

COMMONWEALTH OF MASSACHUSETTS
The Trial Court
Probate and Family Court Department
(4-09)

Hampshire Division

Docket No: _____

Plaintiff
V.

Defendant

**CASE MANAGEMENT ORDER ON
AGREEMENT OF THE PARTIES**

A Complaint for _____ was filed on _____

The Plaintiff is represented by _____

The Defendant is represented by _____

ISSUES

The contested issues are:

1. _____
2. _____
3. _____
4. _____
5. _____

The uncontested issues are:

1. _____
2. _____
3. _____
4. _____
5. _____

DISCOVERY

1. Rule 401 financial statements shall be filed and exchanged on or before _____
(Rule requires within 45 days of service)

2. Rule 410 mandatory discovery shall be exchanged on or before _____
(Rule requires within 45 days of service)

3. The parties agree to the following Discovery:

4. All requests for Discovery shall be served upon the other party so as to require a response pursuant to the applicable Rule(s) **on or before** _____, and all responses shall be made, and all depositions shall be completed, by that time. At 4:30 p.m. on _____, Discovery shall be CLOSED and thereafter both parties shall be ready for trial. Close of Discovery means that all Discovery has been issued and answered, all motions to compel filed and heard and all depositions taken.

PARENT EDUCATION

Parent education certificates must be filed prior to the Pre-Trial Conference. The parties will register for and attend the parent education program on or before _____

Standing Orders 1-03 and 6-08 require that the parties register for parent education within 60 days of service. Failure to complete said program prior to the Pre-Trial Conference may result in dismissal.

ALTERNATIVE DISPUTE RESOLUTION

The parties and their attorneys have discussed alternative dispute resolution (ADR) options to resolve this case.

They agree to participate in **mediation** and are registered for the Hampshire Introductory Mediation Program on _____ at _____ at the Hampshire Probate and Family Court.

They agree to participate in **conciliation** and are registered for the Hampshire Conciliation Program on _____ at _____ at the Hampshire Probate and Family Court.

- They agree to participate in mediation through a private mediator.
- The parties will consider using ADR and will decide by _____
- The parties do not agree to use ADR to resolve their dispute.

TRACK ASSIGNMENT

Pursuant to Standing Order 1-06, this case is on a:

- 14 month Track (Divorce)
- 8 month Track (Modification, Paternity, Custody/Support/Visitation)

This means that the Complaint should be resolved either by agreement of the parties or by trial on or before _____

NEXT DATE

By agreement of all counsel and parties this case is continued to _____
 at _____ for Pre-Trial Conference with
 Assigned Judge Judicial Case Manager

A Pre-Trial Notice and Order will be issued by separate order by the Registry.

This date must be approved by the Registry.
 Discovery must be closed prior to the Pre-Trial Conference

The parties agree to entry of a Case Management Order without a hearing

Date: _____

Plaintiff	Attorney
Defendant	Attorney

All parties and counsel are required to sign.

It is hereby ORDERED that the parties comply with the above provisions of their written Case Management Agreement.

Date	Judge of the Probate and Family Court
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