

Cumulative Table of Cases
Connecticut Appellate Reports
Volume 215

(Replaces Prior Cumulative Table)

Ayuso v. Commissioner of Correction 322
Habeas corpus; whether habeas court properly denied petition for writ of habeas corpus; claim that habeas court abused its discretion in denying petition for certification to appeal; whether petitioner was deprived of right to due process when prosecutor failed to correct testimony concerning bulletproof vest worn by police officer during shooting incident with petitioner; claim that petitioner was prejudiced by trial counsel's decision not to challenge state's evidence that bullet caused officer's injury; claim that reasonable probability existed that outcome of criminal trial would have been different if petitioner's trial counsel had investigated and presented certain evidence in support of self-defense claim; whether petitioner's trial counsel rendered ineffective assistance by failing to raise claim under State v. Morales (232 Conn. 707) regarding state's failure to preserve certain evidence at trial; claim that petitioner's appellate counsel rendered deficient performance by failing to challenge certain of trial court's actions concerning witness who purportedly threatened petitioner on day of shooting incident; claim that appellate counsel rendered deficient performance by failing to raise Morales claim concerning state's failure to preserve vehicle police officers occupied during shooting incident; claim that appellate counsel rendered deficient performance by failing to raise unpreserved claim that prosecutor improperly vouched for credibility of police officer during closing argument to jury; claim that habeas court improperly precluded petitioner's habeas counsel from questioning trial prosecutor about whether prosecutor should have known at time of trial that certain of police officer's testimony was false.
Coney v. Commissioner of Correction 99
Habeas corpus; dismissal of habeas petition as untimely pursuant to statute (§ 52-470 (d) and (e)); claim that habeas court erred in determining that petitioner failed to demonstrate good cause to overcome rebuttable presumption of unreasonable delay set forth in § 52-470 (d); factors set forth in Kelsey v. Commissioner of Correction (343 Conn. 424) for determining whether petitioner satisfied burden of demonstrating good cause, discussed.
Crenshaw v. Commissioner of Correction 207
Habeas corpus; whether habeas court abused its discretion in denying petition for certification to appeal from judgment denying petition for writ of habeas corpus; whether petitioner's trial counsel rendered constitutionally deficient performance by failing to focus defense on theory that victim's death was caused by punches to her face; claim that trial counsel failed to prepare sufficiently, learn relevant forensic science and adequately cross-examine witnesses.
Disciplinary Counsel v. Spadoni 249
Attorney misconduct; application for reinstatement to bar; whether trial court improperly accepted recommendation of Standing Committee on Recommendations for Admission to Bar for New Haven County that defendant's application for reinstatement be denied; whether standing committee, in making its recommendation, abused its discretion or acted arbitrarily, unreasonably, or without fair investigation of facts; claim that standing committee exceeded scope of its investigative authority by inquiring as to defendant's presuspension misconduct; claim that standing committee improperly found that defendant failed to accept his obstruction of justice conviction with sincerity and honesty.
In re Lillyanne D. 61
Termination of parental rights; whether trial court committed harmful error when it admitted into evidence under residual exception to hearsay rule certain summary reports by Department of Children and Families' service provider; claim that trial court made erroneous evidentiary findings in terminating respondent father's parental rights; whether evidence was sufficient to support trial court's determination that, pursuant to statute (§ 17a-112 (j) (3) (B) (i)), father had failed to achieve such degree of personal rehabilitation as would encourage belief that,

	<i>within reasonable time, he could assume responsible position in child's life; whether trial court properly determined that it was in child's best interest to terminate father's parental rights.</i>	
Karagozian v. MyEyeDr. Optometry of Connecticut, LLC (Memorandum Decision)		901
Lehane v. Murray		305
	<i>Dissolution of marriage; motion to modify custody of minor child; whether trial court improperly delegated judicial authority to nonjudicial party when it permitted defendant to alter, change or modify plaintiff's visitation schedule with child; claim that trial court abused its discretion in ordering plaintiff to undergo psychological evaluation in violation of statute (§ 46b-6); whether trial court erred in modifying dissolution judgment to permit defendant to claim minor child as dependent for income tax purposes when parties' separation agreement, which was incorporated into dissolution judgment, gave plaintiff nonmodifiable right to claim child as dependent.</i>	
Ocasio v. Verdura Construction, LLC		139
	<i>Negligence; motion to set aside verdict; claim that trial court erred when it instructed jury and provided it with interrogatories to answer regarding ongoing storm doctrine; whether ongoing storm doctrine was relevant to plaintiff's claim that his injury was caused by defective railing; claim that trial court's alleged errors regarding jury instructions and interrogatories were harmful; claim that plaintiff failed to prove two essential elements of negligence claim; claim that plaintiff failed to submit necessary expert evidence in support of negligence claim.</i>	
Pennymac Corp. v. Tarzia		190
	<i>Foreclosure; whether trial court correctly concluded that substitute plaintiff satisfied its burden of proof pursuant to statute (§ 8-265ee (a)) that original plaintiff sent proper notice of Emergency Mortgage Assistance Program to defendant; whether trial court improperly denied defendant's motion to open; whether trial court had subject matter jurisdiction over foreclosure action; whether trial court improperly weighed defendant's evidence in support of motion to open.</i>	
Pollard v. Geico General Ins. Co.		11
	<i>Underinsured motorist benefits; breach of contract; motion for summary judgment; whether plaintiff's written notice to defendant insurer of automobile accident satisfied tolling provision of underinsured motorist insurance policy.</i>	
Scott v. Scott		24
	<i>Dissolution of marriage; postdissolution motion for contempt; award of attorney's fees pursuant to statute (§ 46b-87); whether trial court erred in denying motion for contempt on ground that date in parties' separation agreement for commencement of financial obligations was ambiguous; claim that trial court modified separation agreement's child support order such that plaintiff was not required to pay for certain of children's expenses; claim that trial court abused its discretion by not requiring plaintiff to reimburse defendant for certain expenses defendant unilaterally incurred on behalf of parties' minor children; whether trial court erred in determining that defendant was not entitled to full reimbursement from plaintiff for cost of children's dental procedures; whether trial court abused its discretion in awarding plaintiff attorney's fees under § 46b-87, which permits award of fees to prevailing party in contempt proceeding.</i>	
Smith v. Commissioner of Correction		167
	<i>Habeas corpus; claim that petitioner's trial counsel provided ineffective assistance by failing to request jury instruction as to operability of firearm used during commission of robbery offense pursuant to sentence enhancement statute (§ 53-202k); claim that trial counsel rendered ineffective assistance by failing to inform petitioner of elements of charge of being persistent serious felony offender; claim that petitioner's plea of nolo contendere to charge of being persistent serious felony offender was not knowing, intelligent and voluntary.</i>	
Soto v. Commissioner of Correction		113
	<i>Habeas corpus; whether habeas court erred in denying petition for writ of habeas corpus; whether petitioner's trial counsel rendered ineffective assistance during pretrial proceedings or by failing to investigate and present testimony of confidential informant at criminal trial; whether trial counsel's alleged errors prejudiced petitioner.</i>	
State v. Gamer		234
	<i>Violation of probation; claim that evidence was insufficient to establish that defendant wilfully failed to pay restitution that was special condition of his probation; claim that trial court abused its discretion in revoking defendant's probation and sentencing him to term of incarceration.</i>	

State v. White 273
Assault in first degree with firearm as accessory; jury instructions; claim that evidence was insufficient to support conviction where defendant's actions did not show he intended to physically harm victim or intended that his accomplice would use firearm in commission of offense; whether trial court properly declined to instruct jury that elements of accessorial liability pursuant to statute (§ 53a-8) required that defendant had to intend or to know that principal would discharge firearm during commission of assault in first degree; claim that this court should overrule precedent holding that accomplice need not have knowledge of or intent regarding aggravating factor that requires that principal have only general intent.

Williams v. Mansfield 1
Petition to reopen parking violation assessment; subject matter jurisdiction; mootness; whether trial court improperly dismissed plaintiff's appeal of assessment issued by defendant town's hearing officer as moot; whether trial court improperly denied motion for order of mandamus to compel taxation of costs on ground that plaintiff was not prevailing party.

U.S. Bank National Assn. v. Trevino (Memorandum Decision) 901