

## **DIVISION 6 COURT RULES**

ROBERT J. WONNELL, DISTRICT COURT JUDGE

ANDREA VALLEJO, ADMINISTRATIVE ASSISTANT/BAILIFF

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### **A. MOTIONS**

1. Absent leave of court, a motion will not be scheduled on the docket until it has been filed with the clerk. Parties must clear the specific ROA DOC numbers with Division 6 and indicate the motions to be heard in the notice of hearing.
2. Counsel are advised that if there is an expectation of review by the Judge prior to a hearing date (such as a motion to continue), a chambers copy must be provided. Electronic delivery is preferred.
3. After a Motion to Compel has been filed, counsel must schedule a conference call with the court to discuss the motion being placed on a motion hearing docket. Any party to such a motion is reminded that K.S.A. 60-237 will be strictly applied.
4. If a motion regarding any form of temporary order has been properly before the court in excess of 14 days, the court may rule on the motion at a hearing or via written decision, even if the motion was not specifically noticed for hearing on the date and time in question.

### **B. JUDGE'S E-QUEUE**

1. Any Order (including Orders to Withdraw) submitted in the electronic queue more than 3 days prior to the non-appearance hearing will be rejected and will need to be refiled.
2. Every Order submitted must be in Word format. If .pdf exhibits are necessary, such as a signature page, they may be submitted separately.

### **C. PRETRIAL and FINAL JURY CONFERENCES**

1. Parties are to submit a Pretrial Order in the electronic queue at least two days prior to any Pretrial Conference. Petitioner's counsel is to prepare a proposed joint Order and forward it to Respondent's counsel at least 7 days prior to the hearing. If this procedure is not followed and the proposed Order not timely submitted, the court may consider sanctions, waiver of positions or rescheduling of the Pretrial Conference.

2. A Final Jury Trial shall be held shortly before the start of trial to address all motions in limine, jury instructions and trial logistics. This is not the statutory Pretrial Conference.

**D. MINOR CHILD TESTIMONY**

1. Any party who desires to call a minor child to testify, or desires to admit child testimony in some other form, in any proceeding, must file a Notice of Intent to Call Minor Child as a Witness, pursuant to Local Rule 19. The notice must be filed at least 14 days prior to the hearing date and a conference call must be scheduled for the court to make the proper considerations as required by Local Rule 19. Failure to adhere to Local Rule 19 may result in sanctions for any attorney or party who brings a minor child into the courtroom with the intent to testify without prior approval from the court.

**E. NUNC PRO TUNC ORDERS**

1. All motions requesting a Nunc Pro Tunc Order must have a proposed Nunc Pro Tunc Order placed in the Judge's electronic queue at the time of filing. "Nunc Pro Tunc" means "now for then". Therefore, the entire new Order, labeled Nunc Pro Tunc Order, with the proposed changes, must be filed as the proposed new Order if the motion is granted. A proposed Order that simply has the corrections and refers back to the original Order for the remaining provisions will be rejected.