

Minutes
Civil Commission
Work Group on Civil Rules and Statutes
225 Spring Street, Room 206
Wethersfield, CT
Friday, January 16, 2015
1:30 p.m.

1. Welcome – The meeting was called to order at 1:40 p.m.
2. Discuss revisions to Prejudgment Remedy statutes (C.G.S. 52-278a – 52-278n) – There was a brief discussion of the proposal to revise the prejudgment remedy statutes. This proposal will be discussed further at the next meeting of the work group, once some research has been completed.
3. Discuss proposal on obtaining documents from a third-party witness without a deposition – The group spent the majority of the meeting discussion the proposal to permit a party to serve a subpoena for documents only in order to obtain documents without having to conduct a deposition in order to obtain them. Various suggestions were made to revise the first draft of language to make this option available.
4. Discuss Extension of Time (Motions and Requests) – The work group will discuss this at the next meeting.

The group talked about a variety of other ideas, such as the possibility of implementing form pleadings for self-represented parties and whether the use of such forms could be mandated. Another idea was the formerly-made proposal for the creation of an omnibus motion addressed to the pleadings, and the elimination of a motion to strike.

Judge Berger also pointed out language in C.G.S. 52-144, permitting a justice of the peace or a notary public to issue a subpoena.

The group also discussed whether successive motions for summary judgment were permissible under the rules in existence. As an adjunct to any elimination of a motion to strike, the group felt that there would need to be a specific provision permitting the filing of a partial motion for summary judgment as well as multiple motions for summary judgment.

The group will meet next on February 23, 2015 at 1:30 p.m.