



BROOKDALE BRIDGE
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AMERICAN BAR ASSOCIATION

Section of Family Law

2014

FALL CLE CONFERENCE

*October 15-18, 2014
Stowe Mountain Lodge
Stowe, Vermont*



CONFERENCE SPONSORS

The following companies have made the special rates for the conference and social events possible:

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Attorneys Est. 1875

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SCHEDULE OF EVENTS



WEDNESDAY OCTOBER 15, 2014

8:00am-4:00pm

Family Advocate Board of Editors Meeting
Oak

2:00-4:00pm

Officers Meeting
Alder

4:00-5:00pm

Finance Meeting
Alder

4:30-7:00pm

Registration
Tam AB

5:00-7:00pm

Welcome Reception
Outside Terrace

7:00pm

Dine-Arounds

This fun "Dutch treat" event is an excellent opportunity to enjoy dinner at fabulous restaurants in the Stowe area, while networking with other conference attendees. We have chosen three of the best local eateries for you to choose from. When you register online, click on the link and view each of the menus. Then sign up for your top choice!

9:30-11:00pm

Chair's Suite Reception
Front Four Suite

THURSDAY OCTOBER 16, 2014

7:30am-12:00pm

Registration
Tam AB

7:30-9:30am

Breakfast and Hospitality Room
Tam AB

7:30-8:15am

Meeting of the Committee Chairs and Vice-Chairs
Adler

8:00-9:00am

Bylaws Committee Meeting
Oak

8:30am-12:30pm

Family Law Quarterly Board of Editors Meeting
Maple

8:45-10:45am

PLENARY SESSION

**Working Outside the Box:
Creative Solutions to Help You Settle
Your Divorce Case**

Tam CDE

In today's world, the matrimonial practitioner should have enough tools in the toolbox to creatively be able to suggest solutions to the settlement of difficult or unusual divorce cases. Experts from the legal, forensic and finance worlds will take you through the various devices and strategies to aid in creative case resolution as well as identifying items of value that are too often ignored or overlooked.

Speakers:

John Johnson, CPA, ABV, CFF CBA, CVA,
DABFA, Albany, NY
Justin Miller, J.D., LL.M., CFP®, San Francisco, CA
Mary Vidas, Esq., Philadelphia, PA

9:00-10:00am

Scope & Correlation Committee Meeting
Oak

11:00am-12:00pm

**SIMULTANEOUS COMMITTEE CLE
PROGRAMS**

**Crossing State Lines with a Same-Sex
Marriage Post-Windsor**

Tam DE

With the ever changing landscape of the laws regarding same-sex marriage, this program will discuss various methods of enforcement of orders and agreements in non-recognition states. The Windsor case has brought about great change in the laws of many states; however, with many others still not recognizing same-sex marriage, this program will give the family law practitioner specific strategies for enforcement in states with various levels of recognition.

Moderator:

Patricia (Penny) Benelli, Esq., Chester, VT

Speakers:

Leslie Jennings-Lax, Esq., Southport, CT
Allen Palmer, Esq., Westport, CT

Legal Ethics of Social Media

Tam C

This program will educate the family law practitioner about how to incorporate and utilize social media, the Internet and technology to grow their practice and effectively present their case in court without the lawyer or client succumbing to any ethical pitfalls.

Speakers:

Christina L. Angell, Esq., San Francisco, CA
Melissa F. Brown, Esq., Charleston, SC
Josh King, Esq., Seattle, WA

Effective Legal Brief Writing

Alder/Birch

This program will offer practical advice on all aspects of effective brief writing. Topics covered include developing a theme, limiting the number of questions presented, telling a story in the statement of facts, injecting some stylishness into the statement of facts, creating adversarial point headings, using the CRAC organizational tool, and drafting a conclusion worth reading. The program will highlight best practices in line editing. It will also offer examples of how to use principles of classical rhetoric to create persuasive arguments.

Speakers:

Professor Greg Johnson, Vermont Law School,
South Royalton, VT
Professor Brian Porto, Vermont Law School,
South Royalton, VT

1:30-4:30pm

Council Meeting

Maple/Oak

Stop by the Section's Council Meeting to learn more about Section activities—all are welcome!

5:00-6:30pm

Newcomers Event

The Spa

Join the Section Officers and your fellow newcomers to unwind. Come and enjoy wine paired with artisan cheeses and your choice of either a hand or foot treatment. Be sure to sign up for this event on your registration form. (First and second time attendees only.)

9:30-11:00pm

Chair's Suite Reception
Front Four Suite

FRIDAY OCTOBER 17, 2014

7:30am-4:30pm

Registration
Tam AB

7:30-9:30am

Breakfast and Hospitality Room
Tam AB

7:30-8:30am

Committee Meetings

Tam AB

Committee meetings are open to all Family Law Section members and allow you to learn more about a specific practice area and committee activities. They are also great for meeting other conference attendees. **Adoption, Alternative Dispute Resolution, Child Support, Domestic Violence, Governmental Relations, International Law, Taxation, Trial Practice & Techniques, and Young Lawyers** Committees will meet today.

SCHEDULE OF EVENTS



8:45-10:45am

PLENARY SESSION

Cross-Examination: A Primer for the Family Lawyer

Tam CDE

Cross-examination can make or break your case, and thus it presents the most lethal double-edged sword in the trial lawyer's arsenal. Learn the art, the techniques, the rules and the principles of cross-examination. Experienced matrimonial trial lawyers will teach and demonstrate how to cross examine witnesses – the lay witness, hostile witness, expert witness, forgetful witness – using a variety of proven techniques, when not to cross-examine or limit cross-examination, plus a host of tips and sample Q & A's.

Moderator:

Kendra Randall-Jolivet, Esq., Baltimore, MD

Speakers:

Donn C. Fullenweider, Esq., Houston, TX
Stephen Gassman, Esq., Garden City, NY

9:00-10:00am

Finance Committee Meeting

Oak

10:00-11:00am

Diversity Committee Meeting

Oak

11:00am-12:00pm

Sponsorship Committee Meeting

Maple

11:00am-12:00pm

SIMULTANEOUS COMMITTEE CLE PROGRAMS

Regrets v. Referrals – What You Need to Know About Divorce Coaching and How it Can Help Your Practice

Tam C

Managing a stressed, anxious, and indecisive client during a high-conflict and litigious divorce can make even the most experienced family law attorneys want to throw in the towel. Tamara Harris Robinson will share her insights as a divorce coach and explore the ways coaching can support your clients in getting to settlement and turn those regrets into referrals.

Moderator:

Jonathan W. Wolfe, Esq., Livingston, NJ

Speaker:

Tamara Harris Robinson, CEO Haramat Advisory Services, Montclair, NJ

Trends in Alimony Modifications

Tam DE

This program addresses when spousal support can or should be modified and/or terminated, examining cases throughout the United States to identify trends in alimony modification proceedings. Practical tips will be provided to protect alimony payments in connection with

drafting settlement agreements and orders as well as to assist the payor when attempting to modify alimony payments.

Speakers:

Amy J. Amundsen, Esq., Memphis, TN
Hon. Mike Kelly, Charleston, WV



Effective Use of Trusts

Alder/Birch

This program will provide practitioners with a clear understanding of a variety of trust strategies, including GRATs, IDGTs, CRUTs and QPRTs, explain how certain strategies are used to achieve wealth preservation and transfer planning goals, and address the issues that often arise with these types of trust structures during the divorce process. In addition, this program will analyze how certain trusts, such as ILITs and "In Lieu of Alimony Trusts," can be used as a mutually beneficial solution to help divorcing couples reach a settlement.

Moderator:

Kathleen B. Vetrano, Esq., King of Prussia, PA

Speaker:

Justin Miller, J.D., LL.M., CFP®, San Francisco, CA

1:00-3:00pm

ART CLE PROGRAMS

From Contract to Court: Strategies to Help Your Parentage Establishment Withstand Attack in the Courts

Tam DE

Many assisted reproduction arrangements involve written contracts. However, contracting for parental status goes against traditional legal notions that disfavor the ability of parents to allocate or disclaim parental rights and responsibilities by private agreements. This session will explore how this dichotomy can be addressed in contractual provisions in ways that will withstand judicial scrutiny in the context of existing parentage laws and principles.

Moderator:

Catherine Tucker, Esq., Loudon, NH

Speakers:

Joshua Gordon, Esq., Concord, NH
Kurt Hughes, Esq., Burlington, VT
Janson Wu, Esq., Boston, MA

3:15-4:15pm

Hot Topics in ART Contracts: What Every ART Practitioner Needs to Know About HIV and Gestational Surrogacy Contracts

Tam DE

"SPAR" is a world-renowned program of The Bedford Research Foundation allowing the sperm of HIV+ men to create embryos without risk of infecting the gestational surrogate or the child. This panel outlines the medical techniques involved and the ART agency and legal approach to these risks in 3rd party ART.

Moderator:

Bruce Hale, Esq., Boston, MA

Speakers:

Dr. Ann Kiessling, SPAR Program, Bedford, MA
Richard Vaughn, Esq., Los Angeles, CA
John Weltman, Esq., Boston, MA

6:00-10:00pm

Spruce Camp Dinner

Great Room at Spruce Camp

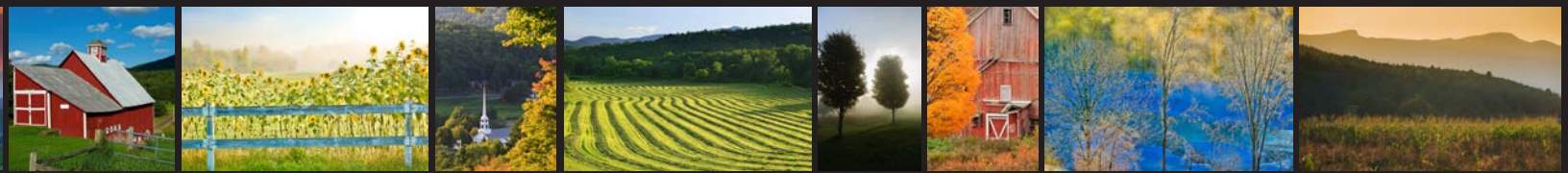
Please join us for a fabulous farm to table dinner and event with local purveyors of hand crafted products, including beer, cheese, glass, pottery, and much more. It will be a county fair on steroid event you won't want to miss.

Tickets: Adults \$110.00 (prior to 9/12)

Adults \$130.00 (after 9/12)

Kids ages 4-12 are \$65.00





SATURDAY OCTOBER 18, 2014

7:30am-4:30pm

Registration

Tam AB

7:30-9:30am

Breakfast and Hospitality Room

Tam AB

7:30-8:30am

Committee Meetings

Tam AB

Committee meetings are open to all Family Law Section members and allow you to learn more about a specific practice area and committee activities. They are also great for meeting other conference attendees.

Alimony, Alternative Families, Assisted Reproductive Technologies, Bankruptcy, Communications, Courts Dealing with Family, Custody, Ethics, LPM/Technology, Marital Property, Military and Vulnerable Adults & Special Needs Families

Committees will meet today.

8:00am-12:00pm

Publication Editorial Board Meeting

Birch

9:00-10:00am

Meeting of Past Chairs and Current Officers

Private Dining Room

8:45-10:45am

PLENARY SESSION

The Essentials of Addiction: A New Understanding for Family Law Practitioners, Forensic Experts and the Court

Tam CDE

Leading experts will provide a contextual understanding of what an addiction is (and what it is not), address common misconceptions about addictions, discuss the types of chemical and behavioral addictions family law practitioners confront on a regular basis, how addictions impact the lawyers, the forensic experts and the Court in a custody case, and provide a construct for what we can and should be doing when one or both of the parties are afflicted with some form of an addiction.

Moderator:

Charles J. Meyer, Esq., Philadelphia, PA

Speakers:

Commissioner Molly M. Merrigan, Kansas City, MO
Alan Ravitz, M.D., New York, NY
Arnold T. Sheinvold, Ph.D., Harrisburg, PA

11:00am-12:00pm

SIMULTANEOUS COMMITTEE CLE PROGRAMS

What a Private Investigator Firm Can Legally and Ethically Do for You

Tam DE

This presentation will cover a range of investigative and litigation support services most often requested by attorneys and clients in matrimonial and custody cases, focusing on legal and ethical issues commonly raised in this context. Topics will include: computer forensic examination, the use of computer "spyware," field surveillance, use of GPS tracking technology, surreptitious recording, background investigations, motor vehicle records, credit reports and many other topics.

Speakers:

Nicholas Himonidis, J.D., CFE, CFSS, New York, NY
Thomas Ruskin, New York, NY



Find The Money! Understanding Business Tax Returns and Income for Support

Tam C

Family law attorneys in child support cases must understand business tax returns and other IRS forms to know where the money is! From Schedule C to Schedule K-1, to their relationship with the 1040 form, this CLE will help you better understand (and most importantly, explain to the Court) a party's actual income based on the IRS tax forms. Stop relying on opposing counsel in cases involving persons who are self-employed, or who are partners or shareholders. At the end of this program, you will be chanting "I found the money!"

Moderator:

Paula Kirby, Esq., Scottsdale, AZ

Speaker:

Miles Mason, Esq., Memphis, TN

Lead, Follow, or Get Out of the Way: Family Law Arbitration is Coming 'Round the Mountain

Alder/Birch

Like it or not, family law arbitration is expanding throughout the country. While some states develop their own family law arbitration rules, the Uniform Law Commission is working on the Uniform Family Law Arbitration Act. As the UFLAA develops, serious questions remain about the proper scope and limitations of the act. This panel will discuss the current state of the UFLAA

and comment on the development of family law arbitration with the people involved in shaping the law and policy.

Speakers:

Professor Linda Elrod, Washburn University
School of Law, Topeka, KS
Linda Ravdin, Esq., Bethesda, MD

1:00-2:00pm

ART CLE PLENARY HIPAA Essentials

Tam DE

Complex HIPAA issues can arise in third party reproduction. Topics include: drafting HIPAA compliant releases for surrogates and egg donors; circumstances when physicians can release medical information without signed releases; and the rights of participants in collaborative reproduction arrangements to access the mental health provider reports prepared for their arrangements.

Moderator:

Judith Hoechst, Esq., Littleton, CO

Speakers:

Andrea Bryman, LMFT, Los Angeles, CA
John Husson, Esq., Colorado Springs, CO
Brad Kolb, MD, Pasadena, CA

2:15-4:15pm

ART CLE PROGRAM

What Comes First, the HIPAA or the Eggs? The Tug of War Between Reproductive Rights, Fertility Preservation, and HIPAA-Protected Information

Tam DE

A 4-time egg donor, now with exhausted ovarian reserve, wants her previously donated, frozen eggs back. Intended Recipients of those eggs sue their IVF Clinic and the Storage Facility for disclosing: their identity; that there are eggs belonging to them; and Donor's identity. This mock trial explores the issues presented.

Moderator:

Robert Terenzio, Esq., Orlando, FL

Speakers:

Melissa Brown, Esq., Charleston, SC
Fred Siegel, Esq., Stamford, CT

GENERAL INFORMATION

AIRLINE ARRANGEMENTS

Discounted airfares are available from ABA Orbitz for Business including ABA negotiated meeting discounts on American, United, Delta and Virgin America Airlines. To book online, go to www.americanbar.org/travel then click the Orbitz for Business logo. Discounts can also be obtained directly from the airlines: American: Call 800-433-1790 code **A5414SS**. United: Call 800-426-1122 agreement Code: **461920** Z Code: **ZR45**, Online Discount Code: **ZR45461920** Delta: Call 800-328-1111 or visit www.delta.com and use Meeting Event Code **NMHK5** and Meeting Event Code **NMGY** for international Virgin America Airlines: www.virginamerica.com use discount code **VXA**. For assistance with online or offline reservations using the ABA Orbitz for Business website, call toll free 877-222-4185.

NEARBY AIRPORTS & TRANSPORTATION

The Stowe Mountain Lodge's nearest major airport is Burlington International Airport (BTV / KBTV). This airport is 34 miles from the center of Stowe, VT. The Stowe Mountain Lodge is 40 minutes from the airport, 20 minutes from Interstate 89, and less than 30 minutes from the train stop. Shuttle bus arrangements can be made online at: www.vtchauffeur.com or telephone at 800.388.0150 or 802.760.3838.

ROOM RESERVATIONS & HOTEL INFORMATION

Accommodations will be provided by the Stowe Mountain Lodge. Reservations should be made directly with the Stowe Mountain Lodge by calling 888.478.6938 or 802.253.3560 or go to: www.ambar.org/famlawfall and click on the link to make hotel reservations prior to **Tuesday, September 16, 2014, 5:00 pm Central**. Be sure to mention that you are attending the ABA Family Law Fall CLE Conference in order to receive the discounted room rate of \$249 per night. The room rate of \$249 will include complimentary wireless internet in the guest rooms, daily newspaper, fitness center access, use of business center and golf valet. Discounted rates valid October 11-21, 2014.

CONFERENCE REGISTRATION

The early bird registration fee, postmarked by **September 12**, is \$480 (or \$465 when you register online) for ABA Section of Family Law members. This fee covers all CLE programs, access to downloadable materials prior to the conference, USB Drive of materials available onsite, breakfast each day, the networking reception on Wednesday evening, and the Chair's Suite receptions on Wednesday and Thursday evenings. Registration increases to \$555 after September 12, so don't delay.

The non-lawyer spouse or guest registration fee is \$135. This registration fee allows your guest to attend the morning breakfasts, the Wednesday evening reception, and the Chair's Suite receptions. **All attendees, including guests, will be required to wear a name badge to all events.** Registration fees for children 12 and under are complimentary; however, tickets must be purchased for all children over the age of four who plan to attend ticketed events.

We encourage participation by all individuals. If you are a person with a disability, giving us advance notification of any special needs will help us accommodate you better.

CANCELLATION POLICY

To receive a refund, minus a \$50 administrative fee, a written request must be received on or before **September 24, 2014**. No refunds will be issued after that date. Questions about cancellations can be directed to Section staff at 312.988.5603.

OBTAINING CLE CREDIT


The ABA directly applies for and ordinarily receives CLE credit for ABA programs in AK, AL, AR, AZ, CA, CO, DE, GA, GU, HI, IA, IL, IN, KS, KY, LA, MN, MS, MO, MT, NM, NV, NY, NC, ND, OH, OK, OR, PA, SC, TN, TX, UT, VT, VA, VI, WA, WI, and WV. These states sometimes do not approve a program for credit before the program occurs. This course is expected to qualify for 21 CLE credit hours (includes 2 ethics hours) in 60-minute states, and 25.2 credit hours (includes 2.4 ethics hours) in 50-minute states. This transitional program is approved for both newly admitted and experienced attorneys in NY. Attorneys may be eligible to receive CLE credit through reciprocity or attorney self-submission in other states. For more information about CLE accreditation in your state, visit www.ambar.org/famlawfall.

Many states require a Uniform Certificate of Attendance; these certificates, as well as the sign-in sheets, will be available on-site in the back of each CLE program room. Please be sure to sign in ONCE throughout the entire conference to receive credit.

Limited scholarships are available for this program. For more information, please check the conference website at www.ambar.org/famlawfall. All requests must be received by September 9, 2014.

MEETING MATERIALS

A link will be sent by e-mail prior to the conference to registrants so that meeting materials can be downloaded. Also, a USB drive containing the materials will be available on-site. If you would like to have a USB drive, please indicate that on the registration form.

If you are unable to attend the conference, but would like to purchase course materials, please check the Section's website approximately three weeks after the conference for more information: www.ambar.org/famlawfall. 

SECTION OF FAMILY LAW BOOKS AVAILABLE

While at the conference, please visit the Section of Family Law book table in the Hospitality Room to take advantage of special meeting discounts on Family Law publications. Section of Family Law books can also be purchased online at the ABA Web Store at www.shopaba.org.

**The Stowe Mountain Lodge
7412 Mountain Road
Stowe, Vermont 05672
Phone: 802.253.3560**

REGISTRATION FORM

**ABA SECTION OF FAMILY LAW
2014 FALL CLE CONFERENCE
THE STOWE MOUNTAIN LODGE | STOWE, VERMONT
OCTOBER 15-18, 2014**

ATTENDEE: Please print or type.
(One form per registrant; photocopy this form for additional registrants.)

Name: _____
ABA ID: _____
Firm/Company: _____
Address: _____
City: _____ State: _____ Zip: _____
Telephone: (_____) _____
E-mail (required): _____

REGISTRATION FEES (all are non-transferable): **TOTAL**

- \$480 Early Bird Registration Fee for Section members
(postmarked by 9/12/14) _____
- \$555 Standard Registration Fee for Section members
(postmarked after 9/12/14) _____
- \$605 Non-Section Fee for ABA Members _____
- \$655 Non-ABA Member Registration Fee _____
- \$480 Speaker Registration Fee _____
- \$480 Vermont Bar Member Registration Rate _____
- \$280 Judges, Full-time Law School Faculty, Full-time
Legal Services or Social Service Practitioners _____
- \$280 New Practitioners (up to 3 years)
BAR DATE _____
- \$155 Law Students _____
- \$135 Guest Fee _____
(Spouses and guests attending any of the conference events)
Spouse or Guest's Full Name: _____
Guest's Full Name: _____
Guest's Full Name: _____
Guest's Full Name: _____
- \$0 Children—Ages 12 and under
(please indicate how many children will attend) _____
Children 13 and over must register as guests.

Child's Full Name: _____

Child's Full Name: _____

WEDNESDAY RECEPTION: Wednesday, October 16

- Yes, I plan to attend Total attending _____

NEWCOMERS SPA-POOLSIDE: Thursday, October 17

- \$20 (For 1st & 2nd time attendees only) Total _____

DINNER – Great Room at Spruce Camp: Friday, October 18

- | | QUANTITY | TOTAL |
|--|----------|---------|
| <input type="checkbox"/> \$65 Children 4-12 years | _____ | = _____ |
| <input type="checkbox"/> \$110 Adults Early Bird (postmarked by 9/12/14) | _____ | = _____ |
| <input type="checkbox"/> \$130 Adults (postmarked after 9/12/14) | _____ | = _____ |

MEETING MATERIALS

A USB Drive containing conference materials is available at no cost.
If you would like a USB Drive, please indicate below.

- Yes, I would like a USB Drive

METHOD OF PAYMENT:

- Check enclosed, made payable to ABA Section of Family Law
 Credit card payment
 Visa MasterCard American Express

Card Number: _____

Expiration Date ____/____/____

Signature _____

- Please specify any food allergies or dietary restrictions at the time of registration so that we have adequate time to alert our food providers of any special accommodations.

PLEASE NOTE:

Information provided on this registration form is published in an attendee roster and disseminated to meeting attendees electronically after the conference:

- Please DO NOT list my name or contact information in the attendee roster.
 Please DO NOT list my e-mail address in the attendee roster.

Register by Mail:

American Bar Association
Attn: Service Center - Meeting Registrations
Department
321 N. Clark Street, Floor 16
Chicago, IL 60654

*Special Registrations (i.e. Past Chairs, Exhibitors, etc.) can be faxed to: 312.988.5850 or register online at www.ambar.org/famlawfall.

CANCELLATION POLICY

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REMEMBER—YOU MUST CALL THE HOTEL DIRECTLY TO MAKE ROOM RESERVATIONS (802.253.3560 OR 888.478.6938) OR GO TO:

www.ambar.org/famlawfall AND CLICK ON THE LINK TO MAKE HOTEL RESERVATIONS.

Also, for a list of restaurants and things to do while in Stowe – go to: www.ambar.org/famlawfall



American Bar Association
Section of Family Law, MS 19.1
321 N. Clark St.
Chicago, Illinois 60654



AMERICAN BAR ASSOCIATION Section of Family Law

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