



NOVEMBER 9–10, 2017 | NOVI

16TH ANNUAL

# Family Law *institute*

## Michigan's Must-Attend Family Law Event

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### NEW Session

Q&A Segment  
with Expert Panel

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# Michigan's Must-Attend Family Law Event

Don't miss the event that brings together more than 600 judges, lawyers, referees, psychologists, CPAs, and more. Get the latest updates, strategies, and practical tools to succeed while networking with Michigan's most respected experts.

## Keep Current with Trusted Updates

Back by popular demand, Hon. Janice K. Cunningham delivers another insightful caselaw and legislative update. Plus, stay ahead of the curve with updates on the Revocation of Paternity Act, ADR initiatives, and more.

## Tackle the Difficult Issues

Military divorces. Parent-child contact. Handling problematic people. Get strategies for dealing with your toughest situations and ensure your clients are being heard and getting the best representation.

## Discover Practical Solutions

Get tips for selling the marital home, reducing your risk of grievances, and managing client expectations. Plus, explore three new tracks: Responsible Representation, Income, and Running Your Practice.

## Get Insight from Judges

Our popular Bench and Bar Track is back, giving you the unique opportunity to hear from many judges across the state. Get your questions answered on prenups and *Allard*; guardian *ad litem*s; proving proper cause and change of circumstances; and more.

## Streamline Your Practice

Use practice-tested checklists to improve your efficiency. We'll cover client intake, discovery, settlement, trial prep, and closing. Also, see how the latest technology can save you time and money.

## Uncover Income and Assets

Find answers to the financial issues you've always wondered about. Understand why it's critical to know the difference between income and cash flow on a tax return. Trace assets in a foreign country. Identify how a financial expert can assist your case.





New to family law? We've got you covered. Don't miss Thursday's *Core Concepts Track*, featuring fundamentals such as child custody evaluations and QDRO basics.

See pages 6-7.

## Details

November 9–10, 2017

**Novi, Michigan**

The Suburban Collection  
Showplace Diamond Center

**Level:** Basic/  
Intermediate/Advanced

**CLE:** 8.5

### Special Event

Thursday, November 9  
**Networking Reception**

See page 6.

Discounted rooms available  
at Hyatt Place, Novi

See page 11.



## Register Today

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ICLE, 1020 Greene St.  
Ann Arbor, MI 48109-1444

## Agenda

8:00am Continental Breakfast, Vendor Showcase, and Registration (Both Days)

### THURSDAY, NOVEMBER 9, 2017

9:00am Welcome and Introduction, Section Update

9:30am Domestic Relations Caselaw and Statutory Update with Analysis

10:50am Networking Break

11:05am Revocation of Paternity Act: Best Practices and Common Pitfalls

	<b>Core Concepts Track</b>	<b>Intermediate/Advanced Track</b>	<b>Bench and Bar Track</b>
11:55am	QDRO and Retirement Basics	Advising Clients in a Post- <i>Obergefell</i> Era	Prenups Post <i>Allard</i> : Practice Pointers and Pitfalls
12:45pm	Networking Lunch		
2:00pm	So You Think You Might Need to Hire a Financial Expert?	Top Tips for Handling Military Divorces	Intersection of Probate and Family Law Court
2:55pm	Selling the Marital Home During the Divorce Case	Tips for Using Special Needs Trusts	Effective Use of Guardian <i>Ad Litem</i>
3:35pm	Networking Break		
3:50pm	Preparing Your Client for a Child Custody Evaluation	Third Parties in Family Law Proceedings	Overcoming Parent-Child Contact Problems
4:45pm	Managing Clients While the Divorce Case Is Pending	Appraising Unique Assets in Family Law Cases	Proving Proper Cause/Change of Circumstances

5:30pm Networking Reception

### FRIDAY, NOVEMBER 10, 2017

8:00am BONUS AM SESSION: Alternative Dispute Resolution Update

	<b>Responsible Representation Track</b>	<b>Income Track</b>	<b>Running Your Practice Track</b>
9:00am	Handling Difficult People in Family Law Cases*	Personal and Corporate Tax Returns: Identifying the Difference Between Income and Cash Flow (Part 1)*	Ultimate Family Law Checklists*
9:55am	Top Tips for Handling Grievances and Malpractice Claims*	Personal and Corporate Tax Returns: Identifying the Difference Between Income and Cash Flow (Part 2)*	Top Tips for Purchasing Legal Malpractice Insurance*
10:40am	Networking Break		
10:55am	Navigating Conflicts of Interests and Ethical Dilemmas*	Discovery of Hidden and Foreign Assets*	Money-Saving Tech Tips and Business Practices*
11:45am	Open Season on the Master Panel—Questions and Answers		

\*MP3 download available to all registrants after the seminar.

## Featured Speakers



Mark A. Bank  
Bank Rifkin, *Birmingham*

Mark A. Bank has focused on complex matrimonial matters for more than 25 years. He is a fellow in the American Academy of Matrimonial Lawyers, where he serves as cochair of the continuing

legal education committee, and a diplomate of the American College of Family Trial Lawyers. Since 1998 Mr. Bank has been an adjunct professor at the Michigan State University College of Law, where he teaches domestic relations and matrimonial practice. He has been named to the “Top 100 Lawyers in Michigan” list by Super Lawyers every year since 2009.



Hon. Janice K. Cunningham  
Eaton County Circuit Court, *Charlotte*

Janice K. Cunningham was elected to the court in 2013 after more than 25 years in private practice, where she specialized in family law. She hears civil, criminal, and family law cases. In addition to her normal caseload,

Judge Cunningham presides over the Family Drug Court (SAFE-T), the Adult Drug Court, and Veterans Treatment Court. She is also the judicial volunteer for the SMILE program. Judge Cunningham is an adjunct professor of family law at the Western Michigan University Thomas M. Cooley Law School, serves on the executive board for the Michigan Judges Association, and is a frequent lecturer for ICLE.



S. Kerene Moore  
Legal Services of South Central Michigan, *Ann Arbor*

S. Kerene Moore is a supervising attorney for the organization, a division of the Michigan Advocacy Program. She has represented underserved Michigan residents

in civil legal matters for the past 10 years. Ms. Moore regularly advocates on behalf of domestic violence survivors, immigrants, disabled persons, LGBT community members, and those from other underrepresented groups. She serves as cochair of the Washtenaw County Bar Association’s LGBTQ Rights Section and supervising attorney of the Jim Toy Community Center’s Know Your Rights Project.



Connie R. Thacker  
Thacker Sleight PC, *Grand Rapids*

Connie R. Thacker concentrates her practice on complex family law matters, including business valuations, custody, and parenting time cases. She is a fellow of the American Academy of Matrimonial

Lawyers and is also certified by AAML as an arbitrator. Ms. Thacker is certified as a mediator and in collaborative practice and is a Certified Divorce Financial Analyst (CDFA). She is a former chair of the Family Law Sections of the State Bar of Michigan and Grand Rapids Bar Association. Ms. Thacker is recognized under family law in “The Best Lawyers in America” as well as in Super Lawyers.

“An efficient, one-stop shop refresher on current issues facing the family law practitioner, presented by the hands-on experts.”

Mitchell J. Perrault, Law Office of Mitchell J. Perrault, *Howell*

“After nearly two decades of practice, I still learn new things at this seminar every year.”

Charles M. Kronzek, Kronzek & Cronkright PLLC, *Lansing*



## Tracks



**Moderator**  
Thursday Plenary  
Sessions, Intermediate/  
Advanced Track

Kent L.  
Weichmann  
3rd Circuit Court,  
*Detroit*



**Moderator**  
Friday Plenary Sessions

David C.  
Sarnacki  
The Sarnacki  
Law Firm PLC,  
*Grand Rapids*

## Plenary Sessions

9:00am/Thursday

### Welcome and Introduction, Section Update

Kent L. Weichmann, Chair, Family Law Section of the State Bar of Michigan, 3rd Circuit Court, *Detroit*

9:30am/Thursday

### Domestic Relations Caselaw and Statutory Update with Analysis

The Hon. Janice K. Cunningham returns with her expert analysis of recent court decisions and legislative enactments.  
Hon. Janice K. Cunningham, 56th Circuit Court, *Charlotte*

11:05am/Thursday

### Revocation of Paternity Act: Best Practices and Common Pitfalls

It's the refresher you've been looking for on all things ROPA—from experts handling these cases in the trenches. Learn to quickly analyze your fact situation and apply the statute to it. Recognize common evidentiary issues you are likely to face and understand what relief is available for your clients. Get an overview on recent caselaw and statutory changes and identify which cases discuss your type of ROPA action.

James P. Ryan, Attorney and Counselor at Law, *Plymouth*; Kate Weaver, Oakland County Friend of the Court Office, *Pontiac*

12:45pm/Thursday

### Networking Lunch

Catch up with new friends and colleagues at a leisurely lunch.

5:30pm/Thursday

### Networking Reception

Relax and join faculty, sponsors, exhibitors, and fellow registrants for light hors d'oeuvres and cocktails.

8:00am/Friday

### BONUS AM SESSION: Alternative Dispute Resolution Update

Learn about ADR initiatives the SCAO Office of Dispute Resolution has been implementing to help settle family law cases. Topics will include collaborative law, parenting coordination, Friend of the Court ADR, and increased access to divorce mediation at the CDRP centers. Brainstorm the value of engaging a mediator earlier rather than later in divorce proceedings.

Douglas A. Van Epps, Office of Dispute Resolution, State Court Administrative Office, *Lansing*

11:45am/Friday

### Open Season on the Master Panel—Questions and Answers

A select panel of experts answer your most pressing questions in an interactive discussion of new developments, local trends, and other practice quagmires. Join the discussion and get your questions answered.

David C. Sarnacki, The Sarnacki Law Firm PLC, *Grand Rapids*

## Core Concepts Track

11:55am/Thursday

### QDRO and Retirement Basics

Dividing retirement assets in divorce cases can be complicated. This core segment will teach you—in simple terms—how to identify types of retirement plans, from defined benefit plans to defined contribution plans to IRAs. Learn key issues and terminology regarding each type of plan, from the perspective of both the plan participant and the plan alternate payee.

J. Matthew Catchick, Jr., Catchick Law PC, *Southfield*; Robert C. Treat, QDRO Express LLC, *Taylor*

## Tracks



**Moderator**  
Core Concepts  
Track

J. Matthew  
Catchick, Jr.  
Catchick Law  
PC, *Southfield*

2:00pm/Thursday

### So You Think You Might Need to Hire a Financial Expert?

A financial expert can be a valuable member of your clients' divorce team. This session will familiarize you with the myriad ways a financial expert can assist in your case, including business valuation, income determination, forensic accounting, and attendance at mediation. Learn how to hire joint experts and identify the basic methods used to value a company. Bring the financial questions you've always wondered about but have been too afraid to ask.

Benjamin I.S. Bershad, Stout Risius Ross, *Detroit*

2:55pm/Thursday

### Selling the Marital Home During the Divorce Case

Often, the marital home must be sold during the divorce—and your role in facilitating the process can be invaluable to your client. Get step-by-step guidance on each phase of the sale, from listing to closing. Gain techniques to minimize problems and identify language that must be included in the judgment. Learn how the repeal of dower may impact the sale and take away useful forms and checklists.

Elizabeth K. Bransdorfer, Mika Meyers PLC, *Grand Rapids*

3:50pm/Thursday

### Preparing Your Client for a Child Custody Evaluation

Adequately preparing your client for what to expect during an evaluation—from privacy concerns to sample questions—can make the process much less stressful for all involved. Learn tips to ensure your client is able to articulate his or her custody goals and get best practice recommendations for drafting custody evaluation orders.

Jade J. Edwards, The Law Office of JJ Edwards PLLC, *Burton*;  
Christopher J. Harrington, Oakland County Friend of Court, *Pontiac*;  
Lana A. Panagoulia, Lana Panagoulia Law PLLC, *Ann Arbor*

4:45pm/Thursday

### Managing Clients While the Divorce Case Is Pending

The first few months of a divorce action are often tumultuous for clients. Providing a measure of certainty with practical interim orders can help provide stability. From drafting financial and restraining orders to interim options for parenting-time agreements, you'll get valuable tips for your practice. Gain strategies to use at trial based on the interim actions or inactions of the opposing party.

Elizabeth A. Kitchen-Troop, Kline Legal Group PLC, *Ann Arbor*; John K. Kline, Kline Legal Group PLC, *Ann Arbor*

## Intermediate/Advanced Track

11:55am/Thursday

### Advising Clients in a Post-Obergefell Era

While *Obergefell* provided for marriage equality, there are still many unanswered questions for same-sex couples when it comes to issues such as adoption, marital dissolution, and property division. Get practical tips for advising LGBT clients, including understanding the nuances of recent appellate decisions. Learn to accurately assess custody, parenting time, and property-division issues in same-sex breakups and respond to frequently asked questions.

S. Kerene Moore, Legal Services of South Central Michigan, *Ann Arbor*;  
Katherine M. Sharkey, Nichols Sacks Slank Sendelbach & Buiteweg PC,  
*Ann Arbor*

2:00pm/Thursday

### Top Tips for Handling Military Divorces

Get answers to your most pressing divorce questions involving current or former military service members. Learn tips for obtaining the records needed for an accurate property evaluation and understand how to secure pensions, health care, and even the GI Bill for the non-service member spouse.

Peter M. Kulas-Dominguez, Warner Norcross & Judd LLP, *Grand Rapids*;  
Col. John J. Wojcik, Michigan National Guard, *Lansing*

2:55pm/Thursday

### Tips for Using Special Needs Trusts

When your clients are older or disabled, or have children with disabilities, propose creative planning solutions using Special Needs Trusts. Traditional spousal support, child support, and even property settlements may result in unexpected negative consequences for those receiving government benefits and SNTs. ABLE accounts can assist in making sure benefits stay intact. Plus, understand how a case manager can assist in divorce as well.

Amy Rombyer Tripp, Chalgian & Tripp Law Offices PLLC, *Jackson*

## Tracks



**Moderator**  
Bench and Bar Track

Hon. Deborah  
L. McNabb  
17th Circuit Court,  
*Grand Rapids*



**Moderator**  
Responsible  
Representation Track

Hon. Patrick J.  
Conlin, Jr.  
22nd Circuit Court,  
*Ann Arbor*

3:50pm/Thursday

### Third Parties in Family Law Proceedings

Whether it's children seeking college expenses, or the joinder of a third party in cases where assets are being diverted, the rights and responsibilities of third parties continues to evolve. Get a thorough understanding of the current state of the law and learn how *Cassidy v Cassidy* negates the need to prove the civil tort of fraud in divorce cases.

Howard I. Wallach, Foley & Mansfield PLLP, *Ferndale*

4:45pm/Thursday

### Appraising Unique Assets in Family Law Cases

While expert opinions are not always necessary when it comes to valuing the marital estate, getting an expert appraisal is a must for complex or valuable assets. Hear from expert appraisers in the areas of real estate, fine art, coins and jewelry, and even farm equipment. Understand the approach to valuing these kinds of assets, how the appraisals are structured, and more.

John Abbott, Abbott's Corporation, *Birmingham*; Michael F. Kurschat, Kurschat & Company, *Troy*; Jason W. LeRoy, Doeren Mayhew, *Troy*; Terri Stearn, Detroit Fine Art Appraisals, *Southfield*; Kirk C. Waibel, Marketplace Machinery Inc., *Milford*

## Bench and Bar Track

11:55am/Thursday

### Prenups Post *Allard*: Practice Pointers and Pitfalls

Does the recent *Allard v Allard* decision have you scratching your head? You're not alone. Get a thorough understanding of what *Allard* means for parties seeking to protect/invalidate separate property and determine the status of defenses, including unconscionability, duress, and unforeseen changes. Confidently advise clients who are negotiating or litigating prenuptial agreements and use best practices.

Hon. Charles S. Hegarty, 3rd Circuit Court, *Detroit*;  
Diana Raimi, Jaffe Raitt Heuer & Weiss PC, *Ann Arbor*

2:00pm/Thursday

### Intersection of Probate and Family Law Court

Understanding the legal and practical issues that intertwine family and probate law is a must for successful practitioners. Identify when your client may need to be medically evaluated and determine the necessity of seeking a guardian, conservator, or guardian *ad litem* for an incapacitated client. Recognize the many issues surrounding minor guardianships and custody, as well as your ethical obligations under the MRPC and EPIC.

Hon. Linda S. Hallmark, Oakland County Probate Court, *Pontiac*; Keri Middleditch, Eisenberg Middleditch & Spilman PLLC, *Birmingham*

2:55pm/Thursday

### Effective Use of Guardian *Ad Litem*s

Gain an in-depth understanding of how a Guardian *Ad Litem* (GAL) can assist in complex cases involving child custody and parenting time. Learn what judges look for and when it's appropriate to appoint someone. Get clarity on the statutory distinction between a GAL and LGAL (Lawyer Guardian *Ad Litem*), including the duties and obligations of each. Explore the right and wrong way to use GALs.

Hon. F. Kay Behm, 7th Circuit Court, *Flint*; Christina Marie DiMichele, 3rd Circuit Court, *Detroit*; Laura E. Eisenberg, Eisenberg Middleditch & Spilman PLLC, *Birmingham*; Hon. Lisa M. Neilson, 3rd Circuit Court, *Detroit*

3:50pm/Thursday

### Overcoming Parent-Child Contact Problems

What are the recent developments in Resistance Refusal Dynamic (RRD) and what are the new models for reunification? It takes a collaborative team (lawyers, judges, mental health professionals, parenting-time coordinators, guardian *ad litem*s) to facilitate an approach that is uniquely suited to that case and family. Then it requires identifying the underlying mental health issues and themes of the parties. Discover long-term, sustained solutions.

Hon. T.J. Ackert, 17th Circuit Court, *Grand Rapids*; Ben Burgess, Parmelee and Associates, *Grand Haven*; Connie R. Thacker, Thacker Sleight PC, *Grand Rapids*



## Tracks

4:45pm/Thursday

**Proving Proper Cause/Change of Circumstances**

Learn to draft motions that track the best-interest factors and show proper cause or changed circumstances in your next custody or parenting-time modification case. Identify the difference between a “normal life change” and a “material change that will affect the life of a child.” Understand what an “offer of proof” is under MCR 3.210(C)(8) on the custody threshold issue. Explore how the *Bowling* decision impacts referees making *Vodvarka* custody threshold decisions and whether it also applies to the *Shade* parenting-time threshold. Scott Bassett, Esq, *Portage*; Anita Scott-Meisel, 3rd Circuit Court, *Detroit*; Hon. Michelle M. Rick, 29th Circuit Court, *St. Johns*; Liisa R. Speaker, Speaker Law Firm PLLC, *Lansing*

**Responsible Representation Track**

9:00am/Friday

**Handling Difficult People in Family Law Cases**

Tensions typically run high in family law cases and can escalate even more when your client, opposing counsel, or even your judge behaves badly. Learn to diffuse the situation with proven conflict-resolution techniques. Discover common triggers to avoid and approaches to ensure working relationships remain intact.

Hon. Patrick J. Conlin, Jr., 22nd Circuit Court, *Ann Arbor*; Karen S. Sendelbach, Nichols Sacks Slank Sendelbach & Buiteweg PC, *Ann Arbor*

9:55am/Friday

**Top Tips for Handling Grievances and Malpractice Claims**

Reduce your risk of grievances and malpractice claims with expert advice. Get practical examples of risk-mitigating behavior—from avoiding conduct that may inadvertently create an attorney-client relationship to understanding the perils of social media. Grasp the mechanics of the discipline process and ensure compliance with the latest court rules involving confidentiality and attorney fees.

Shon A. Cook, Shon Cook Law PC, *Whitehall*; Kenneth M. Mogill, Mogill Posner & Cohen, *Lake Orion*

10:55am/Friday

**Navigating Conflicts of Interests and Ethical Dilemmas**

In this fast-paced segment, get step-by-step guidance on common and not-so-common ethical scenarios involving judges, clients, and opposing counsel. Test your knowledge of the MRPC using text voting and learn to recognize and cure common conflicts. Plus, defend against claims of conflict and motions to disqualify.

John W. Allen, Varnum LLP, *Kalamazoo*

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## Tracks



**Moderator**  
Income Track

Ashish S. Joshi  
Lorandos Joshi  
PC, *Ann Arbor*



**Moderator**  
Running Your  
Practice Track

Ryan M. Kelly  
Kelly & Kelly PC,  
*Northville*

## Income Track

9:00am/Friday

### Personal and Corporate Tax Returns: Identifying the Difference Between Income and Cash Flow (Part 1)

In this expert-guided tutorial, you'll go line-by-line through personal and corporate tax returns to determine where income is reported on a tax return versus what cash flow is available for support. Review W2s and Schedules B, C, and D. Identify how to make necessary adjustments to income that will impact actual cash flow.

Mark A. Bank, Bank Rifkin, *Birmingham*; Jeffrey Salassa, Iafate & Salassa PC, *Clinton Township*

9:55am/Friday

### Personal and Corporate Tax Returns: Identifying the Difference Between Income and Cash Flow (Part 2)

Continue your review of tax returns—Schedule E (Parts 1 and 2), K-1 statements, and business tax returns. Take away skills for identifying income and cash flow to better assist your clients.

Mark A. Bank, Bank Rifkin, *Birmingham*; Jeffrey Salassa, Iafate & Salassa PC, *Clinton Township*

10:55am/Friday

### Discovery of Hidden and Foreign Assets

Finding hidden assets is sometimes just a matter of asking the right questions. Other times, it requires more. Understand how to spearhead an investigation focused on hidden assets and the issues that can arise when tracing assets involving a foreign county. Learn discovery strategies to ensure you are protecting and recovering your client's fair share of the marital estate.

Ashish S. Joshi, Lorandos Joshi PC, *Ann Arbor*

## Running Your Practice Track

9:00am/Friday

### Ultimate Family Law Checklists

Streamline your practice with tried-and-true practice checklists. Client intake, discovery, settlement, trial prep, and closing—these checklists are guaranteed to make your internal processes more uniform and efficient.

Ryan M. Kelly, Kelly & Kelly PC, *Northville*; Elizabeth A. Solomon, Nichols Sacks Slank Sendelbach & Buiteweg PC, *Ann Arbor*

9:55am/Friday

### Top Tips for Purchasing Legal Malpractice Insurance

Are you under-informed when it comes to purchasing professional liability insurance for your law firm? This segment is for you. Dig into key topics including risk assessment, insurance company selection, prior acts coverage and exclusions, policy limits, filing claims, and more.

Howard H. Collens, Galloway and Collens PLLC, *Huntington Woods*; T. Scott Galloway, Galloway and Collens PLLC, *Huntington Woods*; Theodore C. Nittis, Oswald Companies, *Bloomfield Hills*

10:55am/Friday

### Money-Saving Tech Tips and Business Practices

You'll wonder how your practice survived without these easy-to-implement technology and business practice tips. Grasp the latest technology for answering phones; securely messaging clients; protecting your reputation online; eliminating unnecessary expenses; and more. Improve your efficiency, client service, and bottom line.

Brendan B. Chard, The Modern Firm LLC, *Ann Arbor*

“ I attend every year and I always leave with something new I can immediately implement into my practice.

Steven D. Reinheimer, Reinheimer Law Office PLC, *Bloomfield Hills*



“ Imperative for all family law practitioners.

Jennifer L. Lawrence, Kline Legal Group PLC, *Ann Arbor*



“ Veteran or novice, there is always something to take from the *Family Law Institute* that you can use in your next case.

John R. Foley, John R. Foley PC, *Dearborn*



## Accommodations

### Hyatt Place

46080 Grand River Ave.  
Novi, MI 48374

A block of rooms has been reserved at a discounted rate at the Hyatt Place in Novi for 11/08–09/17. Reservations must be made by 10/19/17 by calling 800-633-7313. Reference ICLE Family Law Institute to receive your discounted rate.

All reservations must be accompanied by a first night room deposit, or guaranteed with a major credit card. The hotel will not hold any reservations unless secured by one of the above methods. Registrants are responsible for their own hotel expenses.



16TH ANNUAL

# Family Law *institute*

NOVEMBER 9–10, 2017

The Suburban Collection Showplace  
Diamond Center, Novi

Level: Basic/Intermediate/Advanced

CLE: 8.5



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**4**  
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MI Bar# \_\_\_\_\_ ICLE P'ship# \_\_\_\_\_

Firm \_\_\_\_\_

Address \_\_\_\_\_

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

Phone \_\_\_\_\_ Fax \_\_\_\_\_

E-mail \_\_\_\_\_

### B. Institute Registration | Pick One

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- \$295 per Lawyer (4+ Lawyers from the Same Firm)<sup>1</sup>
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17CI-3540

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