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**IN THE DISTRICT COURT OF TULSA COUNTY
STATE OF OKLAHOMA**

IN RE THE MARRIAGE OF:)
)
[Redacted])
)
Petitioner,) [Redacted]
) [Redacted]
and)
[Redacted])
)
Respondent.)

**DISTRICT COURT
FILED
MAR 19 2018
DON NEWBERRY, Court Clerk
STATE OF OKLA. TULSA COUNTY**

PRETRIAL CONFERENCE ORDER

This Pretrial Conference Order supersedes all pleadings filed in the above-styled and numbered matter, and will govern the parties, witnesses, exhibits, evidence and other matters anticipated to be presented at trial. Variance from this Order will only be allowed upon proper application to the Court and in the interest of justice.

APPEARANCES:

James R. Gotwals, OBA #3499
Benjamin Aycock, OBA #21472
James R. Gotwals & Associates, Inc.
525 S. Main, Ste. 1130
Tulsa, Oklahoma 74103
(918) 599-7088
(918) 599-7153 Fax
For the Petitioner

Richard J. Eagleton, OBA #13272
Stephanie A. Horton, OBA #19834
The Law Offices of Richard J. Eagleton, PLLC
320 S. Boston Ave., Ste 805
Tulsa, OK 74103
Telephone: (918) 878-8091
Facsimile: (918) 932-2462
For the Respondent

**DON NEWBERRY
COURT CLERK
2018 MAR 19 PM 3:56**

1. **NATURE OF ACTION:** *(Check Applicable)*

- A. Divorce X
- B. Support Maintenance
- C. Paternity
- D. Motion to Modify
- E. Contempt Citation

Jury Waived? YES NO

2. **STATEMENT OF FACTS:**

Date of marriage: May 29, 1993

Date of Petition: July 6, 2016

Date of Answer and Counterclaim: August 9, 2016

Date of Petitioner's Answer to Counterclaim: August 19, 2016

One (1) minor child:

L.R.S: October 27, 2000, DOB

3. **PROVISIONS OF CURRENT ORDER/DECREE:**

Temporary Joint Custody Plan, filed August 26, 2016 and the Agreed Temporary Order filed January 31, 2017, which provides as follows:

a. Joint legal custody;

b. The parties agreed to allow the Minor Child to temporarily relocate to The Woodlands, near Houston, TX, with Petitioner, with Respondent to have timesharing as follows: One weekend a month in Tulsa at Petitioner's expense, extended parts of holiday visits, subject to alternating major holidays (or ½ each of major holidays) and Spring Break in Tulsa at Petitioner's expense, access to the Minor Child during any visit Respondent may make to Houston, upon reasonable notice to Petitioner, six weeks of summer visitation and two weeks of vacation with the Minor Child.

c. Petitioner shall pay to Respondent the monthly sum of \$2,000.00 as temporary alimony beginning January 1, 2017, and certain bills associated with the parties' properties until further order of the Court, all subject to reallocation. By agreement at mediation in June, 2017, Petitioner pays Respondent \$5,000.00 per month.

- d. Petitioner waived Respondent's base child support obligation.
- e. Other miscellaneous provisions set forth in such Order.

4. ISSUES TO BE LITIGATED: (Check Applicable)

- A. Existence of Marriage _____
- B. Parentage of Children _____
- C. Grounds for Divorce _____
- D. Necessity of Support Alimony X
- E. Amount of Support Alimony X
- F. Amount of Support Alimony Arrearage _____
- G. Custody X
- H. Visitation X
- I. Child Support X
- J. Amount of Child Support Arrearage X - Disputed as an
- K. Amount of Child Support Overpayment _____ issue for trial
- L. Division of Real and Personal Property X
- M. Determination of Separate Property X
- N. Determination of Separate Debts X
- O. Allocation of Marital Debts X
- P. Awarding of Attorney Fees Reserved
- Q. Contempt _____
- R. Jurisdiction _____
- S. Dissipation of Assets _____
- T. Other: Tax Dependency Credit X

Disputed as an issue for trial
BJ JB

DISCOVERY:

Complete? X YES _____ NO
 If not complete, discovery cut-off date is: September 22, 2017

5. PETITIONER'S WITNESSES:

| <u>NO.</u> | <u>WITNESS</u> | <u>ADDRESS</u> | <u>PROPOSED TESTIMONY</u> | <u>OBJECTION</u> |
|------------|------------------|--|---------------------------|------------------|
| 1 | Petitioner | | All issues | |
| 2 | Respondent | | All issues | |
| 3 | Sophia Schippers | Uni. Of KS-Chi Omega 1345 W. Campus Rd. Lawrence, KS 66044 (918) 645-4656 | Custody Issues | |

| | | | | |
|----|--------------------|---|--|--|
| 4 | Lydia Schippers | 75 Autumn Branch Dr. Spring, TX 77382 (918) 645-6173 | Custody Issues | |
| 5 | David Schippers | RR2 Box 139 B Hoxie, KS 67740 (785) 675-2351 | DCJ Farms | Inadequate description; cumulative |
| 6 | Charles Schippers | 303 W. 38 th St. Hays, KS 67601 (785) 625-8173 | DCJ Farms | Inadequate description; cumulative |
| 7 | George Schippers | RR 2 Colby, KS 67701 (785) 462-2928 | DCJ Farms | Inadequate description; cumulative |
| 8 | Mary William | Box 472 Hoxie, KS 67740 (785) 675-3350 | DCJ Farms | Inadequate description; cumulative |
| 9 | Thomas E. Cummins | (918) 492-9658 | Valuation of Separate Component of Petitioner's Retirement | Objections reserved subject to <i>Daubert</i> determinations and Respondent's review of his file |
| 10 | Galen Kinderknecht | Park, KS | DCJ Farms | Inadequate description; cumulative |
| 11 | Phil Reedy | 1250 E. 26 th St. Tulsa, OK 74114 (918) 749-1611 | Custody/Alimony | Inadequate description; cumulative |
| 12 | Gail Reedy | 1250 E. 26 th St. Tulsa, OK 74114 (918) 749-1611 | Custody/Alimony | Inadequate description; cumulative |
| 13 | Romy Roytman | (918) 954-9616 | Custody/Alimony | Inadequate description; cumulative |

| | | | | |
|----|---|--|--|--|
| 14 | Respondent's witnesses to which Petitioner does not object after being advised of such witnesses and being given an opportunity to object | | | |
| 15 | Any witness necessary to sponsor an exhibit | | | |
| 16 | Any necessary rebuttal witnesses | | | |

6. PETITIONER'S EXHIBITS:

| | <u>TITLE</u> | <u>OBJECTION</u> | <u>AUTHORITY RELIED UPON</u> |
|----|---|---|---|
| 1. | Petitioner's Proposed Marital Balance Sheet with Supporting Documents | No objection to the extent offered as an aid to the Court and subject to cross-examination | |
| 2. | Citgo Petroleum Retirement and Savings Plan Statement May 31, 1993 – September 30, 1995 | | |
| 3. | Koch Industries, Inc. Employees' Savings Plan | | |
| 4. | Tom Cummins' Summary Report | Objections reserved subject to foundation testimony by Cummins, <i>Daubert</i> objections reserved, objections reserved pending Respondent's review of Cummins file | 12 Okla. Stat. §§ 2702-2705; <i>Daubert v. Merrell Dow Pharmaceuticals, Inc.</i> , 509 U.S. 579, 113 S.Ct. 2786, 125 L.Ed.2d 469 (1993) |
| 5. | Loan Documents Related to State Bank of Hoxie Loan \$80,000.00 | | |

| | <u>TITLE</u> | <u>OBJECTION</u> | <u>AUTHORITY RELIED UPON</u> |
|-----|--|------------------|----------------------------------|
| 6. | Boyce Eco Investment LLC, Limited Liability Agreement | | |
| 7. | Petitioner's 2014 K-1 for Boyce Eco Investment, LLC | | |
| 8. | 2015 Partnership Tax Return for Boyce Eco Investment, LLC | | |
| 9. | Petitioner's 2015 K-1 for Boyce Eco Investment, LLC | | |
| 10. | Loan Documents Related to High Plains Farm Credit Loan \$150,000.00 | | |
| 11. | Partnership Agreement for DCJ Farms | | |
| 12. | Agreement to Dissolve Partnership | | |
| 13. | Contract of Exchange of Real Property By and Between David and Stephanie Schippers and Jeff and Janice Schippers | | |
| 14. | Settlement Statement for Conveyance Between David and Stephanie Schippers and Jeff Schippers | | |
| 15. | Warranty Deed Between David and Stephanie Schippers and Jeff Schippers | | |

| | <u>TITLE</u> | <u>OBJECTION</u> | <u>AUTHORITY RELIED UPON</u> |
|-----|---|---|--|
| 16. | Contract of Exchange of Real Property By and Between Charles and Joan Schippers and Jeff and Janice Schippers | | |
| 17. | Settlement Statement for Conveyance Between Charles and Joan Schippers and Jeff Schippers | | |
| 18. | Warranty Deed Between Charles and Joan Schippers and Jeff Schippers | | |
| 19. | Joint Tenancy Warranty Deed Between Jeff and Janice Schippers and Charles and Joan Schippers | | |
| 20. | Respondent's AMLE | | |
| 21. | Respondent's Written Interrogatory Answers | Foundation; discovery answers not admissible subject to other predicate foundation; discovery standard different than admissibility standard; objections reserved. | 12 Okla. Stat. §§2101 <i>et seq.</i> , 3226, 3233(B), 3234, 3226. |
| 22. | Janice Schippers' Deposition Transcript | Objections reserved-- no designation. Foundation. Discovery standard different than admissibility standard. Further, Respondent objects to specific questions insofar as she lodged them at the time of the deposition or those which are properly reserved by statute. | 12 Okla. Stat. §§2101 <i>et seq.</i> , 3232, 3230, Local Rule CV 20.5. |

| | <u>TITLE</u> | <u>OBJECTION</u> | <u>AUTHORITY RELIED UPON</u> |
|-----|--|--|----------------------------------|
| 23. | Respondent's Bank of America account ending in 4311 from 1/23/17 – 10/05/17 | | |
| 24. | Respondent's Merrill Lynch Visa ending in 3699/2545/9239 from 3/27/16 – 9/26/17 | | |
| 25. | Respondent's Chase Visa account ending in 1139 from 9/14/16 – 10/13/17 | | |
| 26. | Respondent's BankAmericard account ending in 8506 from 8/21/16 – 9/20/17 | | |
| 27. | Respondent's BankAmericard account ending in 2215 from 4/22/17 – 9/21/17 | | |
| 28. | Respondent's Dillard's credit card account ending in 21740 from 6/15/16 – 10/15/17 | | |
| 29. | Petitioner's AMLE | No objection to extent offered as an aid to Court subject to foundation and to cross-examination. | |
| 30. | Petitioner's Paycheck Stubs | | |
| 31. | PQ Corporation Health Insurance EOB | | |
| 32. | Summary of Expenses Paid for Marital Residence by Petitioner | No objection to extent offered as an aid to Court subject to foundation and to cross-examination, source documents not produced. | 12 Okla. Stat. §§ 3234, 3006 |

| | <u>TITLE</u> | <u>OBJECTION</u> | <u>AUTHORITY RELIED UPON</u> |
|-----|---|--|--|
| 33. | Summary of Expenses Paid for Lake House by Petitioner | No objection to extent offered as an aid to Court subject to foundation and to cross-examination, source documents not produced. | 12 Okla. Stat. §§ 3234, 3006 |
| 34. | Summary of Expenses Paid for Janice Schippers by Petitioner | No objection to extent offered as an aid to Court subject to foundation and to cross-examination. | |
| 35. | Summary of Expenses Paid for Sophia Schippers by Petitioner | Relevance, foundation, hearsay, source documents not produced. | 12 Okla. Stat. §§ 2401 <i>et seq.</i> , 2801 <i>et seq.</i> , 3234, 3006 |
| 36. | Summary of Expenses Paid for Lydia Schippers by Petitioner | Relevance, foundation, hearsay, source documents not produced. | 12 Okla. Stat. §§ 2401 <i>et seq.</i> , 2801 <i>et seq.</i> , 3234, 3006 |
| 37. | School Records for Lydia Schippers | | |
| 38. | Joint Bank of America account ending in 6758 from 11/01/15 – 9/29/17 | | |
| 39. | Petitioner's Bank of America account ending in 7260 3/28/16 – 12/16/16 | | |
| 40. | Petitioner's Bank of America account ending in 4776 10/23/15 – 12/21/16 | | |
| 41. | Joint Charles Schwab account ending in 5731 from 6/01/16 – 12/31/17 | | |
| 42. | 2013 Joint Individual Federal Tax Return | | |
| 43. | 2013 Joint Individual Oklahoma Tax Return | | |
| 44. | 2013 Joint Individual Kansas Tax Return | | |

| | <u>TITLE</u> | <u>OBJECTION</u> | <u>AUTHORITY RELIED UPON</u> |
|-----|--|------------------|----------------------------------|
| 45. | 2014 Joint Individual Federal Tax Return | | |
| 46. | 2014 Joint Individual Oklahoma Tax Return | | |
| 47. | 2014 Joint Individual Kansas Tax Return | | |
| 48. | 2015 Joint Individual Federal Tax Return | | |
| 49. | 2015 Joint Individual Oklahoma Tax Return | | |
| 50. | 2015 Joint Individual Kansas Tax Return | | |
| 51. | 2016 Joint Individual Federal Tax Return | | |
| 52. | 2016 Joint Individual Oklahoma Tax Return | | |
| 53. | 2016 Joint Individual Kansas Tax Return | | |
| 54. | Proposed Amended Joint Individual Federal Tax Return | | |
| 55. | 2017 ECO Services Operations Corp. W-2 | | |
| 56. | 2017 Twin Ag Farms 1099 | | |
| 57. | 2013 DCJ Farms Federal Tax Return | | |
| 58. | 2013 DCJ Farms Kansas Tax Return | | |
| 59. | 2014 DCJ Farms Federal Tax Return | | |
| 60. | 2014 DCJ Farms Kansas Tax Return | | |
| 61. | 2015 DCJ Farms Federal Tax Return | | |

| | <u>TITLE</u> | <u>OBJECTION</u> | <u>AUTHORITY RELIED UPON</u> |
|-----|--|------------------|------------------------------|
| 62. | 2015 DCJ Farms Kansas Tax Return | | |
| 63. | All of Respondent's exhibits not otherwise objected to | | |
| 64. | Any exhibits necessary for rebuttal | | |

7. RESPONDENT'S WITNESSES:

| <u>NO.</u> | <u>WITNESS</u> | <u>ADDRESS</u> | <u>PROPOSED TESTIMONY</u> | <u>OBJECTION</u> |
|------------|---------------------------------|---|---|--|
| 1. | Petitioner | c/o | Relevant issues | |
| 2. | Respondent | c/o Richard J. Eagleton, Esq. 320 S. Boston Ave., Suite 805 Tulsa, OK 74103 | Relevant issues | |
| 3. | Morey Villareal | 320 S. Boston Ave., Suite 1026 Tulsa, OK 74103 | Opinion testimony concerning Respondent's opportunities for long-term employment and salary possibilities; rebuttal | Objections reserved subject to <i>Daubert</i> determinations and review of Mr. Villareal's written report and file |
| 4. | Rebecca Norton, LPC, LADC, LMFT | 8596 E 101st Street S Tulsa OK 74133 | Respondent's mental health, treatment, prognosis | Conflict of interest, dual role, privilege, previously provided marriage counseling to both parties 12 O.S. §2503 |

| <u>No.</u> | <u>WITNESS</u> | <u>ADDRESS</u> | <u>PROPOSED TESTIMONY</u> | <u>OBJECTION</u> |
|------------|---------------------------------|--|---|--|
| 5. | David Schippers | 941 4 th St. Hoxie, KS 67740-4406 | Value of farm property and assets; Petitioner's involvement in care and management of farm property and assets and communications with Petitioner concerning same; formation and dissolution of DCJ Farms; ownership and transfer of land in Kansas | |
| 6. | Charles Schippers | 303 West 38 th St. Hays, KS 67601-1515 | Value of farm property and assets; Petitioner's involvement in care and management of farm property and assets and communications with Petitioner concerning same; formation and dissolution of DCJ Farms; ownership and transfer of land in Kansas | |
| 7. | Brian Henderson | c/o Whitnell Investment | Parties investments and financial transactions | |
| 8. | Ken Eland | P.O. Box 565 Hoxie, KS 67740-0565 (785) 675-3217 | Formation and dissolution of DCJ Farms; parties' ownership and transfer of land in Kansas, details regarding January 15, 2015 contracts and following deeds | Attorney client privilege 12 O.S. §2502 |
| 9. | Brenda Graham | | Observations of parties and marriage; impact of marriage on Respondent and current condition of Respondent; research regarding Kansas county records and land transactions | |
| 10. | Representative of Sloan & Eland | P.O. Box 565 Hoxie, KS 67740-0565 (785) 675-3217 | Identification of and authentication of business records | |

| <u>No.</u> | <u>WITNESS</u> | <u>ADDRESS</u> | <u>PROPOSED TESTIMONY</u> | <u>OBJECTION</u> |
|------------|---|--|--|------------------|
| 11. | Representative of High Plains Farm Credit, ACA | 2905 Vine, P.O. Box 836 Hays, KS 67601 | Identification of and authentication of business records | |
| 12. | Representative of Equity Bank, f/k/a State Bank, Hoxie, Kansas | c/o Ken Eland Sloan & Eland P.O. Box 565 Hoxie, KS 67740-0565 (785) 675-3217 | Identification of and authentication of business records | |
| 13. | Petitioner's relevant witnesses and witnesses deemed necessary after exchange of Petitioner's witnesses | | | |
| 14. | Rebuttal Witness(es) | | | |
| 15. | Witnesses necessary to authenticate or identify exhibits | | | |

8. RESPONDENT'S EXHIBITS:

| <u>No.</u> | <u>DESCRIPTION</u> | <u>OBJECTION</u> | <u>BASIS</u> |
|------------|---|---|--------------|
| 1. | Marital Balance Sheet | May be admitted as a summary exhibit subject to cross examination | |
| 2. | Closing Documents from sale of Broken Arrow residence, 3813 W. South Park Blvd., Broken Arrow, OK 74011 | | |
| 3. | Letter of July 19, 2017 distributing proceeds from sale of residence | | |
| 4. | Partnership Agreement-DCJ Farms | | |
| 5. | 2013 DCJ Tax Return | | |
| 6. | DCJ Farms Elections Year Ending December 31, 2014 | | |

| | | | |
|-------|---|---|---|
| 7. | 2014 DCJ Farms Tax Return | | |
| 8. | 2015 DCJ Farms Tax Return | | |
| 9. | DCJ Farms Financial records | “DCJ Farms Financial Records” is misidentified; this exhibit contains the parties’ personal balance sheets both signed and unsigned | § 2901 |
| 9(a). | 2005 Tax and Financial Records for Kansas Farm | Not identified or produced prior to the Pretrial Conference; Identification; Hearsay; Relevance | Rule 5 §2901 §§ 2801 – 2806 § 2401 |
| 9(b). | 2006 DCJ Farms Balance Sheet | Not identified or produced prior to the Pretrial Conference; Relevance | Rule 5 § 2401 |
| 10. | Agreement to Dissolve Partnership | | |
| 11. | Contracts of Exchange of Real Property | | |
| 12. | Settlement Documents | | |
| 13. | Warranty Deeds of Sheridan County Property | | |
| 14. | Documents produced by Petitioner from Eland Law Office | | |
| 15. | Documents produced by Charles Schippers in response to Subpoena Duces Tecum | Hearsay; Relevance; Authentication | §§ 2801 – 2806 § 2401 §2901 |
| 15.A | Subpoena Duces Tecum served upon David Schippers and response thereto | Hearsay; Relevance | §§ 2801 – 2806 § 2401 |
| 16. | Subpoena Duces Tecum served upon Sloan & Eland and response thereto | Relevance; Hearsay | § 2401 §§ 2801 – 2806 |
| 17. | Subpoena Duces Tecum served upon State Bank, Hoxie Kansas and response thereto | Relevance; Hearsay | § 2401 §§ 2801 – 2806 |
| 18. | Relevant correspondence of counsel re attorney client privilege as to privilege and confidentiality of Kansas records | Hearsay; Relevance; Offer of Compromise | §§ 2801 – 2806 § 2401 §2408 |
| 19. | State Bank Hoxie, Kansas Statements | | |
| 20. | State Bank Loan Records | | |
| 21. | 2016 and 2017 1099-MISC Twin AG Farms Inc., Hoxie KS | | |
| 22. | Sheridan County Records | Relevance; Authentication; Hearsay; | § 2401 § 2901 §§ 2801 – 2806 |
| 23. | Sheridan County Real Property Maps | Misdescribed Exhibit; Hearsay; Relevance; Authentication | §§ 2801 – 2806 § 2401 §2901 |

| | | | |
|------|---|--|---|
| 24. | Thomas County Records | Relevance; Authentication; Hearsay | § 2401 §2901 §§ 2801 – 2806 |
| 25. | Thomas County Deeds | Misdescribed Exhibit; Relevance; Authentication; Hearsay | § 2401 §2901 §§2801 - 2806 |
| 26. | Business Entity Records for Schippers Farms, Inc. | Relevance; Authentication; Hearsay | § 2401 §2901 §§2801 - 2806 |
| 27. | Corn values January 2016-present | Hearsay; Relevance; Authentication | §§ 2801 – 2806 § 2401 §2901 |
| 28. | Documents relating to loan from High Plains Farm Credit | | |
| 29. | Documents submitted by or on behalf of parties to High Plains Farm Credit | | |
| 30. | Subpoena Duces Tecum served upon High Plains Farm Credit and response thereto | Relevance, Authentication; Hearsay | § 2401; §2901 §§2801 - 2806 |
| 31. | Statement of Net Worth | Relevance; Authentication; Hearsay; Privilege | § 2401; § 2901 §§ 2801 – 2806 §2502 |
| 32. | Boyce Eco Investment, LLC- LLC Agreement October 14, 2014 | Relevance; Remainder of Part of Record | §2401 §2701 |
| 32.A | Email of October 2, 2017 from Samuel Sichko re: shares of Bryce Eco Investment, LLC | Hearsay; Authentication | §§ 2801 – 2806 §2901 |
| 32.B | Documents relating to transaction recently revealed by Petitioner | Not produced prior to Pretrial Conference | Rule 5 |
| 33. | Correspondence re ECO Services Variable Incentive Plan | Relevance; Hearsay | § 2401 §§ 2801 – 2806 |
| 34. | 2014 K-1- Boyce Eco Investment, LLC | | |
| 35. | 2015 K-1- Boyce Eco Investment, LLC | | |
| 36. | 2015 Form 1065- Partnership Return, Boyce Eco Investment, LLC | | |
| 37. | 2016 K-1- Boyce Eco Investment, LLC | | |
| 38. | 2017 K-1- Boyce Eco Investment, LLC | | |
| 39. | Account Statements for Charles Schwab Checking Account X-731 | | |
| 40. | Account Statements for Charles Schwab Checking Account X-227 | | |
| 41. | Account Statements for Bank of America Checking Account X-6758 | | |
| 42. | Account Statements for Bank of America Checking Accounts X-4374 | | |

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|-----|--|---|------------------|
| | and X-7260 | | |
| 43. | Account Statements for Bank of America Savings Account X-4776 | | |
| 44. | Account Statements for Wells Fargo Checking Account X-5602 | | |
| 45. | Account Statements for Charles Schwab Individual Traditional Rollover IRA X-9372 | | |
| 46. | Account Statements for Charles Schwab Individual Roth IRA X-9276 | | |
| 47. | Account Statements for Vanguard 401(k) Retirement Account | | |
| 48. | 2013 Individual Joint Tax Return | | |
| 49. | 2014 Individual Joint Tax Return | | |
| 50. | 2015 Individual Joint Tax Return | | |
| 51. | Statement of additional refund from 2015 Form 1040 | | |
| 52. | 2016 Individual Joint Tax Return | | |
| 53. | 2017 Individual Joint Tax Return | | |
| 54. | Child Support Computation | May be admitted as a summary exhibit subject to cross examination | |
| 55. | Petitioner's Resume | Relevance | § 2401 |
| 56. | Income Statements for Petitioner | | |
| 57. | Excerpts of Expense Reports for Petitioner | Relevance; Remainder of Part of Record | § 2401 § 2107 |
| 58. | Petitioner's Residential Lease | Relevance | § 2401 |
| 59. | Petitioner's Relocation Agreements | Not included with Exhibits | |
| 60. | Petitioner's Accounting Spreadsheets | Relevance; Authentication | § 2401 § 2901 |
| 61. | Statements for American Express Account X-4348 | | |
| 62. | Statements for American Express Account X-265005 | | |
| 63. | Statements for Merrill Lynch Visa Account X-0913 | | |
| 64. | Statements for Merrill Lynch Visa Account X-4258 | | |
| 65. | Respondent's Average Monthly Living Expenses | May be admitted as a summary exhibit subject to cross examination | |
| 66. | Supporting Documents for Respondent's Average Monthly Living Expenses | Relevance; Remainder of Part of Record | §2401 §2701 |

| | | | |
|-----|---|--|-------------------------|
| 67. | Listing of Respondent's Debt and known expenses | Relevance; Remainder of Part of Record | §2401 §2701 |
| 68. | Income Statements for Respondent | | |
| 69. | Respondent's Residential Lease | Relevance | §2401 |
| 70. | Statements for Bank of America Account X-8238 | | |
| 71. | Statements for Bank of America Account X-8225 | | |
| 72. | Statements for Chase Account X-1139 | Relevance | §2401 |
| 73. | Statements for AmeriCard Account X-9766 | Relevance | §2401 |
| 74. | Statements for AmeriCard Visa Account X-8506 | Misdescribed Exhibit – contains multiple different account statements; Authentication; Relevance | §2901 §§ 2801 – 2806 |
| 75. | Statements for AmeriCard Account X-2215 | Relevance | §§ 2801 – 2806 |
| 76. | Statements for Merrill Lynch Account X-9239 | Relevance | §2401 |
| 77. | Statements for Best Buy Account X-6468 | Relevance | §2401 |
| 78. | Statements for Dillards Account X-21740 and 83451 | Relevance | §2401 |
| 79. | Statements for Bank of America Account X- 4311 | | |
| 80. | Respondent's medical records | Relevance | §2401 |
| 81. | Therapy dog certification | Relevance | §2401 |
| 82. | Spreadsheet of division of furnishings | May be admitted as a Summary or Demonstrative exhibit subject to cross | |
| 83. | Letters to Respondent from summer of 2016 | Relevance | §2401 |
| 84. | Relevant correspondence between parties | Not produced prior to Pretrial Conference | Rule 5 |
| 85. | Relevant correspondence between Respondent and children | Not produced prior to Pretrial Conference | Rule 5 |
| 86. | Relevant correspondence between counsel | Not produced prior to Pretrial Conference | Rule 5 |
| 87. | Summary exhibits and aids to the Courts | Not produced prior to Pretrial Conference | Rule 5 |
| 88. | Rebuttal exhibits as necessary | | |
| 89. | All of Petitioner's exhibits not otherwise objected to | | |

| | | | |
|-----|--|--|--------------|
| 90. | Documents relating to vehicle purchases since filing | Relevance | §2401 |
| 91. | Deposit slip to Bank of America | | |
| 92. | Excerpts SEC Form-1 | Relevance | §2401 |
| 93. | PQG Stock Price as of 2/22/18 | Relevance | §2401 |
| 94. | | | |
| 95. | Handwritten Notes of January 5, 2006 | Not identified or produced prior to the Pretrial Conference; Relevance | Rule 5 §2401 |

9. **ALLOTTED TRIAL TIME:** Four (4) days.

10. **STIPULATIONS:**

1. Personal and subject matter jurisdiction and venue are proper. This Court has continuing and exclusive jurisdiction over the parties and subject matter of this action pursuant to the applicable provisions of the Uniform Child Custody Jurisdiction and Enforcement Act ("UCCJEA") [43 OS §§ 551-101 *et seq.*]; the Parental Kidnapping Prevention Act ("PKPA") [28 USC § 1738]; the Uniform Interstate Family Support Act ("UIFSA") [43 OS §§ 601-100 *et seq.*]; and the Full Faith and Credit of Child Support Orders Act ("FFCCSA") [28 USC § 1738B]. Further, neither the federal (25 USC §§ 1901 *et seq.*) nor state (10 OS §§ 40 *et seq.*) Indian Child Welfare Acts apply to these proceedings.

2. The parties are incompatible and each is entitled to a divorce from the other.

11. **MISCELLANEOUS:**

A. Trial Briefs? YES NO (If yes, date due: ___/___/___)

B. Issues to be briefed:

C. Proposed Findings of Fact and Conclusions of Law date due: ___/___/___

D. Other: April 26, 2018 @ 3:30 of Discm Conference to address admissibility etc.

12. **HAVE PARTIES EXCHANGED FINAL WRITTEN SETTLEMENT OFFERS?**

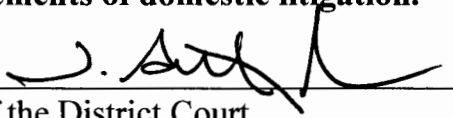
YES NO

If not, final written settlement offers to be exchanged by: ___/___/___

13. **TRIAL TIME/DATE:** May 7, 8, 9, and 10, 2018 at 9:00 a.m. – 5:00 p.m.

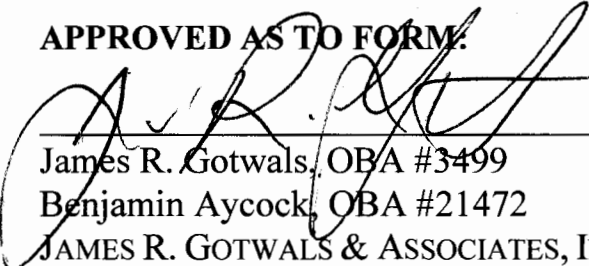
14. Dated this 19 day of March.

15. This Court specifically determines that this Pre-trial Conference Order is a necessary deviation from the form set forth in RULE 5 of the RULES OF THE DISTRICT COURTS due to the particular requirements of domestic litigation.



Judge of the District Court


APPROVED AS TO FORM:



James R. Gotwals, OBA #3499
Benjamin Aycock, OBA #21472
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