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DENISE EMERICK *v.* ROGER EMERICK

The defendant's petition for certification to appeal from the Appellate Court, 170 Conn. App. 368 (AC 38258), is denied.

ROGERS, C. J., and McDONALD and ROBINSON, Js., did not participate in the consideration of or decision on this petition.

Roger Emerick, self-represented, in support of the petition.

Decided October 18, 2017

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R.T. VANDERBILT COMPANY, INC. *v.* HARTFORD
ACCIDENT AND INDEMNITY COMPANY, ET AL.

The petition by the defendants St. Paul Fire and Marine Insurance Company and Travelers Casualty and Surety Company for certification to appeal from the Appellate Court, 171 Conn. App. 61 (AC 36749, AC 37140, AC 37141, AC 37142, AC 37143, AC 37144, AC 37145, AC 37146, AC 37147, AC 37148, AC 37149, AC 37150 and AC 37151), is granted, limited to the following questions:

“1. Did the Appellate Court properly affirm the trial court’s adoption of a ‘continuous trigger’ theory of coverage for asbestos related disease claims as a matter of law and the trial court’s related preclusion of expert testimony on current medical science regarding the actual timing of bodily injury from such disease?”

“2. Did the Appellate Court properly affirm the trial court’s adoption of an ‘unavailability of insurance’ exception to the ‘time on the risk’ rule of contract law, which provides for pro rata allocation of defense costs and indemnity for asbestos related disease claims?”

McDONALD, J., did not participate in the consideration of or decision on this petition.

Kathleen D. Monnes, Erick M. Sandler and John W. Cerreta, in support of the petition.

Michael R. McPherson, R. Cornelius Danaher, Jr., Lorraine M. Armenti, pro hac vice, and *Shayne W. Spencer*, pro hac vice, in opposition.

Decided October 18, 2017

R.T. VANDERBILT COMPANY, INC. *v.* HARTFORD
ACCIDENT AND INDEMNITY COMPANY, ET AL.

The petition by the defendants Mt. McKinley Insurance Company and Everest Reinsurance Company for

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certification to appeal from the Appellate Court, 171 Conn. App. 61 (AC 36749, AC 37140, AC 37141, AC 37142, AC 37143, AC 37144, AC 37145, AC 37146, AC 37147, AC 37148, AC 37149, AC 37150 and AC 37151), is granted, limited to the following questions:

“1. Did the Appellate Court properly affirm the trial court’s adoption of a ‘continuous trigger’ theory of coverage for asbestos related disease claims as a matter of law and the trial court’s related preclusion of expert testimony on current medical science regarding the actual timing of bodily injury from such disease?”

“2. Did the Appellate Court properly affirm the trial court’s adoption of an ‘unavailability of insurance’ exception to the ‘time on the risk’ rule of contract law, which provides for pro rata allocation of defense costs and indemnity for asbestos related disease claims?”

“3. Did the Appellate Court properly interpret pollution exclusion clauses in certain insurance policies as applicable only to claims arising from ‘traditional’ environmental pollution and not to those arising from asbestos exposure in indoor working environments?”

McDONALD, J., did not participate in the consideration of or decision on this petition.

Jeffrey R. Babbin, Michael Menapace, Michael J. Smith, pro hac vice, and Bryan W. Petrilla, pro hac vice, in support of the petition.

Michael R. McPherson, R. Cornelius Danaher, Jr., Lorraine M. Armenti, pro hac vice, Shayne W. Spencer, pro hac vice, Proloy K. Das, Marilyn B. Fagelson, Rachel Snow Kindseth, Stephen Hoke, pro hac vice, and Jacob M. Mihm, pro hac vice, in opposition.

Decided October 18, 2017

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R.T. VANDERBILT COMPANY, INC. *v.* HARTFORD
ACCIDENT AND INDEMNITY COMPANY, ET AL.

The cross petition by the plaintiff Vanderbilt Minerals, LLC, as successor to R.T. Vanderbilt Company, Inc., for certification to appeal from the Appellate Court, 171 Conn. App. 61 (AC 36749, AC 37140, AC 37141, AC 37142, AC 37143, AC 37144, AC 37145, AC 37146, AC 37147, AC 37148, AC 37149, AC 37150 and AC 37151), is granted, limited to the following question:

“1. Did the Appellate Court properly interpret occupational disease exclusion clauses in certain insurance policies as precluding coverage for claims of occupational disease, regardless of whether the claimant was employed by the policyholder or by a third party user of the claimant’s allegedly harmful product?”

McDONALD, J., did not participate in the consideration of or decision on this petition.

Proloy K. Das, Marilyn B. Fagelson, Rachel Snow Kindseth, Stephen Hoke, pro hac vice, and Jacob M. Mihm, pro hac vice, in support of the petition.

Michael F. Lettiero, Lawrence D. Mason, pro hac vice, and John A. Lee, pro hac vice, in opposition.

Decided October 18, 2017

STATE OF CONNECTICUT *v.* DEMETRICE LEWIS

The defendant’s petition for certification to appeal from the Appellate Court, 173 Conn. App. 827 (AC 38087), is granted, limited to the following question:

“Did the Appellate Court err in affirming the trial court’s denial of the defendant’s motion to suppress evidence of a firearm that police seized during an investigatory stop?”

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Laila M.G. Haswell, senior assistant public defender,
in support of the petition.

Mitchell S. Brody, senior assistant state's attorney,
in opposition.

Decided October 18, 2017

ANTHONY SANTOS *v.* ZONING BOARD OF APPEALS
OF THE TOWN OF STRATFORD ET AL.

The plaintiff's petition for certification to appeal from
the Appellate Court, 174 Conn. App. 531 (AC 37281),
is denied.

Ian A. Cole, in support of the petition.

Sean R. Plumb, in opposition.

Decided October 18, 2017

STONES TRAIL, LLC *v.* TOWN OF WESTON

The plaintiff's petition for certification to appeal from
the Appellate Court, 174 Conn. App. 715 (AC 38078),
is denied.

Robert A. Fuller and *Paul J. Pacifico*, in support of
the petition.

Thomas R. Gerarde, in opposition.

Decided October 18, 2017

STONES TRAIL, LLC *v.* TOWN OF WESTON

The plaintiff's petition for certification to appeal from
the Appellate Court, 174 Conn. App. 715 (AC 38078),
is dismissed.

Robert A. Fuller and *Paul J. Pacifico*, in support of
the petition.

Thomas R. Gerarde, in opposition.

Decided October 18, 2017

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SHARAY FREEMAN *v.* A BETTER WAY
WHOLESALE AUTOS, INC.

The defendant's petition for certification to appeal from the Appellate Court, 174 Conn. App. 649 (AC 38503), is denied.

Kenneth A. Votre, in support of the petition.

Richard F. Wareing, in opposition.

Decided October 18, 2017

CLINTON S. *v.* COMMISSIONER OF CORRECTION

The petitioner Clinton S.' petition for certification to appeal from the Appellate Court, 174 Conn. App. 821 (AC 38530), is denied.

Vishal K. Garg, assigned counsel, in support of the petition.

Marjorie Allen Dauster, senior assistant state's attorney, in opposition.

Decided October 18, 2017

JOHN AVERY ET AL. *v.* LUIS MEDINA ET AL.

The defendants' petition for certification to appeal from the Appellate Court, 174 Conn. App. 507 (AC 38689), is denied.

Luis Medina, self-represented, in support of the petition.

Shelley E. Harms, in opposition.

Decided October 18, 2017

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NEW HAVEN PARKING AUTHORITY ET AL. *v.* LONG
WHARF REALTY CORPORATION, ET AL.

The defendants' petition for certification to appeal
from the Appellate Court (AC 38874) is denied.

Scott M. Schwartz, in support of the petition.

Clifford A. Merin and *Joseph L. Rini*, in opposition.

Decided October 18, 2017

WELLS FARGO BANK, NATIONAL ASSOCIATION AS
TRUSTEE *v.* JOSEPH TARZIA ET AL.

The defendant Joseph Tarzia's petition for certifica-
tion to appeal from the Appellate Court (AC 40156)
is denied.

McDONALD and ROBINSON, Js., did not participate
in the consideration of or decision on this petition.

Joseph Tarzia, self-represented, in support of the
petition.

Decided October 18, 2017
