

**IN THE DISTRICT COURT OF EL PASO COUNTY
388TH JUDICIAL DISTRICT COURT**

**IN THE MATTER OF THE
MARRIAGE OF**

AND

AND IN THE INTEREST OF:

MINOR CHILD(REN)

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CAUSE NO. _____

SCHEDULING ORDER

In accordance with rules 166, 190 and 192 of the Texas Rules of Civil Procedure, the Court makes the following order to control discovery and schedule of this cause

Discovery Complete	____/____2011	____:____ a.m. / p.m.
Parenting Plan Filed	____/____2011	____:____ a.m. / p.m.
Inventory Filed	____/____2011	____:____ a.m. / p.m.
Proposed Division of Property Exchanged	____/____2011	____:____ a.m. / p.m.
Formal Pre Trial Conference and Document Submission	____/____2011	____:____ a.m. / p.m.
Bench Trial	____/____2011	____:____ a.m. / p.m.

Motions for Reset or Continuance

1. Motions for Reset or Continuance will be granted only by Court Order.

Discovery Control Plan

2. Unless otherwise ordered, discovery in this case will be controlled by Rule 190.3 (Level 2) of the Texas rules of Civil Procedure. Except by agreement of the party, leave of Court, or where expressly authorized by the Texas Rules of Civil Procedure, no party may obtain discovery of information subject to disclosure under Rule 194 by any other form of discovery.

3. Any objection or motion to exclude or limit expert testimony due to qualification of the

expert or reliability of the opinions must be filed no later than seven (7) days after the close of the Discovery Period, or such objection is waived.

4. Any motion to compel responses to discovery (other than relating to factual matters arising after the end of the Discovery Period) must be filed no later than seven (7) days after the close of the Discovery Period or such complaint is waived, except for the sanction of exclusion under Rule 193.6.

5. Any amended pleadings asserting new causes of action or affirmative defenses must be filed no later than thirty (30) days before the end of the Discovery Period and any other amended pleadings must be filed not later than seven (7) days after the end of the Discovery Period. Amended pleadings responsive to timely filed pleadings under this schedule may be filed within fifteen (15) days after the pleading to which they respond.

PRE TRIAL SUBMISSIONS

10. Cases not settling after mediation are required to appear at the next docket call and parties are directed to complete and exchange pretrial reports. Handwritten pretrial reports will not be accepted. The following information shall be contained in the pretrial reports:

- a. Witness lists and length duration of direct, cross and redirect examinations;
- b. Exhibit lists; each exhibit must be identified separately and not by category or group designation. Rule 193.7 applies to this designation;
- c. Copies of exhibits not produced in discovery;
- d. Complete Inventory and Appraisements of the marital estate.
- e. Petitioner and Respondent combined proposed values and division of property;
- f. Legal issues to be decided by the court;
- g. List of contested issues of fact and stipulations of fact;
- h. Proposed final parenting plan. (Fam.Code § 153.603)

FAILURE TO COMPLY WITH DOCKET CALL PROCEDURES AND/OR MEDIATION REFERRAL ORDERS AND PRETRIAL SUBMISSIONS MAY RESULT IN SANCTIONS.

SIGNED this ____ day _____ 2011.

PATRICIA A MACIAS
JUDGE PRESIDING

cc: Attorneys of Record

Petitioner

Respondent

Mediator
