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JOHN GIROLAMETTI, JR., ET AL. *v.* MICHAEL  
HORTON ASSOCIATES, INC., ET AL.

The petition by the plaintiffs John Girolametti, Jr., Cindy Girolametti, Forty-Three South Street, LLC, and Party Depot, Inc., for certification to appeal from the Appellate Court, 173 Conn. App. 630 (AC 38093), is granted, limited to the following issue:

“Did the Appellate Court properly affirm the trial court’s granting of summary judgment based on the doctrine of *res judicata* when it determined privity existed between the defendant subcontractors and the general contractor after the general contractor had arbitrated issues relating to the construction project with the project owner?”

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

*Brian J. Donnell*, in support of the petition.

*Deborah Etlinger* and *Matthew Horowitz*, in opposition.

Decided November 21, 2017

JOHN GIROLAMETTI, JR., ET AL. *v.* MICHAEL  
HORTON ASSOCIATES, INC., ET AL.

The petition by the plaintiffs John Girolametti, Jr., Cindy Girolametti, Forty-Three South Street, LLC, and Party Depot, Inc., for certification to appeal from the Appellate Court, 173 Conn. App. 630 (AC 38094), is granted, limited to the following issue:

“Did the Appellate Court properly affirm the trial court’s granting of summary judgment based on the doctrine of *res judicata* when it determined privity existed between the defendant subcontractors and the general contractor after the general contractor had arbitrated issues relating to the construction project with the project owner?”

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

*Brian J. Donnell*, in support of the petition.

*Anita C. Di Gioia*, in opposition.

Decided November 21, 2017

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JOHN GIROLAMETTI, JR., ET AL. *v.* MICHAEL  
HORTON ASSOCIATES, INC., ET AL.

The petition by the plaintiffs John Girolametti, Jr., Cindy Girolametti, Forty-Three South Street, LLC, and Party Depot, Inc., for certification to appeal from the Appellate Court, 173 Conn. App. 630 (AC 38095), is granted, limited to the following issue:

“Did the Appellate Court properly affirm the trial court’s granting of summary judgment based on the doctrine of *res judicata* when it determined privity existed between the defendant subcontractors and the general contractor after the general contractor had arbitrated issues relating to the construction project with the project owner?”

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

*Brian J. Donnell*, in support of the petition.

*Kevin M. Godbout*, in opposition.

Decided November 21, 2017

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JOHN GIROLAMETTI, JR., ET AL. *v.* VP  
BUILDINGS, INC., ET AL.

The petition by the plaintiffs John Girolametti, Jr., Cindy Girolametti, Forty-Three South Street, LLC, and Party Depot, Inc., for certification to appeal from the Appellate Court, 173 Conn. App. 630 (AC 38098), is granted, limited to the following issue:

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“Did the Appellate Court properly affirm the trial court’s granting of summary judgment based on the doctrine of res judicata when it determined privity existed between the defendant subcontractors and the general contractor after the general contractor had arbitrated issues relating to the construction project with the project owner?”

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

*Brian J. Donnell*, in support of the petition.

*David S. Hardy* and *Curtis L. Brown*, pro hac vice, in opposition.

Decided November 21, 2017

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JOHN GIROLAMETTI, JR., ET AL. *v.* VP  
BUILDINGS, INC., ET AL.

The petition by the plaintiffs John Girolametti, Jr., Cindy Girolametti, Forty-Three South Street, LLC, and Party Depot, Inc., for certification to appeal from the Appellate Court, 173 Conn. App. 630 (AC 38099), is granted, limited to the following issue:

“Did the Appellate Court properly affirm the trial court’s granting of summary judgment based on the doctrine of res judicata when it determined privity existed between the defendant subcontractors and the general contractor after the general contractor had arbitrated issues relating to the construction project with the project owner?”

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

*Brian J. Donnell*, in support of the petition.

*Sean R. Caruthers*, in opposition.

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JOHN GIROLAMETTI, JR., ET AL. *v.* MICHAEL  
HORTON ASSOCIATES, INC., ET AL.

The petition by the plaintiffs John Girolametti, Jr., Cindy Girolametti, Forty-Three South Street, LLC, and Party Depot, Inc., for certification to appeal from the Appellate Court, 173 Conn. App. 630 (AC 38208), is denied.

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

*Brian J. Donnell, Michael G. Caldwell and Ryan Ellard*, in support of the petition.

*Daniel J. Krisch and Frederick E. Hedberg*, in opposition.

Decided November 21, 2017

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DEUTSCHE BANK AG *v.* SEBASTIAN  
HOLDINGS, INC., ET AL.

The defendants' petition for certification to appeal from the Appellate Court, 174 Conn. App. 573 (AC 38515), is granted, limited to the following issue:

“Did the Appellate Court properly affirm the denial of the defendants' motion for summary judgment based on *res judicata*?”

*Charles W. Pieterse, Thomas P. O'Connor and Wyatt R. Jansen*, in support of the petition.

*Thomas D. Goldberg, Bryan J. Orticelli, David G. Januszewski and Sheila C. Ramesh*, pro hac vice, in opposition.

Decided November 21, 2017

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DEUTSCHE BANK AG *v.* SEBASTIAN  
HOLDINGS, INC., ET AL.

The plaintiff's cross petition for certification to appeal from the Appellate Court, 174 Conn. App. 573 (AC 38515), is denied.

*Thomas D. Goldberg, Bryan J. Orticelli, David G. Januszewski and Sheila C. Ramesh, pro hac vice, in support of the petition.*

*Charles W. Pieterse, Thomas P. O'Connor, Wyatt R. Jansen, Richard M. Zaroff and Ira S. Zaroff, in opposition.*

Decided November 21, 2017

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DEUTSCHE BANK AG *v.* SEBASTIAN  
HOLDINGS, INC., ET AL.

The plaintiff's petition for certification to appeal from the Appellate Court, 174 Conn. App. 573 (AC 38516), is granted, limited to the following issue:

"Did the Appellate Court properly conclude that the doctrine of collateral estoppel does not apply to facts determined by an English court in an action before it, and in further postjudgment proceedings before the English court?"

*Thomas D. Goldberg, Bryan J. Orticelli, David G. Januszewski and Sheila C. Ramesh, pro hac vice, in support of the petition.*

*Charles W. Pieterse, Thomas P. O'Connor, Wyatt R. Jansen, Richard M. Zaroff and Ira S. Zaroff, in opposition.*

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ROCKSTONE CAPITAL, LLC *v.* JOHN  
SANZO ET AL.

The petition by the defendants John Sanzo and Maria Sanzo for certification to appeal from the Appellate Court, 175 Conn. App. 770 (AC 38176), is granted, limited to the following issues:

“1. Did the Appellate Court properly conclude that the appeal and cross appeal were taken from a final judgment of the trial court?

“2. If the answer to the first question is yes, did the Appellate Court properly conclude that the plaintiff’s postjudgment mortgage encumbering the same property and the same debt as the plaintiff’s judgment liens was a consensual lien, and not a de facto waiver of the homestead exemption; see General Statutes § 52-352b (t); that would be void as a matter of public policy?”

*Matthew K. Beatman* and *John L. Cesaroni*, in support of the petition.

*Dale M. Clayton*, in opposition.

Decided November 21, 2017

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COLONIAL INVESTORS, LLC *v.* LOIS  
FURBUSH ET AL.

The named defendant’s petition for certification to appeal from the Appellate Court, 175 Conn App. 154 (AC 38303), is denied.

*David A. Pels* and *Giovanna Shay*, in support of the petition.

*Thomas T. Lonardo*, in opposition.

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STATE OF CONNECTICUT *v.* JAMES RAYNOR

The defendant's petition for certification to appeal from the Appellate Court, 175 Conn. App. 409 (AC 38348), is granted, limited to the following issue:

"Did the Appellate Court properly conclude that the record's failure to indicate the racial composition of the venire or the empaneled jury rendered the record inadequate for review of the defendant's claim under *Batson v. Kentucky*, 476 U.S. 79, 106 S. Ct. 1712, 90 L. Ed. 2d 69 (1986)?"

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

*Alice Osedach*, assistant public defender, in support of the petition.

*Timothy J. Sugrue*, assistant state's attorney, in opposition.

Decided November 21, 2017

GAYLORD SALTERS *v.* COMMISSIONER  
OF CORRECTION

The petitioner Gaylord Salters' petition for certification to appeal from the Appellate Court, 175 Conn. App. 807 (AC 38371), is denied.

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

*Arthur L. Ledford*, assigned counsel, in support of the petition.

*Rita M. Shair*, senior assistant state's attorney, in opposition.

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STATE OF CONNECTICUT *v.* ANTOINE WALTON

The defendant's petition for certification to appeal from the Appellate Court, 175 Conn. App. 642 (AC 38588), is denied.

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

*Matthew C. Eagan*, assigned counsel, and *Michael S. Taylor*, assigned counsel, in support of the petition.

*Bruce R. Lockwood*, senior assistant state's attorney, in opposition.

Decided November 21, 2017

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STATE OF CONNECTICUT *v.* LUIS XAVIER SOTO

The defendant's petition for certification to appeal from the Appellate Court, 175 Conn. App. 739 (AC 38612), is denied.

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

*W. Theodore Koch III*, assigned counsel, in support of the petition.

*Linda F. Currie-Zeffiro*, assistant state's attorney, in opposition.

Decided November 21, 2017

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STATE OF CONNECTICUT *v.* FRANK MCGEE

The defendant's petition for certification to appeal from the Appellate Court, 175 Conn. App. 566 (AC 38771), is denied.

*Stephanie L. Evans*, assigned counsel, in support of the petition.

*Ronald G. Weller*, senior assistant state's attorney, in opposition.

Decided November 21, 2017



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GEORGE NORTHRUP ET AL. *v.* HENRY WITKOWSKI,  
JR., ET AL.

The plaintiffs' petition for certification to appeal from the Appellate Court, 175 Conn. App. 223 (AC 38878), is granted, limited to the following issue:

"Did the Appellate Court properly conclude that the maintenance and repair of storm water systems is a discretionary duty, in light of this state's precedents, including *Spitzer v. Waterbury*, 113 Conn. 84, 154 A. 157 (1931), and *Silberstein v. 54 Hillcrest Park Associates, LLC*, 135 Conn. App. 262, 41 A.3d 1147 (2012)?"

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

*Joshua F. Gilman*, in support of the petition.

*Thomas R. Gerarde* and *Beatrice S. Jordan*, in opposition.

Decided November 21, 2017

STATE OF CONNECTICUT *v.* ELMER G.

The defendant's petition for certification to appeal from the Appellate Court, 176 Con. App. 343 (AC 37596), is granted, limited to the following issues:

"1. Did the Appellate Court properly conclude that there was sufficient evidence to support the defendant's conviction for criminal violation of a restraining order?"

"2. Did the Appellate Court properly conclude that the defendant was not deprived of his right to a fair trial by prosecutorial impropriety?"

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

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*Pamela S. Nagy*, assistant public defender, in support of the petition.

*Ronald G. Weller*, senior assistant state's attorney, in opposition.

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STATE OF CONNECTICUT *v.* TERRENCE LAMONT  
BOYD

The defendant's petition for certification to appeal from the Appellate Court, 176 Conn. App. 437 (AC 38542), is denied.

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

*Richard H. Stannard III*, assigned counsel, in support of the petition.

*Linda Currie-Zeffiro*, assistant state's attorney, in opposition.

Decided November 21, 2017

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SUNBELT RENTALS, INC. *v.* DOUGLAS P.  
FLEMING, LLC

The petition by the proposed intervenor Douglas P. Fleming for certification to appeal from the Appellate Court (AC 40400) is denied.

*Douglas P. Fleming*, self-represented, in support of the petition.

Decided November 21, 2017

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