

348 Conn.

ORDERS

959

FABIOLA IS RA EL BEY *v.* U.S. BANK, NATIONAL
ASSOCIATION, TRUSTEE, ET AL.

The plaintiff's petition for certification to appeal from the Appellate Court, 222 Conn. App. 904 (AC 45847), is denied.

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

Fabiola Is Ra El Bey, self-represented, in support of the petition.

Joseph J. Cherico, in opposition.

Decided April 2, 2024

MARTIN A. RADER, JR. *v.* PAUL
J. VALERI ET AL.

The named defendant's petition for certification to appeal from the Appellate Court, 223 Conn. App. 243 (AC 45407), is denied.

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

Alexander Copp, in support of the petition.

Brandon B. Fontaine, in opposition.

Decided April 2, 2024

960

ORDERS

348 Conn.

STATE OF CONNECTICUT *v.* SCOTT TORELL

The defendant's petition for certification to appeal from the Appellate Court, 223 Conn. App. 21 (AC 45444), is denied.

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

Kevin Semataska, assistant public defender, in support of the petition.

Meryl R. Gersz, assistant state's attorney, in opposition.

Decided April 2, 2024

VIRGINIA SILANO *v.* DIANA COONEY ET AL.

The plaintiff's petition for certification to appeal from the Appellate Court, 223 Conn. App. 692 (AC 45538), is denied.

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

Virginia Silano, self-represented, in support of the petition.

Decided April 2, 2024

STATE OF CONNECTICUT *v.* ANTHONY DYOUS

The defendant's petition for certification to appeal from the Appellate Court, 223 Conn. App. 901 (AC 45830), is denied.

Naomi T. Fetterman, assigned counsel, in support of the petition.

348 Conn. ORDERS 961

Nancy L. Chupak, senior assistant state’s attorney,
in opposition.

Decided April 2, 2024

LASCELLES A. CLUE *v.* COMMISSIONER
OF CORRECTION

The respondent’s petition for certification to appeal from the Appellate Court, 223 Conn. App. 803 (AC 45984), is granted, limited to the following issue:

“Did the Appellate Court correctly conclude that, in the absence of fraud, duress or mistake, a habeas court has equitable authority, after the four month period set forth in General Statutes § 52-212a has elapsed, to open a judgment based on the ineffective assistance of habeas counsel?”

Laurie N. Feldman, assistant state’s attorney, in support of the petition.

James E. Mortimer, assigned counsel, in opposition.

Decided April 2, 2024

NATIONAL BANK TRUST *v.* ILYA YUROV ET AL.

The petition of the defendant Sergey Belyaev for certification to appeal from the Appellate Court, 223 Conn. App. 637 (AC 46023), is denied.

Jeffrey Hellman, in support of the petition.

Jeffrey M. Sklarz, in opposition.

Decided April 2, 2024

962

ORDERS

348 Conn.

TACHICA CALLAHAN *v.* HEALTHCARE SERVICES
GROUP-MERIDEN CARE CENTER ET AL.

The plaintiff's petition for certification to appeal from the Appellate Court, 223 Conn. App. 902 (AC 46035), is denied.

Tachica Callahan, self-represented, in support of the petition.

Decided April 2, 2024

ROBERT S. BUIE *v.* COMMISSIONER
OF CORRECTION

The petitioner Robert S. Buie's petition for certification to appeal from the Appellate Court, 223 Conn. App. 903 (AC 46337), is denied.

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

Judie Marshall, assigned counsel, in support of the petition.

Danielle Koch, assistant state's attorney, in opposition.

Decided April 2, 2024

IN RE AVA M.

The petition of the respondent mother for certification to appeal from the Appellate Court, 223 Conn. App. 590 (AC 46676), is denied.

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

David E. Schneider, Jr., assigned counsel, in support of the petition.

Nisa Khan, assistant attorney general, in opposition.

Decided April 2, 2024

348 Conn.

ORDERS

963

U.S. BANK TRUST, N.A., TRUSTEE *v.*
SUSAN G. CLARKE ET AL.

The defendants' petition for certification to appeal from the Appellate Court (AC 47042) is denied.

Susan G. Clarke and *Wayne A. Clarke*, self-represented, in support of the petition.

Jeffrey M. Knickerbocker, in opposition.

Decided April 2, 2024

THE METROPOLITAN DISTRICT COMMISSION *v.*
MARRIOTT INTERNATIONAL, INC., ET AL.
(SC 20814)

McDonald, D'Auria, Mullins, Ecker, Alexander,
Dannehy and Ficeto, Js.

This court, having requested by order dated February 28, 2024, supplemental briefing from the parties on, inter alia, the issue of whether this appeal would be rendered moot by virtue of certain actions taken by the plaintiff, it is hereby ordered that the appeal is dismissed, and the judgment of the Appellate Court is vacated.

April 16, 2024

PER CURIAM. As a result of actions taken by the plaintiff, the Metropolitan District Commission, since the Appellate Court rendered judgment in its favor; see *Metropolitan District Commission v. Marriott International, Inc.*, 216 Conn. App. 154, 179, 284 A.3d 985 (2022); and after oral argument before this court, the appeal by the named defendant has been rendered moot. Consequently, the appeal is dismissed, and the judgment of the Appellate Court is vacated. See, e.g., *State v. Charlotte Hungerford Hospital*, 308 Conn. 140, 143, 60 A.3d 946 (2013) (vacating judgment of lower court is appropriate “[w]hen, during the pendency of an

964

ORDERS

348 Conn.

appeal, events have occurred that preclude an appellate court from granting any practical relief through its disposition of the merits, [thereby rendering the] case . . . moot” (internal quotation marks omitted)); see also *Private Healthcare Systems, Inc. v. Torres*, 278 Conn. 291, 303, 898 A.2d 768 (2006) (“[a] party who seeks review of the merits of an adverse ruling, but is frustrated by the vagaries of circumstance, ought not in fairness be forced to acquiesce in the judgment” (internal quotation marks omitted)).
