

VT SUPERIOR COURT
WASHINGTON UNIT
STATE OF VERMONT

SUPERIOR COURT
Washington Unit

Hartley Auto Sales & Service
Appellant

v.

State of Vermont
Appellee

2016 NOV 16 A 9:19
RW

CIVIL DIVISION
Docket No. 298-5-16 Wncv

FILED


ENTRY

This is a Rule 74 appeal from a decision by an Agency of Transportation hearing examiner imposing administrative fines on a designated inspection station or a certified inspection mechanic alleged to have violated Vermont inspection laws. See 23 V.S.A. § 1231(f) (“The provisions of sections 105, 106, and 107 of this title shall apply to hearings conducted under this section.”); 23 V.S.A. § 105(b) (“A person aggrieved . . . may have such decision reviewed by the Superior Court pursuant to Rule 74 of the Vermont Rules of Civil Procedure.”). The composition of the record on appeal is described in detail at Rule 74(d). The hearing examiner appears to have intended to transmit some or all of the administrative record. See Letter from Kevin Oddy to Donna Waters (filed May 18, 2016). However, the court has received none of it.

The court cannot review the record without the record.

The court requests that the State produce the administrative record, V.R.C.P. 74(d), within 15 days.

Dated at Montpelier, Vermont this 14th day of November 2016.


Mary Miles Teachout,
Superior Judge