**25th ANNUAL NUTS & BOLTS OF FAMILY LAW**

**4 CLE (.5 Ethics) TBA**

**Presented by:**

**DCBA Family Court Committee & Dade Legal Aid/Put Something Back**

Date: November 28, 2017 8:30 a.m. - 1:00 p.m.

Moderators: Marie Abigail Davidson, co-chair DCBA Family Court Committee

Raul Perez-Ceballos, co-chair DCBA Family Court Committee

Where: 11th Floor Conference Room

175 NW 1st Avenue

Miami, FL 33128

8:30 - 9:00 a.m. **Registration & Welcome** - Marie Davidson & Raul Perez-Ceballos

Join the DCBA Family Court Committee meetings on the 1st Wednesday of each month from Noon – 1:00 pm 2nd Floor of DCBA Bldg, 123 NW 1 Ave., next door to Family Courthouse.

9:00 - 9:30 a.m**. Relocation** – Honorable Scott Bernstein, Honorable David Young

9:30 – 10:00 am  **Intro to Divorce & Hot Topics** **in Prenups** - Michelle M. Gervais of Blank, Rome, L.L.P. Introduction to divorce and the why, when & how of prenuptials and wealth planning issues.

10:00 - 10:30 a.m. **Equitable Distribution** – Denise Martinez-Scanziani

Timing; Marital v. Nonmarital; Pleading Unequal Distribution; Passive/Active Appreciation of Assets; Tax Considerations ex. Equity in Home v. Retirement monies; Home - (purchased before, during, inherited); Inter-spousal v. 3rd person gifts.

10:30 - 11:00 a.m. **Alimony** - Karim Batista

How to plead & prove, how much & how long to request; Don’t forget older spouse’s Social Security “spousal benefits” if married more than 10 years.

11:00 – 11:05 a.m. **5 minute break**

11:05 - 12:00 p.m**. Child Support & Timesharing** - Raul Perez-Ceballos

How to calculate child support; what to do if one party is under or unemployed; Timesharing charts.

12:00 - 12:30 p.m. **Evidence**, **Objections & Fees**– Marie Davidson

When & How to make Objections; How to put Exhibits into Evidence without Objections, phone records, etc.; Preparation of Final Judgment before trial; Business Records Custodian testimony (live v. deposition v. Affidavit of Records Custodian); Testimony by phone or internet and Rule (12.451); Notice of Use of Summaries. Retaining Liens; Charging Liens; Pleadings & Proof; Prevailing Party & Stat. fee; Homestead exception/*Lis Pendens;* getting fees from Real Estate, Retirement; 2015 Rule 4-1.5 changes.

12:30 - 1:00 p.m. **Ethics of Divorce** – Brian Tannenbaum

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