

# Family Law Conference '17

## Oregon Family Law: **CHANGE CHALLENGE OPPORTUNITY** March 16-17, 2017

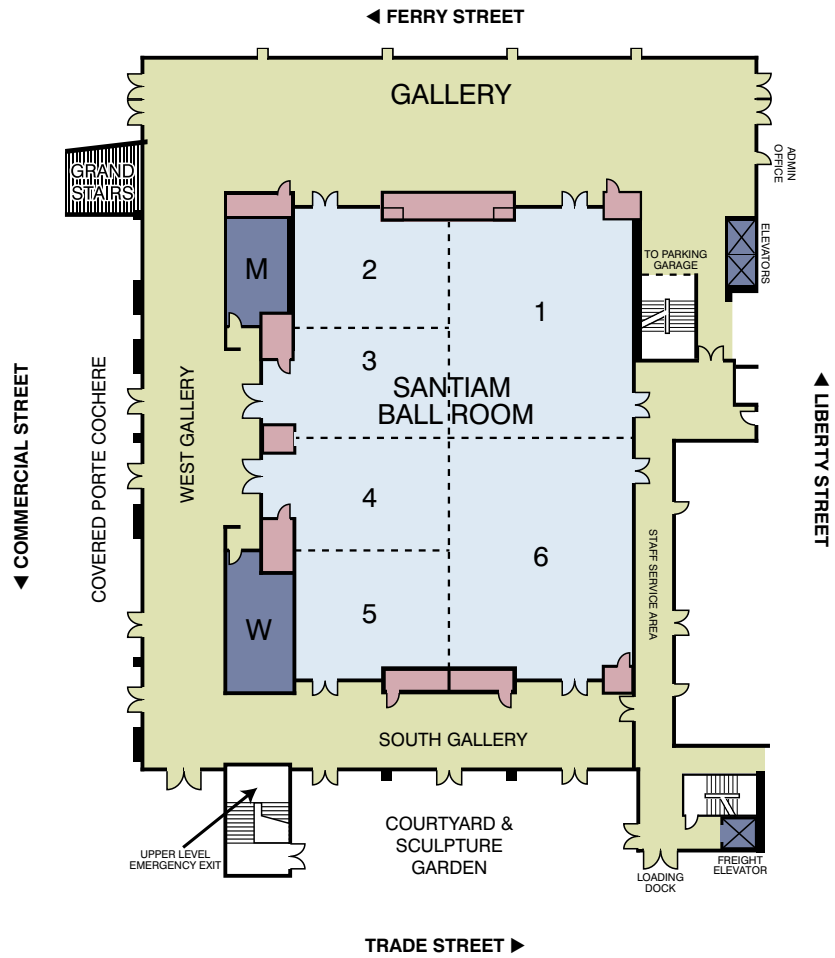
Pre-conference March 15, 2017 - Birth Through Three Training

Salem Convention Center  
Salem, Oregon

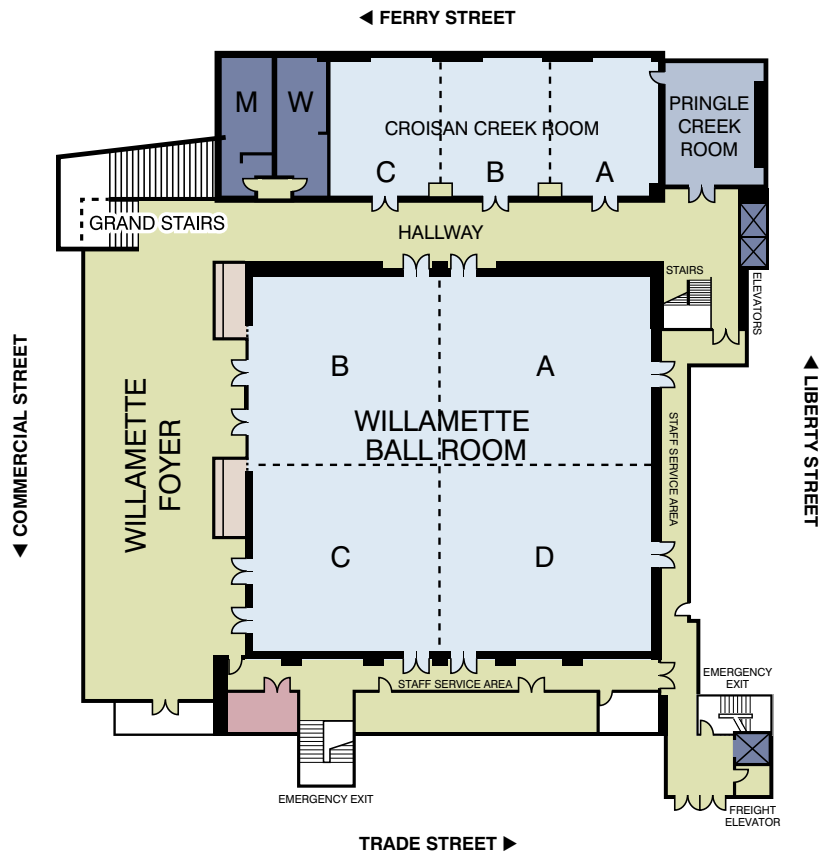


**FAMILY LAW PROGRAM**  
Juvenile and Family Courts Programs Division

# FIRST FLOOR



# SECOND FLOOR



MAP



# Oregon Family Law: Change, Challenge, Opportunity

## March 16-17, 2017

### Salem Convention Center



**Thursday, March 16, 2017**

8:00 – 8:45	<b>Registration</b> {Willamette Foyer – 2 <sup>nd</sup> Floor}			
8:45 - 9:00	<b>Opening and Welcome</b> <i>Hon. Paula Brownhill, Chair, State Family Law Advisory Committee</i> <i>William J. Howe, III, Vice-Chair, State Family Law Advisory Committee</i> {Willamette Ballroom}			
9:00 - 10:15	<b>Navigating Uncharted Territory: The Changing Terrain of Family Life</b> <i>Stephanie Coontz, Keynote Speaker</i>			
10:15 - 10:30	Break			
Workshop Rooms	Willamette Ballroom	Croisan A	Croisan B	Croisan C
10:30 - 12:00	<b>The Roadmap Back: Supporting Children's Reintegration with Estranged Parents</b> <i>Hon. Valeri Love,</i> <i>Caitlyn Jackson, Sara Rich,</i> <i>Adam Shelton</i>	<b>Conducting Informal Domestic Relations Trials: The View from the Bench</b> <i>Hon. Wells Ashby,</i> <i>Hon. Beth Bagley</i>	<b>Limited Scope Representation and Family Law: Ethics and a View from the Bench</b> <i>Hon. Timothy Gerking,</i> <i>Samantha Benton, Helen A. Hirschbiel, Joshua Kadish</i>	<b>Oregon Law and Surrogacy Arrangements</b> <i>Hon. Beth Allen,</i> <i>Sam Walton</i>
12:00 - 1:30	<b>Lunch: Presentation of the Wallace P. Carson Outstanding Achievement Award</b> <i>The Honorable Thomas A. Balmer, Chief Justice, Oregon Supreme Court</i> {Willamette Ballroom}			
1:30 - 3:00	<b>The Future of the Legal Profession: Dealing with Change</b> <i>William J. Howe, III</i>	<b>Protective Orders Ratatouille</b> <i>Hon. Maureen McKnight</i>	<b>"What's the Problem Here?" How to Serve the Best Interest of the Child in "High Conflict" Custody Cases</b> <i>Hon. Karrie McIntyre,</i> <i>Dr. Vicky Curry, Lorena Reynolds, Judith Swinney</i>	<b>Race, The Power of an Illusion: The House We Live In</b> <i>Mariann Hyland</i>
3:00 - 3:15	Break			
Discussion Room	Croisan A	Croisan B	Croisan C	
3:15 - 4:00	<b>Proposed Legislation and Family Law</b> <i>Ryan Carty</i>	<b>Court Staff and Legal Advice</b> <i>Lindsey Detweiler,</i> <i>Samantha Benton</i>	<b>Is it Time to Update Oregon's Mediator Qualification Rules?</b> <i>Leola McKenzie, Amy Benedum</i>	
4:00 - 4:15	Break			
4:15 - 5:00	<b>Tribal and Family Court Issues</b> <i>Hon. Jeremy Brave-Heart</i>	<b>Guide and File Forms</b> <i>Holly Rudolph</i>	<b>Recommended Practices for Domestic Relations Court-Connected Mediation</b> <i>Lauren Mac Neill, Lisa Mayfield</i>	
5:00 - 6:00	Networking Time {Willamette Foyer – 2 <sup>nd</sup> Floor}			
6:00 - 8:00	<b>Dinner: Courting Fun: Why Laughter and Play are Vital for Living with Less Stress</b> <i>Leigh Anne Jasheway, Dinner Speaker</i> {Willamette Ballroom}			

Materials are posted on the Family Law Website at:

<http://www.courts.oregon.gov/OJD/OSCA/JFCPD/Pages/FLP/SFLAC-Events.aspx>



# Oregon Family Law: Change, Challenge, Opportunity

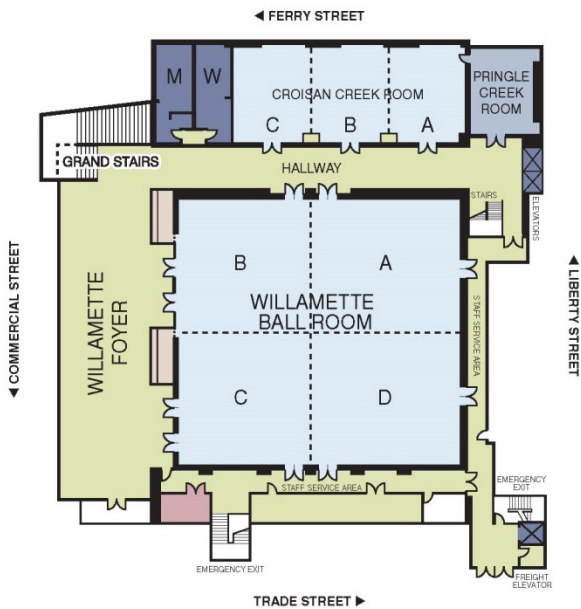
## March 16-17, 2017

### Salem Convention Center



<b>Friday, March 17, 2017</b>				
7:30 - 8:15	Breakfast {Willamette Foyer – 2 <sup>nd</sup> Floor}			
8:15 - 8:30	<b>Welcome</b> <i>Hon. Paula Brownhill, Chair State Law Advisory Committee (SFLAC)</i> {Willamette Ballroom}			
8:30 - 10:00	<b>Through a Trauma Lens: Trauma Informed Practice for the Courtroom</b> <i>Mandy Davis, Plenary Speaker</i>			
10:00 - 10:15	Break			
Workshop Rooms	Willamette Ballroom	Croisan A	Croisan B	Croisan C
10:15 - 11:45	<b>Procedural Fairness: The Court's Foundation for Family Law Practice</b>  <i>Hon. Maureen McKnight, Jenny Woodson</i>	<b>Firearms &amp; Domestic Violence: State and Federal Laws</b>  <i>Debra Dority, Erin Greenawald</i>	<b>What's New and Shiny in the Oregon Child Support Program?</b>  <i>Kate Cooper Richardson, Dawn Marquardt, Vera Poe, Michael Ritchey, Claudia Garcia Groberg, Carol Anne McFarland</i>	<b>The Intersection of Probate Court and Family Court: Guardianship and Conservatorship</b>  <i>Murray Pettitt, Mark Williams</i>
12:00 - 1:30	Lunch: <b>Closing</b> <i>Samantha Benton, Colleen Carter-Cox</i> {Willamette Ballroom}			
1:30 - 4:30	SFLAC Meeting {Croisan A}			

## SECOND FLOOR



**SFLAC Members:**

- ❖ The Honorable Paula Brownhill, Judge, Clatsop County Circuit Court, Chair
- ❖ William J. Howe, III, Family Law Attorney, Vice Chair
- ❖ The Honorable David V. Brewer, Justice, Oregon Supreme Court
- ❖ Stephen Adams, Attorney and Mediator
- ❖ Amy Bonkosky, Trial Court Administrator, Crook & Jefferson County Circuit Courts
- ❖ Colleen Carter-Cox, Family Court Coordinator, Lane County Circuit Court
- ❖ Ryan Carty, Family Law Attorney
- ❖ Debra Dority, Family Law Support Unit Attorney, Oregon Law Center
- ❖ Dr. Adam Furchner, Clinical Psychologist and Mediator
- ❖ Linda Hukari, Trial Court Administrator, Benton County Circuit Court
- ❖ Laurie Hart, Family Law Attorney
- ❖ Lauren Mac Neill, Director, Clackamas County Family Court Services
- ❖ The Honorable Maureen McKnight, Judge, Multnomah County Circuit Court
- ❖ Rebecca Orf, VAWA Program Staff Counsel, Oregon Judicial Department
- ❖ The Honorable Keith Raines, Judge, Washington County Circuit Court
- ❖ Kate Cooper Richardson, Director, Oregon Child Support Program

**Please express your thanks to the SFLAC**

**Conference Planning Subcommittee Members:**

- ❖ Colleen Carter-Cox, Family Court Coordinator, Lane Circuit Court, Chair
- ❖ Samantha Benton, Program Manager, Family Law Program, OJD
- ❖ Amy Bonkosky, Trial Court Administrator, Crook & Jefferson County Circuit Courts
- ❖ The Honorable Gregory Baxter, Judge, Baker County Circuit Court
- ❖ The Honorable Cynthia Easterday, Judge, Yamhill County Circuit Court
- ❖ The Honorable Bethany Flint, Judge, Deschutes County Circuit Court
- ❖ The Honorable Jenefer Grant, Judge, Columbia County
- ❖ Hope Hicks, Child Support Analyst, Family Law Program, OJD
- ❖ Linda Hukari, Trial Court Administrator, Benton County Circuit Court
- ❖ Caitlyn Jackson, Program Supervisor, Lane County Family Mediation
- ❖ Leola McKenzie, Director, Juvenile & Family Court Programs Division, OJD
- ❖ Rebecca Orf, VAWA Program Staff Counsel, Oregon Judicial Department
- ❖ Terry Svay, Management Assistant, Family Law Program, OJD
- ❖ Adam Shelton, Family Law Attorney



Please recycle this agenda.



# KEYNOTE SPEAKERS



## Keynote Speaker Stephanie Coontz

Stephanie Coontz teaches history and family studies at The Evergreen State College in Olympia, WA. She also serves as Co-Chair and Director of Public Education at the Council on Contemporary Families, a non-profit, nonpartisan association of family researchers and practitioners based at the University of Illinois at Chicago. Her work has been featured in many newspapers such as The New York Times, as well as scholarly journals such as Journal of Marriage and Family, and she is frequently interviewed on national television and radio.



## Dinner Speaker Leigh Anne Jasheway

**Courting Fun: Why Laughter and Play are Vital for Living with Less Stress**

Leigh Anne Jasheway is a stress management and humor expert, comedy writer, stand-up comic, and comedy instructor/coach. Leigh Anne won the Erma Bombeck Award for Humor Writing, has 21 published books and her work has appeared in more than a dozen anthologies, including the Chicken Soup series and Marlo Thomas' The Right Words at the Right Time 2. Leigh Anne is also a part-time faculty member at the University of Oregon School of Journalism and Communications.



## Plenary Speaker Mandy Davis

**Through a Trauma Lens: Trauma Informed Practice for the Courtroom**

Dr. Davis is the Director of Trauma Informed Oregon and Associate Professor of Practice at Portland State University's School of Social Work. Dr. Davis specializes in providing training and consultation to systems, organizations and providers on topics related to implementing trauma informed care and trauma specific services. Dr. Davis has over 20 years of experience working with survivors of trauma and is currently focused on implementation strategies. Dr. Davis is especially interested in the intersections between Trauma Informed Care, structural violence, and equity and strategies that promote workforce wellness.

## The Roadmap Back: Supporting Children's Reintegration with Estranged Parents

*Caitlyn Jackson, Lane County Family Mediation Program Supervisor; Sara Rich, Family Therapist, UO Adjunct Professor, and Family Support Specialist with DHS; Hon. Valerie Love, Circuit Court Judge, Lane County; Adam Shelton, Attorney at Law, Eugene/Portland*

Research says children do better when they have a safe and healthy relationship with both parents. High conflict family situations – including issues of domestic violence, substance abuse, mental illness, child welfare involvement, parent incarceration, geographical distance, and other high conflict matters – can lead to extended and significant separation between parents and children. As family law professionals, how do we support children and families as they attempt to reintegrate with one another? In this workshop, presenters will provide a roadmap for supporting reunification between parents and children, including when, why, where, who and other how-to's for successful reunification efforts.

## Conducting Informal Domestic Relations Trials: The View from the Bench

*Hon. Wells Ashby, Circuit Court Judge, Deschutes County; Hon. Beth Bagley, Circuit Court Judge, Deschutes County*

The presentation will focus on the conduct of IDRT from the judge's perspective and is intended to prepare judges for presiding over IDRTs upon adoption of the proposed UTCR.

## Limited Scope Representation and Family Law: Ethics and a View From the Bench.

*Helen A. Hirschbiel, Executive Director, Oregon State Bar; Joshua Kadish, Attorney, Wyse Kadish LLP; Hon. Timothy Gerking, Circuit Court Judge, Jackson County; Samantha Benton, Family Law Program Manager, Oregon Judicial Department, Salem*

This workshop will address representing "self-represented" parties on a limited basis, AKA limited scope representation, including the definition of limited scope representation, ethical issues, information on UTCR 8.110, the Limited Scope Representation rule and forms, and a view of limited scope representation from the bench.

## Oregon Law and Surrogacy Arrangements

*Hon. Beth Allen, Circuit Court Judge, Multnomah County; Sam Walton, Attorney at Law, Portland*

In a convergence of medical advances and cultural shifts, Oregon has quietly become an international destination for gestational surrogacy, and industry banned in many states and countries. Couples from all over the world, especially gay and lesbian couples, come to the state and pay \$100,000 or more for the chance to become biological parents, a transaction that mixes business with joy and wraps the resulting babies in a bundle of practical, legal and ethical questions.

# WORKSHOPS

## Protective Orders Ratatouille

*Hon. Maureen McKnight, Circuit Court Judge, Multnomah County*

This presentation will discuss the different types of Oregon protective orders and requirements for each. It will contrast the different requirements for and remedies available and cover OJD's new interactive FAPA forms.

## The Future of the Legal Profession: Dealing with Change

*William J. Howe, III, Attorney at Law, Portland*

A large majority of family law litigants now self-represent. The legal profession has been too slow to develop new models of representation that would provide less costly representation meeting the needs of these litigants. Growing numbers of lawyers are unemployed or underemployed, notwithstanding this demand for legal services. Courts struggle to manage these enlarged caseloads of largely self-represented parties with inadequate funding. Demographic and technological changes have made the traditional model of legal practice unsustainable. Either the legal profession and the courts must adapt or the private market will fill the void – often in ways that result in less fair outcomes for parties.

## "What's the Problem Here?" How to Serve the Best Interest of the Child in "High Conflict" Custody Cases

*Hon. Karrie McIntyre, Circuit Court Judge, Lane County, Lane County Family Law Advisory Committee Chair; Dr. Vicky Curry, PhD., Licensed Psychologist, Eugene; Lorena Reynolds, Attorney at Law, Corvallis; Judith Swinney, JD, Parent Educator, Parent Supervisor, Mediator, Portland*

This panel discussion addresses the need for improved parent management and problem solving in high conflict custody cases. Attendees will receive practical tips to recognize the "high conflict" family and substantive tools to improve the lives for the children caught in the upheaval of parental conflict.

## Race, the Power of an Illusion: The House We Live In

*Mariann Hyland, Assistant Vice Provost for Academic Affairs, University of Oregon*

Are you wondering about the concept of "race," including why there is so much unresolved racial conflict in the United States? Many of our common assumptions about race—e.g., that the world's people can be divided biologically along racial lines—have been established by science as wrong. If race is a biological myth, where did the idea come from, and how did racism become institutionalized? This session will focus on demystifying the concept of race by viewing "The House We Live In," part three of the documentary, *Race—The Power of an Illusion*. Also, the session will include a facilitated discussion concerning issues raised in the documentary.

## Procedural Fairness: The Court's Foundation for Family Law Practice

*Hon Maureen McKnight, Circuit Court Judge, Multnomah County; Jenny Woodson, Family Court Enhancement Project Coordinator, Multnomah County*

You may think that procedural fairness is just for judges, but it is important to all players in the legal system. The discussion of procedural fairness is becoming widespread in policing, the criminal court, and corrections but is foundational in family law practice as well. This presentation will provide a basic understanding of procedural fairness principles and what you can do in your role to create a fair and neutral environment for litigants, including creating methods for feedback from the public.

## Firearms & Domestic Violence: State and Federal Law

*Erin Greenawald, Sr. Assistant Attorney General, Oregon Department of Justice, Debra Dority, Oregon Law Center, Hillsboro*

This presentation will discuss the various state and federal laws that restrict domestic violence perpetrators from possessing firearms and ammunition.

## What's New and Shiny in the Oregon Child Support Program?

*Kate Cooper Richardson, Director, Oregon Child Support Program; Dawn Marquardt, Deputy Director & Policy Section Chief, Division of Child Support; Vera Poe, Policy Development Manager, Division of Child Support; Michael Ritchey, Senior Assistant Attorney General, Oregon Department of Justice; Claudia Garcia Groberg, Civil Recovery Attorney in Charge, Oregon Department of Justice; Carol Anne McFarland, Child Support Liaison, Oregon District Attorney Association*

The Oregon Child Support Program is middle-aged (41 years old), but is not having a mid-life crisis. It just might seem that way, given we are building a shiny, new child support computer system, Origin. A phased rollout of Origin will begin in 2018 and the Program has been reevaluating its policies and practices to ensure they will work well with and take advantage of our new technology. In this workshop, presenters will discuss policy and practice changes to come, as well as recent changes that include establishment of past support orders, modifications for incarcerated parents, use of actual income, the adoption of UIFSA 2008, and the implementation of the Hague Convention, among others.

## The Intersection of Probate Court and Family Court: Guardianship and Conservatorship

*Murray Pettit, Attorney at Law, Springfield; Mark Williams, Attorney at Law, Eugene*

Participants will receive an overview of guardianships and conservatorship, and the intersection between guardianships and family law. Topics will include the types of guardianships available in Oregon, the procedure for becoming a guardian (lay guardians vs. professional guardians) and what to do when there is a problem with a guardian.



# FOCUSED DISCUSSION GROUPS

The Focused Discussion Groups are a chance for attendees to gather information on specific areas of practice, provide input, and ask questions of our well-informed discussion moderators. Each moderator will give a short presentation, then open up the floor to facilitated discussions. Each Session is 45 minutes.

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## Proposed Legislation and Family Law

*Moderator: Ryan Carty, Family Law Attorney*

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## Tribal and Family Court Issues

*Moderator: Hon. Jeremy Brave-Heart, Chief Tribal Judge, Klamath Tribes*

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## Court Staff and Legal Advice

*Moderator: Lindsey Detweiler, Assistant Legal Counsel, Legal Counsel Division, Oregon Judicial Department; Samantha Benton, Family Law Program Manager, Oregon Judicial Department*

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## Guide and File Forms

*Moderator: Holly Rudolph, Forms Manager, Communication, Education, and Court Management Division, Oregon Judicial Department*

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## Is it Time to Update Oregon's

## Mediator Qualifications?

*Moderator: Leola McKenzie, Director, Juvenile and Family Court Programs, Oregon Judicial Department*

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## Recommended Practices for Domestic Relations Court-Connected Mediation

*Moderator: Lauren MacNeil, Director, Clackamas County Family Court Services; Lisa Mayfield, Mediator*

## SFLAC Members

Chair, The Honorable Paula Brownhill  
Clatsop County Circuit Court Judge, Astoria

Vice Chair, William J. Howe, III  
Family Law Attorney, Portland

Justice David V. Brewer  
Oregon Supreme Court, Salem

Stephen Adams  
Attorney and Mediator, Enterprise

Amy Bonkosky  
Trail Court Administrator, Crook/Jefferson Counties

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Lauren Mac Neill  
Director, Clackamas County Family Court Services, Portland

The Honorable Maureen McKnight  
Presiding Family Court Judge, Multnomah County Circuit Court, Portland

Rebecca Orf  
VAWA Program Staff Counsel, Oregon Judicial Department, Salem/Ashland

The Honorable Keith Raines  
Washington County Circuit Judge, Hillsboro

Kate Cooper Richardson  
Director, Oregon Child Support Program, Salem

## SFLAC Conference Planning Subcommittee

Chair, Colleen Carter-Cox  
Family Court Coordinator, Lane County Circuit Court, Eugene

Samantha Benton  
Family Law Program Manager, Family Law Program, Oregon Judicial Department, Salem

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The Honorable Gregory Baxter  
Baker Circuit Court Judge, Baker City

The Honorable Cynthia Easterday  
Yamhill Circuit Court Judge, McMinnville

The Honorable Bethany Flint  
Deschutes Circuit Court Judge, Bend

The Honorable Jenefer Grant  
Presiding Judge, Columbia Circuit Court, St. Helens

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Management Assistant, Family Law Program, Oregon Judicial Department, Salem

Adam Shelton  
Family Law Attorney, Eugene/Portland

SFLAC MEMEBERS/  
SFLAC CONFERENCE PLANNING  
SUBCOMMITTEE

**#FC17**

