THE PRESSER LAW FIRM, P.A. ASSET PROTECTION ATTORNEYS

Is it a good idea to title the family home to the spouse with less lawsuit exposure?



Commonly the family residence is titled to the less liability prone spouse. While this makes the home safer, it has drawbacks. One drawback is that you can't be certain that this spouse will remain liability free. You also run the risk that if you divorce, your spouse may sell or refinance the home and dissipate the proceeds. To prevent this, you may encumber the home to an entity that you control. Another disadvantage is that when marital assets are titled to only one spouse it frustrates good estate planning. By equally dividing marital assets, you can more taxefficiently plan your estate.

Read more HERE.....

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