

**IN THE SIXTH JUDICIAL DISTRICT COURT
IN AND FOR _____ COUNTY, STATE OF UTAH**

<p>(NAME), Petitioner, vs. (NAME), Respondent.</p>	<p style="text-align: center;">CASE MANAGEMENT ORDER</p> <p style="text-align: center;">Case No. (CASE NUMBER)</p> <p style="text-align: center;">Judge: (NAME)</p>
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This matter came before the court on **(DATE FOR STATUS CONFERENCE)** for a Case Management Conference. The parties previously submitted a partial proposed case management order. **(Petitioner)** appeared **(Petitioner Attorney)** for Petitioner and **(Respondent)** appeared and **(Respondent Attorney)** for Respondent, both **(in person/webex)**.

Having reviewed the proposed order and heard counsel on the matter, the court orders:

- * The case is assigned to Track **(#)**.
- * Discovery shall be conducted consistent with Rule 26 and 26.1 unless otherwise specified herein and be completed no later than **(Date)**.
- * The parties are required to participate in at least one session of mediation and attempt to resolve the issues in dispute before trial will be heard. Mediation shall be held no later than **(date)**.
- * The issues to be tried are:

- * Real property distribution;
 - * Personal property distribution;
 - * Vehicles;
 - * Accounts;
 - * Debt division;
 - * Retirement division;
 - * Child Custody, Parent-time, Child Support;
 - * Spousal Support;
 - * Tax exemption;
 - * Attorney's fees.
- * A bench trial is scheduled for (date, within 60 days of the discovery deadline), beginning at 9:00 a.m., and continuing on (additional dates), if necessary.
- * The Court will not receive opening statements at trial, but the parties may file trial briefs. If a party files a brief, it must be filed by (date 14 days before trial).
- * Trial briefs should include the following:
- * An opening statement not exceeding two pages that provides a general summary of the issues being tried.
 - * A list of witnesses who will testify at trial, including a two to three-sentence description of each witness's testimony.
 - * A description of the legal issues upon which the party anticipates the case will turn, including citation to the key authorities (e.g., statutes and cases) controlling each issue.
 - * An explanation of how the party asserts alimony, property

distribution, and debt distribution should be calculated. The explanation should “show the party’s math” by identifying:

- * The legal authorities providing the formula or criteria by which the party asserts the calculation should be made;
 - * the figures used to perform each calculation; and
 - * the evidentiary source of the figures.
- * Updated Financial Statements must be filed by (14 days before trial).
- * All motions in limine, Rule 702 motions, and objections to witnesses or exhibits must be filed by (14 days before trial).
- * The disclosures required by Rule 26(a)(5) of the Utah Rules of Civil Procedure shall be served on the other party **at least thirty-five days (date)** before trial. By (14 days before trial), a party must serve counter designations of deposition testimony, and objections and grounds for the objections to the use of a deposition and to the admissibility of exhibits.
- * The Court expects the parties to stipulate to the admissibility of exhibits to the fullest extent possible and to cooperate in having all stipulated exhibits pre-marked and numbered by the Court Clerk before trial begins. An exhibit list setting forth all stipulated exhibits must be provided to Court on the first morning of trial. Also on the first morning of trial, each party must provide a detailed list setting forth its proposed exhibits that are not stipulated. Each party is expected to have organized exhibit binders containing all exhibits, with separate binders containing original exhibits and copies for use by the Court and opposing counsel.
- * All direct examination of the parties will be presented by affidavit or

unsworn declaration (Utah Code § 78B-18a-106). Those statements of fact must be complete, relevant, based on the party's personal knowledge, and be admissible in evidence. When called as a witness at trial, the party will be given an oath to testify truthfully and will be asked to affirm their statement of facts. Thereafter, cross-examination will commence immediately. The Court will permit re-direct examination, but only to clarify issues raised by the cross-examination. All statements of fact must be filed by (21 days before trial).

* Examination of all witnesses who are not parties will be presented through the traditional method of direct examination and cross-examination by counsel.

* Deadline Summary

- * Discovery Complete _____, 20____
- * Expert Notice _____, 20____
- * Mediation Complete _____, 20____
- * Rule 26(a)(5) disclosures _____, 20____ (35 days)
- * Statements of Fact _____, 20____ (21 days)
- * Pretrial motions and objections _____, 20____ (14 days)
- * Updated Financial Statements _____, 20____ (14 days)
- * Trial Briefs _____, 20____ (14 days)
- * Trial _____, 20____

* The parties shall appear for a status conference on _____, 20____, at ____:____ am/pm.

* If this matter settles, the parties must immediately advise the Court via

email to (court email) and via telephone at (court phone).

DATED this _____ day of _____, 20____.

By: _____
District Court Judge