

CASE MANAGEMENT PLAN AND LOCAL RULES FOR CIVIL ACTIONS IN JUDICIAL DISTRICT 25-A

Pursuant to the provisions of Rule 40(a) of the North Carolina Rules of Civil Procedure and Rule 2 of the General Rules of Practice for the Superior and District Courts (hereinafter the "General Rules"), IT IS ORDERED that the following local rules are adopted for the Superior Court Division in Judicial District 25A effective July 1, 2015.

1. GENERAL RULES

- 1.1 The purpose of these Rules is to institute a Case Management Plan for the Superior Court Division that will provide for the orderly, prompt and just disposition of civil matters.
- 1.2 For the purpose of these rules, except where specified, the term "Court" shall mean the Senior Resident Superior Court Judge and the term "TCC" shall mean the Trial Court Coordinator.
- 1.3 These Rules and all amendments shall be filed with the Clerk of Superior Court of Burke County and Caldwell County and published on the State website (www.nccourts.org).
- 1.4 These Rules are not complete in every detail and will not cover every situation that may arise. In the event that these rules do not address a specific matter, the TCC is authorized to act in her discretion, in consultation with the Court or the Presiding Judge.
- 1.5 The TCC's office is located at the Burke County Courthouse. The TCC's mailing address is 201 South Green Street, Morganton, NC 28655. The telephone number for the TCC is (828)-433-3288 and the TCC's fax number is (828) 433-3217. The TCC's e-mail address is: Justina.A.Tate@nccourts.org.

2. ADMINISTRATIVE OR READY CALENDAR

The TCC shall maintain an administrative or ready calendar for pending civil matters. Cases shall be placed on the administrative or ready calendar six months after the Complaint is filed. All cases on the administrative or ready calendar shall be subject to being placed on a trial calendar pursuant to the provisions of Rule 4 of these Rules.

3. REQUESTS FOR CALENDARING CASES FOR TRIAL

Any attorney or unrepresented party may request that a case be calendared for trial. Any request to calendar a case for trial should be made by communicating the request to the TCC with a copy to opposing counsel and any unrepresented parties. This request should be made prior to the publication of the tentative trial calendar.

