

8/29/23

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CLERK OF SUPERIOR COURT
GWINNETT COUNTY GEORGIA
23-SFAM-10-
8/16/2023 4 54 P
TIANA P GARNER CLE

**SUPERIOR COURT OF GWINNETT COUNTY
WARREN DAVIS, JUDGE
CIVIL JURY TRIAL CALENDAR – BENCH & JURY TRIALS**

Dates Week of September 5, 2023
Dates Week of September 11, 2023
Back up Week of September 18, 2023

Courtroom 1E
Courtroom 1A
Courtroom 101

**SEE LIST OF CASES HERETO ATTACHED AND INCORPORATED BY REFERENCE HEREIN.
ALL ATTORNEYS/PRO SE LITIGANTS SHALL MAKE A TELEPHONE ANNOUNCEMENT TO
BAHAR GRAVERAN AT 770-822-8043 BY THE WEDNESDAY PRECEDING THE TRIAL WEEK.**

Telephone 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 requested – See page 2 Court reporter may not be available due to shortage 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 these 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.

**ON THE FRIDAY BEFORE EACH TRIAL WEEK SET FORTH HEREIN ABOVE, THE COURT WILL MAKE ITS
ANNOUNCEMENT OF WHICH CASES ARE TO INITIALLY REPORT TO TRIAL THE FOLLOWING MONDAY
(TUESDAY IF A MONDAY IS A HOLIDAY.) THE ANNOUNCEMENT WILL BE MADE BY TWO MEANS.**

- **#1 ON COURT'S ANNOUNCEMENT LINE, 770.822 8098 AFTER 2.00 PM &**
- **#2. ON THE COURT WEBSITE, at <http://www.gwinnettcourts.com> Courts & judges > Superior Court > Judge Warren Davis (right hand side – Trial Calendars)**

**During the trial week(s), on a daily basis after 2.00 P.M. , the Court will periodically update both the
announcement line and Court's website on any additional cases instructed to report the next day during the trial
weeks As well, if you provide the Court with your telephone number and email, the Court will notify you via one
of those means.**

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 an update **Again, you must insure that Ms Graveran has both your preferred contact phone number and 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.com)으로 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 – DUE TO THE CURRENT COURT REPORTER SHORTAGE, YOU MAY BE REQUIRED TO
HIRE YOUR OWN COURT REPORTER. IMPORTANT INSTRUCTIONS - See page 2**

VIRTUAL APPEARANCE - ZOOM. **Bench Trials & Witness in Jury Trials** Pursuant to USCR 9 1 & 9 2 all bench trials may be conducted virtually by consent but jury trials cannot be conducted virtually Despite this provision all witnesses and parties in civil trials may testify remotely in the discretion of the Court Only counsel may be required to be present

VIDEO PARTICIPATION. Each respective attorney party and witness should each have their own high-quality audio/video connection if video testimony is to be presented by ANY PARTY OR WITNESS Utilize the separate connection similarly to having the witness (party) appear separately on the witness stand If the rule of sequestration is invoked (1) the testifying witness (party) should be in a separate room to the extent possible (2) No other persons should be present with a testifying witness (3) nor should such testifying witness utilize other electronic devices while testifying

Should you wish to appear by video meeting instructions will be sent to you via email together with an instruction at a later time

Exhibits Parties should email all exhibits to the Court pre-marked in pdf format to Supctdiv10@gwinnettcountry.com with a copy to the opposing side

Laptop to Courtroom If anyone connected to the case is appearing remotely please bring a laptop so that you can be better seen as well as better question or cross-exam the remote witness/party

CONTINUANCES. Pursuant to USCR Rule 8 5 , 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 (Requests can be FAXED to 770 822 8535 or emailed as a signed attachment to supctdiv10@gwinnettcountry.com) 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 – GIVEN THE CRITICAL SHORTAGE OF COURT REPORTERS WE CAN NO LONGER GUARANTEE THAT A COURT REPORTER WILL AUTOMATICALLY BE AVAILABLE FOR TAKEDOWN IN ALL CIVIL/DOMESTIC CASES. WE WILL STILL USE OUR BEST REASONABLE EFFORTS. YOU MUST BE PREPARED IN ADVANCE TO HIRE YOUR OWN COURT REPORTER SHOULD YOU WANT TO GUARANTEE THAT THE CASE WILL BE TAKEN DOWN. WE RECOMMEND SHARING COSTS WITH THE OTHER PARTY

Our official court reporter (CR) will **NOT** be present You may inquire of her availability by sending an email request to Carole Poss carole.poss@gwinnettcountry.com(770-822-8540) or an email request to bahar.graveran@gwinnettcountry.com Reminder If only one side employs a court reporter without sharing in takedown that will have an adverse effect upon the party not sharing in takedown costs 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 our 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 Costs for a privately employed Court Reporter will vary

DOCUMENTS E-FILED WITHIN ONE WEEK OF TRIAL 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 better ensure that the Court is apprised of all recently filed documents

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 jury 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 instantly.

JURY CHARGES For those actions appearing on the ready list, counsel shall send proposed Jury Charges to Jennifer Taylor via email (Jennifer.taylor@gwinnettcountry.com), prior to the start of the trial week.

***For Courtroom technology assistance please contact Hayat Zamayar, AOC, 770 822 8680 /
hayat.zamayar@gwinnettcountry.com, or Patrick Watts, 770 822 8335
Patrick.watts@gwinnettcountry.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 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://gwinnettffc.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://gwinnettfic.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 in family law cases Search Gwinnett Family Law Clinic and click banner on classes Or go to https://gwinnettfic.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 16th day of August, 2023



Judge Warren Davis, Gwinnett Superior Court Div 10

Email notice to Counsel of Record and regular mail notice to pro se parties in accordance with U.S.C.R. 8.3

Trials and hearings may be broadcast via YouTube upon request This Court's YouTube link can be accessed at gwinnettcourts.com/superior/judge-warren-davis.