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presents

Beyond the Basics™
2007 YEAR IN REVIEW:
A FAMILY LAW UPDATE

A comprehensive one-day seminar discussing the 2007 cases
and 2008 statutes affecting you and your clients

Seminar leader:

Garrett C. Dailey, Esq., CFLS, AAML

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ATTORNEY'S BRIEFCASE®
CALIFORNIA FAMILY LAW

2915 McClure Street
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e-mail: info@atybriefcase.com
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This activity has been approved for 6.0 hours of Family Law specialization credit by the California Board of Legal Specialization. This activity has been approved for Minimum Continuing Legal Specialization Credit by the State Bar of California in the amount of 6.0 hours. Attorney's Briefcase, Inc. certifies that this activity conforms to the standards for approved education activities prescribed by the rules and regulations of the State Bar of California governing minimum continuing legal education.

This has been an incredibly interesting year, with a lot of cases to discuss, starting with the effect of *Elkins*, that should make this seminar the best yet.

This comprehensive presentation will review the cases, statutes and developments that affect your family law practice in an efficient, fast-paced, one-day format.

Among the highlights will be:

- ***Elkins v. Super. Ct.***: Effect on local rules; pending cases and motion practice.
- **Fiduciary Duty**: \$390K fees/sanctions for nondisclosure (*Feldman*); 100% of c/p for nondisclosure (*Michaely*); etc.
- **Child Support**: Effect of depreciation (*Asfan*); Child support from atty's retainer (*Brothers*); Rental value of free housing/attributed rate of return/add-ons (*Schlafly*); Effect of home equity (*Williams*); No reimbursement of erroneously paid c/s (*County of L.A. v. James*); No agreements waiving c/s arrearages (*Marriage of M.*); No forgiveness of excess childcare add-ons (*Tavares*); etc.
- **Spousal Support**: Propriety of *Richmond* reductions (*West*); Effect of void marriage (*Campbell*); etc.
- **Community Property**: Overcoming c/p presumption (*Ettfagb*); Apportionment of wrongful death proceeds (*Corder*); etc.
- **Attorney Fees**: Waiving MFAA (*Ervin, Cohen & Jessup*); No 128.7 sanctions to *pro per* atty (*Musaelian*); Enforceability of binding arbitration clauses (*Schatz v. Allen, Matkin, et al*); Attorney fee liens (*Cal-Western Reconveyance*); Prevailing party fees (*Estate of Drummond*); 128.7 sanctions by juvenile ct. referee (*Mark B.*)
- **Adoption**: *Kelsey S.* requirements (*Arthur A*); etc.
- **Interstate Custody**: Cannot transfer jurisdiction if one party resides in CA (*Stone v. Davis*); Hague Convention (*Forrest and Eaddy*) (*Papakosmas*); UCCJEA (*Sareen*); etc.
- **Employment Benefits**: Division of military disability pay (*Smith*); etc.
- **Parentage**: No parentage by estoppel (*Arzaga*); Qualifying as presumed father (*Said*); etc.
- **Family Residence**: No constructive notice from *lis pendens* (*Dyer v. Martinez*); etc.
- **Procedure Before Trial**: 170.6 challenge (*Bravo*); etc.
- **Procedure After Trial**: Memo of Decision appealable order (*Arzaga*); Appeal from bifurcated issue (*Lafkas*)
- **Professional Responsibility**: Atty client privilege (*Reiserer*); Cannot sue joint expert (*Ramalingam*); etc.
- **Domestic Violence**: Continuing tort doctrine and statute of limitations (*Pugliese*), etc.
- **Litigation Privilege** trumps privacy privilege (*Jacob B.*)
- **Domestic Partners**: Only one bankruptcy exemption (*Rabin and Johnson*); etc.
- **Income Tax Matters**: Taxability of *Gilmore* payments (*Dunkin*); Modification of judgment and IRC §1041 (Private Letter Ruling 200709014); Taxability and character of employment retaliation judgment (*Green*); E.I.C. for murderer (*Rove*); etc.
- **New Legislation.**

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. He was named one of the Top 100 Lawyers in Northern California for 2005 and 2006 by Super Lawyers. Listed in “The Best Lawyers in America” he emphasizes appellate practice, and his recent published cases include: *Marriage of Elkins* (2007) 41 Cal.4th 1337; *Marriage of LaMusga* (2004) 32 Cal.4th 1072; *Marriage of Heiner* (2006) 136 Cal.App.4th 1514; *Marriage of Pearlstein* (2006) 137 Cal.App.4th 1361; *Marriage of Drapeau* (2001) 93 Cal.App.4th 1086; and *Marriage of Copeman* (2001) 90 Cal.App.4th 324.

He is the author of numerous well-regarded family law products, including:

- ATTORNEY’S BRIEFCASE® CALIFORNIA FAMILY LAW; EVIDENCE; and CHILDREN AND THE LAW
- SupportTax®
- Lawgic® MARITAL SETTLEMENT AGREEMENTS and PRE/POSTMARITAL AGREEMENTS

His awards include:

- Family Law Person of the Year for 2006 by the Southern California Chapter of AAML
- Association of Certified Family Law Specialists’ Hall of Fame Award for 1995.
- Los Angeles County Bar Association Family Law Section’s Spencer Brandeis Award “In recognition of outstanding contributions to the legal community and the practice of Family Law” May 2003.

Mr. Dailey is a former member of the faculties of University of California at Davis School of Law and Golden Gate University Graduate School of Taxation.

LOCATIONS, DATES AND TIMES:

January 11

Friday

Oakland

Hilton Airport Hotel
One Hegenberger Road
510-635-5000

January 12

Saturday

San Jose

Wyndham Hotel Ballroom
1350 N First Street
408-453-6200

February 1

Friday

Sacramento

Hilton Arden West
2200 Harvard Street
916-922-4700

February 8

Friday

Costa Mesa

Westin South Coast Plaza
686 Anton Blvd.
714-540-2500

February 9

Saturday

San Diego

Westin Horton Plaza
910 Broadway Circle
619-239-2200

February 29

Friday

Universal City

Hilton Universal City
555 Universal Hollywood Drive
818-506-2500

May 23-24 (Video Replay)

Friday-Saturday

North Lake Tahoe

Cal Neva Resort
2 Stateline Road
Crystal Bay, Nevada
800-225-6382
Special Room Rates Available

Times: 9:00 a.m. to 4:45 p.m.

except Lake Tahoe 9:00 a.m. to 12:30 p.m.

Lunch provided at one-day seminars

REGISTRATION FORM

January 11, 2008 Oakland

February 8, 2008 Costa Mesa

January 12, 2008 San Jose

February 9, 2008 San Diego

February 1, 2008 Sacramento

February 29, 2008 Universal City

DVD/CD (plus tax and shipping)

May 23-24, 2008 Lake Tahoe (video)

Name:

Firm:

Address:

City:

State:

Zip:

Phone:

Fax:

Email:

Credit Card (circle one): **Visa MasterCard American Express**

Name on Credit Card:

Number:

Expiration Date:

Vcode:

Amount: **\$350 early bird (60 days prior)**

\$400 advance registration

\$450 at the door

\$350 CD/DVD (plus tax and \$6 shipping)

Early Bird Expiration

Oakland: 11/12/07

San Jose: 11/13/07

Sacramento: 12/3/07

Costa Mesa: 12/10/07

San Diego: 12/11/07

Universal City: 12/31/07

Lake Tahoe: 3/24/08

Note: \$50 Cancellation Fee; \$25 Transfer fee (if w/in one week of seminar)

To enroll, fax form to Attorney's Briefcase at (510) 465-7348,
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