

SEMINAR

Handling Partition Cases in Land Court

Understand the process, timeline, implications and alternatives

Is a petition to partition the best way to sever co-ownership of property? The answer depends heavily on the facts presented in every dispute and may be more complicated than you think. Let MCLE's expert real estate faculty teach you about this potential remedy for ownership disputes, including how to evaluate whether it makes sense for your case.

Agenda

- Who Can Bring a Petition to Partition?
- How Is Partition Effected? Physical Division v. Sale of the Property
- Practical Considerations: Pre-Partition Resolutions and Remedies, Post-Petition Mediation, Timing for Resolution, and Implications of Partition
- Important Statutes
- Significant Cases

Speakers



KENDRA L. BERARDI, a Partner at Robinson & Cole LLP in Boston, focuses her practice on real estate litigation and complex commercial litigation. Kendra is a member of the firm's Business Litigation Group and its Real Estate and Title Insurance Team and Appellate Team. She is also Co-chair of the firm's Women's Committee. Kendra advises and represents clients in a wide range of disputes related to real property, including land use, zoning, construction defects, utilities, fraudulent title and conveyances, bad faith and coverage, banking and lending, and commercial leasing. She also counsels clients on issues related to condominium formation, management, and operation, and she mediates and litigates condominium-related disputes.

In addition, Kendra handles complex business disputes, including claims for breach of contract and business torts such as fraud, misrepresentation, unfair and deceptive trade practices, and class action litigation. While Kendra has extensive experience with litigation, she also regularly assists clients with alternative dispute resolution, including arbitration, mediation, and negotiations. Kendra was named a 2020 Top Women in Law by Massachusetts Lawyers Weekly. She also was selected to the Massachusetts Super Lawyers list in 2019 and 2020 and has been listed as a Rising Star from 2014 to 2018. Prior to joining Robinson+Cole, she clerked for Chief Justice Karyn Scheier of the Massachusetts Land Court.



KATHLEEN M. HEYER, of Pierce Atwood LLP in Boston, focuses her practice on land use litigation, representing property owners and developers in a wide variety of title and land use matters, including boundary disputes, encroachments, and title defects. She also advises and represents clients prior to and during the permitting phases of development, conducting zoning and planning analyses for both residential and commercial developments. Kathleen regularly appears before various municipal boards, and also handles zoning and planning appeals to the Land Court and Superior Court. After completing law school, Kathleen clerked for the Hon. Harry S. Grossman of the Massachusetts Land Court.



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Dates & Location

Register at www.mcle.org

LIVE WEBCAST

Tuesday, June 7, 2022
9:30 am–10:30 am
Program Number: 2220210WBC

REBROADCAST CC

Wednesday, June 22, 2022
12:00 noon–1:00 pm
Program Number: 2220210RBC

REBROADCAST CC

Thursday, June 30, 2022
3:00 pm–4:00 pm
Program Number: 2220210RB1

ON DEMAND WEBCAST CC

View after Thursday, June 30, 2022
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