

### **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 focuses on representing clients in real estate transactions and negotiations involving leasing and sales, financing disputes and co-ownership matters, with an emphasis on the property aspects of the formation and dissolution of non-marital, marital, and extended family co-ownership relationships. I serve as a mediator and arbitrator of all varieties of real property disputes and marital, non-marital, domestic partnership, and extended family co-ownership dissolutions.

#### 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

### **Professional Associations**

State Bar of California, Admitted 1981 (Member, Real Property Section)  
Bay Area Lawyers for Individual Freedom (former member, Board of Directors)  
AIDS Legal Referral Panel (founding/former member, Board of Directors)

### **Community Service Activities**

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-present)

### **Publications (partial list)**

Making It Legal: A Guide to Same-Sex Marriage, Domestic Partnerships & Civil Unions,  
Nolo Press, 2009

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

**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