

April 23, 2007

Minutes of the Meeting
Rules Committee
April 23, 2007

On Monday, April 23, 2007 the Rules Committee met in the Attorneys' Conference

Room from 2:00 p.m. to 2:47 p.m.

Members in attendance were:

HON. PETER T. ZARELLA, CHAIR
HON. JOAN K. ALEXANDER
HON. THOMAS J. CORRADINO
HON. ROLAND D. FASANO
HON. BARRY C. PINKUS
HON. PATTY JENKINS PITTMAN
HON. HILLARY B. STRACKBEIN
HON. GEORGE N. THIM

Judge Richard W. Dyer was not in attendance at this meeting.

Also in attendance was Carl E. Testo, Counsel to the Rules Committee.

Agenda

1. The Committee approved the minutes of the meeting held on March 26, 2007.
2. The Committee marked off the agenda the item concerning amendments to the Code of Evidence.
3. The Committee considered proposed revisions to Practice Book Sections 11-14 and 11-18 concerning short calendar procedure, which were submitted by Judge William J. Lavery, Chief Court Administrator, on behalf of the Civil Commission. At its last meeting the Committee tabled this matter so that it could find out from Judge Lavery the rationale for these changes.
After discussion, the Committee further revised the proposed amendment to Section 11-18 and unanimously voted to submit to public hearing the revisions to Practice Book Sections 11-14 and 11-18 as set forth in Appendix A attached hereto.
4. The Rules Committee continued its consideration of Justice Borden's letter to Justice

Zarella setting forth Public Access Task Force Recommendations that Justice Borden requested the Rules Committee to consider implementing by Practice Book rule.

In connection with this, the Rules Committee considered alternate proposed definitions of “media,” which were submitted by its subcommittee.

After discussion, the Committee further revised one of the alternate proposals and unanimously voted to submit to public hearing proposed new Practice Book Section 1-10A as set forth in Appendix B attached hereto.

5. At prior meetings the Committee considered a letter from Mr. Adam Rivera, a law student, seeking interpretation of the meaning of the phrase “at least two semesters of credit” as used in Practice Book Section 3-16(a)(2). Because the Rules Committee does not render interpretive opinions concerning Practice Book provisions, it forwarded this inquiry to the Legal Internship Committee for whatever action it deems appropriate.

At this meeting, Justice Zarella advised the Rules Committee that he contacted one of the co-chairs of the Legal Internship Committee concerning this matter, who advised him that that committee will not meet again until September. The Rules Committee thereupon tabled this matter to the fall.

6. The Committee continued its consideration of a proposal submitted by Judge Joseph H. Pellegrino, then Chief Court Administrator, on behalf of the Civil Commission to amend the civil pleading rules. At its last meeting the Committee decided to find out from Judge Lavery, the chair of the Commission, the rationale for the changes and perhaps invite a member of the Civil Commission to address the Rules Committee concerning the proposal.

Justice Zarella reported to the Committee at this meeting that he talked with Judge Lavery concerning the proposal and, because it represents a major change in procedure, it will take a significant time to review.

The Committee tabled the proposal to the fall.

7. At its February 26, 2007 meeting, the Rules Committee approved for public hearing revisions to Rules 1.2 and 1.8 of the Rules of Professional Conduct. At this meeting the Committee considered a proposal from the Connecticut Defense Lawyers Association to further revise these proposals.

After discussion, the Committee further amended the proposals and unanimously voted to submit to public hearing the revisions to Rules 1.2 and 1.8 of the Rules of Professional Conduct

as set forth in Appendix C attached hereto.

8. The Committee considered a proposal by Judge Lavery to amend Practice Book Section 24-10 concerning the service of small claims writs.

After discussion, the Committee unanimously voted to submit to public hearing the revision to Section 24-10 as set forth in Appendix D attached hereto.

9. The Rules Committee continued its consideration of proposed revisions to Rules 5.5 and 8.5 of the Rules of Professional Conduct that were drafted by Attorney Kathleen Wood at the Committee's request.

After discussion, the Committee determined that these changes were no longer needed in light of its approval for public hearing of the multi-jurisdictional practice proposals that were submitted by the Connecticut Bar Association.

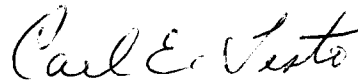
10. The Committee considered a proposal submitted by Attorney William H. Narwold on behalf of the Connecticut Bar Foundation to amend Rule 1.15 of the Rules of Professional Conduct concerning IOLTA.

After discussion, the Committee unanimously voted to submit to public hearing the revisions to Rule 1.15 of the Rules of Professional Conduct as set forth in Appendix E attached hereto.

11. The Committee tabled to its September meeting a letter from the American Bar Association to Senior Associate Justice David M. Borden concerning the ABA Model Court Rule on Provision of Legal Services Following Determination of Major Disaster.

12. The Committee scheduled its next meeting for May 21, 2007 at 9:30 a.m. The Committee will conduct a public hearing at 10:00 a.m. on that date in the Supreme Court Hearing Room.

Respectfully submitted,



Carl E. Testo
Counsel to the Rules Committee

CET:pt
Attachments