

Minutes of the Meeting
Rules Committee
October 16, 2017

On Monday, October 16, 2017, the Rules Committee met in the Supreme Court courtroom from 2:00 p.m. to 2:41 p.m.

Members in attendance were:

HON. RICHARD A. ROBINSON, CHAIR
HON. WILLIAM H. BRIGHT, JR.
HON. MELANIE L. CRADLE
HON. KEVIN G. DUBAY
HON. ROBERT L. GENUARIO
HON. SHEILA A. OZALIS
HON. DAVID M. SHERIDAN
HON. BARRY K. STEVENS

Also in attendance were Joseph J. Del Ciampo, Counsel to the Rules Committee, and Attorney Lori A. Petruzzelli of the Judicial Branch's Legal Services Unit. Judge Donna Nelson Heller was not in attendance.

1. Justice Robinson recognized Judge Bright for his service on the Committee and congratulated him on his nomination to the Appellate Court.

2. The Committee unanimously approved the minutes of the meeting held on September 18, 2017.

3. The Committee considered proposals by Ms. Maureen M. Martowska to amend Section 25-60 of the Practice Book.

After discussion, the Committee unanimously voted to refer the matter to Judge Bozzuto for further study.

4. The Committee considered proposals by Mr. Hector Morera, regarding an amendment to Section 25-60 of the Practice Book, a new rule concerning limiting the

publication of allegations that have been determined to be false and/or unsubstantiated, and an amendment to Section 25-50 of the Practice Book.

After discussion, the Committee determined that the proposal concerning Section 25-60 of the Practice Book had already been addressed in the recent revision to subsection (e), effective January 1, 2018. As to the second and third proposals by Mr. Morera, the Committee decided to take no further action on these matters.

5. The Committee considered comments from Attorney Sharon Dornfeld, regarding amendments to Section 25-60.

After discussion, the Committee decided to take no action on these matters.

6. The Committee considered a proposal by Katharine Casaubon, Counsel, Legal Services, regarding whether the *Index of Official Judicial Branch Forms Used in Civil, Family and Juvenile Matters* should be removed from the Practice Book.

After discussion, the Committee unanimously voted to remove the *Index of Judicial Branch Forms Used in Civil, Family and Juvenile Matters* from the Practice Book and to substitute in its place the proposed informational paragraph, as amended, attached to these minutes as Appendix A.

7. The Committee considered proposals by Judge Patrick L. Carroll III, Chief Court Administrator, to repeal Practice Book Section 3-19, which establishes the Legal Internship Committee, and to amend Practice Book Section 3-21, which contains a reference to the Legal Internship Committee.

After discussion, the Committee unanimously voted to submit to public hearing the proposed repeal of Section 3-19 and the proposed amendment to Section 3-21, as set forth in appendix B, attached to these minutes.

8. The Committee considered an inquiry from Judge Roraback, regarding the applicability of the legal intern rules to legal interns working for municipal law departments.

After discussion, the Committee tabled the matter to its November meeting and requested Counsel to research whether deleting in its entirety subsection (a) of Section 3-17 of the Practice Book would have unintended consequences.

9. The Committee considered a proposal by Martin Libbin, Director of Legal Services, on behalf of Judge Carroll, Chief Court Administrator, to amend Rule 1.11 of the Rules of Professional Conduct, regarding special conflicts of interest for government official and employees.

After discussion, the Committee decided to table the matter to its November meeting and requested that Counsel contact the Chair of the Connecticut Bar Association's section on Professional Discipline to request a timely submission of that section's comments for consideration at the November meeting.

10. The Committee considered a proposal by Attorney Martin R. Libbin, Director of Legal Services, on behalf of Judge Carroll, Chief Court Administrator, to amend the Practice Book concerning disqualification of judicial officials.

Attorney Libbin was present and addressed the Committee concerning this proposal. After discussion, the Committee decided to table the matter to its November meeting and requested that Counsel contact the Connecticut Trial Lawyer's Association to request a timely submission of that association's comments for consideration at the November meeting.

Respectfully submitted,

Joseph J. Del Ciampo
Counsel to the Rules Committee

DRAFT

Appendix A (101617)

OFFICIAL JUDICIAL BRANCH FORMS

Public forms are available in hard copy from any Clerk's Office or Court Service Center, and may also be accessed electronically on the Judicial Branch Forms website at www.jud.ct.gov/webforms. The Forms website has forms organized by category, forms grouped by subject and by case type, and also allows the option to search for specific forms by form name, form number, or keyword. Select State agency forms are also included on the Forms website.

Please note: The Judicial Branch periodically updates official forms. Therefore, users should not save electronic forms to local computers. The saved file will not reflect any updates made to the official form, and outdated versions of forms may not satisfy current statutory or Practice Book requirements. Instead, users should access electronic forms through the appropriate website each time the form is used

Appendix B (101617)

Sec. 3-19. —Legal Internship Committee

[There shall be established a legal internship committee appointed by the chief justice and composed of four judges, four practicing attorneys, three law professors, and three law students. This committee shall consult with the deans of law schools located in Connecticut, review the progress of the legal internship program, and consider any complaints or suggestions regarding the program.]

COMMENTARY: The recommended repeal of this section is in recognition and deference to the Experiential Learning Program managed by the External Affairs Division of the Judicial Branch which provides internship opportunities for law students, as well as graduate and undergraduate students.

Sec. 3-21. —Out-of-State Interns

A legal intern who is certified under a legal internship program or student practice rule in another state or in the District of Columbia may appear in a court or before an administrative tribunal of Connecticut under the same circumstances and on the same conditions as those applicable to certified Connecticut legal interns, if the out-of-state intern files with the clerk of the superior court in Hartford[, with a copy to the legal internship committee,] a certification by the dean of his or her law school of his or her admission to internship or student practice in that state or in the District of Columbia, together with the text of that state's or the District of Columbia's applicable statute or rule governing such admissions.

COMMENTARY: The change to this section is consistent with the recommended repeal of Section 3-19.