

Cause No. \_\_\_\_\_

\_\_\_\_\_  
VS.  
\_\_\_\_\_

§  
§  
§  
§

309<sup>th</sup> DISTRICT COURT

HARRIS COUNTY, TEXAS

**SCHEDULING ORDER and NOTICE OF INTENT TO DISMISS**

**\*\*\* ALL DEADLINES ARE PRIOR TO TRIAL SETTING DATE \*\*\***

**\*\* Rule 11 Agreements will NOT delay trial date \*\***

1. **PRIOR TO TRIAL PARENT EDUCATION PROGRAM.** Parents shall file with the court proof of completion of an approved parent education program by this date (if visitation and/or custody is an issue).
2. **PRIOR TO TRIAL ALTERNATIVE DISPUTE RESOLUTION (ADR).** By this date the parties must either (a) FILE AN AGREEMENT FOR ADR, STATING THE FORM OF ADR AND THE NAME OF AN AGREED MEDIATOR, if applicable, or (b) set an objection to ADR. If no timely agreement or objection is filed, the court may sign an ADR order.
3. **TRCP INVENTORY AND APPRAISEMENT.** Spouses shall exchange a sworn Inventory and Appraisal prepared in conformity with Local Rule 4.4 by this date. Compliance with this paragraph is not a substitute for the requirements in Local Rule 4.3. All supplements must be filed 10 days prior to trial setting.
4. **TRCP JOINDER.** All parties must be added and served, whether by amendment or third party practice by this date. THE PARTY CAUSING THE JOINDER SHALL PROVIDE A COPY OF THIS SCHEDULING ORDER AT THE TIME OF SERVICE.
5. **TRCP DISCOVERY.** All discovery requests and deposition notices must be filed by this date. Discovery may be initiated after this date by stipulation in conformity with Rule 11, Tex. Rules of Civil Procedure. Incomplete discovery will not delay the trial date.
6. **TRCP PLEADINGS.** All amendments and supplements must be filed by this date. This order does not preclude prompt filing of pleadings directly responsive to any timely filed pleadings.

**NOTICE OF INTENT TO DISMISS ON TRIAL DATE. THIS CASE WILL BE DISMISSED FOR WANT OF PROSECUTION if, prior to the trial setting there is no:**

- a. Service with citation; or
- b. Answer on file, after proper service with citation, and no default judgment signed; or
- c. Properly executed Waiver on file;
- d. Mediation completed.

7. \_\_\_\_\_ **PRETRIAL CONFERENCE.** Set by Coordinator or upon motion.

8. Week of: \_\_\_\_\_ **TRIAL.** THIS CASE IS SET FOR TRIAL ON THE MERITS ON THIS DATE. If not  
\_\_\_\_\_ @ 9 am assigned by the second Friday after this date, this case will be reset.

SIGNED \_\_\_\_\_

\_\_\_\_\_  
JUDGE LINDA MARIE RINSON

ALL ATTORNEYS, AS EVIDENCED BY THEIR SIGNATURES APPEARING BELOW, HEREBY  
AGREE TO THE ATTACHED SCHEDULING ORDER.

**ATTORNEY FOR PETITIONER**

ATTORNEY \_\_\_\_\_ X \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY, STATE, ZIP \_\_\_\_\_

PHONE \_\_\_\_\_

TEXAS BAR NO. \_\_\_\_\_

**ATTORNEY FOR RESPONDENT**

ATTORNEY \_\_\_\_\_ X \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY, STATE, ZIP \_\_\_\_\_

PHONE \_\_\_\_\_

TEXAS BAR NO. \_\_\_\_\_

**PRO – SE PARTY**

NAME \_\_\_\_\_ X \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY, STATE, ZIP \_\_\_\_\_

PHONE \_\_\_\_\_

**ATTORNEY FOR INTERVENOR**

ATTORNEY \_\_\_\_\_ X \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY, STATE, ZIP \_\_\_\_\_

PHONE \_\_\_\_\_

TEXAS BAR NO. \_\_\_\_\_

**AD LITEM**

ATTORNEY \_\_\_\_\_ X \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY, STATE, ZIP \_\_\_\_\_

PHONE \_\_\_\_\_

TEXAS BAR NO \_\_\_\_\_

Cause No. \_\_\_\_\_

_____	§	IN THE DISTRICT COURT OF
VS.	§	HARRIS COUNTY, TEXAS
_____	§	309 <sup>TH</sup> JUDICIAL DISTRICT COURT

**ORDER OF REFERRAL FOR MEDIATION**

This case is appropriate for mediation pursuant to Tex. Civ. Prac. & Rem. Code Sec. 154.001, *et seq.* \_\_\_\_\_ is appointed Mediator in the above case, and all counsel are directed to contact the Mediator to arrange the logistics of mediation. The Mediator’s address and phone number are \_\_\_\_\_, and bar no. is \_\_\_\_\_.

Mediation is a mandatory, non-binding settlement conference conducted with the assistance of the Mediator. Mediation is private, confidential, and privileged from process and discovery. After mediation, the Court will be advised only that the case did or did not settle. The Mediator shall not be a witness and the Mediator’s records may not be subpoenaed or used as evidence.

Fees for the mediation are to be agreed upon by the parties and the Mediator, and divided and borne equally by the parties unless agreed otherwise. Fees shall be paid by the parties directly to the Mediator and shall be taxed as costs. Each party and counsel will be bound by the Rules for Mediation.

Named parties shall be present during the entire mediation process and each corporate party must be represented by a person with authority to negotiate a settlement. The mediation **MUST** be completed before the trial setting. Counsel and parties shall agree upon a mediation date. If no agreed date can be scheduled, the Mediator will then select a date and all parties shall appear as directed by the Mediator.

Referral to mediation is not a substitute for trial, and the case will be tried as assigned if not settled. Disputes as to fees may be submitted to the Court.

Signed \_\_\_\_\_

\_\_\_\_\_  
Judge Linda Marie Dunson  
309<sup>th</sup> District Court

**TRIAL IS SET FOR:** \_\_\_\_\_

\_\_\_\_\_  
Attorney

\_\_\_\_\_  
Attorney

\_\_\_\_\_  
Amicus