

**STATE OF VERMONT
VERMONT SUPREME COURT
SEPTEMBER TERM, 2022**

Order Amending Rule 9(b) and (g)(1) of the Vermont Rules for Family Proceedings

Pursuant to the Vermont Constitution, Chapter II, § 37, and 12 V.S.A. § 1, it is hereby ordered:

1. That Rule 9(b) and (g)(1) of the Vermont Rules for Family Proceedings be amended to read as follows (deleted matter struck through; new matter underlined):

RULE 9. ABUSE PREVENTION

(b) **Content of Complaint.** A complaint seeking relief from abuse shall state whether any divorce, annulment, parentage, abuse prevention or separate support proceedings are pending between the parties, whether any orders from such proceedings are in effect, the court in which such proceedings are pending, and the names of the attorneys who have entered their appearance in such proceedings. The plaintiff shall also provide an address, ~~and~~ telephone number, and email address if available for notification purposes, which shall not be provided to any person without the written consent of the plaintiff.

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(g) **Modification of Emergency Orders.**

(1) *Motions to Modify.* The defendant may file a motion to modify those terms of an order issued under subdivision (c) which relate to child custody or possession of the home. The motion shall be accompanied by an affidavit setting forth compelling reasons why the relief should be modified prior to the date of the hearing set forth in the order. In addition, as part of the motion, defendant shall state whether or not defendant will be represented by counsel at the requested hearing and the name and address of any such counsel. If not represented by counsel the defendant shall state a mailing address, ~~and~~ telephone number, and email address if available, which ~~address and telephone number~~ shall not be provided to any person without the written consent of the defendant.

Reporter's Notes—2022 Amendment

Rule 9(b) and (g)(1) are amended to add email addresses if available to the contact information that a litigant is required to file with the court.

2. That these rules as amended are prescribed and promulgated, effective on November 14, 2022. The Reporter's Notes are advisory.

3. That the Chief Justice is authorized to report these amendments to the General Assembly in accordance with the provisions of 12 V.S.A. § 1, as amended.

Dated in Chambers at Montpelier, Vermont, this 13th day of September, 2022.



Signed by the Vermont Supreme Court

Paul L. Reiber, Chief Justice

Harold E. Eaton, Jr., Associate Justice

Karen R. Carroll, Associate Justice

William D. Cohen, Associate Justice

Nancy J. Waples, Associate Justice