

Beyond the Basics™  
**Fiduciary Duty and the Prudent Investor Rule**

Seminar Leader: Garrett C. Dailey, Esq., CFLS, AAML.

Among the many issues covered in this seminar will be:

- Evolution of the Fiduciary Duty standard in California Family Law
- Legislative History of SB1936
- Effects of the Legislature's attempt to "abrogate the ruling" of *In re Marriage of Duffy*
- Differences between partnership's and trustee's fiduciary standards
- Requirements of the Prudent Investor Rule
- Remedies for breach of the Prudent Investor Rule

Among the questions to be discussed will be:

- How much detail is required on Declarations of Disclosure?
- What constitutes a "material change" requiring disclosure?
- In what form must the disclosure occur?
- If a spouse can invest either separate or community property, is s/he liable if s/he makes a bad investment with community money or a good investment with separate funds?
- What if a spouse sells a community asset for valuable, but not adequate, consideration?
- Do all investment decisions require the written consent of both spouses?
- Do the duties change after separation?
- Is there a statute of limitations?
- Is there a duty of due diligence when doing discovery?

Course materials - \$50 (includes extensive Legislative History)