



THE ROLE OF THE AD LITEM ATTORNEY IN CHANCERY COURT GUARDIANSHIPS

THURSDAY, NOVEMBER 29, 2018
8:30 A.M. - 12:30 P.M.

**3.8 hours CLE credit for Delaware
and Pennsylvania attorneys**

REGISTRATION AND CHECK-IN: 8:00 A.M. – 8:30 A.M. | CLE SEMINAR: 8:30 A.M. – 12:30 P.M.

Live in New Castle County at Delaware State Bar Association, 405 N. King St., Suite 100, Wilmington, DE

Live webcast in Kent County at Morris James LLP, 850 New Burton Rd., Suite 101, Dover, DE

Live webcast in Sussex County at Tunnell & Raysor, 30 E. Pine St., Georgetown, DE

PROGRAM HIGHLIGHTS:

- Overview of the Guardianship Process
- The Role of the Attorney ad Litem (AAL)
- New Chancery Court Rules Affecting Guardianships
- Supported Decision Making
- Contested Proceedings
- A View from the Bench: The Masters' Perspective on the Role of the AAL and Contested Guardianship Matters in Chancery Court

Sponsored by The Delaware State Bar Association

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PROGRAM

Moderator

Denise Del Giorno Nordheimer, Esquire
The Law Offices of Denise D. Nordheimer, Esquire, LLC

8:00 a.m. – 8:30 a.m. | Registration and Check-in

8:30 a.m. – 9:00 a.m.

Overview of the Guardianship Process

Jason C. Powell, Esquire
The Powell Firm, LLC

- Types of Guardianships (Person and/or Property)
- The Petition
- Guardianship Checklist
- Physician's Affidavit
- Administrative Requirements
- The Hearing
- Notice (Affidavits of fees and notice)
- Objections

9:00 a.m. - 10:00 a.m.

The Role of the Attorney ad Litem (AAL)

Carolyn H. deBernard, Esquire
Bonnie M. Benson, P.A.
 Kristopher T. Starr, Esquire
Ferry Joseph, P.A.
 James Patrick Sharp, Esquire
Moore & Rutt, P.A.

- AAL investigation: who to talk with and what you should review
- What if the person with an alleged disability objects?
- The AAL Report: what to include (clear and convincing evidence standard, AAL's observations and impressions, discussions with medical personnel, person with an alleged disability, and interested parties)
- Notice to the person with an alleged disability if Physician's Affidavit indicates consent possible

10:00 a.m. – 10:15 a.m. | Break

10:15 a.m. – 10:45 a.m.

New Chancery Court Rules Affecting Guardianships

Tasha M. Stevens, Esquire
Fuqua, Willard, Stevens & Schab P.A.

10:45 a.m. – 11:15 a.m.

Supported Decision Making

Lexie Shelton McFassel, Esquire
Office of the Public Guardian

11:15 a.m. – 11:45 a.m.

Contested Proceedings

Nancy Y. Gorman, Esquire
Gonser and Gonser, P.A.
 Jennifer M. Mensinger, Esquire
Poole, Mensinger, Cutrona & Ellsworth-Aults

If there are cross petitions:

- Mediation and the AAL's role in mediation
- Discovery, interviews
- Supplemental investigation and report
- Role at the hearing
- Fees

11:45 a.m. – 12:30 p.m.

A View from the Bench - the Masters' Perspective on the Role of the AAL and Contested Guardianship Matters in Chancery Court

The Honorable Sam Glasscock III
Court of Chancery of the State of Delaware
 The Honorable Patricia W. Griffin
Court of Chancery of the State of Delaware
 The Honorable Morgan T. Zurn
Court of Chancery of the State of Delaware

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REGISTRATION FORM

THREE WAYS TO REGISTER:

- NEW! Register online at www.dsba.org/cle. Log in and select Live Seminars (DSBA members only).
- Fax this completed form with credit card information to (302) 658-5212
- Mail this completed form with check or credit card information to:
Delaware State Bar Association, 405 N. King St., Suite 100, Wilmington, DE 19801

REGISTER ONLINE

The Role of the Ad Litem Attorney • Friday, November 29, 2018

Please return by Wednesday, November 21, 2018 • DSB11292018THE_R

SELECT LOCATION:

- Delaware State Bar Association in Wilmington Morris James in Dover Tunnell & Raysor in Georgetown

SELECT REGISTRATION TYPE:

The reduced registration cost takes into consideration that attorneys who participate in the AAL Program commit to serving as attorney ad litem in three (3) guardianship cases in cases in the Court of Chancery over a two-year period. To sign up, please contact Renee Kinsey: j.renee.kinsey@state.de.us.

- \$125.00 Members and Staff Registering On or Before 11/21/18 \$145.00 Members and Staff Registering After 11/21/18
 \$245.00 Non-Members
 PA Credit – Add \$9.00 PA ID No. _____

Name: _____ DE ID No.: _____

E-mail: _____

Firm: _____ Phone: _____

Address: _____

Check/Charge in the amount of \$ _____ enclosed. Please make checks payable to DSBA.

MasterCard Visa Amex Discover Exp. Date: _____ CVV: _____ Card No.: _____

Signature: _____ (Required if card purchase) Billing Zip Code: _____

General Information

Return registration form to Delaware State Bar Association, 405 N. King St., Suite 100, Wilmington, Delaware 19801, or by fax to (302) 658-5212. A confirmation will be emailed to the registrant. Please keep a copy of this form as your receipt. **CANCELLATION POLICY:** Registrants may receive a full refund less a \$25 cancellation fee for live seminars, if request is made in writing and received no later than one week prior to the seminar. PA CLE Credit will be reported according to the PA CLE Board rules: www.pacle.org. Unpaid registrants who fail to attend are responsible for the full cost of the live seminar. A registration for a live seminar may be transferred to another attorney. Call DSBA at (302) 658-5279 for more information. Visit www.dsba.org for all seminar policies.

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