



Oregon Law Institute  
of Lewis & Clark Law School

*24<sup>th</sup> Annual*

# Family Law Seminar

**T**his year's program will focus on, among other topics, legislative update, pitfalls in dividing retirement assets, how to collect a judgment, new technologies to make your practice more efficient, evidence basics, and advice from our panel of judges on dealing with budget cuts in the courts.

Don't miss this practical seminar designed to provide you with the most up-to-date information in areas that will affect your everyday practice!

**FRIDAY, SEPTEMBER 23, 2011**

Oregon Convention Center  
777 NE Martin Luther King Jr. Blvd.  
Portland, Oregon

**6.25** General MCLE Credits

# SCHEDULE

8:00 a.m. LATE REGISTRATION AND DISTRIBUTION OF MATERIALS

8:25 WELCOME AND INTRODUCTION

8:30–9:15 **Appellate Review of Domestic Relations**

- Review of important appellate decisions in the past year
- Application of decisions to litigation practice
  - *Daniel S. Margolin*
  - *Kimberly A. Quach*

9:15–10:00 **The Wheres, Whys, and Hows in Dealing with Retirement Benefits**

- Where to find the information on what benefits are offered by a plan and the plan's division rules
- Why all 401(k) plans are not the same
- How to address the special issues for profit-sharing plans and how non-qualified plan benefits are divided
- Why forgetting to include survivor benefits could be fatal
- How to draft the deferred benefit divisions for PERS Tier I and Tier II benefits
- How to divide the Individual Account Program benefits for PERS and the defined benefit portion of the Oregon Public Service Retirement Plan benefits for PERS employees
  - *Robert Rosenthal*

10:00–10:15 BREAK

10:15–11:00 **How to Collect a Judgment**

- Collection considerations when drafting/negotiating divorce judgments
- Judgment expiration dates
- Locating debtor assets
- Collection procedures—when and what to use
- Applicability of FDCP/OUDCP
- Bankruptcy impact
  - *Jason W. Alexander*

11:00–11:45 **Tips for Presenting Evidence**

- Basic rules of evidence that often come up in family law cases
- Statements of children and hearsay exceptions, including statements made for purposes of medical diagnosis and treatment
- The most common privileges raised in family cases
- Expert testimony and how to get facts in through experts
  - *Hon. Kathryn L. Villa-Smith*

11:45–1:00 LUNCH (on your own)

1:00–1:45 **Family Law Practice: There's an App for That!**

- Why a smartphone isn't just a phone—making the best use of it
- Integrating computing mobility into your office and home
- Backups, security, and netiquette
  - *Don A. Kruse*

# SCHEDULE (cont.)

- 1:45–2:15 **Legislative Update**
- Funding for mediation services
  - Temporary support, waiting periods, and attorney withdrawals
  - Child Support Program changes
  - What *didn't* pass—and why
    - *Hon. Maureen H. McKnight*
- 2:15–2:45 **Family Court and E-Court**
- The future of the courts and community in a paperless world
    - *Hon. Nan G. Waller*
- 2:45–3:00 BREAK
- 3:00–4:00 **How Budget Cuts Are Affecting Our Courts and the Practice of Family Law: A Judicial Panel Discussion**
- Getting documents filed and actually in the file
  - Practice tips on avoiding malpractice in light of the delays in processing documents
  - Delays in access to court time
  - Impact on conciliation services
    - *Hon. Eve L. Miller*
    - *Hon. Keith R. Raines*
    - *Hon. Nan G. Waller*
- 4:00 p.m. ADJOURN

# Program Faculty

**Jason W. Alexander**  
*Sussman Shank LLP*

**Mark Johnson Roberts**  
*Program Co-Planner*  
*Attorney at Law*

**Don A. Kruse**  
*Information Technology Manager*  
*Stahancyk, Kent & Hook P.C.*

**Grace Y. Lee**  
*Program Co-Planner*  
*Stahancyk, Kent & Hook P.C.*

**Daniel S. Margolin**  
*Stephens Margolin P.C.*

**Hon. Maureen H.  
McKnight**  
*Multnomah County Circuit Court*

**Hon. Eve L. Miller**  
*Clackamas County Circuit Court*

**Kimberly A. Quach**  
*Lechman-Su & Quach PC*

**Hon. Keith R. Raines**  
*Washington County Circuit Court*

**Robert Rosenthal**  
*Robert Rosenthal P.C.*

**Hon. Susan M. Svetkey**  
*Program Co-Planner*  
*Multnomah County Circuit Court*

**Hon. Kathryn L.  
Villa-Smith**  
*Multnomah County Circuit Court*

**Hon. Nan G. Waller**  
*Chief Family Court Judge,*  
*Multnomah County Circuit Court*

## LIVE PRESENTATION

**Portland – 9/23/11**  
Oregon Convention Center  
777 NE MLK Jr. Blvd.

## MCLE CREDIT

*24th Annual Family Law Seminar* will receive **6.25** General MCLE credits.

## PROGRAM PRODUCTS

Even if you cannot attend, you can still get the program on CDs or DVDs. Use the order form in this brochure to order your set today! OLI Annual Passholders may purchase OLI program products at 50% off the full retail price.

## QUESTIONS?

Please call OLI at (503) 768-6580 in Portland or toll-free in Oregon at (800) 222-8213, e-mail us at [oli@lclark.edu](mailto:oli@lclark.edu), or visit our website at <http://go.lclark.edu/oli>.

## VIDEO REPLAYS

Please register at least one week prior to the replay date.

**Bend – 10/7/11**  
**Replay 8:30 a.m.**  
Bryant Lovlien & Jarvis  
591 Mill View Way

**Eugene – 9/30/11**  
**Replay 8:30 a.m.**  
Harrang Long Gary & Rudnick PC  
360 East 10th Avenue, Ste. 300

**Medford – 9/30/11**  
**Replay 8:30 a.m.**  
Kellington Krack Richmond  
Blackhurst & Glatte LLP  
23 Newtown Street

**Portland – 10/12/11**  
**Replay 9:00 a.m.**  
Oregon Law Institute  
Gus J. Solomon Courthouse  
620 SW Main Street, Ste. 706

# 24<sup>th</sup> Annual Family Law Seminar

Friday, September 23, 2011

Name

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Please "✓" appropriate box below:

- Live presentation
- Video replay. Location: \_\_\_\_\_ Date: \_\_\_\_\_  
Please register at least one week prior to the replay date.

## TUITION

*(Prices apply to live and video replays.)*

- \$179 Early registration *(received by September 19, 2011)*
- \$139 New attorneys (admitted 2009–2011) and legal staff *(received by September 19, 2011)*
- \$90 Legal aid attorneys *(received by September 19, 2011)*
- \$15 OLI Passholder (OLI Pass No. \_\_\_\_\_) *(received by September 19, 2011)*
- \$15 Oregon judges and their lawyer staff *(received by September 19, 2011)*
- \$20 **Add to above tuition if registration received after September 19, 2011**

## PRODUCT ORDER

*I am unable to attend. Please send me:*

- \$199 Audio CDs and course book
- \$299 DVDs and course book
- \$59 Course book only
- Deduct 50% from product order if you are an OLI Passholder (OLI Pass No. \_\_\_\_\_)
- \$7.00 Note: Add \$7.00 shipping & handling fee to above product orders.***

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or e-mail us at [oli@lclark.edu](mailto:oli@lclark.edu).**

**CONFIRMATION:** Confirmation will be sent via e-mail.**CANCELLATION POLICY:** Tuition minus a \$20 handling charge will be refunded if the cancellation request is *written and received* by Monday, September 19, 2011.**NEED ASSISTANCE:** If you are a person with a disability, please let OLI know in time to make any necessary accommodations for you.**TUITION ASSISTANCE:** A limited number of scholarships are available based on financial need. Contact OLI.