

SPECIAL SELECTBOARD MEETING
VIA WEBEX
THURSDAY, SEPTEMBER 23, 2021 AT 11:30AM

INSTRUCTIONS AND WEB EX LINK ARE ATTACHED TO THIS AGENDA

TIME		BOARD ACTION
11:30AM	Meeting solely to attend and participate in small claims Merit hearing in the matter of Barry Sahagian et al v. Richard Gosselin et al	DISCUSS/ VOTE
12:00PM	Adjourn	VOTE

VERMONT SUPERIOR COURT

Orleans Unit
247 Main Street
Newport VT 05855
802-334-3305
www.vermontjudicary.org



CIVIL DIVISION

100-6-20 Ossc

September 09, 2021

NOTICE OF HEARING

Barry Sahagian et al v. Richard Gosselin et al

YOU ARE HEREBY NOTIFIED TO APPEAR REMOTELY for a hearing in your Small Claims Court case on:

DATE:
September 23, 2021

TIME:
11:30 AM

DURATION:
30 Minutes

HEARING RE: Small Claims Merits Hearing

PLEASE SEE THE ATTACHED INSTRUCTIONS REGARDING HEARING ATTENDANCE

If you are a plaintiff and fail to appear, your case will be dismissed. If you are a defendant and fail to appear, judgment may be entered against you for the claim brought by the plaintiff.

The law favors the voluntary settlement of disputes. You should make reasonable efforts to compromise your differences. If you are unable to do so, a trial will be held. A list of trials will be posted at the courthouse. Usually there will be a number of settlements so even if your case is well down the list, it may be reached fairly quickly.

The purpose of the hearing is to determine the factual basis of your dispute. Each party will be given the opportunity to present the facts as you believe them to be. Conflicting views of the facts are resolved on the basis of the likelihood or probability of what happened. The court will resolve disputed questions of fact and apply the law governing the situation to those facts.

You will not be permitted to engage in a "debate" with the other party in open court. The opportunity to discuss the matter between yourselves ends when the hearing starts.

Postponement of your case will be permitted only for good cause. If settlement is reached, please notify the court immediately.

Civil Division Clerk

Please Note: Childcare is not available at the courthouse.

Instructions for Participating in a Hearing or Case Manager Conference

You are required to attend the upcoming hearing or case manager conference in person.

You are required to participate in the upcoming hearing or case manager conference remotely using the WebEx program.

Any parties or lawyers who object to or are unable to participate in the manner indicated above: At least (3) business days *before* the date of the hearing or case manager conference, you must send or bring a written motion or request to the court that includes a brief explanation for your request. You must send a copy to other parties as soon as possible and you may email the Court's copy to: jud.orleansunit@vermont.gov
The court will consider your request and decide how to proceed.

- Factors the court may consider include:
 - whether you have adequate phone or internet access to participate remotely
 - the parties' convenience
 - the type of the hearing
 - whether there is a way for a lawyer to confidentially communicate with a party or witness in a remote hearing
 - whether a participant is incarcerated
 - whether the hearing will involve documents and cross examination
 - whether all parties agree concerning your objection
 - whether the remote hearing will unreasonably harm your case.

If you have been granted permission to attend Court in person, you must:

- Arrive early to pass a health screening before entering the courthouse;
- Wear a mask that covers your mouth and nose at all times, (If you do not have a mask, one will be provided);
- Stay at least six feet away from other people; and
- Follow any other health and safety rules of the court.

If participating remotely please read these instructions below

Joining a WebEx Hearing: If you can, please read the detailed "How to Join WebEx" instructions and "Best Practices for Remote Hearings" at: <https://www.vermontjudiciary.org/about-vermont-judiciary/participating-remote-hearings>

WebEx Meeting ID Number (access code): 1798 40 8800

WebEx Meeting Password: OrleansCivil

Click here:

Join Meeting

The button above will take you to the WebEx meeting login screen. To manually join from your phone or computer, you can use this information below.

- **Computer:** Go to <https://vtcourts.webex.com>. Enter the meeting ID number and password listed above to join.
- **Smartphone App:** Download the “Cisco Webex Meetings” app. Tap “Join Meeting” and enter the meeting ID number and password listed above to join.
- **Phone:** Dial 1-408-418-9388 (NOT toll-free) and when prompted enter the meeting ID number listed above, followed by the pound symbol (#). You will be prompted to enter your attendee number (which you do not have). Instead, press pound (#).

Remote hearings are hearings. Lawyers are responsible for having their clients present with them or providing them with the WebEx login information.

- You should be on time and be respectful just as if you were in the courtroom
- Have a clear connection and be in a quiet location
- You must not interrupt others speaking unless you cannot hear or have legal objection. If you simply disagree with what is being said, make a note to bring up your disagreement when it is your turn.
- You must call back immediately if you are disconnected, if you do not call back the Court may dismiss your motion or issue an order without you
- You must call in on a separate line from any other participant and you must not use a speaker phone

You should contact the Clerk’s office at 802-334-3305 if:

- you do not have access to a phone or internet service that will work for attending remotely
- you need an interpreter
- you are an individual with a disability requiring assistance or a reasonable accommodation (please explain in a clear and detailed way)
- you have WebEx technical questions

Filing of exhibits or evidence (or other): You must send or bring a copy to the court and send a copy to all the other parties in the case, any proposed exhibits or evidence at least 3 (THREE) business days *before* the date of your hearing or case manager conference. ***All non-document exhibits, or evidence must be hand delivered.***

- *Non e-filers:* You may bring or email the Court’s copy to: 247 Main St Newport, VT jud.orleansunit@vermont.gov
- *E-filers:* You must use the VT Odyssey File & Serve program unless an alternate method has been approved. If you fail to do this, the Court may dismiss your motion or may exclude any documents not produced prior to the hearing.

For Self-Represented Litigants you may also refer to these pages on the VTLawHelp.Org website:

COVID and the Courts intro: <https://vtlawhelp.org/coronavirus-updates#courts>

COVID and the Courts detail: <https://vtlawhelp.org/court-hearing-feeling-sick-coronavirus>