


IN THE SUPERIOR COURT OF HALL AND DAWSON COUNTIES

STATE OF GEORGIA

_____	/	
Plaintiff	/	Civil Action File
v.	/	Number: _____
_____	/	
Defendant.	/	

FILED
 HALL CO., GA.
 09 OCT - 7 AM 10: 33
 CHARLES BAKER, CLERK
 SUPERIOR STATE COURT
 BY 

DOMESTIC RELATIONS ACTION
STANDING ORDER

-1-

Pursuant to O.C.G.A. § 19-9-1(b) and the Implementing Order of the Court filed on the 7th day of October, 2009, this Standing Order binds the parties in all domestic relations cases, their agents, servants, employees, and all other persons acting in concert with the parties.

-2-

Each party is hereby enjoined and restrained from unilaterally causing or permitting the child or children of the parties to be removed from the jurisdiction of the Court without express permission of the Court or written approval of both parties. For purposes of this paragraph, the jurisdiction of the Court shall be the State of Georgia.

-3-

Each party is hereby enjoined and restrained from doing or attempting to do or threatening to do any act which injures, maltreats, vilifies, molests, or harasses the adverse party or the child or children of the parties or the pets of the parties.

-4-

Each party is hereby enjoined and restrained from selling, damaging, encumbering, trading, contracting to sell, or otherwise disposing of or removing from the jurisdiction of this Court, without the permission of the Court, any of the property belonging to the parties except in the ordinary course of business or except by an emergency which has been created by the other party to the action.

-5-

Each party is hereby enjoined and restrained from disconnecting, transferring, changing or otherwise interrupting the utilities servicing the marital residence. Utilities shall be defined as electricity, gas, water, basic residential telephone (excluding long distance), or cell phone if the parties are not using a residential land line for phone service, basic internet, and basic cable.

-6-

Each party is hereby enjoined and restrained from canceling or changing auto, health, dental, vision, prescription and/or life insurance for the parties and/or the parties' child or children which is in place at the time of the filing of the action. This shall include the change of beneficiary for life insurance policies.

-7-

Each party shall complete, file and serve a **Domestic Relations Financial Affidavit (DRFA)** as required by Uniform Superior Court Rule 24.2. Failure of any party to furnish the affidavit as directed in Uniform Superior Court Rule 24.2 may subject the offending party to the penalties of contempt. Further, no temporary hearing shall be scheduled unless the DRFA of the requesting party has been filed as directed. A copy of the DRFA is attached hereto, as Exhibit "A".

-8-

In all actions involving child custody and/or modifications of child support, the Plaintiff shall be required to provide completed **Child Support Worksheet** and Schedules when the action is filed and serve the Worksheet and Schedules as required by Uniform Superior Court Rule 24.2. Said Worksheet and Schedules shall be completed in substantial form to the best of the Plaintiff's knowledge and belief. The Worksheet and Schedules are available at www.georgiacourts.org/csc. The Defendant shall file his or her Worksheet and Schedules as required by Uniform Superior Court Rule 24.2. Failure to timely furnish the Worksheet and Schedules may subject the offending party to the penalties of contempt. All Final Judgments and Agreements furnished to the Court for approval and/or entry must comply with the drafting mandates of O.C.G.A. § 19-6-12 and 19-6-15. Pursuant to O.C.G.A. § 19-6-31, 32, and 33, the recipient of child support has the express right, without notice to the other party, at the time any child support order is entered or at any time thereafter to submit a separate Income Deduction Order for Award of Child Support to the Court for immediate entry.

This Order shall apply to all domestic relations cases filed in the Northeastern Judicial Circuit and shall be the standing order until further order or action by the judges of this Court. It is ordered that all parties shall be subject to and comply with this Order in its entirety. The terms and conditions hereof may be modified or amended by subsequent order of any judge of this Court or any judge sitting in the Court in any individual case.

All parties are put on notice that they are to read and comply with Uniform Superior Court Rule 24.2, which is attached hereto and incorporated herein by reference as Exhibit "B". Failure to comply with Uniform Superior Court Rule 24.2 could result in the Court imposing sanctions.

PARENTING SEMINAR

All parties with minor children shall successfully complete the program entitled "Seminar for Divorcing Parents". The Plaintiff shall successfully complete the seminar for divorcing parents administered by the Ninth Judicial Administrative Office of Dispute Resolution within 31 days following the filing of the Complaint and the Defendant shall successfully complete the seminar within 31 days of the date of service of the Complaint on the Defendant. Information on the seminar dates and locations are available in the office of the Clerk of the Superior Court, on-line at www.adr9.com, or by calling the Office of Dispute Resolution at (770) 535-6909.

Parties unable to afford the Seminar fee may apply to the Ninth Judicial Administrative District Office of Dispute Resolution for fee reductions. Immediately upon completion of the seminar each party shall file with the Clerk of Superior Court confirmation of completion of the seminar.

For good cause shown, the assigned judge may excuse a party from completing the Seminar in individual cases. Requests for excusals stating the reasons must be in writing, filed with a copy delivered to the judge's office within 10 days of the filing of the complaint in the case, or within 10 days of the date of service of the complaint on the defendant, whichever is

later. Upon failure to complete the seminar as ordered, the assigned judge may take appropriate action, including holding the non-complying party in contempt.

-12-

MEDIATION

All parties in contested domestic relations cases are Ordered to participate in mediation prior to the Final Hearing. Furthermore, the parties shall attend and complete mediation within ninety (90) days of service of the Complaint by the Plaintiff upon the Defendant. This requirement does not apply to cases filed under the Family Violence Act, O.C.G.A. § 19-13-1 et seq. Waivers for mediation may be granted in the court's discretion, particularly for a Plaintiff seeking child support or alimony in a Motion for Contempt. Forms are available in the Family Law Center (FLIC) or online. Mediation services may be obtained through the Ninth Judicial Administrative District Office of Dispute Resolution located at 501 Candler Street, Gainesville, GA 30501 (770) 535-6909.

Prior to the final hearing and as soon as possible after the completion of mediation, the parties, through counsel if represented, shall certify to the court in writing that the parties have complied with the mediation requirement of this order.

If any party is represented by counsel but chooses to not have their counsel present or available via telephone during the mediation, then any agreement reached on any issue, shall be binding upon the parties. If a party does not have an attorney of record as of the date of mediation, then they shall have ten (10) days from the date of mediation to review the agreement with an attorney of their choice. After ten (10) days, the parties shall be bound by the agreement unless written notice has been sent to the opposing counsel or the opposing party within said time period. In the event the parties attend mediation with their attorneys, then the mediation agreement shall be binding at the time an agreement is reached. Upon failure to attend mediation as ordered, the assigned judge may take appropriate action, including holding the non-complying party in contempt.

PARENTING PLAN

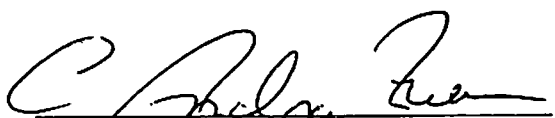
Effective January 1, 2008, except when a parent seeks emergency relief for Family Violence, pursuant to O.C.G.A. § 19-13-3 or 19-13-4, in all cases in which custody of a child is at issue between the parents, the parents are required to prepare a parenting plan and submit it to the Judge and the other side prior to commencement of any hearing involving the children. All parties are put on notice that they are Ordered to read and comply with O.C.G.A. § 19-9-1 et seq. At a minimum, the parenting plan shall include the items attached hereto and incorporated herein by reference as Exhibit "C".

INTERNAL OPERATING PROCEDURES

All parties are ordered to read and comply with the Court's Order Adopting Internal Operating Procedures for Domestic Relations Cases.

Plaintiff shall be responsible for serving the Defendant with a copy of this order and filing proof of the service with the Clerk of Superior Court.

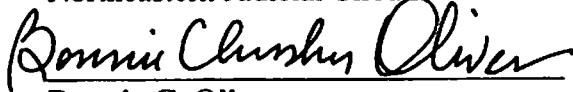
IT IS SO ORDERED this 7th day of October, 2009.



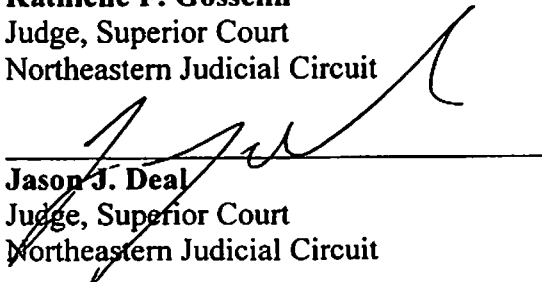
C. Andrew Fuller
Chief Judge, Superior Court
Northeastern Judicial Circuit



Kathlene F. Gosselin
Judge, Superior Court
Northeastern Judicial Circuit



Bonnie C. Oliver
Judge, Superior Court
Northeastern Judicial Circuit



Jason J. Deal
Judge, Superior Court
Northeastern Judicial Circuit

IN THE SUPERIOR COURT OF _____ COUNTY
STATE OF GEORGIA

_____,
Petitioner,
v.
_____,
Respondent.

§
§
§
§ CIVIL ACTION
§ FILE NO.: _____
§
§
§
§

CERTIFICATE OF SERVICE

This is to certify that I [] have served [] will immediately serve a copy of the **DOMESTIC RELATIONS ACTION STANDING ORDER** upon the Respondent in the following manner:

(method of service)

- _____ a) by placing a copy in the United States Postal Service, with postage prepaid, or
- _____ b) by hand delivering a copy
- _____ c) by having it personally served with the *Petition for Divorce*

(to whom service is made)

- _____ a) to the Respondent who is representing him/herself, or
- _____ b) to the attorney for the Respondent

whose name and address are listed below:

This ____ day of _____, 20__.

Petitioner, Pro Se (*signature*)
Print name: _____
Address: _____

Phone: _____
