

STATE OF VERMONT

SUPERIOR COURT
Chittenden Unit

CIVIL DIVISION
Docket No. 617-6-15 Cncv

Kent vs. R.L. Vallee, Inc. et al

ENTRY REGARDING MOTION

Title: Motion for Hearing under A.O. 49 (Motion 99)
Filer: Plaintiff;
Attorney: J. Simonds
Filed Date: April 17, 2020
Response: R. Hemley
Filed Date: April 21, 2020

VERMONT SUPERIOR COURT
FILED

MAY 05 2020

CHITTENDEN UNIT

The motion is DENIED.

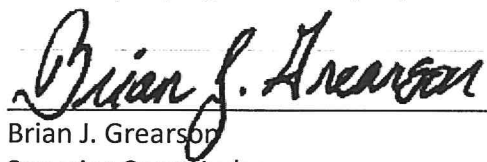
Pursuant to Administrative Order 49 (hereinafter A.O. 49), effective March 17 through May 31, 2020, the Supreme Court has directed that only delineated emergency procedures will be scheduled for hearing unless other matters are approved for hearing by the Chief Superior Judge in the interests of justice.

The above matter is a request for a remote hearing on a non-emergency matter – Final Approval Hearing on a Class Action Settlement. The subject matter is not one of the delineated emergencies that can be scheduled for hearing pursuant to A.O. 49, and remote hearings are only permitted for non-suspended matters. Both the plaintiff seeking the hearing, and the defendant concede that the matter is not an emergency. In addition to the limitations set forth in A.O. 49, Chittenden, like all courts, is operating with a substantial reduction in the staff that is necessary for scheduling and recording of remote hearings. Having in mind the nature of the requests before the Court, the limitations proscribed by A.O. 49, and the considerations noted above relating to court operations, the Court cannot conclude that the interests of justice warrant hearings for a non-emergency matter at this time. Plaintiff may renew the request when A.O. 49 is terminated or otherwise is amended to allow a hearing on this matter.

So ordered.

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Electronically signed on May 05, 2020 at 11:58 AM pursuant to V.R.E.F. 7(d).



Brian J. Greason

Superior Court Judge