

**ALL HEARINGS ON WEDNESDAY,  
OCTOBER 17, 2018  
WILL BE AT  
PROCTOR JUNIOR/SENIOR  
HIGH SCHOOL  
4 PARK STREET  
PROCTOR, VERMONT**

Mailing Address:  
Vermont Supreme Court  
109 State St.  
Montpelier, VT 05609-0801



802-828-4774  
www.vermontjudiciary.org

VERMONT SUPREME COURT  
HEARING CALENDAR  
OCTOBER TERM, 2018

Unless otherwise noted, the cases listed below will be before the following Justices:  
**Paul L. Reiber, Marilyn S. Skoglund, Beth Robinson, Harold E. Eaton, Karen R. Carroll**

- The Vermont Supreme Court is located at 111 State St., Montpelier, VT.
- Unless otherwise noted, the cases are scheduled for a total of 30 minutes. Each side has 15 minutes.
- The parties should be present and prepared to argue 20 minutes prior to the argument time.
- In the case title, an asterisk (\*) indicates the appellant and a double asterisk (\*\*) indicates a cross-appellant

**The following cases will be argued before the Court.**

**TUESDAY, OCTOBER 16, 2018**

**HEARINGS ON TUESDAY, OCTOBER 16, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT**

1. 9:00 AM **2017-444** Jay Bernasconi\* v. City of Barre: Hope Cemetery  
Appellant(s) Attorney(s): Andrew B. Delaney  
Appellee(s) Attorney(s): Philip C. Woodward

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**HEARINGS ON TUESDAY, OCTOBER 16, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT**

2. 9:30 AM **2018-146** Matthew Gray & Erik Gray v. Martha Treder et al.\*  
(Edward F. Godfrey\* & Judith C. Godfrey\*)  
Appellant(s) Attorney(s): Alexandra E. Edelman, Carl H. Lisman, Christina A. Jensen, Douglas J. Wolinsky,  
Kevin M. Henry, Shannon A. Bertrand  
Appellee(s) Attorney(s): Christopher J. Nordle, Michael J. Tarrant, Paul S. Gillies, Vince & Diane Gauthier - ProSe

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**HEARINGS ON TUESDAY, OCTOBER 16, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT**

3. 10:30 AM **2018-120** In re Construction & Operation of a Meteorological Tower (Travis Belisle\*)  
Appellant(s) Attorney(s): Leslie A. Cadwell  
Appellee(s) Attorney(s): Eleanor L. P. Spottswood, Kane H. Smart, Leslie A. Welts, Megan R. Ludwig,  
Dustin & Christine Lang - ProSe

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**HEARINGS ON TUESDAY, OCTOBER 16, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT**

4. 1:00 PM **2018-214** Commissioner of Labor v. Eustis Cable Enterprises, LTD\*  
Appellant(s) Attorney(s): Pietro J. Lynn  
Appellee(s) Attorney(s): Annika Green
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## WEDNESDAY, OCTOBER 17, 2018

### HEARINGS ON WEDNESDAY, OCTOBER 17, 2018, WILL BE AT PROCTOR HIGH SCHOOL, 4 PARK STREET, PROCTOR, VT

5. 9:30 AM **2017-433** Parker's Classic Auto Works, Ltd.\* v. Nationwide Mutual Insurance Company  
Appellant(s) Attorney(s): Robert P. McClallen  
Appellee(s) Attorney(s): James W. Coffrin, Roy A. Mura

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### HEARINGS ON WEDNESDAY, OCTOBER 17, 2018, WILL BE AT PROCTOR HIGH SCHOOL, 4 PARK STREET, PROCTOR, VT

6. 10:15 AM **2018-086** Matthew Ziniti\* v. New England Central Railroad, Inc.\*\* et al.  
Appellant(s) Attorney(s): John F. Evers, Joshua A. Sanders, Mark E. Parrish, Robert L. Pottroff,  
Thomas M. Barron  
Appellee(s) Attorney(s): Andrew H. Montroll, Jeffrey W. Spencer, Mark D. Oettinger, Mathew Cianflone,  
Michael B. Flynn

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### HEARINGS ON WEDNESDAY, OCTOBER 17, 2018, WILL BE AT PROCTOR HIGH SCHOOL, 4 PARK STREET, PROCTOR, VT

7. 12:30 PM **2017-368** State of Vermont v. Kevin W. Cook\*  
Appellant(s) Attorney(s): Dawn M. Seibert, Michael P. Ledden, Rebecca N. Turner  
Appellee(s) Attorney(s): Heather J. Brochu

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### HEARINGS ON WEDNESDAY, OCTOBER 17, 2018, WILL BE AT PROCTOR HIGH SCHOOL, 4 PARK STREET, PROCTOR, VT

8. 1:15 PM **2017-294** State of Vermont v. Corey Regal Jones\*  
Appellant(s) Attorney(s): Amy E. Davis, Dawn Matthews, Rebecca N. Turner  
Appellee(s) Attorney(s): Lisa A. Warren

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## THURSDAY, OCTOBER 18, 2018

### HEARINGS ON THURSDAY, OCTOBER 18, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT

9. 9:30 AM **2018-207** In re Investigation into SolarCity Corporation\*  
Appellant(s) Attorney(s): Kimberly K. Hayden  
Appellee(s) Attorney(s): Geoffrey Commons, James H. Porter, Ryan P. Kane

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### HEARINGS ON THURSDAY, OCTOBER 18, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT

10. 10:00 AM **2018-310** Anthony M. Bridger\* v. Sarah J. Systo  
Appellant(s) Attorney(s): Kelly Green  
Appellee(s) Attorney(s): Andrew M. Gilbertson, Daron L. Raleigh

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### HEARINGS ON THURSDAY, OCTOBER 18, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT

11. 11:00 AM **2017-281** State of Vermont v. Mark Bergquist\*  
Appellant(s) Attorney(s): David Duis Carico, Richard R. Goldsborough  
Appellee(s) Attorney(s): David E. Tartter, Pamela L. Hall Johnson

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### HEARINGS ON THURSDAY, OCTOBER 18, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT

12. 11:30 AM **2018-164** H. Brooke Paige\* v. State of Vermont et al.  
Appellant(s) Attorney(s): H. Brooke Paige - ProSe  
Appellee(s) Attorney(s): Benjamin D. Battles, Bernard D. Lambek, Philip A. Back
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**HEARINGS ON THURSDAY, OCTOBER 18, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT**

**13.** 1:30 PM **2018-075** In re Phyllis McCoy-Jacien, Esq. (Office of Disciplinary Counsel\*)

Appellant(s) Attorney(s): Sarah Katz

Appellee(s) Attorney(s): Jess T. Schwidde, Phyllis McCoy Jacien - ProSe

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**HEARINGS ON THURSDAY, OCTOBER 18, 2018, WILL BE AT THE VERMONT SUPREME COURT, MONTPELIER, VT**

**14.** 2:00 PM **2018-190** Brady C. Toensing\* v. The Attorney General of Vermont

**Justice Robinson disqualified.**

Appellant(s) Attorney(s): Brady Toensing

**Judge Morris (Ret.) to substitute.**

Appellee(s) Attorney(s): David A. Boyd, William E. Griffin

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**The following case will be submitted to the Court on the briefs filed without oral argument.**

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**15.** **2017-261** In re James Burke\*

Appellant(s) Attorney(s): Emily B. Tredeau, James Burke, MZ 3217 - ProSe

Appellee(s) Attorney(s): David E. Tartter