

STATE OF CONNECTICUT



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**STATEWIDE GRIEVANCE COMMITTEE**

[www.jud.ct.gov/sgc/](http://www.jud.ct.gov/sgc/)  
Second Floor - Suite Two  
287 Main Street, East Hartford, Connecticut 06118-1885

04/05/2012

OFFICE OF CHIEF DISCIPLINARY C  
100 WASHINGTON STREET  
HARTFORD CT 06106

GIACOMO TOLOMEO  
WAMBOLT & TOLOMEO LL  
31 WASHINGTON AVENUE  
3RD FLOOR  
NORTH HAVEN CT 06473

RE: GRIEVANCE COMPLAINT #11-0517  
DEPALMA vs. TOLOMEO

Dear Respondent and Disciplinary Counsel:

Enclosed herewith is the decision of the reviewing committee of the Statewide Grievance Committee concerning the above referenced matter. In accordance with the Practice Book Sections 2-35, 2-36 and 2-38(a), the Respondent may, within thirty (30) days of the date of this notice, submit to the Statewide Grievance Committee a request for review of the decision.

A request for review must be sent to the Statewide Grievance Committee at the address listed above.

Sincerely,

Michael P. Bowler

Encl.

cc: Attorney J A. Rebollo  
DOLAN & LUZZI LLC  
Joanne F. Depalma



STATE OF CONNECTICUT  
JUDICIAL BRANCH

**STATEWIDE GRIEVANCE COMMITTEE**

Michael P. Bowler, *Statewide Bar Counsel*

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Attorney Karyl Carrasquilla  
Assistant Disciplinary Counsel  
Office of the Chief Disciplinary Counsel  
100 Washington Street  
Hartford, CT 06106

Attorney Giacomo Tolomeo  
Wambolt & Tolomeo, LLC  
31 Washington Avenue, 3<sup>rd</sup> Floor  
North Haven, CT 06473

RE: Grievance Complaint #11-0517, Joanne Fraulo DePalma v. Giacomo Tolomeo

Dear Assistant Disciplinary Counsel and Respondent:

Pursuant to Practice Book §2-82(b), the undersigned, duly-appointed reviewing committee of the Statewide Grievance Committee, have reviewed the *Proposed Disposition Pursuant to Practice Book §2-82(b)* (hereinafter “*Proposed Disposition*”) filed March 1, 2012 and submitted for approval in the above referenced matter. After careful consideration of the *Proposed Disposition*, the *Affidavit* of the Respondent submitted pursuant to Practice Book §2-82(d) and the entire record of the complaint, and after conducting a hearing pursuant to Practice Book §2-82(b) on March 1, 2012, the undersigned hereby APPROVE the *Proposed Disposition*, a copy of which is attached hereto together with the *Affidavit* of the Respondent. Accordingly, the disposition agreed to by the Assistant Disciplinary Counsel and the Respondent in the above referenced matter and set forth in the *Proposed Disposition* is hereby made an order of this reviewing committee. The Respondent is ordered to attend in-person and at his own expense a continuing legal education (“CLE”) course in legal ethics. Online courses and materials-only courses do not comply. The CLE course is to consist of a minimum of three credit hours, and is to be taken within nine months of the date of this order. The Respondent shall provide the Statewide Grievance Committee with written confirmation of his compliance with this order within thirty (30) days of completion of the CLE course. Such written confirmation is to be in the form of a certificate of attendance or similar documentation from the course provider.

Reviewing Committee member Attorney Thomas F. Maxwell, Jr. was not available for the March 1, 2012 hearing. Assistant Disciplinary Counsel and the Respondent waived the participation of Attorney Maxwell in the consideration and decision of the *Proposed Disposition*. Accordingly, the matter was considered and decided by the undersigned.

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Decision  
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So ordered.

cc: Attorney Michael J. Luzzi  
Joanne Fraulo DePalma  
Attorney J. Adrian Rebollo

(8)  
jf

DECISION DATE: 4/5/12

Grievance Complaint #11-0517

Decision

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Attorney Frank J. Riccio, II

Grievance Complaint #11-0517

Decision

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A handwritten signature in cursive script, appearing to read "Patrick Sheridan", written over a horizontal line.

Mr. Patrick Sheridan

**STATEWIDE GRIEVANCE COMMITTEE**

JOANNE FRAULO DEPALMA  
Complainant

GRIEVANCE COMPLAINT #  
11-0517

v.

GIACOMO TOLOMEO  
Respondent

**PROPOSED DISPOSITION PURSUANT TO PRACTICE BOOK § 2-82(b)**

Pursuant to Practice Book § 2-82(b), and Practice Book § 2-82(a)(2), the undersigned Respondent and Disciplinary Counsel stipulate and agree as follows:

1. Giacomo Tolomeo (hereinafter Respondent), juris number 418303, was admitted to the bar of the State of Connecticut on June 8, 2000, and has no history of discipline.
2. The Respondent has registered with the Statewide Grievance Committee for 2012 and is currently in good standing.
3. This matter was instituted by grievance complaint dated June 14, 2011.
4. On August 19, 2011, the Grievance Panel for the Judicial District of New Haven for G.A.7 and the Towns of Branford, East Haven, Guilford, Madison and N. Branford found probable cause that the Respondent violated Rules 3.3(a)(1), 8.4(3) and 8.4(4) of the Rules of Professional Conduct.
5. The Respondent has tendered an affidavit pursuant to Practice Book § 2-82(d) attached hereto, and although the Respondent denies some or all of the material facts in the complaint, he acknowledges that there is sufficient evidence to prove by clear and convincing evidence the material facts constituting a violation of Rule 8.4(4) of the Rules of Professional Conduct.
6. The Respondent and the Disciplinary Counsel agree that the Respondent will attend in-person and at his own expense a continuing legal education ("CLE") course in Legal Ethics. Online courses and materials only courses do not comply. The CLE course is to consist of a minimum of 3 credit hours, and is to be taken within nine months of the approval of this agreement. The Respondent

will provide the Statewide Grievance Committee with written confirmation of his compliance with this condition within 30 days of completion of the CLE course.

7. The Respondent understands that this is a disciplinary sanction and condition pursuant to Practice Book § 2-37(a).
8. The Respondent further understands that his failure to comply with all of the terms of this condition will result in the filing of a presentment pursuant to Practice Book § 2-37(c).
9. The Respondent and the Disciplinary Counsel agree that the Disciplinary Counsel will recommend that the Statewide Grievance Committee impose the sanction set forth in this agreement. If this agreement is rejected by the Statewide Grievance Committee, the Disciplinary Counsel will pursue this matter at a contested hearing.

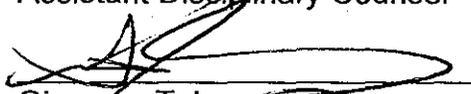
WHEREFORE, this matter is submitted to the Statewide Grievance Committee for its approval in accordance with Practice Book § 2-82(b).

Office of Disciplinary Counsel,

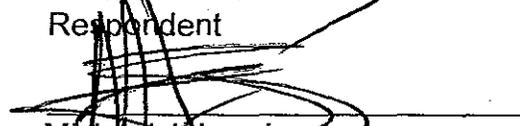
2/1/12  
Date

By:   
Karyl Carrasquilla  
Assistant Disciplinary Counsel

3/1/12  
Date

  
Giacomo Tolomeo  
Respondent

3/1/12  
Date

  
Michael J. Luzzi  
Counsel for Respondent

STATEWIDE GRIEVANCE COMMITTEE

JOANNE FRAULO DEPALMA  
Complainant

GRIEVANCE COMPLAINT #  
11-0517

v.

GIACOMO TOLOMEO  
Respondent

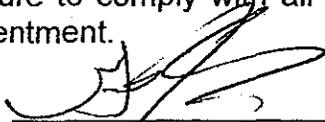
AFFIDAVIT

STATE OF CONNECTICUT)  
COUNTY OF *Fairfield* ) ss. [*Bridport*]

I am over the age of 18 and believe in the obligation of an oath. Pursuant to Practice Book § 2-82(d), I make the following affidavit:

1. The Proposed Disposition attached hereto and made a part hereof is voluntarily submitted.
2. I hereby consent to the form of disposition set out in the foregoing Proposed Disposition.
3. I am aware that I have a right to a full evidentiary hearing on this matter with the assistance of an attorney and I waive that right by entering into this agreement.
4. I have been neither subject to coercion nor duress and I am fully aware of the consequences of this Affidavit and Proposed Disposition.
5. I have discussed this matter and been advised by my attorney, Michael J. Luzzi, regarding this Proposed Disposition.

6. I am aware of the current proceeding regarding my alleged violation of Rules 3.3(a)(1), 8.4(3) and 8.4(4) of the Rules of Professional Conduct.
7. Although I deny some or all of the material facts alleged in the complaint, I acknowledge that there is sufficient evidence to prove by clear and convincing evidence the material facts constituting a violation of Rule 8.4(4) of the Rules of Professional Conduct.
8. I agree to attend in-person and at my own expense a continuing legal education ("CLE") course in Legal Ethics. Online courses and materials only courses do not comply. The CLE course is to consist of a minimum of 3 credit hours, and is to be taken within nine months of the approval of this agreement. I understand and agree that it is my obligation to provide the Statewide Grievance Committee with written confirmation of my compliance with this condition within 30 days of completion of the CLE course.
9. I understand that Disciplinary Counsel will recommend that this matter be resolved by the imposition of the sanction set forth in the Proposed Disposition. If this agreement is rejected by the Statewide Grievance Committee, the Disciplinary Counsel will pursue this matter at a contested hearing.
10. I further understand that my failure to comply with all the terms and conditions stated herein will result in a presentment.

  
\_\_\_\_\_  
Giacomo Tolomeo

Subscribed and sworn to before me

This 1 day of March, 2012

  
\_\_\_\_\_  
Notary Public/Commissioner of the Superior Court