Local Civil Rule 94.07W
DOMESTIC RELATIONS MOTIONS

(a) Family court motions. Family court motions shall be scheduled on the family court dockets in Benton and Franklin counties in accordance with the docket schedule approved by the Superior Court judges. Docket days and times are available through the Superior Court Administrator's Office or the Superior Court Clerk's office.

(1) Benton County Family Court motions.

(A) Benton County family court motions requiring more than ten minutes for argument shall be noted on the over-ten domestic docket which starts at 8:30 a.m. Should more than fifty (50) cases be noted for argument on the morning docket, those in excess of fifty (50) shall automatically be scheduled to be heard on the afternoon domestic docket of the same day and the parties shall be notified of such by the Superior Court Clerk's office. Any case scheduled but not heard on the morning docket shall be heard on the afternoon domestic docket of the same day.

(B) All Benton County family court motions requiring less than ten (10) minutes for argument and all pro se domestic motions, except for motions regarding relocation, shall be heard on the afternoon domestic relations docket which starts at 1:30 p.m.

(C) Benton County relocation motions shall be heard on the Prosser domestic docket.

(2) Declarations (Benton and Franklin Counties).

(A) Generally. Absent prior authorization from the court, the entirety of all declarations and affidavits from the parties and any non-expert witness in support of motions, including any reply, shall be limited to a sum total of twenty-five (25) pages, excluding cover page and fax transmittal affidavit. The entirety of all declarations and affidavits submitted in response to motions shall be limited to a sum total of 20 pages. All declarations or affidavits in excess of the page limitations shall not and will not be reviewed or considered by the court. All declarations and affidavits must be legibly hand-printed or typed in at least ten (10) point type. Authorization to exceed the declaration page limitation shall be in writing and filed under the respective cause number in the Superior Court Clerk's office.

(B) Exhibits. Exhibits that consist of declarations or affidavits of parties or witnesses shall count towards the above page limit. All other exhibits attached to a declaration or affidavit shall not be counted toward the page limit.

(C) Financial declarations. Financial declarations and financial documents do not count toward the page limit.

(D) Expert reports and evaluations. Declarations, affidavits, and reports from Court Appointed Special Advocates, Family Court Services, police reports, guardians ad litem and expert witnesses do not count toward the page limit.

(D) Miscellaneous exceptions. Copies of declarations or affidavits previously filed for a motion already ruled upon and supplied only as a convenience to the court in lieu of the court file do not count toward the page limit. Deposition excerpts do not count toward the page limitation.

(3) Time for Argument.

(A) Each side on the over-ten family Court motion docket is allowed seven (7) minutes for oral argument including rebuttal unless otherwise authorized by the court. Authorization to exceed the oral argument time limit by up to four minutes may be granted if the court determines that exceptional circumstances warrant authorization. Such authorization must be obtained prior to commencement of the docket.

Each side on the regular domestic docket is allowed five (5) minutes for oral argument including rebuttal.

(Adopted Effective September 1, 2007, September 1, 2009.)