

**Marin, Carolina**

---

**To:** RC 2021/2022 Members  
**Subject:** RC ID # 2022-004; Placement of New Proposed Peremptory Challenge Rule in General Chapter of Practice Book as New Section 5-12 and Reference thereto in Sections 16-5 and 42-13  
**Attachments:** Re: Peremptory Challenges-Proposed New Rule ; RE: Peremptory Challenges-Proposed New Rule ; New Section 5-12 (020122-jjd).docx; Secs. 16-5 and 42-13 draft Feb 1 2022 jjd.docx

Dear Justice McDonald and Judges,

At the Rules Committee meeting on January 10, 2022, I asked the Committee where in the Practice Book it wished to place the new recommended peremptory challenge rule. After discussion, it was the Committee's preference that the new rule should be a stand-alone, general rule contained in Chapter 5 of the Practice Book and that associated revisions should be made to the civil and criminal trial rules, Section 16-5, and Section 42-13, to reference the new rule.

I was asked to contact Judge Abrams and Judge Gold to get their input, which I did, and they agree with the Rules Committee's preference (see attached emails).

Attached for your consideration, is the new peremptory challenge rule numbered as new Section 5-12, and Sections 16-5 and 42-13 with proposed amendments that cross-reference new Section 5-12.

Thank you.

-Joe

---

Joseph J. Del Ciampo  
Director of Legal Services  
Connecticut Judicial Branch  
100 Washington Street  
Hartford, Connecticut 06106

e-mail: [Joseph.DelCiampo@jud.ct.gov](mailto:Joseph.DelCiampo@jud.ct.gov)

*Tel:* (860) 706-5120

*Fax:* (860) 566-3449

This e-mail and any attachments/links transmitted with it are for the sole use of the intended recipient(s) and may be protected by the attorney/client privilege, work product doctrine, or other confidentiality provision. If you are not the intended recipient, you are hereby notified that any review, disclosure, copying, dissemination, distribution, use or action taken in reliance on the contents of this communication is STRICTLY PROHIBITED. Please notify the sender immediately by e-mail if you have received this in error and delete this e-mail and any attachments/links from your system. Any inadvertent receipt or transmission shall not be a waiver of any privilege or work product protection. The Connecticut Judicial Branch does not accept liability for any errors or omissions in the contents of this communication which arise as a result of e-mail transmission, or for any viruses that may be contained therein. If verification of the contents of this e-mail is required, please request a hard-copy version.

## Marin, Carolina

---

**From:** Abrams, James  
**Sent:** Tuesday, January 18, 2022 1:32 PM  
**To:** Del Ciampo, Joseph  
**Cc:** Gold, David; Marin, Carolina; Petruzzelli, Lori  
**Subject:** Re: Peremptory Challenges-Proposed New Rule  
**Attachments:** APPENDIX A (121321).pdf

I'm fine with Option #1.

On Jan 18, 2022, at 1:18 PM, Del Ciampo, Joseph <Joseph.DelCiampo@jud.ct.gov> wrote:

Good afternoon, Judge Abrams, and Judge Gold,

At its meeting on January 10, 2022, the Rules Committee discussed where in the Practice Book the attached proposed rule regarding peremptory challenges should be placed, if adopted by the judges. The following two options were briefly discussed:

- 1- In *Chapter 5, Trials*, of the Practice Book as a stand-alone, rule of general application (New Section 5-12) with reference to that new general rule made in both the civil peremptory challenge rule, Section 16-5 and the criminal peremptory challenge rule, Section 42-13, **or**
- 2- As two new rules, one in civil jury trials chapter (as New Section 16-5A, immediately following the civil peremptory challenge rule) and the other in criminal trial procedure chapter (as New Section 42-13A, immediately following the criminal peremptory challenge rule).

Subject to your comments, the preference of the Rules Committee is option number 1 above, that the new peremptory challenge rule be placed in *Chapter 5, Trials*, of the Practice Book as a stand-alone, rule of general application (New Section 5-12) with reference to that new general rule made in both the civil peremptory challenge rule, Section 16-5 and the criminal peremptory challenge rule, Section 42-13.

Please let me know your comments as soon as possible before February 7, 2022, the date of the next meeting of the Rules Committee.

Thank you.

-Joe

---

Joseph J. Del Ciampo  
Director of Legal Services  
Connecticut Judicial Branch  
100 Washington Street  
Hartford, Connecticut 06106

e-mail: [Joseph.DelCiampo@jud.ct.gov](mailto:Joseph.DelCiampo@jud.ct.gov)

*Tel: (860) 706-5120*

*Fax: (860) 566-3449*

This e-mail and any attachments/links transmitted with it are for the sole use of the intended recipient(s) and may be protected by the attorney/client privilege, work product doctrine, or other confidentiality provision. If you are not the intended recipient, you are hereby notified that any review, disclosure, copying, dissemination, distribution, use or action taken in reliance on the contents of this communication is STRICTLY PROHIBITED. Please notify the sender immediately by e-mail if you have received this in error and delete this e-mail and any attachments/links from your system. Any inadvertent receipt or transmission shall not be a waiver of any privilege or work product protection. The Connecticut Judicial Branch does not accept liability for any errors or omissions in the contents of this communication which arise as a result of e-mail transmission, or for any viruses that may be contained therein. If verification of the contents of this e-mail is required, please request a hard-copy version.

## Marin, Carolina

---

**From:** Gold, David  
**Sent:** Tuesday, January 18, 2022 2:07 PM  
**To:** Del Ciampo, Joseph; Abrams, James  
**Cc:** Marin, Carolina; Petruzzelli, Lori  
**Subject:** RE: Peremptory Challenges-Proposed New Rule

Good afternoon. I really don't have a preference, so whatever the Committee thinks best is OK with me.

DG

~~~~~  
Hon. David Gold  
Judge, Superior Court  
State Of Connecticut  
Email: David.Gold@jud.ct.gov  
~~~~~

---

**From:** Del Ciampo, Joseph <Joseph.DelCiampo@jud.ct.gov>  
**Sent:** Tuesday, January 18, 2022 1:18 PM  
**To:** Abrams, James <James.Abrams@jud.ct.gov>; Gold, David <David.Gold@jud.ct.gov>  
**Cc:** Marin, Carolina <Carolina.Romanauskas@jud.ct.gov>; Petruzzelli, Lori <Lori.Petruzzelli@jud.ct.gov>  
**Subject:** Peremptory Challenges-Proposed New Rule  
**Importance:** High

Good afternoon, Judge Abrams, and Judge Gold,

At its meeting on January 10, 2022, the Rules Committee discussed where in the Practice Book the attached proposed rule regarding peremptory challenges should be placed, if adopted by the judges. The following two options were briefly discussed:

- 1- In *Chapter 5, Trials*, of the Practice Book as a stand-alone, rule of general application (New Section 5-12) with reference to that new general rule made in both the civil peremptory challenge rule, Section 16-5 and the criminal peremptory challenge rule, Section 42-13, **or**
- 2- As two new rules, one in civil jury trials chapter (as New Section 16-5A, immediately following the civil peremptory challenge rule) and the other in criminal trial procedure chapter (as New Section 42-13A, immediately following the criminal peremptory challenge rule).

Subject to your comments, the preference of the Rules Committee is option number 1 above, that the new peremptory challenge rule be placed in *Chapter 5, Trials*, of the Practice Book as a stand-alone, rule of general application (New Section 5-12) with reference to that new general rule made in both the civil peremptory challenge rule, Section 16-5 and the criminal peremptory challenge rule, Section 42-13.

Please let me know your comments as soon as possible before February 7, 2022, the date of the next meeting of the Rules Committee.

Thank you.

-Joe

---

Joseph J. Del Ciampo  
Director of Legal Services  
Connecticut Judicial Branch  
100 Washington Street  
Hartford, Connecticut 06106

e-mail: [Joseph.DelCiampo@jud.ct.gov](mailto:Joseph.DelCiampo@jud.ct.gov)

*Tel: (860) 706-5120*

*Fax: (860) 566-3449*

This e-mail and any attachments/links transmitted with it are for the sole use of the intended recipient(s) and may be protected by the attorney/client privilege, work product doctrine, or other confidentiality provision. If you are not the intended recipient, you are hereby notified that any review, disclosure, copying, dissemination, distribution, use or action taken in reliance on the contents of this communication is STRICTLY PROHIBITED. Please notify the sender immediately by e-mail if you have received this in error and delete this e-mail and any attachments/links from your system. Any inadvertent receipt or transmission shall not be a waiver of any privilege or work product protection. The Connecticut Judicial Branch does not accept liability for any errors or omissions in the contents of this communication which arise as a result of e-mail transmission, or for any viruses that may be contained therein. If verification of the contents of this e-mail is required, please request a hard-copy version.