

NEW HAMPSHIRE SUPREME COURT

3JX ORAL ARGUMENT LIST

MAY 7, 2008

The cases listed below are scheduled for oral argument on Wednesday, May 7, 2008, before a panel of three Supreme Court justices (3JX). Please be aware of the following:

1. The 3JX procedure is described in Supreme Court Rule 12-D.
2. Each side will receive five minutes of uninterrupted argument; questions will be asked after the allotted time has expired. Persons presenting oral argument should assume that the justices are familiar with the facts and should address the merits of their argument.
3. The panel's written decision must be unanimous. If the justices disagree or believe that the case should be the subject of a full written opinion, it will be referred to the full court in accordance with Rule 12-D.
4. **NOTE THE CHECK-IN TIME FOR YOUR CASE.** Arguments are scheduled to begin at 9:30 a.m. Persons presenting oral argument in cases one through five must check in with the receptionist by 9:00 a.m. Persons presenting oral argument in cases six through nine must check in by 10:00 a.m.
5. The order of the argument is subject to change by the court.
6. The moving party is responsible for ensuring that any portions of the record necessary to decide the issues presented by the case are available for court review. (Please review Supreme Court Rules 13 and 14).

N O T I C E S

IT IS A CLASS B FELONY TO CARRY A FIREARM OR DEADLY WEAPON, AS DEFINED IN RSA 625:11, V, INTO A COURTROOM OR AREA USED BY A COURT.

ANY PERSON WHO REQUIRES AN AUXILIARY AID FOR ORAL ARGUMENT SHOULD ADVISE THE CLERK OF COURT AS FAR IN ADVANCE OF ORAL ARGUMENT AS POSSIBLE SO THAT THE EQUIPMENT CAN BE AVAILABLE.

Wednesday, May 7, 2008, beginning at 9:30 a.m.:

Check-in 9:00 a.m.:

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|-----------|---|----|---|
| 2007-0183 | Howard Joseph Guyotte
Edward D. Philpot, Jr.
(5 min.) | v. | Michael O'Neill & a.
W&V
(Robert C. Varney)
(5 min.) |
| 2006-0886 | State of New Hampshire
Attorney General
(Stephen D. Fuller)
(5 min.) | v. | Christopher Fournier
Appellate Defender
(James T. Brooks)
(5 min.) |
| 2007-0494 | Cathy J. Delisle and William
Mark Looney, Co-
Administrators
M&O
(Joseph F. McDowell, III)
(5 min.) | v. | Leo J. Levesque, Jr. & a.
LC
(Mark A. Darling)
(5 min.) |
| 2007-0334 | State of New Hampshire
Attorney General
(Esther B. Piszczek)
(5 min.) | v. | Paul Rankins
Appellate Defender
(Theodore Lothstein)
(5 min.) |
| 2007-0433 | In the Matter of Jose A. Lerma Ontberos and Margarita Lerma
S-WS&D (Robert M. Shepard) (5 min.) for Jose A. Lerma Ontberos
U&H (Kenneth J. Barnes) (5 min.) for Margarita Lerma | | |

Check-in 10:00 a.m.:

- 2007-0422 State of New Hampshire v. Marilyn Demond-Surace
Attorney General S&Assoc.
(Diana E. Fenton) (Robert A. Stein)
(5 min.) (5 min.)
- 2007-0662 Chris Bennett d/b/a Bennett v. Town of Hampstead
Landscaping
Town of Hampstead v. Christopher Bennett & a.
Kalman PC SLKS&L
(Sumner F. Kalman) (Diane M. Gorrow)
(5 min.) for Christopher (5 min.) for Town of Hampstead
Bennett
- 2007-0666 Eileen Surette v. William J. Walters, Jr. & a.
Bell L/O McNicholas L/O
(Melanie Bell) (Patrick J. McNicholas)
(5 min.) (5 min.)
- 2007-0465 In re B. T.
Confidential Mosca L/O (Edward C. Mosca) (5 min.) for B. T.
Attorney General (Suzanne M. Gorman) (5 min.) for New Hampshire
Hospital

April 2, 2008

Attest: _____
Eileen Fox, Clerk