

Minutes of the Meeting
Code of Evidence Oversight Committee of the Supreme Court
September 14, 2016

On Wednesday, September 14, 2016, the Code of Evidence Oversight Committee of the Supreme Court met in the Supreme Court courtroom from 2:04 p.m. to 4:05 p.m.

Members in attendance were:

Hon. Thomas A. Bishop, Chairperson	Attorney Robert B. Adelman
Hon. Thomas D. Colin	Attorney Leonard C. Boyle
Hon. Steven D. Ecker	Attorney Brian S. Carlow
Hon. Barbara B. Jongbloed	Attorney John R. Gulash
Hon. Eliot D. Prescott	Attorney Kimberly P. Massicotte
Hon. Michael R. Sheldon	Attorney Jack G. Steigelfest
	Attorney Lawrence J. Tytla
	Attorney Eric W. Wiechmann

Also participating were Professor Julia A. Simon-Kerr of the University of Connecticut Law School and academic advisor to the Committee, Attorney Eric Levine, Assistant Reporter of Judicial Decisions, Attorney James T. O'Connor, Counsel, Judicial Legal Services, and Attorney Lori A. Petruzzelli, Counsel to the Code of Evidence Oversight Committee of the Supreme Court.

Hon. Angela C. Robinson was not in attendance at this meeting.

1. The Honorable Judge Thomas A. Bishop called the meeting to order at 2:04 p.m.
2. The Committee unanimously approved the minutes of the meeting held on June 28, 2016. Judge Jongbloed and Attorney Gulash were not present for this vote. Judge Jongbloed entered shortly thereafter.
3. The Committee considered a revised proposal to Article III–Presumptions. After discussion, the Committee unanimously voted to submit the revisions to Article III, attached hereto as Appendix A, to the Supreme Court for consideration. Attorney Gulash was not present for this vote.

The Committee also asked counsel to identify other places in the Code where matters were “governed by the principles of the common law as they may be interpreted in light of

reason and experience” in the interest of consistency.

4. The Committee thereafter considered a proposal to amend Sec. 6-11 (c) and the associated commentary, consistent with the recent Supreme Court opinion in *State v. Daniel W.E.*, 322 Conn. 593, ___ A.3d ___ (2016).

After discussion, the Committee requested that counsel substitute “complainant” for “sexual assault victim” in the proposal and make such other changes in the commentary, consistent with that request, for presentation at the next meeting.

5. The Committee considered a revised proposal to Sec. 4-8A. After discussion, the Committee unanimously voted to submit the revisions to Sec. 4-8A, as further amended at the meeting, attached hereto as Appendix B, to the Supreme Court for consideration.

6. The Committee considered revised proposals to Article V—Privileges, which were presented by subcommittee member Attorney Wiechmann. After discussion, Judge Bishop sought additional volunteers to assist the subcommittee with drafting further revisions.

7. After discussion, the next meeting was scheduled for Wednesday, October 26, 2016, in the Supreme Court courtroom at 2:00 p.m.

8. The meeting was adjourned at 4:05 p.m.

Respectfully submitted,



Lori A. Petruzzelli

Counsel to the Code of Evidence Oversight
Committee of the Supreme Court