IN THE FAMILY COURT OF ST. LOUIS COUNTY, MISSOURI

In Re: The Marriage of	)	
K. Ruddle	)	Cause No. 21SL-DR05594
Petitioner	)	
	)	Division No. 33
and	)	
R. Ruddle	)	
Respondent	)	

FILED
AUG 10 2023
JOAN M. GILMER
CIRCUIT CLERK, ST. LOUIS COUNTY

SCHEDULING ORDER: TRIAL

Status conference called. Petitioner appears (in person) (and) (by attorney). Respondent appears (in person) (and) (by attorney). [The minor child(ren) appear(s) by (her) (his) (their) guardian ad litem.]

Cause having been set for trial for October (month) 17, 18, 19 (day), 2023 at 10:00 a.m./p.m. in Division No. 33. Parties acknowledge that no continuances will be granted for failure of any party to complete discovery.

X Because it is necessary for the Court to determine the identity, existence, nature, and value of the marital and non-marital property and marital debts of the parties in any judgment entered herein, it is therefore ordered as follows:

X Petitioner is to prepare a complete listing of all property and debt on a form substantially similar to the attached form entitled "Property and Debt Worksheet". All marital property and non-marital property AND marital debt is to be included. The completed form is to be forwarded to Respondent so that Respondent will receive the "Property and Debt Worksheet" completed by Petitioner at least fifteen (15) days prior to trial. A copy of the "Property and Debt Worksheet" completed by Petitioner shall also be filed with the court. If additional sheets are required, Petitioner may make copies of

the blank "Property and Debt Worksheet". The purpose of this action is to have both parties working from the same document to align property for comparison of values and positions as to whether the item is marital property.

Respondent shall respond to Petitioner's "Property and Debt Worksheet" by adding information directly to the "Property and Debt Worksheet" sent to Respondent by Petitioner. If Respondent believes there is additional property or debt, these items of property or debt are to be added to Petitioner's worksheet. After Respondent has added his or her information to the "Property and Debt Worksheet", a copy shall be forwarded to Petitioner so the Petitioner will receive Respondent's "Property and Debt Worksheet" at least seven (7) days prior to trial. A copy of the "Property and Debt Worksheet" completed by both parties shall also be filed with the Court. A party may not be allowed to present any evidence of any other or additional marital or non-marital property or marital debt if it is not disclosed on the "Property and Debt Worksheet".

__X__ Parties shall exchange updated Income and Property statements 10 days before the trial setting. Failure to provide the same may result in a party not being allowed to amend or modify said statements at trial.

__X__ Parties shall exchange Form 14's at least five (5) days prior to trial and file a copy with the Court.

__X__ Parties to exchange and file five (5) days prior to trial a List of Exhibits (Petitioner-Arabic numerals; Respondent-capital letters. If Exhibits have more than three (3) pages, the pages shall be *numbered.* Each party shall provide the Clerk with an extra copy of their exhibit list at the start of trial. The moving party is expected to prepare andfile before trial the Court Reporter Form.

_____X_____ Except for good cause shown, all exhibits will be marked by counsel, with copies delivered to opposing counsel, at least *three* (3) days prior to trial. Each party shall provide the Clerk with an extra copy of their exhibit list at the start of trial. If trial is set for a Monday or Tuesday the exhibits shall be delivered to opposing counsel by five (5)pm Friday.

_____X_____Except for good cause shown, all exhibits which have been delivered to opposing counsel no later than *three* (3) days prior to trial shall be admitted in evidence without foundation, identification or authentication unless written objections thereto are filed no later than *twenty four* (24) hours prior to trial.

_____X_____If real property is included as marital or separate property, a legal description shall be provided to the Court as a separate exhibit.

_____X_____Parties to file Proposed Findings, Conclusions of Law and Judgment, 10 days after the last day of trial. In preparation of the Proposed Findings, the order of decision is as follows:

Jurisdiction
Custody
Property Division
Maintenance
Child Support
Attorney's Fees and Costs

If **CUSTODY** is at issue and the parties have not agreed to a parenting plan, your Proposed Findings, as it relates to custody, shall include the factors of Sec. 452.375, which are:

1) The wishes of the child's parents as to custody and the proposed parenting plan submitted by both parties;

2) The needs of the child for a frequent, continuing and meaningful relationship with both parents and the ability and willingness of parents to actively perform their functions as mother and father for the needs of the child;

3) The interaction and interrelationship of the child with parents, siblings, and any other person who may significantly affect the child's best interests;

4) Which parent is more likely to allow the child frequent, continuing and meaningful contact with the other parent;

5) The child's adjustment to the child's home, school, and community;

6) The mental and physical health of all individuals involved, including any history of abuse of any individuals involved;

7) . The intention of either parent to relocate the principal residence of the child;

8) The wishes of the child as to the child's custodian;

Other relevant factors.

If **MAINTENANCE** is at issue, your findings must:

First: Determine the "reasonable needs" of the party seeking maintenance.

Second: Determine if the party has the ability to meet his or her "reasonable needs" from his or her earnings and investment income.

If your position is that the party can not meet his or her "reasonable" needs from earnings or investment, you shall discuss the "non-exclusion" list of factors found in §452.335.2. If there has been a request for Findings on maintenance, to list each and every expense considered, please follow the guidelines set forth in *Neu v. Neu*, 130 S.W.3d 72 3 (ED 2004) or subsequent rulings.

If either party files a request for Findings of Fact or Conclusions of Law, then the proposed Judgment and proposed Findings when submitted shall include responses to each such requested finding.

A separate filing of your proposed division pursuant to Local Rule 68.63(3) is required.

When filing Proposed Findings, Conclusions and Proposed Judgments they shall be provided to the court on WORD and a copy shall be delivered directly to the Court Clerk.

X Other Orders: see status conferences order

Failure to comply with the pre-trial order may result in sanctions which may result in dismissal of any affirmation pleading, attorney's fees or other sanctions. Said sanctions may be on the Court's own motion or upon motion of a party.

SO ORDERED:

Judge, Division 33

Entered this 10th day of August, 2023.

Not an Official Court Document