

American Academy of Matrimonial Lawyers - May 2022
Monthly Newsletter



[IN THE NEWS](#) | [MEMBER RESOURCE LIBRARY](#) | [EVENTS](#) | [BOOKSTORE](#) | [JOURNAL](#)

[President's Message](#)

[New Fellows](#)

[AAML/Chapter/IAFL Events](#)

[Editor's Message \(Video\)](#)

[Chapter News](#)

[If They Could Talk](#)

[Fireside Chat \(Video\)](#) **New!**

[Tech Tips](#)

[Ipse Dixit!](#)

[Committee Spotlight](#)

[Fellow Functions](#)

[Articles](#)

[Announcements](#)

[June Events](#)

[Foundation](#)





Cary J. Mogerman
AAML President

As the summer approaches, we are offering four very exciting programs for Fellows of the American Academy of Matrimonial Lawyers. Now is the time to consider attending so you don't miss out on the negotiated hotel price due to procrastination!

PRESIDENT'S MESSAGE

Many of our Fellows have spent a lot of time and expended a lot of effort to develop and present these programs, and we hope as many members as possible will benefit. Information and registration for each may be found at aaml.org/events:

The first is the annual **AAML Institute for Family Law Associates**, to be held June 23-26 at the Loews Chicago Hotel. This celebrated training program for associates of Academy Fellows, offers them, the concentrated

substantive training in family law and professional practice methods that you don't have the time for. This year we offer both an advanced course focusing on business valuation and advanced financial topics, and the introductory course. Although the [Advanced Course](#) is nearly sold out, only a few places remain in the [Introductory Course](#).

The second is our [40-hour Mediation Training Program](#) to be held June 26-29, at the Loews Chicago Hotel. **Those completing the 40-hour program will be certified as AAML Trained Mediators.**

[CLICK TO READ MORE](#)



[Jim Mueller, Editor](#)



[Dawn Smith](#)



Last Call for National Office Nominations to be sent to:

[Brent Cashatt and Jill Peña.](#)

Nominations are being accepted up until the close of business day, **May 15, 2022.**

[CLICK TO READ MORE](#)



[CLICK](#) to see who won the **Professionalism & Collegiality Committee's** "Take Your Opposing Counsel to Lunch" contest!



The History/Photo Committee needs your help! Looking for AAML photos from the 60s through the 90s!
[CLICK](#) to see how you can help.



[CLICK](#) to read about the **LGBTQ+ and Domestic Violence** committees'
[Benchbook guide](#) and the [Are You Okay card](#) available in the Bookstore.



Live "In-Person" continuing education programs are back with a roar. [Click to read](#) about the AAML SoCal Chapter's 29th Annual Trial Institute in March, which was attended by more than 200 attorneys, 50 simulcast attendees and 20 sponsors.



Tech Tips Video

Brought to you by the *Practice & Technology* Committee's Fellow, [Kimberly W. Bryan](#). Watch as Kimberly guides you through the many beneficial ways of using an Apple AirTag and how to protect yourself while doing so.

THE AAML IS PLEASED TO WELCOME THE FOLLOWING NEW FELLOWS!

[Melisa K. Field](#)
Oakdale, MN

[Jared B. Pinkus](#)
Chicago, IL

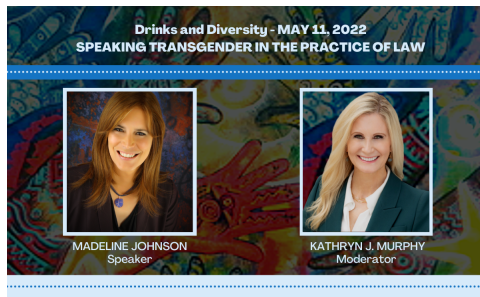
[Brett E. Jones](#)
Hopewell Junction, NY

[Louise C. Rogness](#)
Oakdale, MN

[Melissa A Kucinski](#)
Washington, DC

[Christopher K. Wrampelmeier](#)
Amarillo, TX

[Angela V. Lallemon](#)
Winona, MN



Coming Up!

Drinks and Diversity

May 11, 2022

For AAML Fellows - Log in Required

via Zoom Meetings

REGISTER

We will increase our cultural competency in the language spoken and heard in our transgender communities. Lessons on how to be an effective advocate and ally will be shared along with experiences which will enlighten our fellows.



Webinar

Military Pension Division: Your Ex-Mate and Route 1408

Part 2 of a 5-Part Military Family Law Series

June 9, 2022

1:00 pm - 2:00 pm ET

REGISTER

Register for a single webinar or all 5 for the price of 4

On-Demand

Part One - The Servicemembers Civil Relief Act (SCRA) and Family Law

Friday, 08/12/2022

Part Three: SBP and TSP: The Survivor Benefit Plan and Thrift Savings Plan

Friday, 10/14/22

Part Four: Military Disability Retirement and Family Law

Friday, 12/09/2022

Part Five: Domestic Violence and the Military: The Camouflage Connection


[REGISTER](#)

[REGISTER](#)

2022 AAML Institute for Family Law Associates

Introductory and Advanced Courses

June 23-26

Loews Chicago Hotel

Chicago, IL

Once All Seats are Filled - A Waiting List Will be Established

INTRODUCTORY PROGRAM

Only a Few Seats Available!

- Divorce Tax Issues
- How to Read and Interpret 1040s, 1120s and Corporate Financial Statements
- Basics of Business Valuation and Retirement Assets in Divorce.
- Trial Preparation: Use of Experts and Handling Issues Arising From Social Media
- Tips on Being the Most Effective 2nd Chair
- Meeting with Clients and Key tools to Market the Law Firm
- Understanding Personality Disorders that Present in Clients Counsel
- Child Custody Practice From Intake to Resolution
- Emerging LGBTQ Issues

ADVANCED PROGRAM

Only 1 Seat Available!

- Advanced focus on financial issues including a full day of business valuation training for lawyers
- How to analyze and interpret balance sheets and profit and loss statements
- Corporate taxation under Chapters C and S
- Cutting edge trial technology and presentation tips
- Executive compensation issues
- Direct and cross-examination of experts
- Deposition Techniques

[Download the
Introductory
Schedule](#)

[Download the
Advanced Course
Schedule](#)



2022 AAML Mediation Training

June 26-29

Loews Chicago

Chicago, IL

[REGISTER](#)

This is an interactive program providing information, insights and tips into the mediation process from initial intake work with clients, working with difficult parties, memorializing agreements, and tips on building your mediation practice.

Instructors and attendees from all over the country will provide their unique perspective in an interactive classroom

setting.

Hands-on instruction with the opportunity to participate in mock mediation demonstrations and receive feedback are key to the program's success.

Completing the 40-hour program enables Fellows to be certified as an AAML Trained Mediator and to be listed as such on the [AAML Website](#).

AAML EVENTS

[Drinks and Diversity](#)

[May 11, 2022](#)

[8:00pm - 9:30pm ET](#)

[AAML National Executive Committee Meeting](#)

[May 21, 2022](#)

[Denver, CO](#)

[Webinar - Military Pension Division](#)

[Your Ex-Mate and Route 1408](#)

[June 9, 2022 - 1pm - 2pm ET](#)

[2022 AAML Institute for Family Law Associates -](#)

[Introductory](#)

[June 23-26, 2022](#)

[Chicago, IL](#)

[2022 AAML Institute for Family Law Associates -](#)

[Advanced](#)

[June 23-26, 2022](#)

[Chicago, IL](#)

[2022 AAML Mediation Training](#)

[June 26-29, 2022](#)

[Chicago, IL](#)

[What Every Collaborative Family Law Professional](#)

[Should Know](#)

[July 22-24, 2022](#)

[Chicago, IL](#)

[Webinar: SBP and TSP: The Survivor Benefit Plan and](#)

[Thrift Savings Plan](#)

[August 12, 2022 - 1pm - 2pm ET](#)

[AAML National Executive Committee Meeting](#)

[September 10, 2022](#)

AAML CHAPTER EVENTS

[AAML-AZ 2022 Pima County Trial College](#)

[May 2-20, 2022](#)

[AAML-MI Advanced Family Law Seminar](#)

[May 5, 2022](#)

[AAML-NY Annual Dinner Dance](#)

[May 7, 2022](#)

[AAML-NJ Quarterly Meeting](#)

[May 10, 2022](#)

[AAML-NJ Seminar Series](#)

[May 26, 2022](#)

[AAML-VA Annual Meeting](#)

[June 17, 2022](#)

[AAML-NY Chapter Retreat](#)

[October 14-16, 2022](#)

[Click Here to View More](#)

IAFL EVENTS

[IAFL European Chapter Meeting-Athens](#)

[May 11-15, 2022](#)

[IAFL Annual Meeting-Marrakech](#)

[Nov 30-Dec 4, 2022](#)

[IAFL European Chapter Meeting-Venice](#)

[Feb 1-5, 2023](#)

[Click Here to View More](#)

**Journal of the American Academy of
Matrimonial Lawyers**



**Highlighting a Feature Article
from the Upcoming Issue of
Your Journal: The Equal
Parenting Time Debate**

The Journal board strives to publish articles that relate to important current issues affecting families. One such debate centers on legislative changes that would provide for a presumption of equal shared parenting time. The spring issue of the Journal includes a well-researched and

thoughtful article by Dr. Bud Dale, a forensic and family law attorney on this timely subject. It is entitled, "Still the One": Defending the Individualized Best Interest of the Child Standard Against Equal Parenting Time Presumptions.

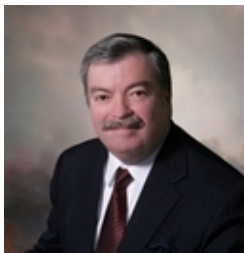
The author highlights the rationale for individualized consideration of the best interest that is based on the circumstances of each family instead of relying on presumptions that may be based on stereotypes, gender or other social policies. The strength of the article lies in the thorough review of the research that advocates attempt to use

to support their positions. The author explains how social science research is used and how it can be evaluated. He describes both qualitative and quantitative research including recent efforts to rely on meta-analyses and effect size as important concepts.

Particularly relevant to the debate is the research on the quality and quantity of contact between non-residential parents and their children.

[CLICK TO READ MORE](#)

**[Click Here to Browse Journal
Articles](#)**



Ukraine: Stay and Remain, (Part 2)

by [Mark E. Sullivan](#)

Author of the *The Military Divorce
Handbook*

*([Part 1](#) of this article explains how
to obtain a stay of proceedings.)*

Naval frigates, surveillance aircraft, artillery units and brigade combat teams are all heading out as part of the first-ever NATO Response Force.

Undoubtedly some of the servicemembers (SMs), will be involved in civil cases, administrative legal proceedings, and family law litigation. Some of these SMs will likely ask the court to freeze the case during a deployment (or any period in which the SM is unavailable due to assigned duties), so the status quo

The "stay" is how litigation may be suspended. The Servicemembers Civil Relief Act (SCRA), Chapter 50 of Title 50, U.S. Code, tells how to request and obtain a stay of proceedings.

Can a stay request be denied? Does the court have the power to refuse the application of a SM for a stay of proceedings while he or she is deployed and unavailable for participation in the litigation?

The answer is YES.

Thousands of servicemembers have been deployed in response to the Russian invasion of Ukraine.

will remain while the SM is not available.

[CLICK TO READ MORE](#)



"You Can't Do That!"
Stop Signs and Solutions in Military Division Cases (Part 4)
 by [Mark E. Sullivan](#)
 Author of the *The Military Divorce Handbook*

([Part 3](#) of this article covered Guard/Reserve pension division, the Frozen Benefit Rule, VA waivers and indemnification, and the Survivor Benefit Plan.)

Q. My client, John Doe, says he wants to give only part of the Survivor Benefit Plan coverage to his ex-wife. The parties were only married about 10 years, and he's engaged. He wants his fiancée to be the beneficiary for at least half of the SBP once they're married. Can the judge order that? More importantly, will the retired pay center honor that allocation if the court puts it in an order?

A. No - it cannot be done. Unlike other annuities, former spouse

coverage may not be shared with a current spouse to provide protection for both. There can be only one adult SBP beneficiary. You'll need to advise your client that the rule with SBP is "Your EX or your NEXT - take your pick."

Q. The ex-husband, John Doe, has decided that he doesn't want to have his full retired pay as the base amount for SBP; he wants to elect \$1,000 a month as the base.

[CLICK TO READ MORE](#)



"Undertakings Plus"
Golan v Saada and the Safe Return of Abducted Children
 by [Melissa Kucinski](#)

On March 22, 2022, the U.S. Supreme Court heard oral arguments in its fifth Hague Abduction Convention case, *Golan v. Saada*. The case revolved around Ms. Golan's retention of

wedding in 2018. Mr. Saada, the child's father, filed a suit in the U.S. District Court for the Eastern District of New York shortly after the retention, seeking the child's return to his habitual residence of Italy.

After nine days of trial, the District Court ordered BAS returned to Italy. It did so despite its finding that returning BAS would expose him to a grave risk of harm (i.e., domestic violence in this case). The District Court followed the Second Circuit precedent in *Blondin v. Dubois*, 189 F.3d 240 (1999), and took "into account any

the authorities of the state having jurisdiction over the question of custody) that can reduce whatever risk might otherwise be associated with a child's repatriation." Therefore, the District Court concluded that Mr. Saada's offer to pay Ms. Golan \$30,000, and his agreement to stay away from her and only visit BAS with her consent after his return to Italy, were sufficient to protect BAS, warranting the child's prompt return. Ms. Golan appealed.

On appeal, the Second Circuit expressed concerns with the ameliorative measures that the...

the parties' minor child, BAS, in New York, at the conclusion of a family

ameliorative measures (by the parents and by

[CLICK TO READ MORE](#)



WHY WE GIVE

As we begin to resume our normal, non-pandemic life, it is easy to forget how tough it all seemed to be living in lock-down, needlessly losing loved ones, being afraid to hug and interact with people, spending countless hours on Zoom and wondering if our lives would ever be the same.

Now that we have a glimmer of hope that life as we knew it will resume, it is more important than ever to remember those who need our help, and more importantly, our monetary donations, to get by.

We remain grateful for the AAML Foundation to serve as our guide to fund impactful donations to those families and organizations with the greatest needs. Through the Foundation, we can help organizations all around our country and

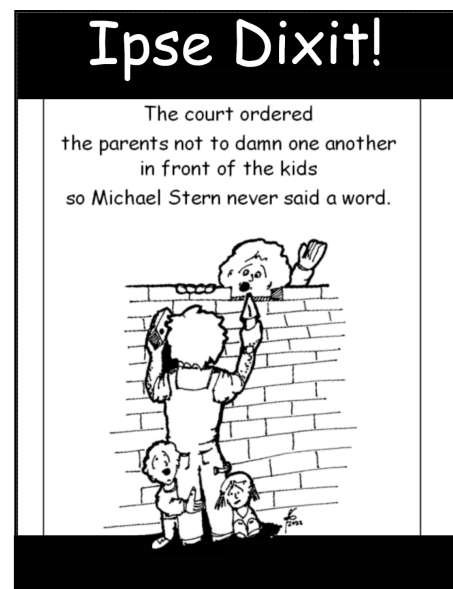
know that the funds we are donating are not going down a black hole, but rather are being used for their intended purpose. We can rely on the Foundation to do the hard work of finding appropriate grantees for our donations.

We give because the need is there and the needs are great. Too great for any one person to handle alone. But not too great that we can't, as an organization, make a significant difference to these organizations, and, in turn, to the families they serve.

[CLICK TO READ MORE](#)



Adonis, Ocean and Fireball photos submitted by Kiilu Davis



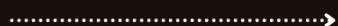


[Cartoonist: Ben Garber, PhD](#)
[Co-conspirator: Dana E. Prescott](#)

[CLICK TO VIEW PAST CARTOONS](#)

[CLICK TO VIEW THE](#)
[IF THEY COULD TALK GALLERY](#)

All Fellows, Chapters & Committees
are encouraged to submit
helpful videos, photos,
announcements, news and/or articles
that would be considered to be
supportive or informative.



FINAL DEADLINE FOR ALL MATERIALS:

**2 WEEKS PRIOR
TO THE 1ST WEDNESDAY OF THE MONTH**

Send all submissions for consideration
to:

Jim Mueller, Newsletter Editor
jmueller@vernerbrumley.com



[CONTACT US](#)

AAML National Headquarters

209 W Jackson Blvd, Ste 602

Chicago, IL. 60606

office@aaml.org

aaml.org



Articles in this Newsletter/Website do not necessarily represent the views of the American Academy of Matrimonial Lawyers,
etc., and do not constitute giving legal advice.

You have received this email from the AAML. If you wish to no longer receive emails from us, please visit: [@@unsubscribe_url@@](#)