

Minutes
Family Support Magistrate Rules Subcommittee
November 17, 2008

The Family Support Magistrate Rules Subcommittee met in room 607L at the Middlesex Judicial District Courthouse located at 1 Court Street, Middletown, CT on November 17, 2008.

Those in attendance: Hon. Sandra Sosnoff Baird (Co-Chair), Jane Grossman, David M. Iaccarino, David Mulligan, Hon. Lynda Munro (co-Chair), Hon. Joseph H. Pellegrino, Hon. Linda Wihbey, Lucia S. Ziobro.

Also in attendance were Attorney Joseph Del Ciampo and Johanna Greenfield. Charisse Hutton, Director of Support Enforcement Services attended this meeting.

The meeting was called to order at 2:00 PM by Judge Munro.

1. Review and Approval of Minutes

The minutes of the meeting of the subcommittee held on October 27, 2008 were approved unanimously by the members.

2. Continue Rule Consideration

The subcommittee continued its review of Chapter 25 of the Practice Book discussing which of those sections the committee thinks should apply to Family Support Magistrate matters. Where the rules say "Judge" or "Judicial Authority" there will need to be changes to include "Family Support Magistrate" in the applicable sections.

Rule 25-12 Yes (unanimous).

25-13 Yes (unanimous).

25-14 Yes (unanimous).

25-15 Yes (unanimous).

25-16(a) Yes (unanimous)

(b) Yes (Attorney Ziobro voted no) with possible commentary added.

25-17 Yes (unanimous).

25-18 Yes (unanimous).

25-19 Yes (unanimous).

25-20 Yes (unanimous).

25-21 Yes (Attorney Ziobro voted no).

25-22 Yes (unanimous).

25-23 Generally yes (unanimous), however, the subcommittee's intent will be to recommend that a memorandum of law (as referenced in rule 11-10) will only be required from Support Enforcement Services (SES) or the Department of Social Services (DSS) if ordered by a Family Support Magistrate or Judicial Authority. Additionally, a look/review needs to be given regarding orders of notice as they pertain to support matters.

25-24(a) Yes (unanimous) with language revisions for Family Support Magistrate matters.

25-25 No (unanimous).

25-26(a) Yes (unanimous).

(b) Yes (unanimous) with language revisions for Family Support Magistrate matters.

(c) Yes (unanimous) This may be revisited with regard to SES.

(d) Yes (unanimous) with language revisions for Family Support Magistrate matters.

(e) Paul Bourdoulous will provide some language for this section.

(f) Yes (unanimous) as to 25-30(a), (e) and (f) only.

(g) No (unanimous).

25-27 Yes (unanimous).

25-28 Yes (unanimous) with language revisions for Family Support Magistrate matters.

25-30 Yes (unanimous) as to (a), (e) and (f) only (see 25-26(f)).

3. Next Meeting

The next meeting will be December 8, 2008 at the same location. The subcommittee will pick up next time with Rule 25-29 and the members are to read the Smith case in the interim.

Judge Munro adjourned the meeting at 4:37 p.m.