

## Standing Order Regarding Remote and In-Person Hearings

10/12/22

### Domestic, Relief from Abuse (RFA), and Child in Need of Care or Supervision (CHINS) Cases

Paragraph 5 of Administrative Order 49 concerning remote hearings was deleted effective September 6, 2022. The Reporter's Notes regarding the change provided that remote participation in most family proceedings will for now be governed by existing Rule 43.1 of the Vermont Rules of Civil Procedure, until new rules for remote proceedings are issued.

Rule 43.1 provides that a court may require remote participation, and/or that the judge may preside from a remote location, in an order served on all parties. V.R.C.P. 43.1(c)(3) and (4). Until further notice, any Notice of Hearing in a domestic, RFA, or CHINS case that specifies that a hearing is remote shall constitute the required notice.

Parties may appear in person for any remote hearing without requesting permission to do so.

### Delinquency and Youthful Offender Cases

Paragraph 5 of Administrative Order 49 concerning remote hearings was deleted effective September 6, 2022. Administrative Order 38 provides that a judge may preside from a remote location, and the court may require remote participation in any non-evidentiary hearing where the presence of the subject youth is not required by law.

Until further notice and subject to the standards set out in Administrative Order 47, any Notice of Hearing in a delinquency case that specifies that a hearing is remote shall constitute the required notice. Parties may appear in person for any remote hearing without requesting permission to do so.

Parties in evidentiary hearings and any non-evidentiary hearing where the presence of the subject youth is required by law shall appear in person unless the parties agree to a remote hearing or a request for remote appearance is filed and approved prior to the hearing.

Electronically signed, 10/12/2022 1:56 PM, pursuant to V.R.E.F. 9(d)



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Superior Court Judge