

**STATE OF VERMONT
VERMONT SUPREME COURT
MARCH TERM, 2006**

Pursuant to Chapter II, Section 37, of the Vermont Constitution and 12 V.S.A. § 1, it is hereby ordered:

1. That V.R.A.P. 45.1(e) is amended to read as follows (new matter underlined, deleted matter overstruck):

(e) **Attorneys Not Admitted in Vermont.** An attorney not admitted to practice before the Supreme Court of Vermont shall not be permitted to appear or be heard unless he or she is associated with an attorney so admitted in Vermont who has entered an appearance in the case. The nonresident attorney shall also comply with, or have previously complied with in the trial court in connection with the proceeding under appeal, the requirements of § 13 of Administrative Order No. 41, Licensing of Attorneys.

Reporter's Notes–2006 Amendment

Rule 45.1(e) is amended simultaneously with an amendment to § 13 of Administrative Order No. 41, Licensing of Attorneys. A.O. 41 requires an attorney not admitted to practice in Vermont to file a pro hac vice licensing statement and pay the fee. This amendment authorizes the Supreme Court to admit the attorney to practice in a particular action after the attorney has met the requirements of A.O. 41. An attorney who has met the requirements in the trial court in connection with the proceeding under appeal need not pay a second licensing fee; however a copy of the pro hac vice licensing card previously obtained should be filed with the motion for permission to appear in the Supreme Court.

2. That these rules, as amended or added are prescribed and promulgated to become effective on June 30, 2006. The Reporter's Notes are advisory.

3. That the Chief Justice is authorized to report these amendments to the General Assembly in accordance with the provisions of 12 V.S.A. § 1, as amended.

Dated in Chambers at Montpelier, Vermont, this 15th day of March, 2006.

Paul L. Reiber, Chief Justice

John A. Dooley, Associate Justice

Denise R. Johnson, Associate Justice

Marilyn S. Skoglund, Associate Justice

Brian L. Burgess, Associate Justice