NORTH CAROLINA
$16^{\text {th }}$ JUDICIAL DISTRICT DURHAM COUNTY
$\qquad$ -CVD-

## FINAL PRETRIAL ORDER

## EQUITABLE DISTRIBUTION

## Defendant

PURSUANT TO RULE 16 of the North Carolina Rules of Civil Procedure, a pre-trial conference was held before the Honorable $\qquad$ in the above-entitled action on the $\qquad$ day of $\qquad$ ,
$\qquad$ . $\square$ (Check if applicable) This Order was submitted outside of court and prior to the scheduled Pretrial Conference date. The parties, by their signatures or through their attorneys, have agreed to the entry of a final pretrial order as set forth below:

1. It is stipulated that all parties are properly before the Court and the Court has jurisdiction over the parties and over the subject matter.
2. It is stipulated and agreed that the Court shall enter a final equitable distribution order in civil action number:
$\qquad$ -CVD- $\qquad$ .
3. It is stipulated that each party by signing this pre-trial order warrants that he or she has disclosed the existence of all property, both separate and marital, at the date of separation and all property purchased after the date of separation, regardless of to whom such property may be titled or in whom actual ownership may be designated. Said disclosure has been full and honest and is free from taint of fraud.
4. It is stipulated that the parties were married on $\qquad$ .
5. It is stipulated that the parties separated on or about $\qquad$ .
6. It is stipulated that the parties exchanged witness and exhibit lists on $\qquad$ .
7. It is stipulated that the parties are agreeing:
A. To an equal division of assets and debts subject to equitable distribution;
B. That both parties are seeking an unequal division of assets subject to equitable distribution;C. That one party is seeking an equal distribution while the other party seeks an unequal division;
8. The date of valuation of civil action $\qquad$ is $\qquad$ .
9. It is stipulated that all depositions of the parties and witnesses have been completed, or it is stipulated that the following depositions have been scheduled $\qquad$ .
10. It is stipulated that both parties have served the opposing party with the final ED Affidavits on
$\qquad$ including all contentions regarding specific factors they are claiming for an unequal distribution as set out in North Carolina General Statutes §50-20(c)(1) through (12).
11. The parties further stipulate to the facts set forth in the attached schedules:
A. Exhibit A is a list of marital property upon which there is agreement as to classification, valuation and distribution.
B. Exhibit B is a list of marital property upon which there is disagreement as to classification and valuation but agreement as to distribution.
C. Exhibit C is a list of marital property upon which there is agreement as to classification and valuation, but disagreement as to distribution.
D. Exhibit D is a list of marital property that the parties agree on classification and distribution but they disagree on valuation.
E. Exhibit E is a list of marital property of which there is agreement as to classification but disagreement as to valuation and distribution.
F. Exhibit F is a list of assets upon which there is agreement as to valuation, however there is disagreement as to classification and distribution.
G. Exhibit G is a list of assets upon which there is agreement as to distribution and valuation, however, there is disagreement as to the classification.
H. Exhibit H is a list of property that the parties disagree on distribution, classification, and valuation.
I. Exhibit I is a list of marital debt upon which the parties agree on classification, valuation, and distribution.
J. Exhibit J is a list of debt upon which the parties agree upon classification and distribution but do not agree on valuation.
K. Exhibit K is a list of debt upon which the parties agree upon distribution but do not agree upon valuation or classification.
L. Exhibit L is a list of payments made by the parties after the date of separation on marital assets.
M. Exhibit M is a list of property that the parties agree belongs to a third party.
N. Exhibit N is a list of the parties' separate property, which the parties agree on classification and distribution but disagree on valuation.
12. Plaintiff and defendant may add any additional exhibits, witnesses, or contentions needed to state any other issues to be decided by the Court as long as such exhibits and contentions are not inconsistent with the provisions of this pre-trial order and are provided to the opposing party with advanced notice.
13. If you find yourself without an attorney at trial, you are still responsible for compliance with this Order.
14. The final trial in this matter shall be set for $\qquad$ , 20 $\qquad$ at $\qquad$ A.M./P.M. in Courtroom \# 6 on the sixth $\left(6^{\text {th }}\right)$ floor of the Durham County Courthouse located at 510 S. Dillard Street, Durham, NC 27701 .
Attorney for Plaintiff Date
Attorney for Defendant Date

## APPROVED AND ORDERED,

THIS $\qquad$ day of $\qquad$ , 20 $\qquad$ .

DUR-DOM-20 (Rev. 1/24)

| EXHIBIT A | CLASSIFICATION |  |  |  | VALUATION |  | DISTRIBUTION |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | Agreed |  |  | Agreed |  | Agreed |  |  |
| ITEM | MARITAL <br> H |  | SEPARATE <br> H | HUSBAND | WIFE | HUSBAND | WIFE |  |
| e.g., marital residence <br> 123 Oak Street (FMV-Mortgage) | $\mathbf{X}$ | $\mathbf{X}$ |  |  | $\mathbf{1 2 5 , 0 0 0}$ | $\mathbf{1 2 5 , 0 0 0}$ |  |  |
|  |  |  |  |  |  |  | X |  |
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| EXHIBIT B | CLASSIFICATION |  |  |  | $\frac{\text { VALUATION }}{\text { Disagree }}$ |  | DISTRIBUTION |  |
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|  | $$ |  | $$ |  |  |  |  |  |
| ITEM |  |  | HUSBAND | WIFE | HUSBAND | WIFE |
| e.g., china | X |  |  |  |  | X | 2,000 | 600 |  | X |
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| EXHIBIT C | CLASSIFICATION |  |  |  | VALUATION |  | DISTRIBUTION |  |
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|  |  |  |  |  | Agree |  | Disagree |  |
| ITEM | $\begin{aligned} & \hline \text { MARITAL } \\ & \text { H } \quad \text { W } \end{aligned}$ |  | $$ |  | HUSBAND | WIFE | HUSBAND | WIFE |
| e.g., lawn mower | X | X |  |  | 50.00 | 50.00 | X | X |
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| EXHIBIT D | CLASSIFICATION |  |  |  | VALUATION |  | DISTRIBUTION |  |
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|  | Agree |  |  |  |  |  | Agree |  |
| ITEM | $$ |  | $\begin{aligned} & \text { SEPARATE } \\ & \text { H } \quad \mathbf{W} \\ & \hline \end{aligned}$ |  | HUSBAND | WIFE | HUSBAND | WIFE |
| e.g., 1984 Ford truck, titled in Husband's name | X | X |  |  | 1,000 | 1,200 | X |  |
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| EXHIBIT E | CLASSIFICATION |  |  |  | $\frac{\text { VALUATION }}{\text { Disagree }}$ |  | DISTRIBUTION |  |
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|  | $$ |  | $$ |  |  |  |  |  |
| ITEM |  |  | HUSBAND | WIFE | HUSBAND | WIFE |
| e.g., blue sofa | X | X |  |  |  |  | 25.00 | 50.00 | X | X |
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| EXHIBIT F | CLASSIFICATION <br> Disagree |  |  |  | VALUATION |  | DISTRIBUTION |  |
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|  | $\begin{aligned} & \hline \text { MARITAL } \\ & \text { H } \quad \text { W } \end{aligned}$ |  | SEPARATE$\mathbf{H} \quad \mathbf{W}$ |  | $\begin{gathered} \hline \text { HUSBAN } \\ \text { D } \\ \hline \end{gathered}$ |  |  |  |
| ITEM |  |  | WIFE | HUSBAND |  | WIFE |
| e.g., diamond ring | X |  |  |  |  | X | 500 | 500 | X | X |
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| EXHIBIT G | $\begin{gathered} \text { CLASSIFICATION } \\ \hline \text { Disagree } \end{gathered}$ |  |  |  | $\begin{gathered} \text { VALUATION } \\ \hline \text { Agree } \\ \hline \end{gathered}$ |  | DISTRIBUTION |  |
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| ITEM |  | W | ${ }_{\mathbf{H}}^{\mathbf{S}}$ | W |  |  | HUSBAND | WIFE | HUSBAND | WIFE |
| e.g., antique oak desk |  | X | X |  | 300 | 300 | X |  |
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| EXHIBIT H | CLASSIFICATIONDisagree |  |  |  | $\begin{gathered} \text { VALUATION } \\ \hline \text { Disagree } \\ \hline \end{gathered}$ |  | DISTRIBUTION |  |
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| ITEM | MARITAL |  | S | W | HUSBAND | WIFE | HUSBAND | WIFE |
| e.g., collection of toy trains |  | X | X |  | 500 | 750 | X | X |
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| EXHIBIT I | CLASSIFICATION |  |  |  | VALUATION |  | DISTRIBUTION |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | MARITAL |  |  | Agree | Agree |  | Agree |  |
| DEBTS |  |  |  |  | HUSBAND | WIFE | HUSBAND | WIFE |
| e.g., First Union equity line; Acct. No: 1234567 | X | X |  |  | $(2,000)$ | $(2,000)$ |  | X |
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| EXHIBIT J | CLASSIFICATION |  |  |  | VALUATION |  | DISTRIBUTION |  |
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|  | MARITAL <br> H W |  | SEPARATE <br> H W |  |  |  |  |  |
| DEBTS |  |  | HUSBAND | WIFE | HUSBAND | WIFE |
| e.g., First Union VISA; Acct. No: 1234567 | X | X |  |  |  |  | $(2,000)$ | $(2,500)$ |  | X |
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| EXHIBIT K | CLASSIFICATION <br> Disagree |  |  |  | $\begin{aligned} & \hline \text { VALUATION } \\ & \hline \text { Disagree } \\ & \hline \end{aligned}$ |  | DISTRIBUTION |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | MARITAL |  | SEPARATE |  | HUSBAND | WIFE | HUSBAND | WIFE |
| DEBTS | H | W | , | W |  |  |  |  |
| e.g., First Citizens master card; Acct. No: 1234567 | X |  | X |  | $(2,000)$ | $(2,850)$ | X |  |
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| EXHIBIT L <br> PAYMENTS MADE TO MARITAL DEBTS AFTER THE DATE OF SEPARATION |  |  |
| :--- | ---: | ---: |
| DEBT | HUSBAND | WIFE |
| Example: First Citizens Equity Line, Acct. no: 123456 | (As of $1 / 31 / 01$ ) |  |
|  |  | 450.00 |
|  |  |  |
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| EXHIBIT M |  |
| :--- | ---: |
| PROPERTY BELONGING TO A THIRD PARTY |  |
| ITEM | PERSON PPROPERTY BELONGS TO: |
| e.g., ceramic figurine of baseball player | Parties' son, Cory |
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| EXHIBIT N <br> SEPARATE PROPERTY |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| ITEM | $\begin{gathered} \text { CLASSIFICATION } \\ \mathbf{H} \quad W \end{gathered}$ |  | $\begin{aligned} & \text { VALUATION } \\ & \text { H } \quad \text { W } \end{aligned}$ |  | $$ |  |
| e.g., Inherited beach house | W | W | 250,000 | 175,000 |  | X |
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## CERTIFICATE OF SERVICE

I, $\qquad$ , the undersigned (attorney / party), do hereby certify that a copy of the foregoing Equitable Distribution Final Pretrial Order was served on $\qquad$ in the following manner:by hand delivery; orby depositing a copy of same in the United States Mail, postage prepaid, in the manner and form prescribed in the North Carolina Rules of Civil Procedure and addressed to:
$\qquad$
$\square \quad$ by certified mail.
This is the $\qquad$ day of $\qquad$ 20 $\qquad$ .

Signature of Plaintiff or Defendant or his/her respective attorney

