

NORTH CAROLINA  
\_\_\_\_\_ COUNTY

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION  
\_\_\_\_\_ CVD \_\_\_\_\_

\_\_\_\_\_  
Plaintiff,

vs.

PRE-TRIAL ORDER

\_\_\_\_\_  
Defendant.

THIS MATTER COMING ON TO BE HEARD upon pre-trial conference before the undersigned Presiding Judge upon pleadings seeking a determination of marital property and an equitable distribution of such property as shall be determined to be marital;

AND IT APPEARING that the parties have reached agreement on certain facts and on certain issues and have delineated the areas of agreement and disagreement;

AND IT APPEARING that by their signatures affixed hereto, each party stipulates that he or she agrees with the facts and issues classified as agreed upon and stipulates that the facts and issues classified as being in dispute are accurately reflected and that there are no other issues to be determined by the Court;

AND IT FURTHER APPEARING that each party by signing this Pre-Trial Order warrants and avows that he or she has disclosed the existence of all property, both separate and marital, to which he or she may have claim at the date of valuation of marital property, 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;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED and stipulated as follows:

1. The Court has jurisdiction over the parties and subject matter of this action.
2. Plaintiff and Defendant were married \_\_\_\_\_.
3. The following children were born of the marriage: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
4. The date plaintiff and defendant separated is \_\_\_\_\_.

5. The date of valuation is \_\_\_\_\_.
6. Schedule I is a list of real property and mobile homes.
7. Schedule II is a list of motor vehicles.
8. Schedule III is a list of household furnishings and collectables.
9. Schedule IV is a list of miscellaneous personal property.
10. Schedule V is a list of accounts.
11. Schedule VI is a list of all businesses, stocks, securities and intangible assets.
12. Schedule VII is a list of retirement accounts.
13. Schedule VIII is a list of all life insurance policies.
14. Schedule IX is a list of all property acquired after the date of separation.
15. Schedule X is a list of debt that is secured.
16. Schedule XI is a list of debt that is unsecured.
17. Schedule XII is a list of divisible property.
18. An equal division is / is not an equitable division.
19. Schedule XIII is a list of factors justifying an unequal distribution.
20. The Presiding Judge shall rule on the following:
  - (a) What are the values of the items upon which the parties disagree as to value.
  - (b) Whether items about which the parties disagree as to classification are marital, separate or mixed property.
  - (c) If the parties do not agree that equal is equitable, the Judge shall rule on an equitable division.

21. The schedules and contentions of either party may be modified up to seven (7) days prior to trial.
22. Every schedule and item contained on each schedule is subject to modification if the parties stipulate.
23. The Court retains its authority, based on the evidence, to make findings of fact, conclusions of law and orders regarding value or distribution to affect an equitable division of property notwithstanding the stipulations of the parties.

This the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Judge Presiding

**CONSENTED TO:**

\_\_\_\_\_  
Plaintiff

\_\_\_\_\_  
Plaintiff's Attorney

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Defendant's Attorney

STATE OF NORTH CAROLINA

COUNTY

I \_\_\_\_\_, a Notary Public for said County and State,  
do hereby certify that \_\_\_\_\_, personally appeared before me this  
\_\_\_\_\_ day \_\_\_\_\_, \_\_\_\_\_, and

\_\_\_\_\_ I have personal knowledge of the identity of said person, or

\_\_\_\_\_ I have seen satisfactory evidence of said person's identity, by a current state  
or federal identification with said person's photograph in the form of a driver's license/state-  
issued identification card,

And having been sworn or affirmed, said person acknowledged to me that she voluntarily  
signed the foregoing document for the purposes stated therein.

\_\_\_\_\_  
Notary Public (signature)

(SEAL)

Name Printed: \_\_\_\_\_

My commission expires: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY

I \_\_\_\_\_, a Notary Public for said County and State,  
do hereby certify that \_\_\_\_\_, personally appeared before me this  
\_\_\_\_\_ day \_\_\_\_\_, \_\_\_\_\_, and

\_\_\_\_\_ I have personal knowledge of the identity of said person, or

\_\_\_\_\_ I have seen satisfactory evidence of said person's identity, by a current state  
or federal identification with said person's photograph in the form of a driver's license/state-  
issued identification card,

And having been sworn or affirmed, said person acknowledged to me that he voluntarily  
signed the foregoing document for the purposes stated therein.

\_\_\_\_\_  
Notary Public (signature)

(SEAL)

Name Printed: \_\_\_\_\_

My commission expires: \_\_\_\_\_