

Marshal S. Willick, Esq.

Professional History / Resume

PROFESSIONAL EXPERIENCE

Sept. 1989 – Present

- Principal, Willick Law Group
- Las Vegas, Nevada
- Practicing Exclusively in Domestic Relations & Family Law (Trial and Appellate)
- Certified Family Law Specialist, State Bar of Nevada

Sept. 1985 – Sept. 1989

- Partner, LePome, Willick & Gorman
- Las Vegas, Nevada
- Trial and Appellate Litigation/Domestic Relations, Corporate, Business

Sept. 1984 – Sept. 1985

- Associate, Thorndal, Backus & Maupin
- Las Vegas, Nevada
- Litigation

Sept. 1982 – Aug. 1984

- Staff Attorney, Supreme Court of Nevada, Central Legal Staff
- Carson City, Nevada
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SELECTED PUBLICATIONS

Securing Your Office, in 34 Family Advocate No. 4 (Spring, 2012) (*The Difficult Client*) at 41.

The Evolving Concept of Marriage and its Effect on Property and Support Law, Nev. Lawyer, May, 2011, at 6.

How Many Days are in a Week and the Meaning of the Rivero II Opinion, 23 Nev. Fam. L. Rep., Fall, 2010, at 15.

Sham Divorces, Civil Rights, and Family Law Experts, 23 Nev. Fam. L. Rep., Spring, 2010, at 16.

The Actual Lessons and Implications of Carmona – and Why Every Divorce Lawyer in the Western United States Should Be Hoping I Prevail on Rehearing, 23 Nev. Fam. L. Rep., Winter, 2010, at 6.

Getting Paid Through an Attorney's Lien after Argentina, 23 Nev. Fam. L. Rep., Winter, 2010, at 17.

Why the Nevada Welfare Division is Calculating Interest and Penalties Incorrectly, and How It Injures Nevada Litigants, 23 Nev. Fam. L. Rep., Winter, 2010, at 19.

The Basics of Family Law Jurisdiction, 22 Nev. Fam. L. Rep., Fall, 2009, at 11.

The Basics of Jurisdiction: A Remedial Course, The Writ (Washoe County Bar), Sept. 2008, at 10 & Nov. 2008 at 12.

Military Retirement Benefits, in *Dividing Pensions and Other Employee Benefits in California Divorces*, CEB (Continuing Education of the Bar, Jon Heywood, ed., 2008 through present), Section 17.

What Almost Happened to Child Support in Nevada, and Why We Still Have to Fix It, Nev. Lawyer, June, 2007, at 36.

In Search of a Coherent Theoretical Model for Alimony, Nev. Lawyer, Apr., 2007, at 40.

Family Law and Contingency Fees: Time to Reconsider?, Nev. Lawyer, Mar., 2007, at 10.

Nevada Has Effectively Lowered Child Support Across the Board, 19 Nev. Fam. L. Rep., Spr. 2006, at 10.

The Thrift Savings Plan, 28 Family Advocate, No. 2 (ABA Family Law Section, Fall 2005), at 40.

International Kidnapping and the Hague Convention: A Short Introduction, Communiqué, May, 2004, at 25 (Clark County Bar A. Pub'n)

Ten Commonly Missed Aspects to Community Property Valuation and Distribution, Communiqué, June, 2002, at 25 (Clark County Bar A. Pub'n; with Robert Cerceo, Esq.)

A Lawyer's Guide to Military Retirement and Benefits in Divorce (ABA 1998).

Military Retirement Benefit Standard Clauses, in 18 Family Advocate No. 1 (Summer, 1995) (*Family Law Clauses: The Financial Case*) at 30.

Partition of Omitted Assets After Amie: Nevada Comes (Almost) Full Circle, 6 Nev. Fam. L. Rep., Spring 1992, at 8.

A Matter of Interest: Collection of Full Arrearages on Nevada Judgments, Tonopah Showcase, 2001 (State Bar of Nevada); XIV Advocate, Sept., 1990, at 6 (Nev. Trial Law. A. Pub'n).

Pension and Profit Sharing Plans, in *Valuation of Marital Property* (State Bar of Nevada 1990), Text for CLE Seminar.

Res Judicata in Nevada Divorce Law: An Invitation to Fraud, 4 Nev. Fam. L. Rep., Spr. 1989, at 1.

Partition of Military Retirement Benefits, in *Family Law in Nevada* 151 (Legal Education Institute 1989), Text for CLE Seminar.

The Nevada Former Military Spouses Protection Act: Partition of Military Retirement Benefits Omitted from Prior Decrees of Divorce, 2 Nev. Fam. L. Rep., Spr. 1987, at 8.

Professional Malpractice and the Unauthorized Practice of Professions: Some Legal and Ethical Aspects of the Use of Computers as Decision-Aids, 12 Rutgers Computer and Tech. L.J. 1 (1986).

Constitutional Law and Artificial Intelligence: The Potential Legal Recognition of Computers as "Persons," in Proceedings of the Ninth International Joint Conference on Artificial Intelligence 1271 (A. Joshi ed. 1985).

Artificial Intelligence: Some Legal Approaches and Implications, AI Mag., Sum. 1983, at 5.

SELECTED PROFESSIONAL ACTIVITIES

AWARDED

Pillar Award (Nevada Bar Family Law Section's Highest Honor) 2010

Access to Justice Awards, Nevada State Bar Lawyer of the Year & Outstanding Small Firm 2006

Pro Bono Attorney of the Year & Lied Award 2005

Pro Bono Law Firm of the Year 2004

Access to Justice Award, Nevada State Bar (Small Firm Category) 1999

APPOINTED

Pro Tem Domestic Violence Commissioner 2009-present

Justice of the Peace Pro Tem, Las Vegas Township, Nevada 2002-2004

Alternate Municipal Court Judge, City of North Las Vegas, Nevada 1989-1997

BAR ACTIVITIES, NATIONAL

Chair, Nevada Delegation, Family Law Council of Community Property States 1999-present (Delegate, 1996-1998)

Chair, Legislation Committee of American Academy of Matrimonial Lawyers 2009-present, 2004-2005 (Member, 1995-present)

Chair, Military Pension/Benefits Committee of American Bar Association Family Law Section 1995-1997, 1999-2003

Co-chair, Congressional Relations/Federal Lobbying Committee of American Bar Association Family Law Section 1992-2001

Chair, Federalization Committee of American Academy of Matrimonial Lawyers 2003-2004 (Member, 1998-2002); Professionalism in the Practice Committee (1998)

Co-chair, Bankruptcy Committee of American Bar Association Family Law Section 1994-1996

Chair, Federal Legislation and Procedures Committee of American Bar Association Family Law Section 1991-1994 (subcommittee chair, 1990-1992)

Member, ABA Family Law Section Marital Property Committee (1991-1995); Law Practice Management Committee 1991-1995

BAR ACTIVITIES, STATE

President, Nevada Chapter of the American Academy of Matrimonial Lawyers (2007-2009)

Chair, Board of Certified Family Law Specialists Test Committee (2005-2007)

Member, Board of Certified Family Law Specialists (2005-present)

Member, Ethics 2000 Committee (2003-2004)

Chair, Nevada State Bar Standing Committee on Ethics and Professional Responsibility 2001-2003 (Member, 1998-2000)

Member, Board of Directors, Legal Aid Center of Southern Nevada 2000-present

Member, Board of Directors, Clark County *Pro Bono* Project 1999-2000

Chair, Nevada State Bar Family Law Section 1995-1997 (Member of Executive Council, 1991-1994)

Managing Editor, Nevada Family Law Practice Manual 1993-2003

Chair, Nevada Child Support Statute Review Committee 1992, 1996

Editor, Nevada Family Law Report (quarterly law review of the Nevada State Bar Family Law Section) 1991-1995

Member, State Bar Specialization Committee 1994-1995

Chair, Judicial Evaluation Committee, Clark County Bar Association 1994-1996 (member 1991)

Chair, Eighth Judicial District Domestic Relations Forms and Rules Review Committee 1991 (Member, 1990)

CONTINUING LEGAL EDUCATION INSTRUCTOR

“Liens, Judgments, Enforcements: Adjudicating an Attorney’s Lien after *Argentea*” (Clark County Bar Ass’n)

Las Vegas, Nevada, 2012

“Shakespeare & the Law” (UNLV Boyd School of Law)

Las Vegas, Nevada, 2012

“Divorcing the Military: How to Attack . . . How to Defend”

Montana State Bar Association, Helena, Montana, 2012

Pension Rights Center, Washington, D.C., 2012

California Bar Family Law Section (webinar), 2010

Alaska State Bar, Anchorage, Alaska, 2009

U.S. Army JAG Corps, Kansas City, Missouri, 2008

New Mexico State Bar, Albuquerque, New Mexico, 2006

Las Vegas, Nevada, 2001

Kansas City, Kansas, 2001
Lexington, Kentucky, 2000
Vail, Colorado, 1996, 1998
Honolulu, Hawaii, 1995
San Diego, California, 1991
Washington, D.C., 1990
San Antonio, Texas, 1989
“The Great Debates” in *Advanced Family Law* (State Bar of Nevada)
Las Vegas, Nevada, 2011
“Military Orders” (ABA)
Las Vegas, Nevada, 2011
“Pre-nups and Post-nups” (Financial Divorce Association)
National Teleseminar, 2011
“Double-Dipping: Is It an Asset, Income, or Both?” (American Institute of CPAs)
Las Vegas, Nevada, 2011
“Characterization, Valuation and Division of Employment-Related Benefits”
(Council of Community Property States & State Bar of Louisiana)
New Orleans, Louisiana, 2011
“Cohabitation, Tacking, and Property Division” (Financial Divorce Association)
National Teleseminar, 2011
“Selected Topics Concerning Enforcement of Judgments: Appeals, Stays, and
Liens” in *Advanced Family Law* (State Bar of Nevada)
Las Vegas, Nevada, 2010
“Civil Service Retirement and Divorce” (Financial Divorce Association)
National Teleseminar, 2010
“State of Nevada Pensions: Information Relevant to Estate Planning & QDROs”
(Clark County Bar Association)
Las Vegas, Nevada, 2010
“Valuation and Disposition Strategies in a Changing Economy” (Council of
Community Property States & State Bar of Washington)
Seattle, Washington, 2010
“Valuation and Disposition Strategies in a Changing Economy” (Council of
Community Property States & State Bar of Washington)
Seattle, Washington, 2010
“Qualified Domestic Relations Orders Under ERISA and Nevada PERS” (State
Bar of Nevada)
Ely, Nevada, 2010
“The Risks & Rewards of Post-Nuptial Agreements” in *Advanced Family
Law* (State Bar of Nevada)
Las Vegas, Nevada, 2009

“Back to Basics: Overview of Community Property” (Council of Community Property States & State Bar of New Mexico)

Albuquerque, New Mexico, 2009

“The Basics of Family Law Jurisdiction” (Clark County Bar Association)

Las Vegas, Nevada, 2009

“Kennedy v. DuPont Savings: The Supreme Court Kills Two Conflicts With One Decision” (ALI-ABA Telephone Seminar)

National, 2009

“Child Custody & Support Jurisdiction: Separate but Equally Necessary” (State Bar of Nevada)

Las Vegas, Nevada, 2008

“Hitting the Jackpot in Pension Cases – Secrets to Getting the Retirement Share Your Client Deserves” & “Marketing a Family Law Practice” (PESI National Divorce Skills Institute)

Las Vegas, Nevada, 2006, 2007

“Managing A Family Law Practice” (State Bar of Idaho)

Boise, Idaho, 2007

“The Inter-relation of Alimony Awards With Community Property” (Council of Community Property States & State Bar of Nevada)

Las Vegas, Nevada, 2007

“Protecting the Interests of and Getting Money From People in the Military: What Can and Cannot Be Done” (International Academy of Matrimonial Lawyers)

San Diego, California, 2007

“The Relationship Between Spouses and with Third Parties in Management of Joint, Common and Community Assets During Marriage and During a Divorce Proceeding” (Council of Community Property States & State Bar of Arizona)

Phoenix, Arizona, 2006

“Alimony at Twilight: Effects on Establishing and Modifying Spousal Support of Parties Being At or Near Retirement Age” (Legal Education Institute)

Aspen, Colorado, 2006

“Guns and Roses: Current Issues Facing Military Families” (California Assn. of Certified Family Law Specialists)

Laguna Beach, California, 2005

“Disproportionate Division of Community Property” (Council of Community Property States & State Bar of Texas)

Fort Worth, Texas, 2005

“Advanced Family Law: Pensions in Nevada Divorce Law” (Live Oak CLE)

Las Vegas, Nevada, 2004

“Nevada Legal Ethics” (Lorman Education Services)

Las Vegas, Nevada, 2004

“Divorce and the Family-Owned Business: Practical Considerations for Community Property States” (Council of Community Property States & State Bar of Wisconsin)

Madison, Wisconsin, 2004

“International Kidnaping Response for Fun and Profit: Getting the Kids Home & Making the Bad Guys Pay” (Legal Education Institute)

Aspen, Colorado, 2004

“Division of Retirement Benefits: The Full Day Course” (State Bar of New Mexico)

Santa Ana Pueblo, New Mexico, 2003

“Everything You Wanted to Know About Retirement Benefits But Were Afraid to Ask” (Council of Community Property States & State Bar of Idaho)

Coeur d’Alene, Idaho, 2003

“Waivers of Retirement Benefits for Disability Awards: Thrust & Parry” (Legal Education Institute)

Aspen, Colorado, 2003

“Legends of the Courtroom” (Live Oak CLE)

Las Vegas, Nevada, 2002

“Nevada Legal Ethics: A Year in Review” (State Bar of Nevada)

Las Vegas & Reno, Nevada, 2002

“Matrimonial Agreements: Requirements for Validity” (Council of Community Property States & State Bar of Louisiana)

New Orleans, Louisiana, 2002

“Characterization, Valuation and Division of Intangible Assets” (Council of Community Property States & State Bar of Washington)

Seattle, Washington, 2001

“A Matter of Interest: Collection of Full Arrearages on Nevada Judgments” (State Bar of Nevada)

Tonopah, Nevada, 2001

“Issues in Interstate and Multistate Matrimonial Litigation” (Legal Education Institute)

Vail, Colorado, 1999 (reprinted, 13 Am. J. of Fam. Law 10-14, 1999)

“What Do You Do When They Don’t Say ‘I Do’? Cohabitant Relationships and Community Property” (Council of Community Property States & State Bar of Nevada)

Las Vegas, Nevada, 1998

“‘A Covenant with Death and an Agreement with Hell’; Death Benefits in Federal, State and Private Retirement Systems” (reprinted, 14 Am. J. of Fam. Law 31-43, 2000)

Vail, Colorado, 2000

Tonopah, Nevada, 1998

“Where Will the Money Go? Community Debt Issues & *Pendente Lite* Orders in Community Property States” (Council of Community Property States & State Bar of Arizona)

Phoenix, Arizona, 1997

“Seven Tips on Using a Computer in a Family Law Case”

(American Bar Association General Practice Section) San Francisco, California 1997

(State Bar of Nevada) Las Vegas & Reno, Nevada, 1998

“Spousal Support Modifications and Related Issues in the Post-60 Age Group” in “The Perils of Poverty” (American Bar Association Family Law Section)

San Francisco, California 1997

“Family Law for Certified Public Accountants”

Las Vegas, Nevada, 1994

“Retirement Benefits/Pensions/QDROs” (State Bar of Nevada; Tonopah Showcase)

Tonopah, Nevada, 1994

“Pensions in Nevada Divorce Cases” (State Bar of Nevada; Tonopah Showcase)

Tonopah, Nevada, 1993

“Key Issues in Family Law”

Las Vegas, Nevada, 1993

“Survival Utilities for the Family Lawyer: Three Little Programs” (American Bar Association Family Law Section)

Washington, D.C., 1992

“Domestic Relations” – Law 252; (Community College Paralegal Instruction Course)

Las Vegas, Nevada, 1990, 1991

“The Use of Personal Computers for Litigation in the 1990s”

Las Vegas, Nevada, 1990-1995

“Domestic Law in Nevada: ‘Winning’ For Your Client”

Las Vegas, Nevada, 1989, 1991

“Family Law in Nevada”

Las Vegas, Nevada, 1989

“Know Your Rights in Divorce & Child Custody Issues”

Las Vegas, Nevada, 1989

EDUCATION

Legal

- Georgetown University Law Center, Washington, D.C., J.D. 1982
- Editor (Captain), Jessup Cup International Law Moot Court Team, 1981-1982

- Parliamentarian, Student Bar Association, 1982
- Undergraduate**
- University of Nevada, Las Vegas, B.A. 1979 (English, With Distinction)
- Phi Kappa Phi Honor Society
- UNLV and National Dean's Lists
- President, Student Senate
- Author of Student Constitution
- Awarded WICHE Legal Scholarship
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AFFILIATIONS AND MEMBERSHIPS

State Bar of Nevada (admitted 1982)

State Bar of California (admitted 1983; inactive)

Fellow, American Academy of Matrimonial Lawyers (elected 1994)

Fellow, International Academy of Matrimonial Lawyers (elected 2000)

Martindale-Hubbell Bar Register of Preeminent Lawyers (2001-present)

American Bar Association

Clark County Bar Association

American, Nevada, and California Bar Family Law Sections

American Judges Association (Associate Member)

Nevada Council of Juvenile and Family Court Judges (Associate Member)

Nevada Network Against Domestic Violence

American Association for Justice

Nevada Association for Justice

Pro Bono Project Honor Roll of Participating Attorneys (1990-present)

Mensa (Nevada President 1975-1979, 1985-1986)

World Future Society (Nevada Coordinator, 1989-1994)

RECENT CASES IN WHICH EXPERT WITNESS TESTIMONY WAS PROVIDED/TAKEN

Cataldi v. Posin, No. A10-615025-C (2012, deposition testimony)

Issa v. Makek, Nos. 37-2011-00150022-PR-LS-NC & 37-2011-00150332-PR-EB-NC (2012, trial testimony)

Estate of Bernard Shapiro v. United States, No. 2:06-cv-01149-RCJ (2008-2012, opinion letter)

Harrel v. Hess Case No. 4FA-97-1823 CI (2011, opinion letter)

Csoka v. Jones et al Case No. A-11-640052-C (2011, opinion letter)

Baker v. Baker, Case No. DV10-00667 (2011, opinion letter)

In Re Marriage of Everitt-Sabel, Case No. RF09466027 (2011, opinion letter)

Banning v. Banning, Case No. D-95-187220 (2011, opinion letter)

Rizzolo adv. Henry, No. 2:08-CV-635-PMP-GWF (2010, opinion letter)
In re Jenny Harris, unknown (2010, opinion letter)
Banovich v. Banovich, unknown (2010, opinion letter)
Oxley v. Oxley, unknown (2010, opinion letter)
In re Morrill, unknown (2010, opinion letter)
In re Marriage of Villars and Villars, No. 3AN-02-4409CI (2010, trial testimony)
Club Vista Financial Services, et al. v. Scott Financial Services, et al., No. A579963 (2010, opinion letter)
Villars v. Villars, No. 3 AN-02-4409 Civil (2010, trial testimony)
Leibowitz v. Leibowitz, No. SD 036 455 (2010, trial testimony)
Dunning v. Dunning, No. 08-FA-18 (2009, arbitration hearing testimony)
Smith v. Arzino, No. 108CV109149 (2009, opinion letter)
Decker v. Decker, No. D-09-406881 (2009, trial testimony)
Klock, McCarthy, etc., unknown (2008-2009, arbitration hearing testimony)
Semancik, Weissen, unknown (2009, opinion letter)
Smith v. Sun State, unknown (2009, opinion letter)
Ewoldt v. Lok, No. A530071 (2008, deposition testimony)
Snyder v. Snyder, No. D07-366812D (2008, opinion letter)
Marriage of Nishimoto, No. 03-FL04183 (2007-2008, opinion letter)
Bornhorst v. Anderson, No. FDI-07-765197 (2007, opinion letter)
Frye v. Frye, D340021 (2006, trial testimony)
Boissonnas v. Newbold, No. DV00-02732 (2006, opinion letter)
Gramanz v. Jones, No. A322062 (2005, deposition testimony)
Wu v. Baker, unknown (2005, opinion letter)
In re: Sherwood, No. PD 034943 (2004, opinion letter)
Marriage of Daly, No. D-0101-DM-98-1020 (2004, opinion letter)
Van Kirk v. Van Kirk, No. 00FA823 (2004, opinion letter)
Valentine v. Eustice, 03-CA-002857 (2004, testimonial affidavit)
Holdermann adv. Dixon, No. D221111 (2004, opinion letter)
Marriage of Engeler, unknown (2004, opinion letter)
Sigloch v. Sigloch, No. PD032551 (2003-2004, opinion letter)

OTHER INFORMATION AND DISCLOSURES REQUIRED BY RULE OF PROFESSIONAL CONDUCT 1.4:

Estimate of Completed Jury and Bench Trials

In Nevada, there are no juries in Family Law cases. Mr. Willick has been taking such cases to trial since the 1980s, the number of which by now is estimated in the thousands. Most of these have been in Clark County (Las Vegas), in the original District Court, and in the Family Court once it was established in 1992. A

much smaller number of cases were taken to trial in Washoe County (Reno) or other Nevada counties. Mr. Willick has participated in hundreds of divorce and pension cases in the trial courts of other States, as a consultant, expert, or as *amicus curia*.

Estimate of Appeals Briefed or Argued

Mr. Willick has been briefing and arguing appeals in the Nevada Supreme Court since 1984, the number of which by now is estimated at over 100, and has briefed and argued a smaller number of appeals to the Federal Ninth Circuit Court of Appeals, and twice briefed defense of cases appealed to the United States Supreme Court, obtaining denials of Cert. in both. (Many of these decisions, and the briefs that led to them, are posted on the Appeals page of the firm website.) Mr. Willick has participated in dozens of divorce and pension cases in other State and Federal appellate courts, as a consultant, expert, or as *amicus curia*.