

LOCAL RULE 9

MOTIONS, MEMORANDA AND PROCEDURE THEREON

- 9.1** All motions shall be accompanied by a memorandum in support of the motion which shall be a brief statement of the grounds for same, with citations of authorities relied upon.
- 9.2** Any memorandum contra to said motion shall be served upon movant's attorney within fourteen (14) days from the date the memorandum in support of the motion was served. Failure to serve and file a memorandum contra may be cause for the Court to grant the motion as served and filed. A reply memorandum may be served and filed within seven (7) days of the memorandum contra. The time periods set forth herein may be extended by the Court, for good cause shown, upon application therefor.
- 9.3** A. No motions in Civil Cases, except Motions for Summary Judgment, Motions for New Trial, Motions for Judgment Notwithstanding the Verdict and motions in domestic relations cases requiring evidentiary hearings will be set for oral argument unless:
1. A written request is made therefor by the moving party or any other party, which request shall be noted conspicuously in writing; or
 2. The Court directs the Assignment Commissioner to set such motion for oral argument.
- 9.4** Motion for Summary Judgment shall be submitted on the briefs and other material authorized by Civ. R. 56(C) without oral arguments twenty-one (21) days, allowing fourteen (14) days to respond and seven (7) days for movant to reply to the motion, after service on the motion on the opposing party. An oral hearing may be provided by leave of the Court upon written application filed with the Motion for Summary Judgment or any responsive pleading permitted by Civil Rule, or request of the Court.
- Counsel shall deliver to the Assignment Commissioner copies of all motions, memoranda, and affidavits for the Judge. The Assignment Commissioner will then prepare and distribute among counsel and parties a Notice of Assignment designating a specific date and time for the Court's consideration of the motions(s), briefs, memoranda, affidavits, and other Civ. R. 56(C) materials or evidence received by such assigned date.
- 9.5** Counsel or the party, as applicable, shall deliver to the Judge a file-stamped copy of all motions, except Motions for Default Judgment pursuant to Local Rule 10, and Civ. R. 55, which shall be delivered by the clerk to the Judge for decision thereon. This requirement of delivery shall apply to both Civil and Criminal Cases.