

Index

ABDUCTION AND KIDNAPPING

Parental kidnapping, **13:5**

ABUSE

Adult abuse. Adult or Adult Child, this index

Child Protection Order Act, this index

Juveniles, abuse and neglect. Juvenile Law, this index

ACCOUNTS AND ACCOUNTING

Adoption, accounting affidavits. Adoption, this index

ADMISSIONS AND DECLARATIONS

Generally, request for admissions, **23:10**

Adoption, admission of paternity and consent to adoption, **17:32**

ADOPTION

Generally, **17:1**

Accounting affidavit

Adoptive parents, **17:34**

Attorney, **17:35**

Admission of paternity and consent to adoption, **17:32**

Adult adoption, **17:25**

Affidavits

Accounting affidavit, above

Interstate compact, **17:37**

Jurisdiction, affidavit of understanding, **17:41**

Publication affidavit, **17:38**

Agency adoptions, **17:8**

Attack on adoption judgments, **17:22**

Attorney, accounting affidavit, **17:35**

Changing face of, **17:3**

Client interviews, **17:14**

Confidentiality, **17:21**

Consent

Generally, **17:17**

Admission of paternity and consent to adoption, **17:32**

Denial of paternity and consent to adoption, **17:31**

Waiver of consent, below

Custody

Temporary custody, order of, **17:40**

Transfer of custody. Petitions, below

Denial of paternity and consent to adoption, **17:31**

Equitable adoption, **17:24**

Foreign adoptions, **17:11**

ADOPTION—Cont'd

- Future adoption, waiver of consent, **17:29**
- Guardian ad litem, **17:13**
- Hearing, **17:20**
- Information form, **17:33**
- Interstate compact
 - Generally, **17:10**
 - Affidavit, **17:37**
- Investigations, **17:19**
- Judgment
 - Generally, **17:20**
 - Attack on adoption judgment, **17:22**
 - Form, **17:42**
 - Short form, **17:43**
- Jurisdiction
 - Generally, **17:16**
 - Affidavit of understanding, **17:41**
- Notice
 - Generally, **17:18**
 - Service by publication, notice upon order, **17:39**
- Paternity
 - Admission of paternity and consent to adoption, **17:32**
 - Denial of paternity and consent to adoption, **17:31**
- Petitions
 - Generally, **17:15**
 - Natural mother, petition for transfer of physical custody of child, **17:26**
 - Transfer of custody and adoption, **17:36**
 - Waiver of consent, application for permission to waive and petition to transfer custody, **17:28**
- Private placement adoptions, **17:7**
- Proof of adoption, **17:23**
- Publication
 - Affidavit, **17:38**
 - Notice upon order for service by publication, **17:39**
- Relative adoptions, **17:6**
- Selection of child, **17:4**
- Service of process, **17:18**
- Special children and subsidy program, **17:9**
- State's interest, **17:2**
- Step-family adoptions, **17:5**
- Subsidy program and special children, **17:9**
- Temporary custody, order of, **17:40**
- Termination of parental rights, **17:12**
- Transfer of custody
 - Order transferring physical custody, **17:27**
 - Petitions, above
- Venue, **17:16**

INDEX

ADOPTION—Cont'd

Waiver of consent

Application for permission to waive necessity of consent, **17:28**

Future adoption, **17:29**

Order of waiver of consent, **17:30**

ADULT OR ADULT CHILD

Adoption of adult, **17:25**

Adult Abuse Act

Generally, **20:1, 20:2**

Ex parte protective orders, **20:5**

Filing, **20:4**

Full faith and credit, foreign judgments, **20:10**

Full order of protection, **20:7**

Hearing, **20:6**

Information sheet, **20:19**

Jurisdiction, **20:3**

Law enforcement provisions, **20:9**

Modification and termination of order, **20:8**

Petition for order of protection

Generally, **20:4**

Form, **20:20**

Stalking, **20:21**

Purpose of Act, **20:2**

Stalking, petition for order of protection, **20:21**

Termination of order, **20:8**

Venue, **20:3**

AFFIDAVITS

Adoption, this index

Antenuptial and postnuptial agreements, **2:11**

Child support, order to show cause, **14:24**

Marital settlement agreements, power of attorney and gift affidavit, **29:9**

Temporary Acts or Matters, this index

Temporary injunction, affidavit in support of motion and show cause order, **22:13**

Uncontested dissolution by affidavit, **21:5**

Form, **21:8**

AGENCY ADOPTIONS

Generally, **17:8**

AGREEMENTS

Antenuptial and Postnuptial Agreements, this index

Arbitration agreements. Arbitration, this index

Attorneys, employment contracts. Attorneys' Fees, this index

Child Support, this index

ALIENATION OF AFFECTIONS

Child custody, modification of, alienation of child's affections or respect, **31:28**

ALIMONY

Maintenance, this index

AMERICAN ACADEMY OF MATRIMONIAL LAWYERS

Certified arbitrators, 27:8

ANNULMENT OF MARRIAGE

Generally, 5:1

Custody of children, 5:8

Defenses to action, 5:6

Dissolution or annulment, selecting remedy, 5:2

Grounds, 5:3

Maintenance, 5:7

Parties to proceedings, 5:4

Petition for annulment, 5:9

Pleadings, 5:5

ANTENUPTIAL AND POSTNUPTIAL AGREEMENTS

Generally, 2:1

Adequacy or inadequacy

Consideration, 2:6

Representation, 2:3

Affidavit form, 2:11

Attorneys, separate counsel, 2:3

Comments on forms, 2:12

Consideration, adequacy of, 2:6

Disclosure requirement

Generally, 2:5

Financial disclosure, 2:9

Drafting, 2:7

Financial disclosure, 2:9

General form, 2:10

Public policy, 2:2

Separate counsel, 2:3

Statute of frauds, 2:4

Tax consequences, 2:8

APPEAL AND ERROR

Arbitration, 27:12

Attorneys fees, employment agreements, 12:14

Modification, 31:9

Temporary orders, 22:9

APPEARANCE

Guardian ad litem, court appearance, 18:4

APPOINTMENT

Guardian Ad Litem, this index

APPRAISERS

Real estate appraiser, qualifying, 24:5

INDEX

APPROVAL

Consent or Approval, this index

ARBITRATION AND AWARD

Generally, **27:1**

Advantages, **27:3**

Appeal of award, **27:12**

Arbitration agreement

Form, **27:14**

Scope of agreements, **27:7**

Conclusion, **27:15**

Confidentiality of proceedings, **27:10**

Court review of award, **27:11**

Discovery, **27:9**

Fees and expenses, **27:13**

Judicial review, **27:11**

Legal representation, **27:5**

Mediation, this index

Methods of administering arbitration process, **27:8**

Notice and service, **27:6**

Scope of agreement, **27:7**

Service of process, **27:6**

Sources of arbitration agreements, **27:2**

Various state approaches to, **27:4**

ARGUMENTS OF COUNSEL

Closing argument, **25:16**

Opening statement, **25:11**

ARRAIGNMENT

Juvenile delinquency, **19:21**

ASSIGNMENT

Bankruptcy in dissolution of marriage, not assigned to another entity, **10:24**

ATTORNEY-CLIENT PRIVILEGE

Discovery, **23:15**

ATTORNEY-CLIENT RELATIONSHIP

Generally, **1:1**

Both parties, representation of, **1:3**

Checklist letter, **1:6**

Dismissal

Generally, **1:8**

Stipulation of dismissal, **1:9**

Domestic information sheet, **1:5**

Fees. Attorneys' Fees, this index

Financial form instruction letter, **1:10**

Initial interview, **1:2, 12:2**

ATTORNEY-CLIENT RELATIONSHIP—Cont'd

Reconciliation

Letter, **1:7**

Suspension of proceedings, **1:4**

Settlement techniques, **30:2**

Stipulation of dismissal, **1:9**

Suspension of proceedings, reconciliation, **1:4**

ATTORNEYS' FEES

Generally, **12:1**

Appeal and review, employment agreements, **12:14**

Award of fees

Dissolution proceedings, **12:6**

Factors, **12:7**

Bankruptcy in dissolution of marriage, **10:16**

Body of petition, **12:16**

Collection

Methods of collection, **12:5**

Petition for, **12:15**

Dissolution proceedings

Award of fees, **12:6**

Bankruptcy in dissolution of marriage, **10:16**

Employment contract, **12:12**

Employment contracts

Generally, **12:4**

Appeal, **12:14**

Dissolution, **12:12**

Third party payor, **12:13**

Enforcement actions, **12:11**

Ethical considerations, **12:3**

Factors in awarding, **12:7**

Initial interview, **12:2**

Methods of collection, **12:5**

Modification, **31:10**

Pleading

Generally, **12:8**

Petitions and prayer, **12:15 to 12:17**

Response to request for attorneys' fees, **12:9**

Prayer for fees, **12:17**

Response to request for attorneys' fees, **12:9**

Tax consequences of dissolution of marriage, **9:15**

Temporary motions

Generally, **22:7**

Affidavit in support of motion, **22:14**

Motion and order, **22:11, 22:12**

Testimony regarding

Generally, **12:10**

Checklist, **12:18**

INDEX

ATTORNEYS' FEES—Cont'd

Third party payor, employment agreements, **12:13**

BANKRUPTCY IN DISSOLUTION OF MARRIAGE

Generally, **10:1**

Adversary proceedings under Sec. 523(a)(5) and (a)(15), **10:15**

Affidavit, dischargeability of debt, **10:26**

Alimony, maintenance, or support

Assignment, not assigned to another entity, **10:24**

Distinction between treatment of alimony, maintenance, and support, **10:19**

For or in lieu of alimony, maintenance, or support, **10:23**

Assignment, not assigned to another entity, **10:24**

Attorneys' fees and costs, **10:16**

Balancing hardships, **10:9**

Bankruptcy Code sec. 523(a)(5), **10:18**

Burden of proof, **10:6, 10:20**

Chapter 13 debtors, **10:5**

Chapter 7 filing, timing, **10:14**

Complaint to determine dischargeability of debt

Affidavit, **10:26**

Under Sec. 523(a)(5), **10:25**

Under Sec. 523(a)(15), **10:27**

Costs, **10:16**

Debt, what constitutes, **10:7**

Dischargeability of debt, complaints to determine and affidavit, **10:25 to 10:27**

Dissolution judgments, provisions in, **10:13**

Distinction between treatment of alimony, maintenance, and support, **10:19**

Evidence, presentation during trial, **10:10**

Final considerations, **10:17**

For or in lieu of alimony, maintenance, or support, **10:23**

In connection with separation agreement, judgment, or court order, **10:22**

Inability to pay, **10:8**

Joint third party creditors, liability to, **10:12**

Judgments of dissolution, provisions in, **10:13**

Jurisdiction, **10:4**

Nondischargeability of property settlement debt under Sec. 523(a)(15), **10:2**

Not assigned to another entity, **10:24**

Partial discharge, **10:11**

Presentation of evidence at trial, **10:10**

Property division, distinction between treatment of alimony, maintenance, and support, **10:19**

Time limitation for filing, **10:3**

Timing of Chapter 7 filing, **10:14**

To or for benefit of spouse, former spouse, or child, **10:21**

BEST INTERESTS OF CHILD

Modification of custody, **31:23**

Trial practice, **25:3**

BONDS AND UNDERTAKINGS

Child support, posting bond, **14:11**

BURDEN OF PROOF

Presumptions and Burden of Proof, this index

BUSINESS

Valuation of, qualifying expert witnesses, **24:6**

CERTIFICATES AND CERTIFICATION

Juvenile, certification as adult. Juvenile Law, this index

CHANGE OF NAME

Generally, **6:1, 6:2**

Children or minors, **6:3**

Marital settlement and separation agreement, **6:5**

Petition, **6:4**

CHARGES

Fees and Charges, this index

CHECKLISTS

Attorney-client relationship, checklist letter, **1:6**

Attorneys' fees, testimony regarding, **12:18**

Uncontested dissolution, final letter checklist, **21:10**

CHILD CUSTODY

Custody of Children, this index

CHILD PROTECTION ORDER ACT

Generally, **20:1, 20:11**

Ex parte protective orders, **20:14**

Filing petition, **20:13**

Full order of protection, **20:16**

Hearing on petition, **20:15**

Law enforcement provisions, **20:18**

Modification and termination of order, **20:17**

Petition for order

Generally, **20:13**

Form, **20:22**

Purpose of act, **20:11**

Venue, **20:12**

CHILD SUPPORT

Generally, **14:1**

Abuse and neglect, juvenile law, **19:10**

Agreements

Generally, **14:3**

Form, **14:22**

Amount of support

Generally, **14:8**

Civil Procedure Form 14, presumed child support amount, **14:28**

INDEX

CHILD SUPPORT—Cont'd

Amount of support—Cont'd

Factors in determining, **14:5**

Bonds, posting, **14:11**

Civil contempt, **14:14**

Civil Procedure Form 14, presumed child support amount, **14:28**

Duration, **14:9**

Duty to support, **14:2**

Enforcement

Generally, **14:10**

Bonds, posting, **14:11**

Family Support Center, payments through, **14:12**

Income withholding, **14:13**

State, enforcement by, **14:16**

Uniform Interstate Family Support Act, **14:15**

Visitation, withholding to enforce support, **14:17**

Exemption for child of divorced or separated parents, release of claim, **14:26**

Factors in determining amount, **14:5**

Health insurance, **14:18**

Income of parties, **14:6**

Income withholding, **14:13**

Joint custody and separation of children cases, **14:4**

Juvenile law, abuse and neglect, **19:10**

Modification, this index

Order to show cause

Affidavit, **14:24**

Application, **14:23**

Order, **14:25**

Paternity, duty and standards for child support, **16:3**

Presumptions and burden of proof

Civil Procedure Form No. 14, presumed support amount, **14:28**

Statute of limitations, presumed payment, **14:20**

Release of claim to exemption for child of divorced or separated parents, **14:26**

Rights of obligated parent, **14:21**

Show cause. Order to show cause, above

State, enforcement by, **14:16**

Statute of limitations, presumed payment, **14:20**

Supreme Court Rule 88, **14:27**

Tables, **14:7**

Tax consequences of dissolution of marriage

Alimony payments deemed as child support, **9:4**

Dependency deduction, **9:6**

Maintenance trusts, **9:7**

Tax treatment of, **9:5**

Temporary motion and order, **22:11, 22:12**

Visitation, withholding to enforce support, **14:17**

Waiver, credit for payments, **14:19**

CHILD SUPPORT—Cont'd

Withholding income, **14:13**

CHILDREN AND INFANTS

Annulment of marriage, **5:8**

Change of name, **6:3**

Child Protection Order Act, this index

Child Support, this index

Custody of Children, this index

Grandparent Visitation, this index

Guardian Ad Litem, this index

Juvenile Law, this index

Marriage, **3:6**

Parenting plan

Child custody, **13:6**

Marital settlement agreements, **29:8**

Support. Child Support, this index

Termination of Parental Rights, this index

CLOSE CORPORATIONS

Valuation and division of marital property, **8:4**

CLOSING ARGUMENT

Generally, **25:16**

COLLABORATIVE PRACTICE

Generally, **28:1**

Comparative costs, **28:7**

First conference, **28:4**

Four-way conference, summary, **28:9**

Interdisciplinary model, **28:6**

Lawyer only model, **28:2**

Process, **28:3**

Representation agreement, **28:8**

Succeeding conferences, **28:5**

COMMINGLING

Marital property, changes in characterization of property, **7:12**

COMMON LAW MARRIAGE

Generally, **3:5**

COMMON TITLE OR OWNERSHIP

Valuation and division of marital property, common ownership interest after trial,
8:11

COMPACTS

Interstate compact. Adoption, this index

COMPROMISE OR SETTLEMENT

Marital settlement agreements. Divorce and Separation, this index

Settlement techniques, **30:1 to 30:5**

INDEX

CONFIDENTIAL MATTERS

Privileged or Confidential Matters, this index

CONSENT OR APPROVAL

Adoption, this index

Termination of parental rights, consent to, **19:13, 19:35**

CONSIDERATION

Antenuptial and postnuptial agreements, adequacy of consideration, **2:6**

CONSTITUTIONAL LAW

Paternity, constitutional treatment of putative fathers, **16:2**

CONTEMPT

Child support, civil contempt, **14:14**

Maintenance, enforcement of payments, **11:12**

Visitation, order to show cause, application and order, **15:12, 15:13**

CONTRACTS

Agreements, this index

COST OR EXPENSE

Arbitration proceedings, **27:13**

Bankruptcy in dissolution of marriage, **10:16**

Collaborative law, comparative costs, **28:7**

Temporary motions

Generally, **22:7**

Affidavit in support of motion, **22:14**

Motion and order, **22:11, 22:12**

COURT APPEARANCE

Guardian ad litem, **18:4**

CREDITORS

Debtors and Creditors, this index

CROSS-EXAMINATION

Generally, **25:14**

Expert witnesses, **25:15**

CUSTODY OF CHILDREN

Generally, **13:1**

Adoption, this index

Annulment of marriage, **5:8**

Best interest of child, trial practice, **25:3**

Brothers and sisters, separating, **13:13**

Expert witnesses, qualifying, **24:7**

Factors influencing award, **13:9**

Guardian ad litem

Contested matters, **13:14**

Motion to appoint, **13:20**

Order for appointment, **13:21**

Homosexuality, moral fitness, **13:12**

CUSTODY OF CHILDREN—Cont'd

Initial interview

Children, **13:3**

Parent, **13:2**

Interference with custodial rights, **13:17**

Joint custody

Child support, **14:4**

Physical or legal custody, **13:8**

Jurisdiction. Uniform Child Custody Jurisdiction and Enforcement Act, below

Modification of custody

Generally, **31:22**

Alienation of child's affections or respect, **31:28**

Best interest of child, **31:23**

Moral fitness of parent, **31:25**

Motion to modify, **31:32**

Preference of child, **31:24**

Remarriage of parent, **31:26**

Removal of child from jurisdiction, **31:29**

Visitation rights of noncustodial parent, deprivation of, **31:27**

Moral fitness

Generally, **13:11**

Homosexuality, **13:12**

Modification of custody, **31:25**

Motions

Guardian ad litem, motion to appoint, **13:20**

Modification of custody, **31:32**

Order for appointment of guardian ad litem, **13:21**

Parental Kidnaping Prevention Act, **13:5**

Parenting plans, **13:6**

Paternity

Right and standards for custody, **16:4**

Uniform Child Custody Jurisdiction and Enforcement Act requirements, **16:18**

Petitions requesting custody, **13:18, 13:19**

Prayer requesting custody, **13:19**

Preference of child

Generally, **13:10**

Modification of custody, **31:24**

Presumptions and preferences, **13:7**

Relocation of child, **13:16**

Removal of child from jurisdiction, modification of custody, **31:29**

Separating children, **13:13**

Standards, presumptions, and preferences, **13:7**

Temporary motion and order, **22:11, 22:12**

Third party, custody granted to, **13:15**

Uniform Child Custody Jurisdiction and Enforcement Act

Generally, **13:4**

Paternity, **16:18**

INDEX

CUSTODY OF CHILDREN—Cont'd

Visits and Visitation, this index

DEBTORS AND CREDITORS

Bankruptcy in dissolution of marriage

Joint third party creditors, liability to, **10:12**

What constitutes debt, **10:7**

DEFAULT

Uncontested Dissolution, this index

DEFENSES

Annulment of marriage, **5:6**

Uncontested dissolution, **21:2**

DELINQUENT CHILDREN

Juvenile Law, this index

DENTISTS AND DENTISTRY

Dental expenses, tax consequences of dissolution, **9:12**

DEPENDENT OR DEPENDENCY

Dependency deduction, tax consequences of dissolution, **9:6**

DEPOSITIONS

Generally, **23:6**

DESCENT AND DISTRIBUTION

Marital or nonmarital property, characterization as, **7:4**

DIAGRAMS, CHARTS, OR TABLES

Child support tables, **14:7**

DISCLOSURE

Antenuptial and postnuptial agreements, **2:5, 2:9**

Expert witnesses, **24:10**

DISCOVERY

Generally, **23:1, 23:2**

Admissions, request for, **23:10**

Arbitration, **27:9**

Depositions, **23:6**

Dissolution of marriage

First dissolution of marriage interrogatories, **23:19**

Production of documents and things, request for, **23:22**

Employee benefits information, authorization to release, **23:24**

Expert witnesses, **23:12**

Financial records, authorization to disclose, **23:25**

History of marriage letter, **23:18**

Interrogatories, this index

Letter to client requesting information, **23:17**

Limitations, **23:3**

Medical information, authorization to release, **23:26**

DISCOVERY—Cont'd

Modification, **31:6**

First modification interrogatories, **23:20**

Production of documents and things, request for, **23:23**

Paternity, **16:14**

Physical/mental examination, **23:9**

Privileges, **23:15**

Procedures, **23:13**

Production of Documents and Things, this index

Protective orders, **23:15**

Sanctions, failure to comply, **23:16**

Second interrogatories, **23:21**

Stipulations

Generally, **23:14**

Form, **23:27**

Test for permissible discovery, **23:4**

Trial preparation material, **23:11**

Types of, **23:5 to 23:10**

DISMISSAL, DISCONTINUANCE, AND NONSUIT

Attorney-Client Relationship, this index

DISSOLUTION OF MARRIAGE

Generally. See Divorce and Separation, this index

Bankruptcy in Dissolution of Marriage, this index

Tax consequences. See Taxation

Uncontested. See Uncontested Dissolution, this index

DIVISION OF PROPERTY

Marital or Nonmarital Property, this index

Valuation and Division of Marital Property, this index

DIVORCE AND SEPARATION

Alimony. Maintenance, this index

Annulment of Marriage, this index

Antenuptial and Postnuptial Agreements, this index

Attorneys' fees

Awarding fees, **12:6**

Bankruptcy in dissolution of marriage, **10:16**

Employment contract, **12:12**

Bankruptcy in Dissolution of Marriage, this index

Change of Name, this index

Child Support, this index

Consequences of obtaining legal separation, **4:3**

Custody of Children, this index

Discovery

First dissolution of marriage interrogatories, **23:19**

Production of documents and things, request for, **23:22**

Division of property. Valuation and Division of Marital Property, this index

Grounds, uncontested dissolution, **21:2**

INDEX

DIVORCE AND SEPARATION—Cont'd

Grounds for legal separation, **4:2**

Judgment of legal separation

Generally, **4:5**

Motion to modify and convert judgment with suggestions in support, **4:6**

Nonmarital property, after judgment, **7:7**

Order converting judgment to judgment of dissolution, **4:7**

Legal separation

Generally, **4:1**

Consequences of obtaining, **4:3**

Grounds, **4:2**

Judgment of legal separation, above

Petition, **4:4**

Stipulation, **4:8**

Maintenance, this index

Marital settlement agreements

Generally, **29:1**

Change of name, **6:5**

Contents, **29:4**

Decretal and contractual terms, **29:3**

Form, **29:7**

Formalities, **29:2**

Joint parenting plan, **29:8**

Power of attorney and gift affidavit, **29:9**

Practice tips, **29:6**

Specific clauses, **29:5**

Motion to modify and convert judgment of legal separation with suggestions in support, **4:6**

Nonmarital property, after judgment of legal separation, **7:7**

Order converting judgment of legal separation to judgment of dissolution, **4:7**

Petition for legal separation, **4:4**

Settlement techniques

Generally, **30:1**

Attorney-client relationship, **30:2**

Four-way conference, **30:4**

Making an offer, **30:3**

When client should settle, **30:5**

Stipulation, **4:8**

Tax consequences of dissolution. See Taxation, this index

Uncontested. See Uncontested Dissolution, this index

DOMESTIC INFORMATION SHEET

Generally, **1:5**

DOMICIL OR RESIDENCE

Mortgage, insurance, and tax payments, tax consequences of dissolution of marriage, **9:13**

DRUG COURT

- Child abuse and neglect, **19:14**
- Delinquent children
 - Generally, **19:32**
 - Request for transfer to drug court, **19:36**

DURATION

- Child support, **14:9**
- Maintenance award, **11:7**

EMANCIPATED CHILDREN

- Modification of maintenance and child support, **31:15**

EMPLOYMENT

- Attorneys, employment of. Attorneys' Fees, this index
- Benefits, discovery, authorization to release information, **23:24**

EQUITABLE ADOPTION

- Generally, **17:24**

ESTOPPEL AND WAIVER

- Adoption, waiver of consent. Adoption, this index
- Child support, credit for payments, **14:19**

ETHICS

- Attorneys' fees, ethical considerations, **12:3**

EVIDENCE

- Admissibility, **25:12**
- Bankruptcy in dissolution of marriage, **10:10**
- Expert and Opinion Evidence, this index
- Juvenile delinquency, rules of evidence, **19:17**
- Paternity, **16:15**
- Presumptions and Burden of Proof, this index
- Value and valuation, division of marital property, **8:3**
- Witnesses, this index

EX PARTE PROCEEDINGS OR ACTS

- Adult Abuse Act, **20:5**
- Child Protection Order Act, **20:14**

EXCHANGE

- Marital or nonmarital property, characterization as, **7:5**

EXHIBITS

- Expert testimony, use in conjunction with, **24:9**

EXPENSES

- Cost or Expense, this index

EXPERIMENTS OR TESTS

- Scientific testing, paternity, **16:16**

INDEX

EXPERT AND OPINION EVIDENCE

- Generally, **24:1**
- Business, valuation of, qualifying expert, **24:6**
- Child custody case, qualifying expert, **24:7**
- Cross-examination, **25:15**
- Disclosure of expert witnesses, **24:10**
- Discovery, **23:12**
- Exhibits, use in conjunction with expert testimony, **24:9**
- Preparing expert for trial, **24:8**
- Qualifying witness
 - Generally, **24:4**
 - Business, valuation of, **24:6**
 - Child custody case, **24:7**
 - Real estate appraiser, **24:5**
- Real estate appraiser, qualifying, **24:5**
- Scope of testimony, **24:2**
- Selection of expert, **24:3**

FAMILY SUPPORT CENTER

- Child support payments through, **14:12**

FEES AND CHARGES

- Arbitration proceedings, **27:13**
- Attorneys' Fees, this index
- Guardian ad litem, **18:7**

FINANCES OR FUNDS

- Records, discovery of, **23:25**

FINDINGS OF FACT AND CONCLUSIONS OF LAW

- Proposed findings and conclusions, **25:17**

FOREIGN STATE OR COUNTRY

- Adoptions, **17:11**

FULL FAITH AND CREDIT

- Adult Abuse Act, foreign judgments, **20:10**

FUTURE ACTS OR MATTERS

- Waiver of consent, future adoption, **17:29**

GIFTS OR GRATUITIES

- Marital settlement agreements, power of attorney and gift affidavit, **29:9**
- Nonmarital property, characterization as, **7:4**

GRANDPARENT VISITATION

- Generally, **15:6**
- Intervention, grandparents' motion, **15:10, 15:11**
- Motion to modify judgment of dissolution as to visitation, **31:35**

GUARDIAN AD LITEM

- Generally, **18:1**
- Abuse and neglect, appointment, **19:7**

GUARDIAN AD LITEM—Cont'd

- Adoption, **17:13**
- Appointment
 - Abuse and neglect, **19:7**
 - Mandatory or discretionary, **18:2**
 - Trial, **25:9**
- Child custody
 - contested matters, **13:14**
 - Motion to appoint, **13:20**
 - Order for appointment, **13:21**
- Conclusion, **18:8**
- Court appearance, **18:4**
- Discretionary appointment, **18:2**
- Duties, **18:3**
- Fees, **18:7**
- Juvenile abuse and neglect, appointment, **19:7**
- Mandatory appointment, **18:2**
- Quasi-judicial immunity, **18:6**
- Removal of, **18:5**
- Trial, appointment of guardian ad litem, **25:9**

HABEAS CORPUS

- Modification, **31:30**

HARDSHIP

- Balancing hardships, bankruptcy in dissolution of marriage, **10:9**

HEALTH INSURANCE

- Child support, **14:18**

HEARINGS

- Adoption, **17:20**
- Adult Abuse Act, **20:6**
- Child Protection Order Act, **20:15**
- Modification, **31:7**
- Uncontested Dissolution, this index

HOME STUDY

- Option for, **25:8**

HOMEOWNERS' INSURANCE

- Tax consequences of dissolution of marriage, insurance payments, **9:13**

HOMOSEXUALITY

- Child custody, moral fitness, **13:12**
- Marriage, same sex, **3:7**

IMPROVEMENTS

- Marital or nonmarital property, improvements during marriage, **7:14**

INCOME

- Profits or Income, this index

INDEX

INCREASE OR GAIN

Nonmarital property, increase in value, **7:8**

INFANTS

Children and Infants, this index

INFORMATION SHEET

Adult Abuse Act, **20:19**

INITIAL INTERVIEW

Attorney-client relationship, **1:2**

Attorneys' fees, **12:2**

Child custody

Children, **13:3**

Parent, **13:2**

Modification, **31:2**

INSURANCE

Health insurance, child support, **14:18**

Tax consequences of dissolution of marriage

Life insurance payments, **9:11**

Property insurance payments on residence, **9:13**

INTERFERENCE WITH RIGHTS

Custodial rights, interference with, **13:17**

INTERROGATORIES

Generally, **23:7**

First interrogatories

Dissolution of marriage, **23:19**

Modification, **23:20, 31:36**

Second interrogatories, **23:21**

INTERVIEWS

Adoption, client interviews, **17:14**

Initial Interview, this index

INVESTIGATIONS AND INVESTIGATORS

Adoption, **17:19**

Trial, use of investigative material, **25:4**

JOINT CUSTODY

Custody of Children, this index

JOINT PARENTING PLAN

Marital settlement agreements, **29:8**

JUDGES

Trial, role of judge, **25:7**

JUDGMENTS OR DECREES

Adoption, this index

Bankruptcy, provisions in dissolution judgments, **10:13**

Legal separation, judgment of. Divorce and Separation, this index

JUDGMENTS OR DECREES—Cont'd

Paternity, **16:17**

JURISDICTION

Adoption

Generally, **17:16**

Affidavit of understanding, **17:41**

Adult Abuse Act, **20:3**

Bankruptcy, dissolution of marriage, **10:4**

Child abuse and neglect, **19:2**

Dissolution, uncontested, **21:3**

Juvenile law

Abuse and neglect, **19:2**

Delinquency, **19:16**

Modification

Generally, **31:3**

Lack of jurisdiction, **31:11**

Paternity, **16:9**

Temporary motions, **22:2**

Uniform Child Custody Jurisdiction and Enforcement Act, **13:4**

Valuation and division of marital property, **8:2**

Venue, this index

JUVENILE LAW

Generally, **19:1 et seq.**

Abuse and neglect

Generally, **19:1**

Adjudication and disposition, **19:8**

Appointment of guardian ad litem, **19:7**

Child support, **19:10**

Court order, **19:9**

Detention hearings, **19:5**

Disposition

Generally, **19:8**

Post-dispositional reviews, **19:11**

Domestic/custody orders, precedence over, **19:3**

Drug court, **19:14**

Guardian ad litem, appointment of, **19:7**

Jurisdiction, **19:2**

Notice, detention hearings, **19:5**

Parental rights, consent to termination, **19:13, 19:35**

Petition

Generally, **19:6**

Form, **19:33**

Post-dispositional reviews, **19:11**

Precedence over domestic/custody orders, **19:3**

Source of allegations, **19:4**

INDEX

JUVENILE LAW—Cont'd

Adjudication

Abuse and neglect, **19:8**

Delinquency, **19:22**

Arraignment/pre-trial hearing, **19:21**

Certification as adult

Generally, **19:29**

Factors considered, **19:30**

Motion for, **19:39**

Report, **19:40**

Court procedure, delinquency, **19:20**

Delinquency

Generally, **19:15**

Adjudication, **19:22**

Arraignment/pre-trial hearing, **19:21**

Certification as adult, above

Court procedure, **19:20**

Detention, **19:19**

Disposition, **19:23**

Drug court, **19:32**

Dual sentencing, **19:31**

Evidence, rules of, **19:17**

Jurisdiction, **19:16**

Petitions, **19:37, 19:38**

Pre-trial hearing, **19:21**

Records and confidentiality, **19:25**

Rights of juveniles, **19:24**

Safe Schools Act, **19:26**

Services and facilities, **19:28**

Status offenses, **19:18**

Victims, rights of, **19:27**

Detention

Delinquency, **19:19**

Hearings/notice, **19:5**

Disposition, **19:8, 19:23**

Drug court

Abuse and neglect, **19:14**

Delinquency, **19:32**

Request for transfer to, **19:36**

Dual sentencing, **19:31**

Evidence, rules of, **19:17**

Guardian ad litem, appointment of, **19:7**

Jurisdiction

Abuse and neglect, **19:2**

Delinquency, **19:16**

Petitions

Abuse and neglect, **19:6**

JUVENILE LAW—Cont'd

Petitions—Cont'd

Abuse or neglect, **19:33**

Amended petition, crime if committed by adult, **19:38**

Delinquency, **19:37**

Termination of parental rights, **19:34**

Records and confidentiality, **19:25**

Rights of juveniles, **19:24**

Rights of victims, **19:27**

Safe Schools Act, **19:26**

Services and facilities, **19:28**

Status offenses, **19:18**

Termination of parental rights

Generally, **19:12**

Parental consent, **19:13, 19:35**

Petition, **19:34**

Victims, rights of, **19:27**

KNOWLEDGE

Notice or Knowledge, this index

LAW ENFORCEMENT

Adult Abuse Act, **20:9**

Child Protection Order Act, **20:18**

LEGAL SEPARATION

Divorce and Separation, this index

LIFE INSURANCE

Tax consequences of dissolution of marriage, **9:11**

LIMITATION OF ACTIONS

Bankruptcy in dissolution of marriage, time limitation for filing, **10:3**

Child support, presumed payment, **14:20**

Paternity, **16:8**

MAINTENANCE

Generally, **11:1**

Amount of award, **11:6**

Annulment of marriage, **5:7**

Categories

Generally, **11:2**

Decretal maintenance, **11:3**

Private contractual maintenance, **11:4**

Contempt proceedings, **11:12**

Decretal maintenance, **11:3**

Duration of award, **11:7**

Enforcement of payments

Generally, **11:8**

Contempt proceedings, **11:12**

Family Support Center, payment through, **11:10**

INDEX

MAINTENANCE—Cont'd

- Enforcement of payments—Cont'd
 - Security, **11:9**
 - Withholding of income, **11:11**
- Family Support Center, payment through, **11:10**
- Notice of withholding, **11:14**
- Private contractual maintenance, **11:4**
- Settlement agreement
 - Decretal maintenance, **11:5**
 - Maintenance provisions, **11:13**
- Tax consequences of dissolution of marriage
 - Excessive frontloading of maintenance payments, **9:3**
 - General requirements and treatment of, **9:2**
 - Trusts, **9:7**
- Temporary Acts or Matters, this index
- Withholding of income
 - Generally, **11:11**
 - Notice of withholding, **11:14**

MARITAL OR NONMARITAL PROPERTY

- Generally, **7:1, 7:9**
- Acquisition
 - Prior to marriage, nonmarital property, **7:3**
 - Subsequent to marriage, **7:10**
- Changes in characterization of property
 - Generally, **7:11**
 - Commingled property, **7:12**
 - Improvements during marriage, **7:14**
 - Source of funds rule, **7:13**
- Client letter regarding interrogatories, marital and nonmarital property, **7:19**
- Comments on forms, **7:20**
- Commingle property, **7:12**
- Division of property. See Valuation and Division of Marital Property, this index
- Exchange, nonmarital property, **7:5**
- Gift, bequest, devise, or descent, **7:4**
- Grid, **7:18**
- Improvements during marriage, **7:14**
- Income and expense statement, **7:17**
- Increase in value, nonmarital property, **7:8**
- Legal separation, after judgment of, **7:7**
- Miscellaneous assets, **7:15**
- Nonmarital property
 - Generally, **7:2**
 - Acquisition prior to marriage, **7:3**
 - Agreement, **7:6**
 - Exchange, **7:5**
 - Gift, bequest, devise, or descent, **7:4**
 - Increase in value, **7:8**

MARITAL OR NONMARITAL PROPERTY—Cont'd

Nonmarital property—Cont'd

Legal separation, after judgment of, **7:7**

Property grid, **7:18**

Source of funds rule, change in characterization of property, **7:13**

Statement of marital and nonmarital property and debts, **7:16**

Value

Increase in value, nonmarital property, **7:8**

Valuation and Division of Marital Property, this index

MARRIAGE

Generally, **3:1**

Annulment of Marriage, this index

Antenuptial and Postnuptial Agreements, this index

Children, **3:6**

Common law marriages, **3:5**

Divorce and Separation, this index

Federal interests in, **3:2**

Marital or Nonmarital Property, this index

Requirements for validity, **3:4**

Same-sex marriage, **3:7**

State interests in, **3:2**

Validity

Generally, **3:3**

Requirements for, **3:4**

MEDIATION

Generally, **26:1**

ABA Model Standards of Conduct for Mediators, **26:11**

Arbitration and Award, this index

Authority of court to require, **26:3**

Conclusion, **26:14**

Confidentiality, **26:10**

NCCUSL Uniform Mediation Act (UMA), **26:12**

Practice tips, **26:13**

Qualifications for mediators, **26:7**

Rule 88.06, **26:8**

Standards, practices and procedures, **26:11, 26:12**

Termination of mediation, **26:9**

V.A.M.R. Rules, **26:4 to 26:6**

When to initiate, **26:2**

MEDICAL CARE OR TREATMENT

Child support, health insurance, **14:18**

Discovery, authorization to release medical information, **23:26**

Tax consequences of dissolution of marriage, medical and dental expenses, **9:12**

MINORS

Children and Infants, this index

Juvenile Law, this index

INDEX

MODIFICATION

- Generally, **31:1**
- Adult Abuse Act, modification of order, **20:8**
- Appeal, **31:9**
- Attorneys' fees, **31:10**
- Best interest of child, **31:23**
- Burden of proof, **31:7**
- Child Protection Order Act, **20:17**
- Child support. Maintenance and child support, below
- Custody of Children, this index
- Discovery, **31:6**
- Emancipation of children, **31:15**
- First interrogatories, **31:36**
- Grandparents' motion to modify dissolution judgment as to visitation, **31:35**
- Habeas corpus, **31:30**
- Hearing, **31:7**
- Initial client conference, **31:2**
- Interrogatories, first interrogatories, **31:36**
- Jurisdiction
 - Generally, **31:3**
 - Lack of, **31:11**
- Legal separation, motion to modify and convert judgment, **4:6**
- Maintenance and child support
 - Generally, **31:12**
 - Agreements between parties, **31:18**
 - Death, **31:17**
 - Emancipation of children, **31:15**
 - Financial condition or financial need of party, changes in, **31:13**
 - Financial needs of children, **31:14**
 - Method of payment of support orders, change of, **31:21**
 - Motion to modify, **31:33**
 - Original judgment failed to award maintenance, **31:19**
 - Remarriage, **31:16**
 - Retroactive modification, **31:20**
- Moral fitness of parent, child custody, **31:25**
- Motions
 - Child custody, **31:32**
 - Legal separation judgment, motion to modify and convert, **4:6**
 - Maintenance and child support, motion to modify, **31:33**
 - Visitation, **31:34, 31:35**
- Order, **31:8**
- Pleading, **31:4**
- Preference of child, child custody, **31:24**
- Remarriage
 - Child custody, **31:26**
 - Maintenance and child support, **31:16**
- Removal of child from jurisdiction, child custody, **31:29**

MODIFICATION—Cont'd

- Retroactive modification, maintenance and child support, **31:20**
- Service of process, **31:5**
- Temporary orders, **22:10**
- Visits and Visitation, this index

MONEY OR CASH

- Division of marital property, cash payments, **8:9**

MORALITY OR IMMORALITY

- Child custody, moral fitness. Custody of Children, this index

MORTGAGES

- Tax consequences of dissolution of marriage, mortgage payments, **9:13**

MOTIONS

- Custody of Children, this index
- Guardian ad litem, motion to appoint, **13:20**
- Juvenile delinquency, motion for certification as adult, **19:39**
- Legal separation judgment, motion to modify and convert, **4:6**
- Modification, this index
- Temporary Acts or Matters, this index
- Visits and Visitation, this index

NAMES OR NAMING

- See Change of Name, this index

NEGLECT

- Juveniles, abuse and neglect. Juvenile Law, this index

NONMARITAL PROPERTY

- Marital or Nonmarital Property, this index

NONRESIDENTS

- Visitation, nonresident parents, **15:5**

NOTEBOOKS

- Trial notebook, **25:6**

NOTICE OR KNOWLEDGE

- Adoption
 - Generally, **17:18**
 - Service by publication, notice upon order, **17:39**
- Arbitration, notice and service, **27:6**
- Juvenile abuse or neglect, detention hearings, **19:5**
- Process and Service of Process and Papers, this index
- Withholding income, notice of, **11:14**

OPENING STATEMENT

- Trial practice, **25:11**

OPINION EVIDENCE

- Expert and Opinion Evidence, this index

INDEX

PARENT AND CHILD

- Child Protection Order Act, this index
- Child Support, this index
- Children and Infants, this index
- Custody of Children, this index
- Termination of Parental Rights, this index

PARENTAL KIDNAPING PREVENTION ACT

- Child custody, **13:5**

PARTIES

- Annulment of marriage, **5:4**
- Paternity, **16:11**

PATERNITY

- Generally, **16:1**
- Admission of paternity and consent to adoption, **17:32**
- Child custody
 - Right and standards, **16:4**
 - Uniform Child Custody Jurisdiction and Enforcement Act requirements, **16:18**
- Child support, duty and standards, **16:3**
- Constitutional treatment of putative fathers, **16:2**
- Discovery, **16:14**
- Duty and standards for child support, **16:3**
- Effect of judgment, **16:17**
- Evidence, **16:15**
- Judgment, effect of, **16:17**
- Jurisdiction, **16:9**
- Parties, **16:11**
- Petition under Uniform Parentage Act, **16:19**
- Pleadings, **16:13**
- Presumptions of paternity, **16:6**
- Procedure, **16:12**
- Right and standards for child custody, **16:4**
- Scientific testing, **16:16**
- Standing to sue, **16:7**
- Statute of limitations, **16:8**
- Statutory provisions, **16:5**
- Uniform Child Custody Jurisdiction and Enforcement Act requirements, **16:18**
- Uniform Parentage Act, petition for paternity under, **16:19**
- Venue, **16:10**

PENSION BENEFITS

- Qualified domestic relations orders, tax consequences of dissolution of marriage, **9:9**
- Valuation and division of marital property, **8:5**

PETITIONS

- Adoption, this index
- Adult abuse, petition for order of protection. Adult or Adult Child, this index

PETITIONS—Cont'd

- Annulment of marriage, **5:9**
- Attorneys' fees, **12:15 to 12:17**
- Change of name, **6:4**
- Child custody, **13:18, 13:19**
- Child Protection Order Act, this index
- Juvenile Law, this index
- Legal separation, **4:4**
- Paternity, petition under Uniform Parentage Act, **16:19**
- Uncontested dissolution, **21:7**

PHYSICAL OR MENTAL EXAMINATION

- Discovery, **23:9**

PLEADINGS

- Annulment of marriage, **5:5**
- Attorneys' Fees, this index
- Complaint to determine dischargeability of debt. Bankruptcy in Dissolution of Marriage, this index
- Modification, **31:4**
- Petitions, this index

POSTNUPTIAL AGREEMENTS

- Antenuptial and Postnuptial Agreements, this index

POWER OF ATTORNEY

- Marital settlement agreements, **29:9**

PREFERENCE OF CHILD

- Custody of Children, this index

PRESUMPTIONS AND BURDEN OF PROOF

- Bankruptcy in dissolution of marriage, **10:6, 10:20**
- Child Support, this index
- Modification, **31:7**
- Paternity, **16:6**

PRIVATE PLACEMENT ADOPTIONS

- Generally, **17:7**

PRIVILEGED OR CONFIDENTIAL MATTERS

- Adoption, **17:21**
- Arbitration proceedings, **27:10**
- Discovery, **23:15**
- Juvenile delinquency, records and confidentiality, **19:25**

PROCESS AND SERVICE OF PROCESS AND PAPERS

- Adoption
 - Generally, **17:18**
 - Notice upon order for service by publication, **17:39**
- Arbitration, **27:6**
- Modification, **31:5**

INDEX

PRODUCTION OF DOCUMENTS AND THINGS

- Generally, **23:8**
- Dissolution of marriage, request for, **23:22**
- Modification request, **23:23**

PROFITS OR INCOME

- Child support, income of parties, **14:6**
- Marital or nonmarital property, income and expense statement, **7:17**

PROPERTY

- Marital or Nonmarital Property, this index
- Valuation and Division of Marital Property, this index

PROPERTY INSURANCE

- Tax consequences of dissolution of marriage, insurance payments on residence, **9:13**

PROSPECTIVE OR RETROSPECTIVE MATTERS

- Maintenance and child support, retroactive modification, **31:20**

PROTECTIVE ORDERS

- Adult abuse. Adult or Adult Child, this index
- Child Protection Order Act, this index
- Discovery, **23:15**

PUBLIC POLICY

- Antenuptial and postnuptial agreements, **2:2**

PUBLICATION

- Adoption, this index

QUALIFICATION OR DISQUALIFICATION

- Expert witnesses. Expert and Opinion Evidence, this index
- Mediators, **26:7**

QUALIFIED DOMESTIC RELATIONS ORDER

- Valuation and Division of Marital Property, this index

QUASI JUDICIAL ACTS OR OFFICERS

- Guardian ad litem, quasi-judicial immunity, **18:6**

RECONCILIATION

- Attorney-Client Relationship, this index

RECORDS

- Juvenile delinquency, records and confidentiality, **19:25**

RELEASE OR DISCHARGE

- Child support, release of claim to exemption for child of divorced or separated parents, **14:26**

REMARRIAGE

- Custody, modification of, **31:26**
- Maintenance and child support, modification of, **31:16**

REMOVAL OR DISCHARGE FROM EMPLOYMENT OR OFFICE

Guardian ad litem, **18:5**

RESIDENCE

Domicil or Residence, this index

SAFE SCHOOLS ACT

Juvenile delinquency, **19:26**

SAME-SEX MARRIAGE

Generally, **3:7**

SANCTIONS

Discovery, failure to comply, **23:16**

SCHOOLS

Education expenses, tax consequences of dissolution of marriage, **9:14**

Safe Schools Act, **19:26**

SEPARATION

Divorce and Separation, this index

SERVICE OF PROCESS AND PAPERS

Process and Service of Process and Papers, this index

SETTLEMENT AGREEMENTS

Marital settlement agreements. Divorce and Separation, this index

Settlement techniques, **30:1 to 30:5**

SIBLINGS

Child custody, separating children, **13:13**

STALKING

Adult Abuse Act, petition for order of protection, **20:21**

STANDING TO SUE

Paternity, **16:7**

STATE INTEREST

Adoption, **17:2**

Marriage, **3:2**

STATUTE OF FRAUDS

Antenuptial and postnuptial agreements, **2:4**

STATUTES

Adult Abuse Act. Adult or Adult Child, this index

Division of property, statutory factors, **8:7**

Parental Kidnaping Prevention Act, **13:5**

Section 1041 transfer of property between spouses or incident to divorce, tax consequences, **9:8**

Trial, statutory factors, **25:7**

STATUTES OF LIMITATION

Limitation of Actions, this index

INDEX

STEPCHILDREN OR STEPPARENTS

Adoptions, step-family, **17:5**

STIPULATIONS

Discovery

Generally, **23:14**

Form, **23:27**

Dismissal, stipulation of, **1:9**

Legal separation, **4:8**

SUPREME COURT

Child support rules, **14:27**

TAXATION

Antenuptial and postnuptial agreements, tax consequences, **2:8**

Child support. Dissolution of marriage, tax consequences, below

Dissolution of marriage, tax consequences

Generally, **9:1, 9:2**

Alimony payments deemed as child support, **9:4**

Antenuptial and postnuptial agreements, **2:8**

Attorneys' fees, **9:15**

Child support

Alimony payments deemed as, **9:4**

Dependency deduction, **9:6**

Maintenance trusts, **9:7**

Tax treatment of, **9:5**

Dependency deduction, **9:6**

Education expenses, **9:14**

Excessive frontloading of maintenance payments, **9:3**

Indirect payments, **9:10**

Insurance

Life insurance payments, **9:11**

Property insurance payments on residence, **9:13**

Legal fees, **9:15**

Life insurance payments, **9:11**

Maintenance

Excessive frontloading of maintenance payments, **9:3**

General requirements and treatments, **9:2**

Trusts, **9:7**

Medical and dental expenses, **9:12**

Mortgage payments on residence, **9:13**

Postnuptial agreements, **2:8**

Property tax payments on residence, **9:13**

Residence, mortgage, insurance, and tax payments on, **9:13**

Retirement benefits, qualified domestic relations orders, **9:9**

Section 1041 transfer of property between spouses or incident to divorce, **9:8**

Excessive frontloading of maintenance payments, **9:3**

Indirect payments, **9:10**

Legal fees, **9:15**

TAXATION—Cont'd

- Life insurance payments, **9:11**
- Maintenance. Dissolution of marriage, tax consequences, above
- Medical and dental expenses, **9:12**
- Postnuptial agreements, **2:8**
- Residence, mortgage, insurance, and tax payments on, **9:13**
- Retirement benefits, qualified domestic relations orders, **9:9**
- Section 1041 transfer of property between spouses or incident to divorce, **9:8**

TEMPORARY ACTS OR MATTERS

- Generally, **22:1 et seq.**
- Adoption, order for temporary custody, **17:40**
- Appeal of temporary orders, **22:9**
- Custody and support
 - Generally, **22:6**
 - Motion and order, **22:11, 22:12**
- Maintenance
 - Generally, **22:5**
 - Affidavit in support of motion, **22:14**
 - Motion and order, **22:11, 22:12**
- Modification of temporary orders, **22:10**
- Motions
 - Generally, **22:1, 22:3**
 - Affidavits in support of motion
 - Attorneys' fees, **22:14**
 - Costs, **22:14**
 - Suit fees, **22:14**
 - Attorneys' fees
 - Generally, **22:7**
 - Affidavit in support of motion, **22:14**
 - Motion and order, **22:11, 22:12**
 - Comments on motions, **22:15**
 - Costs
 - Generally, **22:7**
 - Affidavit in support of motion, **22:14**
 - Motion and order, **22:11, 22:12**
 - Jurisdiction, **22:2**
 - Suit fees
 - Generally, **22:7**
 - Affidavit in support of motion, **22:14**
 - Motion and order, **22:11, 22:12**
 - Termination, **22:4**

TEMPORARY RESTRAINING ORDERS

- Generally, **22:8**
- Affidavit in support of motion and show cause order, **22:13**
- Motion, **22:11**

INDEX

TERMINATION OF PARENTAL RIGHTS

- Abuse and neglect
 - Generally, **19:12**
 - Parental consent, **19:13, 19:35**
 - Petition, **19:34**
- Adoption, **17:12**

THIRD PARTIES

- Attorneys' fees, employment agreements, third party payor, **12:13**
- Child custody granted to, **13:15**

TRANSFER OF CUSTODY

- Adoption, this index

TRANSFER OF PROPERTY

- Section 1041 transfer of property between spouses or incident to divorce, tax consequences, **9:8**

TRIAL

- Generally, **25:1, 25:18**
- Admissibility of evidence, **25:12**
- Best interest of child in custody matters, **25:3**
- Closing argument, **25:16**
- Cross-examination, **25:14**
- Evidence, admissibility of, **25:12**
- Final office conference with client, **25:2**
- Findings of fact and conclusions of law, proposed, **25:17**
- General considerations, **25:18**
- Guardian ad litem, appointment of, **25:9**
- Home study, option for, **25:8**
- Investigative material, use of, **25:4**
- Judge, role of, **25:7**
- Notebook, **25:6**
- Opening statement, **25:11**
- Option for home study, **25:8**
- Order of witnesses, **25:5**
- Outline of issues, **25:5**
- Preparation for trial
 - Discovery, preparation material, **23:11**
 - Expert witnesses, **24:8**
- Statutory factors, **25:7**
- Witnesses
 - Generally, **25:10**
 - Cross-examination, **25:14, 25:15**
 - Direct examination, **25:13**

UNCONTESTED DISSOLUTION

- Generally, **21:1**
- Affidavit, dissolution by
 - Generally, **21:5**

UNCONTESTED DISSOLUTION—Cont'd

Affidavit, dissolution by—Cont'd

Form, **21:8**

Default

Hearings, **21:6**

Questions, **21:9**

Defenses, **21:2**

Final letter checklist, **21:10**

Grounds, **21:2**

Hearings

Generally, **21:4**

Default hearings, **21:6**

Jurisdiction, **21:3**

Petition for dissolution, **21:7**

Venue, **21:3**

**UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT
ACT**

Custody of Children, this index

UNIFORM INTERSTATE FAMILY SUPPORT ACT

Child support enforcement, **14:15**

UNIFORM PARENTAGE ACT

Petition for paternity, **16:19**

UNITED STATES

Marriage, federal interests in, **3:2**

VALUATION AND DIVISION OF MARITAL PROPERTY

Generally, **8:1**

Business, valuation of, qualifying expert, **24:6**

Cash payments to effect division, **8:9**

Closely held corporations, **8:4**

Common ownership interest after trial, **8:11**

Division of property

Generally, **8:6**

Statutory factors, **8:7**

Evidentiary issues, **8:3**

Failure to distribute all assets, **8:10**

Jurisdiction, **8:2**

Just division, **8:8**

Qualified domestic relations order

Comments, **8:13**

Sample form, **8:12**

Retirement benefits, **8:5**

Statutory factors, **8:7**

VENUE

Adoption, **17:16**

Adult Abuse Act, **20:3**

INDEX

VENUE—Cont'd

- Child Protection Order Act, **20:12**
- Dissolution, uncontested, **21:3**
- Paternity, **16:10**

VICTIMS

- Juvenile delinquency, rights of victim, **19:27**

VISITS AND VISITATION

- Generally, **15:1**
- Child support enforcement, withholding visitation, **14:17**
- Contempt of court, order to show cause
 - Application, **15:12**
 - Order, **15:13**
- Factors influencing, **15:2**
- Family access motion, **15:14**
- Grandparents
 - Generally, **15:6**
 - Motion to intervene, **15:10, 15:11**
 - Motion to modify dissolution judgment as to visitation, **31:35**
- Intervention, grandparents' motion, **15:10, 15:11**
- Modification
 - Generally, **31:31**
 - Child custody, modification of, deprivation of noncustodial parent's right of visitation, **31:27**
 - Grandparents, motion to modify dissolution judgment, **31:35**
 - Motions, **31:34, 31:35**
- Motions
 - Family access motion, **15:14**
 - Intervention, grandparents' motion, **15:10, 15:11**
 - Modification of visitation, **31:34, 31:35**
- Noncompliance, **15:7**
- Nonresident parents, **15:5**
- Reasonable visitation, **15:3**
- Restricted visitation, **15:4**
- Schedules, **15:8, 15:9**
- Specific visitation, **15:3**

WAIVER

- Estoppel and Waiver, this index

WILLS

- Bequests, marital or nonmarital property, **7:4**

WITHHOLDING OF INCOME

- Child Support, this index
- Maintenance
 - Generally, **11:11**
 - Notice of withholding, **11:14**

WITNESSES

Generally, **25:10**

Cross-examination, **25:14, 25:15**

Direct examination, **25:13**

Expert and Opinion Evidence, this index

Order of witnesses, **25:5**