

| | SCENARIO ONE <i>(same home on date of marriage and date of separation)</i> | | SCENARIO TWO <i>(different home on date of marriage and date of separation)</i> | |
|----------------------------------|---|--------|--|--------|
| | Mary | Bob | Mary | Bob |
| Date of Marriage Assets | \$150,000.00 | \$0.00 | \$150,000.00 (property) | \$0.00 |
| | <i>Mary does not sell her home and the home remains the matrimonial home until the parties separate. The home increases in value to \$300,000.00 by the date of separation.</i> | | <i>Mary sells her home after four years of marriage for \$200,000 and uses the net proceeds of sale to purchase new home. The new home has a value of \$300,000 as of the parties date of separation.</i> | |
| Date of Separation Assets | \$300,000.00 | \$0.00 | \$300,000.00 | \$0.00 |
| Deductions | \$0.00 | \$0.00 | \$150,000.00 | \$0.00 |
| Net Family Property | \$300,000.00 | \$0.00 | \$150,000.00 | \$0.00 |
| Equalization Payment | Mary owes Bob an equalization payment of \$150,000.00. This equalization payment is half the difference between Mary and Bob's Net Family Property. | | Mary owes Bob an equalization payment of \$75,000. This equalization payment is half the difference between Mary and Bob's Net Family Property. | |
| Why? | <p>Mary does <u>not</u> get to deduct the value of the home on date of marriage. As such her Net Family Property</p> <p>= (Date of Separation) – (Date of Marriage)</p> <p>= (\$300,000.00) – (\$0.00)</p> <p>= \$300,000.00</p> <p>Equalization = \$300,000.00 / 2</p> | | <p>Mary gets to deduct the value of the home on date of marriage. As such her Net Family Property</p> <p>= (Date of Separation) – (Date of Marriage)</p> <p>= (\$300,000.00) – (\$150,000.00)</p> <p>= \$150,000.00</p> <p>Equalization = \$150,000.00 / 2</p> | |

Property Division In Divorce Proceedings

Skinner-Thompson, Scott



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The American Ruling Cases as Determined by the Courts, Including the Fundamental Cases of England and Canada, Also All Reviewing and Illustrating Cases of Material Value from the Latest Official Reports, Completely Annotated

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goodwill Canadian Family Law Handbook Norman Fera,2024-11-08 This book provides an easy to understand survey of family law across Canada For those interested in Ontario or other provinces perhaps working toward paralegal certification this book provides all the relevant details of family law and competencies in an organized fashion using plain language The latest amendments to the Divorce Act concerning decision making responsibilities parenting time and contact orders are fully canvassed as are new requirements for moving or relocating and the broader definition of family violence Indeed not all marriages and families are harmonious There is a thorough review of domestic abuse and resulting trauma as well as legal remedies including peace bonds restraining orders and civil contempt This book also examines the client centered trauma informed anti racist approach to providing legal services The laws of marriage but not solemnization annulment and divorce are essentially the same no matter where you live in Canada The first six chapters are very informative about those topics and issues of parenting child support and financial assistance for spouses This book also deals with disputes concerning parenting responsibilities support and property division that arise when the parties never married but cohabited in a conjugal relationship of some duration prior to separation While this book is not legal advice it provides every reader with a solid grasp of their rights and obligations in family matters And those who will qualify as legal advisers in family disputes will benefit from the breadth of the material and the comparative approach *California. Court of Appeal (4th Appellate District). Division 2. Records and Briefs* California (State)., **Reports of Cases at Law and in Equity Argued and Determined in the Supreme Court of the State of Arkansas** Arkansas. Supreme Court,1921 **AIDS and the Law, 6th Edition** Skinner-Thompson, Scott,2019-12-17 AIDS and the Law Sixth Edition AIDS and the Law provides comprehensive coverage of the complex legal issues as well as the underlying medical and scientific issues surrounding the HIV epidemic Covering a broad range of legal fields from employment to health care to housing and privacy rights this essential resource provides thorough up to date coverage of a rapidly changing area of law AIDS and the Law brings you up to date on the latest developments including Updates regarding additional consensus that Undetectable Untransmittable Chapter 2 Overview of continuing efforts to chip away at the Affordable Care Act Chapter 2 Discussion regarding states now imposing work requirements for Medicaid Chapter 9 Analysis of the Trump Administration s many changes to immigration policy including policing of immigrants seeking public benefits Chapter 11 Overview of the Department of Justice s decision regarding whether domestic violence can serve as the basis for asylum Chapter 11 Updates on new Supreme Court precedent regarding exhaustion of administrative remedies under the Prison Litigation Reform Act Chapter 14 New case law pertaining to the impact of HIV in the family law context Chapter 13 **Report to the Citizens' Advisory Council on the Status of Women** Citizens' Advisory Council on the Status of Women (U.S.). Task Force on Family Law and Policy,1968 *Equal Rights* 1970 United States. Congress. Senate. Committee on the Judiciary,1970 Mason's Wisconsin Annotations, 1950 to Date ,1954

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