

20016

**SUPERIOR COURT OF GWINNETT COUNTY
WARREN DAVIS, JUDGE
CIVIL VIDEO HEARING/BENCH TRIAL CALENDAR**

10/18/22

Dates: Week of October 31, 2022 Courtroom: 101 (Video hearings)
Dates: Week of November 7, 2022 Courtroom: 1B (Video hearings)
Back up: Week of November 14, 2022 Courtroom: 101 (Video hearings)

BENCH TRIALS & HEARINGS

All counsel, parties and witnesses may appear either in person or by video conferencing as this hearing will take in open Court using the on-line conferencing software, Zoom Should you wish to appear by video, meeting instructions will be sent to you via email together with an instruction at a later time Parties should email all exhibits to the Court pre-marked in pdf format to Supctdiv10@gwinnettcourt.com with a copy to the opposing side

Any attorney, party or witness who wishes to appear in person may do so Current rules require those court attendees who have elected not to be vaccinated to wear a mask inside the Court portion of GJAC and Nash Building These rules are regularly updated and will be posted within both GJAC and Nash Judicial Building COVID – 19 ADDITIONAL PROTECTIONS Court attendees may also bring hand sanitizer and any cleansing wipes as many areas of the courtroom are shared by others

**SEE LIST OF CASES HERETO ATTACHED AND INCORPORATED BY REFERENCE HEREIN.
ALL ATTORNEYS/PRO SE LITIGANTS SHALL MAKE AN EMAIL ANNOUNCEMENT TO BAHAR GRAVERAN AT bahar.graveran@gwinnettcourt.com or by telephone to 770-822-8043 BY THE WEDNESDAY PRECEDING THE TRIAL WEEK.**

The announcements shall include the following 1 Case #, 2 Plaintiff/Defendant reporting, 3 If case is ready for trial, 4 Estimated Length of trial, 5 If Court Reporter is needed, 6 If a court appointed interpreter is needed & specify language, 7 Name, telephone number and email of attorney or self-represented party trying the case ALTERNATIVELY, counsel may give notice of the foregoing seven (7) provisions via email provided that ALL counsel in the case are also given notice of that communication Email notices shall be submitted to supctdiv10@gwinnettcourt.com.

Cases not reached are carried forward and shall maintain their respective position on successive calendars unless otherwise changed by the court You may also call Bahar Graveran at 770 822 8043 for any updates **Again, you must insure that Ms. Graveran has both your preferred contact phone number and email address. Video hearings require an email address.**

INTERPRETER: If your case requires a court appointed foreign language interpreter, please contact the Administrative Office of the Courts, 770 822 8552 or Bahar Graveran, 770 822 8043 or email supctdiv10@gwinnettcourt.com.

INTÉRPRETE. Si su caso requiere un intérprete de idiomas extranjeros designado por el tribunal, comuníquese con la Oficina Administrativa de los Tribunales, 770 822.8552 o con Bahar Graveran, 770 822.8043 o envíe un correo electrónico a supctdiv10@gwinnettcourt.com

GIẢI THÍCH Nếu trường hợp của bạn yêu cầu phiên dịch ngoại ngữ do tòa chỉ định, vui lòng liên hệ với Văn phòng Hành chính của Tòa án, 770 822 8552 hoặc Bahar Graveran, 770 822 8043 hoặc email supctdiv10@gwinnettcourt.com

통역사 법원에서 외국어 통역사로 지정된 경우, 법원 행정실 770.822.8552 또는 Bahar Graveran, 770 822 8043 또는 이메일 supctdiv10@gwinnettcourt.com으로 문의하십시오

译员 如果您的案件需要法院指定的外语口译员 请联系法院行政办公室 770 822 8552 或 Bahar Graveran 770 822 8043 或发送电子邮件至 supctdiv10@gwinnettcourt.com

**COURT REPORTER – WILL NOT BE PRESENT UNLESS REQUESTED AT LEAST 48 HOURS IN ADVANCE -
See page 2**

CONTINUANCES. Pursuant to Rule 8.5 (U.S.C.R.), continuances **WILL NOT BE GRANTED MERELY BY AGREEMENT.** If the case has not previously been continued, then consent telephone requests may be made to Bahar Graveran at 770.822.8043. If the case has been previously continued, then all requests for continuance shall be submitted in pleading form, at least five (5) days prior to the beginning of the first trial week to suptctdiv10@gwinnettcounty.com. This written requests shall contain the following information: Reason for the continuance, length of time to be continued (i.e. 30, 60, 90 days), if opposing counsel or party agrees to continuance if continuances have previously been granted, to which party and for what reason, an Order for Judge's signature in the event the request is granted. It is the responsibility of the requesting party to ascertain if continuance has been granted and to notify all parties. Note: Continued cases may lose calendar position.

COURT REPORTER – NOT PRESENT UNLESS REQUESTED AT LEAST 48 HOURS IN ADVANCE: Our official court reporter ("CR") will **NOT** be present **UNLESS REQUESTED AT LEAST 48 HOURS IN ADVANCE.** Should you wish to have the CR present you must send an email request to Carole Poss, Carole.poss@gwinnettcounty.com or an email request to bahar.graveran@gwinnettcounty.com. If only one side requests a court reporter that will have an adverse effect upon the other party. Failure to share in 'take down' costs will impair your ability to procure a transcript. Failure to have a CR take down your case may affect any appeal from an adverse ruling by the court. The party/parties retaining shall pay all fees immediately upon conclusion of the hearing/trial. The cost for CR take-down of the trial is approximately \$43.31 per hour (or \$21.50 per hour if cost is shared between the parties). Counsel/parties shall make immediate payment at the time take down is completed.

DOCUMENTS E-FILED WITHIN ONE WEEK OF TRIAL: Currently our clerk's office is understaffed. Documents E-FILED within one week of trial may not be visible on the electronic database and may not be part of the file available to the Court. Counsel should bring extra copies to trial of all documents stamped filed within one week of trial to insure that the Court is apprised of their presence in the record. Parties should email all exhibits to the Court pre-marked in pdf format to suptctdiv10@gwinnettcounty.com with a copy to the opposing side.

EXHIBITS. Pursuant to O.C.G.A. 9-11-16, if no Consolidated Pretrial Order has been entered, no less than one week prior to the first scheduled trial date, each party shall reasonably confer with the opposing party and attempt to obtain admissions for various exhibits for each party's respective case in chief. Exhibits intended solely for rebuttal or impeachment are not included in this provision.

DISMISSALS AND SETTLEMENTS: Any dismissal or settlement announcement shall be submitted to the Clerk and a copy forwarded to the Judge's Chambers. Counsel should be prepared to reduce all settlements immediately to writing and signed by the parties. The court will assist parties should computer or FAX access be needed for cases settled at the calendar call or other court appearance. The Court discourages the reading of settlements into the record. If the case is settled, be prepared to reduce any settlements to writing instanter.

LAPTOP/PAD: If you know that any party/witness/counsel will be appearing via video, it is extremely helpful for counsel/parties appearing in the courtroom to also bring their own respective laptop/pad to better engage in the court proceedings.

For Courtroom technology assistance please contact Hayat Zamayar, AOC, 770.822.8680 / hayat.zamayar@gwinnettcounty.com, or Patrick Watts, 770.822.8335. Patrick.watts@gwinnettcounty.com

DOMESTIC CASES

UNIFORM SUPERIOR COURT RULE 24.2, FINANCIAL DATA REQUIRED. Except as noted below, at least fifteen (15) days before any temporary or final hearing in any action for temporary or permanent child support, alimony, equitable division of property, modification of child support or alimony or attorney's fees, the party requesting such hearing shall file with the Clerk of Court and serve upon the opposing party the affidavit specifying his or her financial circumstances in the form set forth herein. In cases filed with complete separation agreements or consent orders resolving all issues but the issue of divorce, the parties are not required to file financial affidavits, unless otherwise ordered by the Court. Within five (5) days of service of the affidavit and worksheet and schedules (where applicable) unless the court shortens or enlarges the time, the opposing party shall file with the clerk and serve upon the other party the affidavit specifying his or her financial circumstances in the form set forth herein and the worksheet and schedules, completed insofar as possible. The parties shall file with the clerk and serve upon each other the affidavit and worksheet and schedules (where applicable) at least ten (10) days prior to any court ordered mediation or other alternative dispute resolution proceeding. In any case in which a party has previously filed and served the affidavit, worksheet and schedules and thereafter

amends the affidavit or worksheet and schedules, any such amendments shall be served upon the opposing party at least 10 days prior to final hearing or trial and shall be filed with the Clerk of court at or before trial. Failure of any party to furnish the above financial information, in the discretion of the Court, may subject the offending party to the penalties of contempt and may result in continuance of the hearing until such time as the required financial information is furnished or such other sanctions or remedies deemed appropriate in the Court's discretion.

Four Mandatory Requirements for Cases Involving Minor Children

- 1 **Child Support Worksheets & Guidelines** ALL parties/attorneys **MUST** submit the Child Support Worksheet & Schedules, from the 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 adverse party) If your case involves a prospective reduction of child support as the number of children receiving support decreases, then you must submit worksheets for each change (3 children, then 2 children, etc)
- 2 **Navigating Family Change:** For all cases case involving minor children, both parties **MUST** attend a Parenting Seminar prior to final trial. All administrative functions for the Parenting Seminars (Basic, Spanish, and Advanced Co-Parenting) will be provided by the Center for Navigating Family Change. To register for the seminars, parties can go to the websites listed below. All questions regarding the seminars can be directed to info@cnfc.org or call 404 592 1257
 - i Navigating Family Change (English) <https://cnfc.org/nfc-online/>
 - ii Navigating Family Change (Spanish) <https://cnfc.org/nfc-spanish/>
 - iii Advanced Parenting Seminar <https://cnfc.org/advanced-workshop/>You may also meet this requirement by completing the on-line parenting classes at either <http://online.divorce-education.com/> or www.onlineparentclass.com (4 hour course)
- 3 **Child Support Addendum:** (Standing Order Child Support Computation Procedures) Gwinnett's Child Support Addendum must be submitted in all cases in which child support is sought. These forms may be obtained from the clerk of court's office or they may be obtained on line at (form 10) If the parties intend to decrease periodic support as the number of children for whom support is paid decreases, these forms must be modified <http://www.gwinnettcourts.com> > Courts & judges > Superior Court > Forms and Documents **OR** go to Gwinnett Family Law Clinic, <https://gwinnettflc.atlantalegalaid.org/> and search database (See category – List every form)
- 4 **Parenting Plan:** In any case wherein custody of any child is at issue between the parents, **EACH** parent shall prepare a proposed parenting plan **OR** the parties may jointly submit a parenting plan to be filed with the clerk of court. Accordingly, the final decree determining the custody of a child, including modification actions, must incorporate a permanent parenting plan either separately attached or incorporated into a settlement agreement. Parenting Plan forms may be obtained from the clerk of court or online <http://www.gwinnettcourts.com/> > Courts & judges > Superior Court > Forms and Documents **OR** go to Gwinnett Family Law Clinic, <https://gwinnettflc.atlantalegalaid.org/> and search database (See category – List every form)

The Court discourages attempting to incorporate a parenting plan into a settlement agreement as most fail to incorporate the provisions required by O C G.A. § 19-9-1 and U S C R § 24 10

FREE CLASS FOR FAMILY LAW CASES

The Gwinnett Family Law Clinic has free classes to help parties representing themselves. Search Gwinnett Family Law Clinic, and click banner on classes. Or go to <https://gwinnettflc.atlantalegalaid.org/category/family-law-information-class/>

ALL CASES

If you have any questions about conflicts or the status of the cases, please call Bahar Graveran, Judicial Assistant, at 770-822-8043 **Reminder:** The court will post a copy of the updated Civil Trial as needed, on the Court's website at <http://www.gwinnettcourts.com/> > Courts & judges > Superior Court > Judge Warren Davis (right side, Trial Calendars)

So Ordered, this date: 11th day of of October, 2022



Judge Warren Davis, Gwinnett Superior Court, Div 10

Due to COVID-19 restrictions, this matter may have to be changed to a virtual-only proceeding. In such event, you will be notified, and all court proceedings will be broadcast via YouTube. This Court's YouTube link can be accessed at www.gwinnettcourts.com/superior/judge-warren-davis