

CONNECTICUT BAR EXAMINING COMMITTEE  
REGULAR MEETING  
HARTFORD, CONNECTICUT  
JANUARY 25, 2013

The Vice-Chair, Michael J. Whelton, called the public portion of the meeting to order at 10:07 a.m. (EST). Present were Hon. Nina Elgo, Edward J. Gavin, Karen L. Karpie, Hon. C. Ian McLachlan (Ret.), Gail E. McTaggart, Irving H. Perlmutter, Denise Martino Phelan, Hon. Barbara M. Quinn, Robert D. Silva and Matthew Wax-Krell. Present by invitation were: Howard E. Emond, Jr., Deputy Director, Attorney Services; Kathleen B. Harrington, Administrative Director; Jessica F. Kallipolites, Assistant Administrative Director; and Beth Griffin, Executive Director, Lawyers Concerned for Lawyers Connecticut, Inc.

Upon motion duly made by Mr. Perlmutter, seconded by Mr. Whelton, it was voted unanimously to accept and record, without amendment or correction, the minutes of the public session of the Regular Meeting of September 28, 2012. Upon motion duly made by Mr. Perlmutter, seconded by Ms. Phelan, it was voted unanimously to accept and record, without amendment or correction, the minutes of the non-public session of the Regular Meeting of September 28, 2012.

Upon motion duly made by Mr. Perlmutter, seconded by Mr. Whelton, it was voted unanimously to accept the First Quarterly Financial Report (FY 2012-2013).

Ms. Griffin presented information to the Committee regarding current outreach efforts by Lawyers Concerned for Lawyers Connecticut, Inc. with local law schools and the perception expressed by some local law students regarding what should/should not be disclosed on the bar application. Concern was noted regarding the information presented to law students from volunteer speakers and whether such information was consistent with the policies and practices of the Committee. The Committee alerted Ms. Griffin to the preamble to the mental health questions on the bar application which explains what types of disclosures the Committee is looking for. Ms. Griffin expressed appreciation and noted that she would advise the volunteer speakers and law students to review the preamble in appropriate instances.

Upon motion duly made by Mr. Whelton, seconded by Judge Quinn, it was voted unanimously to increase the filing fee for Admission by Examination from \$600 to \$750, effective for the February 2014 bar examination. Upon motion duly made by Mr. Whelton, seconded by Ms. Phelan, it was voted unanimously to amend Article X of the CBEC Regulations to increase the fee for Admission by Examination to \$750.

Upon motion duly made by Mr. Perlmutter, seconded by Justice McLachlan (Ret.), it was voted unanimously to amend Question 4b of the bar application to include disclosure of the applicant's NCBE number.

Upon motion duly made by Mr. Perlmutter, seconded by Justice McLachlan (Ret.), it was voted unanimously to amend Question 9 of the bar, motion, authorized house

counsel and foreign legal consultant applications to clarify disclosure of all other names by which the applicant has been known or called (not including “nicknames”).

Upon motion duly made by Mr. Perlmutter, seconded by Mr. Whelton, it was voted unanimously to amend Question 15 of the bar application, Question 19 of the motion application, Question 11 of the authorized house counsel application, and Question 16 of the foreign legal consultant application to clarify and expand disclosure for education-related discipline and proceedings.

The Committee tabled proposed amendments to the bar and motion applications to expand the general disclosure requirements to include administrative proceedings. The Administrative Office was instructed to improve the wording of the proposed amendments and to review applications in other jurisdictions for guidance. Additionally, the Committee tabled proposed amendments to the bar, motion and foreign legal consultant applications to require FBI background checks. The Administrative Office was instructed to inquire as to how many other jurisdictions require this of applicants and to determine what information would be disclosed in such reports.

Upon motion duly made by Mr. Whelton, seconded by Mr. Perlmutter, it was voted unanimously to amend Question 46 of the bar application and Questions 49 of the motion and foreign legal consultant applications to include a statement clarifying disclosure of criminal matters.

Upon motion duly made by Mr. Whelton, seconded by Mr. Perlmutter, it was voted unanimously to amend Section XIV of the bar application to include copyright language for essay answers.

The Committee considered a request for a waiver of the requirement for admission without examination that the practice of law in the reciprocal jurisdiction be the applicant’s principal means of livelihood. Upon motion duly made by Mr. Perlmutter, seconded by Mr. Whelton, it was voted unanimously to advise the individual seeking the waiver that the Committee does not have authority to grant a waiver of the requirements for Admission Without Examination. The rules governing that process of admission are governed by Practice Book § 2-13 as promulgated by the Judges of the Superior Court. The Committee does not have authority to waive a rule of admission prescribed by the judges.

Upon motion duly made by Mr. Whelton, seconded by Mr. Phelan, it was voted unanimously to adjourn the public portion of the meeting at 11:30 a.m. (EDT) and to reconvene in the non-public portion of the meeting.

Respectfully submitted,

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IRVING H. PERLMUTTER  
Secretary