

STATE OF NORTH CAROLINA
SECOND JUDICIAL DISTRICT
_____ COUNTY

FILE NO: _____

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION

PLAINTIFF

FAMILY FINANCIAL
PRETRIAL CONFERENCE ORDER

VS

DEFENDANT

THIS MATTER, coming on to be heard before the undersigned Judge presiding at a regularly scheduled session of Civil (Administrative) Court on the date shown below for a Family Financial Case Pretrial and Assignment Conference concerning pending issues of Equitable Distribution, Alimony and Child Support; and

IT APPEARING TO THE COURT THAT:

1. The Plaintiff did not appear appeared (pro se) (thru counsel _____).
2. The Defendant did not appear appeared (pro se) (thru counsel _____).
3. Plaintiff Defendant communicated with the court prior to this session and was excused from appearing.
4. The Plaintiff Defendant is the spouse who first filed a claim for Equitable Distribution and is therefore designated the Initiating Party;
5. This Order was consented to by all parties and/or their attorneys in writing on or before the scheduled hearing date and is hereby accepted by the undersigned.

After review of the file, and after hearing the final contentions and positions of the parties, the court enters the following order.

NOW, THEREFORE, IT IS ORDERED, as follows:

1. An order allowing a motion to dispense with the Alternate Dispute Resolution Procedures was entered on _____, 20____.
2. The parties have complied with the Alternate Dispute Resolution Procedures, but have been unable to reach a full settlement of the issues. Form AOC-CV-827, "Report of Mediator," was filed on _____, 20____ reporting an impasse. Discovery has been completed.
3. A Final Pretrial Order has been completed. It has been formally typed and signed by all parties and/or counsel and the Court and submitted for filing. It requires final and formal typing and _____ is designated to prepare the order, and submit it on or before _____, 20____ for execution by all appropriate persons, including the undersigned, and then to file it with the clerk.
4. The Pretrial Order shall be binding upon the parties at the trial of this matter unless the Court allows amendment for good cause shown.

LOCAL FORM 5.6

- 5. Based on the stipulation of the parties filed herein, and for good cause having been shown, the Pretrial Conference is waived and no formal pretrial order will be required.
- 6. A further Pretrial Conference shall be held in this matter on _____, 20____.
- 7. The trial of this matter has has not been scheduled. If so, it is scheduled to be heard before Judge _____, to whom this matter has been assigned, or to whom this matter is now assigned. If not, this matter is tentatively specifically scheduled for trial on _____, 20__ to be heard before Judge _____, to whom this matter is now or has previously been assigned. Parties and counsel are directed to appear at such time for trial without further notice.
- 8. As this matter is assigned to Judge _____, he or she shall conduct all remaining hearings in this matter. Any continuance from the designated dates may only be entered by the Assigned Judge or the Chief District Court Judge. All such continuances shall be scheduled before the Assigned Judge, unless otherwise approved by the Chief District Court Judge.
- 9. This matter having been specifically scheduled for trial, the parties and counsel have asserted to the court that they will be available on that date. The trial date which has been assigned shall be a firm date, peremptorily set. Continuances will not be granted even if all parties agree, unless for an emergency or some crucial cause which could not have been foreseen.

DATE

CHIEF DISTRICT COURT JUDGE

CONSENTED TO:

Plaintiff

Attorney for the Plaintiff

Defendant

Attorney for the Defendant