

Case Study

Matrimonial Property and Succession

Regulation no. 650/2012 of 4 July 2012 on jurisdiction, applicable law, recognition and enforcement of decisions and acceptance and enforcement of authentic instruments in matters of succession and the creation of a Certificate of Succession

- Applicable to the succession of individuals who passed on or after August 17th, 2015.
- Principle of unity of the law applicable to the succession.
- Applicable law : law of the deceased's habitual residence.
- Choice of law possible.
- Jurisdiction provided for by the Regulation in favour of the deceased's habitual residence if it is located in the European Union

Council Regulation (EU) 2016/1103 of 24 June 2016 implementing enhanced cooperation in the area of jurisdiction, applicable law and the recognition and enforcement of decisions in matters of matrimonial property regimes

- Applicable since January 29th, 2019. Regarding the rules of conflict of law :
 - The Regulation applies to couples married after January 29th, 2019.
 - For couples married before, the applicable law is established by each Member State's private international law.
- NB : France, the Netherlands and Luxemburg are part of the Hague Convention date March 14th, 1978 on applicable law to matrimonial property regimes.

RICHARD

A LIFE OF TRIUMPH AND TRAGEDY

RICHARD

A PROFESSIONAL FOOTBALLER.

FAMILY

SAUDI ARABIA

FAMILY

OS. FILM STAR



LOVING MOVES

AND SAUDI ARABIA AND CALIFORNIA

LOVING FAMILY

WITH SAUDI ARABIA



HELICOPTER CHASH

HELICOPTER CHASH



RICHARD

FROM SUCCESS TO DURESS

A private international law
textbook case

Part 1

A marriage, three kids and a funeral

RICHARD

54⁴

YEAR--OLD CHARACTERISTICS

SPORTSMAN CHARACTERISTICS

CHARACTERISTICS OF RICHARD



NOTE: RICHARD WAS BORN ON 1057 1945

SPORTSMAN

SPORTSMAN IN ACTION

- Sportsman
- Film Star in

FILM STAR

FILM STAR IN A BUSINESS

- Film Star
- Businessman

Part 1 – A marriage, three kids and a funeral

- Richard, a well-known and beloved figure in your country
- Sportsman, film star and successful businessman

Richard & Sabrina's

Part 1 – A marriage, three kids and a funeral

Marie & Sabrina's
Richard's wife is
Mauritius in 2002.

FAMILY'S STORY
Richard and Sabrina
story
their wedding there
in Mauritius in 2002

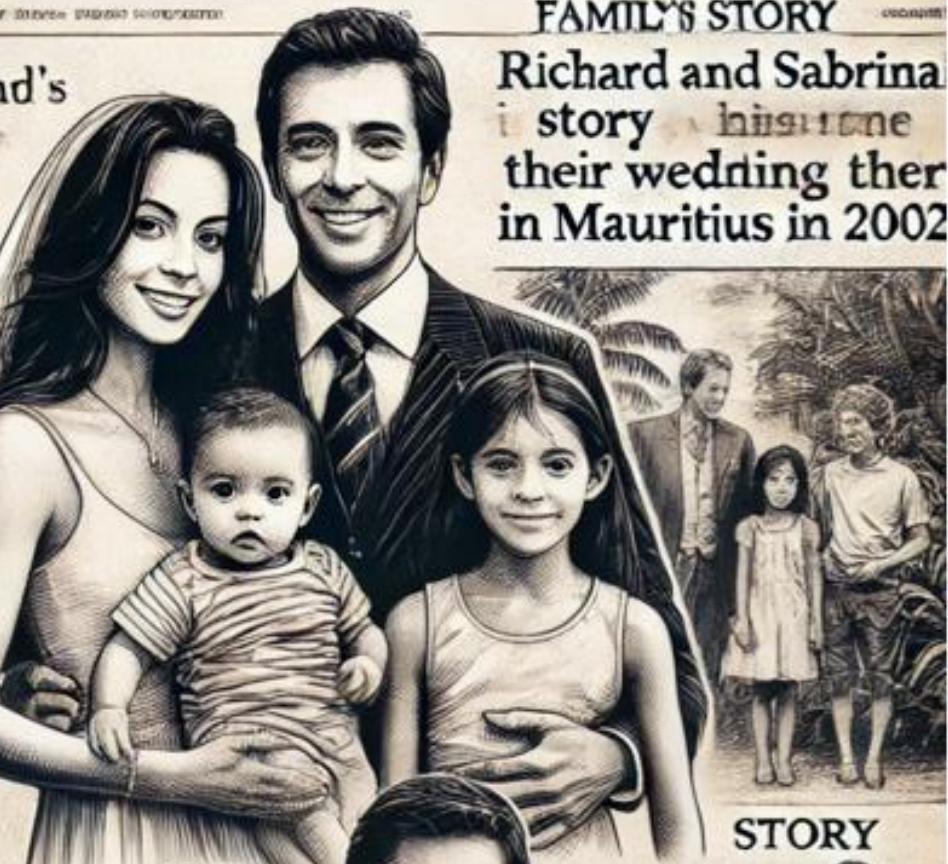
THEir love story is a true romance. They met in Mauritius in 2002 and have since then been living together. They have three children and are very happy. They are now planning to get married in Mauritius in 2002.



FAMILY LIFE



Marie Barie 202



Marie 18

Luke 15



STORY



Michael 15

- Richard marries Sabrina in Mauritius in 2002, but the couple has never lived on the island
- Sabrina is Brazilian
- Matrimonial regime : separation of property
- Three children

RICHARD AND HIS FAMILY MOVE WOLFORD LIFE

Part 1 – A marriage, three kids and a funeral



- After the marriage, the family lives in Barcelona for three years, then in Riyadh for two years.
- Richard pursues a career in football
- Then, the family moves to California
- There, Richard pursues a career as a series actor and producer
- Richard becomes an American citizen

—RICHARD'S BOLD RETURN— TOTO EUROPE

RICHARD'S RETURN
RETURN TO EUROPE

A CHAPTER IN POLITICS

2022

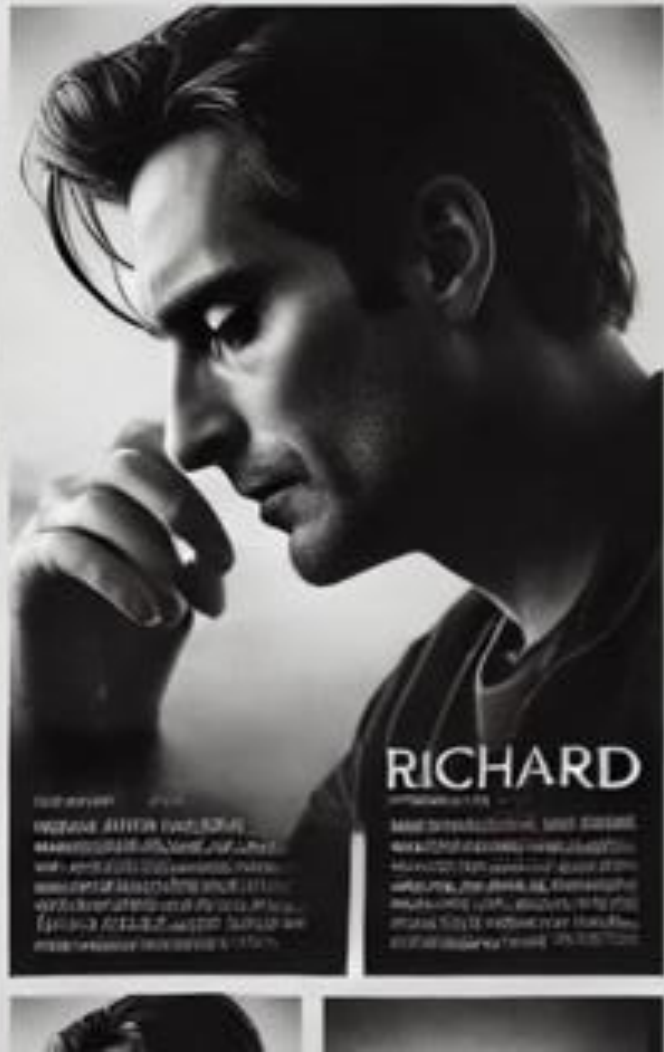


Part 1 – A marriage, three kids and a funeral

- In 2020, they move back to Europe, first to Switzerland and then to your country – from which Richard is a national
- In 2022, Richard enters politics

TRAGIC LOSS

RICHARD DIES IN HELICOPTER CRASH



RICHARD

Richard was a man of many talents. He was a skilled pilot, a successful businessman, and a devoted father. His death in a helicopter crash was a tragedy that shocked the world.

Richard's death was a tragedy that shocked the world. He was a man of many talents, and his death was a loss to the world.

Part 1 – A marriage, three kids and a funeral

- 2024 : Richard dies tragically in a helicopter crash

1937
ENTREPRENEUR

RICHARD'S LEGACY

15.00

A FAMILY AND FORTUNE

S8



SABRARD'S SPINNI
EABOON RESIPANY



AEADUC7AN RESIDENCE




EUROPEAN RESIDENCE
IN LOS ANGELES



VILLA IN
LOS AORPANY



A VILLA IN
LOS ANGELES

DELAWARE-REGISTERED
A PRODUCTION COMPNY

OLLEP DANAU NET JEPUR QAO ENO' UOITOTAOEAO
UOITOTOTAOEAO UOITOTOTAOEAO UOITOTOTAOEAO
UOITOTOTAOEAO UOITOTOTAOEAO UOITOTOTAOEAO

SEVTALL HURD MILLION




DELAWARE HONDEERINO
IN BNZZAN

Part 1 – A marriage, three kids and a funeral

- Richard leaves behind a consequent estate, estimated at several millions :
 - A residence in your country,
 - A villa in Los Angeles
 - A Villa in Barcelona
 - A chalet in Switzerland
 - A production company registered in Delaware
 - Multiple shareholdings in companies
 - Bank accounts in Spain, Switzerland, California, your country

RICHARD'S SHOCKING WILL GOES TO



RICHARDS WILL

RICHARD RICHION

Richard R. Richion, 45, of Los Angeles, California, died on January 15, 2024, at the age of 45. He was born on March 10, 1978, in Los Angeles, California. He was a resident of Los Angeles, California, at the time of his death. He is survived by his wife, Allison R. Richion, and their three children: Sabrina R. Richion, 18, of Los Angeles, California; Richard R. Richion, 15, of Los Angeles, California; and Allison R. Richion, 12, of Los Angeles, California. He is predeceased by his parents, Robert R. Richion and Patricia R. Richion. He is survived by his grandparents, Robert R. Richion and Patricia R. Richion. He is also survived by his great-grandparents, Robert R. Richion and Patricia R. Richion. He is survived by his great-grandparents, Robert R. Richion and Patricia R. Richion. He is survived by his great-grandparents, Robert R. Richion and Patricia R. Richion.

RICHARD'S SHOCKING WILL WILL TO ALLISON GOES TO



ALLISON

WILLIAMSON & ASSOCIATES, P.C. is the lead counsel for Allison R. Richion in the administration of the estate of Richard R. Richion. The firm is also representing Allison R. Richion in her capacity as the sole beneficiary of the Richard R. Richion Trust. The firm is also representing Allison R. Richion in her capacity as the sole beneficiary of the Richard R. Richion Trust. The firm is also representing Allison R. Richion in her capacity as the sole beneficiary of the Richard R. Richion Trust.



Richard R. Richion is survived by his wife, Allison R. Richion, and their three children: Sabrina R. Richion, 18, of Los Angeles, California; Richard R. Richion, 15, of Los Angeles, California; and Allison R. Richion, 12, of Los Angeles, California.

CALIFORNIAN LAW



THE PLEDIATION OF CALIFORNIAN LAW

Richard R. Richion is survived by his wife, Allison R. Richion, and their three children: Sabrina R. Richion, 18, of Los Angeles, California; Richard R. Richion, 15, of Los Angeles, California; and Allison R. Richion, 12, of Los Angeles, California.

CALIFORTION LAW



SABIROA

AREPLGDBTTOIN LAW



APPLIATIO ON



AFTORTION LAW



Part 1 – A marriage, three kids and a funeral

- A shocking will.
- Richard decided to :
 - Allocate a sum of 2 million euros to each of his three children
 - Exclude Sabrina from all rights to her estate
 - Allocate all assets to Allison

Questions

- What rights does Sabrina have following the death of her husband?
- Can the children contest the result of their father's will? Which judge will have jurisdiction and which law will apply to this action?
- Will the judge's jurisdiction and the applicable law apply to the entire estate?
- Would your answers have been different if Richard had designated Swiss law as applicable to his estate in his will?

Vote

Is there a forced heirship in your country?

Part 2

A secret marriage, no kids, but still one
funeral



Part 2 – A secret marriage, no kids, but still one funeral

- Allison and Richard were in fact married in secret in Las Vegas on January 1st, 2000
- Richard had promised he would make her a universal legatee

Questions

- What does this revelation mean for Richard and Sabrina's marriage?
- What rights do Allison and Sabrina have following the dissolution of their marriages by the death of their husband?
- Does this marriage affect Sabrina's rights in Richard's estate? Assuming he has not designated the applicable law? Assuming he has designated California law?

Vote

Does the concept of putative marriage exist in your country?

Part 3

A one-night stand, a kid and a big mess



Part 3 – A one-night stand, a kid and a big mess

- Paolo, who lives in Rome, is discovered to be Richard's hidden son.
- He was born in Rome in 2005 from a one-night stand with Sofia, a Swedish sports journalist.
- Sofia intends to assert her rights in Richard's estate.

Questions

- Could action be taken in your country? On what grounds? What would be the applicable law? Against whom should the action be brought?
- What evidence will your courts take into account to establish parentage?
- If Paolo's parentage is established, will he have any rights in Richard's estate?
- Could Paolo get alimony from his father's estate?

Vote

Is it possible to carry out a DNA test on a corpse to establish parentage in your country?