

## Marital Property In Civil And Customary Marriages

The most comprehensive estate planning book available, Plan Your Estate covers everything from basic estate planning to sophisticated tax-saving strategies for people with estates worth up to \$1,200,000 or more. It demystifies: § probate avoidance § living wills § estate tax saving trusts § funerals and burials § federal estate and gift taxes § charitable remainder trusts § durable powers of attorney. This useful book includes valuable information about estate-tax savings and family "pot trusts." Good in all states except Louisiana.

California Community Property Law A Treatise on Marital Property Rights Marital Property in Civil and Customary Marriages Proposals for Law Reform Community Property in California [Connected eBook] Wolters Kluwer Law & Business

Written by a recognized expert on community property and family law issues in California, Grace Ganz Blumberg's comprehensive casebook prepares students for the California bar examination and equips them for California practice in the areas of divorce, decedents--estates, and debtor-creditor law. Community Property in California carefully balances cases, notes, questions, and problems for student comprehension. Because community property is a relatively narrow subject involving the interplay of state legislation and case law, the casebook is structured to encourage students to develop and refine their analytic skills and to enable professors to guide their students in doing so.

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Comparative text puts California law into context by including references to the Uniform Marital Property Act and the marital property chapter of the American Law Institute's Principles of the Law of Family Dissolution. Key Features: Recent developments in the law of transmutation including *In re Marriage of Valli*, which extended the reach of the transmutation statutes to spousal transactions with third parties, overruling prior case law. Resolution of the good-faith issue in putative spouse doctrine: A putative spouse need only have a subjective good faith belief that she is married. *Ceja v. Rudolph & Sletten, Inc.* Update on the constitutional right of same-sex couples to marry. Developments in judicial enforcement of the statutory disclosure rules at divorce. This classic casebook on the California community property system contains carefully updated coverage of premarital agreements, transmutations, same-sex marriage, equal management and control, interspousal rights and remedies, and creditors's (tm) rights. Core chapters discuss the complexity that flows from classifying property as community or separate. Statutory provisions have been updated in the text and in the appendix. The teacher's (tm)s manual has been completely revised.

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Court of Appeal Case(s): D005147

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Derived from the renowned multi-volume International Encyclopaedia of Laws, this concise exposition and analysis of the essential elements of law with regard to family relations, marital property, and succession to estates in the USA covers the legal rules and customs pertaining to the intertwined civic status of persons, the family, and property. After an informative general introduction, the book proceeds to an in-depth discussion of the sources and instruments of family and succession law, the authorities that adjudicate and administer the laws, and issues surrounding the person as a legal entity and the legal disposition of property among family members. Such matters as nationality, domicile, and residence; marriage, divorce, and cohabitation; adoption and

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guardianship; succession and inter vivos arrangements; and the acquisition and administration of estates are all treated to a degree of depth that will prove useful in nearly any situation likely to arise in legal practice. The book is primarily designed to assist lawyers who find themselves having to apply rules of international private law or otherwise handling cases connected with the USA. It will also be of great value to students and practitioners as a quick guide and easy-to-use practical resource in the field, and especially to academicians and researchers engaged in comparative studies by providing the necessary, basic material of family and succession law.

The Authors List of Abbreviations Preface: 2018 Preface: 1997 General Introduction Part I. Persons Chapter 1. The Status of a Person Chapter 2. Registration of Civil Status Chapter 3. Personality Rights Chapter 4. Names Chapter 5. Nationality Chapter 6. Domicile and Residence Part II. Family Law Chapter 1. Marriage Chapter 2. Divorce Chapter 3. Cohabitation Without Marriage Chapter 4. Filiation Chapter 5. Adoption Chapter 6. Parental Authority

Dissolution is a new word for divorce. In *Dissolution*, Riane Eisler discusses the fundamental societal and litigious changes of divorce from an action that was until recently an unacceptable social phenomenon to what is now commonplace. The book compares the old divorce laws based on marital fault with new "no-fault" divorce laws, an analysis of the laws and institutions of marriage and divorce, and alternatives (social and litigious) to marriage and divorce. Quotes about *Dissolution*: "Dissolution is must reading for every woman...whether she already believes in equal rights for all beings or belongs to the Phyllis

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Schlafly school of thought. Riane Eisler's work is the most definitive yet on the female species and her rights." – Rona Barrett, Good Morning America, ABC-TV "Only those of us who have gone through divorce without your book can fully appreciate its value. Its factual information gives strength. Its innate empathy comforts. Its totality is an integral part of the body of great feminist writings." – Frances Lear, President, Lear Purvis Walker & Co.

This book examines labouring-status women in late medieval Valencia as they negotiated the fundamentally defining experience of their lives: marriage. Through the use of notarial records and civil court cases, it argues that the socio-economic and immigrant status of these women greatly enhanced their ability to exercise agency not only in choosing a spouse and gathering dotal assets, but also in controlling this property after they wed. Although the prevailing legal code in Valencia appeared to give wives little authority over these assets, court records demonstrate that they were still able to negotiate a measure of control. In these actions, labouring-status wives exercised agency by protecting their marital goods from harm, using legal statutes to their own advantage. In looking at the experiences of labouring-status women, this monograph shifts the debate regarding women's access to and control of property in the medieval period. Exploring a group previously unexamined by

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scholars, it argues that our understanding of women's marital strategies changes, challenging the central role of blood and marital kin in these negotiations.

Louisiana Matrimonial Regimes is designed to explore the features of the community property regime, often lauded as one of the most beautiful and significant achievements of the civil law tradition. The community property regime is widely accepted as the marital property regime of choice for an astonishing number of countries, including France, Germany, Spain, Brazil, and countless others. Even on American soil, where the common law tradition has generally been favored over that of the civil law, the community regime has gained significant sway. Nine of our states have rejected the English-inspired marital property regime in favor of the community. This book invites the reader to study the details of Louisiana's regime of patrimonial rights and duties between husband and wife, and also to consider comparisons with the matrimonial regimes of other civilian and Anglo-American systems. About the authors: Katherine Shaw Spaht is the Jules F. and Frances L. Landry Professor of Law (Emeritus) and former Vice Chancellor (1990-1992) at Louisiana State University's Paul M. Hebert Law Center. Since 1972, she has taught courses in the areas of family law and marital property law. In addition to overseeing the revision of Louisiana's community

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property law in 1978 and drafting Louisiana's covenant marriage legislation in 1997, she has worked with the Louisiana legislature on such varied topics as needs of women, rights of illegitimate children, "assisted conception," child support, no-fault divorce, and same-sex marriage. She has been the Reporter of the Louisiana State Law Institute's "Persons & Family Law" Committee since 1981 and also serves on the American Law Institute's Committee on the Principles of the Law of Family Dissolution. Through the years she has produced a significant corpus of publications pertaining to family and marital property law, including a treatise on Louisiana marital property law (co-authored with Lee Hargrave), which forms part of the Louisiana Civil Law Treatise Series, and most recently, *Who's Your Momma, Who Are Your Daddies? Louisiana's New Law of Filiation*, 67 LA. L. REV. 307 (2007). Andrea Beauchamp Carroll is the C.E. Laborde, Jr. Professor of Law at Louisiana State University's Paul M. Hebert Law Center. Before joining the LSU Law Center faculty in 2003, Professor Carroll earned a B.S. in Finance from LSU, where she graduated magna cum laude, and a J.D. from the LSU Law Center, where she was a member of the Louisiana Law Review and the Order of the Coif. After earning her law degree, Professor Carroll worked as an associate in the Appellate Section at the law firm of Baker Botts in Dallas, Texas, and clerked for The

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Honorable W. Eugene Davis of the United States Court of Appeals for the Fifth Circuit. Professor Carroll teaches and writes about the civil law, both in the context of substantive areas such as property and community property, and in the broader context of its interaction with common law systems. She has published a number of scholarly works on family law and community property, including, most recently, *Incentivizing Divorce*, 20 *CARDOZO L. REV.* 1925 (2009) and *The Superior Position of the Creditor in the Community Property Regime: Has the Community Become a Mere Creditor Collection Device?*, 47 *SANTA CLARA L. REV.* 1 (2007). Professor Carroll also led Louisiana's 2009 legislative reform on reimbursement in the community property context.

"Comprehensive casebook prepares students for the California bar examination and equips them for California practice in the areas of divorce, decedents' estates, and debtor-creditor law"--

?Authored by Arthur D. Ettinger, Esq., a leading matrimonial law practitioner, this indispensable one-volume guide provides expert advice on the issues frequently encountered in matrimonial practice. To ensure best practices and avoidance of potential practice pitfalls, *LexisNexis AnswerGuide New York Matrimonial Actions* includes over 60 detailed, task-oriented checklists, and more than 320 practice pointers (Warning, Strategic Point, Exception, Timing) on

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important topics, including jurisdiction, grounds, interim relief, disclosure, valuation, equitable distribution, custody and visitation, spousal and child support, and enforcement of orders and judgments.

This is a study of the uses of property in south-western Germany from 1820 to 1914. Based on extensive documentation from civil court records, the book provides important new insights into the nature of civil society, forms of social conflict, and the application of the law to everyday life. The book's intriguing, sometimes bizarre, and always revealing stories of legal disputes offer an ironic and bemused view of the past human condition.

Buy a new version of this textbook and receive access to the Connected eBook on CasebookConnect, including: lifetime access to the online ebook with highlight, annotation, and search capabilities, plus an outline tool and other helpful resources. Connected eBooks provide what you need most to be successful in your law school classes. Learn more about Connected eBooks Written by a recognized expert on community property and family law issues in California, Grace Ganz Blumberg's comprehensive casebook prepares students for the California bar examination and equips them for California practice in the areas of divorce, decedents' estates, and debtor-creditor law. Community Property in California carefully balances cases, notes, questions, and problems for student comprehension. Because community property is a relatively narrow subject involving the interplay of state legislation and case law, the casebook is structured to encourage students to

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develop and refine their analytic skills and to enable professors to guide their students in doing so.

Comparative text puts California law into context by including references to sister-state law, the Uniform Marital Property Act and the marital property chapter of the American Law Institute's Principles of the Law of Family Dissolution. New to the 8th Edition: The California Supreme Court's 2020 decision, *In re Brace*, which upended almost a century of community property law, leaving many unresolved questions in its wake. Critical notes on the origins and subsequent development of the *Pereira/Van Camp* business apportionment doctrine. Further treatment of the Family Code section 4 rule requiring that current family law be applied to events occurring before its effective date, with particular attention to the enforceability of premarital agreements entered under prior law. Professors and students will benefit from: Problems and questions for stimulating class discussion Thorough preparation for the community property essay question on the California bar examination A casebook that students enjoy reading A focus on enhanced lawyering skills, with emphasis on problem solving

In a changing world, how can we be sure that women as well as men entrepreneurs and workers obtain the benefit from these changes? Ensuring that women have the same legal opportunities as men is one part of the picture. By measuring where the law treats men and women differently, *Women, Business and the Law* shines a light on how women's incentives or capacity to work are affected by the legal environment and provides

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a basis for improving regulation. The fourth edition in a series, *Women, Business and the Law 2016: Getting to Equal* examines laws and regulations affecting women's prospects as entrepreneurs and employees in 173 economies, across seven areas: accessing institutions, using property, getting a job, providing incentives to work, building credit, going to court, and protecting women from violence. The report's quantitative indicators are intended to inform research and policy discussions on how to improve women's economic opportunities and outcomes.

An authoritative treatise bringing you the information you need to secure the best possible results for your clients when there is property to be divided. The volume provides explanations of community property concepts and expert tax analysis in easy-to-understand language. Section summaries, chapter synopses, an index, and other time-saving features provide fast, direct access to the information. Includes detailed coverage of:

- The California Community Property system characterization of property, management and control, accountant's valuation, liabilities of spouses and their property for debts, division of property on dissolution of marriage or legal separation
- Other family law matters affecting property ownership of both married and unmarried couples
- The accountant's role as an expert and consultant in community property litigation
- Tax consequences, property characterization and division, parties' agreements, state law, child and spousal support, death

First published in 1985.

Can you really have a civilized divorce without an expensive and stressful court battle? Ending a marriage is always difficult, but it doesn't need to be fraught with financial or emotional conflict. This book guides you through a negotiated

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divorce, using alternatives to court, such as divorce mediation or a new approach called, "collaborative divorce."

Louisiana Matrimonial Regimes is designed to explore the features of the community property regime, often lauded as one of the most beautiful and significant achievements of the civil law tradition. The community property regime is widely accepted as the marital property regime of choice for an astonishing number of countries, including France, Germany, Spain, Brazil, and countless others. Even on American soil, where the common law tradition has generally been favored over that of the civil law, the community regime has gained significant sway. Nine of our states have rejected the English-inspired marital property regime in favor of the community. This book invites the reader to study the details of Louisiana's regime of patrimonial rights and duties between husband and wife, and also to consider comparisons with the matrimonial regimes of other civilian and Anglo-American systems. Andrea Beauchamp Carroll is the Donna W. Lee Professor of Family Law at the Louisiana State University Paul M. Hebert Law Center. Before joining the LSU Law faculty, Professor Carroll clerked for The Honorable W. Eugene Davis of the United States Court of Appeals for the Fifth Circuit. She subsequently worked as an associate at the Dallas law firm of Baker Botts, L.L.P., handling appellate litigation. In 2003, Professor Carroll returned home to LSU Law, where she has been teaching and writing about family law, community property, and property for the last eleven years. Professor Carroll is the author of more than a dozen books and articles in her field, and has recently been published in the Indiana, Tulane, Brooklyn, and Cardozo law reviews. Her Tulane article on civil law property was honored at the 2005 Stanford-Yale Junior Faculty Forum. Professor Carroll is also active in law reform in Louisiana, as a Member of the Council of the Louisiana State Law Institute and the Institute's Persons,

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Children's Code, and Adult Guardianship Committees. She led the comprehensive revision of Louisiana's community property law in the area of reimbursement rights in 2009, the first substantial revision of Louisiana's community property rules since 1979. And she led a successful reform of Louisiana's child relocation rules in 2010. As Reporter of the Law Institute's Marriage and Persons Committee, Professor Carroll continues to work to improve the law related to marriage and the family. Professor Elizabeth R. Carter is the Judge Anthony J. Graphia & Jo Ann Graphia Associate Professor of Law at the LSU Law Center, where she teaches and writes in the areas of matrimonial regimes, estates, trusts, and taxation. A graduate of Tulane University Law School and member of the Order of the Coif, Professor Carter graduated with the highest grade point average in the civil law curriculum and served as the research assistant to Professor A.N. Yiannopoulos. Her comment on Louisiana Civil Code article 466, published in Volume 80 of the Tulane Law Review, received the Dean Rufus C. Harris Award for the Best Writing on a Civil Law Subject. Professor Carter earned an LL.M. in Taxation from the University of Alabama. She also has degrees in biology and Spanish from the University of Memphis. She serves on several Louisiana State Law Institute committees and maintains a private estate-planning practice. She has two dogs and a husband, in that order.

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