

12/23/20

21624

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

2 Week DOMESTIC RELATIONS BENCH TRIAL CALENDAR

January 6- January 8, 2021 Courtroom 3J; January 12- January 15, 2021 Courtroom 1B
VIA ZOOM CONFERENCE or COURTROOM 3J/1B
ANGELA D. DUNCAN, JUDGE

The following cases will be called for a final hearing beginning on Wednesday, January 6, 2021 before the Honorable Angela D. Duncan, Judge, in Gwinnett County Superior Court, Gwinnett Justice and Administration Center, via Zoom Video Conferencing or Courtrooms 3J and 1B, as specified above, for those who do not have access to Zoom, 75 Langley Drive, Lawrenceville, Georgia. Parties and counsel should be present and be ready. Cases in which an appearance is not made by the Plaintiff will be considered abandoned and may be dismissed for want of prosecution. Cases listed on this calendar CANNOT BE CONTINUED without a filed motion and the approval of the Court. A Zoom hearing link will be emailed to counsel or pro se parties prior to the hearing.

DURING THE COVID-19 PANDEMIC, THE COURT WILL ONLY REQUIRE IN PERSON ATTENDANCE IF CONSENTED TO BY ALL PARTIES, UNLESS OTHERWISE ORDERED. PARTIES AND LAWYERS WHO APPEAR IN PERSON RATHER THAN VIA ZOOM WILL ONLY BE ALLOWED IN THE COURTROOM AT THE TIME DESIGNATED FOR HIS/HER CASE IN ORDER TO KEEP PROPER SOCIAL DISTANCING. PLEASE REMAIN OUTSIDE THE COURTROOM UNTIL YOUR CASE IS CALLED. PLEASE SEE THE ATTACHED INSERT ON COVID-19 PROCEDURES.

ALL CASES APPEARING ON THE ATTACHED CALENDAR INVOLVING REQUESTS FOR CHILD SUPPORT AND/OR CUSTODY SHALL FILE THE CHILD SUPPORT WORKSHEET WITH SCHEDULES, CHILD SUPPORT ADDENDUM, AND PARENTING PLAN AS REQUIRED BY O.C.G.A. §19-6-15, O.C.G.A. §19-9-1, AND THE 'STANDING ORDER: CHILD SUPPORT AND PERMANENT PARENTING PLANS' NO LESS THAN 5 DAYS PRIOR TO THE FINAL HEARING. FAILURE TO TIMELY FILE SAID WORKSHEETS, CHILD SUPPORT ADDENDUM, AND/OR PARENTING PLAN MAY RESULT IN A CONTINUANCE OF THE FINAL HEARING AND/OR BEING HELD IN CONTEMPT.

CALENDAR CALL: NO LATER THAN WEDNESDAY, DECEMBER 30, 2020 @ 12:00 pm

Calendar call will be by email. Please complete the attached announcement form and return it.

HEARING APPEARANCE: WEDNESDAY, JANUARY 6th, 2021.

ALL parties and/or counsel are instructed to call the announcement line at (770) 822-7456 after 5 p.m. beginning on Tuesday, January 5, 2021 to receive reporting instructions for Wednesday, January 6, 2021, and continuing daily throughout the calendar period. The cases called in should be present at the call of their case and ready for the hearing. Cases in which no appearance is made will be considered abandoned and may be dismissed for want of prosecution.

*** NOTICE ***

- **Child Support Worksheets & Guidelines.** If custody and child support are at issue, ALL parties/attorneys MUST submit the Child Support Worksheet & Schedules, from the Online Child Support Calculator website (<https://csconlinecalc.georgiacourts.gov/> Choose the 'button' of 'to be made available to the Court.' (see Help Menu > User Guide p 23 transmit to Court and send a copy to the opposing party
- If the case is a final or temporary action for temporary or permanent child support, alimony, equitable division of property, modification of child support or alimony or attorney's fees, each party shall serve upon the opposing party any financial affidavits pursuant to Uniform Superior Court Rule 24 2 at least five days prior this scheduled hearing
- The Court given notice that evidence adduced at any interlocutory/temporary hearing may be considered at a final trial See *Pace v. Pace*, 287 Ga 899

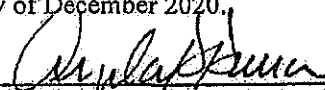
IF YOUR CASE INVOLVES HIGH CONFLICT PARENTING ISSUES YOU SHOULD REQUEST THE ADVANCED CO-PARENTING WORKSHOP FOR CUSTOMIZED TRAINING Call 770-822-8195 or request Court Order, by calling 770-822-7511

FILED IN OFFICE
CLERK OF SUPERIOR COURT
GWINNETT COUNTY
GEORGIA
DEC 18 AM 3:41
CASED ALEXANDER CLERK

INTERPRETERS. Should any party require the assistance of an interpreter, please advise the Court at least five (5) days in advance of the hearing date. SI EL DEMANDANTE O EL ACUSADO NECESITA UN TRADUCTOR, FAVOR AVISAR A LA OFICINA DE LA JUEZ O DEL JUEZ, POR LOS MENOS CINCO DIAS ANTES DE LA FECHA DE LA AUDIENCIA.

If you have any questions about conflicts or the status of the cases, please call Laura Baird, Judicial Assistant, @ 770-822-7511 or email laura.baird@gwinnettcourt.com with notice to all other counsel

THIS CALENDAR APPROVED AND ORDERED PUBLISHED this 15th day of December 2020.


ANGELA D. DUNCAN, JUDGE
Gwinnett Superior Court

FILED IN OFFICE
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CLERK JOHN V. ...
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IN THE SUPERIOR COURT OF GWINNETT COUNTY

STATE OF GEORGIA

All parties on the Domestic bench trial calendar are hereby ordered to confer with their clients and opposing counsel regarding the appropriateness of an Alternative Dispute Resolution (ADR) process as a beneficial alternative to trial. If you are not represented by counsel, you shall confer with the opposing party.

**ALL PARTIES ARE REQUIRED TO RETURN THIS FORM TO THE JUDGE'S OFFICE BY EMAIL
(laura.baird@gwinnettcourt.com) on or before
December 30, 2020 BY 12:00 P.M.**

SO ORDERED this 15th day of December, 2020


ANGELA B. DUNCAN, JUDGE
GWINNETT SUPERIOR COURT

I have conferred with my client in case number _____.

We agree to an in-person hearing rather than having these proceedings remotely

We wish to utilize an ADR process.

Mediation Non-binding Arbitration
 Summary Jury trial Case Evaluation
 Binding Arbitration

We do not wish to utilize an ADR process and announce **READY/NOT READY** for trial. Length of trial estimate _____ hours or _____ days. Case is **TO BE/NOT TO BE** reported. If your announcement is that you are not ready for trial, you must send a Motion for Continuance pursuant to instructions

Plaintiff or
Attorney for Plaintiff
Please sign

Defendant or
Attorney for Defendant
Please sign

Please Print Bar Number

Please Print Bar Number

A copy of Gwinnett's Internal Operating Procedures 99-2 regarding Alternative Dispute Resolution (ADR) may be obtained at the Clerk's Office or the Administrative Office of the Courts. Mediation, arbitration, case evaluation, and summary jury trials are alternatives that may be requested through the judge's office. If you choose an alternative process, a list of neutrals with their background experience and fee rates will be mailed along with the order to ADR. You may also obtain a list of neutrals from the Dispute Resolution Coordinator at (770)822-8501. The parties are responsible for agreeing on a neutral, covering the cost of the neutral, and coordinating with the neutral to set a date for the ADR session. Sessions may be held at the Gwinnett Justice and Administration Center at 9:00 a.m. or 1:00 p.m. weekdays. If the parties cannot agree on a neutral, the court will appoint one.

**COVID-19 PROCEDURES - DIVISION 11
NON-JURY HEARING OPTIONS (Civil/Domestic)**

Covid-19 has changed the way people interact with each other throughout our community. The safety and well-being of everyone that needs access to the courts is of paramount concern. At the same time, parties involved in litigation need and deserve the opportunity to resolve those disputes. Recognizing that, the extension of the Chief Justice's Declaration of Statewide Judicial Emergency encourages the courts and litigants to proceed to the extent feasible with non-essential functions consistent with public health guidelines using technology to conduct remote judicial proceedings as the preferred alternative to in-person proceedings.

In an effort to promote social distancing, the Court will be reducing the number of cases called in on calendars, will be staggering times for appearance, and will be conducting all hearings by video conferencing using Zoom, which is linked for live streaming to the Gwinnett Superior Court Angela D. Duncan YouTube account. To use that more limited court time most effectively, opposing counsel or parties, if pro se, are directed to confer with each other in advance of the calendar. If possible, every effort should also be made to narrow the issues and reach agreement on the best course of action for presenting the case to the Court. No continuances will be granted solely due to the ongoing judicial emergency. The Court retains the final decision on how to conduct the proceedings.

In addition to the mandatory reporting instructions contained in the notice you already received, counsel and/or *pro se* parties shall also timely report the following:

1. Confirm that counsel have conferred as directed and the case is ready
2. If an attorney case, do you want an informal pre-trial phone conference (described below) with the Court prior to the scheduled hearing?
3. Do you agree to have an in-person hearing rather than having these proceedings conducted via video-conference as authorized by USCR 9.1 and 9.2?
4. Do you expect to present witness testimony or only legal argument?

If no other prior arrangements are approved by the Court, the case shall appear as directed pursuant to the notice previously received.

A. Informal pre-trial phone conference

An informal, unreported conference by phone between the attorneys and the Court to narrow and define the issues and assess if resolution can be reached. It is merely guidance and is not dispositive or binding in any way. Everyone retains the right to a full evidentiary hearing if they so choose.

Choosing to participate in an informal pre-trial conference does not remove the case from a scheduled calendar absent some further direction from the Court.

B. Video hearing pursuant to USCR 9.1 & 9.2 (as modified by the Supreme Court on March 27, 2020).

Hearings and trials will be conducted with the judge in an open courtroom or via Zoom, live-streamed to Judge Duncan's above-reference YouTube account, at the Justice and Administration building. Counsel, the parties and other witnesses shall appear remotely, unless previously agreed to by all parties and approved by the Court.

If the attorneys or parties are unfamiliar with Zoom, instructions can be provided.

DOCUMENTARY AND OTHER PHYSICAL EVIDENCE: Counsel and/or pro se parties should scan, photograph or otherwise convert to a digital format the physical evidence they expect to present prior to the commencement of proceedings. Opposing parties are instructed to confer where appropriate as to the admissibility of said evidence to determine whether objections are expected. Parties tendering evidence will be instructed to email the evidence to the Court at the appropriate time during the proceedings.

C. In person proceedings in an open courtroom.

In the event a traditional in person hearing or trial becomes necessary, all participants are instructed to follow social distancing and other CDC guidelines to ensure their well being as well as the well being of those others who may be a part of the proceedings.

The Court will reasonably limit the number of cases called in to appear on any given day

People entering GJAC are being scanned for temperatures at the door. Hand sanitizer stations are located throughout the building. Seating areas have been marked off to assist in maintaining social distancing. Masks and gloves are welcome except while a witness is on the stand and testifying. All participants are instructed to notify the Court if they are exhibiting symptoms of, or have been exposed to, Covid-19 prior to physically appearing at the courthouse.

ANGELA D. DUNCAN
JUDGE, SUPERIOR COURT