

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

WASHINGTON, SC.

SUPERIOR COURT

ORDER: Regarding the motion Calendar

ORDER

It is ORDERED as followed:

Dispositive Motions

Assignments

The assignment of dispositive motions (i.e. motions for summary judgment filed pursuant to RI Superior Court Rule of Civil Procedure 56 or Motions to Dismiss filed pursuant to RI Superior Court Rule of Civil Procedure 12, or any other motion which may result in the entry of a final judgment, shall be made by filing such motion and supporting documentation with the Court not less than 30 days prior to the scheduled hearing date. Copies of the motion, memorandum and any supporting documents together with a copy of this Order shall be served immediately on opposing counsel. Objections to dispositive motions with memorandum and supporting documentation shall be served and filed promptly, not less than 12 days prior to the scheduled hearing date. Response memorandum by the moving party and any supplemental filing by either party shall be filed and served no later than 5 days prior to the scheduled hearing date.

The filing of each dispositive motion and objection thereto must include an original and duplicate copy of the motion or objection, and any supporting memorandum of law. This duplicate copy of the memorandum is for the trial justice's use and shall be delivered to the clerk in a separate envelope addressed to "Civil Motion Judge, Washington County Superior Court" the envelope should also contain the date of the scheduled hearing.

Continuances

Counsel may continue any dispositive motion by agreement of parties up to 8 days prior to the scheduled hearing date. Request for continuances (even if by agreement of the parties) as well as request to withdraw a motion without prejudice which if requested less than 8 days prior to the hearing date shall be given only by leave of Court and the Court reserves the right to deny the continuance or to require that the withdrawal be with prejudice.

Non-dispositive Motions

The Court requires strict compliance with RI Superior Court Rule 26 (f) with respect to Discovery requests, responses and objections.

Counsel may continue any non-dispositive motion by agreement of the parties at any time prior to hearing on the motion.

Cases called ready subject

Counsel shall be courteous to one another in informing other counsel of their inability to appear timely, or their desire for a continuance. By informing the Court (the hearing justice or the clerk) that a matter should be called ready subject, counsel is

certifying to the Court that he or she has informed all other attorneys in the case that they will be calling the matter ready subject and the time when they will be available to appear before the Court.

ENTER:

BY ORDER:

Jeffrey A. Lanphear
Associate Justice

DATED: September 13, 2004