

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PROVIDENCE, SC.

SUPERIOR COURT

AMENDED ADMINISTRATIVE ORDER

IN RE: DISPOSITIVE MOTIONS

Dispositive motions (R. Civ. P. 56 & 12) shall be assigned to the motion calendar and scheduled for hearing by Deputy Clerk Lori Symonds, courtroom clerk to Justice Van Couyghen. Any party or attorney wishing to schedule a dispositive motion for hearing shall do so by presenting the following to Ms. Symonds:

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. Supporting papers (see R. Civ. P. 56(e) and (f) and R. Civ. P. 12(b)).
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The above shall be accompanied by:

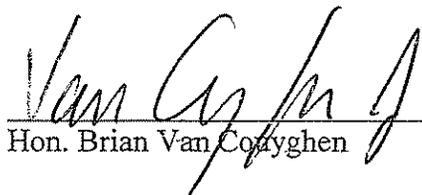
5. A working copy of items 2-4 above; and
6. Appropriately highlighted or underscored copies of all cases principally relied upon.

THE CLERK WILL NOT ASSIGN A HEARING DATE UNTIL ALL OF THE ABOVE ARE PROVIDED. THE HEARING DATE WILL BE SCHEDULED FOR APPROXIMATELY 30 DAYS AFTER THE DATE OF FILING SO THAT OPPOSING COUNSEL AND THE COURT CAN PREPARE FOR THE HEARING.

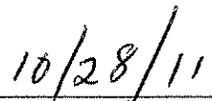
Objections and responses to dispositive motions shall be filed no less than **16 days before the scheduling hearing date**. The Motion Calendar Justice's working copy of the objection, response papers, and cases principally relied upon must be delivered to Deputy Clerk Symonds at the time that the original objections and responses are filed in the Clerk's Office.

Requests for continuances may be directed to the Clerk or to the Court. Because of the time commitment required for the Court to prepare in advance for hearings on dispositive motions, requests for continuances will not be given absent a compelling reason. If a continuance is granted, the matter will be continued to the next available dispositive motion date.

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.



Hon. Brian Van Cuyghen



Date