

STATE OF VERMONT  
PROFESSIONAL RESPONSIBILITY PROGRAM

In Re: C. Robert Manby Jr.  
PRB File Nos. 2019-089

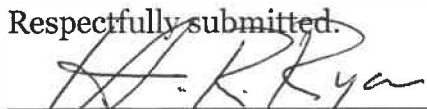
**Respondent's Proposed Scheduling Order**

Respondent respectfully submits the following proposed scheduling order:

1. Each party shall identify persons having knowledge of relevant facts by 12/31/20.
2. Each party shall file a preliminary witness list identifying each witness the party may call to testify during the merits hearing, along with a brief summary of the witness's anticipated testimony and its relevance by 01/29/21.
3. Disciplinary Counsel shall disclose the identity and relevance of each expert/opinion witnesses by 01/29/21 and provide the information required by V.R.C.P. 26(b)(4) & (5) including: the identity of each person expected to be called to give an opinion at the hearing, the subject matter on which the witness is expected to testify, the substance of the facts and opinions as to which the witness is expected to testify and a summary of the grounds for each opinion. Respondent shall have sixty days to depose the witness or otherwise obtain the basis of the witnesses' opinion.
4. Respondent shall disclose the identity and relevance of each rebuttal expert/opinion witnesses by 03/31/21 and provide the information required by V.R.C.P. 26(b)(4) & (5) including: the identity of each person expected to be called to give an opinion at the hearing, the subject matter on which the witness is expected to testify, the substance of the facts and opinions as to which the witness is expected to testify and a summary of the grounds for each opinion. Respondent shall have sixty days to depose the witness or otherwise obtain the basis of the witnesses' opinion.

5. A motion to exclude an expert witness will toll and extend later disclosure dates by the time between filing and ruling on the motion.
6. Depositions of any fact witnesses disclosed to testify by either party will be completed by 05/31/21.
7. The parties shall file any pre-hearing motions by 06/30/21. Memorandum in opposition and reply memorandum may be filed as allowed by the rules.
8. The Hearing Panel will rule on pre-hearing motions by 07/30/21.
9. Each party shall file a final witness list identifying each witness the party may call to testify during the merits hearing, along with a brief summary of the witness's anticipated testimony, and the witness's availability for hearing dates in August by 08/02/21.
10. Each party shall submit a list identifying each exhibit the party may present at the merits hearing, together with a representation as to whether or not the opposing party stipulates to either authenticity or admissibility of the exhibit or both by 08/02/21.
11. The parties shall obtain and file, no later than 08/09/21, a statement of witness availability for hearing dates in August 2021.
12. Anticipated hearing length: Two days.

Respectfully submitted,

  
Harry R. Ryan, Counsel for Respondent

  
Date

SO ORDERED: \_\_\_\_\_

James Valente  
Hearing Panel Chair

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Date