

GARDEN STATE CLE LESSON PLAN

A 1.0 NJ CLE CREDIT COURSE

FREE DOWNLOAD LESSON PLAN AND EVALUATION

THE COLLABORATIVE DIVORCE PROCESS

WITH

KIMBERLEY GANDY JINKS, ESQ.

AND FEATURING

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Program Description

The divorce process can be emotionally-charged, and it is often difficult to reach a satisfactory outcome for one or both parties. This 1.5 credit CLE covers the in's-and-out's of the collaborative divorce process, the different types of alimony payment, and what common pitfalls to avoid along the way, up-to-and-including arguments before a judge.

I. INTRODUCTION

- **Garden State CLE**
- **Panelists**
[Kimberley Gandy Jinks, Esq. and Robert Ramsey]
- **Scope of Topic**
[1:04 duration and 5 pages of materials]

II. WHY PAY ME WHEN YOU CAN GET REASONABLE INSTEAD, AND WORK IT OUT

- **Emotion is at the core of the proceedings**
- **Get real (Confronting Reality of the Law)**
- **Cost is a huge factor: children, domestic violence, bankruptcy of a spouse, custody**
- **Collaborate if you can, before filing**
- **Visitation, child support, alimony etc. can be worked out to satisfaction of all**
- **It pays to be reasonable**

**III. IF THE PARTIES REACH AGREEMENT,
DIVORCE CAN BE FINISHED IN AS
LITTLE AS THREE MONTHS**

IV. GROUNDS

- **Irreconcilable differences et al.**

V. ALIMONY

- **Rehabilitative Alimony**
- **Permanent Alimony**
- **Term Alimony**
- **Factors?**
- **Civil Unions, is it applicable?**
- **Palimony?**

**VI. COOPERATION REQUIRED IN ORDER
TO ALLOW THE LEGAL SYSTEM TO
PROCEED WITHOUT BACKLOGS**

**VII. RETAINER AGREEMENT CAN REQUIRE
THE COLLABORATIVE PROCESS;
TRAINING IS REQUIRED**

VIII. DISCLOSE THE OPPORTUNITY TO THE CLIENTS

- **Benefits**
- **Detriments**
- **Dual Representation: NEVER**

IX. GET YOUR TRAINING

X. IF THE PARTIES TURN IT INTO A CONTESTED MATTER, THEN THEY NEED TO GET NEW COUNSEL

XI. THE FAMILY COURT HAS NO KNOWLEDGE OR STATISTICS RELATED TO THE COLLABORATIVE DIVORCE PROCESS

XII. ORGANIZATIONS AND ASSOCIATIONS

- **IACP -- International Association Of Collaborative Professionals**
www.collaborativepractice.com
- **Mid Jersey Collaborative Law Alliance**
www.mjcla.org

XIII. COMMUNICATE WITH THE OTHER SPOUSE RE FEATURES AND BENEFITS, EVEN SUGGEST A FEW OTHER ATTORNEYS

XIV. FEES

**XV. FINAL RESTRAINING ORDER CASES,
NOT ELIGIBLE**

**XVI. THIS CAN ONLY BE DONE WITH
ANOTHER TRAINED COLLABORATIVE
ATTORNEY**

XVII. KEEP CO-PARENTING IN MIND

XVIII.

**XIX. THE COLLABORATIVE PROCESS IS NOT
A PART OF THE COURT'S PROCESS**

XX. ESP (EARLY SETTLEMENT PANEL)

XXI. MEDIATION

XXII. TRIAL (IN FAMILY PART)