

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2002-094371

07/01/2003

JUDGE PRO TEM JUDITH A MORSE  
FOR HONORABLE CONNIE CONTES

CLERK OF THE COURT  
J. Herman  
Deputy

IN RE THE MARRIAGE OF  
RACHEL AKINS

FILED: 08/19/2003

ROGER S HONIG

AND

JOHN P AKINS

JEFFREY MILLER

COMPREHENSIVE PRETRIAL CONFERENCE/TRIAL SETTING

4:22 p.m. This is the time set for Comprehensive Pretrial Conference. Petitioner/Mother is present with above-named counsel. Respondent/Father is present with above-named counsel.

A digital audio recording of this proceeding is being made by the "For the Record" recording system in lieu of a court reporter.

The Court is advised regarding the status of the case.

Counsel for the Mother is requesting a custody evaluation be conducted.

The issue of the custody evaluation is taken under advisement.

Discussion is held regarding the issues for trial.

**IT IS ORDERED** setting Trial in this matter on August 21, 2003 at 1:30 p.m. before:

**HONORABLE CONNIE CONTES**  
**Southeast Juvenile Facility**  
**Courtroom 1**  
**1810 S. Lewis Street, Mesa, Arizona 85210**

**(TIME ALLOTTED: 3 ½ Hours)**

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**Issue(s) to be heard:**

1. **Custody;**
2. **Parenting time;**
3. **Child support;**
4. **Division of property;**
5. **Retirement benefits;**
6. **Income taxes.**

**IT IS FURTHER ORDERED** all discovery shall be completed thirty days before the trial set herein.

**IT IS FURTHER ORDERED** each party shall exchange his or her exhibits and witness lists for the trial with the other party not later than five business days before the trial if not included in the Joint Pretrial Statement.

**Exhibits**

**IT IS FURTHER ORDERED** that both sides **shall** hand-deliver to the Clerk of this Division all exhibits to be used at the trial **at least 3 business days prior to trial**. Exhibits shall be accompanied with a numbered list of each exhibit and shall be separated with a blank sheet of paper. All trial exhibits shall have been exchanged prior to that time. No duplicate exhibits shall be presented for marking. If either party fails to comply with the steps for marking exhibits, that party's exhibits will be precluded from being marked at the trial.

**IT IS FURTHER ORDERED AS FOLLOWS:**

1. Each party shall file an affidavit of current financial circumstances and a Child Support Worksheet pursuant to the Child Support Guidelines at the time of presenting exhibits to the clerk.

**Pre-Trial Statement**

**IT IS ORDERED** that each party shall file and provide this Division with a copy of a **Joint** Pre-trial Statement **at least five business days before the trial**. **IF A PARTY OR PARTIES FAIL TO FILE THE PRE-TRIAL STATEMENT BY AUGUST 14, 2003 THE COURT WILL VACATE THE TRIAL**. The Joint Pre-trial Statement shall state:

1. The details of all agreements reached by the parties on substantive and procedural issues.
2. A statement of uncontested facts.

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3. A **brief** statement of each party's position on each contested issue.
4. Specific proposals by each party on how the contested issues can be resolved or narrowed.
5. A list of witnesses each party intends to call, and the substance of each witness's testimony.
6. A list of exhibits each party intends to offer, and the specific objections of each party to the other's exhibits.

**Failure to obey this order in all respects may subject the offending party or counsel to all sanctions provided and allowed by court rule, statute or other law.**

**IT IS FURTHER ORDERED** that counsel and/or the parties shall continue to file all pleadings and documents related to this family court case at the Southeast Adult Facility located at 222 East Javelina Drive, Mesa, Arizona 85210.

4:39 p.m. Hearing concludes.

**LATER:**

**IT IS ORDERED** denying Mother's request for a custody evaluation.

**PLEASE NOTE:** This Court utilizes a digital audio recording system to preserve the official record of proceedings. If a party wants a court reporter to record a proceeding in this Court, a written request must be filed at least 72 hours before the commencement of the proceedings. Persons requesting copies of recorded proceedings do not have to provide blank CDs. All CDs will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Counsel or litigants must complete the appropriate request form which may be obtained from the Self-Service Center or from Court staff and present the completed form to the Self-Service Center. All fees must be handled through the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD.