

TITLE IV

Chapter: 37 Chapter Title: PARTITION OF COMMUNITY PROPERTY

Rule No: 37.6

Alternatives for Resolution of Disposition of Assets

**4th Judicial District
Court
Parishes of
Morehouse and
Ouachita**

See Rule 35.0, section P. Specific Procedures for Partition of Community Property

Effective January 1,
2010

**14th Judicial District
Court
Parish of Calcasieu**

To view the current Title IV Rules of the 14th JDC, click here
<http://www.lasc.org/rules/dist.ct/14thJDCTABLETITLIV.PDF>

TITLE IV

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Alternatives for Resolution of Disposition of Assets

**24th Judicial District
Court**

Parish of Jefferson

Revised effective
May 25, 2005

The parties may choose, or the court on its own motion, may order:

A. An auction to be conducted using the bid list form.

B. Alternative Selection: The compiled lists shall be divided by placing each item on a separate slip of paper with each grouped according to category. The first party shall draw blind, a slip containing the name/description of an item from the first category. That party shall then set a price for the item drawn. Said category and price shall be within the parameters of the two values contained on the sworn detailed descriptive list given to the other party who has the option to buy or refuse the item at that price. If the party refuses, then the party who drew the item and set the price, must purchase the property at that price. The parties then alternate drawing from the category until the disposition of all items in that category. The parties shall continue in this process for all categories.

C. Appraisal Preliminary to Partition: Within thirty (30) days of submission of a joint written motion signed by both parties or their counsel, the court shall appoint such appraiser(s) as, in its discretion, are required to determine the fair market value of both movables and/or immovables. Fees and costs associated with the work of the appraiser(s) shall be taxed as costs of court and shall be considered in the final accounting. As ordered by the court, the parties shall pay the fee and costs of appraisal. When there are liquid assets of the community, the court may order the fees and costs of the appraisal(s) to be paid from those liquid assets prior to a final accounting. At the time of the appointment of the appraiser(s), the court may order the parties, to deposit, into the registry of the court, in advance, estimated fees and costs.

D. Dispute Resolution: The judge may appoint an expert pursuant to La. R. S. 9:2801 (3), La. C.C.P. Art. 192 and La. C.E. Art. 706.

E. By agreement of the parties, the court may appoint a mediator to address community property issues.

F. The parties may also choose to address the community property issues through the collaborative process. See Rule 39.0 of these rules.

**Family Court
For the Parish of
East Baton Rouge**

To view the current Title IV Rules of East Baton Rouge Family Court, click here

<http://www.lasc.org/rules/dist.ct/EASTBATONROUGEFAMILYCOURTTITLEIV.PDF>
