

IN THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS  
CIVIL COURT DEPARTMENT  
DIVISION NO. \_\_\_\_

IN THE MATTER OF THE MARRIAGE OF:

	)		
	)	Petitioner,	)
	)		
and	)	Case No. _____	
	)	Chapter 60	
	)		
	)		
	)	Respondent.)	

CASE MANAGEMENT ORDER

It is in the best interests of the parties and their children that \_\_\_\_\_ be appointed case manager to assist the family in dispute resolution. This appointment is based upon repetitive conflict between the parties regarding their children. The parties represent that the case manager has been consulted regarding this appointment and that he/she consents to serve as case manager in this case. The court concludes that the case manager is qualified. The case manager shall function under the direction and control of the Court when acting in this capacity, and in so doing the case manager enjoys qualified quasi-judicial immunity.

The children of the parties for whom this order applies are:

Name	Date of Birth

The court further orders:

1. Proceedings on any pending citation in contempt are stayed pending efforts by the parties to resolve the matter through the case management process.
2. Before commencing further proceedings in this case regarding the parties' children, the parties shall submit the issue to the case manager for resolution.
3. Absent an emergency that effects the immediate safety of the children, the parties shall communicate with the case manager and report to his/her office only as directed by the case manager and during ordinary business hours.
4. The parties shall cooperate with the case manager, supply accurate information requested by the case manager, and comply with the case manager's recommendations pending the court's ruling on any timely filed motion pursuant to K.S.A. 23-1003(d)(6), unless relieved of the duty to comply by further order of the court .
5. The case manager may contact each party without first contacting that party's attorneys.
6. The case manager may contact the children's teachers, pediatricians, counselors, relatives, babysitters, and other third parties to verify complaints of the parties, to elicit additional recommendations for the Court, and to gather and exchange information about the parties as appropriate to the issues, all without any further order of the court.
7. The case manager shall keep a record by date and topic of all contacts with the parties in the case. When requested by the Court, this record shall be made available to the Court.
8. The case manager shall make periodic reports to the court as follows: communications shall be in writing (hard copy or e-mail) with copies to each parent and to each parent's counsel. In the event of an emergency, the case manager shall report to the court either in person or by phone, in which case the substance of the communication shall be reduced to writing and sent to each parent and to each parent's counsel within five business days thereafter. The case manager may communicate with the court orally for the purpose of obtaining further directions from the court regarding the nature, extent, and scope of the case manager's duties without reporting the communication to the parties or their counsel.

9. When the parties are unable to resolve an issue through negotiations, the case manager shall make written recommendations to the court with copies to the parties and their counsel in accordance with K.S.A. 23-1003(d)(2). The case manager shall attach his/her recommendations to the form of order attached to this Case Management Order. The court shall enter the order adopting the case manager's recommendations absent the filing of a timely motion pursuant to K.S.A. 23-1003(d)(6).

10. In all communications to the parents under paragraphs 8 and 9 above, the case manager shall redact all information which, if disclosed to the parents, would be detrimental to the welfare of the children. Such redacted information shall be available to counsel for the parties, but counsel shall not disclose the redacted information absent the further order of the court.

11. Discovery under the Rules of Civil Procedure shall not be directed to the case manager without leave of court for good cause shown. In the event that discovery is permitted, the court may assess the cost of counsel for the case manager against either or both parties. Such costs shall be considered upon the motion of the case manager following completion of the discovery.

12. The parties shall pay the case manager a total retainer of \$ \_\_\_\_\_ within ten days of receipt of this order. Costs of case management, including the retainer, shall be shared by the parties:

- 50/50
- \_\_\_\_\_% to mother \_\_\_\_\_% to father
- in the same percentage as shown on the most recent child support work sheet adopted by the court.

13. The case manager shall bill the parties no less frequently than quarterly for unpaid fees and expenses not covered by the retainer. Should the case manager's fees not be paid promptly, the Court may assess fees against the non-paying party. Failure of a party to satisfy the court's assessment of fees may be the subject of proceedings in contempt. Failure of a party to pay fees when billed does not constitute a basis for the termination of case management or a change in case managers.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

IT IS SO ORDERED.

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District Judge