

MICPEL, The Maryland State Bar Association Section of Elder Law &
The Maryland/Washington D.C. Chapter of the National Academy of Elder Law Attorneys, Inc.,
in cooperation with The University of Baltimore School of Law and
The University of Maryland School of Law

Present:

6.5 HRS
CLE

PRACTICAL APPROACHES TO GUARDIANSHIP

Wednesday, September 26, 2007
9:00 a.m. - 5:00 p.m.

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Ecker Business Training Center
6751 Columbia Gateway Drive
Columbia, Maryland

MICPEL

PRACTICAL APPROACHES TO GUARDIANSHIP

What you will learn and why you should attend . . .

Handling a guardianship in Maryland can be challenging, even for experienced practitioners. An understanding of the role each party plays is crucial for proper representation. Attend **Practical Approaches to Guardianship** and learn how to handle a guardianship of both minors and adults from the initial petition through the hearing and beyond. Our outstanding faculty will explain alternatives to guardianship; assessing capacity; representing the petitioner, the alleged disabled and interested and intervening parties; motions and hearing procedures; fees; and post-guardianship issues. You will hear a view from the bench, the Orphan's Court, and the clerk's office and have an opportunity to have your specific questions answered. If you represent any party in a guardianship, don't miss this program!

Agenda

9:00 a.m. – 9:05 a.m.

Welcome and Introduction

Karren Pope-Omwukwe, Esq.

9:05 a.m. – 9:40 a.m.

Capacity and Incapacity Issues

- Dementia and Delirium
- Mini-Mental Status Examination

Erica F. Wood, Esq.

9:40 a.m. – 10:15 a.m.

Alternatives to Guardianship

- The Less Restrictive Alternative
- Representative Payee

Mindy A. Morrell, Esq.

- Single Act Transactions

Kandace L. Scherr, Esq.

10:15 a.m. – 11:00 a.m.

Representing the Petitioner

- Burdens
- Pleading Requirements
- Fees

Kim Viti Fiorentino, Esq.

11:00 a.m. – 11:15 a.m. **Break**

11:15 a.m. – 12:00 p.m.

Representing the Alleged Disabled

- In Re Sonny Lee
- Fees

Thomas J. Gisriel, Esq.

12:00 p.m. – 12:45 p.m.

Representing Interested and Intervening Parties

- When to Intervene
- Issues to Raise
- Fees

Angela B. Grau, Esq.

12:45 p.m. – 1:45 p.m. **Lunch**

1:45 p.m. – 2:30 p.m.

Procedure of a Guardianship Hearing:

The Judicial Perspective

- Post-Guardianship Issues
- Medical Decision-Making
- Motions
- Termination of Guardianship
- Fees for Lawyer as Guardian
- Fees for Guardian
- Alternatives to Guardianship for Minors

The Honorable W. Michel Pierson

2:30 p.m. – 3:00 p.m.

Guardianship of a Minor

- Pleading Requirements
- Procedure of a Guardianship Hearing
- Fees

The Honorable Wendy A. Cartwright

3:00 p.m. – 3:30 p.m.

Guardianship from the Trust Office's Perspective

- Annual Accounting
- Narrative by Guardian of the Person
- Inadequate Pleadings
- Fees for Lawyer as Guardian
- Fees for Guardian

Catherine Bouchard, Esq.

3:30 p.m. – 3:45 p.m. **Break**

3:45 p.m. – 4:15 p.m.

Post-Guardianship Issues Involving Property

- Capacity to Execute Documents, Enter into Contracts, and Marry
- Gifting
- Escrowing Fees

Kandace L. Scherr, Esq.

4:15 p.m. – 5:00 p.m.

Post-Guardianship Issues Involving the Person

- Medical Decision-Making
- Life-Sustaining Treatment Decisions
- Adult Public Guardianship Review Board

Donna Clemons-Sacks, Esq.

Michael J. La Penta, MD

THE FACULTY

Karren Pope-Onwukwe, Esq.

Law Office of Karren Pope-Onwukwe
Program Chair

Catherine Bouchard, Esq.

Trust Attorney, Circuit Court of Maryland
for Prince George's County

Mindy A. Morrell, Esq.

Community Policy Director, Arc of Frederick County

The Honorable Wendy A. Cartwright

Chief Judge, Orphan's Court for Prince George's County

The Honorable W. Michel Pierson

Circuit Court for Baltimore City

Kim Viti Fiorentino, Esq.

Shulman, Rogers, Gandal, Pordy & Ecker, P.A.

Donna Clemons-Sacks, Esq.

Donna Clemons-Sacks, LLC

Thomas J. Gisriel, Esq.

Hodes, Pessin & Katz, P.A.

Kandace L. Scherr, Esq.

Frank, Frank & Scherr, LLC

Angela B. Grau, Esq.

Davis, Agnor, Rapaport & Skalny, LLC

Erica F. Wood, Esq.

Associate Staff Director, American Bar Association,
Commission on Law and Aging

Michael J. La Penta, MD

Senior Medical Director, Hospice of the Chesapeake

Other Important Information . . .

REFUND AND CANCELLATION POLICY

Telephone, fax and e-mail registrations, accompanied by a credit card authorization, and regular mail registrations, accompanied by a check or credit card authorization, will be accepted until 5:00 p.m. two (2) days before all regular full-day and half-day programs. Registrations at the door will be accepted for regular full-day and half-day programs, but please call to verify availability, date, time, and location. MICPEL reserves the right to cancel or reschedule any program and will notify registrants at least 24 hours in advance of such cancellation or rescheduling. Full refunds, less \$20 for administrative expense, will be made for cancellations received by 5:00 p.m. the day before regular full-day and half-day programs. If you register for regular full-day and half-day programs, but do not attend or cancel, you will receive the course materials following the program in full consideration of tuition paid.

ACCREDITATION

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For Video Replays: Virginia MCLE guidelines require another attorney must be present to view the video and sign the certificate of attendance. MICPEL cannot guarantee more than one attorney will be present at a replay. Certificates of attendance will be issued at the end of the video replay.

SCHOLARSHIPS & REDUCED FEE REGISTRATIONS

Scholarships and reduced fee registrations for pro bono volunteers and full-time public interest lawyers are available through the Pro Bono Resource Center (PBRC). Call 410.837.9379 for more details.

NEED SPECIAL ACCOMMODATIONS?

If you need special accommodations, please contact MICPEL at least five (5) days prior to the start date of the course so we can make appropriate arrangements. Call 410.659.6730 to make these arrangements.

**Practical Approaches to
Guardianship
Wednesday, September 26, 2007
Columbia, Maryland**

www.micpel.edu

The Maryland Institute for Continuing
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Maryland Bar Center
520 West Fayette Street, Suite 300
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Course No. 08-3045	PRACTICAL APPROACHES TO GUARDIANSHIP
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Registration Form: 4 Easy Ways to Register



- All registrations must be accompanied by payment.
- Registrations will not be confirmed until payment is received.

Live Program:

- Wednesday, September 26, 2007
Columbia, MD, 9:00 a.m. - 5:00 p.m.

Video Replays: 9:00 a.m. - 5:00 p.m. for both locations

- October 25, 2007 - Baltimore - MICPEL Offices
- November 1, 2007 - Baltimore - MICPEL Offices
- November 9, 2007 - Rockville - Circuit Court Law Library, Rm. 326
- November 16, 2007 - Rockville - Circuit Court Law Library, Rm. 326

Fees:

- MSBA Young Lawyer Section Members \$239
- MSBA Elder Law Section Members \$239
- MSBA Members \$259
- NAELA Members \$239
- All Others \$289
- MICPEL Flex/Select Pass Holders \$0
- Video Replay \$239
- PA MCLE Credit Fee (\$2/hour) \$14
- PA Bar. ID # _____

Too Busy to Attend?

Materials, Audio Tapes, CDs and DVDs are available for shipment within thirty (30) days after the course date.

- Materials \$100.95* (Inv. #2980-07)
- Audio Tapes and Materials \$174.45* (Inv. #2981-07)
- CDs and Materials \$174.45* (Inv. #2982-07)
- DVDs and Materials \$216.45* (Inv. #2983-07)

*Price includes tax and shipping

1. **FAX** your credit card registration to: (410) 659-0647
2. **Mail** your registration form with check or credit card info to
520 West Fayette Street, Suite 300, Baltimore, MD 21201
3. **Call** in your credit card registration to: (410) 659-6730,
Monday-Friday, 8:00 am to 5:00 pm
4. **Register at the door.** Please call ahead to confirm date, time,
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