

ASK THE PROFESSIONALS

BUSINESS ANSWERS TO PRESSING B2B MATTERS

FAMILY LAW

Honey, Did You Get the Eggs?

Many couples who struggle with infertility seek medical assistance to conceive a child. And, very often, these couples do not agree on what to do with their frozen embryos in the event of the dissolution of their marriage.

Right now, there is no uniform consensus between states as to how to address the disposition of frozen embryos in the event of a dissolution of marriage. The state with jurisdiction over the dissolution of marriage will also determine what law applies when allocating frozen embryos between two parents. When looking at a disagreement over embryos, the Colorado trial court first uses a contract approach and, if no contract exists, then the Court will try to balance each party's interests in determining which party is allocated the embryos.

Whether couples are considering entering into agreements concerning the disposition of their embryos, or they have already signed a contract regarding this issue and are ending their marriage, it is important to carefully review that contract with an attorney. A lawyer who is well-versed in reproductive law within the context of dissolution of marriage can assist you in understanding your rights and responsibilities concerning embryo "custody."



Heather Strack
Counselor and
Attorney at Law



1125 17th Street, Suite 450
Denver, CO 80202
303-515-5000
www.harrisfamilylaw.com

Offices in Downtown Denver, Englewood, Evergreen, and Fort Collins

got advice?

Ask the Professionals is a monthly feature highlighting timely, pertinent issues in key business matters in a variety of industry areas.

For more information, contact Denise Jendrusch at **303-803-9250**