

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF HANOVER

IN RE: ADOPTION OF LOCAL RULE NO. 4
OF THE CIRCUIT COURT OF THE COUNTY OF HANOVER

ORDER TO ADOPT A LOCAL RULE

Pursuant to the Code of Virginia § 8.01-4, the Court ORDERS the following to be adopted and known as the “Circuit Court of the County of Hanover Local Rule No. 4.”

- A. A continuance may be granted in any civil or criminal case with the filing of a Motion for Continuance more than 30 days prior to a trial or hearing date. The moving party must contemporaneously submit a fully endorsed Order of Continuance or Notice of Hearing on the matter.
- B. In any civil or criminal case, a continuance will not be granted within 30 days of a trial or hearing date absent good cause shown. Good cause warranting a continuance of a trial or hearing shall be limited to:
- (1) the death or medical emergency of a party, counsel, or subpoenaed material witness;
 - (2) lack of notice to a party, through no fault of that party or the party’s counsel;

- (3) inadvertent scheduling of the trial or hearing on a religious high holy day, so long as the request for continuance is made within 10 days of the moving party receiving notice;
- (4) settlement of all matters relating to the trial or hearing, pending only the entry of a final agreed order; or
- (5) the discovery of facts or circumstances which, in the view of the Court, cannot be sufficiently corrected in order to proceed as scheduled without causing undue hardship or a miscarriage of justice.

Pursuant to Rule of the Virginia Supreme Court 1:15, the Clerk shall spread this Order upon the order book and post it in the Clerk's Office. This Order shall be filed with the executive secretary of the Supreme Court of Virginia, and shall be furnished to attorneys regularly practicing before this Court.



JUDGE

7/22/09