

Education

University of Minnesota, Minneapolis
B.A. Magna cum laude, Phi Beta Kappa, 1975

University of California, Berkeley
J.D., Boalt Hall School of Law, 1981

University of California, Berkeley
M.A., Department of Geography, 1991

Employment

Law & Mediation Offices of Frederick Hertz, Attorney & Mediator, 1988-present

My law practice is limited to representing clients in property and asset agreements involving leasing and sales, financing and co-ownership matters, with an emphasis on the formation and dissolution of non-marital, marital, and extended family co-ownership arrangements. I serve as a mediator and arbitrator of all varieties of real property and land use disputes, as well as those involving the dissolution of marital, non-marital, cohabitation and domestic partnership and extended family co-ownership relationships.

Law Offices of Timothy A. Tosta, associate attorney, 1985-1988

On behalf of owners and associations I handled zoning matters, purchases and sales, leases, and landlord-tenant disputes, specializing in co-ownership and multi-party transactions and misrepresentation/fraud litigation, including all phases of discovery, trial preparation and trial, and appellate briefing, as well as land use representation throughout California in zoning challenges, development approvals, coastal permits, and neighborhood planning disputes.

Rose & Kornhauser, associate attorney, 1982-1985

I handled all aspects of real estate litigation including pleadings, written discovery and depositions, and court appearances, and assisted with trials in state and federal courts involving real estate fraud claims, disposition of assets, and loan subordination claims.

Supreme Court of Minnesota, Saint Paul, Minnesota, law clerk, 1981-1982

As a law clerk to Justice Simonnet I reviewed trial records, researched and drafted briefs and opinions, and assisted in the preparation of the Court for oral argument.

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Teaching Positions

Saint Mary's College, Instructor in the B.A. Legal Studies Program (Paralegal Program)
Real Estate Course, 1994-2001
Golden Gate University School of Law, Instructor, Solo & Small Law Firm Management
1999-2001
Striks College of Law, Rishon LeZion, Israel, Visiting Lecturer, Law & Policy for
Same-sex Couples Law of the United States, 2012

Professional Associations

State Bar of California, Admitted 1981
Federal Courts, Admitted 1982

Community Service Activities

AIDS Legal Referral Panel (co-founder/former member, Board of Directors)
Oakland Landmarks Board & Historic Preservation Task Force (former Chair)
Sacred Sites International Foundation (former boardmember)
Our Family Coalition, San Francisco (former boardmember)
San Francisco Jewish Film Festival (boardmember 2005-2012)
The Mediation Society (boardmember 2009-2012)

Publications (partial list)

Counseling Unmarried Partners: A Guide to Effective Representation (ABA, 2012)
Making It Legal: A Guide to Same-Sex Marriage, Domestic Partnerships & Civil Unions,
Nolo Press, 2011
Legal Affairs: Essential Advice for Same-Sex Couples, Henry Holt & Company
(Owl Books), 1998
Legal Guide for Lesbian and Gay Couples (co-author), Nolo Press, 1998-present
Living Together, A Legal Guide for Unmarried Couples (co-author), Nolo Press, 2005
California Domestic Partnerships (co-author), CEB, 2006-present
"Overcoming Obstacles to Settlement of Same-Sex Dissolutions,"
The Family Advocate, 1997
"Drafting Cohabitation Agreements" and "Drafting Cotenancy Agreements," in
The Practical Real Estate Lawyer, ALI-ABA, November-December 1996
"Handling a Real Estate Divorce," Real Property Law Journal, State Bar of California,
Dec. 1996
"Why Solos Should Be Specialists," Law Practice Management, ABA, January 1996
"Rules of Disengagement," California Lawyer, May 1997
The Solo Practitioner, The Recorder (ongoing series 1991-1994)
"Property and Support Claims Upon the Termination of Non-Marital Relationships in the
Non-United States" International Family Law Reporter, 2003
"Diversity in Mediation and Arbitration," California Lawyer, 2003
"Expansion of California's Domestic Partnership Rights", ACFLS Reporter, 2004

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- "The New Realities of California's Domestic Partnership Law," Same-Sex Law Partnership Reporter, 2004
- "Retroactively Married and Federally Single: The Unintended Consequences of Domestic Partnership Law," American Journal of Family Law, Spring 2006
- "Partnered in Debt: The impacts of California's New Registered Domestic Partnership Law on Creditors and Debtors Rights, Under California Law and Under Federal Bankruptcy Law" (co-author), in California Bankruptcy Journal, Volume 28, # 2
- "Mediating Same-Sex Dissolutions," Massachusetts Family Law Quarterly, 2007
- "Anticipating and Addressing Co-Ownership Conflicts," CEB Teletopics, 2007
- "Integrated Approaches to Resolving Same-Sex Dissolutions," (co-author) Conflict Resolution Quarterly, January 2010
- "Same-Sex Divorce Issues," American Journal of Family Law, 2012

Public Appearances (partial list)

Appeared as a speaker at continuing education programs, including:

- American Bar Association, ADR Conference (2008, 2010)
- American Bar Association, Annual Meeting (2007, 2010)
- State Bar of California's Section Institute on Litigating Co-Ownership Conflicts (2000)
- Continuing Education of the Bar's Course on Unmarried Couples (1999-2005)
- Bar Association of San Francisco's course on co-ownership conflicts (1999)
- Lavender Law (National lesbian/gay lawyers association conferences) (1997-2010)
- Practising Law Institute: Gay Marriage Panel, 2010
- Pride Planners, Gay/Lesbian financial planners association, keynote speaker
- Alameda County Estate Planning Section
- Bar Association of San Francisco Real Estate Section
- Bar Association of San Francisco ADR Section
- Lectured on co-ownership conflicts at: Boalt Hall School of Law, Hastings College

Featured in The New York Times, The San Francisco Chronicle, California Lawyer, Out Magazine, The Advocate, Forbes Magazine, Hero Magazine, East Bay Express, California Lawyer, Wall Street Journal, Money Magazine, Forbes Magazine

Appeared on The Oprah Winfrey Show, CNN, Talk of the Nation, National Public Radio's All Things Considered, The Today Show, KQED's Forum, KGO Radio/San Francisco, The Kojo Nambdi Show, and various other radio broadcasts