

## Seventh Term (April 2019) - Appellate Court Assignment for Days and April 17, 2019, Court's Motion Calendar

All calendar assignments are subject to change. This web page will include the latest scheduling changes.

N.B. The Court will hear cases on April 16, in the morning in both Hartford and Wethersfield High School, 411 Wolcott Hill Road, Wethersfield, CT.

### MONDAY, APRIL 8, 2019

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

#### 10:00 A.M.

*Prescott, Bright and Eveleigh, Js.*

**AC 40311 WWM**  
**STATE OF CONNECTICUT v. VICTOR M. ALICEA**  
MITCHELL S BRODY  
CHIEF PUBLIC DEFENDER-LEGAL SERVICES  
JAMES B STREETO

~~**AC 40635 HHD**~~  
~~**GERALD THUNELIUS v. JULIA POSACKI**~~ **MARKED OVER**  
~~NEEDLE & CUDA~~  
~~SCHOONMAKER LEGAL GROUP, LLC~~  
~~GUARDIAN AD LITEM: COHEN AND WOLF, P.C., JOCELYN B. HURWITZ~~

**AC 40987 DBD**  
**BARBARA A. FLEISCHER v. WILLIAM B. FLEISCHER**  
DONALDSON & NORRIS LLC  
HALLORAN & SAGE  
HALLORAN & SAGE LLP

#### 2:00 P.M.

*DiPentima, C.J., and Lavine and Bishop, Js.*

**AC 41780 HHD**  
**STATE OF CONNECTICUT v. EARL V. THOMPSON**  
RITA M SHAIR  
MARK DIAMOND

**AC 41069 FBT**  
**BANK OF AMERICA, N.A. v. JEYASHANKERLAL LINKASAMY**  
HOWARD LEE SCHIFF PC LAW OFFICES  
JEYASHANKERLAL LINKASAMY, SELF-REPRESENTED PARTY

~~**AC 40592 HHD**~~  
~~**R.D. CLARK & SONS, INC., ET AL. v. JAMES CLARK ET AL.**~~ **MARKED OVER**  
~~WEINSTEIN & WISSER PC~~  
~~HOWARD KOHN SPRAGUE & FITZGERALD~~

**TUESDAY, APRIL 9, 2019**

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**10:00 A.M.**

*Alvord, Elgo and Moll, Js.*

**AC 41175 FBT**

**STATE OF CONNECTICUT v. TERENE CLARK**

CHIEF STATE'S ATTORNEY-APPELLATE

MICHAEL ANTHONY DEJOSEPH

FORMICA WILLIAMS P.C.

GLENN LOUIS FORMICA

**AC 41275 KNL**

**VICTOR A WOZNIAK ET AL v. TOWN OF COLCHESTER**

GERAGHTY & BONNANO LLC

SHIPMAN & GOODWIN LLP

~~**AC 41049 HHD**~~

~~**NAILIA VODOVSKAIA-SCANDURA v. HARTFORD HEADACHE CENTER, LLC ET AL**~~

~~SPINELLA & ASSOCIATES~~

**MARKED OVER**

~~ZANGARI COHN CUTHBERTSON DUHL & GRELO~~

**2:00 P.M.**

*Keller, Prescott and Harper, Js.*

**AC 41570 FST**

**FURKAN KUDIA v. ASIF MALIK ET AL**

BRANDNER & PONZINI

ASIF MALIK, SELF-REPRESENTED PARTY

**AC 40438 TTD**

**MONICA PETERS v. NUMAN SENMAN**

MONICA PETERS N/K/A MONICA L. SZYMONIK, SELF-REPRESENTED PARTY

NUMAN SENMAN, SELF-REPRESENTED PARTY

THE FOLLOWING CASE IS SUBMITTED TO THE COURT FOR DISPOSITION WITHOUT ORAL ARGUMENT.  
COUNSEL OF RECORD NEED NOT APPEAR.

**AC 41380 KNL**

**WILMINGTON TRUST COMPANY NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS SUCCESSOR TRUSTEE TO  
U.S. v. HERBERT H BACHELDER, JR. ET AL.**

BENDETT & MCHUGH PC

MARISSA I DELINKS

SEIGER GFELLER LAURIE LLP

HERBERT H BACHELDER JR, SELF-REPRESENTED PARTY

STUART R NORMAN JR

HURVITZ HENRY B LAW OFFICES OF

**WEDNESDAY, APRIL 10, 2019**

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**10:00 A.M.**

*Alvord, Moll and Flynn, Js.*

**AC 40657 H15N**  
**STATE OF CONNECTICUT v. ROBERT A. CANE**  
MICHELE C LUKBAN  
GERALD M KLEIN  
PIESZAK-MILLER & BRODEUR LLC  
WALTER DANIEL HUSSEY

**AC 41406 HHD**  
**FRANCIS BOYLE v. APPLE HILL HOMEOWNERS ASSOCIATION INC.**  
JOSEPH A O BRIEN  
FELDMAN PERLSTEIN & GREENE LLC

**AC 41903 MMX**  
**JUDITH BURG v. NORTHEAST SPECIALTY CORPORATION D/B/A/ NESCOR**  
THIER LAW OFFICE LLC  
DAWN DANIELLE MCDONALD

**2:00 P.M.**

*Keller, Bright and Beach, Js.*

**AC 40385 S01S**  
**STATE OF CONNECTICUT v. YOON CHUL SHIN**  
SARAH HANNA  
YOON C SHIN, SELF-REPRESENTED PARTY

**AC 41348 TTD**  
**THE CONNECTICUT LIGHT & POWER COMPANY D/B/A EVERSOURCE ENERGY v. RUTHANN C. WOLF**  
NAIR & LEVIN LAW OFFICES OF P.C.  
RUTHANN C WOLF, SELF-REPRESENTED PARTY

**AC 41352 WWM**  
**GORDON MERKEL v. MARLENE BALTIMORE HILL**  
GORDON MERKEL, SELF-REPRESENTED PARTY  
BACHARACH LAW FIRM LLC

**THURSDAY, APRIL 11, 2019**

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**10:00 A.M.**

*DiPentima, C.J., and Prescott and Moll, Js.*

**AC 41374 TSR**  
**EZRA BENJAMIN v. COMMISSIONER OF CORRECTION**  
JUSTINE FITZGERALD MILLER  
JAMES M RALLS

**AC 41220 HHD**  
**AUTUMN VIEW LLC ET AL v.. EAST HAVEN PLANNING AND ZONING COMMISSION**  
SHIPMAN & GOODWIN LLP  
ZULLO ZULLO & JACKS LAW OFFICE LLC

**AC 41818 HHD**  
**CYNTHIA CYR v. VKB, LLC ET AL.**  
BARTLETT LEGAL GROUP LLC  
THE KALON LAW FIRM LLC

**2:00 P.M.**

*Lavine, Elgo and Pellegrino, Js.*

**AC 42130 HHD**  
**STATE OF CONNECTICUT v. RASHAD MOON**  
LAURIE N. FELDMAN, SPECIAL DEPUTY ASSISTANT STATE'S ATTORNEY  
PAMELA S. NAGY, ASSISTANT PUBLIC DEFENDER

**AC 41582 WWM**  
**LISA A. DUFRESNE v. GERALD E. DUFRESNE**  
BERGER & SANTY P.C.  
KENNETH EDWARD CAISSE  
LISA A DUFRESNE, SELF-REPRESENTED PARTY  
PULLMAN & COMLEY LLC  
BRIGHAM & KULIG  
GERALD E DUFRESNE JR., SELF-REPRESENTED PARTY  
GUARDIAN AD LITEM: ANNE R HOYT

**AC 41478 UWY**  
**ULYSES ALVAREZ v. CITY OF MIDDLETOWN**  
SABATINI & ASSOCIATES LLC  
ROSE KALLOR LLP

**MONDAY, APRIL 15, 2019**

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**10:00 A.M.**

*DiPentima, C.J., and Keller and Olear, Js.*

**AC 41394 NNH**  
**ERNEST FRANCIS v. BOARD OF PARDON & PAROLE STATE OF CONNECTICUT ET AL.**  
ERNEST FRANCIS, SELF-REPRESENTED PARTY  
JAMES MICHAEL BELFORTI  
TERRENCE M O NEILL

**AC 41528 AAN**  
**PETER J. FRANCINI, TRUSTEE ET AL. v. NICHOLAS RIGGIONE A/K/A NICHOLAS A. RIGGIONE**  
WILLINGER WILLINGER & BUCCI PC  
DEY SMITH STEELE LLC  
LAW OFFICE OF JOHN J. COUGHLIN LLC  
SEAN M DUNNE

**AC 40693 HHD**  
**CROSSKEY ARCHITECTS, LLC v. POKO PARTNERS, LLC ET AL.**  
PURTILL & PFEFFER P.C.  
TAVTIGIAN KIRK D. LLC  
SUSMAN DUFFY & SEGALOFF PC  
THOMAS EDWARD KATON

**2:00 P.M.**

*Lavine, Bright and Bear, Js.*

**AC 41166 HHD**

**ISABELLA C. MENSAH v. CHARLES O. MENSAH**

ISABELLA C MENSAH, SELF-REPRESENTED PARTY

THE UPTON LAW FIRM LLC

CHARLES O MENSAH, SELF-REPRESENTED PARTY

THOMAS SCOTT ROME

**AC 41227 HHD**

**JAMES K. GROGAN v.. JILL PENZA**

MARK V CONNOLLY

ROME CLIFFORD KATZ & KOERNER LLP

**AC 41525 HFH**

**LEROY MORRISON ET AL v. OLIVE J. WALLACE A/K/A OLIVE WALLACE ET AL**

BERRY LAW LLC

MARKOWITZ & MAWHINNEY PC

OLIVE J WALLACE A/K/A OLIVE WALLACE, SELF-REPRESENTED PARTY

**TUESDAY, APRIL 16, 2019**

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**10:00 A.M.**

*DiPentima, C.J., and Alvord and Norcott, Js.*

**AC 40731 TTD**

**JEROME RIDDICK v. DEPARTMENT OF CORRECTION ET AL.**

JEROME RIDDICK, SELF-REPRESENTED PARTY

EDWARD DAVID ROWLEY

**AC 41284 UWY**

**MARIA W. v. ERIC W.**

MARIA W., SELF-REPRESENTED PARTY

ERIC W., SELF-REPRESENTED PARTY

**AC 41289 MMX**

**DOUGLAS FLEMING v. CITY OF MIDDLETOWN ET AL.**

DOUGLAS P FLEMING, SELF-REPRESENTED PARTY

OFFICE OF THE GENERAL COUNSEL

*IN ADDITION TO THE CASES SCHEDULED IN HARTFORD THE TWO FOLLOWING CASES WILL BE HEARD AT WETHERSFIELD HIGH SCHOOL, 411 WOLCOTT HILL ROAD, WETHERSFIELD, CT.*

**10:00 A.M.**

*Keller, Prescott and Moll, Js.*

**AC 40848 HHD**

**STATE OF CONNECTICUT v. CARLTON BRYAN**

TIMOTHY J SUGRUE

FROST BUSSERT LLC

**11:00 A.M.**

*Keller, Prescott and Moll, Js.*

**AC 41721 KNL**  
**ANDRZEJ KUSY v. CITY OF NORWICH ET AL**  
ROGIN NASSAU LLC  
GARRATY CYNTHIA M LAW OFFICES OF

**2:00 P.M.**

*Elgo, Bright and Beach, Js.*

**AC 41026 TSR**  
**CONG DOAN v. COMMISSIONER OF CORRECTION**  
JAMES B STREETO  
CHIEF STATE'S ATTORNEY-APPELLATE  
NANCY L CHUPAK

**AC 42007 FST**  
**JOHN MOSBY ET. AL. v. NORWALK BOARD OF EDUCATION**  
JOHN MOSBY, SELF-REPRESENTED PARTY  
EMMA LAWRENCE, SELF-REPRESENTED PARTY  
JIM GIORDANO, SELF-REPRESENTED PARTY  
MACE GREEN, SELF-REPRESENTED PARTY  
MARCUS DAVIS, SELF-REPRESENTED PARTY  
STEVE FULTON, SELF-REPRESENTED PARTY  
WINZER TEEL, SELF-REPRESENTED PARTY  
CRAIG L MANEMEIT  
LICARI WALSH & SKLAVER LLC  
NORWALK CORPORATION COUNSEL

**AC 40574 FST**  
**ELIZABETH SPALTER IINO v. DIANE ROGERS SPALTER EXECUTRIX OF THE ESTATE OF HOWARD SPALTER**  
MICHAEL G DOWD, PRO HAC VICE  
SAXE DOERNBERGER & VITA P.C.  
THE REINKEN LAW FIRM  
COHEN & WOLF PC  
COHEN AND WOLF PC

**WEDNESDAY, APRIL 17, 2019**

**10:00 A.M. – COURT'S MOTION CALENDAR**

---

**IN THE FOLLOWING, MATTER COUNSEL ARE ORDERED TO APPEAR AND GIVE REASONS, IF ANY, WHY THIS APPEAL FROM AN ORDER GRANTING A MOTION FOR PATERNITY TESTING IN AN ONGOING NEGLECT PROCEEDING SHOULD NOT BE DISMISSED FOR LACK OF A FINAL JUDGMENT. SEE *STATE v. CURCIO*, 191 CONN. 27, 31 (1983).**

**(1) AC 42525**

**IN RE: ERIC R.**

Bryan Patrick Fiengo  
Sara Swallen, Assistant Attorney General  
Benjamin Zivyon, Assistant Attorney General  
Ann Hammond McCarthy, Assistant Attorney General  
Law Offices of Jennifer M. Celentano, LLC  
Rebecca Mayo Goodrich

---

IN THE FOLLOWING MATTER, COUNSEL AND THE SELF-REPRESENTED PARTIES ARE HEREBY ORDERED TO APPEAR AND GIVE REASONS, IF ANY, WHY THIS APPEAL FROM THE SUPERIOR COURT DECISION DISMISSING AN APPEAL OF A PROBATE DECREE APPOINTING AN INDEPENDENT CONSERVATOR OF THE PERSON AND ESTATE OF ELVIRA FUMEGA SHOULD NOT BE DISMISSED AS MOOT IN LIGHT OF THE DEATH OF ELVIRA FUMEGA AND THE APPOINTMENT OF ROBERT FUMEGA AS EXECUTOR. SEE *WRIGHT v. LEONARDI*, 149 CONN. APP. 831, 837-839 (2014).

(2) AC 41655

**ELVIRA FUMEGA**

Myrna Fumega-Serrano, self-represented party  
Berta Fumega, self-represented party  
Robert Fumega, self-represented party

v.

**THE NORWALK-WILTON PROBATE COURT ET AL.**

Emily V. Melendez, Assistant Attorney General

---

IN THE FOLLOWING MATTER, COUNSEL AND THE SELF-REPRESENTED PARTY ARE ORDERED TO APPEAR AND GIVE REASONS, IF ANY, WHY THE PLAINTIFF'S APPEAL CHALLENGING THE DENIAL OF HIS "MOTION FOR SUBJECT MATTER WAIVER, SANCTIONS AND COSTS" SHOULD NOT BE DISMISSED FOR LACK OF A FINAL JUDGMENT. SEE *RUGGIERO v. FUESSENICH*, 237 CONN. 339, 345-47 (1996); *STATE v. CURCIO*, 191 CONN. 27, 31 (1983).

(3) AC 42294

**TIMOTHY G. MARTIN**

Timothy G. Martin, self-represented party

v.

**TOWN CLERK FOR THE TOWN OF SIMSBURY FOR  
PLANNING & ZONING OFFICE/ASSESSORS OFFICE ET AL.**

Ryan Ryan Deluca, LLP

---

IN THE FOLLOWING MATTER, COUNSEL ARE ORDERED TO APPEAR AND GIVE REASONS, IF ANY, WHY THIS APPEAL SHOULD NOT BE DISMISSED FOR LACK OF SUBJECT MATTER JURISDICTION ON THE GROUND THAT THE TRIAL COURT'S DENIAL OF THE DEFENDANT'S MOTION TO OPEN THE DEFAULT FOR FAILURE TO PLEAD DOES NOT CONSTITUTE AN APPEALABLE FINAL JUDGMENT. SEE *MORGAN v. MORGAN*, 136 CONN. APP. 371, 373 (2012); *AUTOMOTIVE TWINS, INC. v. KLEIN*, 138 CONN. 28, 33 (1951) (ENTRY OF DEFAULT DOES NOT CONSTITUTE APPEALABLE FINAL JUDGMENT).

(4) ~~AC 42439~~

~~LASHINKA DAMON~~

~~—Tindall Law Firm, LLC~~

~~v.~~

**MARKED OVER TO EIGHTH TERM**

~~TAVARES CAMPBELL~~

~~—Sullivan Attanasio & Miller~~

---

---

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**2:00 P.M.**

*Lavine, Elgo and Bishop, Js.*

**AC 41036 TSR**

**TROY HARRIS v. COMMISSIONER OF CORRECTION**

DEREN MANASEVIT

LAURIE NADINE FELDMAN

**AC 40688 FST**

**US BANK NATIONAL v. ELIZABETH P. CONRAD ET AL.**

DAVID BIZAR

DAVID J MARANTZ

MCCALLA RAYMER LEIBERT PIERCE LLC

ELIZABETH P CONRAD, SELF-REPRESENTED PARTY

MARK SANK & ASSOCIATES LLC

UNITED STATES ATTORNEY

**AC 41697 NNH**

**SCARLETT LEWIS, ADMINISTRATRIX OF THE ESTATE OF JESSE LEWIS ET AL. v. THE TOWN OF NEWTOWN ET AL.**

PAPCSY JANOSOV ROCHE

PULLMAN & COMLEY LLC

RYAN RYAN DELUCA LLP

**THURSDAY, APRIL 18, 2019**

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**10:00 A.M.**

*Alvord, Moll and Pellegrino, Js.*

**AC 41694 HHB**

**JOHN S. KAMINSKI v. CORRECTION OFFICER ALEXANDER/OSBORN ET AL.**

JOHN S KAMINSKI, SELF-REPRESENTED PARTY

NEIL PARILLE

STEVEN M BARRY

**AC 40723 FST**

**JILL GILBERT CALLAHAN v. JAMES CALLAHAN**

DORI B HIGHTOWER

MCELROY DEUTSCH MULVANEY & CARPENTER/PH

RUEL RUEL GOINGS & BRITT LLC

JAMES CALLAHAN, SELF-REPRESENTED PARTY

PULLMAN & COMLEY LLC

~~**AC 41696 FST**~~

~~**PUTNAM PARK APARTMENTS, INC. ET AL. v. PLANNING AND ZONING COMMISSION OF THE TOWN OF GREENWICH ET AL.**~~

~~IVEY BARNUM & O'MARA~~

~~FOGARTY COHEN RUSSO & NEMIROFF LLC~~

~~GREENWICH TOWN ATTORNEY~~

~~ROBINSON & COLE~~

**MARKED OVER**



**MONDAY, APRIL 22, 2019**

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**10:00 A.M.**

*Prescott, Bright and Bear, Js.*

**AC 40906 HHD**

**FRANCIS ANDERSON v. DAN MALLOY ET AL**  
FRANCIS ANDERSON, SELF-REPRESENTED PARTY  
JANELLE R MEDEIROS  
NEIL PARILLE

**AC 41949 HHD**

**SUMMIT SAUGATUCK, LLC v. TOWN OF WESTPORT WATER POLLUTION CONTROL AUTHORITY**  
SHIPMAN & GOODWIN LLP  
BERCHEM MOSES PC

**AC 41894 AAN**

**CITY OF MILFORD v. PAUL J. HICKS ET AL.**  
MILFORD CITY ATTORNEY  
STANLEY HICKS, SELF-REPRESENTED PARTY  
VITO A CASTIGNOLI  
BRITTANY HICKS, SELF-REPRESENTED PARTY  
GEORGE TURNER HOLLER IV  
PETER F HICKS, SELF-REPRESENTED PARTY  
TAYLOR HICKS, SELF-REPRESENTED PARTY

**2:00 P.M.**

*Lavine, Keller and Elgo, Js.*

**AC 41420 H14H**

**STATE OF CONNECTICUT v. KEVIN LYNCH**  
MELISSA L STREETO  
KEVIN W LYNCH, SELF-REPRESENTED PARTY  
O'BRIEN JOHN F LAW OFFICES

**AC 41464 LLI**

**NONHUMAN RIGHTS PROJECT INC v. R.W. COMMERFORD & SONS, INC. ET AL**  
COHEN & WOLF PC  
COHEN AND WOLF PC

**FOR AMICUS CURIAE JUSIN MARCEAU, SAMUEL WISEMAN AND BRANDON L. GARRETT:**

THOMAS R CHERRY

**FOR AMICUS CURIAE LAURENCE H TRIBE:** THOMAS R CHERRY

**FOR AMICUS CURIAE MARK A DUBOIS:** GERAGHTY & BONNANO LLC; MARK A DUBOIS

**FOR AMICUS CURIAE THE PHILOSOPHERS:** JESSICA S RUBIN

**AC 41730 HHB**

**CARL P. v. DEPARTMENT OF CHILDREN AND FAMILIES ET AL.**  
DAVID J REICH  
STEPHEN G VITELLI  
BENJAMIN ZIVYON  
ELIZABETH NUGENT MANNIEL

**TUESDAY, APRIL 23, 2019**

THE FOLLOWING CASES ARE ASSIGNED FOR "FULL HEARING"

**10:00 A.M.**

*DiPentima, C.J., and Alvord and Diana, Js.*

**AC 41845 D03D**

**STATE OF CONNECTICUT v. KENYA BROWN**

KENYA BROWN, SELF-REPRESENTED PARTY  
BRUCE RAYMOND LOCKWOOD

**AC 41155 FST**

**MAYA BOREEN v. KEVIN A. BOREEN**

KIRK A. BENNETT  
JAMES H. LEE  
THOMAS M. SHANLEY

THE FOLLOWING CASE IS SUBMITTED TO THE COURT FOR DISPOSITION WITHOUT ORAL ARGUMENT.  
COUNSEL OF RECORD NEED NOT APPEAR.

**AC 41423 UWY**

**KARIM SEWARD v. ADMINISTRATOR UNEMPLOYMENT COMPENSATION ACT ET AL.**

KARIM SEWARD, SELF-REPRESENTED PARTY  
BETH Z MARGULIES  
EMPLOYMENT SECURITY APPEALS DIVISION -BOARD OF REVIEW

CAROLYN C. ZIOGAS  
*Chief Clerk*