

As of November, 2012

ANDREW SCHEPARD
Publications, Law Reform Projects, Presentations,
Media Appearances and Cases

Publications

Book

CHILDREN, COURTS AND CUSTODY: INTERDISCIPLINARY MODELS FOR DIVORCING FAMILIES
(Cambridge University Press 2004)

Family Court Review

I have been the *Family Court Review's* Editor-in-Chief since 1998.

Family Court Review (FCR) is an international, interdisciplinary family law journal published quarterly-- a forum for the exchange of ideas, policy proposals, programs, empirical research, legislation, case law and reforms. It is sponsored by the Association of Family and Conciliation Courts (AFCC). AFCC is an interdisciplinary, international association of professionals dedicated to improving the lives of children and families through the resolution of family conflict. It promotes a collaborative approach to serving the needs of children among those who work in and with family law systems, encouraging education, research and innovation and identifying best practices.

FCR has published landmark special issues with articles from the law and social science on subjects such as domestic violence, child protection mediation, youth at risk, drug abuse and the family court, fatherhood, alienation of children during divorce and separation, attachment theory and child custody, unified family courts, LGBT families and many other cutting edge subjects.

Wiley- Blackwell Publishing, *FCR's* publisher, is the world's largest privately owned, independent, academic publishing company. The company publishes books and journals for the higher education, research and professional markets including *Law and Social Inquiry*, the *Journal of Supreme Court History*, and the *Journal of Empirical Legal Studies*. Wiley-Blackwell is the world's leading society publisher, partnering with 665 academic, medical, and professional societies and publishing 850 journals. Every *FCR* issue since it originated in the 1960s is available in PDF form at the Wiley-Blackwell website.

FCR has about 4,000 subscribers world- wide. *FCR* is accessible on the Westlaw and LexisNexis databases, leading social science indices, and is subscribed to by numerous libraries and individuals on both national and international levels. Presently, *FCR* is available at 3,000 learning institutions worldwide. *FCR* is also commonly cited to in judicial opinions (including the United States Supreme Court) and articles from the journal were downloaded from the publisher's website 66,608 times in 2010.

As Editor-in-Chief I am responsible for overall management and content of *FCR*. I plan

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out each issue, work with authors and special issue editors, organize the Editorial Advisory Board, edit articles, edit student notes, write editorial notes, supervise operations of the student staff, and coordinate *FCR*'s marketing and development with its publisher.

FCR's Associate Editor, Professor Robert E. Emery of the University of Virginia, a noted psychologist and Director of the University of Virginia's Center for Children, Families and the Law,, provides guidance on social science and interdisciplinary aspects of *FCR*'s articles. The fifty-member Editorial Board of *FCR* is composed of law and social science professors, researchers, lawyers, judges, psychologists, mediators, and court professionals who are experienced in issues that impact families in the legal process. It provides ongoing advice to the editors, and performs essential tasks such as completing peer reviews of submitted articles and developing issues on important themes.

Hofstra Law students serve as *FCR*'s editorial staff. They are selected through a writing competition conducted in cooperation with the other Hofstra Law Journals. Special consideration is given to students who are seriously interested in family law and family dispute resolution. The staff receives academic credit for its work and performs editorial and administrative functions similar to those performed by law students at other law reviews with similar levels of autonomy and supervision.

Staff members research and write law reform oriented notes, several of which are published in each issue. The student staff selects which notes are published. During the research and writing of their notes each student makes an oral presentation of his or her thesis to an invited panel of outside experts. The student editor in chief attends the annual meeting of the *FCR* Editorial Board. The student staff administers an essay contest for law students from other school, the winning entry being published in *FCR*.

Law Review Articles

Hofstra's Family Law with Skills Course: Implementing FLER (the Family Law Education Reform Project), 49 FAM. CT. REV. 685 (2011) (with Di Fonzo).

Kramer vs. Kramer Revisited: A Comment on The Miller Commission Report and the Obligation of Divorce Lawyers for Parents to Discuss Alternative Dispute Resolution with Their Clients, 27 PACE L. REV. 101 (2007) (symposium issue)

Foreword to the Special Issue on the Family Law Education Project, 44 FAM. CT. REV. 513 (2006) (with Peter Salem)

Efficiency, Therapeutic Justice, Mediation and Evaluation: Reflections on a Survey of Unified Family Courts, 37 FAM. L. Q. 333 (2003) (part of symposium issue on unified family courts) (with Bozzomo)

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Law Schools and Family Court Reform, 40 FAM. CT. REV. 460 (2002) (part of symposium issue on family court reform).

The Evolving Judicial Role in Child Custody Disputes: From Fault Finder to Conflict Manager to Differential Case Management, 22 U. ARK. LITTLE ROCK L. REV. 395 (2000) (part of Ben J. Altheimer Symposium on Children of Embattled Divorce).

Parental Conflict Prevention Programs and the Unified Family Court: A Public Health Perspective, 32 FAM. L. Q. 95 (1998) (part of symposium issue on unified family courts).

Planning for P.E.A.C.E.: The Development of Court-Connected Education Programs for Divorcing and Separating Families, 23 HOFSTRA L. REV. 845 (1995) (with Schlissel).

Parent Education as a Distinct Field of Practice, 34 FAM. & CONCIL. CTS. REV. 9 (1996) (with Salem and Schlissel).

War and P.E.A.C.E.: A Preliminary Report and a Model Statute on an Interdisciplinary Educational Program for Divorcing and Separating Parents, 27 U. MICH. J. L. REF. 131 (Fall 1993).

Preventing Trauma for the Children of Divorce Through Education and Professional Responsibility, 16 NOVA L. REV. 767 (1992) (with Atwood and Schlissel) (part of symposium issue on children and law).

Divorce, Marital Torts and Res Judicata, 24 FAM. L. Q. 127 (1990).

AIDS and Divorce, 23 FAM. L. Q. 1 (1989).

Taking Children Seriously: Promoting Cooperative Custody After Divorce, 64 TEX. L. REV. 687 (1986).

Court-Ordered Mediation in Family Disputes: The New York Proposal, 14 N.Y.U. REV. L. & SOC. CHANGE 741 (1986) (with Silberman).

Consultants' Comments on The New York State Law Revision Commission Recommendation on the Child Custody Dispute Resolution Process, 19 COL. J. L. & SOC. PROB. 399 (1985) (with Silberman).

Ground Rules for Custody Mediation and Modification, 48 ALBANY L. REV. 616 (1984) (with Philbrick and Rabino).

Another Look: Trial Court Unification in California in the Post Proposition 13 Era, 11 SW. U.

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L. REV. 1295 (1979).

Note, *Sex Discrimination and Equal Protection: Do We Need a Constitutional Amendment?*, 84 HARV. L. REV. 1499 (1971) (first law review note ever published that argued that sex should be a "suspect classification" under the equal protection clause).

The Supreme Court, 1970 Term, 85 HARV. L. REV. 135 (1971) (note on reapportionment case).

Law Reform Projects

- (1) I was the Reporter for an interdisciplinary Task Force of the Association of Family and Conciliation Courts which examined the practice of lawyers hiring mental health consultants in child custody disputes. The Task Force's Discussion Paper, *Mental Health Consultants and Child Custody Evaluations*: is available at 49 FAM. CT. REV. 723 (2011).
- (2) I was a member of multi disciplinary team organized by the Association of Family and Conciliation Courts which wrote a report which evaluated the family court services of the Marion County (Indianapolis), Indiana Court System and made recommendations for reform and improvements (November 2010)
- (3) I was the Reporter for the Uniform Law Commission's (formerly the National Conference of Commissioners on Uniform State Laws) Drafting Committee for the *Uniform Collaborative Law Act*. The UCLA and collaborative law were the subjects of a special issue of the *Hofstra Law Review* with additional articles and commentary.
- (4) I was the Reporter for the *Model Standards of Practice for Family and Divorce Mediation*, a multi year, multi organization project to create uniform national standards for family and divorce mediation practice. They were approved by the American Bar Association in February 2001. They are published at *An Introduction to the Model Standards of Practice for Family and Divorce Mediation*, 38 FAM. L. Q. 1 (2001) and the *Model Standards of Practice for Family and Divorce Mediation*, 39 FAM. CT. REV. 121 (2001) and 39 FAM. L. Q. 27 (2001).
- (5) *Report of the P.E.A.C.E. Advisory Committee to Chief Judge Judith S. Kaye* (November, 1994) (report to Chief Judge of New York State on the first phases of P.E.A.C.E.'s pilot programs and recommendations for the future).
- (6) New York State Law Revision Commission, *Recommendation to the 1985 Legislature on the Child Custody Dispute Resolution Process*, 19 COL J. L. & SOC. PROB 105 (1985) (co-consultant for study recommending creation of a publicly financed mediation system and other changes in way courts handle custody disputes).

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- (7) Numerous reports for State Bar of California on aspects of judicial administration while serving as a consultant to its Special Committee on Trial Court Improvements.

Book Chapters

The Model Standards of Practice for Family and Divorce Mediation in DIVORCE AND FAMILY MEDIATION (Jay Folberg, Ann Milne & Peter Salem eds.) (Guilford Press 2004)

Divorce, Custody and Visitation in ADR HANDBOOK FOR JUDGES 89-111 (Donna Stienstra & Susan M. Yates, eds. 2004) (Published by the American Bar Association Section of Dispute Resolution) (collection of essays on alternative dispute resolution by national experts intended for judges).

Professional Skills Teaching Materials

Jennifer Gundlach, Eric M. Freedman & Andrew Schepard, SACHS V. JEFFERSON INSTITUTE OF TECHNOLOGY (2011) (case file for use in civil advocacy courses including civil procedure, pre trial skills, alternatives to litigation and discovery practice in development)

Andrew I. Schepard, Gregory Firestone, Louis Ortiz, Arline S. Rotman, Philip M. Stahl, ALLEN V. ALLEN: CASE FILE AND PROBLEMS (National Institute for Trial Advocacy 2005) (case file written by an interdisciplinary team designed to train lawyers, mental health professionals, mediators, and financial planners who work with parents and children experiencing family reorganization because of divorce).

Shorter Articles

Law and Children column of the New York Law Journal

I founded the Law and Children column of the *New York Law Journal*, the daily newspaper for the New York legal community to heighten awareness of children's issues. The column has appeared approximately six times a year since 1996. To date I have written approximately 80 columns.

The Law and Children column highlights new legal developments and discusses public policy issues relating to children including: child abuse, domestic violence, child custody, mediation, foster care, PINS and any other matter relating to children. The column also periodically highlights projects and important events for the child advocacy community.. A separate list of the columns is available on request.

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Other Short Articles

Family Law Education Reform Project Seeks Law School Curriculum Reform, UNIFIED FAM. CT. CONNECTION 13 (Winter 2011).

Regulating Collaborative Law: The Uniform Collaborative Law Act Takes Shape. 17 DIS. RES. MAG. 26 (Fall 2010) (with David A. Hoffman)

Collaborative Law and the Uniform Collaborative Law Act, 3 N.Y. DIS. RES. L. 26 (Fall 2010).

Does Your Mediator Measure Up?: Standards of Practice for Family and Divorce Mediation, 24 FAM. ADVOCATE 22 (Spring 2002) (with Ann Milne) (special issue on alternatives to litigation).

Supporting Parent-Clients in Mediation of Child Custody Disputes, 10 PRAC. LITIGATOR 7 (1999).

The Push for Parent Education, 19 FAM. ADV. 53 (Spring 1997) (with Salem and Schlissel).

Parent Education and Custody Effectiveness (P.E.A.C.E.): A Preliminary Report to the New York Legal Community, 68 N. Y. S. B. J. 42 (Feb. 1996) (with Miller and Schlissel).

Judicial Review of Academic Student Evaluations: A Comment on Susan "M" v. New York Law School From Those Who Litigated It, 77 WEST'S EDUC. L. REPORTER 1089 (Dec. 17, 1992) (with Weinberger).

AIDS and Divorce, 12 FAIRSHARE 10 (Feb. 1992).

The Developing Partnership Between Clinical and Traditional Education, 2 HOFSTRA L. MAG. 18 (1989).

AIDS and New York Matrimonial Law, N. Y. S. B. J. Nov. 1988 at 29 (with Rothman and Nassar).

Leaving Home, FAMILY L. REV. OF THE FAMILY LAW SECTION OF THE N.Y.S. B. A. Sept. 1987 at 12 (with Rothman and Nassar).

Book Reviews

Lawyers' Bookshelf, Review of MICHAEL ASIMOW & SHANNON MADER, LAW AND POPULAR CULTURE: A COURSE BOOK [Politics, Media, and Popular Culture], N.Y.L.J., Jan. 7, 2005 at 2.

Lawyers' Bookshelf: Review of ROBERT STEPHAN COHEN, RECONCILABLE DIFFERENCES: 7 ESSENTIAL TIPS TO REMAINING TOGETHER FROM A TOP MATRIMONIAL LAWYER (Pocket Books

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2002), N.Y. L. J., May 28, 2002 at 2.

Life with Gault, 12 COL. HUM. RIGHTS L. REV. 176 (1980-81) (reviewing PETER PRESCOTT, *THE CHILD SAVERS; JUVENILE JUSTICE OBSERVED* (1980)).

Review of ONE L by Scott Turow, 1 LOS ANGELES LAWYER 42 (1978).

Review of CRIMES AND RIGHTS: THE PENAL CODE VIEWED AS A BILL OF RIGHTS by Macklin Fleming, 53 Cal. S. B. J. 236 (1978).

Review of *THINKING ABOUT CRIME* by James Wilson, 51 Los Angeles B. J. 394 (1978).

Newspaper Articles

Jurisdiction, Due Process and No-Fault Divorce, N. Y. L. J., Mar. 14, 2011 at 6, col. 1 (with Scheinbaum and Miller).

P.E.A.C.E.: A Program of Parent Education, N.Y. L. J. Dec. 5, 1991 at 2 (with Atwood and Schlissel).

Reagan, Carter and the Bench: A Comparison of Their Records in Appointing Judges, L.A. TIMES § 6, Nov. 2, 1980 at 5.

Judicial Selection Process Lacks Merit, L. A. TIMES, § 2, Oct. 23, 1979 at 5 (advocating merit selection system for California State judiciary) (co-author).

Campaign Funds: A Fairness Bill Comes Due, L.A. TIMES, § 2, Sept. 17, 1978 at 5 (describing report of Los Angeles Citizens Committee on Municipal Campaign Reform).

A Shotgun Wedding at the Bar, L. A. TIMES, §2, May 2, 1977 at 7 (commenting on proposals to require lawyers to spend a percentage of their time representing indigent clients).

The Sylmar White Elephant: Forget It, L.A. TIMES § 2, Apr. 21, 1977 at 8 (arguing against County's construction of large pretrial detention facility for juveniles).

Presentations

2012

Plan for an Interdisciplinary Center for Divorcing and Separating Parents- Presentations to the faculty and students of Denver University School of Law and leadership of the Colorado Divorce and Family Law Bar- I am a consultant to the Institute for the Advancement of the American

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Legal System (IAALS) which is sponsoring an Honoring Families Initiative. As part of that Initiative, I am consulting about a plan for an interdisciplinary center to support separating and divorcing parents which will be created on campus at Denver University. The Center's goal is to encourage as many parents as possible to plan for the future economic, emotional and educational welfare of their children and each other and reach agreement without judicial intervention to resolve their disputes. It is a joint project of the DU Law School, School of Social Work and Department of Psychology. It is also supported by the Colorado College of Financial Planning and will serve as a vehicle to educate students of all the sponsoring entities. Denver, CO. (Nov. 6, 2012)

Zealous Advocacy and Best Interests: Ethical Dilemmas and the Practice of Family Law- organized, moderated and presented at all day Institute at the 2012 Convention of the Association of Family And Conciliation Courts, Chicago, IL (June 6, 2012)

Family Law and the Cinema- moderator of Workshop at the the 2012 Convention of the Association of Family And Conciliation Courts, Chicago, IL (June 8, 2012)

2011

"I Get No Respect –Improving the Public Perception of Family Lawyers in Law School and Beyond. Keynote Address at the 2011 Family Law Annual Conference of the Oregon State Bar Family Law Section, Salishan Resort, Gleneden Beach, Ore. (Oct. 14, 2011).

Contemporary Practices of Court ADR presentation at a conference on the Future of Court ADR: Mediation and Beyond, co sponsored by the Association of Family and Conciliation Courts, the Dispute Resolution Programs of Marquette Law School and Resolution Systems Institute at Marquette Law School, Milwaukee, WI (Sept. 23-24, 2011).

Ethical Issues: Zealous Advocacy versus Best Interests of Children presentation to the joint conference of the American Academy of Matrimonial Lawyers and the Association of Family and Conciliation Courts, Philadelphia, PA. (Sept. 16 & 17, 2011) (Presentation was devised with an experienced member of the AAML and a forensic psychologist with the aim of facilitating joint discussion between lawyers and mental health professionals on the ethical issues raised by child custody disputes. It incorporated use of instant polling technology to enable participants to instantly register their opinions and to compare similarities and differences in the responses of lawyers and mental professionals to the same ethical dilemmas).

Families Do Matter: Changes in Divorce Practice 1960-2011, presentation to the Family Law Section of the American Bar Association at the annual meeting of the American Bar Association Toronto, Ontario, Canada (Aug. 5, 2011).

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Family Law Education Reform and the Law School Family Law Curriculum, workshop presentation at the annual conference of the National Council of Juvenile and Family Court Judges, New York, NY. (July 25, 2011) (with DiFonzo).

High Conflict Families In Divorce and Separation and Parenting Coordination: An Option for the Last Resort, workshop presentation at the annual conference of the National Council of Juvenile and Family Court Judges, New York, NY. (July 25, 2011).

Intimate Partner Violence Best Practices: The Uniform Collaborative Law Act Raises the Bar, workshop presentation at the annual conference of the Association of Family and Conciliation Courts, Orlando, FL, (June 2, 2011) (with Ver Steegh).

Mental Health Consultants and Peer Review in Child Custody Evaluations, presentation to the Interdisciplinary Forum on Family and Mental Health of New York, New York, N.Y. (Mar. 17, 2011).

The Uniform Collaborative Law Act and the Past, Present and Future of Collaborative Law presentation at Symposium on The Future is Now: Collaborative & Therapeutic Family Law, at Barry University School of Law, Orlando, FL. (Mar. 11, 2011).

Kramer v. Kramer Revisited: Why Divorce Lawyers for Parents Should Be Required to Discuss ADR with Their Clients presentation at the 2011 Gilvary Symposium on Law, Religion and Social Justice at the University of Dayton Law School, Dayton, OH. (Jan. 21, 2011).

2010

Lessons Learned from the Standards of Practice for Family and Divorce Mediation, Connecticut Council on Divorce Mediation and Collaborative Practice on New Haven, CT (Nov. 30, 2010)

Moderator of Town Hall meeting on *Mental Health Consultants and Child Custody Evaluations*, Association of Family and Conciliation Courts Conference, Cambridge, MA (Oct. 29, 2010)

Invited participant in the Families Matter Symposium organized by the American Bar Association Section on Family Law and the Center for Children, Families and the Courts at the University of Baltimore School of Law. The purpose of the Symposium was to convene national leaders from different disciplines to create an agenda for “changing the practice of family law from an adversarial and divisive process to one that focuses on methods that are less destructive to families and children.” Baltimore, MD. (June 24-25, 2010).

Featured speaker at On the Road to Best Practices in Matrimonial and Family Court Matters: When Children Reject a Parent: Strategies for Professionals. This symposium co sponsored by Children Come First, Catholic Charities, Child & Family Services and the NYS State Child

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Welfare Court Improvement Project Buffalo, N. Y. (May 7, 2010).

Invited Testimony on The Effects of Fault and No Fault Divorce on Children, New York State Senate Public Hearing on No Fault Divorce and Matrimonial Law Reform, New York, N.Y. (May 6, 2010).

The Uniform Collaborative Law Act and the Past, Present and Future of Collaborative Law, Connecticut Council for Divorce Mediation and Collaborative Practice, New Haven, CT. (May 4, 2010).

Kramer v. Kramer Revisited: The Evolution of Divorce Lawyers from “Zealous” to “Constructive Advocacy,” keynote address at the 2010 Conference of the New York State Council on Divorce Mediation, Saratoga Springs, N.Y. (Apr. 29, 2010).

Faculty member for a national teleconference continuing education program on Recent ADR Model Acts on Arbitration, Mediation and Collaborative Law: Latest Progress and Why Does It Matter? The Program was co-sponsored by the Alternative Dispute Resolution Committees of the ABA Litigation, Business Law, TIPS, and Public Contracts Law Sections and in collaboration with the Alternative Dispute Resolution Committees of numerous State Bar Associations, (Apr, 27, 2010).

Organizer of Charting a Better Future for Youth: A National Summit on Effective Implementation of the Fostering Connections to Success Act sponsored by the American Bar Association Commission on Youth at Risk and numerous other national organizations held at Roosevelt House Public Policy Institute at Hunter College, New York, N.Y. (April 15-16, 2010).

The Uniform Collaborative Law Act and the Past, Present and Future of Collaborative Law, Dickinson School of Law at Pennsylvania State University, Carlisle, PA. (Apr. 14, 2010).

Acceptance Speech on Receiving the Lawyer as Problem Solver Award, Awards Dinner of the Dispute Resolution Section of the American Bar Association, San Francisco, CA. (Apr. 9, 2010).

Consultant Conduct in Cases of Contested Custody, Interdisciplinary Forum on Family Law and Mental Health, New York, N.Y. (Jan. 21, 2010).

2009

Presented the Uniform Collaborative Law Act to the Uniform Law Commission’s Annual Meeting, Santa Fe, New Mexico (July 9-12, 2009).

The Ten Commandments of Integrating Skills into the Basic Family Law Course, Future of Family Law Education Conference, William Mitchell College of Law, St. Paul, MN (June 26,

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2009).

The Evolving Family Court System: Progress at a Price? Moderator of a plenary session panel discussion. Annual Conference of the Association of Family and Conciliation Courts, New Orleans, LA. (May 29, 2009)

Uniform Collaborative Law Act: Open Forum. Annual Conference of the Association of Family and Conciliation Courts, New Orleans, LA. (May 29, 2009)

The Ortiz Family Meets the Family Court: Past Present and Future? Keynote Presentation to the Montgomery County, Maryland Divorce Roundtable Conference, Shady Grove in Rockville, MD. (May 8, 2009) .

If Mediation is So Good, Why is New York So Bad, and What Can We Do About It? Keynote Plenary Address for Mediate for the Children, the Northeast Mediation Conference sponsored by the New York State Council on Divorce Mediation, Tarrytown, New York (Apr. 30, 2009).

Navigating the Winds of Change, Keynote Plenary Presentation to 2009 Family Dispute Resolution Statewide Educational Institute sponsored by the Judicial Council of California, Administrative Office of the Courts, Center for Families, Children and the Courts, Los Angeles, Calif. (Apr. 23, 2009)

2008

Commentator on *New York's New Multi-Door Courthouse- The Quiet Revolution*, Association of Family and Conciliation Courts- New York Chapter 2008 Annual Conference at the Association of the Bar of the City of New York (Nov. 7, 2008)

Moderator of interdisciplinary panel on *Advancing the Right to Quality Education: The Role of the Legal Profession in Educational Reform.* Sponsored by the Youth at Risk Commission of the American Bar Association and Lexis-Nexis at the ABA 2008 Annual Meeting (New York, NY Aug. 8, 2008)

Presented draft of the Collaborative Law Act for "First Read" to the Uniform Law Commission (formerly the National Conference of Commissioners on Uniform State Law) at the Commission's 2008 Annual Meeting, Big Sky, Montana (July 22, 2008)

The Uniform Collaborative Law Act, Annual Conference of the Association of Family and Conciliation Courts, Vancouver, British Columbia, Canada (May 30, 2008).

Child Custody, Visitation and Family Offense Proceedings presentation at *Children in the Court: Concerns, Challenges and Benefits of Youth Participation in Court Proceedings*, Committee on Children and the Law, Annual Meeting of the New York State Bar Association, New York, N.Y.

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(Feb. 1, 2008).

2007

The Uniform Collaborative Law Act at the Conference of the New York Chapter of the Association of Family and Conciliation Courts, New York, NY (Dec. 7, 2007)

Kramer v. Kramer Revisited: Ethical and Practical Considerations for Lawyers and Judges in High Conflict Parenting Disputes, keynote address at multi disciplinary conference *For the Sake of the Children: Advances In Family Dispute Resolution* co sponsored by the Indiana University School of Law and Department of Psychological and Brain Sciences, Bloomington, IN. (Nov. 15, 2007).

The Uniform Collaborative Law Act at the Conference of the International Academy of Collaborative Professionals, Toronto, Ontario, Canada (Oct. 28, 2007)

Moderator Forum on *The Need for No Fault Divorce* at the Association of the Bar of the City of New York, New York, NY (Oct. 11, 2007) (co-sponsored by the New York State Judicial Institute and other major bar groups and law schools)

What Makes A Great Family Court? Presentation to Family Law for the Minnesota Judiciary Minneapolis, MN (Oct. 9, 2007)

Moderator of *Youth "Aging Out" of Foster Care: Enhancing Supports, Court Processes, Laws and Legal Responses* at the American Bar Association Convention, San Francisco, CA (Aug. 11, 2007).

Cross Examination and Expert Testimony in Parenting Disputes at the 44th Annual Conference of the Association of Family and Conciliation Courts, Washington, D.C. (May 31, 2007).

Moderator of *Town Hall on Unified Family Courts* at the American Bar Association and the University of Baltimore Center for Families, Children and the Courts, Summit on Unified Family Courts, Baltimore, Md. (May 4, 2007)

Panelist in Workshop on *Law Schools and the Bar: Serving the Community*, American Bar Association and the University of Baltimore Center for Families, Children and the Courts, Summit on Unified Family Courts, Baltimore, Md. (May 4, 2007)

Moderator of Workshop on *Services and Accountability in a Unified Family Court*, American Bar Association and the University of Baltimore Center for Families, Children and the Courts, Summit on Unified Family Courts, Baltimore, Md. (May 3, 2007)

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Moderator of Pre Conference Institute on *Youth at Risk: Keeping Adolescents Out of the Child Welfare and Juvenile Justice Systems by Aiding Teens in Conflict With Their Families*, American Bar Association's 12th National Conference on Children and the Law, sponsored by the ABA Center on Children and the Law and the Harvard Law School Child Advocacy Program, Harvard Law School, Cambridge, Mass. (Apr. 13, 2007)

Law School Child Programs, American Bar Association's 12th National Conference on Children and the Law, sponsored by the ABA Center on Children and the Law and the Harvard Law School Child Advocacy Program, Harvard Law School, Cambridge, Mass. (Apr. 13, 2007)

Domestic Violence and Family Courts invited participant in think tank conference sponsored by the Association of Family and Conciliation Courts, the National Council of Juvenile and Family Court Judges and the Johnson Foundation held at Wingspread Conference Center of the Johnson Foundation, Racine, WI, (Feb. 15-17, 2007)

2006

Kramer v. Kramer Revisited: Why Divorce Lawyers for Parents Should Be Required to Discuss ADR With Clients, Association of Family and Conciliation Courts, New York Chapter, Annual Conference at the Association of the Bar of the City of New York, New York, N.Y. (Dec. 1, 2006)

What's Wrong With Children's Rights?, Moderator of a Plenary Session Panel at the Convention of the Association of Family and Conciliation Courts, Tampa, Fla. (June 1, 2006)

Implementing The Family Law Education Reform Project, Workshop at the Conference of the Association of Family and Conciliation Courts, Tampa, Fla. (June 1, 2006)

Ethics in Mediation: Dilemmas and Standards of Practice to Mediation and Domestic Violence: an Interdisciplinary Conference, Vassar College, Poughkeepsie, N.Y. (May 11, 2006) (with Baruch Bush)

The Family Law Education Reform Project to the Council of the Section on Family Law of the American Bar Association, Washington, D.C., (May 5, 2006)

The Family Law Education Reform Project to the Council on Children of the Association of the Bar of the City of New York, New York, N. Y. (Apr. 16, 2006)

The Family Law Education Reform Project to the Committee on Family Courts and Family Law, Association of the Bar of the City of New York, New York, N.Y. (Mar. 15, 2006) (part of a panel on Family Law Education)

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The Family Law Education Reform Project: Integrating ADR into the Law Curriculum American Association of Law Schools Section Extended Program, jointly sponsored by the Sections of Alternative Dispute Resolution and Family and Juvenile Law, AALS Convention, Washington, D.C., (Jan. 4, 2006).

Chaired panel responding to Chief Judge Judith S. Kaye's Keynote Address at the *American Bar Association's Youth at Risk Initiative Planning Conference*, Hofstra Law School, Hempstead, N.Y., (Feb. 2, 2006)

2005

Kramer v. Kramer Revisited: The Evolving Ethical Responsibilities of Divorce Lawyers to Children, High Conflict Process for Child Access Cases, Circuit Court for Baltimore County, Towson, Md., (Oct. 28, 2005)

On the Road to Best Practice: Custody, Access, Conflict and Interventions, University of Buffalo School of Social Work, Buffalo, N. Y., (Oct. 20, 2005) (All day conference on child custody reform co sponsored by the Unified Court System of the State of New York, Catholic Charities of Buffalo, Child and Family Services Center for Resolution and Justice and the New York State Dispute Resolution Center).

Reforming Family Law Education. National Council of Juvenile and Family Court Judges Forum on Children and Families in Court, Cleveland, Ohio (Oct. 18, 2005) (panel discussion)

Triage in Child Custody Cases: Matching Appropriate Services with Family Needs, National Council of Juvenile and Family Court Judges Forum on Children and Families in Court, Cleveland, Ohio, (Oct. 18, 2005)

Family Courts and Law: Part of a Professional Training for Judges of the Hashemite Kingdom of Jordan on the U.S. Judicial System organized by the United States State Department's International Visitor Leadership Exchange Program, New York, N. Y. (Sept. 23, 2005).

Child Custody Decision Making: Past, Present and Future, Loyola University Law School Chicago's Children's Summer Institute, Chicago, Ill., (May 24, 2005).

The Approximation Rule: Are Predictability, Presumptions and Best Interests Compatible? Association of Family and Conciliation Courts Conference, San Antonio, Tex., (May 14, 2005)

International Relocation: A Children's Rights Perspective. The 4th World Congress on Family Law and Children's Rights, Cape Town, South Africa (Mar. 21, 2005) (Moderator of panel with judges from the United Kingdom, Australia and Canada).

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Mediation and ADR in Divorce Disputes. Matrimonial Commission of the New York State Office of Court Administration, Judicial Institute, White Plains, N.Y., (Feb. 18, 2005) (invited testimony).

Family Law Through the Generations: A Panel for Law Students, The Association of the Bar of the City of New York, New York, N. Y., (Feb. 16, 2005) (panel moderator)

2004

Constructive Advocacy for Children of Divorce and Separation, Presentation to the Kids First Professional Education Series, Freeport, Me., (Nov. 19, 2004).

Doing More With Less to Help Families in Transition: Maintaining Our Core Values, Keynote Address to the Conference of the Florida Chapter of the Association of Family and Conciliation Courts, Tampa, Fla. (Nov. 12, 2004).

Do Family Law and Family Courts Meet the Needs of Twenty-First Century Parents and Children? Moderated Round Table Discussion sponsored by the Center for Children, Families and the Law of Hofstra University and the Association of Family and Conciliation Courts, Hofstra Law School, Hempstead, N. Y. (Nov. 5, 2004).

Expert Testimony by Child Custody Evaluators, Association of Family and Conciliation Courts, Sixth International Symposium on Child Custody Evaluations, Nashville, Tenn. (Oct. 14, 2004).

Top Ten Ideas for Reforming New York's Child Custody Dispute Resolution System, Interdisciplinary Forum on Law and Mental Health, New York County Lawyers Association New. York, N. Y., (June, 2004).

Child Custody Reform in New York: Where Are We Now and Where Are We Going?, New York State Council on Divorce Mediation Conference, Bear Mountain, N. Y., (Apr. 30, 2004).

Dispute Resolution in Divorce and Family Disputes: Where Have We Been, Where Are We Now and Where Are We Going? American Bar Association, Section on Dispute Resolution Conference, New York, N. Y. (Apr. 16, 2004).

Chaired the first interdisciplinary conference on Family Law Education Reform co- sponsored by the Center for Children, Families and the Law, the Association of Family and Conciliation Courts, and the Johnson Foundation, Wingspread Conference Center, Racine, Wis. (Mar. 3-5th, 2004).

2003

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Top Ten Ideas for New York Child Custody Cases, Presentation to the Conference of the Association of Family and Conciliation Courts, New York Chapter, held at the Judicial Institute at Pace University School of Law, White Plains, N. Y., (Nov. 21, 2003)

Reinventing Court Services, Presentation to the Association of Family and Conciliation Courts, Midwest Regional Conference, St. Louis, Mo., (Nov. 13, 2003).

Parent Coordinators in High Conflict Child Custody Disputes, Committee on Matrimonial Law, Association of the Bar of the City of New York, New York N.Y., (Nov. 4, 2003).

Why is the Cutting Edge West of the Hudson? Presentation to the Association of Judges of the Family Court of the State of New York, Saratoga Springs, N. Y. (Oct. 16, 2003).

The Role of the Judge in High Conflict Divorce Cases, presentation to Washburn University School of Law Seminar on High Conflict Divorce, Topeka, Kan. (Sept. 12, 2003).

Evaluation of Unified Family Courts, Presentation at the Forum on Family Court: Exemplary Practice sponsored by the National Council of Juvenile and Family Court Judges, Kansas City, Kan. (Sept. 15, 2003).

The American Law Institute's Approximation Presumption, Association of Family and Conciliation Courts Convention, Ottawa, Ont., Can. (June, 2003).

Children, Courts and Custody: Interdisciplinary Models for Divorcing Families, presentation to the Touro Law School Faculty Seminar, Huntington, L. I., N. Y. (May 19, 2003).

2002

The Role of Lawyers in Prevention as part of a panel presentation on Evidence Based Prevention Programs: Promoting Wellness in Children and Families of Separation and Divorce, Fifth International Congress on Parent Education and Access Programs, sponsored by the Association of Family and Conciliation Courts, Tucson, Ariz., (Nov. 2002)

Standards of Practice for Parent Education Programs, Fifth International Congress on Parent Education and Access Programs, sponsored by the Association of Family and Conciliation Courts, Tucson, Ariz., (Nov. 2002)

Multidisciplinary Services and the Judicial System, New England Bar Association, Freeport, Me., (Oct. 10, 2002)

The Future of the Family Court at a plenary session of the Association of Family and Conciliation Courts Convention, Big Island, Hawaii (June 6, 2002)

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Invited Testimony before the Connecticut Governor's Commission on Custody, Divorce and Children, Meriden, Conn. (May 8, 2002)

Mediating Under the New Model Standards and the Uniform Mediation Act-Confidentiality, Domestic Violence, and the New Duties of Mediators, American Bar Association Section of Dispute Resolution, Panel Presentation as part of All in the Family: A Symposium on Family, Family-Business and Intergenerational Disputes, Philadelphia., Pa. (Feb. 1, 2002)

The Role of the Law School in Family Court Reform. Section on Family and Juvenile Law, American Association of Law Schools, New Orleans, La., (Jan. 4, 2002). (Part of panel presentation at AALS Convention on Court Reform, Family Law and the Role of Teaching and Scholarship).

2001

The Transformation of the Child Custody Court: From Fault finder to Conflict Manager to Differential Diagnosis, Second Annual Symposium on Family Law of the Circuit Court for Baltimore City, Family Division, Baltimore, Md., (Nov. 14, 2001)

Current Developments in Child Custody Law and Dispute Resolution Procedure to an International Visitor Project for Germany sponsored by the Office of International Visitors, Bureau of Educational and Cultural Affairs, United States Department of State, New York, N.Y. Oct. 19, 2001) (German delegation consisted of leading family court judges, government officials and academics).

Including the Voices of Children in Divorce and Separation Decisions, 25th Anniversary Conference of the Australian Family Court, Sydney, N.S.W., Australia (July, 2001)

Pro Se Litigants and Divorce and Separation, 25th Anniversary Conference of the Australian Family Court, Sydney, New South Wales, Australia (July, 2001)

The Model Standards of Practice for Family and Divorce Mediation, American Bar Association, Family Law Section, Phoenix, Ariz., (Apr., 2001)

2000

Keynote Speaker, Florida Unified Family Court Summit, Tampa, Fla., (Sept., 2000)

Keynote Speaker on Children of High Conflict Divorce Conference Sponsored by the Johnson Foundation and the American Bar Association Family Law Section at the Wingspread Conference Center, Racine, Wis., (Sept., 2000)

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Therapeutic Justice and Problem Solving Courts, National Association for Court Management, Atlanta, Ga., (Aug., 2000)

Unified Family Courts, Association of Family and Conciliation Courts Conference (May, 2000)

1999

Development of Standards of Practice for Divorce and Family Mediation, Section of Dispute Resolution, American Bar Association (Apr., 1999).

Children of Embattled Divorce: The Ben J. Altheimer Symposium, University of Arkansas Law School Little Rock, Ark., (Sept., 1999).

Anglo-American Conference on the Role of the Family in Public Policy: The Ditchley Foundation, Ditchley Park, U.K., (Mar., 1999) (Ditchley sponsors leadership conferences to promote Anglo-American dialogue and understanding).

1990 -98

Reporter, American Bar Association Leadership Summit on Unified Family Courts, Philadelphia, Pa, (May 1998).

Presentations at Second World Congress on Family Law and the Rights of Children and Youth on three topics: law school programs for children, parent education programs and no-fault divorce, San Francisco, CA., (June 1997).

Unified Family Courts to Pennsylvania Bar Association Commission on Women in Profession Conference on Fractured Families, Fractured Courts, Hershey, PA. (May 1997).

New York State Senate Committee on Families and Children on Parent Education and the P.E.A.C.E. Program, Albany, N. Y., (Jan. 1996) (invited testimony).

Featured Presenter, First, Second and Third International Congress on Parent Education Programs, sponsored by the Association of Family and Conciliation Courts (Sept., 1994, Jan., 1996 and Sept., 1997).

National Conference of Juvenile and Family Court Judges on education programs for divorcing parents (July, 1994).

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Participant in White House Conference with Dr. William Galston, Deputy Director of Domestic Policy for President Clinton, on family structure, divorce and separation and welfare reform (Dec. 1993).

American Academy of Matrimonial Lawyers on education programs for divorcing parents, Chicago, Ill. (Nov., 1993).

Numerous presentations to groups of lawyers, judges and mental health professionals about P.E.A.C.E., including presentations in Buffalo, Rochester, Syracuse, Albany, Brooklyn, White Plains, Nassau County, New York County and Orange County (1991 – 1998).

The P.E.A.C.E. Program to Chief Judge's Committee to Examine the Conduct of Lawyers in Matrimonial Actions, New York, N. Y. (Feb. 1993) (invited testimony).

Judicial Review of Academic Grading Disputes, Stetson University Conference on Law and Higher Education, St. Petersburg, Fla., (Feb. 1992).

Divorce, Child Custody and the Law, American Academy of Psychoanalysis, New York, N. Y., Nov., 1990).

AIDS and Divorce and Divorce, Interspousal Torts and Res Judicata, New York Chapter, American Academy of Matrimonial Lawyers, New York, N.Y., (June, 1990).

Conferences Organized

Hofstra Law School's Center for Children, Families and the Law which I direct organizes a conference each year in an area I choose. Recent conferences have included cyberbullying, collaborative law, youth aging out of foster care, and family law education reform.

Prior to founding the Center for Children, Families and the Law, I played a major role in organizing conferences in collaboration with many organizations over the years, including the Association of Family and Conciliation Courts and various sections of the American Bar Association, including:

- Co-organizer of Conference "From War to P.E.A.C.E.: New Directions for New York's Child Custody Disputes," jointly sponsored by Hofstra University School of Law, Hofstra University School of Education, the Office of Court Administration, the Interdisciplinary Forum on Mental Health and Family Law and the Association of the Bar of the City of New York (Apr., 1993).

- Co-organizer of Interdisciplinary Conference on "Children of Divorce: The Legal and Mental Health Professions' Response," jointly sponsored by Hofstra University School of Law,

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Hofstra University School of Education and the Interdisciplinary Forum on Mental Health and Family Law (Dec., 1991).

- Co-organizer of national conference on Children, Divorce and the Legal System, jointly sponsored by Columbia and NYU Law Schools (April, 1985) - papers published in a symposium issue of the *Columbia Journal of Law and Social Problems*, Vol. 19 (1985).

Media Appearances

With law students from Hofstra, I am featured teaching a class on a PBS Special *Children and Divorce* which was broadcast nationally in September 2006. I am also a commentator on that program.

In addition, I have appeared on ABC, CNN, CNBC and the Osgood File radio program and have been extensively quoted in various national newspaper articles (including *Newsweek*, the *New York Times*, the *Wall Street Journal*, *Newsday*, and the *New York Daily News*).

Cases of Interest (1991 - Present)

-Mediator in complex international child custody dispute.

- Represented national licensor in dispute with licensees in Second Circuit appeal on jurisdictional reach of New York long-arm statute.

- Participated as counsel for the New York Civil Liberties Union in challenge to gubernatorial authority to replace district attorney opposed to death penalty.

- Serve as arbitrator for American Arbitration Association in matrimonial and child custody disputes. Chair of multi member arbitration panel in complex securities fraud/directors and officers insurance matter arbitration proceedings.

- Wrote brief amicus curie on behalf of Deans of New York area law schools in New York Court of Appeals case involving judicial review of law school grades.

-- Wrote brief seeking to impose sanctions on divorce lawyer who had sexual relationship with client.