

CAUSE NO. _____

IN THE MATTER OF THE § IN THE COUNTY COURT AT LAW
MARRIAGE OF

_____ §

AND § OF

_____ §

AND IN THE INTEREST OF § GRIMES COUNTY, TEXAS

_____ §

TRIAL PREPARATION ORDER

_____ Pursuant to Rule 166 of the Texas Rules of Civil Procedure, it is hereby ORDEDED that a DOCKET CALL/PRETRIAL CONFERENCE is set in this matter for _____ M. on _____ Counsel shall be prepared to discuss all aspects of the trial on this date, including those items outlined in Rule 166 (a) — (p); all parties and counsel shall be present and ready to discuss all issues relating to this case (including settlement) at the DOCKET CALL-PRETRIAL CONFERENCE. By 5:00 P.M. on the Wednesday before the DOCKET CALL-PRETRIAL CONFERENCE all parties must have e-filed with the District Clerk and serve on opposing counsel the following:

OR

_____ No DOCKET CALL/PRE-TRIAL conference is necessary. Three (3) business days before trial, all parties must have e-filed with the District Clerk and serve on opposing counsel the following:

1. A proposed division of property;
2. A detailed Requested Relief as to all issues in controversy (Sample form is available on our website.); and
3. Any briefs or authorities on issues that may come before the Court during trial.
4. Notify the Court if there are any **Daubert/Robinson challenges** and schedule the hearings prior to the jury selection process;
5. Motions in Limine shall be filed;

6. If the matter is to be tried to a jury, the parties must submit a proposed jury charge to the Court and the other parties. The proposed charge shall be in WORD format and editable;
7. Current Inventory and Appraisalment;
8. Current and signed Financial Information Statement;
9. a Proposed Property Division;
10. a Proposed Parenting Plan in cases where custody is an issue

MEDIATED SETTLEMENT AGREEMENTS:

If the parties have filed a Mediated Settlement Agreement with the Court prior to the Docket Call-Pretrial Conference AND have notified the Court of such filing, then no appearance at the Docket Call-Pretrial Conference is necessary if the parties plan to prove up the agreement on the Final Trial date.

If the parties are requesting additional time (beyond the Final Trial date) to enter agreed final orders pursuant to a Mediated Settlement Agreement, then an appearance at the Docket Call-Pretrial Conference is still mandatory unless otherwise ordered by the Court.

If the parties file a Mediated Settlement Agreement before the Docket Call Pretrial Conference and fail to appear for the Docket Call-Pretrial Conference or the Final Trial, the case may be dismissed.

If the parties file a Mediated Settlement Agreement between the Docket Call Pretrial Conference and the Final Trial date, an appearance at the Final Trial is still mandatory unless otherwise ordered by the Court.

EXHIBITS/WITNESS LIST FOR TRIAL:

1. Three days before trial, each party shall prepare an EXHIBIT LIST for the Court and opposing counsel. All exhibits that will be offered at trial shall be PRE-MARKED and, along with the EXHIBIT LIST, exchanged between counsel prior to the beginning of trial.
2. A "courtesy copy" of exhibits, documents and reports to be offered in trial shall be provided to the Court on the day of trial
3. All counsel shall advise each other, prior to trial, of all deposition excerpts that will be offered at trial, with designated page and line.

4. All exhibits not objected to by opposing counsel shall be admitted into evidence as a first order of business at trial.
5. Counsel shall prepare a WITNESS LIST listing each witness who may be called to testify (rebuttal witnesses may be excluded from this list, however, experts must be designated according to the rules) and file same with the Court on the day of trial;

All other pre-trial discovery, deadlines, and other matters shall be governed by the SCHEDULING ORDER entered in this case and the Texas Rules of Civil Procedure.

1. All Counsel shall be familiar with, and shall comply with, THE TEXAS LAWYER'S CREED.

Any party that fails to comply with the above will be subject to appropriate sanctions and/or the exclusion of some or all of that party's evidence.

It is the Court's desire that every trial be conducted professionally and efficiently for the benefit of the parties and the Court. If counsel has any other special requests or suggestions, please advise the Court Coordinator.

SIGNED:

TUCK MOODY MCLAIN
Judge – County Court at Law
Grimes County, Texas

DATE