



----- CLE SEMINAR -----

# Options to Avoid Trial in Family Law Matters

=====

*Co-produced with the  
Family Law Section of  
the State Bar of Wisconsin*

**LIVE** SEMINAR: **Wednesday, January 9, 2019 | Madison**  
WEBCAST: **Wednesday, January 9, 2019**

**REPLAY** WEBCAST: **Tuesday, January 22, 2019**  
WEBCAST: **Monday, January 28, 2019**  
WEBCAST: **Friday, February 8, 2019**  
WEBCAST: **Thursday, February 14, 2019**  
WEBCAST: **Thursday, February 21, 2019**

CREDITS  
**7 CLE**  
**1 EPR**

# Options to Avoid Trial in Family Law Matters

7 CLE | 1 EPR

**LIVE SEMINAR:**

January 9, 2019 | Madison

**LIVE WEBCAST:**

January 9, 2019

**WEBCAST REPLAYS:**

January 22, 2019

January 28, 2019

February 8, 2019

February 14, 2019

February 21, 2019

## Resolving disputes without a trial

Twice as many Wisconsin divorce cases settled than went to trial in 2017.<sup>1</sup>

If your cases are among those that settle out of court, *Options to Avoid Trial in Family Law Matters* shows you how to provide effective representation in a mediation or arbitration setting.

Learn best practices for:

- Preparing the parties
- Evidentiary issues
- Using expert witnesses
- And much more

## The keys to compromising

Seasoned attorneys and mediators will share:

- The three basic ADR modalities and their advantages
- Strategies for success in front of the arbitrator
- What you can learn from the parallels between elder law and family law disputes
- Tips for appointing and working with a parent coordinator
- Solutions for common ethical situations

Plus, find guidance for issues that can crop up when the lawyer acts as mediator.

Mediation and arbitration are where your client's divorce takes shape. Ensure you're equipped to give the best counsel. **Register now!**

1. <https://www.wicourts.gov/publications/statistics/circuit/docs/civildispostate17.pdf>

## Schedule

**8:00 AM Registration**

- 8:30 AM An Overview of ADR Options**
- Discussion of three basic ADR modalities
  - Strategies in selecting one over the other
  - Facilitative vs. evaluative roles
  - Benefits and drawbacks  
*Rhonda R. Hazen*

**9:20 AM Attorney Issues in Dispute Resolution**

- Use of expert witnesses
- Provisions to include in the mediation or arbitration contract
- Evidentiary issues
- Issues with the confirmation of arbitration award
- Preparation of parties  
*Erin M. Hahn*  
*Margaret Wrenn Hickey*  
*David S. Kowalski*  
*Christopher S. Krimmer*

**10:20 AM Break**

**10:35 AM Role of a Parent Coordinator in Family Cases**

- Overview of Parent Coordination
  - ▶ Background
  - ▶ Guidelines
- Attorney as Parent Coordinator
- Mental Health Professional as Parent Coordinator
- Positives and Negatives for Children
- Other Alternatives for Parents
  - ▶ Co-parent Counseling
  - ▶ Assessments
  - ▶ Other Counseling Options/Interventions  
*Shelly K. Anday*  
*Lisa M. Friedrich*

**11:15 AM The Arbitrator's Perspective: Dos and Don'ts**

- What is useful and compelling?

- When to use joint caucuses
- Effective presentation of exhibits  
*Mark A. Frankel*  
*Marta Meyers*

**12:05 PM Lunch (on your own)**

**1:05 PM Where Elder Law and Family Law ADR Meet**

- Untangling deep-rooted family dynamics
- Working with parties with limited capacity
- Sorting out legal and extralegal goals  
*Jessica A. Liebau*

**1:55 PM The Lawyer Mediator: Advantages and Pitfalls**

- The new role of the lawyer-mediator in family law case
- The limitations and potential pitfalls of the mediator under the new SCR rule
- Distinguishing between legal advice and legal information in mediation
- Approaching mediation from a facilitative or evaluative approach
- A mediator's duties and obligations to the court  
*Christopher S. Krimmer*

**2:35 PM Break**

**2:50 PM Ethical Issues in ADR**

- How does confidentiality square with the need to share certain information?
- How much information should I share in the process when I'm doubtful that mediation will be successful?
- Considerations when one party is pro se  
*Aviva Meridian Kaiser*

**3:50 PM Program Concludes**

Following program start time, webcast replay schedule will vary slightly from above listed times.

## Faculty

### Presenters

**Shelly K. Anday, MA, CSW**

Family Court Consulting Services, LLC  
Middleton

**Mark A. Frankel**

Frankel ADR  
Madison

**Lisa M. Friedrich**

Musial & Friedrich, S.C.  
Madison

**Erin M. Hahn**

Erin M. Hahn, S.C.  
Madison

**Rhonda R. Hazen**

Boardman & Clark LLP  
Madison

**Margaret Wrenn Hickey**

Becker, Hickey & Poster, S.C.  
Milwaukee

**Aviva Meridian Kaiser**

State Bar of Wisconsin  
Madison

**David S. Kowalski**

Kowalski Family Law LLC  
Madison

**Christopher S. Krimmer**

DeWitt Ross & Stevens, S.C.  
Madison

**Jessica A. Liebau**

Wessels Law Office LLC  
Mequon

**Marta Meyers**

Boardman & Clark LLP  
Madison

## Location

### Live Seminar

**Madison, State Bar Center**

5302 Eastpark Blvd., American Center,  
(608) 257-3838

## Credits

This program has been submitted to the Wisconsin Board of Bar Examiners for up to **7 CLE credits including 1 Ethics and Professional Responsibility credit.**

The live seminar and live webcast on January 9, 2019 will also be submitted for Minnesota credit.



**One Fee.  
Unlimited CLE.**

Call (800) 728-7788  
or visit **wisbar.org**  
for more information  
and to purchase your  
Ultimate Pass today!



STATE BAR OF WISCONSIN  
**PINNACLE**

### Who Should Attend:

- Family law attorneys
- Children & the Law Section members
- Alternative dispute resolution attorneys
- Mediators
- General practitioners

### How You'll Benefit:

- Know how to proceed when your case is in mediation/arbitration
- Learn best practices from experienced mediators and attorneys
- Understand the issues that arise for lawyers as mediators
- Receive guidance for drafting final settlement documents
- Explore children's issues and how to work with parent coordinators
- Discover the three basic ADR modalities and when to select one over another
- Find out how to make the right call in tricky ethical situations

### Additional Learning Opportunities

#### Can't Buy Me Love: Taxation Issues in Divorce

Understand how actions taken in a divorce impact taxation later. Explore what recent tax reform means for your divorced clients. Find out when an unknowing party may be excused from tax obligation, and more. **6.5 CLE credits**

*CLE OnDemand™ Seminar:* #CA2798D | *Member:* \$249 | *Nonmember:* \$329

#### Keep Your Peace While it All Goes to Pieces – 2018

Find techniques to stop your family law cases from going off the rails when emotions start to boil over. Learn how social workers, therapists, and courts craft solutions that help families function better. Plus, discover the secrets to effectively dealing with difficult people and problem behavior. **4 CLE credits (including 1 LPM credit)**

*CLE OnDemand™ Seminar:* #CA2836D | *Member:* \$219 | *Nonmember:* \$299

#### Wisconsin Judicial Benchbook, Vol. III: Family

Conduct your next case by THE book for all things family law. It covers essentials like divorce, property division, and child custody. It contains the same guidelines courts use when evaluating cases, plus has loads of helpful tools.

*Print Book:* #AK0027; 562+ pp.; 6th ed. 2017-18; *Member:* \$149 | *Nonmember:* \$189

*Books UnBound® Subscription:* #AE0027; *Member:* \$159 | *Nonmember:* \$199

#### Family Law Casenotes and Quotes

A research tool every family law attorney needs. It compiles family law cases published since the Divorce Reform Act of 1977 (and noteworthy, citable unpublished opinions issued after July 1, 2009) in three volumes indexed for quick navigation. (Includes July 2017-18 supplement)

*Print Book:* #AK0056; 2,140+ pp.; 3 vols.; 6th ed. 2017-18; *Member:* \$149 | *Nonmember:* \$189

*Books UnBound® Subscription:* #AE0056; *Member:* \$159 | *Nonmember:* \$199

# Registration

**Online:** [www.wisbar.org/seminars](http://www.wisbar.org/seminars)  
credit card or Ultimate Pass only

**Phone:** (800) 728-7788 » credit card  
or Ultimate Pass only

**Fax:** (608) 257-5502 » credit card  
or Ultimate Pass only

**Mail:** State Bar PINNACLE  
Registrations  
P.O. Box 7158, Madison, WI  
53707-7158  
check, credit card, Passbooks, or  
Ultimate Pass

## State Bar CLE/PINNACLE

**Passbook Registrations:** Passbook  
Certificates must be received by the  
State Bar at least one business day prior  
to the event. For live seminars, walk-in  
registrations with Passbook Certificates  
are welcome.

**Registration Cancellations:** Please  
visit [wisbar.org/cancellation\\_policy](http://wisbar.org/cancellation_policy) for  
information on PINNACLE registration  
cancellation policies.

## Course materials for those attending the seminar

Course materials are provided in  
PDF format and are downloadable  
from myStateBar on wisbar.org up to  
four days prior to and 90 days after  
your seminar. The PDF format is ideal  
for creating an electronic library that  
is easily stored, searched, and shared.  
Use a program like Adobe Reader or  
GoodReader for iPad to access the  
files from your computer, tablet, or  
mobile device during the seminar to  
make notes electronically, or print  
relevant sections ahead of time. **For  
live seminar attendees who prefer  
a printed format, please select the  
tuition option that includes printed  
materials for an additional \$20.**

## Options to Avoid Trial in Family Law Matters

Priority Code: S 3 6 3 7 B

SEMINAR TUITION	LIVE SEMINAR: With PRINTED Course Materials	LIVE SEMINAR: With Downloadable (PDF) Course Materials	WEBCAST SEMINAR: With Downloadable (PDF) Course Materials
<input type="checkbox"/> State Bar Member	<input type="checkbox"/> \$239	<input type="checkbox"/> \$219	<input type="checkbox"/> \$249
<input type="checkbox"/> Nonmember	<input type="checkbox"/> \$319	<input type="checkbox"/> \$299	<input type="checkbox"/> \$329
<input type="checkbox"/> Ultimate Pass Subscriber	<input type="checkbox"/> \$20	<input type="checkbox"/> \$0	<input type="checkbox"/> \$0
<input type="checkbox"/> Passbook Certificate User	<input type="checkbox"/> \$20 + 1 Certificate	<input type="checkbox"/> 1 Certificate	<input type="checkbox"/> 1 Certificate

### Seminar Date/Location:

- Live Seminar:** Wednesday, January 9, 2019 – Madison
- Live Webcast:** Wednesday, January 9, 2019
- Webcast Replay:** Tuesday, January 22, 2019
- Webcast Replay:** Monday, January 28, 2019
- Webcast Replay:** Friday, February 8, 2019
- Webcast Replay:** Thursday, February 14, 2019
- Webcast Replay:** Thursday, February 21, 2019

Lawyer State Bar Member No. \_\_\_\_\_

Nonlawyer Profession \_\_\_\_\_

Name \_\_\_\_\_

Firm Name \_\_\_\_\_

Address \_\_\_\_\_

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

Phone Number \_\_\_\_\_

Email \_\_\_\_\_

**Payment:** Amount Enclosed \$ \_\_\_\_\_

State Bar Passbook Certificate (enter certificate number) # \_\_\_\_\_

Check enclosed (payable to State Bar PINNACLE)

Ultimate Pass Gold Subscriber

Ultimate Pass Silver Subscriber

VISA  MasterCard  American Express  Discover Exp. Date \_\_\_\_\_

Card No. \_\_\_\_\_

Signature \_\_\_\_\_

To purchase written course materials for those **not** attending this program, contact the State Bar at (800) 728-7788.

**NOTICE:** By attending this State Bar event, you understand and agree that you may be photographed and/or electronically recorded during the event and you hereby grant to the State Bar the right to use and distribute your name and likeness for promotional or educational purposes without monetary compensation. The State Bar assumes no liability for such use.

**Mail to:** State Bar PINNACLE Registrations  
P.O. Box 7158  
Madison, WI 53707-7158

Event Code: CA2824 MWR R2 R3 R4 R5

## Save 20% on Family Law in Wisconsin: A Forms and Procedures Handbook

Save 20% on the two-volume set of *Family Law in Wisconsin: A Forms and Procedures Handbook*. Use discount code **CA2824** when you order online or by calling (800) 728-7788. Plus, all seminar attendees receive a free two-week trial of the *Books UnBound*® version.

Streamline your family law practice with this system of gathering and organizing the information you need for your cases. Discover a breakdown of what items to collect and what actions to take at every step in most divorce and family law actions. (Includes the 2017-18 supplement.)

**Print Book:** #AK0052; 1,014+ pp.; 2 vols.; 9th ed. 2016-17  
Member: ~~\$219~~ \$175.20 | Nonmember: ~~\$269~~ \$215.20

**Books UnBound® Subscription:** #AL0003  
Member: ~~\$159~~ \$127.20 | Nonmember: ~~\$199~~ \$159.20

\*Discount applies to both print and digital Books UnBound editions of this title and cannot be applied to previous purchases. Offer valid as long as CLE credit is available for this program. For Books UnBound users, discount may be applied to purchase of individual Books UnBound title only and may not be used on purchase of full library.

