

IN THE
FOURTH CIRCUIT COURT
FOR
KNOX COUNTY, TENNESSEE

_____))
 PLAINTIFF)
 NO. _____)
))
))
))
))
))
 _____))
 DEFENDANT)

Delivered in open court to:
(check where applicable)

Plaintiff
 Plaintiff's Counsel _____
 Defendant
 Defendant's Counsel _____
 Other: _____

 Deputy Clerk

Copies of this order have been mailed
to these persons:
(check where applicable)

Plaintiff
 Plaintiff's Counsel _____
 Defendant
 Defendant's Counsel _____

This order has been faxed to:

Plaintiff's Counsel _____
 Defendant's Counsel _____

TRIAL MANAGEMENT ORDER IN DIVORCE LITIGATION

This case is set for a contested trial on the _____ day of _____, 20__, at 9:00 a.m. A trial management/settlement conference will be held on the ____ day of _____, 20__, at 9:00 a.m. ***Both counsel and both parties must be present in open court for the trial management conference. There is no exception to this mandatory appearance by all four persons, other than full resolution of all issues, already reduced to a final order taxing costs, approved by all counsel, and presented by one attorney with his/her client on or before the day and time scheduled for the trial management.***

To prepare for the trial management/settlement conference, each attorney shall mail FAX/hand-deliver to the other no later than **five (5) days before the trial management conference**, his/her respective FIRST DRAFT of a proposed filing in compliance with Local Rule of Court #10. A sample format is available from the Judicial Secretary. No later than the day of the trial management conference, counsel shall FILE with the Clerk of the Court one document, signed by both counsel, stipulating all MARITAL, SEPARATE, and DISPUTED STATUS assets and debts. If assets or debts are discovered/acquired after the Rule #10 filing,

counsel may apply to the Court by Motion for an Amendment; otherwise, the filing at time of trial management will be binding and conclusive at trial.

Pursuant to Rule 55 of the Tennessee Rules of Civil Procedure, notice is herewith given that a default judgment shall be pronounced against a party failing to comply with a trial management order. See TRCP Rules 16.06 and 37.02 for other consequences.

At the conference the following matters will be dealt with:

1. Date for conclusion of any remaining discovery.
2. Date for exchange of binding witness lists.
3. Date for exchange of pre-numbered exhibits (wife) and pre-lettered exhibits (husband), the admissibility of which is not contested.
4. Other pre-trial matters counsel may wish to raise.
5. A formal settlement conference. At the settlement conference issues will be defined and narrowed. Following that, parties and counsel will withdraw within the courthouse for negotiation and possible resolution of outstanding issues. *Counsel and parties will report the outcome of their negotiation in open court the same day, at which time the issues remaining for trial, if any, will be reduced to an order.*
If an agreement has been reached settling all or part of the case, the Court will hear the agreement and if indicated, bind the parties *instanter*.
6. The Clerk shall provide copies to persons/agencies as indicated on page 1.

IT IS SO ORDERED, this ___ day of _____, 20___:

JUDGE BILL SWANN