

# 2018 ANNUAL Family Law Institute

JOIN US  
IN VAIL  
COLORADO!



## Effective Advocacy in a Diverse World

### Colorado's Must-Attend Family Law Event!

**August 16-18, 2018**

At the Vail Marriott Mountain Resort

INSTITUTE Submitted for 17 General CLE Credits,  
Including up to 3.4 Ethics Credits  
(Must attend all ethics components to claim all ethics credits)

**REGISTER @ [www.familylawinstitute.org](http://www.familylawinstitute.org)**

### *PLUS: Back by Popular Demand!* The Pre-Conference Trial Practicum

**REGISTER EARLY for the  
Pre-Conference Trial Practicum**  
– SPACE IS LIMITED TO 48 PEOPLE!

TRIAL PRACTICUM Submitted for 4 General CLE Credits



Presented by the CBA Family Law Section In Cooperation with Colorado Bar Association CLE



# Join Colorado's Family Law Judges, Attorneys, Accountants, and Mental Health Professionals at **COLORADO'S PREMIER FAMILY LAW CONFERENCE!**

We live in a diverse and complex world. How do we as family law professionals ethically and effectively best serve our clients and the community while navigating the complexities of cultural differences?

Explore these challenges by attending this year's Family Law Institute in Vail on August 16, 17 and 18!

At this year's Institute, you will not only get the tried and true topics you have come to rely on, but you will also hear thought-provoking presentations on cutting-edge topics such as assisted reproductive technology, representing traumatized victims, and the new tax laws and their impact on family law.

## FEATURING ...

**Breakfast with Paula Kohut and Bob Barret – Advancing Cultural Effectiveness for 21st Century Practitioners – an LGBTQ Perspective**

and

**Cross Examination with Larry Pozner –**

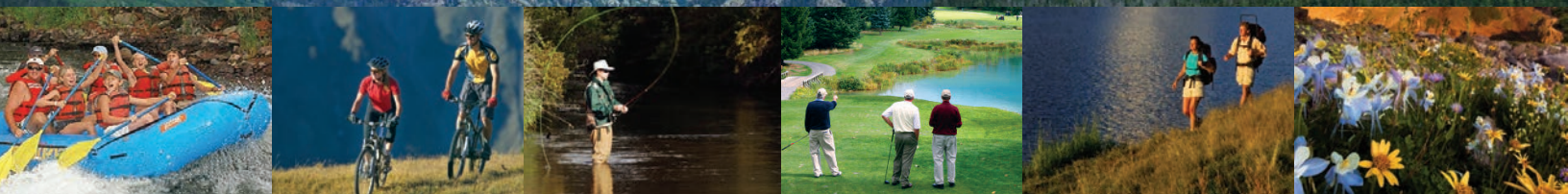
- The Mentality of Advanced Cross
- The Science of Constructive Cross-Examination
- The Teaching Power of Leading Questions
- Controlling Witnesses One Fact at a Time
- Goal-Oriented Questioning Sequences
- The Chapter Method Cross-Examination

## REGISTER TODAY!

**LIVE ONLY!** **August 16-18, 2018**  
At the **Vail Marriott Mountain Resort**

**INSTITUTE** Submitted for 17 General CLE Credits, Including up to 3.4 Ethics Credits  
*(Must attend all ethics components to claim all ethics credits)*

**All in the stunning location that is summer in the Rocky Mountains. We look forward to seeing you in Vail this August.**



**REGISTER ONLINE TODAY @ [www.familylawinstitute.org](http://www.familylawinstitute.org)**

## Pre-Conference Trial Practicum:

Thursday, August 16, 2018

Join judges and experienced family law practitioners for the Family Law Institute's second hands-on trial practicum. **The Pre-Conference Trial Practicum** will focus on effective courtroom techniques for family lawyers of all skill levels! It will include small interactive groups focusing on one fact pattern. You will work on tools and techniques for persuasive and efficient direct and cross-examination of parties in a dissolution of marriage case along with examination of an expert.

You will role-play and practice your technique while the faculty members give you individual attention and feedback. There will also be time for discussion and instruction from some of the most knowledgeable family law judges and litigators in Colorado!

**TRIAL PRACTICUM** Submitted for 4 General CLE Credits

**The Trial Practicum is LIMITED TO 48 PARTICIPANTS!**  
THE PRACTICUM SOLD OUT EARLY LAST YEAR, SO REGISTER TODAY!

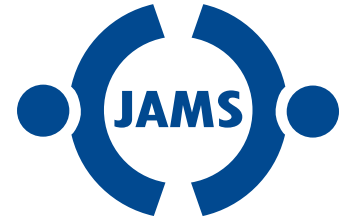
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## TRIAL PRACTICUM AGENDA – THURSDAY, AUGUST 16, 2018

- 1:00 - 1:10 pm Opening Remarks  
*Robin Beattie, Esq., Polidori, Franklin, Monahan & Beattie, L.L.C., Chair, Rebecca Alexander, Esq., Sherman & Howard L.L.C., Co-Chair, and the Honorable Ryan Loewer, 1st Judicial District Magistrate, Co-Chair*
- 
- 1:10 - 2:45 pm **Lecture and Interactive Exercises**
- 
- 2:45 - 3:05 pm Networking Break – **Please Visit Your Sponsors!**
- 
- 3:05 - 4:45 pm **Lecture and Interactive Exercises**
- 
- 4:45 - 5:00 pm Closing Remarks
- 
- 6:00 - 7:30 pm **Welcome Reception – Open to All Practicum AND FLI Attendees! – Sponsored by Harper Hofer & Associates**

## ANNUAL FAMILY LAW INSTITUTE AGENDA – FRIDAY, AUGUST 17, 2018

- 7:15 am Registration
- 
- 8:00 am Welcoming Remarks  
*Robin Beattie, Esq., Family Law Institute Chair, and Heidi Ray, Esq., Assistant Executive Director, Colorado Bar Association CLE*
- 
- 8:05 - 9:30 am **Breakfast with Paula Kohut and Bob Barret: Advancing Cultural Effectiveness for 21st Century Practitioners - an LGBTQ Perspective – Sponsored by JAMS**  
**1.7 CLE CREDITS**
- Given the increasing diversity of both clients and their familial relationships, substantive and cultural effectiveness in the practice of law is becoming essential for lawyers, particularly family law practitioners. Whether in private practice, legal aid or public service, cultural competence with diverse populations is important to effective representation. Bob Barret and Paula Kohut will discuss diversity, implicit bias, and cultural effectiveness from a perspective of personal and professional experiences as members of the LGBTQ community. Substantive resources for the practitioner will be provided.  
*Paula Kohut, Esq., and Bob Barret, PhD., Professor Emeritus*
- 
- 9:30 - 10:40 am **Oops, Your Implicit Bias is Showing**  
**1.4 CLE CREDITS**
- While explicit bias in the court system is unlikely to explain, in total, unjust negative outcomes for minority litigants, implicit bias offers a more prevalent and complex explanation. This program will explore the neuroscience of decision making and how unconscious or implicit bias is intimately integrated into our daily decision making. While the national trends are a result of compounding social and institutional issues, attorneys representing parties, in particular, have an obligation to ensure their representation and decision making is free from blind spots.  
Presentation Learning Objectives/Goals:
- Define implicit bias;
  - Learn the neuroscience of decision making and the potential impact of implicit bias; and
  - Discuss through personal experience and case studies how implicit bias shows up in everyday decision making, both professional and personal, and how to address the ethical considerations when examining implicit bias in practice.
- Brendiy Rice, Colorado State Problem Solving Court Coordinator, State Court Administrator's Office*
- 
- 10:40 - 10:50 am Networking Break – **Please Visit Your Sponsors!**
- 
- 10:50 am - 12:00 pm **Come Play Family Feud Ethics!**  
**1.4 CLE CREDITS**  
**INCLUDING**  
**1.4 ETHICS CREDITS**
- Come play the Feud and explore the ethical issues facing attorneys representing parties in actions for dissolution of marriage or allocation of parental responsibilities. Rules 2.1, 3.4, 3.3, 3.1, 3.2, and 1.15 will be discussed. Audience participation included!  
Over 100 attorneys surveyed say do not miss this session!  
*Chris Radeff, Esq., and Mark Chapleau, Esq.*
- 
- 12:00 - 12:15 pm Pick up Box Lunches

**Session 1**

12:15 - 1:05 pm

**When the Bough Breaks; Strained Parent-Child Relationships in High-Conflict Divorce**

*Kathleen McNamara, PhD, and Kimberly Utesch, Esq.*

**1 CLE CREDIT**

**Session 2**

12:15 - 1:05 pm

**A Lawyer, a Judge and an Ethics Expert Walk into a Bar: Meritorious Claims, Terminating Representation, and Clients with Diminished Capacity**

*Lynne Weitzel, Esq., Honorable Ed Moss, and Honorable Frederick Martinez*

**1 CLE CREDIT, INCLUDING 1 ETHICS CREDIT**

**Session 3**

12:15 - 1:05 pm

**WTF – Is That for Real? Quirks in Statutes and Case Law**

*William (Bill) Vincent, CPA, Eric Six, CPA, and Jordan Fox, Esq.*

**1 CLE CREDIT**

**Session 4**

1:10 - 2:00 pm

**Mental Health Issues in Family Law: DSM for Dummies**

*Kevin Albert, Psy.D.*

**1 CLE CREDIT**

**Session 5**

1:10 - 2:00 pm

**Neutrality, Confidentiality and Boundaries in Mediation: Best Practices for Mediators**

*Terri Harrington, Esq., and Elizabeth Henson, Esq., Attorney/Mediator*

**1 CLE CREDIT**

**Session 6**

1:10 - 2:00 pm

**New Tax Laws and Their Impact Upon Family Law Issues**

*Preston Hofer, CPA, and Nathan Bucar, Esq.*

**1 CLE CREDIT**

**Session 7**

2:05 - 2:55 pm

**Representing Traumatized Victims: Another World of Competence. Are You Equipped?**

*Maria-Vittoria Carminati, Esq.*

**1 CLE CREDIT**

**Session 8**

2:05 - 2:55 pm

**Deal or No Deal: When is a Settlement Agreement Final and Enforceable or Contingent and Unenforceable?**

*Joe Pickard, Esq., John Tatlock, Esq., and Rhonda White-Mitchell, Esq.*

**1 CLE CREDIT**

**Session 9**

2:05 - 2:55 pm

**Divorcing After Retirement**

*Halleh Omid, Esq., and Kathleen Hogan, Esq.*

**1 CLE CREDIT**

2:55 - 3:15 pm Networking Break – **Please Visit Your Sponsors!**

**Session 10**

3:15 - 4:05 pm

**In Case of Emergency ... File a Motion to Restrict Parenting Time Under 14-10-29**

*Hannah Westmont, Esq., Natalie Simpson, Esq., and the Honorable Kelley Southerland*

**1 CLE CREDIT**

**Session 11**

3:15 - 4:05 pm

**All Fundamental Liberty Interests are Equal, But Some are More Equal Than Others**

*Steven Epstein, Esq., and Ann Gushurst, Esq.*

**1 CLE CREDIT**

**Session 12**

3:15 - 4:05 pm

**Ethics and Other Things You Need to Know About Dividing Military Retirement Benefits: Applying New Federal Law**

*Bill Carew, Esq.*

**1 CLE CREDIT, INCLUDING 1 ETHICS CREDIT**

**Session 13**

4:10 - 5:00 pm

**Domestic Violence – The Intersection Between Criminal and Domestic Law**

*Mechelle Faulk, Esq., and Rajesh Kukreja, Esq.*

**1 CLE CREDIT**

**Session 14**

4:10 - 5:00 pm

**You Say Colorado, I Say Kentucky ... Unraveling UIFSA, the UCCJEA & the UPA**

*Honorable Angela Arkin (ret.), and Rebecca Goldmanis, Esq.*

**1 CLE CREDIT**

**Session 15**

4:10 - 5:00 pm

**Assisted Reproductive Technology Law**

*Laura Koupal, Esq.*

**1 CLE CREDIT**

5:00 pm Adjourn

5:00 - 6:30 pm **Annual Wine Tasting Reception – Sponsored by BNY Mellon Wealth Management**

*continued >*

7:45 - 8:35 am **YOGA!**

*"Yoga Danny" has been teaching gentle, non-stressful yoga for 35 years to all types of people from professional athletes to senior citizens. Everyone is welcome!*

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8:00 am Registration Open. **Enjoy Breakfast and Please Visit Your Sponsors!**

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8:40 am Welcome Back / Announcements

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8:45 - 9:45 am **Case Law Update**

**1.2 CLE CREDITS** *Presented by Ronald Litvak, Esq., and Timothy R. J. Mehrtens, Esq.*

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9:45 - 10:45 am **Maintenance: The Good, the Bad and the Taxes**

**1.2 CLE CREDITS**

A Judicial Panel Presentation

- *Honorable Paul Dunkelman*
- *Honorable Gary Kramer*
- *Honorable Michal Lord-Blegen*
- *Honorable Bonnie McLean*
- *Honorable Christopher Seldin*
- *Honorable Laura Tighe*

*Moderators: April Jones, Esq., and Kristi Wells, Esq.*

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10:45 - 11:00 am Networking Break – **Please Visit Your Sponsors!**

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11:00 am - 12:00 pm **LIGHTNING ROUNDS**

**1.2 CLE CREDITS**

■ **Financial Forensics**

*Dianne Van Voorhees, Esq., and Joe Dickerson, CFE, CFI, CEO*

■ **CRCP 98(f) and Hagen v. Farmers Ins. Exchange**

*Heather Strack, Esq.*

■ **Same Sex Marriage**

*Richard Rotole, Esq.*

■ **CFI and Alcohol Evaluators**

*Julia Purchase, Esq., and Lorraine Bockman, LCSW*

■ **Naming Rights**

*Emma Palley, Esq., and Lisa Frigo, Esq.*

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12:00 - 1:30 pm Lunch on Your Own

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1:30 - 5:00 pm **Cross Examination with Larry Pozner**

*Includes 15-minute  
break at 3:00 pm*

**4 CLE CREDITS**

Reduce anxiety by learning to cross examine witnesses from a master! The "Chapter Method" of Cross Examination will help you use your trial preparation time more effectively and streamline your presentation of witnesses at hearings of every level.

*Pozner on Cross* is one of America's most popular CLEs. This innovative program demonstrates the advanced methods of cross and the science behind them. Mr. Pozner will discuss the modern techniques of cross examination in detail with examples, accompanied by an extensive handout drawn from the all-time bestselling book on cross: *Cross-Examination Science and Techniques*, newly released in its 3rd edition (Pozner and Dodd, LexisNexis). *Pozner on Cross* has been presented in 48 states, throughout Canada, and recently in Brazil.

Learn the following techniques:

■ **The Mentality of Advanced Cross**

- Making Cross the center of our case
- Dominating the flow of facts
- Our role as storyteller
- Using witness anxiety to compel honest answers

1:30 - 5:00 pm

*continued*

■ **The Science of Constructive Cross-Examination**

- Using cross to prove our case
- Lowering the burdens on our witnesses
- Linking our theme to common experiences

■ **The Teaching Power of Leading Questions**

- Forming questions to achieve control
- Training witnesses to say "yes"
- Becoming the teacher of the case

■ **Controlling Witnesses One Fact at a Time**

- Shaping judges' perceptions of the facts
- Using simplicity to block escape
- Confronting the evasive question

■ **Goal-Oriented Questioning Sequences**

- Structures designed to keep the witness honest
- Setting up punishing impeachments
- Minimizing risk in difficult areas

■ **The Chapter Method Cross-Examination**

- Breaking cases into understandable stories
- Recognizing events valuable for cross-examination
- Effect of Chapter Method on the opponent's case

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5:00 pm Closing Remarks and Adjourn

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Thank You  
For Attending  
**The Annual  
Family Law  
Institute!**

Please fill out your evaluations and mark your  
calendars for the 2019 Annual Family Law Institute  
**AUGUST 15-17, 2019**

**WE WILL SEE YOU BACK IN VAIL!**

## 2018 ANNUAL FAMILY LAW INSTITUTE FACULTY

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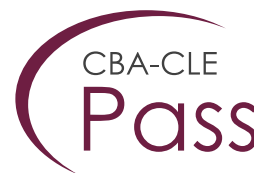
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## 2018 ANNUAL FAMILY LAW INSTITUTE HEADQUARTERS

### Vail Marriott Mountain Resort

715 West Lionshead Circle  
Vail, CO 81657  
(970) 476-4444

No matter the season, there is no place on earth like Vail. The Vail Valley provides the perfect backdrop to whatever activity you have in mind. Whether it's hiking, golfing, bicycling, shopping, or dining at a world-class restaurant, the Vail Marriott is your headquarters for planning a perfect mountain getaway.

***Rooms are being held for guests of the Family Law Institute until August 5, 2018.***

#### ROOM RATES:

Single/Double Occupancy Rates begin at \$189 plus applicable taxes.

To reserve your room online, please go to:

<https://book.passkey.com/go/FamilyLaw2018>

Rates will be available 3 days prior to and 3 days after the Event Dates, subject to availability.

#### PARKING:

Valet parking at the Vail Marriott is available to all attendees at \$20 per 24-hour period. Other parking structures in Vail are now \$25 for overnight parking.

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### THE BARBARA C. QUADE FAMILY LAW SCHOLARSHIP:

The Family Law Section of the Colorado Bar Association is offering six full scholarships for eligible attendees, chosen via a drawing. If you are interested and qualify, please complete the following and return your completed registration form to CBA-CLE:

Name \_\_\_\_\_

Phone (        ) \_\_\_\_\_

E-Mail Address \_\_\_\_\_


Street Address \_\_\_\_\_

City / State / Zip \_\_\_\_\_


- |                              |                             |  |
|------------------------------|-----------------------------|--|
| <input type="checkbox"/> YES | <input type="checkbox"/> NO | I am a licensed attorney with less than 7 years in practice (with an emphasis in family law).  |
| <input type="checkbox"/> YES | <input type="checkbox"/> NO | I currently earn less than \$40,000 per year.  |
| <input type="checkbox"/> YES | <input type="checkbox"/> NO | I am personally responsible for paying for the FLI (meaning a firm, employer, or other entity does not pay for same for your benefit). |
| <input type="checkbox"/> YES | <input type="checkbox"/> NO | I work in the metro area.  |
| <input type="checkbox"/> YES | <input type="checkbox"/> NO | I do NOT work in the Denver metro area.  |

The deadline for submission is June 30, 2018. Please note that the scholarship does not cover all costs associated with the Institute (such as lodging, meals outside of the conference, and transportation). If selected as the winner, you will be notified and the Family Law Section will reimburse you for the registration fee. **QUESTIONS: Contact Melissa Nicoletti at [melissan@cobar.org](mailto:melissan@cobar.org).**

# 2018 ANNUAL FAMILY LAW INSTITUTE • AUGUST 16-18, 2018 • VAIL MARRIOTT RESORT

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 **Or MAIL form to ...**  
**CBA-CLE, 1900 Grant St.,**  
**Suite 300, Denver, CO 80203-4303**

 **Or Register ONLINE...**  
when using VISA, MasterCard or AmEx.  
**Go to: <http://www.familylawinstitute.org>**

## STEP 1 - PRE-CONFERENCE TRIAL PRACTICUM

*(Skip this step if you do not wish to register for the Practicum)*

**Practicum tuition includes** includes course materials, admission to the Practicum, and admission to the Thursday Welcome Reception.

**PRE-CONFERENCE TRIAL PRACTICUM TUITION:** (FL081618L)

- CLE ELITE PASS HOLDER:** .....\$50
- New Lawyer Edge Partner:** .....\$54.50
- CBA Family Law Section Member: .....\$79
- CBA Juvenile Law Section Members: .....\$79
- CBA Member:.....\$109
- Non-Member: .....\$139

## STEP 2 - FAMILY LAW INSTITUTE

**Institute tuition includes** course materials, admission to the entire program, admission to the Thursday Welcome Reception, and the Friday Wine Tasting.

**ANNUAL FAMILY LAW INSTITUTE TUITION:** (FL081718L)

- New Lawyer Edge Partner:** .....\$219.50
- CLE ELITE PASS HOLDER:** .....\$229
- CLE BASIC PASS HOLDER:** .....\$249
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- CBA Juvenile Law Section Members: .....\$379
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- MDIC, MAC, or COAFCC Member:.....\$439
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All attendees will receive the course materials digitally via email. If you wish to receive the **printed book**, please select this option on the registration form.

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If you are a new attorney in your first 5 years of practice, you should be a New Lawyer Edge Partner! For more details go to: <http://cle.cobar.org/NewLawyerEdge>.

## STEP 3 - COURSE MATERIALS *(Please select one)*

- Digital Download (PDF)** (via EMAIL sent approx. 24-48 hrs. prior to the seminar)
- Printed Book** (pickup at seminar)

## STEP 4 - INSTITUTE TRACK SELECTION

Please select the sessions you plan to attend. Your selections will help us plan the appropriate seating capacity for each Track.

- 12:15 - 1:05 PM..... SESSION 1 ..... SESSION 2..... SESSION 3
- 1:10 - 2:00 PM..... SESSION 4 ..... SESSION 5..... SESSION 6
- 2:05 - 2:55 PM..... SESSION 7 ..... SESSION 8..... SESSION 9
- 3:15 - 4:05 PM..... SESSION 10 ..... SESSION 11 ..... SESSION 12
- 4:10 - 5:00 PM..... SESSION 13 ..... SESSION 14..... SESSION 15

## STEP 5 - SOCIAL EVENTS

Thursday Welcome Reception - Complimentary for Pre-Conference Trial Practicum attendees, all Institute attendees and their guests. Please let us know if you plan to join us!

### THURSDAY WELCOME RECEPTION

- YES** - I am attending                       **NO** - I will not attend
- YES** - I am bringing a guest               **NO** - I am not bringing a guest

FRIDAY WINE TASTING RECEPTION - Complimentary for all Institute attendees and their guests. Please let us know if you plan to join us!

- YES** - I am attending                       **NO** - I will not attend
- YES** - I am bringing a guest (s)               **NO** - I am not bringing a guest

**LIVE PROGRAM ORDER FORM TOTAL \$ \_\_\_\_\_**

## HOMESTUDY ORDER FORM

To receive full CLE credit, you must purchase both the course materials AND the recorded seminar.

### COURSE MATERIALS AND RECORDED SEMINAR:\*

- Non-Member: \$899                       CBA Member: \$769

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  - Recorded Program on CD-Rom and Paper Course Materials (FL081718D)
  - MP3 - Online Recorded Program and Downloadable Course Materials (FL081718J)  
(Available online only – instructions will be emailed to you after purchase)
- \*Institute home study materials include ALL tracks from the Institute. Homestudy submitted for 27 General CLE Credits, including 3.4 Ethics Credits.

### COURSE MATERIALS ONLY (FL081718C):

- Non-member: \$259                       CBA Members: \$199

NOTE: Shipping & handling only applies to orders you receive via mail. Materials will be mailed to you approximately 2 weeks after live program.

Price \$	
Shipping & Handling \$	11.95
Subtotal \$	
Applicable Sales Tax (7.62% Denver, 4% RTD and 2.9% rest of Colo.) \$	

**HOMESTUDY ORDER FORM TOTAL \$ \_\_\_\_\_**

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### PAYMENT METHOD:

- Check made payable to CBA-CLE

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All registrations must include a check or charge card information. Mail to CBA-CLE, 1900 Grant St., Suite 300, Denver, Colorado 80203-4303. You may register by phone or fax when using Visa, MasterCard or AmEx. Phone 303-860-0608 • Fax 303-860-0624

**CANCELLATIONS:** If you are unable to attend the Institute, please notify CBA-CLE by August 9, 2018, and we will gladly refund your tuition in full. Tuition for cancellations after August 9 will be refunded less a \$100 cancellation fee OR you may send someone in your place. *Regrettably live tuition is not eligible for transfer to the homestudy product.*

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