

MB 285 PG 29475

FILED FOR RECORD ON
June 7, 2022 AT 4:45:26 PM
BECKY BUIE, PIKE COUNTY
CHANCERY CLERK

IN THE FOURTH CHANCERY DISTRICT
AMITE, FRANKLIN, PIKE AND WALTHALL COUNTIES, MISSISSIPPI

**GENERAL ORDER DESIGNATING DAYS FOR RULE 81 RETURNS,
UNCONTESTED HEARING DAYS AND TRIAL TERMS FOR 2023;
SETTING FORTH PROCEDURES FOR ISSUING PROCESS ON
MATTERS GOVERNED BY MS RULES OF CIVIL PROCEDURE RULE 81
AND FOR SETTING MATTERS WITH THE COURT**

BE IT REMEMBERED that pursuant to Miss. Code Ann. § 9-5-3 (1972 & Supp.) this Court does hereby order, set and publish the official Court calendar for the calendar year **2023** as follows, to-wit:

The Secretary of State is directed to publish the following dates in its judicial calendar and directory for the year **2023** as the dates that process will be returnable to the Court on Rule 81 and other special statutory matters where return must be made to a date, time and place certain as well as the following designated trial terms, to-wit:

Return Dates and Trial Settings for **CHANCELLOR I-HALFORD** in all matters requiring that process be made returnable to a date, time and place certain (including matters governed by Miss. R. Civ. P. 81) shall be at 9:00 a.m. in the county seat of the County where the judge is presiding on such date.

Return Dates for **CHANCELLOR II-SMITH** in all matters requiring that process be made returnable to a date, time and place certain (including matters governed by Miss. R. Civ. P. 81) shall be at 10:30 a.m. in the county seat of Amite, Franklin and Walthall Counties and at 9:00 a.m. in the county seat of Pike County. Trial Settings shall be made returnable to 9:00 a.m. in the county seat of the County where the trial has been set.

**AMITE MOTION DAYS
AMITE CO. COURTHOUSE-LIBERTY, MISSISSIPPI
CHANCELLOR I-HALFORD at 9:00 a.m.
CHANCELLOR II-SMITH at 10:30 a.m.**

January 6
February 3
March 3
March 31
May 5
June 2
July 7
August 4
September 8
October 6

November 3
December 1

FRANKLIN MOTION DAYS
FRANKLIN CO. COURTHOUSE-MEADVILLE, MISSISSIPPI
CHANCELLOR I-HALFORD at 9:00 a.m.
CHANCELLOR II-SMITH at 10:30 a.m.

January 3
January 31
February 28
March 28
May 2
May 30
July 17 (Halford)
July 24 (Smith) at 9:00 a.m.
August 1
September 5
October 3
October 31
November 28

WALTHALL MOTION DAYS
WALTHALL CO. COURTHOUSE-TYLERTOWN, MISSISSIPPI
CHANCELLOR I-HALFORD at 9:00 a.m.
CHANCELLOR II-SMITH at 10:30 a.m.

January 4
February 1
March 1
March 29
May 3
May 31
July 5
August 2
September 6
October 4
November 1
November 29

PIKE MOTION DAYS
PIKE CO. CHANCERY ANNEX-MAGNOLIA, MISSISSIPPI
FOR CHANCELLOR I-HALFORD ONLY AT 9:00 a.m.

January 9
February 6

March 6
April 3
May 8
June 5
July 6
August 14
September 11
October 5
November 6
December 4

**PIKE MOTION DAYS
PIKE CO. CHANCERY ANNEX-MAGNOLIA, MISSISSIPPI
FOR CHANCELLOR II-SMITH ONLY AT 9:00 a.m.**

January 5
January 30
February 27
March 27
May 1
June 1
July 17
July 31
September 7
October 2
October 30
November 27

IT IS FURTHER ORDERED that Trial Terms for **CHANCELLOR I-HALFORD** shall be as follows, to-wit:

AMITE TERMS:

February 21-24 (1 week)
April 17-21 (1 week)
June 19-23 (1 week)
August 21-25 (1 week)
October 9-13 (1 week)

FRANKLIN TERMS:

January 17-20 (1 week)
March 13-17 (1 week)
July 17-21 (1 week)
September 18-22 (1 week)
November 13-17 (1 week)

PIKE TERMS:

January 9-13 (1 week)
February 6-10 (1 week)
March 6-10 (1 week)
April 3-6 (1 week)
May 8-12 (1 week)
June 5-9 (1 week)
August 14-18 (1 week)
September 11-15 (1 week)
November 6-9 (1 week)
December 4-8 (1 week)

WALTHALL TERMS:

March 20-24 (1 week)
May 22-26 (1 week)
August 7-11 (1 week)
October 16-20 (1 week)
December 11-15 (1 week)

IT IS FURTHER ORDERED that Trial Terms for **CHANCELLOR II-SMITH** shall be as follows, to-wit:

AMITE TERMS:

March 6-10 (1 week)
May 22-26 (1 week)
August 14-18 (1 week)
October 16-20 (1 week)
December 11-15 (1 week)

FRANKLIN TERMS:

January 9-13 (1 week)
April 17-21 (1 week)
July 24-28 (1 week)
November 6-9 (1 week)

PIKE TERMS:

January 23-27 (1 week)
February 13-17 (1 week)
March 13-17 (1 week)
May 15-19 (1 week)
June 19-23 (1 week)
July 17-21 (1 week)

August 21-25 (1 week)
September 18-22 (1 week)
October 9-13 (1 week)
November 13-17 (1 week)

WALTHALL TERMS:

February 6-10 (1 week)
April 10-14 (1 week)
June 5-9 (1 week)
September 11-15 (1 week)
December 4-8 (1 week)

IT IS FURTHER ORDERED that all Motion Days for **Chancellor I (HALFORD)** will begin at 9:00 a.m. in the Courthouse of the County where indicated.

IT IS FURTHER ORDERED that Motion Days in Amite, Franklin and Walthall Counties for **Chancellor II (SMITH)** will begin at 10:30 a.m. with the exception of the July 24 Franklin County Motion Day which will begin at 9:00 a.m. Motion Days in Pike County for **Chancellor II (SMITH)** will begin at 9:00 a.m.

IT IS FURTHER ORDERED that all Trial Days for both **Chancellor I (HALFORD)** and **Chancellor II (SMITH)** will begin at 9:00 a.m. in the Courthouse of the County where indicated.

IT IS FURTHER ORDERED that all Motion Days are designated as Rule 81 Return Days and, pursuant to this General Order of the Court, the Chancery Clerk where an action is pending is authorized to issue Rule 81 process returnable to 9:00 a.m. or 10:30 a.m., according to Chancellor assignment, on any Return Day in the county where the action is pending without special order of the Court. The issuance of any other Rule 81 process must be authorized by Fiat, or Special Order, issued by the Chancellor or the Court Administrator upon direction by the Chancellor.

IT IS FURTHER ORDERED that the party issuing Rule 81 process, through counsel if represented, shall immediately upon the issuance of such process notify the Chancellor's Court Administrator in writing of the issuance so that the matter can be placed on the Docket for call. The notification may be delivered by first-class mail, fax or email and must include the style of the case, the title of the pleading being brought on for consideration and the time, date and place to which the process is returnable. The notification shall further set forth whether the matter is set for call only or whether a Temporary Hearing or other hearing requiring less than thirty minutes is being requested on the return date. **Failure to ensure delivery of the Motion Docket Sheet to the Court Administrator at least seven days prior to the return date will prevent the matter from being called, thereby losing process.**

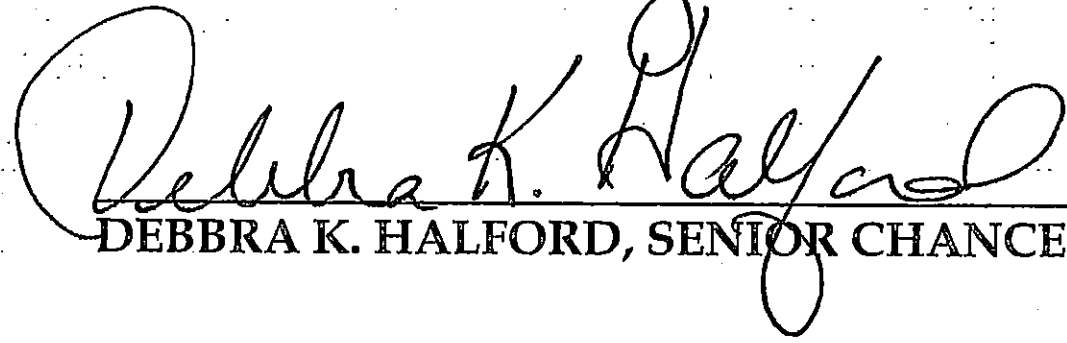
IT IS FURTHER ORDERED that counsel for any party wishing to have a non-Rule 81 matter requiring less than thirty minutes taken up for consideration on a Motion Day, or a party, if unrepresented, shall contact the Court Administrator for available dates. The requesting counsel or party shall confer with the opposing side regarding availability and shall notify all parties and the Court Administrator in writing of the date selected so that the matter can be placed on the Docket for call. The Notice of Hearing shall be served as provided by the Rules of Court and must include the style of the case, the title of the pleading being brought on for consideration and the time, date and place at which the matter will be presented. Failure to properly serve the Notice of Hearing will prevent the Court Administrator from placing the matter on the Docket and assignment for hearing or conference.

IT IS FURTHER ORDERED that in actions involving financial support and/or custody, each party shall file with the Clerk of Court on or before the return day, a Financial Declaration completed in conformity with Miss. Chancery Court Rule 8.05, together with the attachments required, specifically including the party's most recently filed income tax returns; verification of prior year's income if a return has not been filed; verification of year-to-date income; and employment history.

IT IS FURTHER ORDERED that matters placed on the Motion Docket for hearing will be disposed of by hearing or agreement on the designated Motion Day, unless all parties agree that the matter be continued, the action is dismissed, or for good cause shown. If insufficient time is available to dispose of all matters requiring hearing, those matters not resolved will be reset on an expedited basis, in accordance with the Court's calendar. Each party shall be allowed a maximum of fifteen (15) minutes total for that party's direct examination, cross-examination and rebuttal examination. Matters requiring more than one-half hour of hearing time must be set for hearing on a trial day, through the Court Administrator.

IT IS FURTHER ORDERED that pretrial conferences will be conducted by the Court in all matters set for trial, unless specifically excused by the Court. Unless otherwise ordered, the Pretrial Conference will be conducted on the Motion Day of the month that trial is set, in the County where the action is pending except that the Pretrial Conferences in Judge Halford's Pike County causes will be conducted at the Franklin County Courthouse on the Franklin County Motion Day. If the Court grants a request for excusal from the Pretrial Conference, Counsel shall submit a Joint Pretrial Order to the Court, no later than the time scheduled for the Pretrial Conference. All trial exhibits must be delivered to the Court at the Pretrial Conference or be attached to the Pretrial Order.

SO ORDERED, this the 27th day of May, 2022.


DEBBRA K. HALFORD, SENIOR CHANCELLOR