

CONNECTICUT BAR EXAMINING COMMITTEE
SPECIAL MEETING
HARTFORD, CONNECTICUT
DECEMBER 10, 2010

The Vice-Chair, Michael J. Whelton of East Hartford, called the meeting to order at 10:10 a.m. (EST). Present were Richard F. Banbury, Karen L. Karpie, Honorable C. Ian McLachlan, Honorable Aaron Ment, Irving H. Perlmutter, Denise Martino Phelan, Alix Simonetti and Frederic Ury. Present by invitation were Howard E. Emond, Deputy Director of Attorney Services; Kathleen B. Wood, Administrative Director; and Jessica F. Kallipolites, Assistant Administrative Director. Also present were Professor Jon Bauer, Attorney Kathy Flaherty and Attorney Sally Zanger.

Upon motion duly made by Justice McLachlan, seconded by Ms. Simonetti, it was voted unanimously to accept and record the minutes of the November 5, 2010 Special Meeting.

The Committee considered the report of the Mental Health Inquiry Subcommittee regarding potential amendments to various applications utilized by the Committee in response to the recent Practice Book amendment defining “fitness to practice law.” The Subcommittee’s report was presented by Ms. Wood. Discussion was had regarding the suggested amendments, additional amendments, the character and fitness process in general, and the need to address the issue promptly given the January 1, 2011 effective date of the Practice Book amendments. Mr. Banbury made a motion to adopt the recommendations of the Mental Health Inquiry Subcommittee. The motion was seconded by Mr. Perlmutter. Justice McLachlan moved a friendly amendment to the motion to include the word “material” to proposed Question 34. Mr. Banbury accepted the amendment, to which Mr. Perlmutter seconded. The motion passed by majority vote 6 to 3. Mr. Banbury, Ms. Karpie, Ms. Martino Phelan, Justice McLachlan, Mr. Perlmutter and Mr. Whelton voted in favor of the motion, and Judge Ment, Ms. Simonetti and Mr. Ury voted against the motion.

Upon motion duly made by Ms. Simonetti, seconded by Judge Ment, it was voted unanimously to refer the issue of whether the Multistate Performance Test (MPT) should be utilized as part of the Connecticut bar examination to the Examinations Committee for a recommendation.

The meeting was adjourned at 11:25 a.m. (EST).

Respectfully submitted,

IRVING H. PERLMUTTER
Secretary