

CONNECTICUT BAR EXAMINING COMMITTEE
REGULAR MEETING
(PUBLIC SESSION)
HARTFORD, CONNECTICUT
JUNE 26, 2009

The Chair, Honorable Anne Dranginis (Ret.) of Litchfield, convened the public meeting at 10:06 a.m. (EDT). Present were members Kevin C. Connors, Earl Dewey, Eric M. Gross, Honorable Arthur Hiller, Honorable John Langenbach, Honorable C. Ian McLachlan, Gail McTaggart, Honorable Aaron Ment, Irving H. Perlmutter, Denise Martino Phelan, Honorable Barbara Quinn, Alix Simonetti, Matthew Wax-Krell and Michael 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 by invitation was R. David Stamm, retired Administrative Director.

The Chair suggested that the Connecticut Bar Examining Committee begin to consider term limits for officers and members, considering that continuity and institutional memory are important values in considering term limits and their length as to membership and the holding of office in the Committee's structure. Judge Ment suggested that the Chair appoint a subcommittee to consider the problem and issues and to make recommendations for appropriate changes to address these issues. The following members volunteered to serve as the subcommittee: Judge Ment, Judge Langenbach, Judge Hiller, Mr. Dewey, Ms. Phelan and Ms. Simonetti.

The Chair discussed the issues of admission to the bar without examination in the cases of persons who are admitted to the bars of other jurisdictions but who are serving in the military or take sabbaticals to do work for organizations such as the Peace Corps. After discussion, the Chair announced that she, Mr. Dewey and Justice McLachlan will study the problem and will report to the entire Committee as to the recommendations of the subcommittee.

Upon motion duly made by the Secretary, seconded by Mr. Connors, the minutes of the meeting of May 1, 2009 were accepted by the Committee, with Ms. Simonetti abstaining. Upon motion duly made by the Secretary, seconded by Mrs. Phelan the minutes of the meeting of June 5, 2009 were accepted by the Committee, with Ms. Simonetti abstaining.

Upon motion duly made by Mr. Perlmutter, seconded by Mr. Connors, the quarterly report of the treasurer ending March 31, 2009 was accepted unanimously.

Kathleen Wood, the Administrative Director, reported to the Committee that for the administration of the examination in July 2009, the number of applicants had increased. There will not be a surplus of applicants which will require additional sites to administer the examination to those applicants receiving the religious accommodation to observe Tisha B'Av. All applicants will be accommodated at the

Marriott Hotel site, which will mean a savings in the cost of acquiring an additional site to hold the examination.

The Administration Director suggested several changes in the regulations to clarify the existing regulations. They are as follows:

Upon motion duly made by the Chair, seconded by Judge Quinn, it was voted unanimously to amend Article III-1 of the Regulations of the Connecticut Bar Examining Committee to read: The application to take the bar examination and for admission to the bar (for which the official forms obtainable from the administrative director must be used) shall be filed between 01 March and 30 April for a July examination and between 01 October and 30 November for a February examination, together with the fee prescribed by Article IX(1) . . . An applicant who fails to pass a Connecticut bar examination shall be permitted to file an application for the next administration of the bar examination within three weeks of the release of the results of the prior examination.

Upon motion duly made by the Chair, seconded by Mr. Gross, it was voted unanimously to amend Article V-2 to read as follows: The examinations shall be in writing. Applicants shall bring pencils and pens. The Committee may allow an applicant to utilize a portable electronic device capable of operating the designated software to answer Part A of the examination provided that the applicant follows the procedure set forth by the Committee for electing such option. . . .

Upon motion duly made by the Chair, seconded by Judge Hiller, it was voted unanimously to amend Article V-1 so as to read as follows: . . . The examination shall be held at such place or places within the State of Connecticut as the Committee may designate, one commencing on the last Tuesday of February, and one commencing on the last Tuesday of July, in each year. . . .

Upon motion duly made by the Chair, seconded by Mr. Wax-Krell, it was voted unanimously to amend Article V-4 of the Regulations to read: . . . Part A shall be of six hours' duration and shall be composed of twelve 30-minute sections. Up to six of the sections may be selected from the Multistate Essay Examination (MEE) which is that examination offered to the several states by the National Conference of Bar Examiners and designated by that organization as the MEE. The remaining sections shall be prepared under the direction of the examinations committee and shall be based upon such of the following subjects as the examinations committee shall determine. . . .

The Administrative Director then presented her suggestion and proposal to adopt Article VI-14 of the Regulations which had been designated and headed: Article VI-14. Fraud, Dishonesty and Other Misconduct. Her amendment was patterned after similar regulations which were contained in the regulations of the admissions board of the State of New York. The members of the Committee discussed the several sections contained in the proposed amendment of this section of the Regulations. Mr.

Perlmutter proposed acceptance of the section as amended, seconded by Mr. Dewey. After discussion of specific amendments to Article VI-14 (13) (d) (e) and Article VI-14 (f) (3) (ii) Option 2, it was the sense of the Committee, as suggested by the Chair, to table further discussion as to the proposed amendment of this section of the Regulations. Upon motion duly made by Mr. Perlmutter, seconded by Justice McLachlan, it was voted unanimously to table further consideration of this proposed amendment of this section of the Regulations until the October 9, 2009 meeting of the Connecticut Bar Examining Committee.

Upon motion duly made by the Chair, seconded by Mr. Perlmutter, it was unanimously voted to adjourn the public portion of the meeting and to reconvene in non-public session at 11:35 a.m. (EDT).

Respectfully submitted,

IRVING H. PERLMUTTER
Secretary