

THOMAS J. DALEY, BOARD CERTIFIED FAMILY LAW ATTORNEY

Generative AI for Lawyers

Shareholder at KoonsFuller, P.C. - Plano Office





Definition of Artificial Intelligence

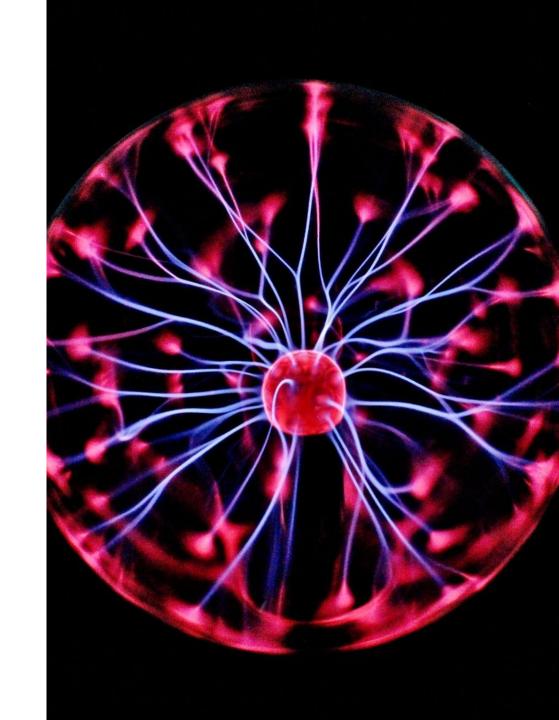


- Can't agree on definition of "Intelligence"
- How to agree on definition of "Artificial Intelligence?"



"Artificial Intelligence refers to computer systems designed to perform tasks that typically require human intelligence, such as recognizing patterns, learning from experience, solving problems, and making decisions."

CHATGPT - TALKING ABOUT ITSELF



How GenAl Works

An Attorney's View

- Al systems make probabilistic rather than deterministic conclusions
- They operate through statistical pattern recognition rather than logical reasoning
- Their outputs reflect patterns in their training data, not reasoned legal analysis

- They can process and analyze vast amounts of information beyond human capability
- They lack understanding of concepts, context, or the meaning behind the information they process

Al Parentage





Compassion & Creativity



Less Compassion Needed

Compassion & Creativity



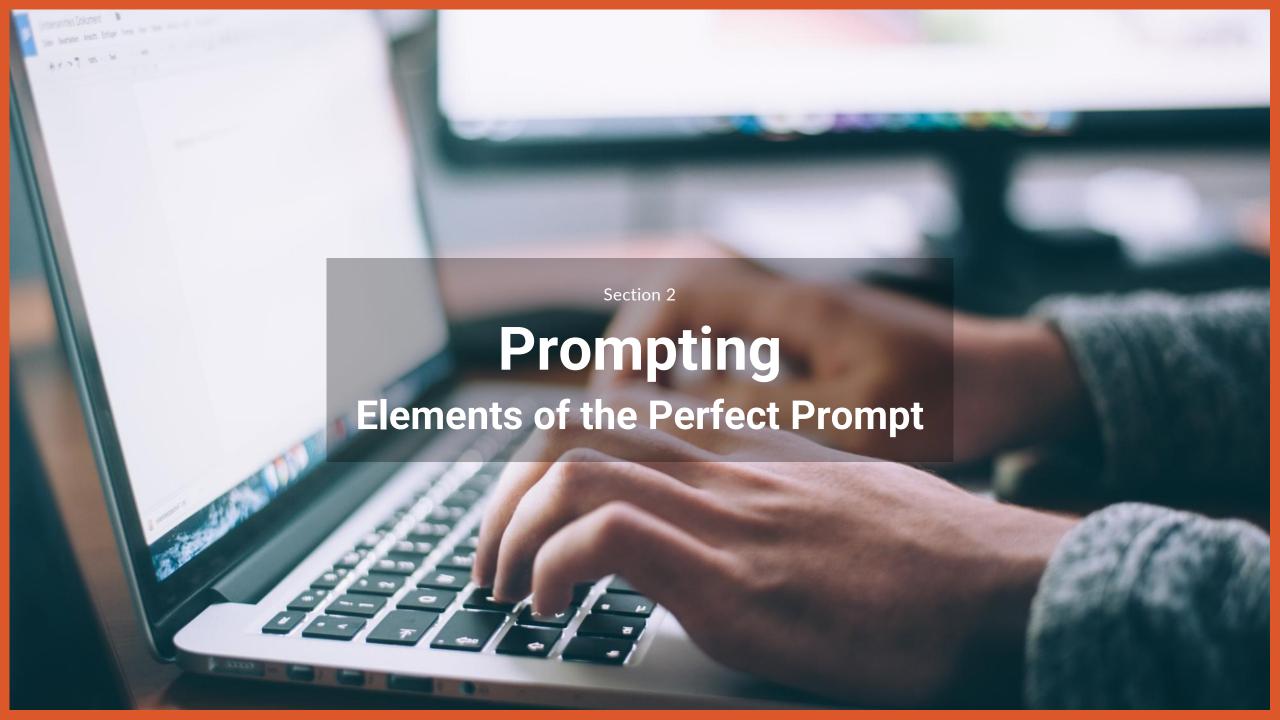
Compassion & Creativity



Optimization







What is a Prompt

- 1.Prediction engine starting point
- 2. More than a question
- 3. Provides context and expectations
- 4. Similar to talking to a brilliant associate having zero experience



Prompting

Elements of a Great Prompt



1. Document to Review

Narrows the Context

Provide a draft or a document if you are asking the LLM to edit or analyze text.

2. Explain Role or Identity

Sets Tone and Domain of Expertise

Explain the role or identity you want the LLM to assume in completing the task.

3. Explain What to Do

Tells the LLM About the Document or Draft

Explain the analytic process and what to look for. Explain guard rails.

4. Desired Result

Sets the LLM's Goal

The more detail the better.

5. Examples

Gives the LLM a Pattern to Match

You can provide sample inputs and sample outputs.

6. Invite Clarification

Let it Understand the Assignment

Invite clarifying questions so that the LLM can disambiguate or clarify the parameters of the assignment before starting.



PROMPTING

Provide a Draft or Document

Not applicable to all tasks

Drag a long document or PDF to the prompt area Paste a shorter document between <></> tags Anonymize the content

Example

<draft> I agree that the brief correctly states the law. Further, if OC argues that we didn't specifically use the term "contract" as a theory of recovery in our pleading, I would argue that the point of raising a contract theory is to support the recovery of fees, our pleadings put Respondent on notice that we were seeking fees as a remedy and therefore to complain about the form of the pleading is an attempt to distract the court with a form over substance argument. </draft>

PROMPTING: Role or Identity

Remember the LLM has ingested every bit of text on the Internet ranging from law-related content through gen-z social media influencer content

Examples

"You are a Texas Family Law Litigation Attorney. You represent the non-moneyed future spouse in a prenuptial agreement negotiation."

"You are a Texas Family Law Litigation Attorney. One of your partners has asked you to read her brief and comment on it. You speak directly, clearly, and without resort to academic language."



PROMPTING

What to do with the Draft

Not applicable to all tasks -- Only when you've pasted a draft or uploaded a document.

Examples:

"I have pasted in / attached a possession schedule. Please review the possession schedule carefully taking careful note of when each parent's periods of possession begin and end."

"Please rewrite the draft so that it's an argument, not a run-on sentence."



PROMPTING

Describe the Desired Result

For simple tasks, like redrafting my <draft> email, this is the same as the previous step.

Example:

After you have carefully reviewed the possession schedule, create a markdown table having the following columns:

Parent (Either "mother" or "father")

Day of the Week that the Parent's Period of Possession Begins

Date and Time that the Parent's Period of Possession Begins

Date and Time that the Parent's Period of Possession Ends

Create a row for each period of possession starting on December 1, 2024 for the next three years. Take into consideration special periods of possession such as Thanksgiving and Christmas, Mother's Day, and Father's Day. Assume the following holiday schedule:

- *Thanksgiving 2024: Begins on the Friday before the Thanksgiving holiday
- * Christmas 2024: School is released on the Friday before Christmas at 1:00 PM and resumes on January 3, 2025
- * Spring Break 2025: Third full week of March, 2025

The data will be used to create a Google Calendar that visually highlights possession periods with color coding.

6.8,0

PROMPTING

Provide Examples

Not applicable to all tasks. Consider examples when the input data must be interpreted in some manner that might not be obvious or where the output needs to be in a specific format.

Example:

"The output markdown table should appear between tags and be in this format:

Here's an example table with made up results:

Parent | Start Day of Week | Beginning Date | Beginning Time | Ending Date | Ending Time Father | Friday | 2024-12-02 | School Dismissal | 2024-12-09 | School Dismissal | Mother | Friday 2024-12-09 | School Dismissal | 2024-12-16 | School Dismissal

WRITAGE



PROMPTING

Invite Clarifying Questions

Not applicable to all tasks--particularly simple ones like redrafting an email.

Example

"Please ask any clarifying questions you may have before you begin your analysis and before generating any output"

How to Respond

If the LLM asks you questions, answer them in one block, i.e. press SHIFT+ENTER between answers, otherwise it will think you skipped some questions and just take some guesses.



Section 3

Recipes

"Live Demos are for Daredevils"

MODEL DIFFERENCES

Different Models Different Results



RECIPE #1

Letter to Client





PROMPT: Write a Letter to a Client

You are a Texas Family Law Litigation Attorney. You represent Jane Doe, a prospective spouse, in prenuptial agreement negotiations. The client is taking a stupid and short-sighted position in having a mixed community and separate estate. The purpose of a prenup is to simplify the issues upon divorce. This will magnify issues and may be even worse than if there were no prenup at all. Draft a firm but respectful letter explaining this to the client. We do not want to mince words, but we don't want to make her so angry that she can't process the advice we're offering.



RESPONSE: Write a Letter to a Client (1/3)

Dear Ms. Doe:

I appreciate the trust you've placed in me to represent your interests in the prenuptial agreement negotiations. After reviewing your proposed position regarding mixed community and separate estates, I feel obligated to share some important concerns about this approach.



RESPONSE: Write a Letter to a Client (2/3)

The primary value of a prenuptial agreement lies in its ability to provide clarity and reduce potential conflicts should a divorce occur. The mixed approach you're currently favoring would unfortunately work against these objectives. Rather than simplifying potential disputes, it would likely create additional complications by blurring the lines between community and separate property. This approach could ultimately lead to more extensive litigation, higher legal fees, and greater emotional strain than if no prenuptial agreement existed at all.

While I understand the emotional and practical considerations that may have led you to this position, my professional responsibility is to ensure you're fully informed about the potential consequences of your choices. A clean separation between community and separate property would provide much stronger protection for your interests and create a clearer roadmap should the marriage end.



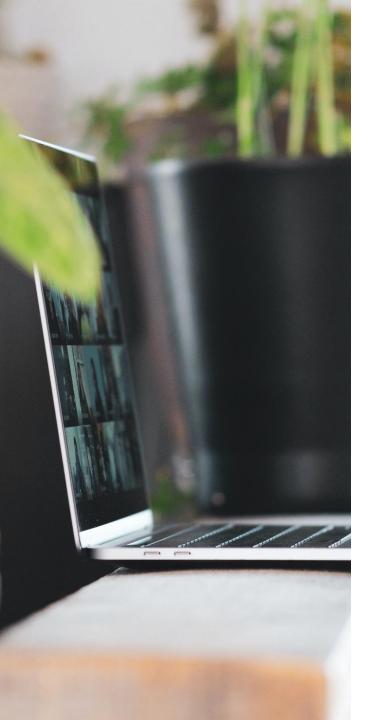
RESPONSE: Write a Letter to a Client (3/3)

I value our professional relationship and remain committed to representing your best interests. I would welcome the opportunity to discuss alternative approaches that would better accomplish your objectives while providing the protection and clarity that make a prenuptial agreement worthwhile.

Please contact me at your convenience to schedule a time to review these matters in more detail.

RECIPE #2

Draft an Affidavit from a Client's Email



PROMPT: Draft an Affidavit from Client Email

<email>
blah blah AND THEN HE blah blah blah
</email>

You are a Texas family law litigation attorney representing the applicant for family violence protective order. The client's version of events are pasted in the email above. The judge will need to know what act of family violence occurred, against whom, when, and where. Please draft an affidavit for the client to review. It's OK to include background data that is relevant. If you do not have all the information you need, please insert BLANKS for the client to fill in later--don't skip creating placeholders.



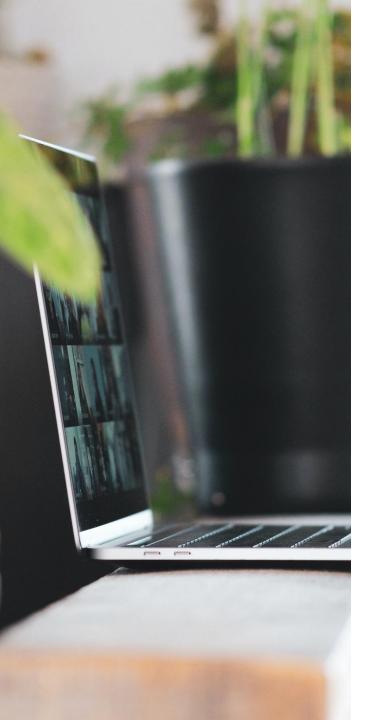
PROMPT: Draft an Affidavit from Client Email

The Client Email

<email>

So my ex, Jason, came to my house and started banging on the door. I have a video of him from my ring camera. He was clearly drunk or high or both. I yelled at him through the camera to go away and eventually, it appeared that he did. However, when I went out back to take out the trash about an hour later, he sprang from behind my car, started screaming at me. When I turned to go back in the house, he grabbed my arm. We pusched and pulled a little and he eventually threw me to the ground, grabbed my cell phone, smashed it, and threw it in the pool so I couldn't call 911. Eventually my neighbor heard the racket came over and that scared my ex so he ran away.

</email>



RESPONSE: Affidavit (1/2)

The Beginning

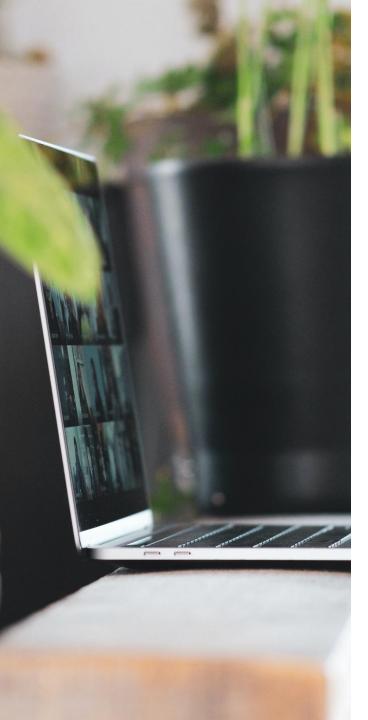
BEFORE ME, the undersigned author	, , , , , , , , , , , , , , , , , , , ,	
name is subscribed below, and who, k		
1. My name iseighteen (18) years, of sound mind, consist with the facts stated herein.		
2. I reside at	[CLIENT'S ADDRESS],	[CITY], Texas.
3. I was previously in a relationship w		
NAME] (hereinafter referred to as "Respondent"). [NATURE OF RELATIONSHIP - e.g., "We were		
married for years and divorced or	n" OR "We were in a	a dating relationship for
months/years that ended on	" <mark>]</mark> .	



RESPONSE: Affidavit (2/2)

The ending

- 14. Due to Respondent's actions, I was unable to call 911 myself, but
 _______[HOW POLICE WERE CONTACTED e.g., "my
 neighbor called 911 on my behalf" OR "I used my neighbor's phone to call
 911"].
- 15. [INCLUDE ANY PRIOR INCIDENTS OF VIOLENCE: "This is not the first time Respondent has been violent toward me. On or about _____ [DATE], Respondent _____ " (DESCRIBE PRIOR INCIDENT)].
- 16. I am afraid of Respondent and fear that he will continue to harass, threaten, and physically harm me in the future. I believe that Respondent poses a clear and present danger to my physical safety and well-being.
- 17. I am requesting a Protective Order to prevent Respondent from committing further acts of family violence against me, from communicating with me in any manner, and from coming within ______ feet of my residence, workplace, or other places I regularly visit.



RESPONSE: Affidavit (2/2) AFFIDAVIT

Link to the Full Response



ffidavit

RECIPE #3

Estimate Mortgage Loan Balance based on Deed of Trust



PROMPT: Estimate Mortgage Loan Balance

Loan details:

Amount borrowed: \$300,000

Loan term: 30 years or 360 months

Maturity date: 01/21/2030

Loan type: conventional, fixed rate, residential property

First payment date: 02/01/2000 (this is the actual payment date)

Payment due date: 1st of each month (from the deed of trust)

Please determine the starting date of the loan based on the term, maturity date, and first payment date.

Once you have the starting date, determine the likely (average) interest rate for the loan using data from the Federal Reserve Economic Data (FRED) for the average interest rate for the mortgage loan described above (MORTGAGE30US) for the month of the starting date. In your final report, show the

following in a table: Original loan balance: \$xxxx; Loan Term: xx years; First payment due date:

mm/dd/yyyy; Payment due date: xx day of each month; Likely interest rate: xx.xx%; Report date:

(today's date in mm/dd/yyyy format); Estimated remaining loan balance as of report date: \$xxx,xxx



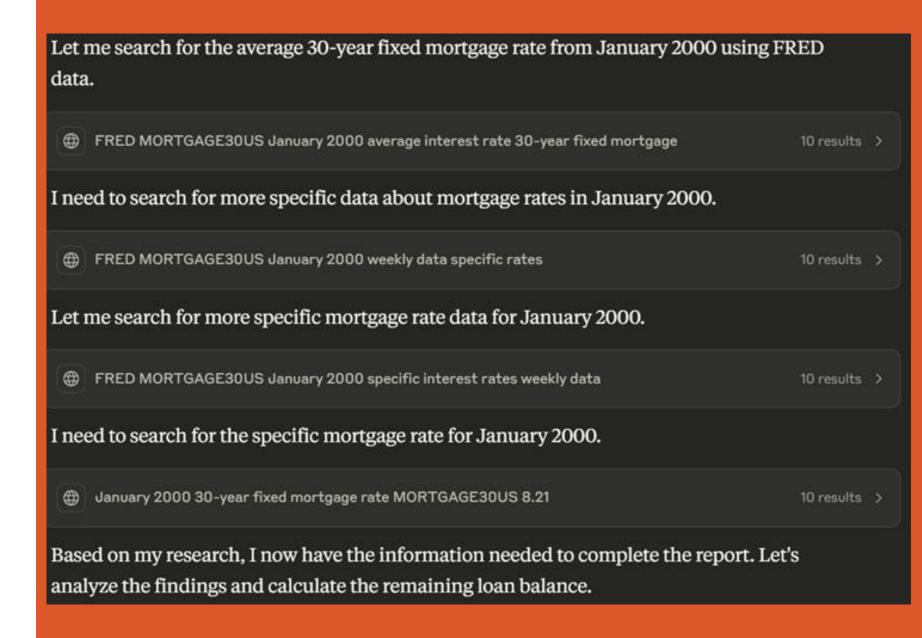


RESPONSE: Estimate Mortgage Loan Balance (1/3)

I'll determine the starting date of the loan and find the likely interest rate based on FRED data. Then I'll calculate the remaining loan balance.

RESPONSE: Estimate Mortgage Loan Balance (2/3)

Claude AI starts to do its research. This approximates the "Agentic AI" that is filling my newsfeed these days.







RESPONSE: Estimate Mortgage Loan Balance (3/3)

Field	Value
Original loan balance	\$300,000
Loan term	30 years
First payment due date	02/01/2000
Likely interest rate	8.25%
Report date	04/13/2025
Estimated remaining loan balance	\$105,987.48

This calculation assumes regular payments were made throughout the loan term with no additional principal payments or refinancing.





PROMPT/RESPONSE: Get it in a Footnote

PROMPT

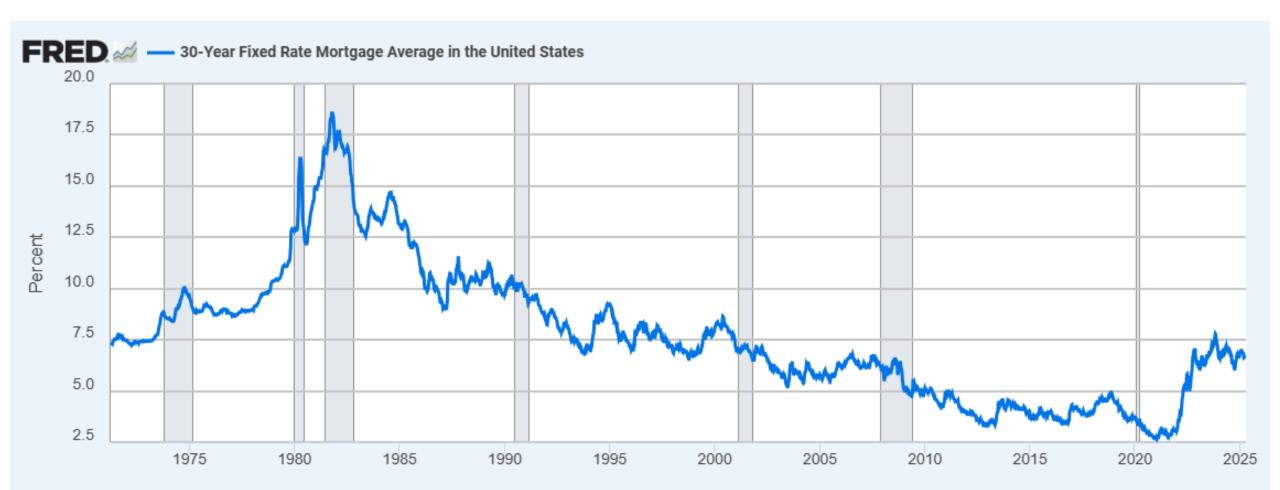
Excellent!! Now can you arrange the data from the table (and only from the table) into a brief footnote that can be added in support of the final balance estimate?

RESPONSE

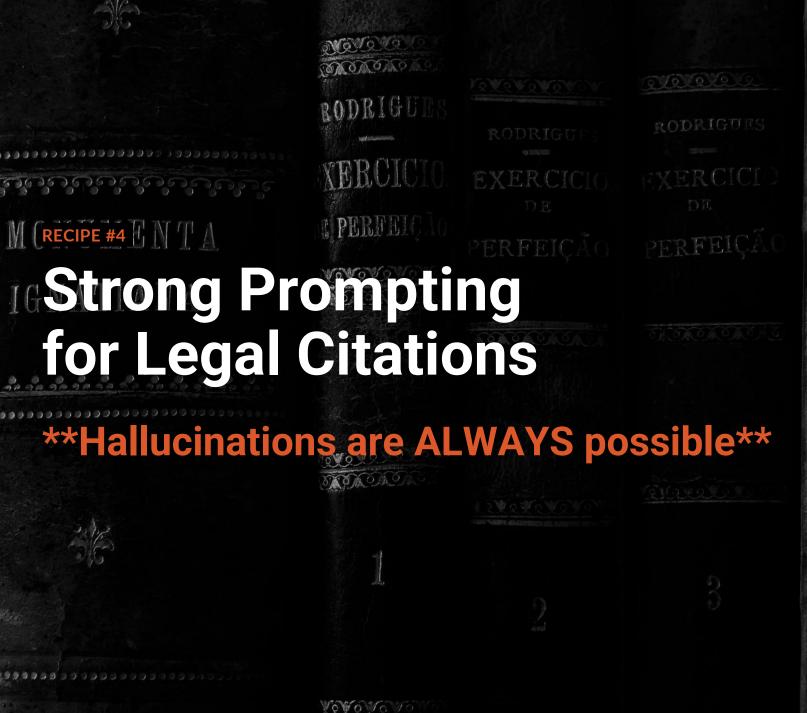
Estimated remaining loan balance of \$84,322.17 as of 04/13/2025 is based on: original loan balance of \$300,000.00; 30-year loan term; first payment due date of 02/21/2000; and likely interest rate of 8.25%.

CHECK YOUR WORK!!

Keep a "Human in the Loop"

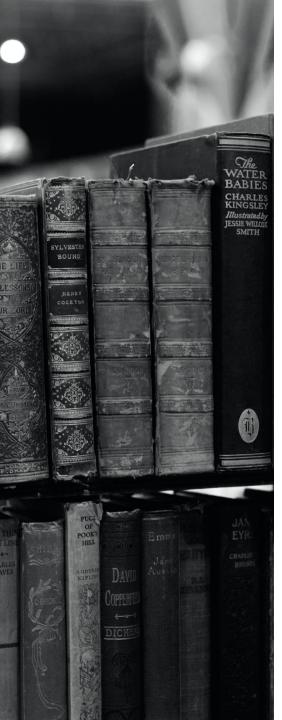


Source: Freddie Mac via FRED® Shaded areas indicate U.S. recessions.



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PROMPT: Legal Citations

This is not easy!!

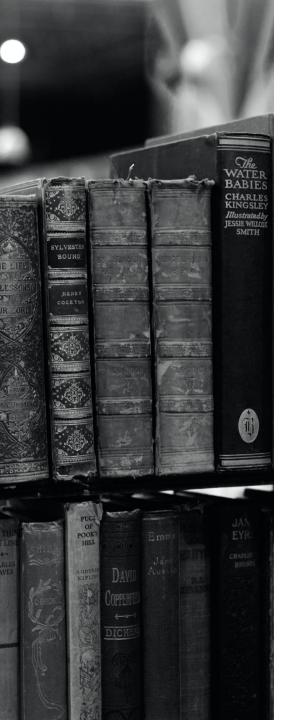
You are a Texas family law litigation attorney writing a brief regarding the state's interference in how fit parents raise their children.

Create a comprehensive list of Texas family law and U.S. Supreme court citations that might address this proposition:

"Ordinarily, the government should not interfere with the parenting decisions of fit parents."

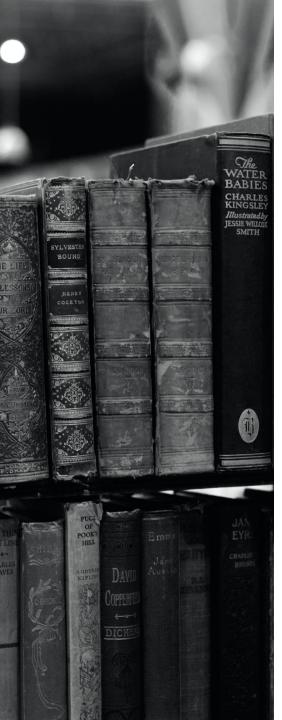
For each citation: 1. Provide the full citation in proper Bluebook format; 2. Include a brief description of what the citation contains; 3. Explain why it might be relevant to the proposition.

Format the citations as a table having the following columns: 1. "citation_text": "Tex. Fam. Code § 6.002"; 2. "description": "Placeholder for brief description of what citation contains"; 3. "relevance": "Placeholder for explanation of why the cited source might be relevant"



RESPONSE: Legal Citations (Stage 1)

You will get a big, long block of citations...
That prepares you for the next step.



PROMPT: Legal Citations (Stage 2)

For each of these Texas family law citations in the table you just provided, verify if it directly supports or refutes the following proposition:

"{proposition}"

For each citation: 1. Recall the specific holding or statutory language. If you cannot recall, Flag as "UNABLE TO VERIFY"; 2. Rate your confidence in your recall (High/Medium/Low); 3. If the specific holding or statutory language directly addresses the proposition, include a Flag saying "SUPPORTS" or "REFUTES" the proposition; 4. If the specific holding or statutory language does NOT directly address the proposition, Flag it as "NOT RELEVANT"; 5. Explain exactly how it supports or refutes the proposition; 6. Mark any citations you cannot verify with specific details as "UNABLE TO VERIFY" in the "verification" field.

Format your response as a table having the following columns:

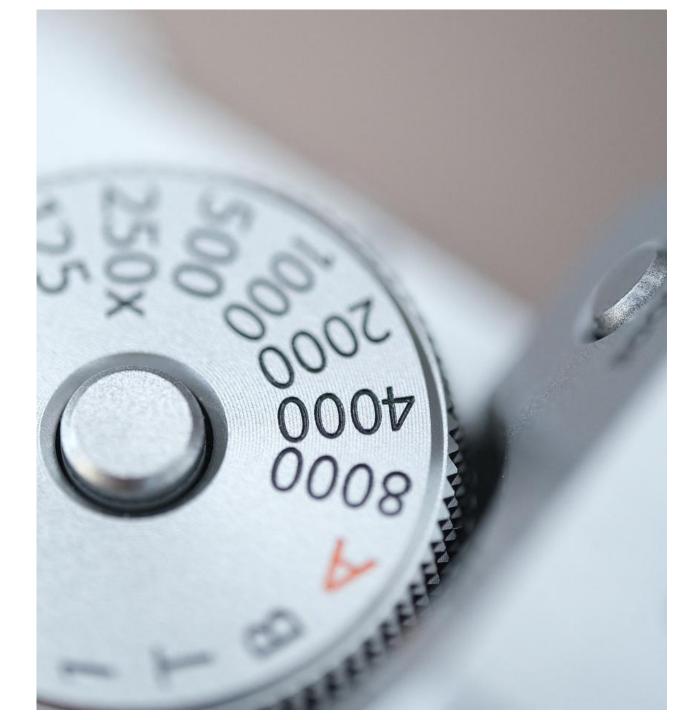
- 1. "citation_text": "Tex. Fam. Code § 6.002";
- 2. "holding": "Placeholder holding or statutory language that makes this citation relevant";
- 3. "confidence": "Low";
- 4. "flag": "REFUTES";
- 5. "analysis": "Placeholder explanation of how the cited source supports or refutes this proposition. Blank if unable to verify the cited source.";
- 6. "verification": "Placeholder for VERIFIED or UNABLE TO VERIFY with brief explanation"

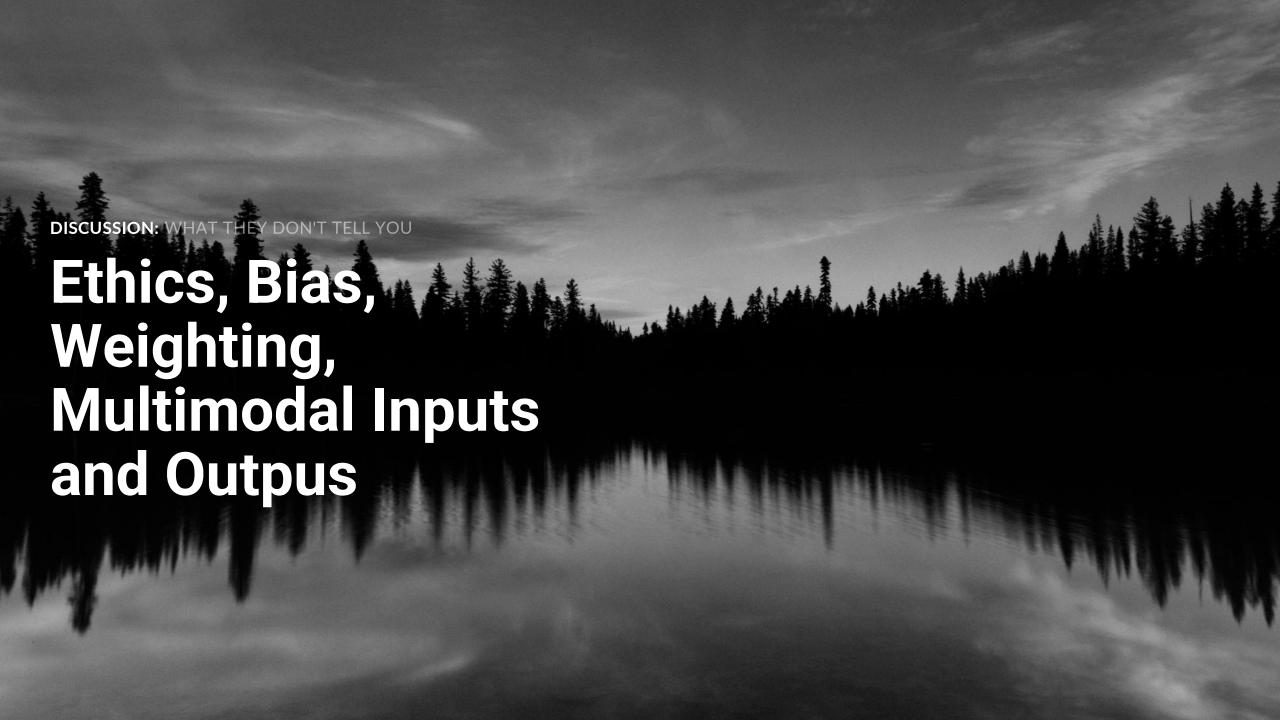
Full Prompts and Results



LIMITS, GUARDRAILS, AND POLICY BIAS

Understand the limits.







Section X

Questions

COLLECTIBLE EDITION TOM DALEY LAWYER



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