

ROMANOWSKI LAW OFFICES
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Metuchen, NJ 08840
(732) 603-8585
Attorney for Plaintiff

Plaintiff

Rhonda P. Webber

vs.

Defendant

Ronald Webber

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
FAMILY PART
MIDDLESEX COUNTY
Docket No. FM-12-0000-00-Z
CIVIL ACTION
CASE MANAGEMENT ORDER

This matter being opened to the Court on _____, 20__,
during a Case Management Conference before the Honorable Justin T.
Solomon, J.S.C., the Plaintiff being represented by CURTIS J.
ROMANOWSKI, ESQ. and the Defendant being represented by R. Nice
Guy, Esq., with the child(ren) being represented by _____,
and good cause existing for entry of this Order;

IT IS, on this _____ day of _____, 20__,

ORDERED, as follows:

(I) STIPULATIONS AS TO ISSUES

Both Attorney's

Initials or N/A

- 1. ___ ___ Discovery has been completed.
 ___ ___ Discovery has not been completed.
- 2. ___ ___ Custody and/or visitation is in issue.
 ___ ___ Custody and/or visitation is not in issue.
- 3. ___ ___ Equitable distribution is in issue.
 ___ ___ Equitable distribution is not in issue.

(II) DISCOVERY

1. Discovery by Plaintiff:

Plaintiff's
Attorney

- ___ A. Plaintiff has served Interrogatories;
- ___ B. Plaintiff's Interrogatories shall be answered by Defendant no later than _____ (insert date);
- ___ C. Plaintiff shall serve Interrogatories no later than _____ (insert date);
- ___ D. Depositions shall be completed by _____ (insert date);
- ___ E. Expert reports submitted to Defendant.

2. Discovery by Defendant:

Defendant's
Attorney

- ___ A. Defendant has served Interrogatories;
- ___ B. Defendant's Interrogatories shall be answered by _____ (insert date);
- ___ C. Defendant shall serve Interrogatories no later than _____ (insert date);
- ___ D. Depositions shall be completed by _____ (insert date);
- ___ E. Expert reports submitted to Plaintiff.

3. Tax returns:

- _____ A. Have been exchanged to the satisfaction of both parties;
- _____ B. Plaintiff shall provide personal and business tax returns for the years _____ to Defendant by _____ (insert date);
- _____ C. Defendant shall provide personal and business tax returns for the years _____ to Plaintiff by _____ (insert date);

4. W-2 and 1099 forms:

- _____ A. Have been exchanged to the satisfaction of both parties;
- _____ B. Plaintiff shall provide a W-2 and 1099 form for the last calendar year to Defendant by _____ (insert date);
- _____ C. Defendant shall provide a W-2 and 1099 form for the last calendar year to Plaintiff by _____ (insert date);
- _____ 5. Each party shall file an amended Case Information Statement no later than ten (10) days prior to the first scheduled trial date.
- _____ 6. The following documents shall be provided by Plaintiff to Defendant within _____ days (insert N/A if there are no further documents to be provided):

- ▶
- ▶
- ▶
- ▶
- ▶
- ▶

- _____ 7. The following documents shall be provided by Defendant to Plaintiff within _____ days (insert N/A if there are no further documents to be provided):

- ▶
- ▶
- ▶
- ▶

8. All discovery shall be completed by both parties by _____ (insert date).

(III) APPOINTMENT OF EXPERTS AS TO FINANCIAL ISSUES

The Court hereby appoints the following as the Court's expert witnesses. It is counsel's responsibility to advise the Court of the need for appointment of expert witnesses. If counsel consent to a particular expert that name may be inserted. Otherwise, the expert shall be appointed by the Court. Furthermore, counsel are directed to complete the letters appointing the expert and the schedules of information attached to the letters. (Letters and schedules are available from the Court's secretary.)

Both Attorney's
Initials or N/A

A. The parties certify that the following real estate is claimed by at least one party to be subject to equitable distribution:

Description - if no property is subject to equitable distribution, designate N/A. **Stipulated Value**

_____	_____
_____	_____
_____	_____

As to the property not stipulated to as to value, the Court hereby appoints _____ to value, as of the filing of the Complaint and as of _____ (insert date), such property.

A retainer fee of _____ is hereby established: _____% to be paid by Plaintiff on or before _____; _____% to be paid by the Defendant on or before _____. Any further bill from the expert shall be paid in the same percentages within thirty (30) days of receipt.

In the alternative, it is hereby

ORDERED:

_____ B. The parties certify that the following pension(s) is claimed by at least one party to be subject to equitable distribution:

Description - if no pension(s) is subject to equitable distribution, designate N/A. **Stipulated Value**

As to the pension(s) not stipulated to as to value, the Court hereby appoints _____ to value, as of the filing of the Complaint and as of _____ (insert date), such pension(s).

A retainer fee of _____ is hereby established: _____% to be paid by Plaintiff on or before _____; _____% to be paid by the Defendant on or before _____. Any further bill from the expert shall be paid in the same percentages within thirty (30) days of receipt.

In the alternative, it is hereby

ORDERED:

_____ C. The parties certify that the following business(es) is claimed by at least one party to be subject to equitable distribution:

Description - if no business(es) is subject to equitable distribution, designate N/A. **Stipulated Value**

As to the business(es) not stipulated to as to value, the Court hereby appoints _____ to value, as of the filing of the Complaint and as of _____ (insert date), such business(es).

A retainer fee of _____ is hereby established: _____% to be paid by Plaintiff on or before _____; _____% to be paid by the Defendant on or before _____. Any further bill from the expert shall be paid in the same percentages within thirty (30) days of receipt.

In the alternative, it is hereby

ORDERED:

All parties are advised that failure to make payment shall be brought to the Court's attention and dealt with as a motion to enforce the litigant's rights.

(IV) CUSTODY AND VISITATION

Both Attorney's Initials or N/A

_____ There are no children or the children are emancipated.
_____ All issues relating to custody and visitation have been resolved pursuant to the "Custody and Visitation" stipulation attached hereto.
_____ This matter is referred to the Family Intake Service (FIS) for custody/visitation mediation.

_____ The FIS shall commence an investigation/mediation relative to the custody/visitation issue. Parties are to contact FIS within seven (7) days to schedule appointments for said mediation/investigation. Mediation/investigation will be completed no later than _____ (insert date).

_____ is hereby appointed to conduct an evaluation relative to the custody/visitation issue. A retainer of \$ _____ shall be paid by Plaintiff and \$ _____ shall be paid by Defendant. The retainer shall be paid and a schedule of consultation established no later than _____ (insert date).

Notice: Upon application to the Court, either party can request that the reports be updated.

(V) SCHEDULING

A. This matter shall be categorized and tracked as follows:

Very complex
Usual complexity
Fast track

B. This matter shall be listed for ESP on _____ (insert date) at _____ (time). In the event the matter is not settled, counsel shall complete an Amended Case Management Order at completion of the Early Settlement Conference.

C. The trial in this matter shall be held after _____ (insert date) before Judge _____.

(VI) FURTHER ORDERS AND STIPULATIONS:

The parties stipulate that the following factual/legal issues remain unresolved: (except such unresolved issues described previously in the order.)

IT IS FURTHER ORDERED,

- (1)
- (2)
- (3)

(VII) In the event any of the foregoing items have not been complied with by the specific dates, application may be made to the Court not less than twenty (20) days prior to the date of trial, ex parte, upon five (5) days' notice to adversary to have the defaulting party's pleadings stricken.

In the event more time is needed to comply with the foregoing, the offending party may within the five (5) days request the Court for an extension of the time and shall upon order of this Court reflect such extension in an amendment to this case management order. In the event pleadings are stricken and subsequently reinstated, counsel fees may be imposed against the defaulting party. In the event an application to strike the defaulting parties' pleadings for failure to supply any ordered item is not made, counsel shall be deemed to have waived all rights thereto.

Any items not provided by one party to the other before twenty (20) days prior to the trial date may not be introduced or relied upon at trial unless by consent order or order of the Court.

(VIII) If disposition by the Court of any pre-trial motion heard subsequent to entry of the within order shall affect the terms of this order, then movant's counsel shall make the Court aware in the movant's pleadings by requesting an extension or amendment to this Case Management Order.

Justin T. Solomon, J.S.C.

I hereby consent to the form of the within Order and certify that I shall discuss the terms hereof with my client, so that my client will understand the requirements set forth herein.

475 Main Street, Metuchen, New Jersey 08840

Curtis J. Romanowski, Esq.
Attorney for Plaintiff

Address

R. Nice Guy, Esq.
Attorney for Defendant

Address