

**IN THE SUPERIOR COURT OF CHEROKEE COUNTY
STATE OF GEORGIA**

**MATTER OF:
DOMESTIC STANDING ORDER
IMPLEMENTING ORDER**

ORDER

Pursuant to O.C.G.A. § 19-1-1(b) and O.C.G.A. § 9-11-65(e), the Court hereby orders that the attached "Domestic Standing Order" shall apply upon filing to all domestic relations actions as defined in O.C.G.A. § 19-1-1(a). The Clerk of Court shall cause the order to be completed, by inserting the name of the parties and the case number, and to be filed with the case.

When domestic cases are filed requiring *service by the sheriff* or are to be *served by publication*, the clerk will attach copies of the action and give or mail a copy of the filed standing order to the attorney or person filing the action.

When domestic cases are filed with an *acknowledgment of service*, the clerk will attach a copy of the filed standing order to the original complaint and give or mail two copies of the filed standing order to the attorney or person filing the action, with instructions that he or she is responsible for serving the defendant with a copy of the order.

SO ORDERED, this 15th day of May, 1996.

**Frank C. Mills, III, Chief Judge
Blue Ridge Judicial Circuit**

**C. Michael Roach
Blue Ridge Judicial Circuit**

**IN THE SUPERIOR COURT OF CHEROKEE COUNTY
STATE OF GEORGIA**

Plaintiff	§	
	§	CIVIL ACTION
vs.	§	FILE NO
	§	
Defendant	§	

DOMESTIC STANDING ORDER

Pursuant to O.C.G.A. § 19-1-1-(b) and the implementing order of the Court filed on the 15th day of May, 1996 (minute 149, page 616), this standing order binds the parties in the above styled action, their agents, servants, employees and all other persons acting in concert with such parties.

Each party is hereby enjoined and restrained (prohibited) from doing any of the following:

- a) causing or permitting the minor child(ren) of the parties to be removed from the jurisdiction of this court, without written permission from the other party;
- b) doing, attempting to do, or threatening to do any act injuring, maltreating, vilifying, molesting, or harassing the other party or the child(ren) of the parties, or following, placing under surveillance, or contacting the other party or child(ren) of the parties without their consent for the purpose of harassing and intimidating the other party or child(ren) of the parties;
- c) selling, encumbering, trading, contracting to sell, or otherwise disposing or removing from the jurisdiction of the court any of the property belonging to one or both of the parties, except in the ordinary course of business.

The Court further orders all parties to complete and file a **financial affidavit**, as required by Uniform Superior Court Rule 24.2, within 30 days from receipt of this order, and within 90 days from receipt of this order, properly complete and file a Blue Ridge Judicial Circuit **domestic pre-trial order** form, unless the case is uncontested.

Additionally, parties with **minor children** shall, within 60 days from receipt of this order, attend and submit proof of attendance at the "**Seminar for Divorcing Parents**", as required by standing order of this circuit.

SO ORDERED, this 16th day of May, 1996.

Frank C. Mills, III, Chief Judge
Blue Ridge Judicial Circuit

C. Michael Roach
Blue Ridge Judicial Circuit

**IN THE SUPERIOR COURT OF CHEROKEE COUNTY
STATE OF GEORGIA**

Plaintiff	§	
	§	CIVIL ACTION
vs.	§	FILE NO
Defendant	§	

DOMESTIC RELATIONS PRE-TRIAL ORDER

I. <u>Issues:</u>	Is in dispute?	
	YES	NO
A. Divorce	()	()
B. Alimony	()	()
C. Division of Property	()	()
D. Child Custody	()	()
Visitation	()	()
Child Support	()	()
E. Attorney's Fees	()	()
F. Other _____	()	()

A. If **DIVORCE** is in dispute, state the grounds and basis of opposition:

B. If **ALIMONY** is in dispute, state the following:

1. (Husband)(Wife) seeks alimony as follows:
 periodic: _____ per _____
 lump sum: _____
 in kind: _____

2. (Wife) (Husband) would agree to the following:

3. Entitlement to alimony (is) (is not) disputed. (If entitlement to alimony is disputed, summarize the claims as to the factual cause of the separation and the conduct of the parties toward each other.)
 - a. Adultery as a bar to alimony (is) (is not) an issue.
 - b. Desertion as a bar to alimony (is) (is not) an issue.
 4. Summarize the contentions of the parties as to each of the eight factors under O.C.G.A. §19-6-5 governing the amount of alimony (any factor not summarized here may not be used at trial).
- C. If **DIVISION OF PROPERTY** is in dispute, complete and attach the property schedule.
- D. For cases involving parties with minor children:
1. Attach proof of attendance at the Seminar for Divorcing Parents (as required by standing order of this circuit in **all cases with minor children**, whether custody, support or visitation is in issue or not).
 2. Complete and attach the Child Support Schedule, whether child support is in issue or not.
 3. If **CHILD CUSTODY** or **VISITATION** is in dispute, state the following:
 - a. Wife wants custody and proposes visitation as follows:
 - b. Husband wants custody and proposes visitation as follows
 - c. If husband or wife does not agree with proposed visitation, state alternative proposal and/or proposed restrictions.
 - d. If either party desires "joint physical custody", state here and explain exact proposal. State any objections in detail.
- E. If **ATTORNEY'S FEES** are in dispute, state the following:
1. Plaintiff requests approximately _____ of Defendant and cost (state legal authority).
 2. Defendant requests approximately _____ of Plaintiff and cost (state legal authority).
- F. List and summarize all other issues.

II. TRIAL

A. The attorneys who will conduct the trial are:

_____ for the Plaintiff

_____ for the Defendant

B. The parties' financial affidavits as required by Uniform Superior Court Rule 24.2 (are attached) (have been previously filed)

C. Estimated length of trial is _____.

D. The jury will be qualified as to relationship with the following:_____.

E. Stipulations:

1. The parties stipulate the admissibility of the following documents (physical evidence) waiving any certification, authentication, hearsay, opinion, chain of custody or other objections:

2. The parties stipulate the truth of the following facts:

3. The parties stipulate that the following witnesses would testify under oath as follows and that such be consider as evidence:

F. The testimony of the following persons may be introduced by depositions:

G. The following are lists of witnesses the

Plaintiff *will* have present at trial:

Plaintiff *may* have present at trial:

Defendant *will* have present at trial:

Defendant *may* have present at trial:

- H. The possibilities of settling the case are:
- I. The parties (do) (do not) want the case reported:
- J. Other matters:
- K. Attachments:

_____Property Schedule
_____Child Support Schedule
_____Seminar for Divorcing Parents Certificate
_____Financial Affidavits

Submitted by:

It is hereby ordered that the foregoing, including the attachments thereto, constitutes the PRE-TRIAL ORDER in the above styled case.

SO ORDERED, this _____ day of _____, 19_____.

**Judge, Superior Court
Blue Ridge Judicial Circuit**

CHILD SUPPORT SCHEDULE

1. (Wife) (Husband) desires child support as follows: _____ per _____.
2. Child Support is being determined for _____ children.
3. The gross income of the father is _____ dollars per _____. This amount (is) (is not) in dispute.
4. The gross income of the mother is _____ dollars per _____. This amount (is) (is not) in dispute.
5. Under the guidelines, the amount of support required is _____% of _____ (gross income of obligor) which equals _____ dollars per _____.
6. Special circumstances as set forth in O.C.G.A. §19-6-15(c), which would require deviation from the guidelines, will not be considered unless specified below in detail. (e.g., (1) "Ages of the children" **because . . .**)
7. Availability of accident and sickness insurance for the child(ren) (is) (is not) in issue. [O.C.G.A. §19-6-5(a)] Explain.
8. Life insurance will not be considered unless specifically requested with details herein (i.e., amount, premium, who pays, previous history, etc.) [O.C.G.A. §19-6-34]
9. An Income Deduction Order per O.C.G.A. §19-6-32 (a.1) (1) shall be imposed, unless:
 - a) agreed to otherwise in writing (attach agreement); or
 - b) a deduction order is not in the best interest of the child(ren) (explain in detail).
10. Child support shall continue until the child(ren) reaches 20 years of age provided the child(ren) is enrolled in and attending a secondary school, dies, marries or becomes emancipated, whichever occurs first, unless a difference option is checked below: [O.C.G.A. §19-6-15(e) and §19-5-12]:
 - _____ 18 years of age, dies, marries or becomes emancipated, whichever occurs first.
 - _____ College agreement: (specify in detail)
 - _____ Other: (specify in detail)

PROPERTY SCHEDULE

If division of property is disputed, list all arguable assets of the marriage. Indebtedness will be paid by recipient unless requested otherwise by noting an asterisk(*) after indebtedness amount.

PROPERTY DESCRIPTION	SUBJECT TO DIVISION? YES/NO (if no, explain)	POSSESSION OF HUSBAND OR WIFE	REQUESTED DISPOSITION	INDEBTEDNESS AMOUNT	PAYMENT PER MONTH	FAIR MARKET VALUE
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						
9.						
10.						