

# Merced County Bar Association



Volume 3, Issue 7

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July 2019

## President's Column

Thomas Min  
MCBA President

There is no luncheon in July. Our next luncheon will be on Thursday August 1, 2019, at noon at the Branding Iron. Commission Shaver will be the speaker.

We want to thank each and everyone one of you who attended our June luncheon with Casey Aitchison on Best Practices in Family Law.



## 2019 MCBA OFFICERS

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## Family Law Section News

by Casey Aitchison  
MCBA Family Law Section President



At our June 2019 Family Law Section Meeting, we discussed the recent case of *Look v. Penovatz* (2019) 34 Cal.App.5th 61 and its holding regarding a non-parent's request to be reimbursed from a parent for paying a child's living expenses.

Family Code Section 3950 states that a third party who provides the necessities of life for a child whose parent fails to provide them according to his or her circumstances, may recover their value from the parent.

In *Look*, the mother cohabitated with a man who helped pay the child's living expense and then filed a complaint against the biological father seeking reimbursement. The Appellate Court found that the man was not entitled to reimbursement, since the child's father regularly paid child support during the time that the child lived with the mother at the man's home.

*Look* is an interesting case, as we do not often see anyone seeking a claim for reimbursement under Family Code Section 3950, and it is a reminder that the statute is available for relief in appropriate circumstances.

The Family Law Section of the Merced County Bar Association meets on the second Tuesday of each month at King's Asian Cuisine located at 360 W. Main Street, Merced, CA.

We invite any interested persons to join us, whether you are a Family Law practitioner, have crossover questions, enjoy networking, or just want to get together with friends for lunch. Our next meeting is:

Merced Family Law Section Meeting

Date: Tuesday, July 9, 2019 at noon

Location: King's Asian Cuisine, Merced

RSVPs are appreciated but not required. To RSVP or for more information, please email the Merced County Bar Association Family Law Section President, Casey Aitchison at [Casey@MercedDivorce.com](mailto:Casey@MercedDivorce.com)

## Calendar of Events

**July 4 – Enjoy Independence Day. No July meeting!**

**August 1 – MCBA Lunch, Branding Iron – Commissioner Shaver, People v. Robert Garrow (1 MCLE credit).**

**September 5 - MCBA Lunch, Branding Iron – Lindsay Nako and David Nahmias on Legal Developments in LGBTQ Employment Discrimination (1 MCLE credit Elimination of Bias *REQUIRED SUBJECT*).**

**October 3 – TBA**

**November 7 - MCBA Lunch, Branding Iron - Annual Membership meeting and board elections.**

**December 5 at 6 p.m.- Holiday Party and Judges' Night at the Branding Iron in Merced.**

## **Friendly Reminders**

It is not too late to join the MCBA. Bar dues for 2019 are \$90 and \$60 for new members.

**Anyone interested in joining can contact Tom Min at [tmin1216@gmail.com](mailto:tmin1216@gmail.com) for an application.**

Download a Member Application on the member's resources page on our website: [www.mercedbar.org/member-resources/](http://www.mercedbar.org/member-resources/)

## **Applied and Denied**

Mark has Stage 3 kidney disease and rheumatoid arthritis in his shoulders, hip and back. Suffering from chronic pain and unable to work, he applied for disability benefits and was denied. With credible medical evidence he appealed the decision, only to be denied a second time. Hurting and frustrated, Mark came to Central California Legal Services (CCLS).

CCLS advocated for Mark at the administrative hearing and was able to get the decision reversed. Mark was found eligible for a disability payment of \$910 a month, and was awarded back benefits of \$40,968. Mark's story is not uncommon. In 2018, CCLS assisted over 146 individuals in gaining access to necessary government benefits. By doing so, our services contribute to the overall health of our communities.

Individuals in need of legal services can reach us through the Legal Advice and Referral Line (LAL) by calling (800) 675-8001, or in person at each of the three offices located in the cities of Merced, Visalia and Fresno.

CCLS offers eligible individuals a full range of legal services, from counsel and advice to full representation to residents of Merced, Tuolumne, Mariposa, Fresno, Kings, and Tulare Counties. Our staff assists victims of domestic violence, sexual assault, and human trafficking with protective orders, and related legal matters. Our attorneys and paralegals prevent illegal evictions in private and subsidized housing, and advocate for correction of substandard housing conditions. Advocates protect individuals' access to medical insurance and discounted medical care, as well as their right to be free from unlawful collections of medical debt.

Legal clinics staffed primarily by pro bono attorneys and other volunteers are scheduled throughout the service area year-round. Monthly and quarterly clinics provide valuable services, including expungements for veterans and simple estate planning assistance. These clinics also address issues such as the rights of low-wage workers, guardianships and senior matters.

For more information, please visit our website:

[www.centralcallegal.org](http://www.centralcallegal.org).

**Thank you for your 2019 membership.**

Casey Aitchison  
Alex Albertoni  
Ashley Albertoni  
Susan Albertoni  
Jenna M. Anderson  
Vincent Andrade  
Blake Asdorian  
Eric Beiswanger  
Geraldine Brown  
(Honorary)  
Corbett J. Browning  
Aaron Castleton  
Jeffrey C. Castleton  
Thomas Curry  
Betty L. Dawson  
(Honorary)

Maile C. Dunlap  
Thomas E. Ebersole  
Skye Emery  
James N. Fincher  
Arthur F. Godwin  
Jeff B. Grant  
Janinda  
Gunawardene  
Melbourne Gwin  
Emily J. Haden  
Robert T. Haden  
Kyle Hampton  
Forrest W. Hansen  
Bruce J. Hendricks  
David Hood  
Raymond J. Isleib

Salpy  
Kabaklian-Slantz  
Cyril Lawrence  
George B. Leavell  
Thomas Lewis  
Christopher Loethen  
Kenneth R. Mackie  
Michael Mason  
Weldon "Buzz"  
Mattos  
Roger Matzkind  
Jane McAllister  
Kirk McAllister  
Phillip McMurray  
Derek Meyer  
Victoria Miller

Patience Milrod  
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