Making Family Law Great Again: 2018 Essentials of Family Law with Advocacy Skills Clinic

LIVE and WEBCAST
Thursday–Friday
November 1–2, 2018
North Carolina Bar Center
8000 Weston Parkway
Cary

REGISTER TODAY!
Save 10% if registration is received by October 11, 2018.
www.tinyurl.com/CLE688BFL
Successful family lawyers must be knowledgeable about a wide variety of legal issues beyond the “basic” family law claims for equitable distribution, child and spousal support, and child custody. Family lawyers commonly advise clients about real property issues, electronic privacy, retirement and ERISA, tax problems, and potential criminal liability.

In this two-day program chock full of useful information on a wide variety of topics, exceptional family lawyers from across North Carolina share how to make practicing family law great — whether for the first time for newer lawyers or again for more experienced lawyers.

Also available is an advocacy skills clinic (Live program only) for hands-on training. This track is limited to 40 attorneys who have less than five years of experience.

Making Family Law Great Again: 2018 Essentials of Family Law is the must-attend CLE of the year!

WHAT PEOPLE ARE SAYING...

“This CLE exceeded expectations and everyone did an excellent job!”

“It was a great program for a new family law attorney.”

“I gained lots of practical insight into family law practice.”

— Attendees, 2016 Essentials of Family Law with Trial Advocacy Skills Clinic
AGENDA

THURSDAY, NOVEMBER 1, 2018 | 8:15 a.m. – 4:30 p.m.

8:15  Registration and Continental Breakfast

8:55  Welcome and Introductions

9:00  Preparing and Managing a Child Support Case | Munroe
   • Establishment, modification and termination of child support
   • Enforcement issues and strategies
   • Interpreting and applying the North Carolina Child Support Guidelines
   • Determining income and showing “bad faith”
   • Drafting child support orders

9:45  Managing a Child Custody Case | Mauney
   • Practice tips
   • Relevant case law
   • Parent coordinators, custodial evaluations and other potential court-ordered steps
   • Drafting child custody orders

10:30 Break

10:45 Getting By with a Little Help from Our Friends* | Moraites and Scruggs
   • Discussion of ABA/Hazelden Foundation study
   • Learn how to identify colleagues at risk
   • How to help colleagues in need

11:45a Tax Issues and Tax Returns | Stoddard
   • When is alimony taxable and deductible?
   • Other tax benefits
   • Tax consequences of property transfers
   • How to read a tax return (personal and business)

12:30 Networking Lunch

1:15 Advocacy Skills Clinic Track (until 4:30 p.m.) | Bosquez-Porter, Jurney and McNally
   See Program Details for information.
   — OR —

1:15 Post-Trial Matters and Settlement Documents | Tanner
   • Rules 58-65 and 70
   • Drafting orders and consent orders
   • Memorandums of settlement
   • Judgments versus orders

2:15 Contempt – Civil and Criminal | Judge Greene and Heffner
   • Fundamentals of the law of contempt – the statutory framework
   • Civil contempt versus criminal contempt
   • Contempt in domestic relations cases-special distinctions
   • Contempt versus execution – choosing the most effective remedy

2:45 Break

3:00 Civil Procedure and Discovery | Barnes and Hawley
   • Service of process and jurisdictional requirements
   • Amendments to pleadings and intervention
   • Objections to discovery
   • Dismissals, default and offers of judgment
   • Service of subpoenas and out-of-state subpoenas

11:45a Tax Issues and Tax Returns | Stoddard
   • When is alimony taxable and deductible?
   • Other tax benefits
   • Tax consequences of property transfers
   • How to read a tax return (personal and business)

12:30 Networking Lunch

4:30 Adjourn
AGENDA

FRIDAY, NOVEMBER 2, 2018 | 8:00 a.m. – 4:15 p.m.

8:00  Continental Breakfast.
8:25  Welcome and Introductions
8:30  Did You Know? Helpful Hints and Practical Pointers | Johnson-Parris
  • Bankruptcy implications
  • Real estate items (deed transfers and free trade agreements)
  • Depositions (stipulations and objections)
  • Absolute divorce (clerk, summary judgment and live testimony)
  • Computer trespass and electronic evidence
9:30  Preparing and Managing a PSS and Alimony Case | Simos
  • Entitlement, marital fault and manner of payment
  • Counsel fees
  • Modification/termination of PSS and alimony
  • Drafting PSS and alimony orders
  • Enforcement of orders
10:15 Break
10:30 Preparing and Managing an Equitable Distribution Case | Whitley
  • Identification, classification and valuation issues
  • Use of a 50-20(i) motion and taking the motion to court
  • Distribution-in-kind versus distributive awards
  • Wrapping up the case
  • Drafting equitable distribution orders/judgments
11:30 Advocacy and Professionalism: Top 10 Things You Don’t Do* | Benton
  • Ethical and practical guidance for working with the Court, your clients and your colleagues
  • Courtroom decorum (dress and calendar call)
  • Working with pro se parties
12:00 Networking Lunch

1:00 Advocacy Skills Clinic Track | Eatmon, Hopkins, James, Kelling and Sandlin
  See Program Details for information.
  — OR —
1:00 Client Contact and Management* | Stinson
  • Client intake information
  • Identification and analysis of issues
  • Advising your client and managing expectations
  • Alternative dispute resolution options
  • Fee contracts
  • Avoiding a grievance
1:45 Identification and Division of Retirement Benefits | Gelb
  • Defined contribution versus defined benefit plans
  • ERISA plans
  • Federal retirement plans
  • NC retirement plans
  • Sample orders
2:30 Break
2:45 Managing a Chapter 50B Domestic Violence Case | Broyles
  • Interplay with Chapter 50 domestic cases
  • Meeting the two prongs of the claim
  • 50C cases
  • Attorney fees
3:30 Settlement Agreements | Miller
  • Validity
  • Premarital agreements
  • Construction and effects of separation agreements
  • Modification and enforcement
  • Effects of reconciliation on separation agreements
  • Forms
4:15 Adjourn

* Indicates portion providing Ethics/Professional Responsibility credit
† Indicates portion providing Substance Abuse/Mental Health credit
PROGRAM DETAILS

SPEAKERS

- **Judge K. Edward Greene**, Wyrick Robbins Yates & Ponton LLP, Raleigh
- **Katharine Y. Barnes**, Wyatt Early Harris Wheeler LLP, High Point
- **Shelby Duffy Benton**, Benton Family Law, Goldsboro
- **Andrea Bosquez-Porter**, Smith Debnam Narron Drake Saintsing & Myers LLP, Raleigh
- **Christine S. Eatmon**, Eatmon Law Firm PC, Wake Forest
- **Katharine A. Frye**, Frye Law Offices PA, Raleigh
- **Wesley P. Gelb**, Wyrick Robbins Yates & Ponton LLP, Raleigh
- **Lee C. Hawley**, Wyatt Early Harris Wheeler LLP, High Point
- **Jessica B. Heffner**, Wyrick Robbins Yates & Ponton LLP, Raleigh
- **Evonne S. Hopkins**, Raleigh Law Center, Raleigh
- **Elizabeth J. “Libby” James**, Horack Talley Pharr & Lowndes PA, Charlotte
- **Afi S. Johnson-Parris**, Ward Black Law PA, Greensboro
- **Alicia Jurney**, Smith Debnam Narron Drake Saintsing & Myers LLP, Raleigh
- **K. Mitchell Kelling**, Horack Talley Pharr & Lowndes PA, Charlotte
- **Kristin Kelly Broyles**, Halvorsen Bradshaw PLLC, Winston-Salem
- **Justin L. Mauney**, Wake Family Law Group, Raleigh
- **Lynn W. McNally**, Smith Debnam Narron Drake Saintsing & Myers LLP, Raleigh
- **Kevin L. Miller**, KLM Law, Winston-Salem
- **Robynn E. Moraites**, North Carolina Lawyer Assistance Program, Charlotte
- **Anna W. Munroe**, Allman Spry Davis Leggett & Crumpler PA, Winston-Salem
- **Deborah Sandlin**, Sandlin Family Law Group, Raleigh
- **Mark A. Scruggs**, Lawyers Mutual Liability Insurance Company of North Carolina, Cary
- **Susan Sullivan Simos**, Kurtz Evans Whitley Guy & Simos PLLC, Winston-Salem
- **Robin J. Stinson**, Bell Davis & Pitt PA, Winston-Salem
- **Catherine Stoddard**, Dixon Hughes Goodman LLP, Greenville, SC
- **G. Brentley Tanner**, Cheshire Parker Schneider & Bryan PLLC, Raleigh
- **Elise M. Whitley**, Kurtz Evans Whitley Guy & Simos PLLC, Winston-Salem

HOTEL INFORMATION

Contact hotels directly for reservations at the special NCBA room rate. Rates are based on availability and rooms may sell out.

Embassy Suites
201 Harrison Oaks Boulevard, Cary

- **Nightly Rate**: $169 single/double
- **Reservations**: 919.677.1840 or www.tinyurl.com/NCBA-Embassy
- **Corporate Account Code**: 2691626

TownePlace Suites by Marriott
120 Sage Commons Way, Cary

- **Nightly Rate**: $114 studio queen with sleeper sofa (Sunday–Thursday)
- **Reservations**: 919.678.0005
- **Ask for the NCBA corporate rate.**

SPECIAL ACCOMMODATIONS

NCBA makes every effort to ensure a quality learning experience. If you have dietary restrictions or need special accommodations, please contact us at least one (1) week prior to the program start date.
PROGRAM DETAILS

PLANNERS

- Monica R. Guy, Kurtz Evans Whitley Guy & Simos PLLC, Winston-Salem
- Jill S. Jackson, Jackson Family Law, Raleigh

We extend our sincere gratitude to the NCBA Family Law Section as well as the planners and speakers who volunteer their time and expertise toward the goal of presenting an educational program of the highest quality.

ADVOCACY SKILLS CLINIC TRACK

This clinic (available only at the Live program) is an alternative track separate and apart from the afternoon program sessions. It consists of afternoon sessions on both days of the CLE program. Attendees join the program sessions for the mornings, then break out into hands-on clinics in the afternoons. Because of the nature of the clinic, it is limited to 40 attorneys who have less than five years of experience. All clinic participants are given two fact scenarios and are expected to attend the afternoon breakout sessions on both days. These scenarios are the basis for the clinic sessions where attendee participation is expected. To register, call 800.228.3402.

THURSDAY, NOVEMBER 1
Speakers: Bosquez-Porter, Jurney and McNally

1:15 Opening/Closings
- Purpose of opening
- What to say and what not to say
- How to have an effective second opening
- What to do and what not to do in a closing

2:00 Direct Examination*
- Effective direct examination in time — limited hearings
- How to prepare and how not to prepare a client
- How to select a witness
- Examination of collateral witnesses or an expert

3:30 Break

3:45 Introduction of Exhibits*
- How to introduce the basic financial items (paystubs, taxes, etc.)
- How to introduce electronic items (emails, texts, etc.)
- Effective methods of presentation
- How to use and present summary exhibits

4:30 Adjourn

FRIDAY, NOVEMBER 2
Speakers: Eatmon, Hopkins, James, Kelling and Sandlin

1:00 Cross-Examination*
- Effective cross — examination in time-limited hearings
- How to cross — examine an expert
- How to cross — examine a hostile witness
- Interviewing opposing parties' witnesses

2:15 Objections
- When to make them
- Why to make them
- How to prepare for them
- Trial versus depositions

3:00 Break

3:15 Motions
- Interim Distribution of Property/Return of Separate Property
- Motion to Show Cause/Order to Show Cause
- Motion to Dismiss
- Rule 59/60
- Attorney’s Fees (Affidavit)

4:15 Adjourn

* Indicates sessions in the Advocacy Skills Clinic Track which include 0.25 Hour of Ethics/Professional Responsibility credit
Those registering for the Advocacy Skills Clinic Track must call the CLE department at 800.228.3402 to sign up. Registration is limited to 40 participants.

**STEP 1: Tell us who you are.** (Please print clearly.)

Print Full Name: ________________________________
Address: ______________________________________
City, State and ZIP: ______________________________
Daytime Phone Number: __________________________
Email Address: __________________________________
NC State Bar No. (Required for MCLE Credit): ________________

**STEP 2: Select your tuition rate.** (Register early and save 10%. Payment must be received three (3) weeks prior to program date to qualify for the early rate.)

- Standard Rate: ☐ $680 / ☐ $610 Early
- NCBA Member: ☐ $565 / ☐ $510 Early
- Family Law Section Member: ☐ $525 / ☐ $475 Early

**STEP 3: Select your learning format.**

- Live (688BFL) ☐ Webcast (688LWC) ☐ Video Replay (See below.)

Video Replay registration (if selected).

Video Replays are scheduled for this program. The agenda may not include certain breakouts/tracks shown at the original program. For a list of dates and locations visit [www.tinyurl.com/CLE688BFL](http://www.tinyurl.com/CLE688BFL), and indicate your choice below.

Location: _________________ Date: ________ Code: ________

**STEP 4: Complete your payment information.**

(Registration is complete only after payment is processed. Please print clearly.)

I am registering for this program at the tuition rate checked above.

- ☐ Enclosed is a check, payable to NCBA. ☐ Please charge my credit card.

Card Number: ___________________________ Exp. Date: ______
Total Amount: ________ Signature: __________________________

Discounts may be available for NCBA members who are students, law professors, judges or legal services/public interest attorneys. Call CLE at 800.228.3402 for details.
REGISTRATION: All registrations are processed after payment is received. To qualify for the early tuition rate, payment must be received prior to the deadline indicated. Stated early discount rate percentage is approximate. Registrations may be capped based on venue size and may include an overflow room with additional seating. CHANGES TO EXISTING REGISTRATIONS: Should an attendee need to cancel his or her registration to a Live, Webcast or Video Replay program, the cancellation request must be received by 9:00a ET one (1) week prior to the start of the program to receive a full refund. Any attendee requesting cancellation less than one week prior to the program will receive a refund, less a $75 administrative fee. An attendee may choose to transfer his or her registration to a program at a different format only. Transfer requests must be received by 9:00a ET one (1) business day prior to the program start date. An attendee may further choose to substitute his or her registration to a Live or Video Replay program only. Substitution means sending another person to attend the Live or Video Replay program when the original registrant is unable to attend. Substitution requests must be received by 9:00a ET one (1) week prior to the program start date. The substituted person may be assessed a different fee based on their NCBA membership classification. Cancellation, transfer and substitution requests must be provided in writing by email at askcle@ncbar.org or by calling 800.228.3402. If an attendee misses any portion of a program, that portion is not subject to substitution, refund or transfer. Except as provided herein, registrations, including On Demand registrations, cannot be cancelled, substituted or transferred once purchased. NO-SHOWS: Anyone who is registered for a program, including CLE Premier Pass holders, but does not check in is considered a no-show. No-shows are not issued a refund, and Premier Pass holders will be assessed a $75 administrative fee. These registrants will receive the digital materials, available in their online accounts, in full consideration of tuition paid. MISCELLANEOUS: The NCBA reserves the right to cancel or reschedule programs at any time. Should the NCBA cancel or reschedule a program, registrants may elect to receive a full refund or attend the newly scheduled program. Notifications regarding program changes will be sent to the email address on file. The NCBA is not responsible for any additional expenses incurred as a result of such cancellation or rescheduling. Each attorney must maintain a record of his or her attendance for the NC State Bar Annual Report. MCLE credit is reported by the NCBA only if a NC State Bar number is provided. Registration and attendance at NCBA CLE programs constitutes an agreement by the registrant with the NCBA for use and distribution of the registrant’s image or voice in photographs, videotapes, electronic reproductions and audiotapes of such programs and activities. Unless specified, spouses or guests are not eligible to attend NCBA CLE programs and activities without registering to attend. These terms are subject to change.