



# BASIC TRAINING: FAMILY LAW



**JUDGE THOMAS TRENT LEWIS**  
Los Angeles Superior Court



**MARY J. MARTINELLI**  
Certified Family Law Specialist  
Downey Brand LLP

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**OCTOBER 2016**



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## FOCUS

CFLR's *Basic Training: Family Law* is a comprehensive program, designed and taught by experts in the field for lawyers and their support staff with limited experience in the practice of Family Law. It is also beneficial to family law lawyers who want a thorough review of best practices. This "how to" course takes you step-by-step in handling a marriage dissolution case, commencing with initial client intake and developing a competent case plan, seeking and resisting immediate pendente lite relief, and continuing through to judgment and postjudgment matters. We focus on current practice and apply the *new and amended procedures and forms*.

You will learn the importance of each element of the Family Law forms – including the Petition and Response that begin the case, the Request for Order that initiates an OSC or motion hearing, the all-important Supporting and Responsive Declarations that can make or break your request for, or opposition to, interim orders, and the mandatory Declarations of Disclosure required to satisfy your clients' fiduciary duties. Our panel will also explain the substantive law and strategies to be considered in competently maneuvering through the many forms and procedures. No matter which side you represent, you will hear invaluable *practice pointers* from the experts.

## HIGHLIGHTS

### PETITIONER'S CASE

- Initial Client Intake (fee arrangements; conflict of interest/ethical considerations)
- Prefiling Fiduciary Duty Considerations and Automatic Temporary Restraining Orders
- Exploring Nonlitigation Options (Mediation, Collaborative Law, etc.) and Gathering Information to Prepare the Case
- Where to File (Jurisdiction, Venue)
- Drafting the Petition, UCCJEA Forms, Preliminary Declaration of Disclosure and Related Forms
- Preparing Initial Request for Order – Custody/Visitation, Support and Attorney Fees/Costs; Protective Orders; Applications for Emergency Orders
- Domestic Violence Proceedings
- Separate Civil Cases and Doctrine of Consolidation of Related Proceedings

### RESPONDENT'S CASE

- Initial Client Intake (fee arrangements; conflict of interest/ethical considerations)
- Impact of Automatic Temporary Restraining Orders
- Attacking Jurisdiction
- Drafting the Response and Determining Appropriate Requests for Affirmative Relief
- Responding to the Initial Request for Order and Preparing Respondent's Own Request for Interim Orders

### FIDUCIARY DUTIES OF DISCLOSURE; DISCOVERY

- Discovery Plans and Interplay With Fiduciary Duties of Disclosure
- Use of Civil Discovery Tools in the Family Law Arena
- Demand for Production of Documents From Third Parties and Privacy Considerations
- Depositions of Parties and Expert Witnesses
- Preliminary Declarations of Disclosure and Final Declarations of Disclosure
- Duty of Disclosure Remedies

- Separate and Community Property; Transmutations and Title Issues

### CASE MANAGEMENT IN FAMILY LAW; MEDIATION AND OTHER CONSIDERATIONS

- Family Centered Case Resolution Plans
- Mandatory Child Custody Mediation
- Early Neutral Intervention
- Mediation in Family Law; Confidentiality Exclusionary Rules
- Limited Scope Representation

### TRIAL PREPARATION AND ENTRY OF JUDGMENT

- Importance of Findings and Statement of Decision

### POSTJUDGMENT PROCEEDINGS AND ENFORCEMENT

- Fam.C. §2120 et seq. Set-Aside Relief – When and How
- Custody/Support Modifications: "Change of Circumstances" Rule
- Move-Away Requests (Relocation of Children)
- Enforcement of Support
- Enforcement of Judgment
- Termination of Spousal Support
- Other Enforcement-Related Issues

**MCLE/SPECIALIZATION CREDIT:** Approval of specialization credit in Family Law has been granted by the California Board of Legal Specialization, and approval of MCLE credit for this activity has been granted by the State Bar of California in the amount of 18 hours, including 1.5 hours of legal ethics.

**To enroll or for more information,  
call 1-800-747-3161 (ext. 2)**

## FACULTY



**JUDGE THOMAS TRENT LEWIS** serves in a long cause family law trial department in Los Angeles; he served as the Assistant Supervising Judge of the Family Law Division from 2011 to 2014. Judge Lewis became a Certified Family Law Specialist in 1985 and was inducted into the American Academy of Matrimonial Lawyers in 1987. Judge Lewis served on the Family Law and Juvenile Advisory Commission until 2014 and serves as a faculty member for the judicial training committee for Family Law (CJER). He is the immediate past president of the California Chapter of the Association of Family and Conciliation Courts. Judge Lewis is also a contributing author of The Rutter Group's *California Practice Guide: Family Law* and serves as Program Director for CFLR. In 2010 he was awarded the *Outstanding Jurist Award* by the American Academy of Matrimonial Lawyer's Southern California Chapter; in 2014, Judge Lewis became the first emeritus member of the California Association of Certified Family Law Specialists; he also received the Los Angeles County Family Law Inns of Court 2016 *Judicial Excellence Award*.



**MARY J. MARTINELLI** is a Certified Family Law Specialist who leads one of the largest family law practices in California. She represents clients in sophisticated custody matters and complex, substantial property matters. Her practice focuses primarily on parties who own businesses. A member of the Executive Committee and Growth Partner at Sacramento's largest law firm, Downey Brand LLP, Mary is one of the few family law attorneys in the state working daily with corporate, estate planning, tax and ERISA attorneys who provide in depth support to her family law clients. Mary taught Family Law/Community Property for 10 years at UC Davis (King Hall) School of Law, and is a frequent speaker and writer on family law topics.

## COURSE MATERIALS

The course materials include a copy of the complete set of slides and worksheets used by the panelists, plus other supplemental materials. Enrollees can choose to receive printed course materials or course materials on USB drive, which allows you to save them to your hard drive and take notes directly next to the material covered. See order form to make your selection. Enrollees may purchase at special prices TRG's three-volume *California Practice Guide: Family Law*, written by Judge William P. Hogoboom (Ret.) and Justice Donald B. King (Ret.), and the two-volume *California Practice Guide: Family Law FORMS*.

### AVAILABLE AT SPECIAL PRICES TO SEMINAR ENROLLEES

#### THE RUTTER GROUP CALIFORNIA PRACTICE GUIDE **FAMILY LAW**

by Judge William P. Hogoboom (Ret.) and Justice Donald B. King (Ret.)  
Contributing Authors: Judge Kenneth A. Black (Ret.), Judge  
Thomas Trent Lewis, Bruce E. Cooperman and Michael Asimov

Judge and attorney experts take you step-by-step through domestic relations and dissolution practice under the Family Code. Key cites to applicable statutes, statewide and local rules of court, and cases. Beginning with client intake and commencing the action, coverage includes pendente lite orders, spousal and child support, custody/visitation, community property, agreements, tax concerns, trial, post-trial motions and appeals, modification and enforcement. **This title is updated annually for subscribers by replacement pages.**



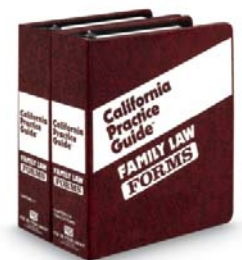
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This essential companion to TRG's *California Practice Guide: Family Law* contains over 250 practice-tested forms (both Judicial Council and attorney-drafted), cross-referenced to the Practice Guide for the substantive law and procedure. Petitions, responses, pendente lite and postjudgment requests for orders, along with accompanying declarations and points and authorities are included . . . plus QDROs, agreements, questionnaires, checklists, and tax forms. **This title is updated annually for subscribers by replacement pages.**



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REGISTRATION: 8:00 AM  
PROGRAM: 8:30 AM - 4:00 PM (EACH DAY)  
LUNCH PROVIDED DAILY

## LIVE PROGRAM

### COSTA MESA

October 14, 15 & 16, 2016 (Fri. – Sun.)

Westin South Coast Plaza  
686 Anton Boulevard  
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## TUITION DEADLINES

Enrollees are entitled to early enrollment discounts.  
Your registration(s) will be considered "At Door" unless received in our office by the deadline dates listed below (NO EXCEPTIONS):

Early Bird tuition deadline: **8-26-2016**

Advance tuition deadline: **10-7-2016**

## ADDITIONAL INFORMATION

**Hotels:** Although hotels block rooms at a special rate, they may become unavailable a few weeks before the course begins.

**Refunds:** Tuition is 80% refundable up to 10 days before the start of the selected program.

**Confirmation Will Be Sent:** Retain a copy of your completed registration form. If you do not preregister, call to confirm that space is available and that there are no changes in location or times.

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**TOTAL**

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Please select which method you would like to receive your course materials

- Course Materials on USB Drive** (must bring laptop)
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