

In re Dismissal of Inactive Cases :

**ORDER**

The Supreme Court Clerk's Office has advised the Court that there are thirteen (13) inactive cases pending before the Court that should be dismissed.<sup>1</sup> The Supreme Court has determined that inactive cases are those matters for which there has been no activity for more than six (6) months and which have not been scheduled for a Rule 12A conference or subject to a show cause or briefing order or otherwise assigned for hearing before the Court. Inactive cases are subject to dismissal for lack of prosecution.

Notice is hereby given that the cases identified on the attached listing—for which no activity has occurred for six (6) months or more—shall be dismissed by the Court for lack of prosecution within forty-five (45) days of this Order.<sup>2</sup> Attorneys representing parties in the identified cases or the parties themselves, if they are not represented by counsel, shall show cause in writing within thirty (30) days of the date of this Order as to why the particular matter should not be dismissed for lack of prosecution.<sup>3</sup>

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<sup>1</sup> The cases that are the subject of this Order are listed in Exhibit A, attached to this Order. Many of these cases have been settled or otherwise disposed or have become moot and were not properly withdrawn by the parties and therefore remain pending on the Court's docket.

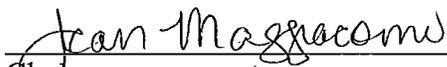
<sup>2</sup> R.I. Gen. Laws § 9-8-3 (1997 Reenactment) addresses the disposal of cases for lack of prosecution which have been pending in this Court for five (5) years or more. The Court has determined that under its Rules of Appellate Procedure, cases which have been dormant for six (6) months or more and which have not been scheduled for a Rule 12A conference or hearing, and which are not subject to a show cause or briefing order, are ripe for dismissal for lack of prosecution.

<sup>3</sup> Show cause memoranda submitted in response to this order shall not exceed ten (10) pages, shall conform to Article I, Rule 18, and shall be accompanied by nine (9) copies.

The Clerk shall serve notice of this Order upon attorneys representing parties in the identified cases. If it appears that a party is not represented by counsel, the Court will make every effort to notify the party or parties and shall publish a notice in the *Providence Journal* and on the judiciary's website as to those cases affected by this Order.

Entered as an Order of this Court this 24 day of February 2014.

By Order,

  
Clerk

## EXHIBIT A

1	<u>Richard Aitchison v. City of Providence et al.</u>	SU-03-0184 (PSR-PC-200301725)
2	<u>Vivian Moreno v. A.T. Wall et al.</u>	SU-04-0008 (PSR-PC-2002-3655)
3	<u>Cuzzone Residential Properties v. RI Trucking &amp; Equipment Corp.</u>	SU-05-0104 (PSR-PC-02-2919)
4	<u>In re Arthur Chatfield III</u>	SU-05-0180 (PSR-P3-02-1360)
5	<u>Jose Rubio v. Costantino Favasole</u>	SU-05-0290 (PC05-4832)
6	<u>S.W.A.P. Inc. v. Victory Woods</u>	SU-06-0205 (SHAB Appeal No. 2005-03)
7	<u>John Doe et al. v. East Greenwich School Department et al.</u>	SU-06-0218 (PC-2004-0697)
8	<u>Jorge Vargas v. City of Woonsocket et al.</u>	SU-06-0244 (AA-05-0010)
9	<u>Elizabeth Dziedzic v. Krystyna Lukasiak</u>	SU-07-0103 (PC/04-0949)
10	<u>Richmond Town Council v. Charlestown Town Council</u>	SU-08-0141 (WC-2005-0744)
11	<u>State v. William Campbell</u>	SU-08-0150 (P1-2008-1770A)
12	<u>CRE IP LLC v. Kevin Pappa</u>	SU-08-0214 (PC-2007-2673)
13	<u>Navisite Inc. v. Hasbro Inc.</u>	SU-09-0153 (PC-2008-6905)