

**IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH**

IN THE MATTER OF:

PLAINTIFF/PETITIONER	CASE NO. _____
v.	JUDGE _____
DEFENDANT/RESPONDENT	MAGISTRATE _____

MAGISTRATE’S CASE MANAGEMENT ORDER

By order of the Magistrate, the parties and their attorneys (if applicable) shall follow the case management schedule set forth herein: *(only the checked boxes shall apply)*

TRIAL

This matter is currently scheduled for **TRIAL** before the Magistrate on _____ at _____ a.m./p.m., 373 South High Street, 3rd Floor, Columbus, OH 43215 in **Courtroom** _____.

STATUS CONFERENCE/PRETRIAL

This matter is currently scheduled for a **Status Conference/Pre-trial** on _____ at _____ a.m./p.m., 373 South High Street, 3rd Floor, Columbus, OH 43215 in **Courtroom** _____.

- The parties shall be prepared to address any outstanding issues.
- The temporary orders shall be reviewed on this date.
- The Guardian ad Litem shall present a preliminary recommendation to the parties, provided both parties have complied with this Court’s Order regarding payment of the Guardian’s initial retainer and any discovery requests.
- The Guardian shall submit a fee statement to each party outlining the services rendered to date and the balance due from each party. Failure of either party to pay these amounts may result in one or more of the sanctions set forth below.
- The Guardian shall submit a request for a deposit required for trial. Each party is hereby ordered to pay this amount no later than seven (7) days prior to the scheduled trial date. Failure of either party to pay these amounts may result in one or more of the sanctions set forth below.

TEMPORARY ORDERS

The parties shall submit affidavits to the Court by 5 p.m. on _____ with respect to:

- Guardian ad Litem appointment/fees; parenting time/visitation; child support and related matters;
- other: _____.

DISCLOSURE OF WITNESSES

No later than _____, the parties are ordered to disclose to each other, in writing, the names and addresses of all expert and non-expert witnesses, together with a general summarization of each witness' expected testimony. Witnesses not disclosed will not be permitted to testify at trial.

PROVISION OF EXPERT'S REPORTS

All reports of expert witnesses shall be exchanged by _____.

DISCOVERY

The parties are ordered to complete the exchange of all discovery by _____. Failure of the parties to abide by this provision may result in the exclusion of evidence at trial.

DEPOSITIONS

Depositions of the parties, if necessary, shall be scheduled and completed by _____.
The Guardian ad Litem (if one is appointed) shall be noticed and included in any depositions.

TRIAL NOTEBOOKS

No later than _____, all parties are ordered to exchange trial notebooks containing all exhibits to be used at trial. Each party shall also provide a copy of their trial notebooks to the court on this same date. Failure to provide said trial notebook to the Court and to all other parties may result in the exclusion of evidence at trial. Plaintiff/Petitioner shall designate all exhibits with numbers; Defendant/Respondent shall designate all exhibits with letters.

OTHER

NOTICES

FAILURE TO COMPLY WITH THIS ORDER may lead to imposition of sanctions, including the exclusion of testimony or evidence at trial.

ALL COUNSEL OF RECORD AND PARTIES, except minor children, shall be present for ALL scheduled hearings unless excused in advance. Failure to appear for any scheduled hearing may result in a default judgment being entered against you, and/or a dismissal of your pending complaint or motions.

Sanctions: The magistrate shall have the power, coextensive with the inherent powers of the Court and the enumerated powers in the Revised Code and the Juvenile and Civil Rules, to impose sanctions on attorneys, parties, or both. Sanctions can be monetary, non-monetary, or a combination of monetary and non-monetary. No sanction shall be imposed without the offending party and/or attorney being given an opportunity to be heard, unless the conduct giving rise to the sanction amounts to a direct contempt.

"Monetary Sanction" means a monetary cost imposed upon a party and/or an attorney by the magistrate for violation of the local rules and/or a case schedule and/or the Juvenile or Civil Rules. "Monetary sanction" includes, but is not limited to, a specific dollar amount payable to another party or parties or to the Court, actual costs of discovery, extra attorney's fees incurred, court costs, or other liquidated sum.

"Non-monetary sanction" means a legal ruling contrary to the interest of a party and/or an attorney imposed by the magistrate for violation of the local rule and/or a case schedule and/or the Juvenile or Civil Rules. "Non-monetary sanction" includes, but is not limited to, dismissal with or without prejudice of the case or any claim or counterclaim, or any part of the case or claim, default judgment, exclusion of evidence, issues, or testimony, an order that certain issues or facts be taken as established for the balance of the case, an order striking pleadings or parts of pleadings, and a stay pending compliance with a court order.

Enforcement: The magistrate, upon motion of a party or *sua sponte*, may impose sanctions for failure to comply with the local rules and/or the case management order and/or the Juvenile or Civil Rules. If the magistrate finds that a party or attorney has failed to comply with the local rules and/or a case schedule and/or the Juvenile or Civil Rules without reasonable excuse or legal justification, the magistrate may impose sanctions proportional to the extent or frequency of the violation(s).

IT IS SO ORDERED.

cc:

Magistrate

Plaintiff/Petitioner

Defendant/Respondent

Attorney for Plaintiff/Petitioner

Attorney for Defendant/Respondent

Other

Guardian ad Litem