

Plaintiff,

TRIAL READY ORDER

-against-

Index No.

Defendant,

X

_____, J

This matter is hereby certified ready for trial. No further discovery shall be permitted except upon a showing of compelling and unanticipated circumstances. Any application for post-note discovery must be pursued in accordance with the Matrimonial Part Rules.

Plaintiff shall serve and file a Note of Issue and Certificate of Readiness via NYSCEF within **30 days** of entry of this Trial Ready Order; and Plaintiff shall also serve a copy of the Note of Issue and Certificate of Readiness with ten (10) days of entry of this Trial Ready Order upon any party who has not consented in NYSCEF, and shall file proof of service thereof via NYSCEF. Sanctions, including the striking of pleadings or dismissal of the action, may be imposed for failure to timely serve and file the Note of Issue and Certificate of Readiness.

A Pre-Trial Conference is scheduled for _____, Westchester County Courthouse.

The trial of this action is hereby scheduled to commence on _____ at _____ a.m./p.m. in Courtroom _____. The Court has allocated ____ days for the trial. Absent unanticipated circumstances, the trial shall be concluded within these allocated days. The trial shall continue on successive days until completion. As the trial date is more than two months hence, no adjournment requests will be considered (*see* 22 NYCRR §125.1[g]). Expert reports must be furnished in accordance with NYCRR §202.16(g). Failure to exchange and file the reports not later than sixty (60) days prior to the trial date and replies not later than thirty (30) days before the trial date, may, in the Court's discretion, preclude use of the expert.

Counsel must submit to the Court, or in the case of NYSCEF filed matters, counsel must upload the following:

- 1) Marked pleadings; (**When filing via NYSCEF, see NYSCEF “drop-down menu”, and file under “Marked Pleadings”**).
- 2) A fully executed stipulation of relevant facts that are not in dispute. The Court expects that no matter how contentious the case, there will be at least some facts that are not in dispute (e.g., the date of marriage, the names and birth dates of children, the location of any residential real estate and the approximate date of acquisition, approximate cost and the approximate balance on any mortgage; (**When filing via NYSCEF, see NYSCEF “drop-down menu”, and file under “Trial-Stipulated**

Facts”).

- 3) A Statement of Proposed Disposition. A **joint** Statement of Proposed Disposition is preferred but not required. To the extent that the parties disagree on any item, the plaintiff’s position should be set out first, followed by the defendant’s position; **(When filing via NYSCEF, see NYSCEF “drop-down menu”, and file under “Trial - Joint Statement of Proposed Disposition”).**
- 4) A Child Support Worksheet if applicable; **(When filing via NYSCEF, see NYSCEF “drop-down menu” and file under “Trial – Child Support Worksheet”).**
- 5) Updated statements of Net Worth; **(When filing via NYSCEF, see NYSCEF “drop-down menu” and file under “Trial – Updated Statement of Net Worth”).**

Dated: _____
White Plains, New York

ENTER:

Hon. _____
Justice of the Supreme Court