

BRECKENRIDGE 2009!

Family Law Institute

**Domestic Relations Law in Times
of Economic & Family Crisis**

Join Colorado's Family Law Judges, Attorneys,
Accountants, and Mental Health Professionals at
Colorado's Premier Family Law Conference!

Submitted for 16 General Credits, including 3.9 ethics

August 7-9, 2009

**Beaver Run Resort & Conference Center
620 Village Road
Breckenridge, Colorado 80424**

Presented by the CBA Family Law Section; the CBA Juvenile Law
Section; the Metropolitan Denver Interdisciplinary Committee;
and Colorado Bar Association CLE

THIS YEAR'S INSTITUTE FEATURES:

▶ **LIGHTNING ROUNDS** – This fast-paced
Friday afternoon session is back by
popular demand!

▶ Tracks in the areas of Juvenile, Mental
Health, Finance/Litigation, Paralegal
Responsibilities, Collaborative Law, and
Judicial panels!

▶ Colorado's top presenters in the legal,
financial and mental health professions

▶ Many sessions to choose from

▶ Networking and social events

▶ A great location for the whole family

COLORADO'S PREMIER FAMILY LAW INSTITUTE!

2009 Family Law Institute • Beaver Run Resort

DAY 1 AGENDA • FRIDAY, AUGUST 7, 2009

12:00 pm	Registration Open
1:00 pm	<p>Welcoming Remarks - FLI Program Co-Chairs <i>Marie Avery Moses, Esq., Kelly Garnsey Hubbell + Lass LLC, Denver, CO</i> <i>Megan M. Sherr, Esq., Gutterman Griffiths PC, Littleton, CO</i></p> <p><i>Gary Abrams, Executive Director, Colorado Bar Association CLE, Denver, CO</i></p>
1:05 - 3:25 pm	<p>LIGHTNING ROUNDS - HOT TOPICS:</p> <ul style="list-style-type: none"> ■ Representing a Client on a Budget <i>Presented by Terri Harrington, Esq.</i> ■ Tax Returns for Dummies <i>Presented by James TenBrook, CPA</i> ■ Who Holds the Privilege for Children's Treatment Records <i>Presented by Gina Weitzenkorn, Esq.</i> ■ On the March: Military Issues Update <i>Presented by Carl Graham, Esq.</i> ■ Understanding the Golden Parachute and Other Forms of Executive Compensation <i>Presented by Robert Levis, CPA</i> ■ Imputing Income in a Bad Economy <i>Presented by Cynthia Bartmann, CDMS, CCM</i> ■ Should I Take the House or the 401(k) <i>Presented by Lauren Sigman, CFP</i> ■ 10 Tried and Tested Methods for Successful Mediations <i>Presented by Helen Shreves, Esq.</i> ■ Supervised Visitation: When, Why and Where <i>Presented by Robert Backerman, LCSW</i>
3:25 - 3:45 pm	Break
3:45 - 5:00 pm	<p>Ethics Presentation: To Confer or Not to Confer: The Need for Informed Consent and the Meaning of a Duty to Confer <i>Presented by The Honorable Edward C. Moss</i></p>
5:00 pm	Day 1 Adjourns



5:00 - 6:30 pm: 9TH ANNUAL WINE TASTING RECEPTION

All 2009 Family Law Institute attendees and their guests are invited to this 9th annual wine tasting featuring a variety of wines from around the world. Stay and enjoy refreshments, snacks and great conversation with faculty, colleagues and friends!

SPECIAL THANKS TO OUR 2009 INSTITUTE SPONSORS!

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DAY 2 AGENDA • SATURDAY, AUGUST 8, 2009

7:15 am Registration Open / Continental Breakfast

BREAKOUT SESSIONS BEGIN (Note: please make your selections on the registration page)

<p>8:00 - 9:05 am</p>	<p>SESSION 1: What is Endangerment? Legal Standards and Mental Health Perspectives</p> <ul style="list-style-type: none"> • What does the Endangerment Standard mean? • What is emotional / developmental endangerment? • How do you assess and substantiate endangerment? <p><i>Presented by: The Honorable Angela Arkin, Lisa Perry, Esq. and Drew Loizeaux, PsyD</i></p>	<p>SESSION 2: The Jointly Appointed Accountant: Living Large Between a Rock and a Hard Place</p> <p>Solutions to problems confronting jointly appointed forensic accounting experts</p> <ul style="list-style-type: none"> • Proposed communication protocol • Avoiding "mission creep" • Precise orders of appointment • Use of "shadow" experts • The dilemma of conflicting instructions • Know thy scope • Know thy expertise <p><i>Presented by: Steve Epstein, Esq., Bill Vincent, CPA and Eric Six, CPA</i> <i>Moderated by: Yvonne Zuber, CPA</i></p>	<p>SESSION 3: Paralegal Responsibilities: From Client Intake to Temporary Orders</p> <ul style="list-style-type: none"> • Initial interview • Preparation of Stipulated Case Management Orders • Organizing the Case • Management Orders deadlines • Preparation for Temporary Orders <p><i>Presented by: Lisa Laframboise</i></p>	<p>SESSION 4: Collaborative Parenting Solutions</p> <ul style="list-style-type: none"> • Parenting plans and cases where parents don't agree on parenting time • Factors effecting which cases can settle and which cases cannot • Approaches to cases with Parental Responsibility Evaluations, Child and Family Investigators, Child Specialists, the ENA process, and Mediation/Arbitration • Assessing ultimate objectives when "resolving" parenting issues in a contested case • How modalities of resolution affect the ultimate outcome for the post-decree family <p><i>Presented by: David Littman, Esq. and Barbara Shindell, LCSW</i></p>
<p>9:05 - 10:05 am</p>	<p>SESSION 5: Assessing Partner Violence</p> <ul style="list-style-type: none"> • Subtypes of partner violence • A model for Risk Assessment • Assessment of allegations of Domestic Violence in High Conflict Cases <p><i>Presented by: Bill Austin, PhD and Susan Bryant, Esq.</i></p>	<p>SESSION 6: The Irrevocable Family Trust: When Grandma Gets Dragged into the Divorce</p> <ul style="list-style-type: none"> • Are mandatory income distributions from trusts "property"? • Are beneficial interests in trust principal or distributions "property"? • If beneficial interests in trusts are property, are the interests "separate" or "marital" property • Discussions of "5&5" powers of withdrawal • Is a non-cumulative limited power of withdrawal a "property interest"? <p><i>Presented by: Suzanne Griffiths, Esq. and James Wade, Esq.</i></p>	<p>SESSION 7: Paralegal Responsibilities: Discovery through Permanent Orders</p> <ul style="list-style-type: none"> • Organizing the Discovery / Disclosures • Obtaining documents from your client and other sources • Assisting your attorney with selection of exhibits • Permanent Order preparation <p><i>Presented by: Candice Mauracher</i></p>	<p>SESSION 8: Collaborative Business Solutions</p> <p>Practical collaborative business solutions that address double-dipping avoidance, earn-outs, revenue sharing, buy-outs, finance participations, deferred distributions</p> <ul style="list-style-type: none"> • Mechanisms that enable spouses in family owned businesses to divorce in an uncertain economy • Useful tools in settlement process involving the family business within collaborative process <p><i>Presented by: Diana Powell, Esq., Bryan DesMarteau, Esq., ASA, CBA, and Deb Johnson, ChFC, CDFIA</i></p>

2009 Family Law Institute • Beaver Run Resort

DAY 2 AGENDA • SATURDAY, AUGUST 8, 2009 *continued ...*

10:05 - 10:30 am Break

BREAKOUT SESSIONS RESUME (Note: please make your selections on the registration page)

10:30 - 11:30 am	<p>SESSION 9: Effects of Trauma and Domestic Violence on Children</p> <ul style="list-style-type: none"> • Neurological impact of domestic violence on children • Domestic violence and the disruption of child development • Implications for parenting plans <p><i>Presented by: Marian Camden, PsyD, and Barbara Jensen, Esq.</i></p>	<p>SESSION 10: Black Swans and Business Valuation: Defining Value in the Aftermath of the Highly Improbable</p> <ul style="list-style-type: none"> • What the economic meltdown says about views on the "normal" business cycle • Is anyone really capable of projecting earnings in this economy? • How does the credit crunch affect business values? • If your expert didn't predict the collapse in the Dow, why should the court believe his opinion about this company? • When the best risk experts in the world got mortgage risks totally wrong, how do we know that our company risk assessments are correct? <p><i>Presented by: Steve Harhai, Esq., Preston Hofer, CPA and the Honorable Randall C. Arp</i></p>	<p>SESSION 11: The Intersection of Abuse Avenue and Dissolution Drive: Dependency and Neglect Issues in Domestic Relations Cases</p> <ul style="list-style-type: none"> • Which case takes precedence? • Access to Dependency & Neglect records and interviews <p><i>Presented by: Carrie Clein, Esq.</i></p>
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11:30 - 1:00 pm Lunch

1:00 - 2:30 pm **A Judge's Perspective on Civil Protection Orders and 14-10-129(4) Motions: Imminent Danger or Just a Tactic?**

- When to file for a Protection Order or 14-10-129(4) Motion
- When NOT to file for a Protection Order or 14-10-129(4) Motion
- The aftermath of the filing for a Protection Order or 14-10-129(4) Motion
- Alternatives to filing for a Protection Order or 14-10-129(4) Motion
- Procedures in the different counties for filing for a Protection Order or 14-10-129(4) Motion

Presented by: The Honorable Richard B. Caschette, Magistrate Rebecca S. Moss, Honorable Dolores D. Mallard, Honorable Jill-Elyn Straus, and Honorable Randall C. Arp
Moderated by: Megan M. Sherr, Esq.

2:30 - 2:55 pm Break

BREAKOUT SESSIONS RESUME (Note: please make your selections on the registration page)

2:55 - 3:55 pm	<p>SESSION 12: How Close is Too Close? Discussion of Various Roles/Relationships of Professionals in a Case</p> <ul style="list-style-type: none"> • Some of my best friends are attorneys • Some of my best friends are mental health professionals • Case vignettes and group discussion • When is there a conflict and what to do about it <p><i>Presented by: Kathryn Beck, Esq. and Mac McShane, PsyD</i></p>	<p>SESSION 13: A Brief History of Separate Property Tracing Since <i>Burford</i></p> <ul style="list-style-type: none"> • What the courts have said • Accounting standards and methodologies which evolved since the <i>Burford</i> case • Preserving separate property when it changes form • Defeating erroneous separate property claims • Successfully presenting separate property claims at trial <p><i>Presented by: David Melton, CPA and Bill Hunnicutt, Esq.</i></p>	<p>SESSION 14: Navigating the Interstate Compact for the Placement of Children</p> <ul style="list-style-type: none"> • Types of placements covered by the ICPC • Description of the public aspects (D&N) and the private aspects (adoption) • Procedures to be followed when making an Interstate Placement • Protections, services and requirements of placing children through the ICPC • Who's Who in Colorado ICPC actions <p><i>Presented by: John Thirkell and Seth Grob, Esq.</i></p>
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DAY 2 AGENDA • SATURDAY, AUGUST 8, 2009 *continued ...*

BREAKOUT SESSIONS *(Note: please make your selections on the registration page)*

4:00 - 5:00 pm	<p>SESSION 15: Ethical Considerations of Early Neutral Assessment</p> <ul style="list-style-type: none"> • What is ENA? An Assessment? Mediation? Education? • Does ENA present a multiple-role ethics dilemma? • The dangers of quoting high success rates • The dangers of telling clients what an evaluator or a Court might do <p><i>Presented by: Steve McBride, Esq., Sue Waters, MA, LPC, Julie VanHeyningen, PhD, and Bill Fyfe, Ed.D.</i></p>	<p>SESSION 16: I OBJECT! An Evidence Primer</p> <ul style="list-style-type: none"> • How to get your documents into evidence • How to keep their documents out of evidence • Hearsay (Is everything a histrionic party says an "excited utterance"?) <p><i>Presented by: Trish Cooper, Esq.</i></p>	<p>SESSION 17: Nuts and Bolts of the UCCJEA and Abduction Prevention Act</p> <ul style="list-style-type: none"> • How to register foreign orders • Multistate phone hearings • How to obtain necessary documents located in another state • How to proceed when there is no home state • Implementation of remedies under the UCAPA <p><i>Presented by: Martin Brown, Esq. and Drew Moore, Esq.</i></p>
5:00 pm	Day 2 Adjourns		

DAY 3 AGENDA - SUNDAY, AUGUST 9, 2009

7:15 am	Registration Open / Continental Breakfast
8:30 - 9:30 am	<p>Case Law Update <i>Presented by: Ron Litvak, Esq.</i></p>
9:30 - 10:30 am	<p>LAW REVIEW 101 - What You Need to Know from Other Areas of the Law</p> <p>9:30 am • Bankruptcy 101 <i>Presented by: John Eckelberry, Esq.</i></p> <p>9:50 am • Sex Crimes 101 <i>Presented by: Michelle Amico, Esq. and Kerri Lombardi, Esq.</i></p> <p>10:10 am • Marital Torts 101 <i>Presented by: Laura Ammarell, Esq. and Dan Deasy, Esq.</i></p>
10:30 - 10:45 am	Refreshment Break
10:45 - 12:00 pm	<p>LAW REVIEW 101 <i>continued...</i></p> <p>10:45 am • Real Estate 101 <i>Presented by: Dan Sweetser, Esq.</i></p> <p>11:05 am • Immigration 101 <i>Presented by: Jeff Joseph, Esq.</i></p> <p>11:25 am • Probate/Elder Law 101 <i>Presented by: Marco Chayet, Esq.</i></p> <p>11:45 am • Appellate Practice 101 <i>Presented by: Melinda (Mindy) Moses, Esq.</i></p>
12:00 pm	<p>Closing Remarks and Adjourn <i>Marie Avery Moses, Esq., Kelly Garnsey Hubbell + Lass LLC, Denver, CO and Megan M. Sherr, Esq., Gutterman Griffiths PC, Littleton, CO</i></p>

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SPACE IS LIMITED!

**Please respond no later than
JULY 15, 2009**

WANNA PLAY A ROUND?

The 8th Annual Golf Outing of the Family Law Institute

Where: Breckenridge Golf Club

When: Thursday, August 6, 2009

Tee Times: Tee times will begin at 12:00 pm (noon) on Thursday

Address: 200 Clubhouse Drive, Breckenridge CO 80424

Cost: \$69

*First come - first served basis. You will be notified immediately if the slots are full.
Please sign-up on the registration form. Confirmation and details will be sent upon registration.*



2009 FAMILY LAW INSTITUTE • 4 EASY WAYS TO REGISTER ...

LIVE SEMINAR / ACTIVITY REGISTRATION FORM

TUITION ENCLOSED

Before July 27 After July 27

- CBA Family Law Section Member \$279..... \$309
- CBA Juvenile Law Section Members \$279..... \$309
- AFCC, MDIC or CCMO Member \$299..... \$339
- CBA Member..... \$299..... \$339
- Non-Member..... \$349..... \$379

THURSDAY GOLF OUTING - Tee times begin at 12:00 pm (noon)

YES, I would like to participate in the 8th Annual Golf Outing \$69

FRIDAY WINE TASTING RECEPTION

YES, I will be attending the 9th Annual Wine Tasting Reception

SATURDAY BREAKOUT SESSIONS - Please indicate breakout choices (1 for each time slot)

- | | | | | |
|----------|-------------------------------------|-------------------------------------|-------------------------------------|------------------------------------|
| 8:00 am | <input type="checkbox"/> Session 1 | <input type="checkbox"/> Session 2 | <input type="checkbox"/> Session 3 | <input type="checkbox"/> Session 4 |
| 9:05 am | <input type="checkbox"/> Session 5 | <input type="checkbox"/> Session 6 | <input type="checkbox"/> Session 7 | <input type="checkbox"/> Session 8 |
| 10:30 am | <input type="checkbox"/> Session 9 | <input type="checkbox"/> Session 10 | <input type="checkbox"/> Session 11 | |
| 2:35 pm | <input type="checkbox"/> Session 12 | <input type="checkbox"/> Session 13 | <input type="checkbox"/> Session 14 | |
| 4:00 pm | <input type="checkbox"/> Session 15 | <input type="checkbox"/> Session 16 | <input type="checkbox"/> Session 17 | |

SATURDAY LUNCHEON:

- YES, I will be attending the Luncheon
I require a... Vegetarian selection Gluten-free selection

LIVE SEMINAR / ACTIVITY SUBTOTAL \$ _____

COURSE MATERIALS ORDER FORM

PLEASE NOTE - CBA-CLE IS GOING GREEN! This year's course materials will be available on CD-ROM as a PDF for any attendee who prefers electronic rather than paper format. Please indicate below if you prefer to receive the course book (paper materials) or electronic materials in PDF format on CD-ROM. **IF YOU DO NOT SELECT A FORMAT, YOU WILL AUTOMATICALLY RECEIVE THE COURSE MATERIALS IN PAPER FORMAT.** You may request BOTH formats for an additional \$20.

- I want the COURSE BOOK ONLY PLEASE!
- I want the materials in PDF FORMAT ON CD-ROM PLEASE!
- I would like to receive BOTH THE COURSE BOOK AND CD-ROM FOR AN ADDITIONAL \$20 FEE TO BE APPLIED TO MY TUITION \$20

COURSE MATERIALS SUBTOTAL \$ _____

HOMESTUDY ORDER FORM

Course manual is included in registration fee. To receive full CLE credit, you must purchase both the course materials AND the recorded seminar. Seminar recordings are offered on CD format.

COURSE MATERIALS ONLY:

- CBA Member \$129
- Non-Member \$159

COURSE MATERIALS AND RECORDED SEMINAR (CD):

- CBA Member \$429
- Non-Member \$469

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	Shipping & Handling \$	10.00
	Subtotal \$	_____
Applicable Sales Tax (7.72% Denver, 4.1% RTD and 2.9% rest of Colo.)	\$	_____

HOMESTUDY SUBTOTAL \$ _____

TOTAL AMOUNT ENCLOSED WITH REGISTRATION \$ _____
(Add up all applicable subtotals from above)

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Required for credit card orders

ALL REGISTRATIONS MUST INCLUDE A CHECK OR CHARGE CARD INFORMATION.

HOTEL INFORMATION:

BEAVER RUN RESORT & CONFERENCE CENTER

620 Village Road • Breckenridge, Colorado 80424

PLEASE MAKE YOUR RESERVATION BY JULY 15, 2009

CLE has reserved a block of rooms for guests of the Institute. **Room rates start at \$129** plus applicable taxes and resort fees. When making your reservation, in order to receive the group room rate, please indicate that you are a guest of the Colorado Bar Association Family Law Institute. Reservations will be accepted by phone at (800) 525-2253. Special room requests should be made when reservation is made. A deposit equal to one night of lodging is due at time of booking. Remaining balance is payable upon check-out. Cancellation within 72 hours of arrival will result in full forfeiture of all monies received.

Room rates are available 3 days prior to and following the Institute.



Colorado Bar Association CLE

In Colorado, Inc.

The nonprofit educational arm of the Colorado Bar Association and the Denver Bar Association

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