

2005

FAMILY LAW AND THE MILITARY

Earn up to 13.00 Hours of MCLE Credit Including 2.00 Hours of Ethics Credit



February 24-25, 2005

The Centennial NCO Club
Fort Bliss, Texas

*Register early to ensure easy access to the base.

The Conference is jointly sponsored by The El Paso County Family Law Bar Association, the Military Law Section of the State Bar of Texas, the Office of the Staff Judge Advocate, the Military Child Education Coalition (MCEC), and The University of Texas School of Law.

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THURSDAY MORNING, FEB. 24, 2005

Presiding Officer: Terry G. Pasqualone

8:00 a.m. Registration Opens

Includes continental breakfast.

9:00 a.m. Welcoming Remarks

Colonel Mark A. Rivest, Fort Bliss
Donald L. Williams, El Paso

9:15 a.m. .50 hr

Overview of the Military Legal Assistance Program and Family Related Aspects of the Uniform Code of Military Justice (UCMJ)

Explanation of the Military Legal Assistance Program and overview of family related areas of UCMJ, including criminal aspects of failure to pay child support, domestic violence, payment of debts, adultery, and role of chain of command in acting on these allegations.

Major Katherine A. Lehmann, Fort Bliss
Daniel P. McKernan, Fort Bliss

9:45 a.m. .75 hr

Interviewing and Counseling Service and Family Members

Information and materials provided to effectively interview and counsel military-related personnel in accordance with their unique family issues, circumstances and status as they prepare for initiation of Family Law cases.

Donald L. Williams, El Paso

10:30 a.m. Break

10:45 a.m. 1.00 hr

Jurisdiction and Service of Process

Acquiring jurisdiction over a service member and perfecting service on and off post.

Douglas C. Smith, El Paso
Captain Autumn M. Hayes, Fort Bliss

11:45 a.m. Luncheon Presentation .5 hr ethics

Please select on registration form

Lessons from the Defense Task Force on Domestic Violence (DTFDV)

Key issues and challenges facing the military in responding and minimizing domestic violence.

Hon Peter Macdonald (retired) a leading member of the Defense Department's Task Force on Domestic Violence (DTFDV) also serves on the Board of the National Council of Juvenile and Family Court Judges and its Domestic Violence in the Military Committee.

Hon. Peter Macdonald, Hopkinsville, KY

THURSDAY AFTERNOON

Presiding Officer: Terry G. Pasqualone

1:00 p.m. 1.25 hr including .75 Ethics

Legal Consequences of Domestic Violence

When violence is a part of the family dynamic, the consequences affect both individuals and systems, including civil and military justice systems. This session addresses the legal consequences of family violence, focusing on the interaction between the individual family members' decisions about how to respond legally to the violence and the legal systems in which those decisions are made.

Amy C. Wright, Austin, Moderator
Chaplain (Colonel) Frederick L. Hudson,
Fort Bliss
Captain Jay R. Combs, Fort Bliss
Jesus Rodriguez, El Paso
Hon. Peter Macdonald, Hopkinsville, KY

2:15 p.m. .75 hr

Debt and Bankruptcy

An overview of bankruptcy law and how it relates to family law and other military issues.

Edgar Borrego, El Paso

3:00 p.m. Break

Setting Child Support and Enforcement of Support

3:15 p.m. .83 hr

Establishment and Modification of Support Orders - Understanding the Framework of Support

This session covers the establishment and modification of support orders including a discussion of military pay, 2005 pay charts, allowances and net resources.

Debra Morgan, El Paso
Donald L. Williams, El Paso

4:05 p.m. .75 hr

Enforcement of Support Orders

A discussion of the special problems and opportunities that abound in collecting child support from the military service member.

Debra Morgan, El Paso
Kristina K. Voorhies, El Paso

4:50 p.m. .50 hr

Legal Issues Facing the Education of the Military Child

This session will focus on legal issues related to the highly mobile military child, including residency, transfer of records, academic requirements, deployment, custody and special programs.

Fancy H. Jezek, Harker Heights

5:20 p.m. Adjourn to Reception

FRIDAY MORNING, FEB. 25, 2005

Presiding Officer: Donald L. Williams

8:00 a.m. Conference Room Opens

Includes continental breakfast.

8:30 a.m. .50 hr

The Law of Military Retirement

An overview of the history and statutory basis for its division, the Uniformed Services Spouses Protection Act and applicable case law.

James N. Higdon, San Antonio

9:00 a.m. 1.00 hr

The Servicemembers Civil Relief Act

A complete summary of the Servicemembers Civil Relief Act, adopted in 2003, with the most recent legislative updates from the 108th Congress. The presentation will cover applications of the SCRA specifically targeted at family practitioners and will highlight those sections most likely to be utilized in family law settings.

John S. Odom, Jr., Shreveport, LA

10:00 a.m. Break

10:15 a.m. 1.25 hr

Military Retirement – Its Calculation and the Drafting of Orders Acceptable for Processing by the DFAS

Methodology for calculating military retirement and discussion of techniques for drafting orders that DFAS will accept; SBP costs and its calculation, and its effect on retired pay received and who does/should pay for it; dealing with DFAS in registering military retirement orders for receipt of pay and SBP coverage. The session will include a Q&A period.

James Higdon, San Antonio

11:30 a.m. .50 hr

Clarification and Enforcement of the Retirement Order

Discussion of statutory and caselaw basics for clarification and enforcement of orders dividing military retirement given prohibition of modifying terms of prior order.

Hon. Kathleen C. Anderson, El Paso
Hon. Ann Crawford McClure, El Paso

12:00 p.m. Luncheon Presentation .5 hr

Please select on registration form

The Uniform Code of Military Justice and Crimes Against Family Members

Join us for a keynote presentation by the Army's Chief Trial Judge.

Colonel Denise K. Vowell, Arlington, VA

FRIDAY AFTERNOON

Presiding Officer: Donald L. Williams

1:15 p.m. .75 hr

Uniform Services Employment and Reemployment Rights (USERRA)

An overview of the Uniformed Services Employment and Reemployment Rights Act, to give the practitioner an understanding of who is protected by the statute, how to invoke the statute, the reporting requirements after demobilization and methods of enforcement of the statute by judicial means.

John S. Odom, Jr., Shreveport, LA

2:00 p.m. 1.75 hr including .75 Ethics

Unique Parent-Child Issues in the Military Family

A discussion of the unique parent-child issues in the military family including enforcement, military family care plans, primary caretakers, guardianship, relocation, visitation, geographical restrictions and ethical considerations.

Terry G. Pasqualone, El Paso, Moderator
Amy C. Wright, Austin
Paula L. Thomas, El Paso
Philip E. Mullin, El Paso
Rita Ruelas, El Paso
Karen L. Gold, El Paso

3:45 p.m. Adjourn

REGISTRATION FOR LM05

Mail this registration form to:

The University of Texas School of Law, Attn. LM05
P.O. Box 7759, Austin, TX 78713-7759
or fax a copy to: (512) 475-6876

PLEASE PRINT CLEARLY

Bar Card# _____ TX Other State: _____ N/A

Name [Mr. / Ms.] _____

Firm _____

Address _____

City _____ State _____ Zip _____

Telephone _____ Fax _____

E-mail Address _____

REGISTRATION - Includes Course Binder

Register by February 15 to receive your access pass to Fort Bliss.

- Early Registration Fee due by Tue., Feb. 15, 2005 \$340.00
- Registration Fee after Tue., Feb. 15 2005 \$390.00
- I want to attend the Thursday Lunch with Hon. Peter Macdonald \$5.00
- I want to attend the Friday Lunch with COL Denise K. Vowell \$5.00

CONFERENCE PUBLICATIONS AND MEDIA

Allow 2-4 weeks from the conference date for delivery.

- Course Binder \$200.00
Note: Conference registration includes Course Binder.
- Audio CD Set \$175.00
- eBinder on CD (PDF format) \$200.00/\$50.00
(\$200 purchased alone, \$50 with registration or purchase of Course Binder or Audio CD Set)

GROUP CLE: Bring the conference in-house and learn at your convenience.

Allow 2-4 weeks from the conference date for delivery.

- Group CLE for 2—Includes Audio CD Set and Course Binder \$750.00
- _____ Add participants (includes Course Binder) for \$200 each \$ _____

METHOD OF PAYMENT

TOTAL ENCLOSED \$ _____

- Check (make checks payable to: **The University of Texas at Austin**)
- VISA or Mastercard (sorry, no AMEX or Discover)

Card # - - -

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Authorized Signature Exp. Date (mm/yy)

PLANNING COMMITTEE

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JAMES N. HIGDON San Antonio	LARRY MOEHNKE Harker Heights	DOUGLAS C. SMITH El Paso	AMY C. WRIGHT Austin
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FORT BLISS, TEXAS

February 24-25, 2005

CONFERENCE LOCATION

The Centennial NCO Club

U.S. Army MWR
Bldg 11199, Biggs Army Airfield
Fort Bliss, TX 79916

ACCOMMODATIONS

ON BASE

The Inn at Fort Bliss

Building 1744 Victory Ave.
Fort Bliss, TX 79916
1-800-723-8130 or (915) 565-7777

SPECIAL RATE \$39 single bed /
\$44 double bed (subject to avail-
ability) good through February
16, 2005

OFF BASE

Hilton El Paso Airport

2027 Airway Boulevard
El Paso, TX 79925
(915) 778-4241

KEY DATES

Registration and Cancellation

February 15, 2005, 5 p.m.

• **last day for early registration**
add \$50 for registrations
received after this time

February 18, 2005, 5 p.m.

• **last day for full refund**

February 21, 2005, 5 p.m.

• **last day for partial refunds**
\$50 processing fee applied

February 24, 2005, 9:15 a.m.

• **conference begins**

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This course has been approved for Minimum
Continuing Legal Education credit by the State
Bar of Texas Committee on MCLE in the amount
of 13.00 hours, of which 2.00 credit hour will ap-
ply to legal ethics/professional responsibility credit.

REGISTER BY FEBRUARY 15 — SAVE \$50 AND GET YOUR ACCESS PASS IN ADVANCE

The conference takes place at the Centennial Club located at Biggs Army Airfield, part of Fort Bliss. Access to Fort Bliss requires a special pass, which will be mailed to all conference registrants on February 16. Please register by February 15 to insure timely receipt of your access pass. Those registering after February 15 will be required to provide driver's license, vehicle registration and proof of insurance at the base entrance in order to gain access to the Centennial Club.

DIRECTIONS TO BIGGS FIELD AND CENTENNIAL CLUB

- From El Paso Airport: From 1-10W take the Airways/Airport/Ft.Bliss EXIT. Take Airways until it intersects or veers into Airport Road. Veer to the right on Airport Road and stay in the right-hand lane until you are forced to turn right into the Biggs Field Gate. Go through the gate and get into the left-hand lane. About a quarter of a mile you will see the Centennial Club on the left, sitting all by itself.
- From the Airport/Hilton Hotel, turn right on Airways, right on Airport and right into the Biggs Field Gate.
- From the Inn at Fort Bliss (Marshall Gate), turn right on Fred Wilson, get into the left-hand lane and turn left into the Biggs Field Gate.

CONFERENCE FACULTY

HON. KATHLEEN C. ANDERSON
383rd District Court
El Paso

EDGAR BORREGO
Tanz and Borrego
El Paso

CPT JAY R. COMBS
US Army
Fort Bliss

KAREN L. GOLD
El Paso

CPT AUTUMN M. HAYES
US Army
Fort Bliss

JAMES N. HIGDON
Higdon, Hardy & Zufacht, L.L.P.
San Antonio

CHAPLAIN (COL) FREDERICK L. HUDSON
US Army
Fort Bliss

FANCY H. JEZEK
Holbrook & Jezek
Harker Heights

MAJ KATHERINE A. LEHMANN
US Army
Fort Bliss

HON. PETER MACDONALD (RETIRED)
Hopkinsville, KY

HON. ANN CRAWFORD MCCLURE
Eighth Court of Appeals
El Paso

DANIEL P. MCKERNAN
Legal Assistance Division
U.S. Army
Fort Bliss

DEBRA MORGAN
Child Support Division
Office of the Texas Attorney General
El Paso

PHILIP E. MULLIN
Law Office of Philip E. Mullin
El Paso

JOHN S. ODOM, JR.
Jones, Odom, Davis & Politz, L.L.P.
Shreveport, LA

TERRY G. PASQUALONE
Domestic Relations Office
El Paso

COL MARK A. RIVEST
U.S. Army
Fort Bliss

JESUS RODRIGUEZ
El Paso County Attorney's Office
El Paso

RITA RUELAS
El Paso County Domestic Relations Office
El Paso

DOUGLAS C. SMITH
Law Office of Douglas C. Smith, P.L.L.C.
El Paso

PAULA L. THOMAS
Attorney at Law
El Paso

KRISTINA K. VOORHIES
El Paso County Domestic Relations Office
El Paso

COL DENISE K. VOWELL
US Army
Arlington, VA

DONALD L. WILLIAMS
Law Offices of Donald L. Williams
El Paso

AMY C. WRIGHT
Women's Advocacy Project, Inc.
Austin



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THE UNIVERSITY OF TEXAS SCHOOL OF LAW
P.O. Box 7759 • Austin, TX 78713-7759

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