

Minutes of the Meeting
Rules Committee of the Superior Court
Monday, December 18, 2023

On December 18, 2023, the Rules Committee met using Microsoft Teams from 2:14 p.m. to 2:36 p.m.

Members in attendance were:

HON. ANDREW J. McDONALD, CHAIR
HON. BARRY F. ARMATA
HON. COURTNEY M. CHAPLIN
HON. ERNEST GREEN
HON. JENNIFER MACIEROWSKI
HON. STEPHANIE A. MCLAUGHLIN
HON. W. GLEN PIERSON
HON. SHEILA M. PRATS
HON. ELIZABETH J. STEWART

Also in attendance were Joseph J. Del Ciampo, Counsel to the Rules Committee, James T. O'Connor, Assistant Counsel to the Rules Committee, and Lori Petruzzelli, Assistant Counsel to the Rules Committee.

1. The Committee approved the minutes of the meeting held on November 27, 2023, with no revisions. Judge McLaughlin abstained from voting.

2. The Committee considered a proposal from Attorney Owen Weaver to amend the Practice Book to include uniform standard interrogatories and production requests for real property tax appeals (RC ID # 2021-027).

Attorney Gregory Servodidio was present and addressed the Committee on this matter and indicated that the ad hoc committee reviewing the matter expects to submit a consensus proposal to the Rules Committee soon.

The Committee continued the matter until such time as a consensus proposal is submitted by the ad hoc committee that is reviewing the matter.

3. The Committee considered a proposal from Attorney Zenas Zelotes to create hybrid files, upon request, in cases filed on or before 2014, in which the older part would remain on paper, and new entries digital (RC ID # 2023-006).

After discussion, the Committee voted to take no further action on this matter and tabled the proposal.

4. The Committee considered a proposal from Judge Donna Wilkerson Brilliant to amend Practice Book Section 30a-5 to include the requirement that a current predispositional study (PDS) be provided to the court for a child being placed on probation with residential placement in a secure or staff secure facility, in alignment with the requirements of C.G.S. 46b-140 (g) (RC ID # 2023-019).

Judge Wilkerson Brilliant was present and addressed the Committee on this matter.

After discussion, the Committee tabled this proposal to its January meeting and referred it for comment to the Chief State's Attorney's office, Chief Public Defender's office, Judge Nguyen-O'Dowd, Chief Administrative Judge for Juvenile Matters, and Court Support Services Division (CSSD).

5. The Committee considered a proposal from Judge Donna Wilkerson Brilliant to amend Practice Book Section 30a-8 to include the service memorandum in the list of materials in the court records that must be authorized by the court before a party may copy or reproduce it (RC ID # 2023-020).

Judge Wilkerson Brilliant was present and addressed the Committee on this matter.

After discussion, the Committee tabled this proposal to its January meeting and referred it for comment to the Chief State's Attorney's office, Chief Public Defender's office, Judge Nguyen-O'Dowd, Chief Administrative Judge for Juvenile Matters, and Court Support Services Division (CSSD).

6. The Committee considered a proposal from Judge Donna Wilkerson Brilliant to amend Practice Book Section 31a-14 to explicitly include the requirement that an assessment be conducted by a clinical coordinator for a juvenile with a delinquency charge prior to the court ordering a thirty-day Solnit Center hospitalization and evaluation (RC ID # 2023-021).

After discussion, the Committee tabled this proposal to its January meeting and referred it for comment to the Chief State's Attorney's office, Chief Public Defender's office, Judge Nguyen-O'Dowd, Chief Administrative Judge for Juvenile Matters, and Court Support Services Division (CSSD).

7. The Committee considered a proposal from Judge Donna Wilkerson Brilliant to amend Practice Book Section 26-1 to include the definitions of a clinical coordinator and service memorandum as they are referred to in the proposed revised Practice Book Sections 31a-14, 30a-5, and 30a-8 (RC ID # 2023-022).

After discussion, the Committee tabled this proposal to its January meeting and referred it for comment to the Chief State's Attorney's office, Chief Public Defender's office, Judge Nguyen-O'Dowd, Chief Administrative Judge for Juvenile Matters, and Court Support Services Division (CSSD).

8. The Committee considered a proposal from Attorney Dina S. Fisher to adopt a new rule which would require the state to provide detailed pretrial notice of an intent to

present prior uncharged sexual misconduct, bringing Connecticut into alignment with the federal rules and a number of state jurisdictions that allow such evidence (RC ID # 2023-023).

Attorney Fisher was present and addressed the Committee on this matter.

After discussion, the Committee tabled this proposal to its January meeting and referred it for comment to the Chief State's Attorney's office, Chief Public Defender's office, the Connecticut Criminal Defense Lawyers Association (CCDLA), Judge Gold, Chief Administrative Judge for Criminal Matters, and the Victim Advocate.

Respectfully submitted,



Joseph J. Del Ciampo
Counsel to the Rules Committee