Premarital agreements are common in marriages today. This fast-paced three-hour seminar will discuss what you need to know about drafting enforceable premarital agreements and then explore techniques for attacking and defending them if the marriage breaks down. Included will be an in-depth discussion of the potential retroactivity of the amendments to Fam. Code §1612 and §1615 to earlier agreements.

Program qualifies for 3.0 hours of MCLE/Legal Specialization credit.
Who should attend: This is a comprehensive discussion of issues related to most aspects of premarital agreements. It will be of great value to beginning as well as experienced practitioners and judicial officers. Seminar materials will include a CD-ROM containing sample points and authorities supporting and defending premarital agreements as well as arguing SB71 retroactivity issues and significant documents of Legislative History.

Topics to be covered include:

**DRAFTING PRENUPS**
- Should you be drafting prenups?
  - Risks
  - Benefits
- Fee agreements
  - What to charge?
  - Sample provisions
- Meeting with client
  - Manage expectations
  - Fair or one-sided?
- Choice of law issues
- Dealing with other party
  - Handling unrepresented party
  - Finding attorney
- Drafting the agreement
  - Common mistakes
  - Things to watch out for
  - Complying with statutory requirements
  - Adequate disclosures
  - Drafting programs
- Negotiating the agreement
  - Tips and techniques
- Executing the agreement
  - How to make it virtually bulletproof
- Wrapping the assignment

**HISTORY OF SB71**
- Understanding *Marriage of Bonds* and *Marriage of Pendleton & Fireman*
- SB71 Legislative response
- Legislative history
- Effect of Fam. Code §4
- Retroactivity of amendments
  - Analysis of each change
  - Arguments in favor of retroactivity
  - Arguments against retroactivity

**ATTACKING PRENUPS**
- Using presumption of enforceability
- Rebutting common arguments
  - Executed close to ceremony
  - Undue influence
  - Disclosure
  - Confident relationship
  - Failure to understand
  - Failure to read
  - Unequal bargaining power
  - Fiancée pregnant

**DEFENDING PRENUPS**
- Understanding *Marriage of Bonds*
Seminar Leader: GARRETT C. DAILEY

Mr. Dailey is a practicing family law attorney with offices in Oakland. He is a Certified Family Law Specialist and a Fellow in the American Academy of Matrimonial Lawyers, which named him California’s “Family Law Person of the Year” for 2006. He is listed in “The Best Lawyers in America,” emphasizes appellate practice, and his recent published cases include: Elkins v. Superior Court, Marriage of LaMusga, Marriage of Alter, Marriage of Barthold, Marriage of Heiner, Marriage of Pearlstein and Marriage of Drapeau. He is the author of numerous well-regarded family law products, including:

- ATTORNEY’S BRIEFCASE® CALIFORNIA FAMILY LAW
- SupporTax®
- Lawgic® MARITAL SETTLEMENT AGREEMENTS and PRE/POSTMARITAL AGREEMENTS

LOCATIONS, DATES AND TIMES:

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<th>April 6, 2010</th>
<th>April 7, 2010</th>
<th>April 8, 2010</th>
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<tbody>
<tr>
<td><strong>Universal City</strong></td>
<td><strong>Costa Mesa</strong></td>
<td><strong>San Diego</strong></td>
</tr>
<tr>
<td>Universal City Hilton Universal City</td>
<td>Marriott Costa Mesa</td>
<td>Doubletree Club Hotel</td>
</tr>
<tr>
<td>555 Universal Hollywood Dr.</td>
<td>500 Anton Blvd.</td>
<td>1515 Hotel Circle South</td>
</tr>
<tr>
<td>818-506-2500</td>
<td>714-957-1100</td>
<td>619-881-6851</td>
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<td><strong>Sacramento</strong></td>
<td><strong>San Jose</strong></td>
<td><strong>Emeryville</strong></td>
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<tr>
<td>Hilton Arden West</td>
<td>Wyndham San Jose</td>
<td>Hilton Garden Inn</td>
</tr>
<tr>
<td>2200 Harvard Street</td>
<td>1350 N. First Street</td>
<td>1800 Powell Street</td>
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<tr>
<td>916-922-4700</td>
<td>408-453-6200</td>
<td>510-658-9300</td>
</tr>
</tbody>
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6:00 p.m. to 9:30 p.m.  Space is limited
Also available on either DVD or CD, which includes materials and program slides.

REGISTRATION FORM

___ April 6, 2010 Universal City  ___ April 7, 2010 Costa Mesa  ___ April 8, 2010 San Diego
___ April 27, 2010 Sacramento  ___ April 28, 2010 San Jose  ___ April 29, 2010 Emeryville
___ DVD/CD of presentation (circle choice)

Name:
Firm:
Address:
City:  State:  Zip:
Phone:  Fax:  Email:
Credit Card (circle one): Visa  MasterCard  American Express  Discover
Name on Credit Card:

Number:  Expiration Date:  Vcode:

Amount:  ____$175

  ____$200 at the door

  ____ $198.06 DVD/CD (circle choice) includes sales tax & shipping

$50 Cancellation Fee; $25 transfer fee (within one week of seminar)
To enroll, go online to www.atybriefcase.com; fax form to Attorney’s Briefcase, Inc. at (510) 465-7348; call (510) 836-2743, or mail completed form and check to 2915 McClure Street, Oakland, CA 94609