



*Learn how to  
reduce the risk of a  
failed gift!*



# Estate Gifts that Cannot Be Given

*with Lynne Butler*

**Thursday, May 23, 2024**

**Live webinar with chat**

***includes 60 day replay\****

9:00 am – 10:30 am (Pacific)

10:00 am – 11:30 am (Mountain)

11:00 am – 12:30 pm (Central)

12:00 pm – 1:30 pm (Eastern)

1:00 pm – 2:30 pm (Atlantic)

1:30 pm – 3:00 pm (Newfoundland)

*\*This program features real-time audio of the presenter with synchronized presentation slides, and a chat feature that allows for live Q & A. SK attendees please verify whether you align with Central (MB) or Mountain (AB) time based on season and location.*

## WHO SHOULD ATTEND

This program will be of interest to estate planning and will drafting lawyers of all experience levels.

## ABOUT THE PROGRAM

There are many situations in which a gift under a will cannot be given, meaning the beneficiary cannot get what the will intends to give them. This can include when a specific gift no longer exists or is no longer owned by the testator, when the assets of the estate are insufficient to settle all legacies, and when the intended beneficiary dies before the testator. Situations where a gift fails are complicated and frustrating for executors and beneficiaries but can often be avoided. This webinar with experienced estates practitioner Lynne Butler will answer the question, what happens if a gift made in a will can't take effect? Lynne will address common reasons gifts fail, the effect of failure of a gift, opportunities to "fix" an invalid gift, and practical steps lawyers can take to help reduce the risk of a gift failing. Among the topics Lynne will address are:

- The difference between lapse, ademption and abatement
- The difference between waiving an inheritance and assigning it
- How to plan for contingencies to preserve your client's wishes
- Best practices and drafting strategies to avoid failure of a gift

As an estate planning lawyer, it is your duty to consider and draft for as many eventualities as possible, to ensure that the gifts made in a will can take effect as your client intends. Don't miss this chance to learn what you can do to greatly reduce the risk of a failed gift.

## SCHEDULE (Eastern)

**12:00 pm - 1:30 pm**

**Welcome and Introduction**

**Issues Arising from Something a Beneficiary Does**

**Issues Arising from the Will Itself**

**Issues Arising from Circumstances of the Estate**

**Issues Arising from the Assets**

**Best Practices**

**Program Wrap-up and Evaluation**

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## PRAISE FOR LYNNE BUTLER

*"Super practical. I learned a lot."*

*"Excellent presenter - well organized, thorough and very practical. Appreciated all the personal examples and explanations she shared."*

*"Liked getting the slides and sample letters. Always nice to have examples from good lawyers."*

*"Very informative, polished presentation. Top marks all around."*

*"I've been doing wills work for 5 years and found everything useful. Would definitely recommend."*



**ON:** This program contains 1.0 Substantive hour and 0.5 Professionalism hours.

**BC:** This program has been approved for 1.5 CPD hours, including 0.5 hours of professional responsibility and ethics, client care and relations, and/or practice management.

**SK:** This program qualifies for 1.5 CPD hours (0.5 of which qualify as ethics hours) under the Law Society of SK CPD Policy.

Lawyers in other mandatory CPD jurisdictions may count their attendance towards their CPD requirement/plan.

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## MEET YOUR PRESENTER



**Lynne Butler** is a lawyer, mediator, and writer. She graduated from UBC Law School and was called to the Bar in Alberta in 1986. After more than 20 years, thousands of wills drawn and hundreds of estates probated, Lynne joined the estates

department of a leading trust company for a further seven years. She now practises law in her home province of Newfoundland and Labrador, working exclusively in wills, estates, probate, elder law, and trusts. Lynne has been interviewed by Global TV, BNN, CBC Radio, the *Wall Street Journal*, the *Globe & Mail*, the *Vancouver Province*, the *Edmonton Journal*, the *Toronto Star* and the *Montreal Gazette*, among other media. She is the former co-host of The Law Show and is the author of ten books about estate planning. She was the reviewer for Newfoundland and Labrador for LexisNexis *Drafting Wills in Canada: A Lawyer's Practical Guide*, 3rd Edition. She has chaired the Wills and Estates Section of the Newfoundland and Labrador Bar Admissions Course since 2019.

✓ **Yes, I want to attend Estate Gifts That Cannot Be Given, with Lynne Butler**  
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\* Materials will be distributed electronically in advance. Live webinars feature real-time audio of the presenter with synchronized presentation slides, and a chat feature that allows for live questions and verbal responses by the presenter. The recording of the webinar is available for 60 days.

### REGISTRATION FEE:

- On or before May 3, 2024: \$140.00 + \$18.20 (13%) HST\* = \$158.20 - **Save \$25.00!**
- After May 3, 2024: \$165.00 + \$21.45 (13%) HST\* = \$186.45

\*With ON HST. Please adjust tax for attendee's province as follows: 5% in AB, BC, MB, NWT, NU, SK, YK. 13% in ON. 15% in NS, NB, PEI & NL.

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