* (pp. 37-47). Brill.
- Chen, Y.Y.B. (2021). Fortress World: Refugee Protection During (and After) the COVID-19 Pandemic. In J.-L. Denis, C. Régis, & D.M. Weinstock (Eds.), *Pandemic Societies* (pp. 308-329). McGill-Queen’s University Press.
- Chen, Y.Y.B. (2020). Migrant Health in a Time of Pandemic: Fallacies of Us-Versus-Them. In C.M. Flood, V. MacDonnell, J. Philpott, S. Theriault, & S. Venkatapuram (Eds.), *Vulnerable: The Law, Policy and Ethics of COVID-19* (pp. 407-418). University of Ottawa Press.
- Chen, Y.Y.B. (2018). Theorizing the Boundaries of Healthcare Solidarity in Western Liberal Democracies. In C. Régis, L. Khoury, & R.P. Kouri (Eds.), *Health Law at the Frontier: Health Law Academic Seminar, vol. 2* (pp. 1-32). Yvon Blais/Thomson.
- Chen, Y.Y.B. (2017). Social Determinants & Marginalized Populations. In J. Erdman, V. Gruben, & E. Nelson (Eds.), *Canadian Health Law and Policy* (5th ed.) (pp. 527-548). LexisNexis.
- Chen, Y.Y.B. (2014). Lending a Helping Hand: The Impact of Constitutional Interpretation on Taiwan’s National Health Insurance Program, Health Equity, and Distributive Justice. In C.M.

Flood & A. Gross (Eds.), *The Right to Health at the Public/Private Divide: A Global Comparative Study* (pp. 236-259). Cambridge University Press.

- Flood, C.M., & Chen, Y.Y.B. (2010). Charter Rights & Health Care Funding: A Typology of Canadian Health Rights Litigation. In R.P. Kouri & C. Regis (Eds.), *Grand Challenges in Health Law and Policy* (pp. 187-242). Yvon Blais/Thomson Reuters.

RESEARCH REPORTS

- Li, A., Poon, M., Utama, R., Adam, B., Cabarios, C., Chen, Y.Y.B., Murray, J., Sutdhibhasilp, N., & Wong, J.P.H. (2015). *Asian MSM Pathways to Resiliency (AMP2R): Community-Based Research Study Report*. Asian Community AIDS Services.
- Li, A., Chen, Y.Y.B., Cain, R., Cedano, J., Fung, K., Kafele, K., Khan, R., Maggi, J., Ongoiba, F., Soje, L., Sutdhibhasilp, N., & Wong, J. (2008). *Transformation through Collective Action: Best Practices in Migration, HIV and Mental Health*. Committee for Accessible AIDS Treatment.
- Collins, E., Cain, R., Bereket, T., Chen, Y.Y.B., Cleverly, S., George C., Hayes, P., Jackson, R., Layman-Pleet, D., Li, A., Prentice, T., Taylor, D., & Travers, R. (2007). *Living & Serving II: 10 Years Later – The Involvement of People Living with HIV/AIDS in the Community AIDS Movement in Ontario*. Ontario HIV Treatment Network.
- Chen, Y.Y.B., Noh, S., & Hamilton, H. (2005). *Clinical Cultural Competence Education: Instrument Development & Evaluation*. Centre for Addiction and Mental Health.

❖ SELECTED PRESENTATIONS

INVITED TALKS

- (2020, October 27). *Interim Federal Health Program – Overview and updates due to COVID-19*. BC Refugee Hub Training Webinar.
- (2019, February 28). *Toward a substantive understanding of citizenship in the Canadian Charter of Rights and Freedoms*. Asper Centre Constitutional Roundtables, University of Toronto, Toronto, ON, Canada.
- (2019, February 2). *When health & immigration policies intersect: Health access challenges facing international migrants*. 11th Annual McGill Journal of Law and Health Colloquium, McGill University, Montreal, QC, Canada.
- (2018, December 1). *Centering migrants and refugees in Canadian health care system*. “Talking Across Silos in Canada’s Health Movement” Research Roundtable, Ottawa, ON, Canada.
- (2018, October 26). *Systemic barriers to migrants’ health care access in Canada*. 2018 Indiana Health Law Review Symposium, University of Indiana, Indianapolis, IN, United States.
- (2018, March 2). *The challenge of migration and health care solidarity in liberal democracies*. Health Law and Policy Seminar Series, Dalhousie University, Halifax, NS, Canada.
- (2018, February 15). *Debating migrants’ inclusion in health care solidarity*. Health Law, Ethics and Policy Seminar Series, University of Toronto, Toronto, ON, Canada.

- (2016, March 12). *Refugee health care: Who is covered, who is not, and how do we decide?* “Intersections in Global Health” Conference, McMaster University, Hamilton, ON, Canada.
- (2015, November 20). *Manufacturing precariousness: The future of migrants’ health care entitlement.* 7th National Health Law Conference, Ottawa, ON, Canada.
- (2015, May 7). *Universal health care as a policy strategy for refugee integration.* Global Health/Global Justice 2015 Conference, Toronto, ON, Canada.
- (2013, February 12). *Medical tourism’s impact on health care access and equity in low- and middle-income countries: what is the role of law?* 2013 O’Byrne Lecture, University of Alberta, Edmonton, AB, Canada.
- (2013, January 30). *International migrants’ legal entitlement to publicly-financed health care in developed countries.* The Comparative Program on Health and Society Lecture, University of Toronto, Toronto, ON, Canada.
- (2012, May 5). *Implications of medical tourism for health care access and global equity.* 2012 National Health Law Conference, Toronto, ON, Canada.

CONTRIBUTED TALKS

- (2018, August 22). *Societal belonging in the statelessness context.* “Citizenship, Legal Pluralism and Governance in the Age of Globalization” Conference, Ottawa, ON, Canada.
- (2017, March 10). *“The rights to have rights”: Extending Charter protection to non-citizens.* Conference on “Constitutional Rights and Freedoms: From 1982 to 2032”, Ottawa, ON, Canada.
- (2015, September 1). *Refugees’ right to health care in Canada: Taking stock and looking ahead.* 2015 Small Talk Lecture Series, Toronto, ON, Canada.
- (2015, July 13). *Citizenship as an egg?* “Becoming a Citizen” Conference, Oxford, England.
- (2013, July 1). *The universality principle in Canadian health care system vis-à-vis international migrants.* “Law on the Edge” Conference, Vancouver, BC, Canada.
- (2013, May 29). *Inclusion of international migrants in Canada’s ‘universal’ health care system.* Law and Society Association 2013 Annual Meeting, Boston, MA, United States.
- (2012, June 5). *Constitutional interpretations and Taiwan’s National Health Insurance program.* 2012 International Conference on Law and Society, Honolulu, HI, United States.

WORKSHOP PRESENTATIONS

- (2021, June 9-10). *Essential but expendable: Canada’s pandemic responses regarding migrant workers.* “Beyond the Virus: Multidisciplinary and International Perspective on Inequalities Raised by COVID-19” Work-in-Progress Symposium, online.
- (2018, December 3-6). *How do current health policies regulate refugees’ access to health?* “Migration, Refugee and Access to Health” Workshop, Geneva, Switzerland.
- (2017, June 15-16). *Theorizing the boundary of health care solidarity.* Health Law Academic Seminar, Montreal, QC, Canada.

- (2014, April 10). *From aliens to citizens and back: Changes in international migrants' entitlement to public healthcare in Canada*. “Transnational Migration and Citizenship Regime Change in Canada” Workshop, Ottawa, ON, Canada.
- (2011, December 9-11). *Health rights litigation in Taiwan*. “Right to Health in a Globalized World” Workshop, Tel Aviv, Israel.

CAMPUS/FACULTY TALKS

- (2021, February 25). *Crisis of immobility facing refugees during the COVID-19 pandemic* [Keynote presentation]. Canadian Association of Refugee Lawyers uOttawa Student Chapter’s 10th Annual Refugee Night, online.
- (2020, February 27). Presentation on the “Coronavirus, Human Rights, and Social Media: Balancing Rights and Response in an #Outbreak” Panel, University of Ottawa.
- (2019, October 9). *Canadian Coalition for Genetic Fairness v Quebec (AG)*. “Supreme Court Cases to Watch” Panel, University of Ottawa.
- (2018, September 29). *Universal health care: Who and what are covered? How do we decide?* Action Global Health Network 2018 Conference, University of Ottawa.
- (2018, April 7). *Legacy of Confusion: Canada’s Refugee Healthcare System*. Interdisciplinary Student Research Conference on Healthcare, University of Ottawa.
- (2018, February 1). Presentation at the Canadian Health Law and Policy, 5th edition Book Launch Event, University of Ottawa.
- (2015, April 7). Presentation at the “Café Scientifique – Taking it to Court: Refugee Health Care and the Law” Event, University of Ottawa.

ORGANIZED EVENTS

- (2017, October 5). *An overview of the current Interim Federal Health Program in Canada*. National Collaborating Centre for Infectious Diseases Webinar Series, online.
- (2017, April 7). *Mapping refugees’ access to health care: How well is the IFHP working now?* University of Ottawa, Ottawa, ON, Canada.

❖ MEDIA ENGAGEMENT

OPINION PIECES & BLOG POSTS

- Chen, Y.Y.B., Chung, J., & Duhme, H. (2021, June 3). Canada’s treatment of migrant workers during the COVID-19 pandemic. *City Law Forum*. <https://blogs.city.ac.uk/citylawforum/2021/06/03/canadas-treatment-of-migrant-workers-during-the-covid-19-pandemic/>
- Chen, Y.Y.B. (2020, August 3). Supreme Court decision on genetics law missed a critical opportunity to hold Parliament more accountable [Op-ed]. *CBC News*.

<https://www.cbc.ca/news/opinion/opinion-supreme-court-genetic-non-discrimination-act-1.5658606>

- Chen, Y.Y.B., & Liew, J.C.Y. (2020, March 19). Border closure may not be legal and won't stop COVID-19 [Op-ed]. *Toronto Star*.
<https://www.thestar.com/opinion/contributors/2020/03/19/border-closures-may-not-be-legal-and-wont-stop-spread-of-covid-19.html>
- Chen, Y.Y.B., (2018, October 1). We must not exclude irregular migrants from health care [Op-ed]. *The Globe and Mail*. <https://www.theglobeandmail.com/opinion/article-we-must-not-exclude-irregular-migrants-from-health-care/>
- Chen, Y.Y.B., Liew, J.C.Y., & Gruben, V. (2017, May 9). Refugees once again have full health benefits, but some practitioners still don't know that [Op-ed]. *CBC News*.
<http://www.cbc.ca/news/opinion/refugee-health-care-1.4105120>
- Chen, Y.Y.B. (2015, September 21). How to help refugees now [Op-ed]. *National Post*, A11.
- Chen, Y.Y.B. (2013, December 13). Ontario right to fix Ottawa's mistake on refugee health care [Op-ed]. *Toronto Star*. http://www.thestar.com/opinion/commentary/2013/12/12/ontario_right_to_fix_ottawas_mistake_on_refugee_health_care.html
- Chen, Y.Y.B. (2012, September). The SOGC Position on Federal Budget Cuts to the Interim Federal Health Program [Letter to the editor]. *Journal of Obstetrics and Gynaecology Canada*, 34(9) 809-810.
- Chen, Y.Y.B. (2012, May 24). Refugee health care cuts threaten everyone's access [Op-ed]. *Toronto Star*. <http://www.thestar.com/opinion/editorialopinion/article/1183230--refugee-health-care-cuts-threaten-everyone-s-access>
- Chen, Y.Y.B. (2012, May 21). Changes to refugee health care program need reconsideration [Op-ed]. *The Hill Times*, 15.

MEDIA INTERVIEW

- Interviewed by Dale Smith. In (2021, June 2). Conservatives plan to spend Pride Month pressing for blood ban changes. *Xtra*. <https://xtramagazine.com/power/conservatives-blood-ban-pride-month-202226>
- Interviewed by Dale Smith. In (2021, May 13). Canadian government looking to quash inquiry into Health Canada's role in blood ban. *Xtra*. <https://xtramagazine.com/power/blood-ban-canada-human-rights-karas-200825>
- Interviewed by Katie Compton. In (2020, September 21). Your genes may (NOT) be used against you. *Science Borealis*. <https://blog.scienceborealis.ca/your-genes-may-not-be-used-against-you/>
- Interviewed by Kerry Dooley Young. In (2020, April 10). Medical tourism: Will rising health costs trigger a post-coronavirus revival? *CQ Researcher*, 30(14).
<https://library.cqpress.com/cqresearcher/index.php>

- Interviewed by Anicka Bakos. In (2020, March 31). The real reasons why international students pay higher tuition fees. [*University of Waterloo*] *ImPrint*. <http://uwimprint.ca/article/the-real-reasons-why-international-students-pay-higher-tuition-fees/>
- Interviewed by Mike Stubbs (2020, 24 March) on London Live with Mike Stubbs, 980 CFPL (on Canada's border closure in response to the COVID-19 pandemic)
- Interviewed by Teresa Wright. In (2019, March 27). Feds boost health care funding for refugee claimants by \$283 million. *CTV News*. <https://www.ctvnews.ca/politics/feds-boost-health-care-funding-for-refugee-claimants-by-283-million-1.4354813>
- Interviewed by Nicolas Terry. In (2018, October 26). Health law profs on immigration getting coffee (No. 146) [Audio podcast episode]. In *The Week in Health Law*. <https://twihl.podbean.com/e/146-health-law-profs-on-immigration-getting-coffee-guests-yy-brandon-chen-brietta-clark-and-medha-makhlouf/>
- Interviewed by Rosemary Barton (9 May 2017) on Power & Politics, CBC News Network (on service providers' experience with the reinstated Interim Federal Health Program)
- Interviewed by Yves Faguy. In (2017, April 24). Understanding citizenship and why some Charter rights should be extended to non-citizens. *CBA National*.
- Interviewed by Shannon Lough. In (2015, November 3). Health agencies overwhelmed by Syrian crisis. *CMAJ*, 187(16), 1196.
- Interviewed by Karen Seidman. In (2015, February 14). Saviour or snake oil? *Montreal Gazette*, B1.

❖ TEACHING / SUPERVISION EXPERIENCE

COURSES TAUGHT

- Introduction to Public & Constitutional Law (Small Group: 2016-2017, 2018-2021; Large Group: 2017-2018)
- First Year Thematic: Immigration Health Law (Winter 2018 – Winter 2021)
- Constitutional Law II (Fall 2017 – Fall 2020)
- Studies in International Law: International Migration & Health (Winter 2017)

GRADUATE SUPERVISION

- Chen Wang (LL.D.), *Highly Skilled Chinese Immigrant Women's Labour Market Marginalization in Canada: An Institutional Ethnography of Discursively Constructed Barriers*, Sep. 2015 – Jun. 2021, member of committee
- Parisa Azari (LL.D.), *The Impact of Developing Countries' Limited National Resources on Their Commitment to Non-refoulement Principle*, Sep. 2019 – present, co-supervisor
- Tania Casco (LL.M.) (Research Paper), *Canada's Agri-Food Pilot: Benefits for Migrant Workers*, Sep. 2019 – Jun. 2020, supervisor

- Celina Kilgallen-Asencio (LL.M.) (Research Paper), *Towards Progressive Accountability for Women's Global Health*, Sep. 2018 – present, supervisor

❖ SELECTED UNIVERSITY/FACULTY SERVICE

SELECTION COMMITTEE FOR THE COMMON LAW STUDENTS COMMUNITY ENHANCEMENT AND ANTI-RACISM ACTION FUND, COMMON LAW SECTION, UNIVERSITY OF OTTAWA

Member 2021 – present

INDIGENOUS LEGAL TRADITIONS COMMITTEE, COMMON LAW SECTION, UNIVERSITY OF OTTAWA

Member 2020 – present

CANADIAN ASSOCIATION OF REFUGEE LAWYERS UOTTAWA STUDENT CHAPTER

Co-Faculty Advisor 2019 – present

EXAMINATION COMMITTEE, COMMON LAW SECTION, UNIVERSITY OF OTTAWA

Member 2017 – present

NAVIGATING OTTAWA RESOURCES TO IMPROVE HEALTH (NORTH) CLINIC

Faculty of Law Lead 2016 – 2021

POPULATION HEALTH PHD PROGRAM EXECUTIVE COMMITTEE, UNIVERSITY OF OTTAWA

Faculty of Law Representative 2017 – 2019

ASIAN LAW STUDENTS' SOCIETY, UNIVERSITY OF OTTAWA

Co-Faculty Advisor 2017 – 2019

EQUITY COMMITTEE, COMMON LAW SECTION, UNIVERSITY OF OTTAWA

Member 2016 – 2017

❖ SELECTED COMMUNITY SERVICE

HIV LEGAL NETWORK, Toronto

Member, Board of Directors 2021 – present

CANADIAN HEALTH COALITION & Charter Committee on Poverty Issues, Ottawa/Toronto

Co-Counsel, *Toussaint v Canada (AG)* Intervention 2020 – present

ONTARIO HIV TREATMENT NETWORK COHORT STUDY, Toronto

Member, Governance Committee 2020 – present

CANADIAN CENTRE ON STATELESSNESS, Ottawa

Member/Treasurer, Board of Directors 2016 – 2020

COMMITTEE FOR ACCESSIBLE AIDS TREATMENT, Toronto

Member/Co-Chair, Steering Committee 2012 – 2016

ONTARIO ADVISORY COMMITTEE ON HIV/AIDS, Toronto

Member (Public Appointment) 2009 – 2011