

# CONNECTICUT LAW JOURNAL



Published in Accordance with  
General Statutes Section 51-216a

VOL. LXXXII No. 33

February 16, 2021

267 Pages

## Table of Contents

### CONNECTICUT REPORTS

Bank of New York Mellon v. Mercier (Order), 336 C 199 . . . . .	913
Borelli v. Renaldi, 336 C 3 . . . . .	1
<i>Negligence; high speed police pursuit; summary judgment; governmental immunity; whether trial court correctly concluded that statute (§ 14-283 (d)) governing operation of emergency vehicles, as well as defendant town's police pursuit policy, imposes discretionary, rather than ministerial, duty on police officers to drive with due regard for safety of all persons and property; whether defendants were immune from liability in connection with pursuit of fleeing motorist; whether plaintiff failed to demonstrate that identifiable person-imminent harm exception to discretionary act immunity applied in present case.</i>	
Corley v. Commissioner of Correction (Order), 336 C 199. . . . .	913
CT Freedom Alliance, LLC v. Dept. of Education (Order), 336 C 200 . . . . .	914
Gomez v. Commissioner of Correction, 336 C 170 . . . . .	168
<i>Habeas corpus; certification from Appellate Court; claim that habeas counsel rendered ineffective assistance by failing to raise claim of due process violation in petitioner's earlier habeas case; whether petitioner's due process rights were violated under Napue v. Illinois (360 U.S. 264) and Giglio v. United States (405 U.S. 150) when prosecutor knowingly failed to correct false testimony of state's key witnesses at petitioner's criminal trial regarding their cooperation agreements with state, even though defense counsel had actual or constructive knowledge of those agreements; whether disclosure to defense counsel that witness has given false testimony, by itself, necessarily cures any violation of criminal defendant's due process rights under Napue and Giglio.</i>	
Hamm v. Commissioner of Correction (Order), 336 C 199. . . . .	913
Pearson v. Commissioner of Correction (Order), 336 C 200. . . . .	914
Pierce v. Commissioner of Correction (Order), 336 C 200. . . . .	914
Stanley v. Commissioner of Correction (Order), 336 C 198 . . . . .	912
Volume 336 Cumulative Table of Cases . . . . .	203

### CONNECTICUT APPELLATE REPORTS

Carter v. Hardy (Memorandum Decision), 202 CA 905 . . . . .	51A
International Investors v. Town Plan & Zoning Commission, 202 CA 582 . . . . .	2A
<i>Zoning; whether trial court improperly concluded that special permit granted to developer remained valid on basis that it could not be temporally limited; whether zoning statute (§ 8-2 (a)) extended authority to plan and zoning commission to restrict duration of special permit; claim that trial court improperly concluded that special permit, once recorded pursuant to statute (§ 8-3d), "runs with the land" and is valid indefinitely.</i>	
Lewis v. Freedom of Information Commission, 202 CA 607 . . . . .	27A
<i>Administrative appeal; alleged violation of Freedom of Information Act (§ 1-200 et seq.); whether trial court properly granted motion to dismiss appeal for lack of subject matter jurisdiction on ground that plaintiff failed to file administrative appeal in Superior Court within forty-five days after final decision of defendant Freedom of Information Commission has been mailed, as required by statute (§ 4-183 (c)).</i>	

(continued on next page)

McCall v. Sopneski, 202 CA 616 . . . . . 36A  
*Negligence; motion for summary judgment; whether trial court properly rendered summary judgment on ground that defendant automobile dealer was immune from liability pursuant to statute (§ 14-60) for damages allegedly caused by vehicle loaned to customer.*  
 Norwich v. Brenton Family Trust (Memorandum Decision), 202 CA 905 . . . . . 51A  
 Volume 202 Cumulative Table of Cases . . . . . 53A

**NOTICES OF CONNECTICUT STATE AGENCIES**

DSS—Notice of Proposed Medicaid SPA 21-L . . . . . 1B

**MISCELLANEOUS**

Notice of Pendency of Reinstatement Application . . . . . 1C

**CONNECTICUT LAW JOURNAL**

(ISSN 87500973)

Published by the State of Connecticut in accordance with the provisions of General Statutes § 51-216a.

Commission on Official Legal Publications  
Office of Production and Distribution  
111 Phoenix Avenue, Enfield, Connecticut 06082-4453  
Tel. (860) 741-3027, FAX (860) 745-2178  
www.jud.ct.gov

RICHARD J. HEMENWAY, *Publications Director*

*Published Weekly – Available at <https://www.jud.ct.gov/lawjournal>*

Syllabuses and Indices of court opinions by  
ERIC M. LEVINE, *Reporter of Judicial Decisions*  
Tel. (860) 757-2250

=====  
The deadline for material to be published in the Connecticut Law Journal is Wednesday at noon for publication on the Tuesday six days later. When a holiday falls within the six day period, the deadline will be noon on Tuesday.