

Rules Committee of the Superior Court
Monday, January 11, 2021, 2:00 p.m.

(Via Microsoft Teams and streamed on YouTube.)

DECISIONS

Meeting Agenda

RC ID #

2020-MIN Approval of the minutes from the December 14, 2020 meeting of the Rules Committee of the Superior Court. **APPROVED**

2019-014 Proposal from Senator Looney, Senator Winfield, and Representative Stafstrom concerning pre-trial discovery procedure in criminal matters and subsequent revised proposals from the subcommittee. **TABLED TO FEBRUARY MEETING**

Previously on the agenda on November 16, 2020.

- a. Original proposal
- b. Documents provided by Senator Looney's office
 - b-1. Texas Statutes
 - b-2. Open File Discovery Primer
 - b-3. North Carolina statutes
 - b-4. Towards More Transparent Justice: The Michael Morton Act's First Year
 - b-5. 2019 Senate Bill 653
- c. Comments from the Office of the Chief Public Defender
- d. Comments from the Office of the Chief State's Attorney
- e. Comments from the CCDLA
- f. Comments from OVS
- g. Comments from CBA Criminal Justice Section
- h. Recommendations of subcommittee
- i. Revised draft from the subcommittee

2020-010 Proposal from Judge Stevens to amend Section 13-14 of the Connecticut Practice Book regarding the issuance of orders for non-suit or default for discovery violations.

AMENDMENT APPROVED AND PASSED.

Previously on the agenda on November 16, 2020.

- a. Proposal
- b. Comments from Harris
- c. Comments from CTLA
- d. Comments from CDLA
- e. Comments from J Abrams
- f. Joint revised proposal

2020-012 Proposal from Attorney Megan Wade to adopt the American Bar Association's Rule of Professional Conduct 8.4 (g), regarding harassing or discriminatory conduct, and substitute proposal from the Connecticut Bar Association concerning Proposed Amended Rule 8.4 (7). **APPROPRIATE VOICES OF BAR ASSOCIATIONS AND BRANCH TO FURTHER DISCUSS**

Previously on the agenda on November 16, 2020.

- a. Proposal
- b. Comments from Jay Wolman
- c. Proposal from CBA
- d. Withdrawal from Wade
- e. Comments from Michalski
- f. Comments from Zelotes
- g. Comments from Knag
- h. Comments from AG and affinity bar associations
- i. CBA survey
- j. Comments from Trudeau
- k. Comments from Lyon
- l. Comments from LCD
- m. Comments from Berman
- n. Additional Michalski comments
- o. Comments from Brightwell
- p. Comments from Hauser
- q. Comments from HCBA
- r. Comments from Burke
- s. Comments from Cotca
- t. Comments from Law Schools
- u. Comments from Nancie Marzulla
- v. Comments from Roger Marzulla
- w. Comments from Lubus
- x. Comments from Di Liberto
- y. Comments from Parrilla
- z. Comments from National Legal Foundation
- aa. Comments from Christian Legal Society
- bb. Comments from McMorris
- cc. Comments from Connecticut Hispanic Bar Association
- dd. Comments from Josh Blackman
- ee. Comments from NHCBA
- ff. Comments from Hartch
- gg. Additional comments from Trudeau
- hh. Comments from Phillips
- ii. Comments from Yaqoob
- jj. Comments from Fox
- kk. Comments from Matney
- ll. Law Tribune re Rule 8.4
- mm. Comments from American Juris Link
- nn. Comments from New Civil Liberties Alliance
- oo. Comments from Ankerman
- pp. Additional comments from Cerame
- qq. CBA letter with multiple signatories
- rr. Comments from Edwards
- ss. Comments from Ortner (new material)
- tt. Comments from Disability Law Section of CBA (new material)

- uu. Comments from Agranoff (new material)
- vv. Comments from Laska (new material)
- ww. Comments from Brown (new material)
- xx. Comments from Dost (new material)
- yy. Comments from LCBA (new material)
- zz. Letter from CBA Diversity & Inclusion with multiple signatories (new material)
- aaa. Additional materials from CBA (new material)
- bbb. Greenberg memorandum (new material)
- ccc. Additional comments from Wolman (new material)
- ddd. Email from Colby of CLS re Greenberg (new material)
- eee. Email from Fox regarding Greenberg (new material)
- fff. Comments from Statewide Grievance Committee (new material)
- ggg. Comments from the Office of Chief Disciplinary counsel (new material)
- hhh. Further response from CBA (new material)

2020-020 Proposals from Techo Kim to adopt a code of conduct for judicial employees; to form an independent body to investigate complaints of court clerk misconduct; and to create rules to distinguish which clerk responsibilities are judicial and which are ministerial.

First time being considered. **REFER TO CHIEF COURT ADMINISTRATOR**

- a. Proposals from Techo Kim (new material)

2020-021 Proposal from Judge Albis to amend Sections 3-1 and 3-3 concerning appearances to add requirements related to email addresses.

APPROVED AND FURTHER DISCUSS WITH COURT OPS

Previously on the agenda on December 14, 2020.

- a. Proposal from Judge Albis
- b. Comments from legal services organizations (new materials)

2020-023

Proposal from Judge Albis to amend various Practice Book sections to reflect a new process for family matters. **REFER TO CBA FAMILY LAW**

First time being considered.

- a. Proposal from J Albis re family redesign (new material)

2020-024

Notice from Judge Conway, pursuant to Section 1-9C, of order removing the suspension of requirements and deadlines in Section 35a-21 concerning appeals in child protection matters. **NO ACTION**

First time being considered.

- a. Notice from J Conway pursuant to Section 1-9C (new material)

2020-MISC Such other matters as may come before the Rules Committee.