

NOTICES

Statewide Grievance Committee Rules of Procedure

Notice is hereby given of the following amendments to the Statewide Grievance Committee Rules of Procedure, adopted in accordance with Section 2-33(c)(2), to be effective April 12, 2011.

Attorney Michael P. Bowler
Statewide Bar Counsel

(NEW) RULE 11A. MOTION TO DISMISS BY DISCIPLINARY COUNSEL

A. Notwithstanding the provisions of Rule 7(C)(1) of these rules, Disciplinary Counsel may file a motion to dismiss a grievance complaint after a finding of probable cause under the following circumstances:

1. Disciplinary Counsel believes that he or she does not have evidence to meet the clear and convincing standard of proof required to prove the alleged rule violations; or

2. The Respondent is exposed to discipline for the same conduct under Practice Book §§ 2-39, 2-40 or 2-41. Any motion granted under this subsection will be without prejudice to the Disciplinary Counsel filing a new grievance complaint or a presentment pursuant to Practice Book §§ 2-39, 2-40 or 2-41.

B. The motion to dismiss under this rule may only be filed by the Disciplinary Counsel. An original and three copies of the motion shall be filed with the Committee prior to or during the proceeding before a reviewing committee and a copy shall be forwarded by the Disciplinary Counsel to the Complainant, the Respondent and their counsel. The motion shall clearly explain the reasons for the requested dismissal.

C. The reviewing committee shall hear the motion on the record. At such hearing, the reviewing committee shall allow argument from the Disciplinary Counsel, the Respondent or Respondent's counsel concerning the motion. The Complainant or Complainant's counsel may make a statement in support of, or in opposition to the motion.

D. Following the hearing, the reviewing committee shall issue a written decision either granting or denying the motion.

1. If the motion is granted, notice shall be sent to the Disciplinary Counsel, the participants and their counsel and the matter shall be dismissed.

2. If the motion is denied, Disciplinary Counsel, the participants and their counsel shall be notified and the matter shall be scheduled for a hearing before a different reviewing committee.

Notice to Members of the Bar of New Haven County

Take notice that at 9:30 a.m. on April 15, 2011 in Courtroom 4-E of the Courthouse at 235 Church Street, New Haven, CT, there will be a meeting of the members of