

STATE OF VERMONT
PROFESSIONAL RESPONSIBILITY BOARD

In re: PRB File No. 021-2022
Theodore Kennedy, Esq., Respondent

PROPOSED SCHEDULING ORDER

The parties in the above-captioned matter jointly propose that the Hearing Panel enter the following Scheduling Order:

1. Interrogatories and requests for production of documents shall be served by 11/25/2022 and responses shall be produced within 30 days of service.
2. The parties shall exchange the names and addresses of all persons having knowledge of relevant facts and/or of witnesses by 11/25/2022.
3. The parties shall disclose any expert witnesses by 1/20/2023.
4. The parties shall disclose any rebuttal expert witnesses by 2/24/2023.
5. All depositions shall be completed by 3/24/2023.
6. All discovery, including all discovery relating to the issue of sanctions, shall be completed by 3/24/2023.
7. Any motion to amend the petition of misconduct shall be filed by 11/25/2022 together with a memorandum setting forth the grounds for the motion.
8. Any and all other pre-hearing motions and supporting memoranda, including any motions in limine, shall be filed on or before two weeks of the scheduled hearing.
9. On or before three weeks before the scheduled hearing, each party shall file: (a) a witness list identifying each witness the party anticipates calling to testify during the merits hearing, along with a brief summary of the witness's anticipated testimony, and an estimate of the amount of time that will be needed for direct examination; and (b) a list identifying each exhibit the party anticipates presenting 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.

10. Any objection by a party to the hearing panel conducting the merits hearing in this matter remotely by video conferencing, together with a legal memorandum setting forth the grounds for the objection, shall be filed on or before three weeks before the scheduled hearing.

11. The parties' estimate of the length of time needed for the merits hearing: 2 days.

Dated: November 3, 2022

/s/ Ian P. Carleton, Esq.

Disciplinary Counsel

/s/ Theodore Kennedy, Esq.

Respondent/Respondent's Attorney