

2009 Parent-Child Relationships: Critical Thinking for Critical Issues

January 29-30, 2009 • • Austin,

Thursday Morning, Jan. 29, 2009

Presiding Officer:

Harry L. Tindall, Tindall & Foster, P.C. - Houston, TX

8:00 am	Registration Opens Includes continental breakfast.
8:50 am	Welcoming Remarks
9:00 am 0.50 hr	Case Update A survey of case law developments from the past year, including UCCJEA and Hague cases. Charles Emmerich Hardy, Higdon Hardy & Zuflacht LLP - San Antonio, TX
9:30 am 0.50 hr	Child Support and the Failing Economy How to establish or modify child support in a failing economy. What to do when your obligor becomes under- or unemployed, whether intentionally or not. Bruce D. Bain, Bain, Files, Jarrett, Bain & Harrison, PC - Tyler, TX
10:00 am	Break
10:15 am 0.75 hr	Obtaining Child Support This session will address setting support "outside guidelines" when the obligor is incarcerated, underemployed, receiving benefits, etc. Presenters will also discuss what the Attorney General's Child Support Division can do for your client and to your client as well as the full range of judicial and administrative remedies available. Barry J. Brooks, Office of the Attorney General - Austin, TX Karen L. Marvel, Sinkin & Marvel - San Antonio, TX
11:00 am 0.50 hr	CPS Perspectives A culture clash with courtroom consequences: when social workers investigate, adjudicate and plan before or during a law suit, what is a lawyer to do? Charles G. Childress, Attorney at Law - Austin, TX
11:30 am 0.50 hr	Special Needs Trusts and Child Support Payments The importance of structuring child support payments into a special needs trust at the time of divorce in order to preserve public benefits for a disabled child. Pi-Yi Mayo, Attorney at Law - Baytown, TX

Thursday Afternoon, Jan. 29, 2009

Presiding Officer:

Brian L. Webb, Webb, Voyles & Pruitt, P.C. - Dallas, TX

12:00 pm 0.25 hr	A View from Above: Parent-Child Issues for the Supreme Court Hon. Wallace B. Jefferson, Supreme Court Of Texas - Austin, TX
12:15 pm	Lunch on your Own
1:30 pm 0.50 hr 0.25 hr ethics	Getting the Information from Third Parties about Kids The do's and don'ts of obtaining information from schools/educators, therapists/mental health professionals, and other third parties in the present HIPPA era. When, where and how HIPPA applies. Joseph Indelicato Jr., Joseph Indelicato, Jr., P.C. - Houston, TX
2:00 pm 0.50 hr	Special Evidentiary Issues Relating to Children Getting child-related and child-initiated evidence into admissible form, child hearsay, and issues unique to CPS cases. Hon. Judy L. Warne, 257th Judicial District Court - Houston, TX
2:30 pm 0.50 hr 0.25 hr ethics	The Impact of Technology on the Parent-Child Relationship How technology has impacted the parent-child relationship, and why parents and attorneys should be warned. Reginald A. Hirsch, Law Office of Reginald A. Hirsch - Houston, TX
3:00 pm	Break
3:15 pm 0.75 hr 0.25 hr ethics	Where Family Law and Criminal Law Collide: Electronic Eavesdropping, Family Violence, and Child Abuse How a criminal defense attorney and a family law attorney can work in harmony when dealing with the criminal and family law implications of spying on a spouse and/or child and assaulting a spouse and/or child physically or sexually. Kathryn L. Pruitt, Webb, Voyles & Pruitt, P.C. - Dallas, TX Robert N. Udashen, Sorrels, Udashen & Anton - Dallas, TX
4:00 pm 0.75 hr 0.25 hr ethics	Discovery and Evidence How you find out the evidence exists in the first place, how to get it into evidence, and what you can and can't use in court. Heather Leah King, Koons Fuller Vanden Eykel & Robertson - Southlake, TX

4:45 pm 0.50 hr 0.25 hr ethics	Civil and Ethical Implications of Electronic Evidence Civil and ethical issues related to electronic data, including access to data, surveillance, destruction of evidence, wiretap statutes and invasion of privacy. Kathryn J. Murphy, Goranson, Bain, Larsen, Greenwald, Maultsby & Murphy, PLLC - Plano, TX
5:15 pm	Adjourn

Friday Morning, Jan. 30, 2009

Presiding Officers:

Sallee S. Smyth, Attorney at Law - Richmond, TX

8:45 am 0.50 hr	Deconstructing Rights, Powers, and Duties: What Do They Really Mean? Are we paying enough attention to the allocation of parental rights and duties? What is or isn't invasive? What can one managing conservator really do for the over-scheduled child? How to make sure your client really understands their JMC decision making rights. Allyson Nass Brupbacher, Attorney at Law - Katy, TX
9:15 am 0.75 hr 0.25 hr ethics	The Sixth Sense: I Hear Voices, But Is The Child Being Heard? (Which Perspective Really Matters to the Court?) Roles of the non-evaluator in a child custody matter: defining the roles of the mental health professionals, parent coordinators, parent facilitators and child specialists, before, during and after litigation; including qualifications of the experts, drafting of orders, confidentiality and mediation. Diana S. Friedman, Diana S Friedman PC - Dallas, TX Christy Bradshaw Schmidt, Social Study Evaluator - Dallas, TX
10:00 am	Break
10:15 am 0.75 hr 0.25 hr ethics	Mental Health Care Experts The irreconcilable differences between therapeutic and forensic roles, and making sure you are getting what you want. Jonathan W. Gould, Jonathan W. Gould, Ph.D., ABPP, Forensic Psychological Services - Charlotte, NC Lynn Kamin, Jenkins & Kamin LLP - Houston, TX
11:00 am 0.50 hr	Unconventional Parenting Issues Explore strategies and drafting issues for cases involving same-sex parents, non-parent conservators, and other non-standard child-related situations. Amy Lambert, Law Offices of Jennifer Tull - Austin, TX

11:30 am 0.50 hr	Meaningful Parenting Time under Unusual Circumstances (Visitation) Understanding when drafting outside a standard possession order is best for your client: to include sample creative visitation schedules; sample visitations for odd schedules (e.g. parents who work night shifts or the parent who works 24 on/48 off); special holidays; resources for supervising entities; alcoholic/addict/sex offender; samples of other orders which can be helpful such as if the child takes medication that one parent objects to; first right of refusal; and neutral exchange places. Amy Ann Geistweidt, Higdon Hardy & Zuflacht LLP - San Antonio, TX
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Friday Afternoon, Jan. 30, 2009

Presiding Officer:

Amy Lambert, Law Offices of Jennifer Tull - Austin, TX

	LUNCHEON PRESENTATION
12:00 pm	Pick up Box Lunch Included in conference registration fee.
12:15 pm 0.50 hr	Children's Rights in Court Hon. Rhonda G. Hurley, Travis County Civil District Courts - Austin, TX
12:45 pm	Break
1:00 pm 0.50 hr 0.25 hr ethics	LOST! The Legal, Practical and Emotional Conundrum of Losing Custody Assessing the loss and reviewing the options for moving forward; dealing with client emotions; evaluating what went wrong, if anything. Sallee S. Smyth, Attorney at Law - Richmond, TX
1:30 pm 0.50 hr	Parenting Across State Lines This session will cover jurisdiction and venue issues, modification of enforcement of out-of-state custody and child support, as well as dealing with the complexities of the UCCJEA and UIFSA. Brian L. Webb, Webb, Voyles & Pruitt, P.C. - Dallas, TX
2:00 pm 0.50 hr	Relocation Update This session reviews key relocation statutes and case law, discussing recent relocation decisions of the last three years. It will also review means of long distance contact, including electronic access, as well as a review of the rules of airlines regarding children traveling alone. Larry L. Martin, Geary Porter & Donovan PC - Addison, TX
2:30 pm	Adjourn