

CONNECTICUT BAR EXAMINING COMMITTEE
ANNUAL MEETING
HARTFORD, CONNECTICUT
JANUARY 29, 2010

The Chair, Honorable Anne Dranginis of Litchfield called the meeting to order at 10:00 a.m. (EDT). Present were Richard F. Banbury, Susan Boyan, Earl F. Dewey, II, Mary E. Driscoll, Eric M. Gross, Karen L. Karpie, Honorable John J. Langenbach, Honorable C. Ian McLachlan, Gail E. McTaggart, Honorable Aaron Ment, Irving H. Perlmutter, Denise Martino Phelan, Honorable Barbara M. Quinn, Alix Simonetti, and Michael J. Whelton. Present by invitation were Howard E. Emond, Jr., Deputy Director, Attorney Services, Kathleen B. Wood, Administrative Director, and Jessica F. Kallipolites, Assistant Administrative Director. Also present was Bruce Wood.

The Chair reported on the external audit of the financial affairs of the Connecticut Bar Examining Committee. There were some minor shortcomings disclosed by the audit which have since been remedied.

Upon motion duly made by Ms. Phelan, seconded by Mr. Gross, it was voted unanimously to accept and record the minutes of the regular meeting of October 9, 2009 without amendment or correction.

The Treasurer delivered two revised financial reports for the first quarter of Fiscal Year 2008-2009 and the annual report for the entire Fiscal Year 2008-2009. Upon motion duly made by the Chair, seconded by Mr. Whelton, it was voted unanimously to accept and approve the revised financial reports.

The Committee discussed proposed amendments to the rule governing admission without examination. There was discussion regarding the creation of an exception for attorneys admitted to practice in reciprocal jurisdictions but who practiced law in a different jurisdiction due to military service or government employment, deletion of the requirement that an applicant have an intent to actively engage in the practice of law in Connecticut, possible deletion of the temporary/permanent license process and extending the 5 of 7 years practice requirement to 5 of the past 10 years. The Committee heard from Mr. Wood, of Cummings & Lockwood of Stamford, on the issue of potential amendments to the motion rule. There appeared to be a consensus as to the need for further examination of the issue, possibly via a special meeting. Upon motion made by Judge Ment, seconded by Mr. Whelton, it was voted unanimously to table further consideration of this issue to permit members to consider the issues raised by such changes, and the discussion of the members of the Committee, concerning the proposed changes.

The Committee discussed proposed amendment to Article III-3 of the CBEC Regulations providing for a credit for withdrawal from the bar exam. Upon motion made by Ms. Simonetti, seconded by Judge Quinn, it was voted unanimously to increase the credit to \$125. The Committee also discussed proposed amendments to

Article X of the CBEC Regulations providing for fees for various items from applications to sample booklets. Upon motion made by Ms. Simonetti, seconded by Ms. Phelan, it was voted unanimously to adopt the following fee increases:

1. filing regular application \$600;
2. filing reapplication under Art.III-7 \$350;
3. filing application for admission without examination \$1,800;
4. copy of prior examination answers (includes questions) \$35;
5. copy of applicant's application for admission by examination \$15;
6. copy of applicant's exam answers \$20;
7. transmittal of applicant's MBE score to another jurisdiction \$15; AND
8. replacement of examination scores and information \$15.

The Committee discussed proposed amendments to the regulation governing the election of officers and the rule establishing membership. Upon motion made by Judge Ment, seconded by Mr. Whelton, it was voted unanimously to amend Article I-2 to provide term limits for officers such that a person could serve two 2-year terms for a particular office but in no event shall such person serve more than eight years as an officer and to provide for elections as appropriate beginning September 1, 2010. Upon motion made by Judge Ment, seconded by the Chair, it was voted to recommend that Practice Book § 2-3 be amended to provide terms limits for members such that a person could serve four 3-year terms not including service as an officer with an exception for current members in that they would be able to complete their current term as of September 1, 2010 plus an additional three 3-year terms. The vote was 12-3 with 1 abstention (Mr. Banbury).

The Committee discussed submissions from Southern New England School of Law (SNESL) and Massachusetts School of Law (MSL) in response to their continued approval under Article II-1 (B) of the CBEC Regulations. Upon motion duly made by the Chair, seconded by Ms. Driscoll, it was voted unanimously to continue the approval of SNESL with follow-up in three (3) years. Upon motion duly made by the Chair, seconded by Justice McLachlan, it was voted unanimously to continue the approval of MSL with follow-up in three (3) years.

The Administrative Director delivered a report as to the preparations for the upcoming February 2010 bar examination, correspondence received regarding the grading system, contracts to be issued in relation to exam sites and a laptop program, a status update relative to the new online grading system, and a brief explanation of proposed amendments to the regulations governing the administration of the bar exam and cheating or other dishonest conduct. Upon motion duly made by the Chair, seconded by Judge Quinn, it was voted unanimously to adopt an amendment to Article V of the CBEC Regulations clarifying that the bar exam will be administered on the last consecutive Tuesdays and Wednesdays of February and July. Upon motion duly made by the Chair, seconded by Ms. Phelan, it was voted unanimously to adopt an amendment to Article VI-14 of the CBEC Regulations to set forth the correct name for the Uniform Administrative Procedure Act.

Upon motion duly made by Mr. Perlmutter, seconded by Ms. Simonetti, it was voted unanimously to adjourn the public portion of the meeting at 11:44 a.m. (EDT) and to reconvene in the non-public portion of the meeting. The administrative staff was invited to remain in attendance for the non-public session of the meeting.

Respectfully submitted,

IRVING H. PERLMUTTER
Secretary