



Children, Courts, *and* Custody

*Interdisciplinary
Models for
Divorcing Families*

Andrew I. Schepard

CAMBRIDGE

Children Courts And Custody Interdisciplinary Models For Divorcing Families

Peter Salem, Kelly Browe Olson



Children Courts And Custody Interdisciplinary Models For Divorcing Families:

Children, Courts, and Custody Andrew Schepard, 2004-03 An overview of trends in law conflict resolution and mental health

Family Dispute Resolution Peter Salem, Kelly Browe Olson, 2024-04-23 Over the last 50 years family justice systems in the United States and elsewhere have evolved from a predominant adversarial approach focused on litigation to the significant integration of more collaborative settlement oriented approaches especially mediation In Family Dispute Resolution Process and Practice some of the field's leading practitioners researchers teachers and policymakers provide an overview of the modern family dispute resolution processes designed to help separating and divorcing parents make decisions about the future of their families Chapters in this book address the growth of divorce mediation and other specialized processes including parenting coordination arbitration child inclusive mediation and online dispute resolution They describe how to work with families experiencing issues including domestic violence high conflict substance misuse and the lack of legal representation Case management initiatives and special issues including social science research and conflicting standards of practice are also explored Family Dispute Resolution provides a wide ranging look at contemporary family dispute resolution processes and is essential reading for everyone interested in learning more about working with separating and divorcing families including professionals and law and graduate students

Putting Children First JoAnne Pedro-Carroll, 2010-05-04 An internationally renowned authority on children and divorce reveals the latest research based strategies for helping children survive and thrive before during and long after their parents divorce The breakup of a family can have an enduring impact on children But as Dr JoAnne Pedro Carroll explains with clarity and compassion in this powerful book parents can positively alter the immediate and long term effects of divorce on their children The key is proven emotionally intelligent parenting strategies that promote children's emotional health resilience and ability to lead satisfying lives Over the past three decades Pedro Carroll has worked with families in transition conducted research and developed and directed award winning court endorsed programs that have helped thousands of families navigate divorce and its aftermath Now she shares practical research based advice that helps parents gain a deeper understanding of what their children are experiencing develop emotionally intelligent parenting strategies with the critical combination of boundless love and appropriate limits on behavior reduce conflict with a former spouse and protect children from conflict's damaging effects learn what recent brain research reveals about stress and children's developing capabilities Filled with the voices and drawings of children and the stories of families Putting Children First delivers a positive vision for a future of hope and healing

Evaluation for Child Custody Geri S. W. Fuhrmann, Robert A. Zibbell, 2012 Forensic mental health assessment FMHA has grown into a specialization informed by research and professional guidelines This series presents up to date information on the most important and frequently conducted forms of FMHA The 19 topical volumes address best approaches to practice for particular types of evaluation in the criminal civil and juvenile family areas Each volume contains a thorough

discussion of the relevant legal and psychological concepts followed by a step by step description of the assessment process from preparing for the evaluation to writing the report and testifying in court Volumes include the following helpful features Boxes that zero in on important information for use in evaluations Tips for best practice and cautions against common pitfalls Highlighting of relevant case law and statutes Separate list of assessment tools for easy reference Helpful glossary of key terms for the particular topic In making recommendations for best practice authors consider empirical support legal relevance and consistency with ethical and professional standards These volumes offer invaluable guidance for anyone involved in conducting or using forensic evaluations Child custody cases represent one of the most complex areas of forensic mental health assessment The evaluations are highly specialized requiring expertise in child development and psychopathology and a thorough understanding of the professional and ethical guidelines for child custody evaluations This volume written by two child custody examiners with years of experience and an exceptional depth of understanding of the area synthesizes the highest quality of work in the field to articulate the best practices for these evaluations based upon professional guidelines law and research *The Scientific Basis of Child Custody Decisions* Robert M. Galatzer-Levy, Louis Kraus, Jeanne Galatzer-Levy, 2009-03-23 The legal system requires mental health professionals to provide research summaries to support their evaluations in child custody cases Contributions from leading developmental researchers legal professionals and clinicians describe how scientific evidence is properly used in court Timely and current this book helps evaluators access the best information to fulfill their obligations to their clients and the court The Second Edition adds chapters on family observation parental alienation and sexual abuse Forensic psychologists family lawyers and judges will be equipped with the most current information to aid in custody decisions *Coping with Psychiatric and Psychological Testimony* David Faust, 2011-02-15 This highly effective guide is designed to help attorneys differentiate expert testimony that is scientifically well established from authoritative pronouncements that are mainly speculative Building on the foundation of Jay Ziskin's classic work this updated text blends the best of previous editions with discussion of positive scientific advances in the field to provide practical guidance for experts and lawyers alike Major contributors in the field summarize the state of the literature in numerous key areas of the behavioral sciences and law Working from these foundations the text provides extensive guidance tips and strategies for improving the quality of legal evaluations and testimony appraising the trustworthiness of experts opinions and as follows bolstering or challenging conclusions in a compelling manner Distinctive features of this text include detailed coverage of admissibility and Daubert challenges with unique chapters written by an eminently qualified judge and attorney hundreds of helpful suggestions covering such topics as forensic evaluations discovery and the conduct of depositions and cross examinations and two chapters on the use of visuals to enhance communication and persuasiveness including a unique chapter with over 125 model visuals for cases in psychology and law More than ever the sixth edition is an invaluable teaching tool and resource making it a must have for mental health

professionals and attorneys **Children Who Resist Post-Separation Parental Contact** Barbara Jo Fidler, Nicholas Bala, Michael A. Saini, 2012-09-13 Interest in the problem of children who resist contact with or become alienated from a parent after separation or divorce is growing due in part to parents increasing frustrations with the apparent ineffectiveness of the legal system in handling these unique cases There is a need for legal and mental health professionals to improve their understanding of and response to this polarizing social dynamic *Children Who Resist Post Separation Parental Contact* is a critical empirically based review of parental alienation that integrates the best research evidence with clinical insight from interviews with leading scholars and practitioners The authors Fidler Bala and Saini a psychologist a lawyer and a social worker are an multidisciplinary team who draw upon the growing body of mental health and legal literature to summarize the historical development and controversies surrounding the concept of alienation and explain the causes dynamics and differentiation of various types of parent child relationship issues The authors review research on prevalence risk factors indicators assessment and measurement to form a conceptual integration of multiple factors relevant to the etiology and maintenance of the problem of strained parent child relationships A differential approach to assessment and intervention is provided Children s rights the role of their wishes and preferences in legal proceedings and the short and long term impact of parental alienation are also discussed Considering legal clinical prevention and intervention strategies and concluding with recommendations for practice research and policy this book is a much needed resource for mental health professionals judges family lawyers child protection workers mediators and others who work with families dealing with divorce separation and child custody issues **Divorced from Reality** Jane C. Murphy, Jana B. Singer, 2015-06-26 Over the past thirty years there has been a dramatic shift in the way the legal system approaches family disputes Traditionally family disputes were resolved through an adversary system opposing parties appealed to a judge who determined which party was at fault and how the marital assets including the children should be divided Now many family courts are opting for a problem solving model in which courts attempt to restructure families by resolving both legal and nonlegal issues At the same time American families have changed dramatically Divorce rates have slowed while the number of children born and raised outside of marriage has increased sharply Grandparents and same sex partners care for children and more fathers seek an active role in their children s lives As a result families in today s court system have become more diverse and their legal situations more complex In *Divorced from Reality* Jane C Murphy and Jana B Singer argue that the current problem solving model fails to address the realities of today s families While today s dispute resolution regime may represent an improvement over its more adversary predecessor it is built largely around the model of a divorcing nuclear family with lawyers representing all parties a model that fits poorly with the realities of today s disputing families And courts may no longer be the best place for families in conflict To serve the families it is meant to help the legal system must adapt and reshape itself Unedited summary from book jacket *Parenting after Partnering* Mavis Maclean, 2007-12-20 Relationships between adult partners following

divorce or separation can be fragile and the issues which have divided the parents are often hard to disentangle from the ongoing relationships between parents and children There is a small group who have ongoing difficulty and who need professional help and legal intervention to make arrangements for ongoing parenting This volume brings together a wealth of new empirical research from the USA Central North Western and Southern Europe and Australia on the nature and importance of children s relationships with parents after parental separation on the kinds of conflicts which develop and on the range of professional interventions which support parents and children through these difficult times

Handbook of Father Involvement Natasha J. Cabrera, Catherine S. Tamis-LeMonda, 2013-05-07 This second edition reviews the new research findings and theoretical advances on fathers families child development programs and policies that have occurred in the past decade Contributors from a range of disciplines and countries showcase contemporary findings within a new common chapter structure All of the chapters are either extensively revised or entirely new Biological evolutionary demographic developmental cultural sociological economic and legal perspectives of father involvement are described along with policy and program implications Now with a greater international perspective this edition considers demographic shifts in families in the United States and Europe All chapters now follow a common structure to enhance readability and interdisciplinary connections Each chapter features Historical Overview and Theoretical Perspectives Research Questions Research Methods and Measurement Empirical Findings Bridges to other Disciplines Policy Implications and Future Directions In addition each chapter highlights universal and cultural processes and mechanisms This structure illuminates the ways that theories methods and findings are guided by disciplinary lenses and encourages multidisciplinary perspectives This extensively revised edition now features Expanded section on Biological and Evolutionary Perspectives that reviews fathering in animal populations and the genetic and hormonal underpinnings that feed into fathering behaviors within and across species New section on Economic and Legal Perspectives that addresses the economics of fatherhood marriage divorce and child custody issues and family dispute resolution New section on Child Development and Family Processes that covers topics on father child relationships the father role in children s language cognitive and social development and father risk family context and co parenting Separate chapters on Black Latino and Asian American fathers Now includes research on cohabitation and parenting gender roles and fathering intergenerational parenting and fatherhood implications for men in the section on Sociological Perspectives The latest demographics policies and programs influencing father involvement in both the US and Europe Coverage of methodological and measurement topics and processes that are universal across ethnic groups and cultures in each chapter Intended for advanced students practitioners policymakers and researchers interested in fatherhood and family processes from a variety of disciplines including psychology family studies economics sociology and social work and anyone interested in child and family policy

Family Law and the Indissolubility of Parenthood Patrick Parkinson, 2011-02-21 There are few areas of public policy in the Western world where there is as much turbulence as in

family law Often the disputes are seen in terms of an endless war between the genders Reviewing developments over the last 30 years in North America Europe and Australasia Patrick Parkinson argues that rather than just being about gender the conflicts in family law derive from the breakdown of the model on which divorce reform was predicated in the late 1960s and early 1970s Experience has shown that although marriage may be freely dissoluble parenthood is not Dealing with the most difficult issues in family law this book charts a path for law reform that recognizes that the family endures despite the separation of parents while allowing room for people to make a fresh start and prioritizing the safety of all concerned when making decisions about parenting after separation *Democratizing Legal Services* Laura Snyder, 2016-10-11 We live in a law thick world For individuals and organizations in both the public and private sectors navigating the large number of complex laws rules institutions and procedures that pervade American life is virtually impossible without some assistance Some argue that there are too many lawyers Others argue that the unmet need for legal services is so high that it constitutes a human rights crisis This book exposes why it is easy to access legal services for some while it is virtually impossible for others and why some lawyers have successful careers but others cannot This book argues that the problems plaguing legal services in the US can be only be addressed by a radical overhaul of the rules that govern how legal services may be delivered as well as radical changes to who exercises the power to make those rules Through interviews with those with experience with alternative legal service providers this book exposes the formidable obstacles that exist along the path to those changes as well as the opportunities that await More information can be found at [www notjustforlawyers com](http://www.notjustforlawyers.com) The Wiley-Blackwell Handbook of Family Psychology James H. Bray, Mark Stanton, 2012-07-23 The Handbook of Family Psychology provides a comprehensive overview of the theoretical underpinnings and established practices relating to family psychology Provides a thorough orientation to the field of family psychology for clinicians Includes summaries of the most recent research literature and clinical interventions for specific areas of interest to family psychology clinicians Features essays by recognized experts in a variety of specialized fields Suitable as a required text for courses in family psychology family therapy theories of psychotherapy couples therapy systems theory and systems therapy **Clinical Forensic Psychology and Law** Kaitlyn McLachlan, 2019-01-15 Clinical Forensic Psychology and Law is a compilation of recent and classic articles providing comprehensive coverage of the field of clinical forensic psychology and law Selected articles sample the major areas of the discipline including criminal and civil forensic assessment forensic treatment youth assessment and intervention and professional and ethical issues in forensic practice The volume is designed for use by scholars graduates and undergraduates in psychology and law schools *Cultural Sociology of Divorce* Robert E. Emery, 2013-02-21 While the formal definition of divorce may be concise and straightforward legal termination of a marital union dissolving bonds of matrimony between parties the effects are anything but particularly when children are involved The Americans for Divorce Reform estimates that 40 or possibly even 50 percent of marriages will end in divorce if current trends continue Outside the

U S divorce rates have markedly increased across developed countries Divorce and its effects are a significant social factor in our culture and others It might be said that a whole divorce industry has been constructed with divorce lawyers and mediators family counselors support groups etc As King Henry VIII s divorces showed divorce has not always been easy or accepted In some countries divorce is not permitted and even in Europe countries such as Spain Italy Portugal and the Republic of Ireland legalized divorce only in the latter quarter of the 20th century This multi disciplinary encyclopedia covers curricular subjects related to divorce as examined by disciplines ranging from marriage and the family to anthropology social and legal history developmental and clinical psychology and religion all through a lens of cultural sociology Features 550 signed entries A to Z fill 3 volumes 1 500 pages in print and electronic formats offering the most detailed reference work available on issues related to divorce both in the U S and globally Cross References and Further Readings guide readers to additional resources A Chronology provides students with context via a historical perspective of divorce In the electronic version the comprehensive Index combines with Cross References and thematic Reader s Guide themes to provide convenient search and browse capabilities For state and nation entries uniform entry structure combined with an abundance of statistics facilitates comparison between and across states and nations Appendices provide further annotated sources of data and statistics

Handbook of Divorce and Relationship Dissolution Mark A. Fine, John H. Harvey, 2013-12-19 This Handbook presents up to date scholarship on the causes and predictors processes and consequences of divorce and relationship dissolution Featuring contributions from multiple disciplines this Handbook reviews relationship termination including variations depending on legal status race ethnicity and sexual orientation The Handbook focuses on the often neglected processes involved as the relationship unfolds such as infidelity hurt and remarriage It also covers the legal and policy aspects the demographics and the historical aspects of divorce Intended for researchers practitioners counselors clinicians and advanced students in psychology sociology family studies communication and nursing the book serves as a text in courses on divorce marriage and the family and close relationships

Caring for Families in Court Barbara A. Babb, Judith D. Moran, 2019-01-15 In many US courts and internationally family law cases constitute almost half of the trial caseload These matters include child abuse and neglect and juvenile delinquency as well as divorce custody paternity and other traditional family law issues In this book the authors argue that reforms to the family justice system are necessary to enable it to assist families and children effectively The authors propose an approach that envisions the family court as a care center by blending existing theories surrounding court reform in family law with an ethic of care and narrative practice Building on conceptual procedural and structural reforms of the past several decades the authors define the concept of a unified family court created along interdisciplinary lines a paradigm that is particularly well suited to inform the work of family courts These prior reforms have contributed to enhancing the family justice system as courts now can shape comprehensive outcomes designed to improve the lives of families and children by taking into account both their legal and

non legal needs In doing so courts can utilize each family s story as a foundation to fashion a resolution of their unique issues In the book the authors aim to strengthen a court s problem solving capabilities by discussing how incorporating an ethic of care and appreciating the family narrative can add to the court s effectiveness in responding to families and children Creating the court as a care center the authors conclude should lie at the heart of how a family justice system operates The authors are well known figures in the area and have been involved in family court reform on both a US national and an international scale for many years

Resolving Family Conflicts Jane Murphy,2017-03-02 Over the past two decades virtually all areas of family law have undergone major doctrinal and theoretical changes from the definition of marriage to the financial and parenting consequences of divorce to the legal construction of parenthood An equally important set of changes has transformed the resolution of family disputes This paradigm shift in family conflict resolution has reshaped the practice of family law and has fundamentally altered the way in which disputing families interact with the legal system Moreover the changes have important implications for the way that family law is understood and taught This volume examines the contours of this paradigm shift in family conflict resolution and explores its implications for family law scholarship and practice The interdisciplinary compilation includes contributions from lawyers legal academics social scientists and mental health professionals As the articles in the volume demonstrate the transformation in family conflict resolution holds considerable promise for disputing families but it also raises a number of challenges These challenges include concerns about the institutional competence of courts the surrender of fact finding and decision making to individuals without legal training the loss of autonomy and privacy for family members subject to continuing court oversight and the disjunction between problem solving justice and authoritative legal norms By exploring both the promise of the new paradigm and its potential pitfalls this volume engages family law scholars and offers insights to judges practitioners and policy makers responsible for serving families in conflict

The Law and Child Development Mavis Maclean,2017-03-02 This volume asks what legal and socio legal scholarship can contribute to understanding the role of law in the care and development of children The editors have selected key articles ranging from theoretical analysis to empirical data based research that address the law s approach in the United States and the United Kingdom to resolving parenting disputes after separation protecting children from abuse and neglect and affording children procedural protections in the juvenile justice system Their introduction to these important and often distressing areas of the law confirms the importance of understanding how law works in practice and reaffirms that law itself remains responsible for articulating and protecting society s values

The Child Richard A. Shweder,Thomas R. Bidell,Anne C. Dailey,Suzanne D. Dixon,Peggy J. Miller,John Modell,2009-09-15 The Child An Encyclopedic Companion offers both parents and professionals access to the best scholarship from all areas of child studies in a remarkable one volume reference Bringing together contemporary research on children and childhood from pediatrics child psychology childhood studies education sociology history law anthropology and

other related areas The Child contains more than 500 articles all written by experts in their fields and overseen by a panel of distinguished editors led by anthropologist Richard A Shweder Each entry provides a concise and accessible synopsis of the topic at hand For example the entry Adoption begins with a general definition followed by a detailed look at adoption in different cultures and at different times a summary of the associated mental and developmental issues that can arise and an overview of applicable legal and public policy While presenting certain universal facts about children s development from birth through adolescence the entries also address the many worlds of childhood both within the United States and around the globe They consider the ways that in which race ethnicity gender socioeconomic status and cultural traditions of child rearing can affect children s experiences of physical and mental health education and family Alongside the topical entries The Child includes more than forty Imagining Each Other essays which focus on the particular experiences of children in different cultures In Work before Play for Yucatec Maya Children for example readers learn of the work responsibilities of some modern day Mexican children while in A Hindu Brahman Boy Is Born Again they witness a coming of age ritual in contemporary India Compiled by some of the most distinguished child development researchers in the world The Child will broaden the current scope of knowledge on children and childhood It is an unparalleled resource for parents social workers researchers educators and others who work with children

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