

Property Division Mediation

As a community property state, California requires that any assets and debts a couple may accumulate throughout their marriage should be split equally in case of a divorce. Many divorce proceedings in California can become turbulent over the appraisal and distribution of significant assets such as homes, businesses, investments, and retirement funds.


Mediation is usually the best and the quickest route to settle property distribution problems. The property division mediator creates an atmosphere of cooperation and collaboration during the mediation process. It usually allows for more satisfying and amicable results that meet the financial and asset ownership goals of both parties.


Moreover, the mediation process operates in a confidential manner. Property division mediation might be the best choice if you do not want the specifics of your personal belongings, money investments, retirement savings, or delicate business assets to become public.



ANDREW LERNER

Lerner Conflict Resolution Center

 (949) 694-4245

 andrew@lernerCRC.com

How does the Division of Marital Assets Work in Mediation?

When a couple decides to split, one spouse may want to keep the family home while the other prefers to sell it. An expert mediator will consider both sides' demands and assist them in coming to an optimal conclusion.

The mediator may suggest that the ex-spouse that wants to keep the marital home should give cash or other assets of equivalent value in order to pay a fair share to the other spouse. The mediator will also help the paying spouse consider whether they can afford to make the remaining mortgage payments.

In California, it is sometimes hard to divide business assets, stocks, bonds, real estate, cryptocurrency, and stock options during a divorce. The challenge is to get concurrence on the fair market valuation of these assets. The division of jewels, works of art, antiques, and vintage cars may also cause problems.

Mediation simplifies the asset division process so each spouse can keep the items they want. Smaller home objects can be divided more quickly and readily without independent appraisals. If necessary, the mediator may recommend the involvement of a third party valuation expert to determine the current value of major assets.

Fair Share for Both Parties through Mediation

In the end, a non-adversarial mediation approach will let you and your ex-spouse create a property division plan that meets your requirements. You won't have to let the court decide for you. The property division process will be less stressful and involve minimal to no conflict when you choose a skilled property division mediator to resolve the issues. Both parties can move on to their new lives with their fair share of assets from their former marriage.