

**American Academy of Matrimonial Lawyers - July 2022**  
*Monthly Newsletter*



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**Cary J. Mogerman**  
AAML President

Summertime is an especially active season for the Academy, as some of our most highly regarded programming takes place during this season. The Academy's annual Institute for Family Law Associates completed its 2022 Introductory and Advanced courses just last weekend in Chicago.

## PRESIDENT'S MESSAGE

It was another success, and sixty-nine early-career family law attorneys from all over the United States were taught, mentored and guided by Fellows of the Academy for four intensive days of professional education in hopes that they will not only become more skillful and effective in their firms, but that they might one day aspire to join the ranks of the Academy and embody the levels of excellence, professionalism, and scholarship expected of an Academy Fellow. The Institute is one of the things the Academy does best, and it was an

honor to be a part of it. I thank the Co-Chairs, past-President Elizabeth Green Lindsey and Maryland Fellow Maureen Glackin, and our excellent national office staff, as well as the members of the faculty, for their extraordinary efforts in planning and executing this annual program.

On the heels of the Institute, our mediation committee chaired by Fellows Jeff Brend of Illinois and David Horowitz of Arizona, led a successful 40-hour intensive training program in advanced mediation skills over four long but productive days.

[CLICK TO READ MORE](#)



[Jim Mueller, Editor](#)



***New Fireside Chat Coming in August!***



The 2022 -2023 Nominating Committee's announcement on the slate of nominees for national office is available.

The nominees will be presented to the Board of Governors for election at the Annual Meeting in November.

[CLICK HERE](#) to access the report in the Member Resource Library. *Log in is required.*

Please [Click Here](#) to complete the form and submit your

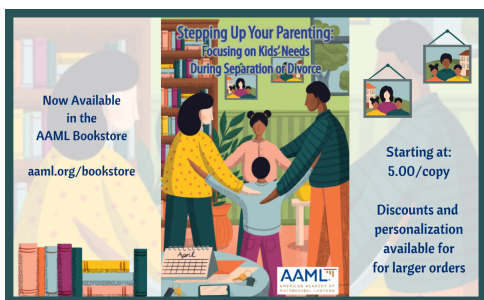


nomination on behalf of a Chapter or as an individual Fellow. The AAML Professionalism Award is presented each year at the Annual Meeting in Chicago. This year it will be awarded on the first day of CLE, November 10th.

All nominations are due no later than **September 1, 2022.**

**Now accepting nominations for the AAML Professionalism Award!**

**Receive a FREE COPY of *Stepping Up Your Parenting* when you register for the live broadcast of the July 22 webinar, *Positive Parenting When Parents Split!***



***Starting at 5.00/copy  
Discounts available  
for larger quantities***

### ***New Publication!***

Welcome to ***Stepping Up Your Parenting*** the newest, updated member of our publication family (formerly *Stepping Back From Anger*). This booklet is designed for clients to assist them in thinking about how to approach issues in a divorce or separation from a child-focused perspective. Full of helpful tips and resources!

**PURCHASE**



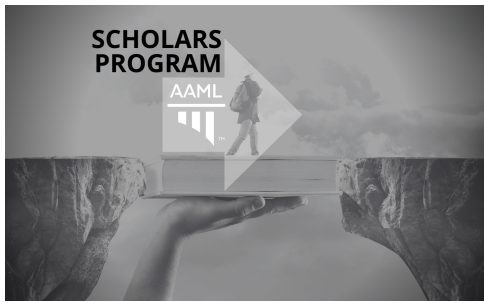
[CLICK](#) to see who won the **Professionalism & Collegiality Committee's "Take Your Opposing Counsel to Lunch" contest in May!**



The AAML History/Photo Committee is working on publishing a book to honor the 60 year history of the AAML. [CLICK](#) to see how you can help by July 15th.

some great advice to the scholars. This outstanding educational series was kick started by Dr. Sol Rappaport,





The AAML Scholars Program held its Inaugural Introduction Series on June 17<sup>th</sup>. AAML National President Cary Mogerman welcomed attendees and 1st Vice President, Ben Stevens provided

who presented on *Introduction to Custody Evaluations*. The success of this amazing program is credited to Gary Rosen (OH), and his scholar Sherif Owusu, Susan Myres (TX), and her scholar Patience Sofi, and Ronique Robinson (TX), and her scholar Kiara Chatman.

Many thanks to all the individuals who made the AAML Scholars Program a possibility.



On June 10, 2022, Fellows of the AAML -DC Chapter hosted a dinner at the historic Cosmos Club in Washington, D.C.

The [AAML-DC Chapter](#) had an amazing turnout of prospective fellows and a guest of honor, the Chief Judge Anita Josey-Herring of the Superior Court of the District of Columbia.

The last dinner held by the DC Chapter was in 2019, so this was an incredibly special night. Attendees were able to discuss, among other things, how the AAML-DC Chapter may be of service to the Family Court.

Our [AAML-Southern California Chapter](#) presented its seventh annual **Trial Basics Seminar** through Zoom on June 10. It has become a major annual event. We are pleased to continually host eager and focused family law lawyers from throughout Southern California.

Our Chapter presents TBS at no cost to our students - not a cent has ever been charged!



We provide substantial Mandatory Continuing Legal Education Credits to boot!

[CLICK TO READ MORE](#)

**Tech Tips Video**

Brought to you by the *Practice & Technology*





Committee's Fellow, [Richard West](#). This video explains the benefits of using ActiveWords to save time and increase productivity.

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## THE AAML IS PLEASED TO WELCOME THE FOLLOWING NEW FELLOWS!

[Staci Balbire](#)  
Chicago, IL

[Joi G. Kush](#)  
Colorado Springs, CO

[Peter C. Diamond](#)  
Portland, OR

[Rob McAngus](#)  
Dallas, TX

[Laura S. Fikes](#)  
Northport, AL

[Kathryn H. Mickelson](#)  
Chicago, IL

[Lisa J. Gill](#)  
Memphis, TN

[Candice K. Rogers](#)  
Pasadena, CA

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*via Zoom*

**Drinks and Diversity - July 2022**

**Cultural Competency**

**July 20, 2022**

*For AAML Fellows - Log in Required*

**REGISTER**

Time flies. Drinks and Diversity has been going on for 1 and 1/2 years.

We will be discussing the things we have learned together since our first meeting back in January of 2021.

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**What Every Collaborative Family Law Professional Should Know**

*See Registration Page for Schedule*

**14 Hours CLE**

**July 22-24, 2022**

Schiller DuCanto &amp; Fleck

**Chicago, IL****REGISTER**

From July 22-24, 2022, AAML Fellows and Collaborative Law Committee Co-Chairs, [Neil E. Kozek](#) and [Donna M. Genovese](#) will host this year's collaborative law program, "What Every Collaborative Family Law Professional Should Know" live in Chicago, IL.

Open to Fellows and Non-Fellows alike, this 14-Hour training is recommended if you are a practitioner with approximately five years of Collaborative Law experience under your belt. It offers training not only from an attorney's (Katherine Eisold Miller and Neil E. Kozek), perspective, but also from that of a mental health professional (Elana Katz, LCSW, LMFT) and a financial expert (Bob Bordett, CFP, CDFA, CPC).

This introspective approach will cover all facets of the intricate process of Collaborative Law leaving you with a complete and thorough training.

- Fine-tune your collaborative skills
- Deepen and extend your collaborative skills to become more effective with difficult cases
- Effectively address the emotional aspects of a divorce, including custody and custodial issues
- Address the necessary financial components of a divorce e.g., asset identification, valuation and address support issues
- Engage in role playing and self-discovery, to explore various approaches to increasing awareness and enhancing your collaborative skills

All this and much more will be covered in this interactive training to ensure you walk away with newly found knowledge to assist you in applying your new skills immediately as fully trained in most jurisdictions to practice Collaborative Law.

**Program Cost: \$995.00**

Note: 2022 Mediation Training Attendees will receive a discount.

For more info, email [Jill C. Peña](#).

If you have any questions about the program, please reach out to the Program Chairs, [Neil E. Kozek](#) and [Donna M. Genovese](#).

**Webinar - 1.0 Hour CLE****Positive Parenting When Parents Split****Friday, July 22, 2022**

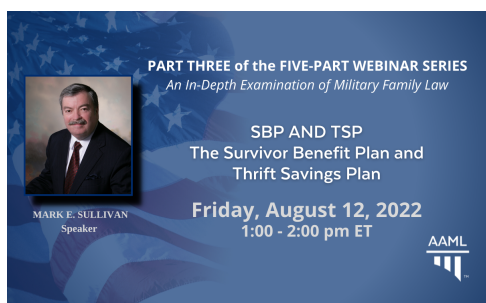


1:00 pm - 2:00 pm ET

[REGISTER](#)

This webinar will explore the positive changes your clients can make in parenting their children after their separation and the resources available to them to assist in that process. The presenters will also focus on how to help clients refocus their anger and resentment toward their coparent and learn a renewed need to focus solely on their children's best interest.

Everyone who registers for the live broadcast on July 22, will receive a free copy of [Stepping Up Your Parenting: Focusing on Kids' Needs During Separation or Divorce!](#)



Webinar - 1.0 Hour CLE

### SBP and TSP: The Survivor Benefit and Thrift Savings Plans

*Part 3 of the 5-Part Military Family Law Series*

Friday, August 12, 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 Two**: Military Pension Division: Your Ex-Mate and Route 1408

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

#### AAML EVENTS

[Drinks and Diversity](#)
[July 20, 2022](#)
[8pm - 9pm ET](#)

[What Every Collaborative Family Law Professional Should Know](#)

#### AAML CHAPTER EVENTS

[AAML-TX Annual Meeting & Dinner](#)
[August 8, 2022](#)
[AAML-NY Chapter Retreat](#)
[October 14-16, 2022](#)



[July 22-24, 2022](#)[Chicago, IL](#)[Webinar: Positive Parenting When Parents Split](#)[July 22, 2022 - 1pm - 2pm ET](#)[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](#)[St. Louis, MO](#)[Drinks and Diversity](#)[September 14, 2022](#)[8pm - 9pm ET](#)[AAML/BVR National Divorce Conference](#)[September 18-20, 2022](#)[Las Vegas, NV](#)[Click Here to View More](#)[AAML-NJ Board of Mangers, Chapter Meeting and](#)[Holiday Party](#)[December 8, 2022](#)[Click Here to View More](#)

## IAFL EVENTS

[Introduction to European Family Law Conference](#)[October 13-14, 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**

### Researcher's Corner

As we know, all states have case law that holds that cases interpreting the Federal Rules of Evidence, Federal Rules of Civil Procedure, and Federal Rules of Criminal Procedure are "persuasive" authority in interpreting the cognate state rule provision.

Save yourself the expense of buying the Rules. The Center for Computer-Assisted Legal

Instruction, better known as CALI, has released updated versions of its free federal rules ebooks.

#### Rules of Evidence:

<https://www.cali.org/books/federal-rules-evidence>,

#### Federal Rules of Civil

##### Procedure:

<https://www.cali.org/books/federal-rules-civil-procedure-2015-LII>,

#### and Federal Rules of Criminal

##### Procedure:

<https://www.cali.org/books/federal-rules-criminal-procedure-2015>.

They are in EPUB formats available free for anyone to download.

Using the search function on CALI's home page, you can also home in on articles interpreting specific rules by legal scholars.

The Annotated Rules, not downloadable, are also available at Cornell's Legal Information Institute. <https://www.law.cornell.edu/rules/frcp>;

<https://www.law.cornell.edu/rules/fre>;

<https://www.law.cornell.edu/rules/frcrmp>.

CALI publishes these in cooperation with the Legal Information Institute at Cornell Law School.

[Click Here to Browse Journal Articles](#)



**MDRP and CRDP: A Sea Change**  
by [Mark E. Sullivan](#)  
Author of the *The Military Divorce Handbook*

Is military disability retired pay divisible in divorce? Is Concurrent Retirement and Disability Pay divisible? A recent administrative ruling by the Department of Defense sheds new light on dividing CRDP when there is a disability retirement and a divorce. Let's see what the new rule is.

**Disability Retirement and Divorce**

When a servicemember (SM) is found unfit to continue serving, he or she is separated with a disability discharge. A military disability rating of 30% or more, or the completion of at least 20 years of service, means that the SM's separation comes with retired pay, often called MDRP, or military disability retired pay. By and large, MDRP is not divisible as property at divorce. If the disability retiree elects to receive VA disability compensation, that money is also non-divisible.

The receipt of VA disability pay means that the retiree must waive an equal amount of retired

pay. This is called the "VA waiver." This offset is remedied, however, by a statutory payment called Concurrent Retirement and Disability Pay, or CRDP. CRDP restores the amount of waived retired pay. For example, if John Doe receives \$2000 in MDRP monthly and he elects to get \$1200 per month VA disability compensation, then he must waive \$1200 of his retired pay; the amount waived, however, is made up by CRDP. Thus, he receives his full \$2000 each month as well as the \$1200 from the Department of Veterans Affairs.

[CLICK TO READ MORE](#)



**US Supreme Court Clarifies a Court's Discretion to Aid in the Return of Abducted Children**  
by [Melissa Kucinski](#)

On June 15, 2022, the U.S. Supreme Court issued its fifth Hague Abduction Convention opinion in *Golan v. Saada*, answering whether a trial court

The Supreme Court concluded that there is no "categorical requirement" that a court consider all ameliorative measures before denying a minor child's return to its habitual residence. Trial courts have "discretion to determine whether to return a child where doing so would pose a grave risk" which "includes the discretion whether to consider ameliorative measures that could ensure the child's safe return."

The Supreme Court included strong and supportive language for ameliorative measures, despite not

"should address ameliorative measures raised by the parties or obviously suggested by the circumstances of the case, such as in the example of a localized epidemic."

The Supreme Court also, however, set forth certain guiding constraints on the use of ameliorative measures that in many ways adopted the U.S. Solicitor General's argument. This may lead a court to decline to consider imposing ameliorative measures "where it is clear that they would not work because the

must consider ameliorative measures that could safely return an abducted child who otherwise would be exposed to a grave risk of harm if returned.

mandating their consideration, which gives trial courts some guidance in exercising their discretion. The Court concluded that the trial court

risk is so grave” such as in case of sexual abuse. The second is that the court hearing the Convention petition should

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### Spotlight on Dan Jaffe

**Jaffe Family Law Group, Los Angeles, California**

The Foundation spotlights and thanks Dan Jaffe, Jaffe Family Law Group, Los Angeles, California for his generous support of the AAML Foundation through a Qualified Charitable Distribution from his Individual Retirement Account.

Dan Jaffe is long renowned and admired for his skillful representation of high-net-worth individuals in family law matters.

What is perhaps not as well known, is that Dan is a generous philanthropist, equally dedicated to supporting programs that assist individuals in family law disputes who cannot afford an attorney. Rather than isolating himself in an insular world representing clients in the top ½% of the top 1% in terms of wealth and income, Dan is compassionately aware of the high percentage of individuals without the resources to hire legal representation in family law matters. Dan reports that 60%-70% of Los Angeles family law litigants are unrepresented because

they cannot afford an attorney yet they face the same legal issues as his high-net-worth clients – property division, custody and support issues and often face more difficult challenges meeting their basic day to day needs.

Dan openly shares his enduring gratitude for his law school education at UCLA and his highly successful law practice. Dan was raised in a home where supporting charitable programs assisting the less fortunate was a priority. Recognizing the rewards that his career brought him, Dan actively shares his blessings by generously supporting family law programs that provide legal assistance...

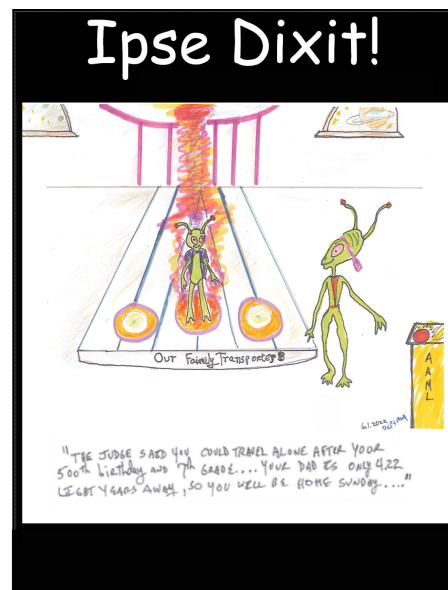
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**Wilber by Jill Jackson**

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



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

**[CLICK TO VIEW PAST CARTOONS](#)**



In Memoria  
**Barry Kantor**  
Virginia Beach, VA  
June 19, 2022  
[Obituary](#)



In Memoria  
**Floyd Nadler**  
Chicago, IL  
June 13, 2022  
[For More Info](#)

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](mailto:jmueller@vernerbrumley.com)



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