

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2012-000861

07/27/2012

HONORABLE GLENN M. DAVIS

CLERK OF THE COURT
K. Philpot
Deputy

IN RE THE MATTER OF
DAVID T BIDOCHKA

DAVID T BIDOCHKA
210 W BROOKS ST
GILBERT AZ 85233

AND

DEBORAH L BIDOCHKA

DEBORAH L BIDOCHKA
2939 W DURANGO ST
PHOENIX AZ 85009

MINUTE ENTRY

Courtroom CCB 604

Prior to the commencement of today's proceedings, David T. Bidochka and Deborah L. Bidochka are sworn.

10:00 a.m. This is the time set for a Resolution Management Conference regarding Petitioner's Petition for Dissolution of Non-Covenant Marriage (with Minor Child) filed May 7, 2012. Petitioner/Father, David T. Bidochka, is present on his own behalf. Respondent/Mother, Deborah L. Bidochka, is present on her own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held with the Court regarding the status of the case.

Based upon the discussion held,

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IT IS ORDERED inmate **Deborah L. Bidochka**, date of birth: **January 17, 1967**, inmate number: **P858892**, shall telephonically appear before **Honorable Glenn M. Davis** for the trial set below.

IT IS FURTHER ORDERED that the Maricopa County Sheriff's Office shall make arrangements for the inmate to have telephone access at the time set for hearing. The telephone call shall be placed by the Maricopa County 4th Avenue Jail to **(602) 506-3135**.

LET THE RECORD REFLECT that Mother is currently an inmate in the Maricopa County Jail, however, prior to this Trial will be sentence and transferred to the Department of Corrections (D.O.C.). Therefore,

IT IS ORDERED that Mother shall file with the Clerk of the Court an updated address form with a copy to this division, so orders for a D.O.C. inmate to appear telephonically may be issued.

TRIAL SETTING

IT IS ORDERED setting Trial to the Court on **October 17, 2012 at 10:00 a.m. (1 hour)** in this division before:

The Honorable Glenn M. Davis
Maricopa County Superior Court
Central Court Building
201 W. Jefferson, Courtroom 604
Phoenix, AZ 85003

Failure of a party to appear may result in the court allowing the party who does appear to proceed by default. Failure of both parties to appear may result in this action being dismissed.

Pursuant to Rule 77(C)(5), Arizona Rules of Family Law Procedure, each party will be allowed 1/2 of the available time to present all direct, cross, redirect examination and any argument. The parties are expected to complete the trial in the allotted time, and the time will not be extended absent a motion granted by the court and filed at least 30 days prior to the hearing setting forth good cause to extend the time and specifically including a list of each and every witness who will testify and an estimate of time and subject matter of the expected testimony for each witness.

IT IS FURTHER ORDERED with regard to discovery and disclosure requirements:

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1. Both parties shall complete all disclosure requirements required by Rules 49, 50 and 91, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents and exhibits at least 30 days prior to trial.

2. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure, shall be completed and any motions regarding discovery shall be filed at least 15 days prior to trial.

3. Counsel and both parties shall personally meet, face to face, at least ten (10) days prior to trial to conduct settlement discussions, prepare a Joint Pretrial Statement, exchange all exhibits, and discuss the resolution and narrowing of all procedural and substantive issues in this case.

4. The parties shall promptly comply with all requests for relevant information in this case. In this regard, the parties shall sign all necessary consents and releases reasonably required to obtain any relevant documents or records from any financial institution, company, business, medical or health care provider or employer possessing any relevant information.

If a party is forced to incur attorney's fees or other costs to obtain documents or records by subpoena or other legal process after reasonable request of the other party to obtain such information in a more efficient or economical manner, the court will consider a request for payment or reimbursement of such fees and costs at the time of trial.

IT IS FURTHER ORDERED that the parties shall file and provide this division with a copy of a Joint Pretrial Statement pursuant to Rule 76, Arizona Rules of Family Law Procedure, no later than 5 days prior to trial.

IT IS FURTHER ORDERED that the Joint Pretrial Statement shall include:

1. A current Affidavit of Financial Circumstances completed by each party.
2. If there are disputed custody, access or visitation issues, a specific proposal for custody and parenting time.
3. If there are disputed child support issues, a current Parent's Worksheet for Child Support Amount completed by each party pursuant to the Statewide Child Support Guidelines.

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4. If the parties have a natural or an adopted minor unemancipated child in common, proof of compliance with the Parental Education Program requirements of A.R.S. §25-351 et seq.

5. If there are disputed issues regarding division of property, a current and detailed Inventory of Property and Debts, together with a summary proposal by each party as to how the property and assets should be divided. If possible, the court prefers a one-page statement of all property except personal property items valued at less than \$500 each.

6. If spousal maintenance is requested and disputed, each party shall state the amount and duration of spousal maintenance requested.

7. If division of debts is an issue, the parties shall prepare and exchange a list of all debts, including creditor's name, amount of debt, monthly payment amount, the reason the debt was incurred, who should pay the debt, and all of the information required by A.R.S. §25-318(H).

8. If there is a disputed issue regarding the payment of attorney's fees by either party, an affidavit of the attorney's fees claimed submitted in accordance with the requirements of Rule 78(D), Arizona Rules of Family Law Procedure.

IT IS FURTHER ORDERED that the failure of counsel or any party to appear at the time of trial, or to timely present the Joint Pretrial Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 76(D), Arizona Rules of Family Law Procedure, including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

IT IS FURTHER ORDERED that exhibits for use at trial shall **personally deliver to this division at least five (5) days before trial for marking.** **DO NOT FILE EXHIBITS WITH THE CLERK OF THE COURT.** The exhibits shall have a cover sheet which clearly states they are to be given to the clerk for marking. **If exhibits are not delivered to the Clerk five days in advance, the trial may be continued.** In addition, each party shall deliver a copy of his/her exhibits to the opposing parties at least five days before trial.

IT IS FURTHER ORDERED that the parties shall indicate in the Joint Pretrial Statement which exhibits they have agreed will be admissible at trial as well as any specific objections that will be made to any exhibit if offered at trial which is not agreed to be admitted. Reserving all objections to the time of trial will not be permitted. At the time of trial all exhibits

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that the parties have agreed will be admitted and all exhibits for which no specific objection is stated in the Joint Pretrial Statement shall be summarily admitted.

IT IS FURTHER ORDERED that any party filing a request for findings of fact and conclusions of law pursuant to Rule 82, Arizona Rules of Family Law Procedure, shall submit proposed findings of fact and conclusions of law to this division no later than 20 days prior to trial. Any controverting findings of fact and conclusions of law proposed by the adverse party shall then be submitted no later than 10 days prior to trial.

You may request conclusions of fact and law on the following issues, if they are contested: the issues of child custody, relocation requests, spousal maintenance, community property, community debt and child support. To request conclusions of fact and law, you must file a written request with the court before the trial or the evidentiary hearing. If you make a written request before the trial or evidentiary hearing, the court will make conclusions of fact and law as part of the final decision.

If any party asks the court to make findings of fact and law on any issue, each party must file written proposed findings of fact on those issues. The proposed findings also must be submitted in an electronic form that is editable, preferably Microsoft Word. The proposed findings must be submitted with the Pretrial Statement.

Continuances, postponements and schedule changes will not ordinarily be granted. Any postponement or change will be granted only in accordance with appropriate rules, based on a showing of good cause, and requires the express written approval of the Court.

NOTE: All court proceedings are recorded by audio method and not by a court reporter. Any party may request the presence of a court reporter by contacting this division five (5) business days before the scheduled hearing.

10:24 a.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.