

Amy K. Rosenberg
Amy K. Rosenberg Mediation LLC
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EDUCATION:

Bachelor of Journalism With High Honors, University of Texas at Austin, 1977
J.D., University of Texas School of Law, 1982
Certification, Straus Institute for Dispute Resolution (Pepperdine University School of Law): Mediating the Litigated Case, 2019 (42 hours)
Certification, Colorado Bar Association Mediation Training Course, 2023 (40 hours)

PUBLICATIONS and PROFESSIONAL ASSOCIATIONS:

Author: "The Common Law Spouse in Colorado Estate Administration," Colorado Lawyer, September, 2006
Author: "Being of Sound Mind: Standards for Testamentary (and Other) Capacity," Colorado Lawyer, July, 2011
Author: "Council Notes," Colorado Bar Association Trust & Estates Section ("Common Law Spouse Issues in Estate Planning & Administration") Vol. 34, No. 4, Winter, 2015
Author: "I Do? Common Law Marriage and a 'Refined' Look at *People v. Lucero*," Colorado Lawyer, July, 2021.
Author: Two chapters, Colorado Bar Association Probate Bench Card project
Member: Larimer County Bar Association, Colorado Bar Association (Trust and Estate Section) Development Board, Victoria Falls Wildlife Trust.

PRIOR PRACTICE AREAS:

Estate planning
Probate and trust administration
Protective proceedings
Probate, trust, and protective proceedings litigation

PROFESSIONAL EXPERIENCE

Current: Amy K. Rosenberg Mediation LLC. Mediation services for individuals, entities and their legal counsel; pro bono mediation for Larimer County Small Claims Court; volunteer for City of Fort Collins Conflict Transformation Works (neighborhood mediation and restorative justice initiatives).

Contractor with the Office of Dispute Resolution, providing mediation services in civil (contract, employment, real estate and landlord-tenant) and probate matters.

April 2022-September 2022: Of Counsel, Massy, Mitchell & Kelly, PLLC. Practice limited to will and trust planning; powers of attorney; trust and probate estate administration; fiduciary authority and liability; guardianship, conservatorship, and other protective proceedings; related litigation in all fields.

2007-March 2022: Rosenberg & Zipser PLLC. Founding shareholder of Rosenberg & Zipser PLLC. Practice limited to will and trust planning; powers of attorney; trust and probate estate administration;

fiduciary authority and liability; guardianship, conservatorship, and other protective proceedings; related litigation in all fields.

1996-2006: Partner, Liggett, Smith & Wilson, P.C. Practice limited to will and trust planning; powers of attorney; trust and probate estate administration; fiduciary authority and liability; guardianship, conservatorship, and other protective proceedings; related litigation in all fields.

1992-1995: Staff attorney, William Beaumont Hospital, 927-bed acute care facility in Royal Oak, Michigan. Responsibilities: Support for medical malpractice defense; legal representative to Institutional Review Board (human clinical trials oversight committee); legal representative to clinical utilization review committee; legal representative to Safe Medical Device Act review committee; hospital representative for guardianship proceedings in Oakland County Probate Court; advisor to hospital staff on patient informed consent, mental health referrals, psychiatric consults, intellectual property and federal regulatory compliance.

1987-1992: Staff attorney, American Association of Homes and Services for the Aging, Washington, D.C. Prepared legal memoranda and briefs, quarterly legal newsletter regarding state and federal regulatory issues associated with hospitals, nursing homes and assisted living facilities.

1985-1987: Private practice: Austin, Texas. Practice emphasized estate planning, real estate and general civil litigation.

1982-1985: Hearings examiner, Texas Health Facilities Commission, Austin, Texas. Conducted administrative hearings for health facilities (hospitals, nursing homes, dialysis centers, ambulatory surgery centers) under "Certificate of Need" program; prepared and presented proposed findings of fact and conclusions of law for Commission disposition.

RECENT MAJOR PRESENTATIONS:

Mediate THIS! Stories About Power Disparity in the Workplace and Approaches to Mediating on an Uneven Playing Field. United States Department of Energy ADR Office (on behalf of Interagency ADR Working Group), Washington, D.C., April 2023.

Cohabitation and Common Law Marriage: You Don't Have to say, "I Do." University of Colorado Health, Fort Collins, Colorado, July 2019

The Colorado Uniform Trust Code: Non-Judicial Settlements. Larimer Colorado Bar Association Trust and Estates Section, Fort Collins, Colorado, May 2019

Ethics and the Elderly Donor: It's a Jungle out there. Colorado Roundtable, Denver, Colorado, March, 2016.

Faculty, Colorado Bar Association 35th Annual Estate Planning Retreat: Trouble Brewing: Anticipating and Addressing Common Law Spouse Issues in Estate Planning, Administration and Litigation, Santa Fe, New Mexico, June 2015

Donor Capacity Guide: PAC 12 Planned Giving Development Officers Annual Meeting, Denver, Colorado, August 2015

Cohabitation: Are You and Your Family at Risk? Senior Law Day, Fort Collins, Colorado, August 2015

Trouble Brewing: Anticipating and Addressing Common Law Spouse Issues in Estate Planning, Administration and Litigation. Colorado Bar Association Annual Estate Planning Retreat, Santa Fe, New Mexico, June 2015

Elder Abuse Mandatory Reporting. Larimer County Bar Association Trust & Estates Section, Fort Collins, Colorado, March 2014

Ask And Ye Shall Be At Risk: The Ethics of Planned Giving and the Elderly. Colorado Roundtable, Denver, Colorado. September 2012.

Additional presentations to multiple University of Colorado Health affiliates; Senior Law Day annually 2008 through and including 2015; Annual Financial Literacy Programs of Public Service Credit Union and Fort Collins Senior Center through 2019; Cohabitation and Common Law Spouse Issues, University of Colorado Health, 2019.

COURT APPEARANCES

Grosbol v. Grosbol, Larimer County District Court, 2010PR228. Qualified as expert re appropriate personal representative fees and documentation thereof.

In re Estate of Fritzler, Weld County District Court, 2014PR30370. Qualified as expert re “frivolous/vexatious/groundless” litigation in action for attorneys’ fees.

In re Estate of Deborah Lynn Weaver, Maricopa County Superior Court, PB2021-002752. Qualified as expert re common law marriage in Colorado.