

District Court, Weld County, State of Colorado Court Address: Weld County Family Courts 901 9 th Avenue, Greeley, CO 80631 Mailing Address: P.O. Box 2038, Greeley, CO 80632 Phone Number: (970) 351-7300 Ext. 4325	COURT USE ONLY
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_____ Petitioner	Case Number:
_____ Respondent / Co-Petitioner	Division:
PRE-DECREE INITIAL DR CASE MANAGEMENT ORDER (1-1-05)	

_____ Hand delivered to:

_____ Delivered via attorney tray to:

_____ Mailed to:

Date: _____ Deputy Clerk: _____

YOUR CASE HAS BEEN ASSIGNED TO DIVISION: _____ . THIS ORDER REFLECTS THE PROCEDURE TO BE FOLLOWED IN THIS CASE.

MANDATORY INITIAL CONFERENCE

1. An initial conference **shall take place** within 30 days of filing the petition. The petitioner or counsel **must schedule an initial conference** with the division clerk within seven days after the petition is filed (regardless of date of service) by calling the clerk of the division your case has been assigned to. ***For cases assigned to Division 2, call (970) 351-7300 extension 4544 between the hours of 8:30 a.m. and 10:00 a.m. on Monday, Wednesday or Friday; cases assigned to Division 6, call 970-351-7300 extension 4519 between the hours of 8:30 am and 10:00 am on Monday, Wednesday or Friday; cases assigned to Division 9, call 970-351-7300 extension 4604 between 8:30 am to 10:00 am on Tuesday and Thursday.*** (Alternatively, the initial conference has been set for _____(date) at _____ __. m. in Division _____) Both parties and attorneys, if any, must attend the conference. You must serve notice of the conference time and date on the respondent or co-petitioner and/or counsel of record.

DISSOLUTION BY AFFIDAVIT

2. If you do not have minor children and the wife is not pregnant, or if you have minor children and you are both represented by attorneys, *and* if you have agreed upon all aspects of your case, you may file an affidavit for decree without appearance of parties. If you file the affidavit and all other required documentation before the initial conference, you do not need to appear at the conference. If the court finds your agreement to be reasonable, your dissolution decree will be granted after ninety (90) days following the later of service or filing of the petition. If you do not want the court to approve the decree or any accompanying agreements, you must notify the court of your objections in writing before the 90th day after the case was filed.

3. If you have minor children *and* if one or both of the parties is not represented by an attorney, you may not obtain a decree by affidavit and you will need to appear in court to obtain a decree.

4. All parties with minor children must attend a parenting-after-separation class pursuant to paragraph 12 below, even if you resolve the case by affidavit.

SIMPLIFIED DISSOLUTION/LEGAL SEPARATION/ALLOCATION OF PARENTAL RESPONSIBILITIES

5. This case is handled under the procedure for court-facilitated management of domestic relations cases. This procedure provides that the judicial officer or court facilitator will be involved in resolving disputes and will try to assist the parties in reaching agreements on as many issues as possible. The judicial officer or court facilitator will manage the case with the goal of achieving the earliest possible resolution at the least expense to the parties. The judicial officer or court facilitator will be available in person or by telephone to assist the parties.

6. The parties must attend the scheduled initial conference pursuant to paragraph 1 of this order unless the parties file a Stipulated Case Management Plan pursuant to Rule 16.2(c)(1), C.R.C.P or seek a decree by affidavit and submit the affidavit prior to the initial scheduled conference. Completed financial affidavits *shall* be brought to the initial conference. Self-represented parties should also bring their packet of forms and instructions described in paragraph 13. Temporary orders issues should be raised at the initial conference.

7. The parties and counsel shall provide each other full and complete disclosure of all relevant information and documents (see Rule 16.2 for guidance) as quickly as possible, so that any necessary orders can be issued as needed and so final settlement can be explored at the earliest possible time.

8. Discovery shall be conducted informally. No formal discovery, beyond the disclosures required by Rule 16.2, C.R.C.P. including Mandatory Disclosures and Certificates of Compliance, and discovery provided for in Rule 16.2(f), C.R.C.P. shall occur except as authorized and scheduled by the judicial officer, who shall be available directly or through the court facilitator by telephone to resolve disputes.

9. The presiding judicial officer may direct specific hearings on disputed questions of fact. The court shall determine the scope of any hearing on contested matters.

10. Neither counsel nor parties shall file, directly or by E-file, any paper, documents, motions or other pleadings except as authorized by the court. One who is given permission by the court to file shall **immediately** (within 24 hours) provide notice of this fact to the opposing party. Anything filed without authorization will be rejected without further notice. This restriction does not apply to motions related to the jurisdiction of the court, change of venue, service and consolidation, protection orders, contempt, motions to amend the petition or response, withdrawal or substitution of counsel, motions to seal the court file or limit access to the court file, motions in limine related to evidentiary hearings, motions for review of an order by a magistrate, stipulated agreements, default, or motions filed pursuant to Rule 59 or Rule 60, C.R.C.P.

11.. Generally, a record will not be made of status conferences. However, a record may be made of any proceeding upon request

ORDER FOR PARENTING-AFTER-SEPARATION CLASS

12. All parties who have children under 18 years of age must attend and complete a qualifying parenting educational class. The petitioner and co-petitioner shall file proof of the completion of the class within 40 days of the filing of the petition. The respondent shall file proof of completion within 40 days from service of the pleadings. Failure to comply with this order may be considered by the court in determining the issues of the allocation of parental responsibilities and parenting time. Attached to this order is a list of programs that satisfy the parenting class requirement. You must receive permission from the court to attend a substitute program. The cost of the seminars is nominal and shall be paid by the parties. The court cannot waive this fee.

GENERAL INFORMATION AND HELP

13. **Self-Represented Parties.** It is strongly suggested that parties obtain legal representation. However, if you choose to represent yourself, you are required to follow the same procedures as represented parties. You should obtain from the Family Court Clerk’s office the packet of forms and instructions for self-represented parties. The Court recommends that you attend the pro se divorce clinic that is held every third Thursday of the month.

14. **Availability of Domestic Violence Services.** See attached advisement.

15. The family court clerk’s office may be contacted at (970) 351-7300 extension 4325 for procedural assistance only. The court facilitator is available at (970) 351-7300 extension 4608 for assistance.

16. **Petitioner shall provide a copy of this order and any other documents filed with the court to all counsel and self-represented parties. A certificate showing service of this order and documents on the other party shall be filed with the court within ten (10) days of service of the petition.**

This Case management order is adopted pursuant to Rule 16.2(b), C.R.C.P.

Dated:

Roger A. Klein
District Court Judge

James Hartmann
District Court Judge

J. Robert Lowenbach
District Court Judge

Dinsmore Tuttle
District Court Magistrate

Rebecca Koppes
District Court Magistrate

Attachments: 1. Domestic Violence Services Advisement
2. Parenting class list (for parties with minor children)