

STANDING ORDER
ON MOTIONS FOR DEFAULT JUDGMENT
IN THE 410TH JUDICIAL DISTRICT COURT

IT IS HEREBY ORDERED that the following shall apply with respect to all default judgments in the above Court in civil and family cases:

1. All requests for default judgments shall be pursuant to the Texas Rules of Civil Procedure and applicable case law.
2. In general civil matters only, all motions for default judgment **that do not require live testimony** shall be set by SUBMISSION, with at least 10 days notice to counsel/parties **and the defaulting parties**. Notice shall be in accordance with Rule 21a of the Texas Rules of Civil Procedure.
3. In general civil matters, submission dates shall be obtained from the Court Coordinator and included in a NOTICE OF SUBMISSION which shall be served on all counsel/parties and the defaulting parties as required under Number 2 above. The Local Rules for District Courts in Montgomery County governing motions by submission shall apply.
4. In general civil matters, counsel may request an oral hearing in writing when filing a Motion for default judgment that has been set by submission and shall set forth the reason(s) a hearing may be necessary or helpful. The Court will advise the Movant, on or after the submission date, if an oral hearing is granted. If an oral hearing is granted, the Court Coordinator will schedule same with the Movant and the Movant shall give proper notice to all counsel/parties and the defaulting parties. Notice to the defaulting parties shall be in accordance with Rule 21a of the Texas Rules of Civil Procedure.
5. Any case, general civil or family, requiring live testimony that has not first been set for submission may be set for a No-Answer Default Judgment hearing without further notice to the defaulting party, in accordance with the Texas Rules of Civil Procedure and applicable case law. A default judgment **that requires live testimony** shall be set for oral hearing on the date and time given counsel by the Court Coordinator.
6. In family law matters involving division of the marital estate, a sworn Inventory and Appraisement must be on file at the time of the default judgment hearing or the matter will be reset until this requirement is met. A copy of the filed inventory and appraisement shall be marked as an exhibit and offered at the time of the hearing on the default judgment.
7. In family law matters involving child support and/or medical support, the following exhibits shall be prepared and marked as exhibits at the time of the hearing on

the default judgment: proposed child support calculations, supporting documentation for said calculations, and proof of cost of insurance for the child(ren) only, if available.

8. In any case, general civil or family, a proposed judgment must be prepared and on file by the submission date or oral hearing date, whichever is applicable or occurs first. Counsel shall ensure that any relief requested in the final proposed order is covered sufficiently by the pleadings in accordance with the Texas Rules of Civil Procedure and applicable case law.

Signed: January 5, 2017

/s/ Jennifer Robin
JENNIFER ROBIN
Judge, 410TH DISTRICT COURT