



## Commission on Minimum Continuing Legal Education (MCLE)

### State of Connecticut Judicial Branch

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**CO-CHAIRS:**

Hon. Elliot N. Solomon  
Frederic S. Ury, Esq.

**MEMBERS:**

Hon. Elizabeth A. Bozzuto, Hon. William H. Bright  
Hon. Bernadette Conway, Lawrence F. Morizio, Esq.  
Rosemarie Paine, Esq., Louis R. Pepe, Esq.

**COUNSEL TO  
COMMISSION:**

Michael P. Bowler, Esq.

#### Minutes of the Meeting Commission on Minimum Continuing Legal Education October 5, 2017

On October 5, 2017, the Commission on Minimum Continuing Legal Education ("Commission") met by telephone conference call from 8:47 a.m. until 9:30 a.m. A meeting space for members of the public was provided at 100 Washington Street in Hartford.

Members in attendance were:

Hon. Elliot N. Solomon, co-chair  
Attorney Frederic Ury, co-chair  
Hon. Elizabeth A. Bozzuto  
Hon. William H. Bright  
Hon. Bernadette Conway  
Attorney Lawrence F. Morizio  
Attorney Rosemarie Paine  
Attorney Louis R. Pepe

Also in attendance were Attorneys Michael P. Bowler, Elizabeth M. Rowe, and Kerry J. O'Connell, Counsel to the Commission, Attorney Martin L. Libbin, Director of Legal Services, and Attorney Joseph Del Ciampo, Deputy Director of Legal Services.

- I. The Commission approved the minutes of the September 7, 2017 meeting with Judge Bozzuto abstaining.
- II. The Commission considered a referral from the Rules Committee of the Superior Court regarding a request from Attorney Michael Herman, Member, Board of Veterans' Appeals, to amend Practice Book §2-27A(a)(1). The Commission determined that the current listed of judicial officer exemptions set forth in Practice Book §2-27 A(a)(1) should correlate to those judicial officers who are exempt from the attorney registration process and the rule should not be amended to include members of the Board of Veterans' Appeals.
- III. The Commission considered a request from Attorney Virginia Foreman DeCarlo on behalf of the Connecticut Labor Department's Employment Security Board of Review for the MCLE Commission to reconsider Opinion 14. The Commission first concluded that it

would consider the merits of the request for reconsideration. The Commission next decided to stand on Opinion 14 and deny Attorney Foreman's request.

- IV. The Commission reviewed proposed amendments to Practice Book §2-27A submitted by Attorney Ury. The Commission decided to appoint a working group subcommittee (Judge Conway and Attorneys Ury and Morizio) to continue working on amendments to the rule.
- V. The Commission considered a request from Attorney Richard Smith for an opinion whether CLE offered by the Law Society of Upper Canada will qualify for reciprocal MCLE credit in Connecticut. The Commission decided that CLE offered by the Law Society of Upper Canada is eligible for MCLE credit provided the activity meets the content requirement of the MCLE rule. The Commission decided to prepare the opinion anonymously and to publish the opinion online to aid the bar in understanding the MCLE rule. Further, the Commission decided that once drafted, the opinion could be approved by the Chairs and issued under Counsel's signature without additional review by the full Commission.
- VI. The Commission considered a request from Attorney Colby Fraschilla for an opinion whether 12 hours of classroom instruction time by an adjunct law school professor automatically satisfies the MCLE requirement if none of the instruction time involves ethics/professionalism. The Commission determined that adjunct law school professors' MCLE credits must include at least 2 hours of ethics/professionalism. The Commission decided to prepare the opinion anonymously and to publish the opinion online to aid the bar in understanding the MCLE rule. Further, the Commission decided that once drafted, the opinion could be approved by the Chairs and issued under Counsel's signature without additional review by the full Commission.
- VI. The Commission confirmed the next meeting for November 2, 2017 at 8:45 a.m.