

## Happy Halloween from Evans Kingsbury LLP!

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Mon 10/10/2022 12:41 PM

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Volume 27 | October 10, 2022



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**Child Custody: What Happens When One Parent Wants to Move Out of State?**



Child custody situations where a child’s parents live separately can be tough to navigate. Parents often spend a great deal of time and effort reaching child custody and visitation arrangements that work best for them and their child. However, when one parent wants to move out of state with a child and the other parent disagrees, child custody and visitation can immediately become hotly contested

issues. As a result, you should consult a [family law attorney](#) from Evans Kingsbury LLP to assist you in resolving complex child custody issues.

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### Five Things to Consider Before Filing an Appeal

An experienced civil appeals lawyer from Evans Kingsbury LLP can explain and guide you through the process of an appeal. With legal counsel at your side to answer your questions before and during your appeal, you will better understand how an appeal works and how it may benefit you in your case. Call us today at [\(707\).596-6090](tel:707.596.6090) to get more information about filing an appeal in your civil case



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### Which Orders Are Appealable in Family Court?

You’ve worked hard with your California family law attorney to build a strong case in family court for several months. However, the court has still ruled against you. What can you do? Do you just have to accept the court’s ruling, or can you file an appeal?

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### **Rosie's Corner: Chocolate by any other name will taste as sweet**

Now as an old mama dog, I stay away from chocolate because chocolate is poisonous to my kind.

But white chocolate, there's a treat! White chocolate contains no cocoa powder. Its primary ingredient, in addition to sugar, is cocoa butter. White chocolate is actually defined in federal regulations, 21 CFR §163.124.

White chocolate isn't poisonous to dogs.

But my human turns up her nose at white chocolate and dismisses it as not real chocolate.

Under the laws of the State of California, my human is apparently wrong. A Court of Appeal recently held that white chocolate is—or should be—considered chocolate and a package marked “WHT CHOCO” should contain white chocolate.

A human sued Target and Walmart after buying products containing white baking morsels or chips, claiming false advertising. The list of ingredients did not list “chocolate” as an ingredient. My human believes that was appropriate because she insists, “WHITE CHOCOLATE IS NOT CHOCOLATE!”

But the Court of Appeal disagreed and held a reasonable consumer might believe that the label identifying white baking morsels or white baking chips on a product containing no white chocolate could be misleading or deceptive.

The moral of the story to my friends, both human and canine is, read the label!

*Salazar v. Walmart (2022) 2022 WL 4298521 (Fourth District)*

*Salazar v. Target (2022) 2022 WL 4299338 (Fourth District)*

### **October is Breast Cancer Awareness Month**

Breast Cancer Awareness Month began in 1985 as a way to encourage women to get annual mammograms to combat breast cancer, the most common type of cancer affecting women in the United States. It has since become a month to raise awareness for treatment, encourage further research, and honor all those affected by breast cancer.



### **Indigenous Peoples' Day is October 10**



On October 8, 2021, President Joe Biden officially acknowledged Indigenous Peoples' Day as a United States holiday that pays homage to Native American histories and cultures. Indigenous Peoples' Day was first celebrated in Berkeley, California as a counter-celebration to Columbus Day, who has historically represented colonization in the Western

hemisphere.

The indigenous Pomo, Miwok, and Wappo tribes existed here in Sonoma County long before the mass displacement and violence brought by the Europeans and Americans.

**National Pregnancy and Infant Loss Remembrance Day is on Saturday, October 15**

On this day, we honor the devastating experiences of miscarriage, stillbirth, and infant loss and their effects. On average, 1 in 4 women experience pregnancy and infant loss. National Pregnancy and Infant Loss Remembrance Day seeks to recognize the severity of these traumas and to remember the lives of the infants lost.



**October 28 is National First Responders Day**

National First Responders Day hits especially close to home around the anniversary of the October 2017 wildfires in Santa Rosa. October 28 is a day to thank all First Responders, which includes firefighters, police, paramedics, and all other personnel who respond first on the scene of dangerous and traumatic incidents.





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