

Joshua Rubenstein Quoted on Strategic Planning Opportunities and the Role of AI in Divorce

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Partner and Global Chair of Katten's Private Wealth Department Joshua S. Rubenstein offered a US perspective in a recent *Citywealth* article on the evolving intersection of family law and private wealth, observing that while contentious divorces remain common, couples who can move beyond conflict may unlock powerful planning opportunities.

"Given human nature, and anger over real and perceived transgressions by the other party, I think that bitterly contested divorces will likely remain the norm," Joshua said. "But for those couples who can get past that, divorce can be a wonderful planning opportunity."

Joshua went on to highlight opportunities for divorcing couples to transfer marital property tax free.

"The transfer between spouses incident to divorce is usually tax free, as an allocation of marital property," Joshua explained. "That in and of itself can create useful opportunities. Second, if there are minor children, transfers incident to divorce for their benefit are usually tax free, as being an acceleration of what would otherwise have been one's support obligation. And the wealthier the family, the larger the amount that can be given tax free to or for children in discharge of one's support obligations."

Addressing the role of technology, Joshua emphasized that the United States has developed strict laws and case decisions governing the use of AI in litigation.

"It is a useful and valuable preliminary research and drafting tool, but it cannot be used in lieu of attorney or judge created work product," he shared. "AI is part of life, and it, like everything else, has pros and cons and is not a substitute for judgment."

["The New Divorce Battleground Is Not the Courtroom,"](#) *Citywealth*, January 14, 2026

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