

STATE OF RHODE ISLAND

SUPERIOR COURT

BUSINESS CALENDAR PROTOCOLS – PROVIDENCE COUNTY

I. DISPOSITIVE MOTIONS

Filing and Scheduling of Dispositive Motions:

All dispositive motions (Super. R. Civ. P. 12 & 56) shall be scheduled for hearing by the Clerk assigned to the Justice hearing the case on the Business Calendar, prior to filing. No dispositive motion will be scheduled until the Clerk has been presented with a completed *Omnibus Calendar Assignment* form and assigns a hearing date.

1. The following documents must be filed and served using the Electronic Filing System (Super R. Civ. P. 1) at least thirty (30) days prior to the hearing date.

- (a) Completed *Omnibus Calendar Assignment* form;
- (b) Motion and memorandum of law; and
- (c) All supporting exhibits

2. The following documents must be delivered to the Judge's Chambers at least (30) days prior to the hearing date:

- (a) Bench copies of the Motion, Memorandum of law and supporting exhibits.
- (b) Appropriately highlighted or underscored copies of all cases principally relied upon.

The Clerk will schedule a hearing upon the dispositive motion **no sooner than thirty (30) days** from the filing and delivery of all the above items.

Objections and Replies:

- 1. **Objections**, supporting memorandum/a, supporting documentation, and bench copies must be filed and delivered **no later than fourteen (14) days** prior to hearing.
- 2. **Replies**, supporting memorandum/a, supporting documentation, and bench copies must be filed and delivered **within seven (7) days** of the filing of an Objection.

II. NON-DISPOSITIVE MOTIONS

Filing and Scheduling of Non-Dispositive Motions

All non-dispositive motions shall be scheduled for hearing by the Clerk assigned to the Justice assigned the case on the Business Calendar. The movant may request a hearing date to be placed on the *Omnibus Calendar Assignment* form from the Clerk by electronic mail. The motions shall be filed and served not later than (10) days before the time specified for the hearing. (Super. R. Civ. P. 7) with a bench copy sent electronically to the Clerk.

Objections and Replies:

3. **Objections** must be filed and served **at least three (3) days** prior to the hearing with a bench copy sent electronically to the Clerk.
4. **Replies** must be filed **at least one (1) day prior** to the hearing with a bench copy sent electronically to the Clerk.

Any deviation from the Dispositive or Non-Dispositive Motion schedule must be approved, in writing, by the Business Calendar Justice.

All requests for the continuance of a dispositive motion must be approved by the Business Calendar Justice.

All requests for the continuance of a non-dispositive motion must be approved by the Clerk.

The Movant shall notify the Clerk electronically as soon as possible if a motion will pass, be resolved through an agreed order to enter, or if the parties do not request oral argument.

/s/

Brian P. Stern
Associate Justice

Entered Date: October 26, 2018

/s/

Sara Taft-Carter
Associate Justice

Entered Date: October 29, 2018