

**STATE OF VERMONT
VERMONT SUPREME COURT
DECEMBER TERM, 2011**

**Order Making Permanent Emergency Amendments to the
Vermont Rules of Probate Procedure and the
Abrogation of the Appendix of Forms to those Rules**

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

1. That the emergency amendments to Rules 5(g) and 84 of the Vermont Rules of Probate Procedure and the abrogation of the Appendix of Forms to those Rules promulgated on June 23, effective July 15, 2011, be made permanent.

Reporter's Notes—2012 Amendment

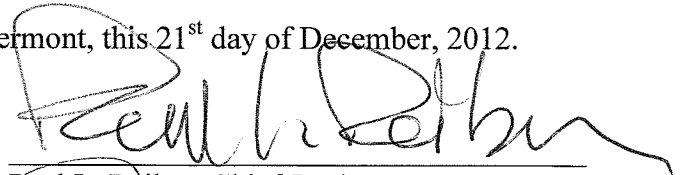
Rules 5(g) and 84 were adopted, and the Appendix of Forms was abrogated, as emergency rules in order to facilitate configuration of the new Judiciary case management and e-filing system in a timely fashion by making new forms available. These measures are now made permanent, because the process is well under way.

All probate forms are now in the process of being updated by a committee working with the Chief Administrative Judge, and the new systems configuration and programming will be based on the updated forms. The updated forms will be reviewed by the Probate Rules Advisory Committee and sent out for comment before final adoption. In the meantime, the former official probate forms from the Appendix may be found on the Judiciary website, <http://www.vermontjudiciary.org/MasterPages/Court-Forms-Probate.aspx>, and may continue to be used. The updated forms will be placed there as completed. Under amended Rule 84, attorneys and parties will be free to use forms of their own devising that contain the elements of the published forms or address matters not covered by those forms. However, the presence of the updated forms in electronic configuration should ultimately lead to their use in most cases when electronic filing is fully extended to the probate division. Thus, desirable uniformity among the probate courts will be maintained.

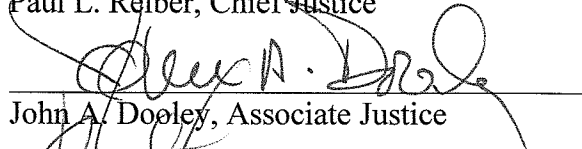
2. That these rules, as now made permanent, are effective February 20, 2012. The Reporter's Notes are advisory.

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.

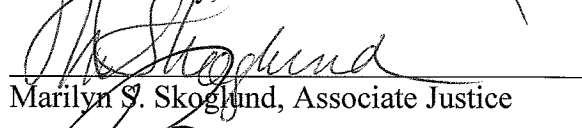
Dated in Chambers at Montpelier, Vermont, this 21st day of December, 2012.



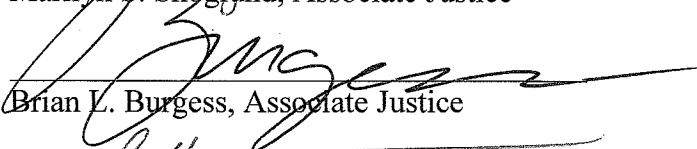
Paul L. Reiber, Chief Justice




John A. Dooley, Associate Justice



Marilyn S. Skoglund, Associate Justice



Brian L. Burgess, Associate Justice



Beth Robinson, Associate Justice