

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PROVIDENCE, SC.

SUPERIOR COURT

ADMINISTRATIVE ORDER

RE: DISPOSITIVE MOTIONS

FILING AND SCHEDULING OF DISPOSITIVE MOTIONS:

All dispositive motions (Super. R. Civ. P. 12 & 56) shall be assigned to the Dispositive Motion Calendar and scheduled for hearing by Deputy Clerk Nickia Monteiro, or such other clerk as may be designated by the Court (hereinafter the "Motion Calendar Clerk"). No dispositive motion will be scheduled until the Motion Calendar Clerk has been presented with the following:

1. A completed omnibus assignment form;
2. An original motion with a completed certification;
3. An original memorandum of law with a completed certification;
4. All supporting documentation;
5. Working copies of items 2-4 above;
6. Appropriately highlighted or underscored copies of all cases principally relied upon.

The Motion Calendar Clerk will schedule a hearing upon the dispositive motion **no sooner than forty-five (45) days** from the filing of all of the above items.

OBJECTIONS AND REPLIES:

1. **Objections**, supporting memoranda, supporting documentation, and bench copies must be filed **within twenty-one (21) days** of the filing of a dispositive motion;
2. **Replies**, supporting memoranda, supporting documentation, and bench copies must be filed **within ten (10) days** of the filing of an Objection.

CONTINUANCES:

Motions for Continuances of a hearing date must be filed with the Motion Calendar Clerk **no fewer than fourteen (14) days** prior to the scheduled hearing date.

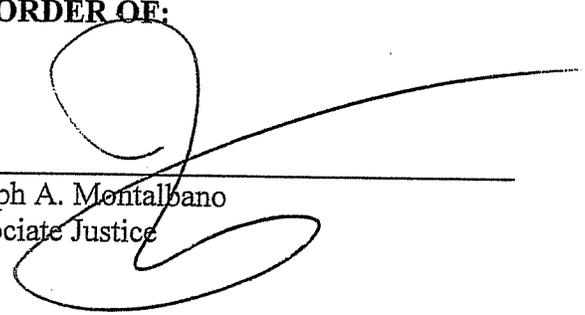
Motions for Continuance of a filing deadline must be filed with the Motion Calendar Clerk **no fewer than seven (7) days** prior to the filing deadline.

Motions for Continuances filed outside of the above-established deadlines will **NOT** be granted absent good cause. All Motions for Continuances must provide a justification for the continuance and representation of whether the request is assented to or opposed.

FAILURE TO APPEAR:

If a case in which a dispositive motion is pending is settled or if a moving party wishes to withdraw or pass the motion, please advise the Motion Calendar Justice as far in advance of the assigned hearing date as is possible. Where the parties fail to appear for the assigned hearing without arranging with the Motion Calendar Justice that the motion is to be passed or withdrawn, the Motion Calendar Justice may deem the parties to have rested on their pleadings and may render a decision accordingly.

BY ORDER OF:



Joseph A. Mentalbano
Associate Justice

DATED: September 11, 2013