

NORTH CAROLINA  
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION  
FILE NO. \_\_\_\_\_

Assigned Judge: \_\_\_\_\_

_____, Plaintiff, v. _____, Defendant.
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**INITIAL PRETRIAL ORDER  
(EQUITABLE DISTRIBUTION)**

This cause coming to be heard before the undersigned District Court Judge on \_\_\_\_\_ pursuant to N.C. Gen. Stat. 50-21(d) and Tenth Judicial District Family Court Rules for Domestic Court Rule 11.13 for Initial Pretrial Conference regarding equitable distribution, and it appearing to the Court that:

- \_\_\_\_\_ appeared for counsel for the Plaintiff,
- Plaintiff was present *pro se*,
- Plaintiff was not present but received proper notice of this hearing,
- \_\_\_\_\_ appeared for counsel for the Defendant,
- Defendant was present *pro se*,
- Defendant was not present but received proper notice of this hearing,

and it further appearing to the Court that:

1.  The Plaintiff served his/her EDIA on \_\_\_\_\_ and the Defendant served his/her EDIA on \_\_\_\_\_.  The Plaintiff shall serve his/her EDIA no later than \_\_\_\_\_, and the Defendant shall serve his/her EDIA no later than \_\_\_\_\_.
2.  The Plaintiff served his/her Initial Disclosures pursuant to Tenth Judicial District Family Court Rules for Domestic Court Rule 11.6 upon the Defendant on \_\_\_\_\_ and the Defendant served his/her Initial Disclosures upon the Plaintiff on \_\_\_\_\_.  
 The Plaintiff shall serve his/her Initial Disclosures upon the Defendant no later than \_\_\_\_\_ and the Defendant shall serve his/her Initial Disclosures upon the Plaintiff no later than \_\_\_\_\_.
3. The date of separation and date of valuation for purposes of equitable distribution is \_\_\_\_\_.
4. The the parties had a Scheduling and Discovery Conference on \_\_\_\_\_ and a scheduling order was entered on \_\_\_\_\_.
5.  That the parties attended a mediated settlement conference on \_\_\_\_\_, which ended in impasse.  That the parties are scheduled to attend a mediated settlement conference on \_\_\_\_\_.  Other: \_\_\_\_\_.
6. There  are  are not any pending motions for appointment of expert witnesses. If there is a motion for appointment of expert witness, the court appoints \_\_\_\_\_ as an expert witness in this matter for the purpose of \_\_\_\_\_.

The expenses and fees for the expert witness shall be paid by the parties as follows:  
\_\_\_\_\_ % by the Plaintiff, \_\_\_\_\_ % by the Defendant.

7.  All discovery in this case is completed.  All discovery shall be completed on or before \_\_\_\_\_.
8. There  are  are not other pending motions regarding discovery, determination of the date of separation, or other issues which need to be resolved prior to trial. If there are such motions, the Court rules as follows: \_\_\_\_\_.
9. That the deadlines for completion of discovery and other dates required to be set under the Tenth Judicial District Family Court Rules for Domestic Court were set in the Scheduling and Discovery Order. Those deadlines and dates shall remain as stated in the Scheduling and Discovery Order except as follows:

Item/Action	S&D date/deadline	New date/deadline

10. The Final Pretrial Conference is set for \_\_\_\_\_ at \_\_\_\_\_ a.m. / p.m. in Courtroom \_\_\_\_\_ for \_\_\_\_\_ (*length of time*). The Final Pretrial Order shall be completed and served on both parties no later than \_\_\_\_\_.
11. The Equitable Distribution Trial is set for \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m. in Courtroom \_\_\_\_\_ for \_\_\_\_\_ (*length of time*).
12. Other issues which need to be resolved prior to  Final Pretrial Conference  Equitable Distribution Trial: \_\_\_\_\_.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:**

- That both parties shall comply with the dates and deadlines as set forth above.
- That the expert witness as noted above is hereby appointed and the parties shall pay the expert witness' fee and expenses as noted above pursuant to the payment scheduled as required by the expert witness (including any retainers to be paid in advance of the expert's initiation of work on this matter).
- All previous orders in this matter remain in full force and effect except as herein amended.
- Other: \_\_\_\_\_.

This the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
DISTRICT COURT JUDGE

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of this Initial Pretrial Order has been served on all of the parties/counsel and the assigned Family Court Case Coordinator in the following manner:

By depositing a copy in the US Mail in a properly addressed, postpaid envelope to:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

By hand delivery to: \_\_\_\_\_

\_\_\_\_\_

By facsimile to: \_\_\_\_\_ Fax No.: \_\_\_\_\_

Other: \_\_\_\_\_

\_\_\_\_\_

Date: \_\_\_\_\_

- |   |  |
|---|--|
| <input type="checkbox"/> Plaintiff              | <input type="checkbox"/> Defendant                     |
| <input type="checkbox"/> Attorney for Plaintiff | <input type="checkbox"/> Attorney for Defendant        |
| <input type="checkbox"/> District Court Judge   | <input type="checkbox"/> Family Court Case Coordinator |