

<p>OTERO COUNTY DISTRICT COURT STATE OF COLORADO 13 West. 3<sup>rd</sup> Street, Room 207 La Junta, CO 81050 719-384-4951</p> <p>CROWLEY COUNTY DISTRICT COURT STATE OF COLORADO 110 E. 6<sup>th</sup> St. Room 303 Ordway, CO 81063</p> <p>BENT COUNTY DISTRICT COURT STATE OF COLORADO 725 Bent Ave. Las Animas, CO 81054</p> <hr/> <p>In Re the Marriage: In Re the Allocation of Parental Responsibilities concerning:</p> <p>Petitioner: And</p> <p>Respondent:</p> <hr/> <p>Attorney for Petitioner: Attorney for Respondent:</p>	<p>▲ FOR COURT USE ONLY ▲</p> <hr/> <p>Case Number: ____DR____</p> <p>Div.: A / B</p>
<p align="center"><b>DOMESTIC RELATIONS CASE MANAGEMENT ORDER PER C.R.C.P. 16.2</b></p>	

This Order applies to all Dissolution of Marriage, Legal Separation, Invalidity of Marriage and Allocation of Parental Responsibility cases filed in the Sixteenth Judicial District. These procedures are described in Rule 16.2 of the Colorado Rules of Civil Procedure. Failure to comply with this Order or Rule 16.2 may result in dismissal or other sanction. The full text of the rule may be found in the Colorado Revised Statutes (Court Rule, Volume 1, at Page 130) and online at <http://www.michie.com/colorado>. Colorado Court Rules/Rules of Civil Procedure/Chapter 2/Rule 16.2.

#### MANDATORY INITIAL STATUS CONFERENCE

1. An initial conference shall take place within 42 days of filing of the petition pursuant to Rule 16.2 (c) (1) (E).

Your initial case management conference has been scheduled for \_\_\_\_\_ at  
\_\_\_\_\_ AM/PM at the  
\_\_\_\_ Otero County Courthouse, 13 West 3rd Street, La Junta, CO 81050.  
\_\_\_\_ Crowley County Courthouse, 110 E. 6<sup>th</sup> St. Ordway, CO 81063  
\_\_\_\_ Bent County Courthouse, 725 Bent Ave. Las Animas CO 81054

Your conference will be held with Daniel Ramirez, Family Court Facilitator for the 16<sup>th</sup> Judicial District.

***The Petitioner may appear by phone for this conference only. If you are incarcerated, status conference will be held by phone. It is your responsibility to contact the court at (719)383-7136.***

\*\*\* Please do not bring children to the status conference \*\*\*

- a) The Petitioner shall be responsible for serving or mailing a copy of this Case Management Order upon the Respondent and any other named parties. It may be served along with the Summons and Petition for Dissolution of Marriage, Legal Separation, Invalidity of Marriage and Allocation of Parental Responsibility.
- b) The Initial Case Management conference will be conducted by the Family Court Facilitator in all cases unless directed otherwise by the Court.
- c) At the conference the parties and their counsel, if any, shall be prepared to discuss the status of the case and to determine a timeline for completion. Motions for temporary orders, mediation, or any other court orders may be filed at this time. The Court, at judge-conducted conferences, may enter interim orders or address genuine emergency circumstances. A second status conference or court appearance will be set at the initial status conference.

2. You do not have to attend the initial conference if:

- Both parties agree on all aspects of their case, and they file an affidavit for decree without appearance (JDF 1201) pursuant to 14-10-120.3, C.R.S., with all required documents before the initial status conference. Rule 16.2 (c)(1)(D);

or

- Both parties are represented by counsel, and they have filed a Stipulated Case Management Plan signed by counsel and the parties *and* a Certificate of Compliance with the mandatory disclosures prior to the initial status conference. Rule 16.2 (c) (1) (C).

#### PROCEDURES FOR ALL CASES

3. All Domestic Relations cases filed within the 16<sup>th</sup> Judicial District shall be heard by Magistrate Sarah Zane. The petitioner and co-petitioner have 14 days from the date of filing the Petition of Dissolution or Petition for Allocation of Parental Responsibilities to object in writing to the assignment of the magistrate pursuant to Colorado Rules for Magistrates (CRM) Rules 4 & 6. The Respondent has 14 days from personal service or mailing of this Case Management Order to file a written objection to the magistrate's jurisdiction pursuant to CRM Rules 4 & 6. Each party shall be deemed to have given consent to the proceeding before the magistrate if a timely objection is not filed pursuant to CRM Rule 3. Once consent to magistrate jurisdiction has been given it may not be withdrawn.
4. Rule 16.2 (e) states that "*Parties to domestic relations cases owe each other and the court a duty of full and honest disclosure of all facts that materially affect their rights and interests and those of the*

*children involved in the case. The court requires that, in the discharge of this duty, a party must affirmatively disclose all information that is material to the resolution of the case without awaiting inquiry from the other party. This disclosure shall be conducted in accord with the duty of candor owing among those whose domestic issues are to be resolved under this Rule 16.2."*

5. Both parties are ordered to comply with the disclosure provisions of Rule 16.2(e). Therefore, each party must provide the other with a Sworn Financial Statement (JDF 1111) and with the mandatory disclosures (JDF 1125). Forms are included in the packets on sale from the clerk's office. They are also available online at: [http://www.courts.state.co.us/Forms/Forms\\_List.cfm/Form\\_Type\\_ID/108](http://www.courts.state.co.us/Forms/Forms_List.cfm/Form_Type_ID/108).
6. Each party must file with the Court the financial affidavit, any child support worksheets, and the Certificate of Compliance (JDF 1104) that they have provided the mandatory disclosures to the other party. Unless otherwise ordered, all other disclosures furnished to the other party shall not be filed with the Court. All disclosures *should* be complete by the time of the initial status conference and must be completed within 42 days after service of petition.
7. Parties may engage in discovery and retain experts only as permitted by Rule 16.2 (f and g), but must seek Court authorization for any additional discovery. All discovery must be completed no later than 30 days before hearing pursuant to 16.2(f) (5).
8. Parties shall supplement or amend any disclosure in a timely manner in compliance with 16.2 (e)(4).
9. The only motions that may be filed are listed in Rule 16.2(c)(4)(A). Any need for temporary orders may be raised at the initial status conference.
10. Mediation is available in the Sixteenth Judicial District. Mediation may be mandatory in some cases. In all Domestic Relations cases, a mediated settlement conference is required prior to the setting of a contested final orders hearing lasting two-hours or longer. Arrangements for Mediation may be made through the Family Court Facilitator.
11. Pursuant to 14-10-123 (7) C.R.S. and Administrative Order 00-01 for this District, parties who have children under the age of eighteen and are seeking a dissolution of marriage, an invalidity of marriage or allocation of parental responsibilities, unless otherwise exempted, shall complete the seminar for co-parenting conducted on behalf of the Sixteenth Judicial District by Child Development Services, or other qualifying agency approved by the Court, to assist the parties and children in understanding and dealing with the impact of the legal proceeding on them. Information regarding the classes may be obtained from Deena Fransua at (719) 250-6941 or (719)546-3244. The cost of the seminar is \$60.00. Please remit payment for the seminar with *cash only*.

Failure to comply with the Order to attend a parenting class may be considered by the **Court** in entering orders concerning the allocation of parenting time or in the allocation of decision making responsibilities, be considered in determining whether the offending party is able to encourage the sharing of love, affection and contact between the child or children and the other party, and be relevant in deciding whether the granting of parental responsibilities or parenting time to the offending party is in the best interests of the child or children.

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Michael Schiferl, District Court Judge  
Mark MacDonnell, District Court Judge

**CERTIFICATE OF SERVICE**

I certify that on \_\_\_\_\_ a copy of this Case Management Order was given to the:

\_\_\_\_\_