

CAUSE NO. \_\_\_\_\_

IN THE MATTER OF  
THE MARRIAGE OF

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IN THE DISTRICT COURT

\_\_\_\_\_  
AND

\_\_\_\_\_  
JUDICIAL DISTRICT

\_\_\_\_\_  
AND IN THE INTEREST OF

\_\_\_\_\_  
CHILD(REN)

BRAZOS COUNTY, TEXAS

**TRIAL PREPARATION ORDER**

Pursuant to Rule 166 of the Texas Rules of Civil Procedure, it is hereby **ORDEDED** that a **DOCKET CALL-PRETRIAL CONFERENCE** is set in this matter for **9:00 a.m. on Friday, (Date)**. Counsel shall be prepared to discuss all aspects of the trial on this date, including those items outlined in Rule 166 (a) – (p).

- 1. DOCKET CALL-PRETRIAL CONFERENCE** shall be at **9:00 a.m. on Friday, (Date)**.

Pursuant to Rule 166, the following shall apply:

- a. All parties and counsel shall be present and ready to discuss all issues relating to this case (including settlement) at the **DOCKET CALL-PRETRIAL CONFERENCE**.
- b. By 5:00 P.M. on the Wednesday before the **DOCKET CALL-PRETRIAL CONFERENCE**, all parties must have e-filed with the District Clerk and serve on opposing counsel the following:
  - 1. A proposed division of property;
  - 2. A detailed Requested Relief as to all issues in controversy (Sample form is available on our website.); and
  - 3. Any briefs or authorities on issues that may come before the Court during trial.

**2. MEDIATED SETTLEMENT AGREEMENTS:**

- a. If the parties have filed a Mediated Settlement Agreement with the Court prior to the Docket Call-Pretrial Conference **AND** have notified the Court of such filing, then no appearance at the Docket Call-Pretrial Conference is necessary if the parties plan to prove up the agreement on the Final Trial date.

- b. If the parties are requesting additional time (beyond the Final Trial date) to enter agreed final orders pursuant to a Mediated Settlement Agreement, then an appearance at the Docket Call-Pretrial Conference is still mandatory unless otherwise ordered by the Court.
- c. If the parties file a Mediated Settlement Agreement before the Docket Call-Pretrial Conference and fail to appear for the Docket Call-Pretrial Conference or the Final Trial, the case may be dismissed.
- d. If the parties file a Mediated Settlement Agreement between the Docket Call-Pretrial Conference and the Final Trial date, an appearance at the Final Trial is still mandatory unless otherwise ordered by the Court.

**3. EXHIBITS FOR TRIAL:**

- a. Each party shall prepare an EXHIBIT LIST for the Court and opposing counsel. All exhibits that will be offered at trial shall be PRE-MARKED and, along with the EXHIBIT LIST, exchanged between counsel prior to the beginning of trial.
  - b. All counsel shall advise each other, prior to trial, of all deposition excerpts that will be offered at trial, with designated page and line.
  - c. All exhibits not objected to by opposing counsel shall be admitted into evidence as a first order of business at trial.
4. All other pre-trial discovery, deadlines, and other matters shall be governed by the **SCHEDULING ORDER** entered in this case and the Texas Rules of Civil Procedure.
5. All Counsel shall be familiar with, and shall comply with, **THE TEXAS LAWYER'S CREED**.

Any party that fails to comply with the above will be subject to appropriate sanctions and/or the exclusion of some or all of that party's evidence.

It is the Court's desire that every trial be conducted professionally and efficiently for the benefit of the parties and the Court. If counsel has any other special requests or suggestions, please advise the Court Coordinator.

SIGNED:

\_\_\_\_\_  
WENDY WOOD HENCERLING  
Family Law Associate Judge

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DATE