



Pacific Business & Law Institute

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FAMILY LAW 2015: CHALLENGING ISSUES AND EMERGING TRENDS

Co-Chaired by

Dinyar Marzban, Q.C.
Jenkins Marzban Logan LLP

Grace Choi, Q.C.
Jenkins Marzban Logan LLP

April 28th, 2015 • UBC Robson Square • Vancouver, BC

Live Webinar also available!



CO-CHAIRS



Dinyar Marzban, Q.C., Partner, Jenkins Marzban Logan LLP, Vancouver, BC. Mr. Marzban's practice focuses on family law, civil litigation, and mediation. He is engaged in all aspects of family law, including acting as a mediator, and has extensive experience in matrimonial disputes involving complex financial issues. He was called to the bar of British Columbia in 1982 and the bar of Nova Scotia in 1985. He was appointed Queen's Counsel in 2004. He is on the editorial board of the Annotated Family Practice and the Family Law Sourcebook for BC. Mr. Marzban's professional memberships include: Fellow of the American College of Trial Lawyers; Former Chair, Vancouver Family Law Subsection, Canadian Bar Association; Law Society of British Columbia; Nova Scotia Barristers Society; and Fellow of the International Academy of Matrimonial Lawyers. He has lectured and written extensively on family law.



Grace Choi, Q.C., Partner, Jenkins Marzban Logan LLP, Vancouver, BC. Grace is a senior family law counsel with extensive experience in all areas of family law. Grace's practice emphasizes the resolution of financial disputes, including issues involving business valuation, trusts, forensic accounting, multiple jurisdictions and shareholder's remedies. In late 2012, Grace was asked by the British Columbia Court of Appeal to speak to its Justices about the new *Family Law Act* at their education seminar. She has presented annually to the Institute of Chartered Accountants of British Columbia since 2007 on family law topics. In addition to her litigation practice, Grace has taken mediation and collaborative law training to settle disputes outside of the court process.

FACULTY



Andrea E. Frisby, Associate, Legacy Tax + Trust Lawyers, Vancouver, BC. Andrea focuses her practice on assisting clients with estate and trust planning and administration. She prepares wills, trust documents, powers of attorney and representation agreements for clients, and also provides legal advice on estate and trust administration. Andrea was called to the Bar in 2008, after clerking at the BC Supreme Court. She has a broad legal background, having practised in estate and insolvency litigation, employment and administrative law prior to turning her focus to planning. Andrea is a regular author of publications in her practice areas for both legal and non-legal audiences.



Steven Krieger, Sales Representative, DivorceMate Family Law Software, Vancouver, BC. Steve is a lawyer and the President of Legal Solutions Software in Vancouver. For 13 years, he has been assisting clients in Western Canada with sales, support, training and software development as DivorceMate's western sales representative. In previous years, he was the Executive Director and Senior Staff Lawyer at Jane Finch Community Legal Services in Toronto. He relocated to Vancouver in 1995. Steve was a carpenter, contractor and globetrotter before he practised law.



Paul McEwen, McEwen Valuation & Forensic, Vancouver, BC. Paul McEwen is a fully qualified business loss quantification, valuation and investigative and forensic accounting professional with over 25 years of professional experience. In dispute-related matters, he has given evidence and his expertise has been accepted over 20 times in a variety of courts and tribunals, in British Columbia, Ontario and Quebec. Paul also provides strategic business valuation advice in the context of acquisition, divestiture, reorganization and financial reporting. Paul left the partnership of one of the "Big Four" accounting firms to create McEwen Valuation & Forensic.



Samantha Simpson, Associate, Jenkins Marzban Logan LLP, Vancouver, BC. Samantha's education and practical experience in the field of social work inspired her to pursue a career in family law. In her family law practice, Samantha has appeared in both Provincial and Supreme Court on behalf of her clients on a variety of issues including disputes pertaining to the division of assets, custody, child support and spousal support. Samantha was called to the Bar of British Columbia in 2011 and focuses her practice on family law.



Mark Slay, Lawyer, North Shore Law LLP, North Vancouver, BC. Mark was called to the Bar in British Columbia in 1984 and has appeared at all the levels of court in British Columbia. Mark focuses his practice on litigation, specifically in the areas of family, estate, criminal and insurance law matters. Mark's family practice involves extensive trial and chambers experience. He also devotes considerable time to the preparation and completion of marriage and separation agreements. As a family law mediator, he has been trained in collaborative law, advocating participation in alternative dispute resolution. In his spare time Mark has travelled extensively, plays the drums in various classic rock groups and is a closet Elvis impersonator.

FAMILY LAW 2015: CHALLENGING ISSUES AND EMERGING TRENDS

Family law is a dynamic and ever-changing area of practice. It is important to stay up to date with the latest legal developments and creative solutions to family disputes. This program brings together expert faculty who will provide you with insights into emerging trends and offer new techniques to solve old problems such as spousal support and marriage agreements. The program will also explore some of the most difficult issues in the areas of family trusts and division of property. This program is essential for those seeking to remain current and discover new approaches to family law.

KEY AREAS ADDRESSED:

- Different approaches to the division of property and excluded assets
- Structuring trusts to address the *Family Law Act*
- Varying and setting aside marriage agreements
- Understanding the challenges of business valuations upon marital breakdown
- How to achieve lump sum spousal support
- Using DivorceMate more effectively

WHO SHOULD ATTEND:

- Lawyers of all levels advising on family law, trusts, and estates
- Family law arbitrators
- Family law mediators
- Accountants and financial planners providing real estate planning advice
- Government officials and employees engaged in family matters
- Family service providers

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APRIL 28TH, 2015

9:00 Welcome and Introduction by PBLI

9:05 Chairs' Welcome and Introduction

Dinyar Marzban, Q.C.

Jenkins Marzban Logan LLP

Grace Choi, Q.C.

Jenkins Marzban Logan LLP

9:15 Division of Property: Reconciling *Remmem v. Remmem* and *Wells v. Campbell*

Mark Slay

North Shore Law LLP

- The apparently inconsistent decisions in *Remmem* and *Wells*
- Tracing excluded property into family property
- Making the case for excluding the untransferred interest
- Proactive avoidance techniques

10:05 Questions and Discussion

10:15 Trusts Under the *Family Law Act*

Andrea E. Frisby

Legacy Tax + Trust Lawyers

- Drafting to avoid *Family Law Act* claims
- Navigating the amendments to the *Family Law Act*

11:05 Questions and Discussion

11:15 Refreshment Adjournment

11:30 Challenges to Marriage Agreements

Grace Choi, Q.C.

Jenkins Marzban Logan LLP

Samantha Simpson

Jenkins Marzban Logan LLP

- Varying prenuptial agreements
- Setting aside prenuptial agreements

12:20 Questions and Discussion

12:30 Networking Luncheon

1:45 Business Valuations: Challenges of Historic Valuations

Paul McEwen

McEwen Valuation & Forensic

- Multiple valuation dates in family law disputes
- Challenges with historic valuations
- What is goodwill and why does it matter?

2:35 Questions and Discussion

2:45 Refreshment Adjournment

3:00 Making a Case for Lump Sum Spousal Support in Court and Mediation

Dinyar Marzban, Q.C.

Jenkins Marzban Logan LLP

- Is lump sum support a viable alternative?
- Challenges in arriving at a figure
- Recent guidance from the courts

3:50 Questions and Discussion

4:00 Avoiding Pitfalls in DivorceMate

Steven Krieger

DivorceMate Family Law Software

- Tools One child and spousal support calculations
- Tips & tricks for making the most of your DivorceMate software and avoiding errors

4:45 Questions and Discussion

4:55 Chairs' Closing Remarks

5:00 Program Concludes

INFORMATION

Four Ways to Register:

1. Telephone us: 604-730-2500 or toll free 877-730-2555
2. Fax us: 604-730-5085 or toll free 866-730-5085
3. Mail your registration form with payment
4. Register at www.pbli.com/1152

Registration: The registration fee is \$770.00 plus GST of \$38.50 totalling **\$808.50** covering your attendance at the program (in person or by live webinar), written materials, a light breakfast, a networking luncheon and refreshments throughout the day.

Early Bird Discount: Register by March 27th, 2015 and receive a \$100 discount on the registration fee (\$670.00 plus GST).

Group Discount: Register four persons from the same organization at the same time and you are entitled to a complimentary fifth registration. Early Bird and Group Discount cannot be combined.

Payment: You may pay by VISA, MasterCard or cheque. Cheques should be made payable to the Pacific Business & Law Institute. Registration fees must be paid prior to the program.

When and Where: Check-in begins at 8:30 a.m. The program starts at **9:00 a.m.** UBC Robson Square is located at the basement level of **800 Robson Street** in Vancouver, BC. Please visit <http://robsonsquare.ubc.ca/find-us/> for directions.

Materials: The faculty will prepare papers and/or other materials explaining many of the points raised during this program. Materials will be available for pick-up at the program. Please contact us at registrations@pbli.com if you are unable to attend the program and wish to purchase a set of materials.

Your Privacy: We will keep all information that you provide to us in strict confidence, other than to prepare a delegate list containing your name, title, firm and city for our faculty and the program delegates. We do not share our mailing lists with any non-affiliated organization.

Cancellations: Full refunds will be given for cancellations (less a \$60.00 administration fee) if notice is received in writing five full business days prior to the program (**April 21st, 2015**). After that time we are unable to refund registration fees. Substitutions will be permitted. We reserve the right to cancel, change or revise the date, faculty, content, venue, or the availability of webinar for this event.

Course Accreditation: Attendance at this course can be listed for up to **6 hours** of continuing professional development with the Law Society of BC.

Registration Form

Pacific Business & Law Institute

305 – 1681 Chestnut Street
Vancouver, BC Canada V6J 4M6
Telephone: 604-730-2500; Fax: 604-730-5085
E-mail: registrations@pbli.com

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April 28th, 2015

UBC Robson Square, Vancouver, BC

In person Live webinar

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