

**STATE OF VERMONT
PROFESSIONAL RESPONSIBILITY PROGRAM**

**In re Thomas Melone
PRB File No. 120-2025**

ENTRY ORDER

As set forth in the Panel's order dated January 20, 2026, the Respondent issued subpoenas to four individuals, two of whom are employees of the Town of Bennington and two who are or were members of Bennington Selectboard. On December 16, 2025, the Town of Bennington filed objection to the subpoenas pursuant to V.R.C.P. 45(c)(2)(B). In response, the Hearing Panel issued an order directing the Respondent and the Town to confer on the subpoenas as provided in V.R.C.P. 26(h).

The Town has now filed a "clarification regarding its objection to subpoenas" in which the Town correctly points out that it made its objection to the subpoenas under Rule 45(c)(2)(B) and that Rule 26(h) does not apply to the Town as a non-party. Accordingly, the Hearing Panel vacates that part of the order dated January 20, 2026, which applies to the Town of Bennington.

Dated this 26th day of January 2026

Hearing Panel No. 2

By: Mimi Brill
Mimi Brill, Esq., Chair