ABA SECTION OF FAMILY LAW
2019 FALL CLE CONFERENCE

FAIRMONT AUSTIN
Austin, Texas
September 25-28, 2019
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CONFERENCE SPONSORS
The following companies have made the special rates for the conference and social events possible:

Corporate Sponsors:

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Wednesday, September 25, 2019

8:30am-4:30pm
Family Advocate Editorial Board Meeting
Violet (4th Floor)

2:00-3:00pm
Finance Committee Meeting
Foxglove (4th Floor)

3:00-5:00pm
Officers’ Meeting
Foxglove (4th Floor)

3:30-6:30pm
Registration
Palm Park Foyer (7th Floor)

5:00-6:30pm
Welcome Reception (Sponsored in part by ART Risk)
Park View (7th Floor)
Come mingle with your fellow conference attendees and enjoy cocktails and light hors d’oeuvres as the Section offers you a warm welcome to our Fall conference! Please sign up when you register.

A NOTE ON GUEST ATTENDANCE: Only registered guests (including children) may accompany an attendee to this reception. Please purchase a guest badge for those you wish to attend with you.

Thursday, September 26, 2019

7:30am-1:00pm
Registration
Palm Park Foyer (7th Floor)

7:30-9:30am
Breakfast
Palm Park Foyer/Palm Court (7th Floor)

7:30-8:30am
Newcomers’ Breakfast
Palm Park B (7th Floor)
Is this your first or second time attending a Family Law Section conference? Or, have you returned after a long hiatus from Section conferences? If so, start your morning by joining some of our Section’s current and former leaders for breakfast. You’ll have an opportunity to learn more about the conference and our Section! Please sign up when you register.

A NOTE ON GUEST ATTENDANCE: Only registered guests (including children) may accompany an attendee to this breakfast. Please purchase a guest badge for those you wish to attend with you.

8:00-9:00am
Bylaws & Policy Committee Meeting
Foxglove (4th Floor)

8:45-10:45am
PLENARY CLE SESSIONS
In It to Win It! Litigation Skills to Optimize Your Success in Child Custody Trials
Palm Park A (7th Floor)
Join our panel for a practical, 360-degree view of the ideal child custody trial. You will collect secrets, tips, and tricks from the bench, a psychologist, and experienced and aspiring attorneys as you learn what to do, what not to do, and how to make the process as smooth and effective as possible while keeping the child’s best interest in mind.

Moderator:
Kelli Byers Hooper, Esq., Fayetteville, GA

Speakers:
Kumudha Kumarachandran, Esq., Baltimore, MD
Hon. John B. McMaster, Georgetown, TX
Steven P. Shewmaker, Esq., Atlanta, GA
Adrienne N. Tinder, Ph.D., Houston, TX
**ART** No-Account Crazy Contract Provisions

Park View B (7th Floor)

Just when you think you’ve seen it all, you’ll find out you haven’t. Experienced ART attorneys will explore more crazy contract provisions than you can shake a stick at and discuss how to handle them.

Moderator:
Dominic A. Farole, Esq., Orefield, PA

Speakers:
Michelle A. Keeyes, Esq., La Mesa, CA
Gregory S. Masler, Esq., Irvine, CA
Keely A. Seaverson, Esq., Maple Grove, MN

Related Title(s):

9:00-10:00am
Section Fellows Meeting
Firewheel (4th Floor)

9:30am-1:00pm
Hospitality
Palm Park Foyer (7th Floor)

11:00am-12:00pm
SIMULTANEOUS CLE SESSIONS

Litigating Custody on a Shoestring Budget: Winning Custody Without Losing an Arm and a Leg

Palm Park A (7th Floor)

Practitioners experienced in representing low-income clients will share their best tips, tricks, and techniques on how to achieve the client’s desired outcome on a limited or zero budget.

Moderator:
Maleaha Brown, Esq., Los Angeles, CA

Speakers:
Samuel E. Thomas, Esq., Athens, GA
Sarah M. White, Esq., Atlanta, GA

Legal Marketing and Ethics in the Digital Age

Park View A (7th Floor)

Advertising in the era of social media is easier and more far-reaching than ever, but marketing your legal practice is more complicated than simply buying a Facebook ad. Our panelists will discuss the ethical considerations implicit in legal marketing, with a focus on how those things are changing in the digital age.

Speakers:
Denise M. Quinterri, Esq., Austin, TX
Suzanne Raggio Westerheim, Esq., Dallas, TX
**ART** Practitioner to Ground Control: Where Do We Go from Here?

*Park View B (7th Floor)*

Recent technological developments allow us to manipulate cells in dramatic ways. New interventions such as MRT and CRISPR hold the promise of preventing debilitating genetic conditions but also raise important questions. IVG could revolutionize human reproduction but must be examined carefully. This panel will discuss the state of the science and its potential impact on the law with new and emerging ART techniques.

**Moderator:**
Rachel Loftspring, Esq., Cincinnati, OH

**Speakers:**
Brandon J. Bankowski, MD, MPH, Portland, OR
Bruce Hale, Esq., Newton Center, MA

12:15-1:15pm

**CLE SESSION**

*This session has been produced by our corporate sponsor, LawPay*

*Operating the Successful Family Law Practice*

*Palm Park A (7th Floor)*

Claude Ducloux reveals the strategies which result in ethical practice, including handling the stress of divorce with problem-solving; interviewing skills and establishing realistic goals; modern provisions for lawyer contracts; 5 most common problems; best practices for billing; use of trust accounts; as well as settlement psychology and the ongoing need for vibrant communication.

**Speaker:**
Claude E. Ducloux, Esq., Austin, TX

12:15-1:15pm

*Member Benefit Development Committee Meeting*

*Firewheel (4th Floor)*

12:15-1:15pm

*ART Committee Meeting*

*Park View B (7th Floor)*

1:30-4:30pm

**Council Meeting**

*Park View A (7th Floor)*

Stop by this meeting to learn more about current Section activities and projects—all are welcome!
8:45-10:45am
PLENARY CLE SESSIONS
Interactive Evidence
Palm Park A (7th Floor)
An interactive learning process where virtual courtroom scenarios are presented, with evidentiary objections made, and the attendees vote and discuss whether to overrule or sustain objection, with the ruling and relevant law then provided.

Speakers:
Stephen Gassman, Esq., Garden City, NY
Hon. Debra H. Lehrmann, Austin, TX

Related Title(s):

**ART** International ART Update from Canada, France, and England
Park View B (7th Floor)
This panel will provide key updates in the field of ART from England, France, and Canada and the progress of international initiatives relative to ART.

Moderator:
Colin Rogerson, Solicitor Advocate, London, United Kingdom

Speakers:
Sara R. Cohen, LLB, Toronto, Ontario, Canada
Fabien Guillaume Joly, Avocat, Paris, France
Andrew Powell, Barrister, London, United Kingdom

9:00-10:00am
Sponsorship Committee Meeting
Violet (4th Floor)

11:00am-12:00pm
SIMULTANEOUS CLE SESSIONS
DIY Lifestyle Analysis: Generate, Support, & Attack Monthly Expenses When You Can’t Afford an Expert
Palm Park A (7th Floor)
Many cases need a lifestyle analysis for support litigation, but not all clients can afford them. Learn how the attorney can gather and present evidence to support (or attack) monthly expenses in court, using a combination of technology and simple math. Get practical tips on presenting valid calculations, generating estimates vs. final numbers, and how to deal with numbers that change while the case is pending.

Moderator:
Gerald L. Shoemaker, Esq., Philadelphia, PA

Speakers:
Tracy L. Coenen, CPA, CFF, Milwaukee, WI
Hon. Mike Kelly, Esq., Charleston, WV

Related Title(s):

Thumb on the Scale: How Implicit Bias Threatens Justice in Family Law
Palm Park B (7th Floor)
This interactive CLE will present scenarios based on case studies to identify what implicit bias means and how it may manifest itself in the courtroom and in client representation. Through interactive scenarios we will learn to recognize behaviors that suggest differential treatment or bias and develop techniques to help disrupt these biases and prevent them from interfering with just outcomes.

Moderator:
Lori A. Colbert, Esq., Anchorage, AK

Speakers:
Stacy M. Allen, Esq., Houston, TX
Hon. Bernice B. Donald, Memphis, TN
Mediation Toolbox: Practical Tools & Techniques to Streamline & Improve the Mediation Process to Achieve Positive Results and Successful Settlements
Park View A (7th Floor)
Both mediators and practitioners will benefit from this session’s take-away checklists and templates for the mediation process. From choosing the right mediator for the case to achieving a signed agreement, our panelists will share tips and techniques you can use in your practice. Practical steps mediators can take to enhance the success of their mediations will also be discussed.

Moderator:
Shannon W. Farr, CPA, ABV, CFF, Chattanooga, TN

Speakers:
Jan K. Keefer, Esq., Indianapolis, IN
Chaim Steinberger, Esq., New York, NY

Related Title(s):
Mastering Crucial Moments in Separation and Divorce: A Multidisciplinary Guide to Excellence in Practice and Outcome, by: Kate Scharff & Lisa R. Herrick

**ART** Labor Pains: Is Bigger Always Better? FMLA Benefits, Disability & Social Security Implications
Park View B (7th Floor)
The discussion will focus on the relevant federal statutes, how these statutes apply to a surrogate pregnancy/delivery and how these benefits can be used to assist your clients. The presenters will also evaluate contract provisions related to these issues and discuss creative ways to craft effective responses and provide guidance to your clients who encounter employer discrimination in surrogacy arrangements.

Moderator:
Christine Pham, Esq., San Francisco, CA

Speakers:
Michele L. Jackson, Esq., Carmel, IN
Karen D. Smith, Esq., Houston, TX

**Schedule of Events**

1:30-2:30pm
SoulCycle Service Project
SoulCycle Downtown Austin
401 Congress Avenue, Austin, TX 78701
Join us for 45-minutes of fun as you ride to support our newly created Program Support Fund, which benefits our Section Fellows, Howard C. Schwab Essay Contest, and Jean Crowe Pro Bono Award. All participants are encouraged to set a goal on our donation page and have colleagues sponsor your ride. Compete against your fellow riders to see who can get the most donations! Light refreshments will be available after the ride.

If you are unable to ride, we encourage you to support your colleagues by donating to their pages.

**Ticket Price:** $30 (includes shoes and water)

Advance ticket purchase is required. Space is limited

Please Note:
1. You must arrive 15-30 minutes prior to the class start time to check-in. Our class starts at 1:30pm.
2. You must be 18 or older to participate in the ride.

7:00-10:00pm
Friday Night Event (Sponsored in part by Wilmington Trust)
Cooper’s Old Time Pit Bar-B-Que
217 Congress Ave, Austin, TX 78701
Join the Section for a night of drinks, delicious barbeque, and live music. After dinner get your best poker face ready as you try your hand at Texas Hold ‘Em. Don’t know how to play? Don’t worry! Attendants will be available to teach you. It is sure to be an unforgettable evening you won’t want to miss!

**Advance Ticket Price:** $175
**On-Site Ticket Price:** $275

All event attendees must have a ticket.

Saturday, September 28, 2019

7:30am-12:30pm
Registration
Palm Park Foyer (7th Floor)

7:30-9:30am
Breakfast
Palm Park Foyer/Palm Court (7th Floor)
7:30-8:30am
Committee Meetings
Palm Park B (7th Floor)
Committee meetings are open to all Family Law Section members and allow you to learn more about specific practice areas and committee activities. They are also great for meeting other conference attendees. The following committees will meet this morning:

- Communications
- Military Law
- Special Circumstances (Subcommittees: Domestic Violence, Modest Means, Special Needs Families, & Vulnerable Adults)
- Trial Practice & Techniques
- Young Lawyers

8:00-9:00am
Meeting of Past Chairs and Current Officers
Firewheel (4th Floor)

8:00am-12:00pm
Family Law Quarterly Editorial Board Meeting
Foxglove (4th Floor)

8:00am-12:00pm
Publications Development Board Meeting
Bluebonnet (4th Floor)

8:45-10:45am
PLENARY CLE SESSIONS
Trial Technology: Tricks of the Trade
Palm Park A (7th Floor)
As Family Courts evolve from boxes to bytes, lawyers are learning to use technology to enhance the trial experience. Join us for a panel discussion on the ways technology can enhance (and sometimes detract) from your preparation for and presentation at trial. The panel will discuss apps, hardware, software, and common sense, and will provide live demonstrations on how to put that technology to work, and how to handle the dreaded technical difficulties.

Moderator:
Steven K. Yoda, Esq., Woodland Hills, CA

Speakers:
Jonathan W. Lounsberry, Esq., Spartanburg, SC
Aaron M. Reimer, Esq., Houston, TX
Kara M. Swasey, Esq., Wilmington, DE

Related Title(s):
Becoming the Tech-Savvy Family Lawyer, by: Daniel J. Berlin & Melissa A. Kucinski

**ART** Beyond the Grave
Park View B (7th Floor)
This will address the international complications involved in assisted reproduction when an intended parent or parents become incapacitated or die prior to the child’s birth or return to the home country. It will also explore taxation issues that arise out of a child born in the United States and the various applicable treaties that may apply to a child born in the US to intended parents of other countries.

Moderator:
Steven W. Lazarus, Esq., Marina Del Rey, CA

Speakers:
Béatrice de Chaignon, Avocate, Paris, France
Gui-Ying Guo, Esq., Beijing, People’s Republic of China
Deena Iqbal, TEP, London, United Kingdom
Cara M. Koss, Esq., Washington, D.C.

9:30am-12:00pm
Hospitality
Palm Park Foyer (7th Floor)

11:00am-12:00pm
SIMULTANEOUS CLE SESSIONS
How the 2017 Tax Act Affects Your Practice and How You Practice
Palm Park A (7th Floor)
This course will take you through the major changes in the tax law that have hit family lawyers – both in their use of the laws in how they help clients and in their own practice. We will provide practice tips on dealing with the current changes, the areas that are vague, and potential future changes.

Moderator:
Tracy Miller, MBA, Esq., Columbia, MD

Speakers:
Elizabeth Garrett, JD, CPA, CVA, Atlanta, GA
Donna M. Pironti, CPA, MSA, CFF, Wayne, PA

Related Title(s):
“I Know Where You Have Been:” Exploring the Right to Privacy in Family Law Matters
Palm Park B (7th Floor)
With the continued changes in today’s digital world, this program will explore whether clients should have an expectation of privacy and protection in their use of various forms of technology. In particular, we will explore privacy expectations with cell phones, computers, cloud-based data, GPS tracking, and smart speakers.

Moderator:
Benjamin Schenker, Esq., Washington, DC

Speakers:
Candace B. Peeples, Esq., Birmingham, AL
Kelly E. Riddle, San Antonio, TX

**Related Title(s):**
Electronic Evidence for Family Law Attorneys, Seventh Edition, by:
Timothy J. Conlon & Aaron Hughes

Tools for the Journey: Skills and Strategies for Managing Stress and Compassion Fatigue for a Successful and Healthy Career
Park View A (7th Floor)
Let’s create career longevity and learn to enjoy life during and after the practice of law. Participants will learn the lasting effects that stress can have on our bodies and how this affects our quality of life. Participants will be taught how to identify and manage stressful situations as they are approaching, rather than trying to figure out how to manage them in the moment. We will discuss balance and boundaries, as well as coping strategies appropriate for home and work situations to maintain a work/life balance.

Moderator:
Laura S. Hayes, Esq., Dallas, TX

Speakers:
Jenny Gomez, MS, LPC-S, Plano, TX
Nikki Maples, Esq., Austin, TX

**ART** Vital Statistics Reforms, Full-Faith & Credit of Parentage Orders, & Working with Vital Records Across State Lines
Park View B (7th Floor)
Saddle Up! ART law is a rodeo, and all you have to do is stay in the saddle. Keep up with Vital Statistics best practices reforms, learn how full-faith and credit should apply to your parentage orders and learn how best to work with Vital Records offices across state lines.

Moderator:
Brian S. Klein, Esq., San Diego, CA

Speakers:
Molly Mulcahy Crawford, MBA, St. Paul, MN
Lesa Slaughter, Esq., Woodland Hills, CA
GENERAL INFORMATION

ROOM RESERVATIONS & HOTEL INFORMATION
Accommodations will be provided by the Fairmont Austin. The discounted room rate is $269/night (plus applicable fees & taxes). Reservations should be made directly with the hotel by going to ambar.org/fl1909, and clicking on the link to hotel reservations or by calling 888.240.7773 by Tuesday, September 3, 2019, 5:00pm CST. When making your reservations by phone, please be sure to refer to the ABA Section of Family Law 2019 Fall CLE Conference. Discounted rooms are subject to availability, so be sure to make your reservations early!

PLEASE NOTE: In order to make sure all registered attendees are accommodated at our conference hotel, we will request that the hotel cancel your reservation to accommodate other registered attendees if you are not registered for the conference by August 27, 2019.

NEARBY AIRPORTS & TRANSPORTATION
The nearest airport is the Austin-Bergstrom International Airport (AUS). Taxis are available (estimated fare: $25 plus tip). Rideshare services Uber, Lyft, and Wingz are available as well. If you choose to rent a car or drive your own vehicle, overnight self-parking is $32 (plus tax) and valet parking is $45 (plus tax). For those not staying at the hotel, hourly self-parking and valet parking are available. Rates are as follows:

Self-Parking Hourly Rates
3-6 hours: $15 (plus tax)
3-6 hours: $24 (plus tax)

Valet Parking Hourly Rates
0-3 hours: $20 (plus tax)
3-6 hours: $32 (plus tax)

ADVANCE REGISTRATION
Please register online at ambar.org/fl1909. If you need further assistance with the registration process, please call Danielle Pruger at 312.988.5149.

The early bird registration deadline for Family Law Section members is Wednesday, August 21st. All registrations must be made on or before that date to receive the early bird rate, so don’t delay.

All advance registrations must be received by Wednesday, September 11, 2019. After that date, please register on-site.

REGISTRATION FEE INFORMATION
The attendee registration fee includes access to all CLE programs and the downloadable materials prior to the conference. Additionally, your fee covers breakfast each day (Thursday-Saturday) and Wednesday’s Welcome Reception. The guest & child registration fees include breakfast each day (Thursday-Saturday) and Wednesday’s Welcome Reception. Guests are not eligible to attend CLE sessions or receive CLE credit. Any events not listed are ticketed and will be at an additional cost. Please remember: All attendees, including guests & children, will be required to wear a name badge to all events.

CANCELLATION POLICY
To receive a refund, minus a $50 administrative fee, a written request must be received on or before Wednesday, September 11, 2019. No refunds will be issued after that date. Questions about cancellations can be directed to Danielle Pruger at Danielle.Pruger@americanbar.org or 312.988.5149.

TUITION ASSISTANCE
The Section of Family Law offers a limited number of scholarships annually through our Fellowship Program. Attorneys who qualify and are chosen for our program will receive a fellowship slot that includes complimentary registration for 4 conferences. For more information on the program and how to apply, visit: ambar.org/fsfellowship.

DIETARY RESTRICTIONS
If you have any dietary restrictions, please so indicate during registration. We encourage participation by all individuals. If you are a person with a disability, please give us advance notice of any special arrangements you may need so we can best accommodate you. Please contact Danielle Pruger at 312.988.5149 or Danielle.Pruger@americanbar.org as soon as possible but no later than Wednesday, September 11, 2019.

CLE CREDIT
The ABA will seek 10 hours of CLE credit in 60-minute states, and 12 hours of CLE credit for this program in 50-minute states, including 4 hours of CLE specialty credit [2 hours of ethics credit, 1 hour of elimination of bias credit, and 1 hour of wellness credit] in 60-minute states and 4.8 hours of CLE specialty credit in 50-minute states [2.4 hours of ethics credit, 1.2 hours of elimination of bias credit, and 1.2 hours of wellness credit]. Credit hours are estimated and are subject to each state’s approval and credit rounding rules. Please visit the program website at ambar.org/fl1909 for program CLE details or visit www.americanbar.org/mcle for general information on CLE at the ABA.

CLE PROGRAM MATERIALS
Prior to the conference, all advance registrants will receive an email with a link to the CLE program materials. Printed materials will not be provided on-site.

SECTION OF FAMILY LAW BOOKS AVAILABLE
Looking for a book related to one of the CLE sessions at the conference? Refer to your brochure “Schedule of Events.” Look for a book symbol and “Related Title(s)” below the CLE session information.

While at the conference, please visit the Section of Family Law book table to take advantage of special meeting discounts on Family Law publications. Section of Family Law books can also be purchased by phone or online. Visit our Section website and go to the Publications page to click on “Browse Books” for easy ordering!
PHOTOGRAPH/VIDEO/RECORDINGS RELEASE
In order to promote, share and archive American Bar Association (“ABA”) programs, meetings and events (“Events”), photographs, videos and/or recordings may be taken at such Events. By registering for and attending the Events, I consent to be included in the photographs, videos and/or recordings. I hereby irrevocably consent to and grant ABA and its agents, representatives and licensees, all rights to use and publish for promotional and internal purposes in all media, now known or hereafter developed, my name, statements, quotes, biographical data provided by me to ABA, image, likeness or voice, in whole or in part, and to copyright any materials created. I hereby waive any right to inspect, approve, or be compensated for use of any materials incorporating such images and information obtained during the Events. I release ABA and its agents, representatives and licensees from all liabilities arising out of any use of my likeness and information as provided above. I understand and agree that any and all negatives, digital images, and recordings of my likeness, regardless of form, are and shall remain the property of ABA.

Fairmont Austin
101 Red River Street
Austin, Texas 78701
512.600.2000
www.fairmont.com/austin

THINGS TO DO AT AUSTIN

FOOD
Better Half Coffee & Cocktails
www.betterhalfbar.com
Bird Bird Biscuit
www.birdbirdbiscuit.com
Contigo
www.contigotexas.com
Franklin Barbecue
www.franklinbbq.com
Kemuri Tatsu-ya
www.kemuri-tatsuya.com
Odd Duck
www.oddduckaustin.com
The Peached Tortilla
www.thepeachedtortilla.com
Picnik
www.picnikaustin.com
Veracruz All Natural
www.veracruzallnatural.com
Voodoo Doughnut
www.voodoodoughnut.com

TOURS
Looking for a guided Austin experience? Find the tour that’s right for you by contacting one of the companies below:

Austin Detours
www.austindetours.com
Austin Wine Tours
www.winetoursaustintx.com
Live Love Paddle
www.livelovepaddle.com
RYDE
www.rydecompany.com
Twisted Texas Tour
www.twistedtexasour.com
Your Biker Gang
www.yourbikergang.com

HIGHLIGHTS
Barton Springs Municipal Pool
http://www.austintexas.gov/department/barton-springs-pool
Located in Zilker Park, Barton Springs Municipal Pool is the perfect place to soak up some sun and take in the Austin skyline. The pool averages 68-70 degrees year-round.

Congress Bridge Bats
The Congress Avenue Bridge bats is a must-see attraction for Austin visitors. Head out to the Congress Bridge and surrounding area around sunset to watch the nearly 1.5 million Mexican free-tailed bats emerge from under the Congress Avenue Bridge in search of dinner. If you’re looking for a truly memorable experience, check out one of the boat or kayak bat tours.

Lady Bird Johnson Wildflower Center
https://www.wildflower.org
Founded in 1982 by Lady Bird Johnson and Helen Hayes, the University of Texas at Austin Lady Bird Johnson Wildflower Center is committed to the conservation of native plants and was officially designated the State Botanic Garden and Arboretum of Texas in 2017. After exploring the grounds and the more than 900 species of native Texas plants, head over to the Wildflower Café for a refreshing beverage or lunch.

LBJ Presidential Library
www.lbjlibrary.org
The Lyndon Baines Johnson Library and Museum (LBJ Presidential Library) is the presidential library of the 36th President of the United States, Lyndon B. Johnson. It is located on the campus of The University of Texas at Austin. Exhibits include The Legacy Gallery, a look at the impact of LBJ’s presidency; November 22, 1963, the day JFK was assassinated and LBJ became the 36th President of the United States; and Motown: The Sound of Young America.

Texas State Capitol
https://tspb.texas.gov/prop/tc/tc/capitol.html
Designated a National Historic Landmark in 1986, the Texas State Capitol is can’t-miss-Austin-attraction. Specialty, Guided, and Self-Guided tours are available.

Visit the conference website ambar.org/fl1909 for even more information!