

North Carolina General Statute: § 50-21. **Procedures in actions for equitable distribution of property; sanctions for purposeful and prejudicial delay.** (a) At any time after a husband and wife begin to live separate and apart from each other, a claim for equitable distribution may be filed, either as a separate civil action, or together with any other action brought pursuant to Chapter 50 of the General Statutes, or as a motion in the cause as provided by G.S. 50-11(e) or (f). Within 90 days after service of a claim for equitable distribution, the party who first asserts the claim shall prepare and serve upon the opposing party an equitable distribution inventory affidavit listing all property claimed by the party to be marital property and all property claimed by the party to be separate property, and the estimated date-of-separation fair market value of each item of marital and separate property. Within 30 days after service of the inventory affidavit, the party upon whom service is made shall prepare and serve an inventory affidavit upon the other party. The inventory affidavits prepared and served pursuant to this subsection shall be subject to amendment and shall not be binding at trial as to completeness or value. The court may extend the time limits in this subsection for good cause shown. The affidavits are subject to the requirements of G.S. 1A-1, Rule 11, and are deemed to be in the nature of answers to interrogatories propounded to the parties. Any party failing to supply the information required by this subsection in the affidavit is subject to G.S. 1A-1, Rules 26, 33, and 37. During the pendency of the action for equitable distribution, discovery may proceed, and the court shall enter temporary orders as appropriate and necessary for the purpose of preventing the disappearance, waste, or destruction of marital or separate property or to secure the possession thereof.

SCHEDULES OF PROPERTY AND DEBTS

Date of Marriage: _____

Date of Separation: _____

Date of Divorce: _____

- Schedule "A" consists of _____ pages** (Agreed to be marital)
- Schedule "B" consists of _____ pages** (Parties disagree, one contends separate)
- Schedule "C" consists of _____ pages** (Parties disagree, one contends non-existent)
- Schedule "D" consists of _____ pages** (Marital debts)
- Schedule "E" consists of _____ pages** (Husband's contentions for unequal distribution)
- Schedule "F" consists of _____ pages** (Wife's contentions for unequal distribution)
- Schedule "Z" consists of _____ pages** (All property contended to be "Divisible")

Use this block in schedules B, C, and D. Do not use in schedule A.
 Contended classification (S=separate, M=marital, X=mixed)

| No. | Description | Class: MSX Prop. Dist. | Proposed distribution (to Husband or Wife) | | Value, date of separation | | Stip. √ | |
|-----|--|------------------------------|--|------|---------------------------|--------------|------------|--|
| | | | Marital FMV | Debt | Marital Net FMV | Value, today | | |
| A.1 | Marital Home, 122 Main Street (Note: wife contends \$30,000 of separate funds were used in purchase and not intended as gift) | H | M | S | \$110,000 | \$20,000 | \$90,000 | |
| | | to | H | T | \$130,000 | \$10,000 | \$120,000 | |
| | | W | X | S | \$85,000 | \$20,000 | \$65,000 | |
| | | to | W | T | \$90,000 | \$10,000 | \$80,000 | |
| | | Ct | | S | | | | |
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SCHEDULE A: LISTING OF PROPERTY AGREED TO BE MARITAL OR PARTLY MARITAL

A

| No. | Description | Class: MSX Prop. Dist. | | Marital FMV | Debt | Marital Net FMV | Stip. √ |
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SCHEDULE B: LISTING OF PROPERTY CONTESTED BY ONE PARTY TO BE COMPLETELY SEPARATE

B

| No. | Description | Class: | | Marital FMV | Debt | Marital Net FMV | Stip. |
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SCHEDULE C: LISTING OF PROPERTY THE EXISTENCE OF WHICH ON DATE OF SEPARATION, IS IN DISPUTE

C

| No. | Description | Class: | | Marital FMV | Debt | Marital Net FMV | Stip. |
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| | | MSX | Prop. Dist. | | | | |
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SCHEDULE D: Listing of Marital Debts

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| No. | Description | Class: | | Balance of marital debt | Payments made after DOS | | Stip. |
|-----|-------------|--------------------|---|-------------------------|-------------------------|---------|-------|
| | | MSX Prop. Dist. | | | By Husband | By Wife | |
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SCHEDULE "E"
HUSBAND'S CONTENTIONS FOR UNEQUAL DIVISION

Brief statement of facts supporting consideration of GS 50-20(c) factors for an unequal division of the marital estate:

- 1.
- 2.
- 3.
- 4.
- 5.

SCHEDULE "F"
WIFE'S CONTENTIONS FOR UNEQUAL DIVISION

Brief statement of facts supporting consideration of GS 50-20(c) factors for an unequal division of the marital estate:

- 1.

- 2.

- 3.

- 4.

- 5.

SCHEDULE Z: LISTING OF PROPERTY CONTENTED TO BE DIVISIBLE

Z

| No. | Description | Class: MSX Prop.Dist. | | Marital FMV | Debt | Marital Net FMV | Stip. |
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