

Family Law Template

I. Premarital Contracts

1. SoF
2. Voluntary (no fraud, duress, etc.)
3. Full Disclosure
4. Fairness, (overreaching: opportunity to consult with independent atty).

II. Divorce

A. Property Division—Generally equitable, assets + liabilities.

1. Non-marital
2. Marital

B. Maintenance (Alimony)

1. Rehabilitative
2. Marriage Contract (give up things)

C. Child Custody—Best Interests of Child

1. Legal—Decisions on Upbringing
2. Physical—Variety of Common Sense Factors
3. Child Support (beware the Tax Question)
4. Change of Custody: Changed Circumstances

III. Civil Unions—Contracts, Legal Status, Policy.