

The 33rd Annual Advanced Family Law Course

Course Directors • Honorable Don Emerson • Katherine A. Kinser



LIVE August 6-9, 2007

SAN ANTONIO

Marriott Rivercenter Hotel

VIDEO October 10-12, 2007

SOUTH PADRE ISLAND

Radisson Resort Hotel

VIDEO October 24-26, 2007

DALLAS

Holiday Inn Select Dallas Central

HIGHLIGHTS:

- Significant Case Law Update
- Legislative Update
- Two Plenary Days with 26 Hot Topics
- Child and Property Breakout Sessions
- Seven Intensive Workshops

**All New "Ask a Judge" Bullpens
Wednesday and Thursday Afternoons!
Bring Your Questions!**

Also Inside:

**Save Up to \$125 on the
New Frontiers in Marital
Property Law Course**

**Come a day early to
any site and attend the
Family Law Boot Camp**

San Antonio

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San Antonio

Advanced Family Law Course

Video Schedule

South Padre Island October 10-12, 2007 Radisson Resort Hotel
 Dallas October 24-26, 2007 Holiday Inn Select Dallas Central

Wednesday 9 hrs (1 hr ethics)

| | | | |
|-------|---|------|--|
| 7:30 | Registration | 2:00 | Protective Orders .5 hr |
| 8:30 | Professionalism .5 hr ethics | 2:30 | Break |
| 8:55 | Significant Case Law Update .5 hr (.25 ethics) | 2:40 | Retirement .5 hr |
| 9:25 | Legislative Update .5 hr | 3:10 | Enforcing and Avoiding Agreements .5 hr |
| 10:00 | Jurisdiction and Venue in SAPCR .5 hr | 3:40 | The Case for Re-thinking the Use of Shrinks .5 hr |
| 10:30 | Break | 4:15 | Grab Bag Discovery Issues: Requests and Responses .5 hr (.25 ethics) |
| 10:40 | Characterization .5 hr | 4:45 | Break |
| 11:10 | Oil and Gas: Valuation, Surface Rights and Mineral Rights .5 hr | 4:55 | Reimbursement and Economic Contribution .5 hr |
| 11:40 | Practice Before an Associate Judge - Temporary Orders .5 hr | 5:25 | Enforcing Support and Possession Orders .5 hr (.25 ethics) |
| 12:05 | Lunch on your own | 5:55 | Standing .5 hr |
| 1:00 | Maximizing the Take at a Final Property Hearing .5 hr | 6:20 | Effective Trial Presentation Within Time Limits .5 hr |
| 1:30 | Effective Preparation and Presentation at the Final SAPCR Hearing: Conservatorship, Support and Possession Issues .5 hr | 6:50 | Adjourn |

Thursday 8.25 hrs (up to 1 hr ethics)

GENERAL SESSION

| | | | |
|------|---|-------|---|
| 8:00 | Bankruptcy, Bankruptcy Reform and Family Law: The Good, The Bad, The Ugly .5 hr | 10:10 | Difficult Clients .5 hr |
| 8:25 | Enforcement of Property Rights .5 hr | 10:40 | Post Judgment Issues: Sometimes It's Heaven, Sometimes It's Hell, and Sometimes You Don't Even Know .5 hr |
| 8:45 | Recovery of and Division of Assets Held by Third Parties .5 hr | 11:05 | Impaired Clients and Impaired Professionals .5 hr ethics |
| 9:15 | Characterization and Valuation of Unusual Employment Contracts .5 hr | 11:30 | Practicing From the Shadows: Depression and the Legal Profession .5 hr ethics |
| 9:35 | Break | 12:00 | Lunch on your own |
| 9:45 | Effective Application of Rules of Evidence: Getting It In and Keeping It In .5 hr | | |

BREAKOUT SESSIONS - CHOOSE ONE

TRACK 1

| | |
|------|--|
| 1:00 | Looking Ahead: Long-Term Financial Planning in Connection With Divorce 2 hrs |
| 2:50 | Break |
| 3:00 | Property: Tracing Economic Contribution Reimbursement 1.75 hrs |
| 4:40 | Adjourn |

TRACK 2

| | |
|------|---|
| 1:00 | Evidence and Discovery - How to Obtain and Use Electronic Evidence and Other Data; Online, Offline and Legally 3.75 hrs (.5 ethics) |
| 2:55 | Break |
| 3:05 | Evidence and Discovery, cont. |
| 4:45 | Adjourn |

Friday up to 8 hrs (up to 1.75 hrs ethics)**BREAKOUT SESSIONS - CHOOSE ONE****CHILD TRACK - 6 hrs (1.5 ethics)**

- 7:30 Top 10 Child Custody Cases You Need to Know About .5 hr
- 8:00 "Let's Try This One More Time" - Modification of Terms and Conditions of Possession .5 hr (.25 ethics)
- 8:30 Going Above the Guidelines for Child Support and Providing for Special Needs and Disabled Children .5 hr
- 9:00 Understanding the AG and CPS .5 hr
- 9:30 Break
- 9:40 Development and Preparation of Custody Witnesses .5 hr (.25 ethics)
- 10:10 International Child Issues and the Hague Convention: What Do You Do When You Get One of These Cases? .5 hr
- 10:40 Possession Orders, Including Special Circumstances .5 hr
- 11:30 What Is Your Legal Malpractice I.Q.? .5 hr ethics
- 12:10 Lunch on your own
- 12:25 Studying for the Board (No MCLE credit)
- 1:30 Family vs. Probate with Regard to Children .5 hr
- 2:00 Social Studies vs. Psych Evals: What You Can Ask One Expert and What You Can't - Risks of Dealing with Social Studies .5 hr (.25 ethics)
- 2:30 21st Century Issues Dealing with Nontraditional Relationships: Dividing Property Between Unmarried Persons .5 hr
- 2:55 Client Needs Based Negotiation .5 hr (.25 ethics)
- 3:20 Adjourn Child Track

TRACK 1

- 3:30 Gestational Agreements, Termination and Adoption 1.75 hrs (.25 ethics)
- 5:10 Adjourn

PROPERTY TRACK - 6 hrs (.75 ethics)

- 7:30 Speak Now or Waive It: Preserving Error for Trial Lawyers .5 hr ethics
- 8:00 "What Are My Options?" .5 hr
- 8:20 Top 10 Property Cases You Need to Know About .5 hr
- 8:45 Business Valuation .5 hr
- 9:15 Break
- 9:25 New Approaches to Valuing Goodwill .5 hr
- 9:55 Shortening th Trial: Summary and Declaratory Judgment Practice .5 hr
- 10:30 When Parents Go to War .5 hr
- 11:00 The Now So Easy to Identify Executive Employment Benefits .5 hr
- 11:30 Lunch on your own
- 11:45 Studying for the Board (No MCLE credit)
- 12:45 Marital Property Agreements: Still Crazy After All These Years .5 hr
- 1:10 Developing and Preparation of Property Witnesses .5 hr (.25 ethics)
- 1:40 Structured Settlements in Family Law Cases .5 hr
- 2:00 Think Before You Write: Preparing Findings of Fact and Conclusions of Law .5 hr
- 2:25 Adjourn Property Track

TRACK 2

- 2:35 Retirement QDROs 2 hrs
- 4:30 Adjourn

NOTE: Advanced Collaborative Law and the State Bar Committee on Child Abuse and Neglect Workshop were NOT videotaped.

Family Law Boot Camp - 4 hrs (1.75 ethics)

- 1:00 Registration
- 1:30 The Initial Office Conference: Ethical Considerations and Practice Pointers .5 hr ethics
- 2:00 Drafting Pleadings and Orders .5 hr
- 2:20 Organizing a Texas Tornado and Herding Armadillos: Hearing and Witness Preparation .5 hr ethics
- 3:10 Break
- 3:20 Courtroom Presentation .5 hr
- 3:50 Do's and Don'ts of Discovery .5 hr (.25 ethics)
- 4:20 Characterization, Tracing and Other Property Issues .5 hr
- 4:50 Best Serving Best Interests: REviewing SAPCR Basics .5 hr ethics
- 5:15 Modification and Enforcement .5 hr
- 5:45 Adjourn

Hotel and Site Information

Make Your Reservations Early!

Hotel rooms have been blocked at special rates on a space available basis. To make a reservation, contact the hotel and indicate that you are attending the State Bar **Advanced Family Law Course**.

LIVE San Antonio

August 6-9, 2007

Marriott Rivercenter Hotel

101 Bowie Street
San Antonio, TX 75205
(210) 223-1000
\$175/\$195 Single/Double



Early reservation deadline is **July 9th**, unless the reserved block of rooms fills up before then.

*Four days of programming will be condensed into three days for the video replays. Check TexasBarCLE.com immediately prior to the program for a revised video schedule or you can receive a revised schedule at the course. Start times on the first day will not vary from the brochure. Final day adjourn times will vary. Check the website before making travel arrangements.

VIDEO*

South Padre Island

October 10-12, 2007

Radisson Resort Hotel

500 Padre Island Boulevard
South Padre Island, Texas 78597
(956) 761-6511
\$105/Cabana \$205/Condo
www.radisson.com/southpadretx

Early reservation deadline is September 10, unless the reserved block of rooms fills up before then.

VIDEO*

Dallas

October 24-26, 2007

Holiday Inn Select Dallas Central

10650 North Central Expressway
Dallas, Texas 75231
(214) 373-6000
\$79 Single/\$89 Double

Early reservation deadline is October 13, unless the reserved block of rooms fills up before then.

New Program December '07!

The Trial of a Family Law Jury Case

The Art of Persuasion, Voir Dire, Motions in Limine,
Opening Statement, Making and Meeting Objections,
The Courts Charge and Final Argument

December 13-14, 2007 at the beautiful Inn of the Hills Resort in Kerrville Texas.

Course Information

Register Early and Save \$50 by registering no later than two weeks before each presentation date. Early registrations help us ensure that sufficient course books, seating, and refreshments will be available. Registrations are accepted on a space-available basis. Course materials and seating will be reserved for pre-registrants until the start of the first presentation. No confirmation will be sent; pick up your name tag and program materials at the course.

Qualifying Judges may attend on a complimentary basis, provided (1) the course is directly related to the jurisdiction of their tribunal, (2) they are full-time judges or judges retired under the judicial retirement system and (3) space is available after admission of all paid registrants. Judges must actually attend to receive course materials. This non-transferable privilege does not extend to receivers, trustees, court staff, or persons serving part-time in any judicial capacity.

If You Register But Cannot Attend you can still earn participatory MCLE credit and receive the written materials. First, consider transferring your registration fee to a subsequent presentation of the course (video); to do so, call 800-204-2222, x1574. Second, as a registrant, you are entitled to special benefits via our website (see "Two Free Online Benefits for Course Registrants," below). However, if you wish instead to request a refund, please mail or fax (512-427-4111) your request so that we receive it at least one business day before the program. Registrants who do not attend will be sent the written materials.

Two Free Online Benefits for Course Registrants will be available 4-8 weeks after the course: (1) streaming video and audio versions of each presentation and (2) electronic versions of the course materials. To access these benefits, log onto TexasBarCLE.com. To replay the topic videos, look under "Your Online Classroom" and click on "Free Classes from Seminars You've Attended." Review any of the videos as often as you like. For the course materials, check our home page for "Your Online Library." Under that heading, click on "Free Articles from Seminars You've Attended." Then review or download any of the course articles. Remember: there's no extra charge. As a registrant, you're already entitled!

Persons With Disabilities who need special accommodations to attend should contact us as soon as possible at 800-204-2222, x1797.

Reserve Your Hotel Room Early. Hotel rooms on a space available basis have been blocked at special rates. To make a reservation, contact the hotel and indicate that you are attending the **State Bar of Texas Advanced Family Law Course**.

MP3 CDs (see Registration Form) require an MP3-compatible device (e.g., an iPod or a portable or non-portable CD/MP3 player) for playback. Older CD players may not play MP3 CDs. Most computers can play MP3 CDs; many can be used to extract MP3 files and burn them onto audio CDs playable in car stereos. MP3-compatible devices may be combined with a commercially available adaptor to transmit sound to a car's FM radio or audiocassette player.

Are you a member of the Family Law Section? This course is cosponsored by the Family Law Section of the State Bar of Texas. If you are a current member of that section, or you agree to become one by the date of the presentation that you plan to attend, you may register at a special discount. See the registration form for details. If you wish to join the section, please contact the State Bar's Sections Coordinator, Kathy Casarez, at 800-204-2222, x1420. Please do not send payment for section membership with your registration fee.

**TexasBarCLE gratefully
acknowledges the
Advanced Family Law
Course Premier Sponsors.**



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Family Law Section
State Bar of Texas

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■ Online

TexasBarCLE.com
credit card only

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during business hours
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■ Fax

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credit card only

■ Mail

State Bar of Texas - CLE
LB #972298
P. O. Box 972298
Dallas, TX 75397-2298
check or credit card

Register for the live Advanced Course for as little as \$570! See discounts below.

1 Check boxes to select course and site:

Advanced Family Law

5020

☐ San Antonio LIVE, Aug 6-9 **\$595**

Early Registration Deadline: July 23

☐ S. Padre Island VIDEO, Oct 10-12 **\$445**

Early Registration Deadline: Sept 26

☐ Dallas VIDEO, Oct 24-26 **\$445**

Early Registration Deadline: Oct 10

Family Law Boot Camp

5021

☐ San Antonio LIVE, Aug 5 **\$95**

☐ S. Padre Island VIDEO, Oct 9 **\$75**

☐ Dallas VIDEO, Oct 23 **\$75**

2 Check all applicable boxes below to calculate your fee:

☐ **Add \$50** if registering after the early registration deadline listed in Section 1. (If registration is by mail, date of postmark will determine if this fee applies.)

☐ **Subtract \$25** if you are a member of the Family Law Section **-OR-** State Bar College **-OR-** State Bar Legal Administrators **-OR-** Paralegal Division.

☐ **No charge** for Qualifying Judge, Associate Judge or Title IV-D Master.

3 I can't attend. Just send course materials.*

☐ Advanced Course Book \$280 per set[†] Quantity : _____

☐ Family Law Boot Camp \$40 each[†] Quantity : _____

☐ Set of Advanced Course audio MP3 speeches on CD^{††} \$265 per set Quantity : _____

☐ Set of Advanced Course audio CDs \$405 per set Quantity : _____

4 My payment after all calculations: \$ _____

Remember to include tax for written materials purchases only. See below.

5 I am paying by:

☐ Check (enclosed) payable to State Bar of Texas for \$ _____

☐ Visa ☐ MasterCard ☐ AMEX ☐ Discover

Account No. _____ Exp. Date _____

Name on card (Please print) _____

Signature _____

6 Bar Card or State Bar Membership No. _____

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QUESTIONS?

800-204-2222, x1574
512-427-1574

*Online versions (PDFs) of course materials will be available 4-8 weeks after the course. Check the Online Library at TexasBarCLE.com.

[†]Plus 7.25% tax (8.25% for Austin address) on total. Book orders and audio CD orders are shipped separately and filled approximately 4-8 weeks after the first live program. You will be billed unless you authorized a credit card charge above. The discount-price book offer is not available online.

^{††}Requires MP3-compatible player for playback. Older CD players may not play MP3s. See "MP3 CDs" under "Course Information."

Join the Family Law Section

Don't miss out on the Benefits of our Family Law Section!

For only \$40 annually, you can join the outstanding Family Law Section. Our Section co-sponsors great CLE, such as the Advanced Course, Marriage Dissolution and New Frontiers in Marital Property. Along with the TexasBarBooks Division of the State Bar, we also jointly author the perennial favorites, the Texas Family Law Practice Manual and the Texas Pattern Jury Charges - Family. The section is dedicated to providing legal services to the indigent.

Receive our quarterly Section Report on significant case law and statutory changes FREE with your membership. Other publications include:

- **Divorce and Relocation: Families at a Distance**
- **Family Lawyer's Essential Tool Kit 2007**
- **Checklists**
- **Forms on Disk**

Stop by the Section booth and pick up some great bargains on quality shirts, sweaters, hats, and other fun Section Wear items!

TEXAS FAMILY LAW FOUNDATION

Don't miss the silent auction items at the Texas Family Law Foundation Desk!! Join up today!

33rd Annual Advanced Family Law Course

Cosponsored by the Family Law Section of the State Bar of Texas

MCLE CREDIT

23.25 hours

(up to 5.25 hours ethics)

MCLE Course # 900022282

Sunday, August 5th 2:00p.m.

Pick up your materials for the live course.

Monday, August 6th 6.5 hrs (.75 hr ethics)

- 7:30 **Registration**
- 8:15 **Welcoming Remarks and Announcements**
Hon. Don R. Emerson, Course Director
Katherine A. Kinser Course Director
Gib Walton, President, State Bar of Texas
- 8:30 **Professionalism** .5 hr ethics
Joan F. Jenkins
- 9:00 **Significant Case Law Update** .5 hr (.25 ethics)
Hon. Ann C. McClure
- 9:30 **Legislative Update** .5 hr
Jack W. Marr
- 10:00 **Break**
- 10:15 **Jurisdiction and Venue in SAPCR** .5 hr
Sally H. Emerson
- 10:45 **Characterization** .5 hr
Joseph W. McKnight
Brian L. Webb
- 11:15 **Oil and Gas: Valuation, Surface Rights and Mineral Rights** .5 hr
Barbara D. Nunneley
- 11:45 **Family Law Section Award Presentation**
- 12:00 **Lunch on Your Own**
- 1:30 **Practice Before an Associate Judge - Temporary Orders** .5 hr
Hon. Charla F. Moore
- 2:00 **Maximizing the Take at a Final Property Hearing** .5 hr
Jim Loveless
- 2:30 **Effective Preparation and Presentation at the Final SAPCR Hearing: Conservatorship, Support and Possession Issues** .5 hr
Lynn Kamin
- 3:00 **Break**
- 3:15 **Protective Orders** .5 hr
Hon. Judy L. Warne
- 3:45 **Retirement** .5 hr
Randall B. Willhite
- 4:15 **Enforcing and Avoiding Agreements** .5 hr
Rothwell B. Pool
- 4:45 **The Case Against Shrinks** .5 hr
Cheryl L. Wilson
- 5:15 **Adjourn**

5:30 - 6:30 Welcome Social
Sponsored by LexisNexis

Tuesday, August 7th 6.5 hrs (1 hr ethics)

- 8:15 **Announcements**
- 8:30 **Grab Bag Discovery Issues: Requests and Responses** .5 hr (.25 ethics)
JoAl Cannon-Sheridan
- 9:00 **Reimbursement and Economic Contribution** .5 hr
Warren Cole
- 9:30 **Enforcing Support and Possession Orders** .5 hr (.25 ethics)
Hon. Dennise Garcia
- 10:00 **Break**
- 10:15 **Standing** .5 hr
Janet McCullar Vavra
- 10:45 **Effective Trial Presentation Within Time Limits** .5 hr
Hon. Dean Rucker
- 11:15 **Bankruptcy, Bankruptcy Reform and Family Law: The Good, The Bad, The Ugly** .5 hr
Joseph A. Friedman
- 11:45 **Enforcement of Property Rights** .5 hr
Gary L. Nickelson
- 12:15 **Lunch on Your Own**
- 1:45 **Recovery of and Division of Assets Held by Third Parties** .5 hr
Hon. Frank W. Sullivan, III
- 2:15 **Characterization and Valuation of Unusual Employment Contracts** .5 hr
Brenda Keen
- 2:45 **Effective Application of Rules of Evidence: Getting It In and Keeping It In** .5 hr
Heather L. King
- 3:15 **Break**
- 3:30 **Difficult Clients** .5 hr
Wendy S. Burgower
- 4:00 **Post Judgment Issues: Sometimes It's Heaven, Sometimes It's Hell, and Sometimes You Don't Even Know** .5 hr
Jimmy Vaught
- 4:30 **Impaired Clients and Impaired Professionals** .5 hr ethics
Mary Johanna McCurley
Mike McCurley
- 5:00 **Adjourn**

7:00 The Family Law Section's Annual Party
Sponsored by ThomsonWest

Applies to the College of the State Bar of Texas and to the Texas Board of Legal Specialization in Civil Appellate Law, Civil Trial Law and Family Law.

| Child Track | | Wednesday, August 8th | | Property Track | |
|---|--|-----------------------|---------------------------|--|--|
| 6.5 hrs (1.5 hrs ethics) | | | 6.5 hrs (1.25 hrs ethics) | | |
| 8:30 | Top 10 Child Custody Cases You Need to Know About .5 hr Hon. Debra H. Lehrmann | | 8:30 | Speak Now or Waive It: Preserving Error for Trial Lawyers .5 hr ethics Hon. Carolyn I. Wright Barbara E. Rosenberg | |
| 9:00 | "Let's Try This One More Time" - Modification of Terms and Conditions of Possession. .5 hr (.25 ethics) Katie Pearson Klein | | 9:00 | "What Are My Options?" .5 hr Robert J. Piro | |
| 9:30 | Going Above the Guidelines for Child Support and Providing for Special Needs and Disabled Children .5 hr Stewart W. Gagnon | | 9:30 | Top 10 Property Cases You Need to Know About .5 hr Christopher K. Wrampelmeier | |
| 10:00 | Break | | 10:00 | Break | |
| 10:15 | Understanding the AG and CPS .5 hr Rhonda F. Hunter | | 10:15 | Business Valuation .5 hr Haran Levy Thomas P. Goranson | |
| 10:45 | Development and Preparation of Custody Witnesses .5 hr (.25 ethics) H. E. Mendez | | 10:45 | New Approaches to Valuing Goodwill .5 hr Richard R. Orsinger | |
| 11:15 | International Child Issues and the Hague Convention: What Do You Do When You Get One of These Cases? .5 hr Charles G. Childress. | | 11:15 | Shortening the Trial: Summary and Declaratory Judgment Practice .5 hr R. Scott Downing | |
| 11:45 | Lunch on Your Own | | 11:45 | Lunch on Your Own | |
| 12:00 to 1:00 Studying for the Board Certification Exam (No MCLE Credit) Jack M. Riley and Jeffery Howard Shore | | | | | |
| 1:15 | Possession Orders, Including Special Circumstances .5 hr G. Thomas Vick, Jr. | | 1:15 | When Parents Go to War .5 hr James N. Higdon | |
| 1:45 | Attorney's Insurance: What It Does and Does Not Cover and Malpractice Defense .5 hr Robert C. Hinton, Jr. | | 1:45 | The Not So Easy to Identify Executive Employment Benefits .5 hr Thomas L. Ausley | |
| 2:15 | Family vs. Probate with Regard to Children .5 hr R. Kevin Spencer | | 2:15 | Marital Property Agreements: Still Crazy After All These Years .5 hr Diana S. Friedman | |
| 2:45 | Break | | 2:45 | Break | |
| 3:00 | Social Studies vs. Psych Evals: What You Can Ask One Expert and What You Can't - Risks of Dealing with Social Studies .5 hr (.25 ethics) Hon. Marilea Whatley Lewis | | 3:00 | Developing and Preparation of Property Witnesses .5 hr (.25 ethics) Douglas R. Woodburn | |
| 3:30 | 21st Century Issues Dealing with Nontraditional Relationships: Dividing Property Between Unmarried Persons .5 hr Luke Gunnstaks | | 3:30 | Structured Settlements in Family Law Cases .5 hr Matthew G. Grimmer | |
| 4:00 | Client Needs Based Negotiation .5 hr (.25 ethics) Ann Coover | | 4:00 | Think Before You Write: Preparing Findings of Fact and Conclusions of Law .5 hr Hon. Maryellen Whitlock Hicks | |
| 4:30 | Practicing From the Shadows: Depression and the Legal Profession (pre-recorded presentation) .5 hr ethics | | 4:30 | Practicing From the Shadows: Depression and the Legal Profession (pre-recorded presentation) .5 hr ethics | |
| 5:00 | Adjourn Child Track | | 5:00 | Adjourn Property Track | |
| 5:15 Family Law Section Meeting | | | | | |

WORKSHOPS

8:30 - 10:30 Workshops Choose One

TRACK I—Rooms ABF

Looking Ahead: Long-Term Financial Planning in Connection With Divorce 2 hrs

Moderator

Jim Penn

Panelists:

Patrice Ferguson
Mark McLeland
Paul A. Premack
Wesley E. Wright

Topics:

- Financial Concepts Involving the Long Term
- Life Expectancy; Mortality
- Alimony vs. Promissory Note
- Retirement Benefits
- Social Security and Medicare
- Long Term Financial Planning
- Elder Law Issues

10:30 Break

TRACK II—Rooms CDE

Evidence and Discovery - How to Obtain and Use Electronic Evidence and Other Data: Online, Offline and Legally 3.75 hrs (.5 ethics)

Moderator

Rick Robertson

Panelists:

John Wiechman
Lynn Kamin
Michael F. Pezzulli

Topics:

- Obtaining Evidence
- *Daubert*
- Getting Evidence In
- Emails
- Credit Card Statements
- Illegal Evidence
- Discovery Do's and Don'ts
- Depositions

10:30 Break

TRACK III—Rooms GHK

Retirement QDROs 2 hrs

Moderator

Charla Bradshaw Conner

Panelists:

James N. Higdon
Jack W. Marr
David R. McClure

What every lawyer must know about dividing and drawing orders which divide:

- Qualified Private Retirement Benefits
- Military Retirement Benefits
- State Retirement Benefits
- Federal Retirement Benefits

10:30 Break

10:45 - 12:30 Workshops Choose One

Property: Tracing Economic Contribution Reimbursement 1.75 hrs

Moderator

Warren Cole

Panelists:

Aubrey Meachum Connatser
Emilia Dimitrova Pirgova
Richard L. Flowers, Jr.

Topics:

- In-depth Overview of Current Case Law
- Discussion of Real Life EC Issues and How to Deal with Them
- Helpful Ideas on Handling Tracing, Reimbursement & EC Cases
- What to Do When All Else Fails

12:30 Adjourn

Evidence and Discovery continued

12:30 Adjourn

Gestational Agreements, Termination and Adoption 1.75 hrs (.25 ethics)

Moderator

Ellen A. Yarrell

Panelists:

Michael J. Heard
Hon. Cheryl C. Lee-Shannon
Donald R. Royall

Topics:

- National Trends
- Evaluating the Case From a Global and Local View
- Avoiding Negative Outcomes

12:30 Adjourn

TRACK IV—Rooms IJ**Advanced Collaborative Law**
3.75 hrs (1.5 ethics)**Moderator**

Mike Gregory

- 8:30 **The Collaborative Team Model: Learn It! Do It! Love It!** 1 hr
Carla Marie Calabrese
Scott Clarke
Gay G. Cox
Jody L. Johnson
Linda Solomon

- 9:30 **Collaborative Law Challenges and Ethics** 1 hr ethics
John P. Anderson
Jennifer A. Broussard
Kate Culligan
Janice L. Green

10:30 Break

Advanced Collaborative Law (Continued)

- 10:45 **Negotiation Strategies and Skills** 1 hr

Moderator

Thomas L. Ausley

Panelists:Ronald D. Ousky
Randall B. Wilhite

- 11:45 **Understanding Human Motivation to Increase Negotiation Effectiveness** .75 hr (.5 ethics)
Jennifer Tull

12:30 Adjourn

TRACK V—Rooms 1-4**State Bar Committee on Child Abuse and Neglect Workshop**
3.5 hrs (.5 ethics)**Moderator**

Sandra D. Hachem

- 8:30 **Case Law Update** .75 hr
Duke Hooten
Trevor A. Woodruff

- 9:15 **2007 Legislative Update of Laws Affecting Child Protection and Litigation by Department of Family and Protective Services** .75 hr
Sandra D. Hachem

- 10:00 **Online Tools You Can Use in Child Abuse Cases** .5 hrs (.25 hrs ethics)
Barbara J. Elias-Perciful

10:30 Break

State Bar Committee on Child Abuse and Neglect Workshop (Continued)

- 10:45 **Mexico Issues and Indian Issues** .75 hr
Hon. Oscar G. Gabaldon, Jr.

- 11:30 **Representation of Parents in CPS Cases** .75 hr (.25 ethics)

ModeratorHon. Phil N. Vanderpool
Dennis L. Moreno
R. Charles Griffin

12:15 Adjourn

Course Directors

Hon. Don Emerson

Amarillo

Katherine A. Kinser

Fort Worth

Planning Committee

Jonathan J. Bates

Dallas

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Other Events

The Family Law Golf Classic - Sign up by July 15

Sunday, August 5th at 8:00 a.m.

Come play

Pecan Valley Golf Club

4700 Pecan Valley Drive
San Antonio, TX 78223



One of the oldest and most storied golf courses in San Antonio (PGA championship and Texas Open,) this course has long been recognized as one of golf's greatest masterpieces. The layout is set on 200 wooded acres along the picturesque Salado Creek.

Attendees and guests are invited to play for only \$125. The rate includes green fee, cart, range balls, and great prizes!

For registration information, please contact **Michael Jarrett** at **903.595.3573** or **michael@bain-files.com**.

**Sign up DEADLINE is
July 15, 2007.**

Back by Popular Demand - Yoga!

Get your day off to a great start with Yoga!



Join us on Tuesday, Wednesday and Thursday morning, 7:00 a.m. - 7:45 a.m. in Conference Room 17-18 for a yoga class led by **Diane M. Wanger, JD., RYT 200**

No charge. Please bring a mat or towel with you.

Family Law Boot Camp - Practice in the Trenches

LIVE - San Antonio
Sunday, August 5

VIDEO - South Padre Island
Tuesday, October 9

VIDEO - Dallas
Tuesday, October 23

MCLE CREDIT

4 Hours (1.75 Ethics)

MCLE Course # 900022446

Applies to the College of the State Bar of Texas and to the Texas Board of Legal Specialization in Civil Appellate Law, Civil Trial Law and Family Law.

Sunday, August 5th

1:30 **Registration**

2:00 **Welcome and Introductions**

Course Directors

Jonathan J. Bates

Carson P. Epes

2:15 **The Initial Office Conference: Ethical Considerations and Practice Pointers**

.5 hr ethics

Martin H. Boozer, Jr.

2:45 **Drafting Pleadings and Orders** *.5 hr*

Joshua R. Woodburn

3:15 **Organizing a Texas Tornado and Herding Armadillos: Hearing and Witness Preparation** *.5 hr ethics*

Hon. Christine C. Collie

Larry L. Martin

3:45 **Break**

Associate Judge Bullpen: Your Opportunity to Ask Questions

Hon. Stephen W. Baker

Hon. Scott Alan Beauchamp

Hon. Christine C. Collie

Hon. Leta S. Parks

4:00 **Courtroom Presentation** *.5 hr*
Hon. Scott Alan Beauchamp

4:30 **Do's and Don'ts of Discovery**
.5 hr (.25 ethics)
David Flores

5:00 **Characterization, Tracing and Other Property Issues** *.5 hr*
Patrice L. Ferguson
Michelle May O'Neil

5:30 **Best Serving Best Interests: Reviewing SAPCR Basics**
.5 hr ethics
Sallee S. Smyth

6:00 **Modification and Enforcement** *.5 hr*
Cynthia J. Barela

6:30 **Adjourn**

Come and Bid
on the Live
Auction Items
Presented by the
Texas Family Law
Foundation at the
ThomsonWest
Party!

Don't Miss THE PARTY!

The Family Law Section's Annual Bash
Tuesday, August 7th, 7:00 p.m.

Brought to you by ThomsonWest

LIVE MUSIC

DANCING

FOOD

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Ausley, Algert, Robertson & Flores

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Assoc. Judge, 306th District Court
Cynthia J. Barela, Amarillo
Law Office of Cynthia J. Barela
Jonathan J. Bates, Dallas
Pezzulli Kinser
Hon. Scott Alan Beauchamp, Dallas
Assoc. Judge, 301st District Court

Martin H. Boozer, Jr., Austin
Attorney at Law

Jennifer A. Broussard, Houston
Jennifer A. Broussard, P.C.

Wendy S. Burgower, Houston
Burgower & Rainwater

C

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JoAl Cannon-Sheridan, Jacksonville
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University of Texas School of Law
Children's Rights Clinic
Scott Clarke, CFP, CDFA, Bedford
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Ann Coover, Corpus Christi
Coover and Coover
Gay G. Cox, Dallas
Attorney & Counselor at Law
Kate Culligan, LMFT, Austin
Collaborative Consulting

D

R. Scott Downing, Dallas
McCurley, Orsinger, McCurley, Nelson & Downing

E

Barbara J. Elias-Perciful, Dallas
Director, Texas Lawyers for Children
Hon. Don R. Emerson, Amarillo
Judge, 320th District Court
Sally H. Emerson, Amarillo
Underwood Law Firm
Carson P. Epes, Dallas
Goranson, Bain, Larsen & Greenwald

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Ferguson Camp Poll
David Flores, Fort Worth
Attorney at Law
Richard L. Flowers, Jr., Houston
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Diana S. Friedman, Dallas
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G

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Gunnstaks Law Office

H

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K

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L

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Justice, Eighth Court of Appeals

David R. McClure, El Paso
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Region

Jimmy Vaught, Austin
McCullar Vaught

Janet McCullar Vavra, Austin
McCullar Vaught

G. Thomas Vick, Jr., Weatherford
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Underwood Law Firm

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Wesley E. Wright, Bellaire
Wright Abshire

Y

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Ellen A. Yarrell, P. C.

Hotel and Site Information

Make Your Reservations Early!

Hotel rooms have been blocked at special rates on a space available basis. To make a reservation, contact the hotel and indicate that you are attending the State Bar **Advanced Family Law Course**.

LIVE San Antonio

August 6-9, 2007

Marriott Rivercenter Hotel

101 Bowie Street
San Antonio, TX 75205
(210) 223-1000
\$175/\$195 Single/Double



Early reservation deadline is **July 9th**, unless the reserved block of rooms fills up before then.

*Four days of programming will be condensed into three days for the video replays. Check TexasBarCLE.com immediately prior to the program for a revised video schedule or you can receive a revised schedule at the course. Start times on the first day will not vary from the brochure. Final day adjourn times will vary. Check the website before making travel arrangements.

VIDEO*

South Padre Island

October 10-12, 2007

Radisson Resort Hotel

500 Padre Island Boulevard
South Padre Island, Texas 78597
(956) 761-6511
\$105/Cabana \$205/Condo
www.radisson.com/southpadretx

Early reservation deadline is September 10, unless the reserved block of rooms fills up before then.

VIDEO*

Dallas

October 24-26, 2007

Holiday Inn Select Dallas Central

10650 North Central Expressway
Dallas, Texas 75231
(214) 373-6000
\$79 Single/\$89 Double

Early reservation deadline is October 13, unless the reserved block of rooms fills up before then.

New Program December '07!

The Trial of a Family Law Jury Case

The Art of Persuasion, Voir Dire, Motions in Limine,
Opening Statement, Making and Meeting Objections,
The Courts Charge and Final Argument

December 13-14, 2007 at the beautiful Inn of the Hills Resort in Kerrville Texas.

Course Information

Register Early and Save \$50 by registering no later than two weeks before each presentation date. Early registrations help us ensure that sufficient course books, seating, and refreshments will be available. Registrations are accepted on a space-available basis. Course materials and seating will be reserved for pre-registrants until the start of the first presentation. No confirmation will be sent; pick up your name tag and program materials at the course.

Qualifying Judges may attend on a complimentary basis, provided (1) the course is directly related to the jurisdiction of their tribunal, (2) they are full-time judges or judges retired under the judicial retirement system and (3) space is available after admission of all paid registrants. Judges must actually attend to receive course materials. This non-transferable privilege does not extend to receivers, trustees, court staff, or persons serving part-time in any judicial capacity.

If You Register But Cannot Attend you can still earn participatory MCLE credit and receive the written materials. First, consider transferring your registration fee to a subsequent presentation of the course (video); to do so, call 800-204-2222, x1574. Second, as a registrant, you are entitled to special benefits via our website (see "Two Free Online Benefits for Course Registrants," below). However, if you wish instead to request a refund, please mail or fax (512-427-4111) your request so that we receive it at least one business day before the program. Registrants who do not attend will be sent the written materials.

Two Free Online Benefits for Course Registrants will be available 4-8 weeks after the course: (1) streaming video and audio versions of each presentation and (2) electronic versions of the course materials. To access these benefits, log onto TexasBarCLE.com. To replay the topic videos, look under "Your Online Classroom" and click on "Free Classes from Seminars You've Attended." Review any of the videos as often as you like. For the course materials, check our home page for "Your Online Library." Under that heading, click on "Free Articles from Seminars You've Attended." Then review or download any of the course articles. Remember: there's no extra charge. As a registrant, you're already entitled!

Persons With Disabilities who need special accommodations to attend should contact us as soon as possible at 800-204-2222, x1797.

Reserve Your Hotel Room Early. Hotel rooms on a space available basis have been blocked at special rates. To make a reservation, contact the hotel and indicate that you are attending the **State Bar of Texas Advanced Family Law Course**.

MP3 CDs (see Registration Form) require an MP3-compatible device (e.g., an iPod or a portable or non-portable CD/MP3 player) for playback. Older CD players may not play MP3 CDs. Most computers can play MP3 CDs; many can be used to extract MP3 files and burn them onto audio CDs playable in car stereos. MP3-compatible devices may be combined with a commercially available adaptor to transmit sound to a car's FM radio or audiocassette player.

Are you a member of the Family Law Section? This course is cosponsored by the Family Law Section of the State Bar of Texas. If you are a current member of that section, or you agree to become one by the date of the presentation that you plan to attend, you may register at a special discount. See the registration form for details. If you wish to join the section, please contact the State Bar's Sections Coordinator, Kathy Casarez, at 800-204-2222, x1420. Please do not send payment for section membership with your registration fee.

**TexasBarCLE gratefully
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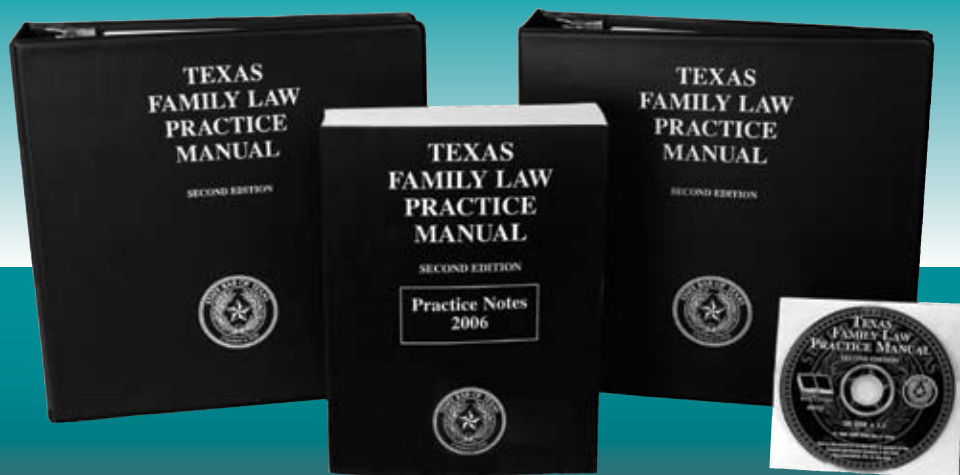
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An Invaluable Resource!

Texas Family Law Practice Manual (2d ed.)



Take advantage of the most comprehensive resources for your family law practice, carefully prepared by highly qualified and experienced practitioners to offer reliable, accessible guidance.

In statewide use for more than three decades, the Texas Family Law Practice Manual and its predecessors have demonstrated their value to every lawyer who practices any family law—in drafting forms, answering questions, and making family law practice more efficient.

New features include hyperlinked case citations and the complete Texas Family Code!

658 forms used in title 1, title 2, title 4, and title 5 proceedings are the basis for this practice manual. Marginal notes and clear, precise instructions for choosing among commonly occurring alternatives ensure the production of documents tailored to each individual case. The forms are contained in five loose-leaf volumes with a comprehensive subject index and an alphabetical list of forms by title.

950 pages of practice notes, published in a convenient softbound companion volume, provide synopses of the relevant law and helpful practical advice for the practitioner covering a wide range of family law topics. Access to the wealth of information contained in the practice notes is enhanced by a comprehensive subject index and an index of statutes, rules, and cases cited.

Texas Family Law Practice Manual on Disk (CD-ROM) contains the entire manual as an internally hyperlinked, word-searchable PDF file, from which all attorney-drafted forms from the manual may be launched into Word or WordPerfect. Also included are printable PDF files of selected agency forms. The CD is included at no charge with the manual or may be purchased separately.

Special Price for registrants of the Advanced Family Law Course:
Manual (includes the CD-ROM) \$469 (regular price \$625)
See the Registration Form to order.
Offer good through Friday, November 9, 2007.



Registration Form

Four ways to register

■ Online

TexasBarCLE.com
credit card only

■ Phone

800-204-2222, x1574
during business hours
credit card only

■ Fax

512-427-4111
credit card only

■ Mail

State Bar of Texas - CLE
LB #972298
P. O. Box 972298
Dallas, TX 75397-2298
check or credit card

**Register for the live Advanced Course
for as little as \$570!** See discounts below.

1 Check boxes to select course and site:

Advanced Family Law 5020

☐ San Antonio LIVE, Aug 6-9 **\$595**

Early Registration Deadline: July 23

☐ S. Padre Island VIDEO, Oct 10-12 **\$445**

Early Registration Deadline: Sept 26

☐ Dallas VIDEO, Oct 24-26 **\$445**

Early Registration Deadline: Oct 10

Family Law Boot Camp 5021

☐ San Antonio LIVE, Aug 5 **\$95**

☐ S. Padre Island VIDEO, Oct 9 **\$75**

☐ Dallas VIDEO, Oct 23 **\$75**

2 Check all applicable boxes below to calculate your fee:

☐ **Add \$50** if registering after the early registration deadline listed in Section 1. (If registration is by mail, date of postmark will determine if this fee applies.)

☐ **Subtract \$25** if you are a member of the Family Law Section **-OR-** State Bar College **-OR-** State Bar Legal Administrators **-OR-** Paralegal Division.

☐ **No charge** for Qualifying Judge, Associate Judge or Title IV-D Master.

3 I can't attend. Just send course materials.* **FREE SHIPPING!**

☐ Advanced Course Book \$280 per set[†] Quantity : _____

☐ Family Law Boot Camp \$40 each[†] Quantity : _____

☐ Set of Advanced Course audio MP3 speeches on CD^{††} \$265 per set Quantity : _____

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Remember to include tax for written materials purchases only. See below.

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512-427-1574

*Online versions (PDFs) of course materials will be available 4-8 weeks after the course. Check the Online Library at TexasBarCLE.com.

[†]Plus 7.25% tax (8.25% for Austin address) on total. Book orders and audio CD orders are shipped separately and filled approximately 4-8 weeks after the first live program. You will be billed unless you authorized a credit card charge above. The discount-price book offer is not available online.

^{††}Requires MP3-compatible player for playback. Older CD players may not play MP3s. See "MP3 CDs" under "Course Information."

Memphis!

Another popular family law course returns this fall: **New Frontiers in Marital Property Law**

Cosponsored by the State Bar of Texas Family Law Section
Gary L. Nickelson and G. Thomas Vick, Jr., Course Directors

October 4-5, 2007
The Peabody Memphis Hotel

Wednesday, October 3

6:00 - 7:30 p.m. **Welcoming Social**
Pick up your course materials starting at 7:00 p.m.

Thursday, October 4

7:00 a.m. **Continental Breakfast**

7:30 - 9:45 **Panel I - The Emperor Has No Clothes: Seductive Myths & Misconceptions in Texas Community Property Law - Constitutional, Fundamental and Foundational Issues Ripe for Challenge During the Next 10 Years** 2.25 hrs (.5 ethics)

Valuation Theory – Discounts for Marketability, Lack of Control and Personal Goodwill: Are They Real? Should They Apply? • Stock Options and Restricted Stock Granted before Marriage (and Other Inception of Title Problems) • Tax Effecting and the Illusion of Variable Valuations? • Increases in Entity Value during Marriage – Revisiting Stringfellow, Jensen and Vallone • Tracing: Community Out First or Community Out Last? • Celebrity Goodwill and Professional Licenses as Community Property? • Economic Contribution

Randall B. Wilhite, *Moderator*
Diana S. Friedman

Jim Penn, CPA
J. Lindsey Short, Jr.

9:45 a.m. **Full Brunch**

10:30 - 12:45 **Panel II - Dealing with Unusual Trusts**
2.25 hrs (.5 ethics)

Enforcement • Characterization • Ethical Considerations

Cheryl L. Wilson, *Moderator*
Wendy S. Burgower

Robert D. Cocanower, Jr.
Jimmy Vaught

12:45 p.m. **Adjourn**



Friday, October 5

7:00 a.m. **Continental Breakfast**

7:30 - 9:45 **Panel I - Tracing, Economic Contribution, and Reimbursement Claims in Brokerage Accounts**
2.25 hrs (.5 ethics)

Tracing Separate Property through Brokerage Accounts • Separate and Community Credit in a Margin Account • Collateralization of Margin Loans • Margin Purchases • Short Sales • Day Trading • Puts and Calls • Economic Contribution Claims • Reimbursement Claims

Donn C. Fullenweider, *Moderator*
Patrice Ferguson

Richard Orsinger
Stewart Gagnon

9:45 a.m. **Full Brunch**

10:30 - 12:45 **Panel II - Intellectual Property** 2.25 hrs (.5 ethics)

What Constitutes Intellectual Property • How to Determine Character (Separate Community) • Methodology Used in Valuation of Current Rights and Uncompleted Works • Dealings with 3rd Party Participants with Interest in Intellectual Property • Federal/State Jurisdiction Issues in Divorce/Probate Cases • What, and How, Can the Court Divide Intellectual Property • What to Do to Secure an Award of Future Earnings/Benefits

Warren Cole, *Moderator*
David W. Showalter

Michael C. Smith
Brian L. Webb

12:45 p.m. **Adjourn**

The Peabody Memphis Hotel

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In the heart of "Blues City," you'll find The Peabody Memphis, a magnificent AAA 4-Diamond hotel. This historic icon opened its doors in 1925 and is listed on the National Register of Historic Places. Having recently completed an expansive guestroom restoration, The Peabody Memphis continues to carry the distinction as the "South's Grand Hotel." The Peabody itself is also one of Memphis' most popular attractions. The Peabody Ducks march to and from the Grand Lobby twice daily in a time-honored tradition dating back to the 1930s.

Reserve Your Hotel Room By September 5th

A limited number of rooms have been blocked at a special rate. Inform the hotel that you will be attending the State Bar of Texas New Frontiers in Marital Property Law Course.

The **deadline** for this discount is **September 5**, unless the block of rooms fills up before then.

\$195 single / \$205 double



**Sign up now for
New Frontiers AND
Advanced Family Law
and
SAVE UP TO \$125!**

Three ways to register:

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State Bar of Texas - CLE
LB #972298
P. O. Box 972298
Dallas, TX 75397-2298
check or credit card

■ Phone

800-204-2222, x1574
during regular
business hours
credit card only

■ Fax

512-427-4111
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1 Registration

- ☐ **\$645 Regular Registration Fee**
- ☐ **Subtract \$100** for also registering now for Advanced Family Law 2007 (see the form on p. 13)
- ☐ **Subtract \$25** if State Bar Family Law Section Member -OR- State Bar College Member
- ☐ **Add \$50 if registering after Sept. 20th**
(If registration is by mail, date of postmark will determine if this fee applies.)
- ☐ **\$100 registration fee** for a full-time Judge practicing in the area of family law

2 My fee after above calculations: \$ _____

3 Payment and shipping information

Bar Card or Membership No. _____

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(Please print)

Signature _____

ALSO!

Don't forget to register now for Advanced Family Law (see form on p.13)

Join the Family Law Section

Don't miss out on the Benefits of our Family Law Section!

For only \$40 annually, you can join the outstanding Family Law Section. Our Section co-sponsors great CLE, such as the Advanced Course, Marriage Dissolution and New Frontiers in Marital Property. Along with the TexasBarBooks Division of the State Bar, we also jointly author the perennial favorites, the Texas Family Law Practice Manual and the Texas Pattern Jury Charges - Family. The section is dedicated to providing legal services to the indigent.

Receive our quarterly Section Report on significant case law and statutory changes FREE with your membership. Other publications include:

- **Divorce and Relocation: Families at a Distance**
- **Family Lawyer's Essential Tool Kit 2007**
- **Checklists**
- **Forms on Disk**

Stop by the Section booth and pick up some great bargains on quality shirts, sweaters, hats, and other fun Section Wear items!

TEXAS FAMILY LAW FOUNDATION

Don't miss the silent auction items at the Texas Family Law Foundation Desk!! Join up today!

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