

Re: Randall County Court at Law No. 2

PERTAINING TO TEMPORARY HEARINGS (AND FINAL HEARINGS), AND SPECIFICALLY CHILD SUPPORT, SPOUSAL SUPPORT, ATTORNEY'S FEES; AND INTERIM PROPERTY RELATED RULINGS, OR FINANCIALLY RELATED RULINGS; AND SETTINGS FOR TRIAL

1. This form is in addition to the requirements of the form entitled **Financial Information Statement Form (and related information and documents [Fam. Form 2])**; and other forms or guidelines of the Court.

2. Rulings at **temporary hearings** by this Court pertaining to the subject matter set forth in the title hereof cannot be readily accomplished, at least with a sufficient degree of accuracy, without the following information (without limitation) and exhibits submitted to the Court at the temporary hearing:

(a) Either a detailed inventory and appraisal of the marital estate, including any separate property; or other documents which apprise the Court generally of the marital estate. [If a spouse, which is often the case, has unilateral control or knowledge of some or all of the information of the marital estate, then this Court expects upon reasonable notice of request for production that such spouse will promptly make disclosure pertaining to the marital estate, and otherwise accommodate reasonable requests by the other spouse pertaining to same.]

(b) Various documents which would be relevant to a listing or description of the marital estate or financial circumstances of the marriage, such as federal income tax returns, financial statements, business records, premarital agreements, discovery responses in relevant litigation, credit reports, and other such documents should be presented to the Court; and further, after reasonable request for production, disclosed in advance by the spouse in control of same.

(c) The Court will take into consideration the lack of cooperation, or the degree of cooperation of the parties pertaining to the production of such information or exhibits, in the context of the Court's discretion pertaining to its ruling on temporary matters; and the relatively limited time frame pertaining to temporary matters.

(d) The Court will further in its discretion consider the relative efforts of the parties, and the degree of compliance; and the Court's temporary ruling likely will be affected by same.

3. **Exhibits or trial aids** - As is set forth in the Court's **Family Law Operating Guidelines of Randall County Court at Law No. 2 [Fam. Form 1]**, the Court expects as necessary or appropriate the attorneys to pre-mark exhibits, with extra sets for the opposing party, witness, judge, and offering attorney. In bench trials, and as appropriate in jury trials also, the Court expects the Court's set of exhibits to be given to the Court in advance of the trial or offer of such exhibits. The Court also expects, unless there are unusual circumstances, for the opposing party in advance of the trial to be provided with a set of the exhibits or trial aids.

4. **More on exhibits.** The exhibits should have proper labeling on each exhibit, so that it may be readily determined who the party is pertaining to the exhibit, and the exhibit number. To the extent feasible, each set of exhibits should have a summary page or pages, with the exhibits listed numerically, with titles pertaining to each exhibit; and further, each set of exhibits bound or otherwise held together. The exhibits do not have to be offered in sequential order.

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5. Settings and time allocated pertaining to temporary hearings or final hearings.

(a) To the extent feasible, it is expected that the parties have their settlement negotiations accomplished prior to the specific hearing or trial setting.

(b) If, for example, the parties have a temporary trial setting for 1:30 p.m., but the parties negotiate on the day of the hearing; so that the hearing will not occur until a later time on that date, the parties run the risk of either losing their setting for that day, or the temporary hearing not being completed on that day; therefore requiring the parties to return for completion on a separate date. In general, this Court generally would like to complete its business by approximately 5:00 p.m. on any given day.

(c) If the parties anticipate that a hearing or trial will take longer than one half day, a morning setting should be obtained.

6. The purpose of this form is not to impose unreasonable standards or requirements on attorneys and their clients. The Court understands there are special circumstances, as well as practical considerations, and further, this judge, after having a continuous law practice for 35 years, is well aware of the difficulties that attorneys face in their practice. The Court will appreciate reasonable compliance with this form.