

Commonwealth of Virginia

W. Revell Lewis III
Resident Judge

Accomack County
Northampton County



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Accomac, Virginia 23301
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Second Judicial Circuit

TO: Attorneys Practicing in Accomack/Northampton Counties

FROM: Circuit Court

DATE: February 11, 2014

SUBJECT: Court Procedures – Scheduling Motion Hearings, Hearing of Uncontested Matters, Civil Docket Call

The following changes in the Circuit Court's scheduling and procedures will be implemented beginning in March of 2014. Motions and uncontested matters will be heard in Accomack County at 9:30 a.m. on the first and third Fridays of each month, and in Northampton County at 9:30 a.m. on the second Friday of each month. Such motions and uncontested matters shall include but not be limited to the following:

1. Infant settlements
2. Wrongful death settlements
3. Pretrial conferences
4. Uncontested divorces
5. Uncontested adoptions
6. Uncontested Guardian/Conservator appointments and Uncontested Petitions to Transfer Guardian/Conservatorships.
7. Judicial Authorization for Medical Treatment
8. Driver's License Restorations
9. Firearm Rights Restorations
10. Discovery Issues
11. Pendente lite visitation and support hearings

12. Exceptions to Commissioner's Report
13. Notices of Entry of a Final Decree or order
14. Ex parte hearings provided by statute (i.e. temporary injunctions, detinue hearings under §8.01-114 and issuance of an attachment under §8.01-540)
15. Motions for Show Cause
16. Claims of Exemption from a Levy
17. Motions to Consolidate (if all parties agree, submit an agreed order in lieu of a hearing)
18. Motions for Distribution of funds out of an estate
19. Motions for Delayed Birth Certificate
20. J&DR Appeals (excluding contested custody and/or visitation)
21. Motions in limine.
22. Motions to dismiss, Quash, Stay or a Demurrer.
23. Motions to Withdraw as Counsel
24. Motions for Plea in Bar
25. Motions for Statute of Limitations
26. Motions for Sanctions
27. Motions for Summary Judgment
28. Motions for Default Judgment
29. Motions to Amend Pleading
30. Motions to Crave Oyer
31. Motions for Bill of Particulars
32. Motions to Increase ad damnum
33. Motions for Continuance

Attorneys seeking to schedule a hearing on any such motions or uncontested matters must contact the Court's Judicial Assistant at least two (2) weeks prior to the desired hearing date except in emergency situations that require immediate attention. A brief and concise memorandum of the facts and law supporting a motion on any unusual or complicated issue must be filed with the Court not later than three (3) business days prior to the date of hearing with copies to the opposing counsel/party and the Court's Judicial Assistant.

Civil Docket Call in Accomack County will be held at 10:00 a.m. on the first Monday in February, April, June, August, October and December.

Civil Docket Call in Northampton County will be held at 10:00 a.m. on the second Monday in January, March, May, July, September and November. (If the Statewide Mandatory Judicial Conference is scheduled during the month of May on a date that conflicts with these dates, they may be changed).

All other matters, policies and procedures of the Court shall be deemed to be revised to the extent to comply with any changes in the law upon which such matters, policies or procedures may be based, and shall continue in effect to the extent such matters, policies and procedures are not inconsistent with the provisions of this revision.

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF NORTHAMPTON

IN RE: CURRENT CIVIL DOCKET

Pursuant to Va. Code Ann. §8.01-332 (2007 Repl. Vol.), Va. Code Ann. §17.1-517 (2010 Repl. Vol.) and Va. Sup. Ct. Rule 1:20(d) (2013 Repl. Vol.), it is hereby ORDERED that the calling of the current civil docket for the County of Northampton shall be held for the purpose of fixing dates for the trial of civil cases on the second Monday in each of the months of January, March, May, July, September and November. (If the Statewide Mandatory Judicial Conference is scheduled during the month of May on a date that conflicts with these dates, they may be changed). Each calling of the docket shall be held at 10:00 A.M. in the Circuit Courtroom, Eastville, Virginia.

When a cause is mature for docketing and a party or counsel requests the Clerk to place it on the current docket, he or she shall provide the following information in writing to the Clerk, or the Judges' Assistant not less than one (1) business day before the commencement of the calling of the docket, on the Court's prescribed form or in the Court's prescribed format as

set out below, with notice to all opposing counsel and parties appearing without counsel:

1. The Circuit Court case file number or the date filed in the Circuit Court Clerk's Office.
2. The short style of the case.
3. All counsel and unrepresented parties.
4. The nature of the suit or action.
5. Whether or not a jury is required.
6. Length of trial (i.e. half day, 1 day, 2 days, etc.).
7. If not a trial on the merits, specify what type of hearing is requested.

If a party or counsel is unable to attend the Docket Call, a representative must attend.

A party or counsel requesting that a case be docketed may provide available or avoid dates from other parties or counsel in the case but only if contained in a current letter or other writing obtained from such other party or counsel for the purpose of docketing the case.

ENTER: February 11, 2014

W. Revell Lewis III

W. REVELL LEWIS, III, JUDGE