## STATE OF CONNECTICUT

# APPELLATE COURT DOCKET

**SEVENTH TERM: APRIL 2019** 

# COURT DATES ARE EXPECTED TO BE APRIL 8 – 26, 2019

All cases in this docket are listed in numerical order, and may be assigned during this term of Court.

Please notify me by the close of business, **Wednesday, March 13, 2019**, by filing a "Assignment Form-Appellate Court" (JD-AC-014) as an "Assignment Form (Response to Docket)" which is listed under the "Preliminary Paper/Appeal Document" selection in Appellate E-filing:

- 1. If you have Ready cases pending both in this Court and in the Supreme Court, or have multiple Ready cases pending in this Court.
- 2. If you have compelling reasons for not assigning a case during this term of Court. Dates and reasons must be provided.

No "Assignment Form" is required if you do not meet the above criteria.

Counsel of record who are exempt from E-filing may fax their "Assignment Form-Appellate Court" to (860) 757-2217, or deliver it by first class mail to 231 Capitol Avenue, Hartford, CT 06106.

A waiver request must be filed as "Correspondence to Court Regarding Waiver of Oral Argument" which is listed under the "Preliminary Paper/Appeal Document" selection in Appellate E-filing.

Assignments for oral argument in the Supreme Court and Appellate Court shall take precedence over all other assignments. See P.B. § 69-3.

Camera and electronic media coverage is governed by §70-9 of the rules of appellate procedure. Any motions to limit or preclude coverage must be filed by April 1, 2019.

INFORMATION ON THE ASSIGNMENT OF CASES WILL BE AVAILABLE ON OR BEFORE March 27, 2019, at www.jud.ct.gov.

CAROLYN C. ZIOGAS, Chief Clerk

## AC 39109 DBD

## VIVIAN GAGLIANO ET AL v. ADVANCED SPECIALTY CARE, PC DBA ADVANCED SURGICAL ET AL

KOSKOFF KOSKOFF & BIEDER PC NEUBERT PEPE & MONTEITH PC O'BRIEN TANSKI & YOUNG LLP CAROL S DOTY

EDWARD J GUARDARO JR, PRO HAC VICE

KAUFMAN BORGEEST & RYAN LLP

### AC 39195 F02B

## STATE OF CONNECTICUT v. ALBERT EDWARD NALEWAJK

**ROCCO A CHIARENZA** 

PIESZAK-MILLER & BRODEUR LLC

### AC 39746 KNL

### TOWN OF LEDYARD v. WMS GAMING, INC.

LANGHAMMER LLC LAW OFFICES OF LLOYD L.

WIGGIN & DANA LLP

## AC 40311 WWM

## STATE OF CONNECTICUT v. VICTOR M. ALICEA

MITCHELL S BRODY CHIEF PUBLIC DEFENDER-LEGAL SERVICES JAMES B STREETO

#### AC 40385 S01S

## STATE OF CONNECTICUT v. YOON CHUL SHIN

SARAH HANNA BENJAMIN APONTE YOON C SHIN, SELF-REPRESENTED PARTY

### AC 40438 TTD

## MONICA PETERS v. NUMAN SENMAN

MONICA PETERS N/K/A MONICA L. SZYMONIK, SELF-REPRESENTED PARTY NUMAN SENMAN, SELF-REPRESENTED PARTY

### AC 40574 FST

## ELIZABETH SPALTER IINO v. DIANE ROGERS SPALTER EXECUTRIX OF THE ESTATE OF HOWARD SPALTER

MICHAEL G DOWD, PRO HAC VICE SAXE DOERNBERGER & VITA P.C. THE REINKEN LAW FIRM COHEN & WOLF PC COHEN AND WOLF PC

### AC 40592 HHD

## R.D. CLARK & SONS, INC., ET AL. v. JAMES CLARK ET AL.

WEINSTEIN & WISSER PC

**HOWARD KOHN SPRAGUE & FITZGERALD** 

## AC 40633 FBT

## WATER POLLUTION CONTROL AUTHORITY FOR THE CITY OF BRIDGEPORT v. TROY R. MCKINLEY

EPSTEIN JUDA J LAW OFFICE OF TROY R MCKINLEY JR JR, SELF-REPRESENTED PARTY BENDETT & MCHUGH PC MARISSA I DELINKS

### AC 40657 H15N

## STATE OF CONNECTICUT v. ROBERT A. CANE

MICHELE C LUKBAN
GERALD M KLEIN
PIESZAK-MILLER & BRODEUR LLC
WALTER DANIEL HUSSEY

### AC 40688 FST

## US BANK NATIONAL v. ELIZABETH P. CONRAD ET AL.

DAVID BIZAR
DAVID J MARANTZ
MCCALLA RAYMER LEIBERT PIERCE LLC
ELIZABETH P CONRAD, SELF-REPRESENTED PARTY
MARK SANK & ASSOCIATES LLC
UNITED STATES ATTORNEY

### AC 40693 HHD

## CROSSKEY ARCHITECTS, LLC v. POKO PARTNERS, LLC ET AL.

PURTILL & PFEFFER P.C.
TAVTIGIAN KIRK D. LLC
SUSMAN DUFFY & SEGALOFF PC
THOMAS EDWARD KATON

### AC 40723 FST

## JILL GILBERT CALLAHAN v. JAMES CALLAHAN

DORI B HIGHTOWER
MCELROY DEUTSCH MULVANEY & CARPENTER/PH
RUEL RUEL GOINGS & BRITT LLC
JAMES CALLAHAN, SELF-REPRESENTED PARTY
PULLMAN & COMLEY LLC

## AC 40731 TTD

## JEROME RIDDICK v. DEPARTMENT OF CORRECTION ET AL.

JEROME RIDDICK, SELF-REPRESENTED PARTY EDWARD DAVID ROWLEY

## AC 40754 CRD

## JAIRO SOLIS v. CITY OF MIDDLETOWN

MEGHAN ALYSSA WOODS POMERANZ DRAYTON & STABNICK

#### AC 40830 HHD

## DANIEL SHEAR v. YUPAPORN SHEAR

BISTOR TAD J. LAW OFFICES LLC DANIEL SHEAR, SELF-REPRESENTED PARTY JOAN M ANDREWS JULE A CRAWFORD YUPAPORN SHEAR, SELF-REPRESENTED PARTY

## AC 40839 HHD

### LAWRENCE S. JEZOUIT v. DANNEL P. MALLOY ET AL

DAVID V DEROSA

LAWRENCE S JEZOUIT, SELF-REPRESENTED PARTY

MAURA B MURPHY-OSBORNE

### AC 40848 HHD

### STATE OF CONNECTICUT v. CARLTON BRYAN

TIMOTHY J SUGRUE

FROST BUSSERT LLC

### AC 40858 FST

## JUAN COLON-COLLAZO v. LESLIE COX

JUAN COLON-COLLAZO, SELF-REPRESENTED PARTY

CAROLYN C SWIGGART

TIBBETTS KEATING & BUTLER LLC

### AC 40866 HHB

### ALIREZA JAMALIPOUR v. FAIRWAY'S EDGE ASSOCIATION, INC.

**EMILY ANNE GIANQUINTO** 

**VARUNES & ASSOCIATES PC** 

### AC 40875 FBT

## STATE OF CONNECTICUT v. LEON MERCER

MITCHELL S BRODY

RICHARD EMANUEL

### AC 40899 CRD

### PAUL DOMBROWSKI v. CITY OF NEW HAVEN

PAUL DOMBROWSKI, SELF-REPRESENTED PARTY

**BRIAN L SMITH** 

### AC 40903 TSR

## SERGIO ECHEVERRIA v. COMMISSIONER OF CORRECTION

KIRSCHBAUM LAW GROUP LLC

DENISE B SMOKER

## AC 40906 HHD

### FRANCIS ANDERSON v. DAN MALLOY ET AL

FRANCIS ANDERSON, SELF-REPRESENTED PARTY

JANELLE R MEDEIROS

**NEIL PARILLE** 

## AC 40925 KNL

## RIVER BANK CONSTRUCTION, LLC v. CITY OF NEW LONDON

LOUGHLIN LAW PC

**ROBINSON & COLE LLP** 

CONWAY LONDREGAN SHEEHAN & MONACO P.C.

### AC 40942 HHD

## SJK PROPERTIES. LLC v. TOWN OF EAST WINDSOR

**BRIGNOLE & BUSH LLC** 

**PULLMAN & COMLEY LLC** 

## AC 40987 DBD

### BARBARA A. FLEISCHER v. WILLIAM B. FLEISCHER

**DONALDSON & NORRIS LLC** 

HALLORAN & SAGE

HALLORAN & SAGE LLP

### AC 40999 HHD

### AMICA MUTUAL INSURANCE COMPANY v. MICHELLE LEVINE

**HOWD & LUDORF LLC** 

HARVEY L LEVINE

JENNIFER BETH LEVINE

## AC 41026 TSR

### CONG DOAN v. COMMISSIONER OF CORRECTION

JAMES B STREETO

CHIEF STATE'S ATTORNEY-APPELLATE

NANCY L CHUPAK

### AC 41036 TSR

## TROY HARRIS v. COMMISSIONER OF CORRECTION

**DEREN MANASEVIT** 

LAURIE NADINE FELDMAN

## AC 41049 HHD

#### NAILIA VODOVSKAIA-SCANDURA v. HARTFORD HEADACHE CENTER. LLC ET AL

SPINELLA & ASSOCIATES

ZANGARI COHN CUTHBERTSON DUHL & GRELLO P

#### AC 41065 KNL

## LAURA KOS ET AL v. LAWRENCE & MEMORIAL HOSPITAL ET AL

KOSKOFF KOSKOFF & BIEDER PC

DANAHERLAGNESE PC

## AC 41069 FBT

## BANK OF AMERICA, N.A. v. JEYASHANKERLAL LINKASAMY

HOWARD LEE SCHIFF PC LAW OFFICES

JEYASHANKERLAL LINKASAMY, SELF-REPRESENTED PARTY

### AC 41099 AAN

## SANTA ENERGY CORPORATION ET AL $\nu$ . JANET N. SANTA, EXECUTRIX OF THE ESTATE OF NORMAN ET AL

**PULLMAN & COMLEY LLC** 

DAVID V DEROSA

ZINGARO & CRETELLA LLC

**COHEN & WOLF PC** 

## AC 41123 HHD

### ANTHONY LUCAS v. HOUSING AUTHORITY OF THE CITY OF HARTFORD

DRESSLER STRICKLAND

SZILAGYI & DALY

## AC 41130 HHD

### CHARLES H GADDY v. MOUNT VERNON FIRE INSURANCE COMPANY ET AL

**BRIGNOLE & BUSH LLC** 

FONTAINE ALISSI P.C.

## AC 41166 HHD

### ISABELLA C. MENSAH v. CHARLES O. MENSAH

ISABELLA C MENSAH, SELF-REPRESENTED PARTY

THE UPTON LAW FIRM LLC

CHARLES O MENSAH, SELF-REPRESENTED PARTY

THOMAS SCOTT ROME

### AC 41169 TSR

## VANCE ERIC SOLMAN v. COMMISSIONER OF CORRECTION

BANSLEY ANTHONY BURDO LLC

LINDA FRANCES CURRIE-ZEFFIRO

## AC 41175 FBT

### STATE OF CONNECTICUT v. TERENE CLARK

CHIEF STATE'S ATTORNEY-APPELLATE

MICHAEL ANTHONY DEJOSEPH

FORMICA WILLIAMS P.C.

**GLENN LOUIS FORMICA** 

## AC 41186 TSR

## WILLIE A. SAUNDERS v. COMMISSIONER OF CORRECTION

KIRSCHBAUM LAW GROUP LLC

BRUCE RAYMOND LOCKWOOD

### AC 41220 HHD

## AUTUMN VIEW LLC ET AL v.. EAST HAVEN PLANNING AND ZONING COMMISSION

SHIPMAN & GOODWIN LLP

ZULLO ZULLO & JACKS LAW OFFICE LLC

## AC 41227 HHD

## JAMES K. GROGAN v.. JILL PENZA

MARK V CONNOLLY

ROME CLIFFORD KATZ & KOERNER LLP

## AC 41275 KNL

### VICTOR A WOZNIAK ET AL v. TOWN OF COLCHESTER

**GERAGHTY & BONNANO LLC** 

SHIPMAN & GOODWIN LLP

## AC 41284 UWY

## MARIA W. v. ERIC W.

MARIA W., SELF-REPRESENTED PARTY

ERIC W., SELF-REPRESENTED PARTY

## AC 41289 MMX

## DOUGLAS FLEMING v. CITY OF MIDDLETOWN ET AL.

DOUGLAS P FLEMING, SELF-REPRESENTED PARTY

OFFICE OF THE GENERAL COUNSEL

## AC 41348 TTD

## THE CONNECTICUT LIGHT & POWER COMPANY D/B/A EVERSOURCE ENERGY v. RUTHANN C. WOLF

NAIR & LEVIN LAW OFFICES OF P.C.

RUTHANN C WOLF, SELF-REPRESENTED PARTY

## AC 41352 WWM

### **GORDON MERKEL v. MARLENE BALTIMORE HILL**

GORDON MERKEL. SELF-REPRESENTED PARTY

BACHARACH LAW FIRM LLC

#### AC 41365 DBD

## DR. DORRANCE T. KELLY DDS v. MARSHALL D. KURTZ DMD ET AL

**BRIAN EDWARD SPEARS** 

KARA LYNCH, PRO HAC VICE

SPEARS MANNING LLC

HORTON DOWD BARTSCHI & LEVESQUE PC

O'CONNELL ATTMORE & MORRIS LLC

SMART DONOHUE & NEJAME PC

## AC 41366 DBD

### DORRANCE T. KELLY, DDS v. MARSHALL D. KURTZ, DMD, ET AL.

KARA LYNCH, PRO HAC VICE

SPEARS MANNING LLC

HORTON DOWD BARTSCHI & LEVESQUE PC

O'CONNELL ATTMORE & MORRIS LLC

SMART DONOHUE & NEJAME PC

### AC 41374 TSR

## **EZRA BENJAMIN v. COMMISSIONER OF CORRECTION**

JUSTINE FITZGERALD MILLER

JAMES M RALLS

#### AC 41380 KNL

## WILMINGTON TRUST COMPANY NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS SUCCESSOR TRUSTEE TO U.S. v. HERBERT H BACHELDER, JR. ET AL.

BENDETT & MCHUGH PC

MARISSA I DELINKS

SEIGER GFELLER LAURIE LLP

HERBERT H BACHELDER JR, SELF-REPRESENTED PARTY

STUART R NORMAN JR

HURVITZ HENRY B LAW OFFICES OF

### AC 41394 NNH

### ERNEST FRANCIS v. BOARD OF PARDON & PAROLE STATE OF CONNECTICUT ET AL.

ERNEST FRANCIS, SELF-REPRESENTED PARTY

JAMES MICHAEL BELFORTI

TERRENCE M O NEILL

## AC 41406 HHD

## FRANCIS BOYLE v. APPLE HILL HOMEOWNERS ASSOCIATION INC.

JOSEPH A O BRIEN

FELDMAN PERLSTEIN & GREENE LLC

### AC 41420 H14H

### STATE OF CONNECTICUT v. KEVIN LYNCH

MELISSA L STREETO

KEVIN W LYNCH, SELF-REPRESENTED PARTY

O'BRIEN JOHN F LAW OFFICES

## AC 41423 UWY

### KARIM SEWARD v. ADMINISTRATOR UNEMPLOYMENT COMPENSATION ACT ET AL.

KARIM SEWARD. SELF-REPRESENTED PARTY

**BETH Z MARGULIES** 

EMPLOYMENT SECURITY APPEALS DIVISION -BOARD OF REVIEW, SELF-REPRESENTED PARTY

### AC 41441 HHB

## CITY OF MERIDEN ET AL. v. FREEDOM OF INFORMATION COMMISSION ET AL.

MERIDEN CORPORATION COUNSEL

CONN FREEDOM OF INFORMATION COMMISSION

MCELROY DEUTSCH MULVANEY & CARPENTER/PH

## AC 41464 LLI

## NONHUMAN RIGHTS PROJECT INC v. R.W. COMMERFORD & SONS, INC. ET AL

COHEN & WOLF PC

COHEN AND WOLF PC

## FOR AMICUS CURIAE JUSIN MARCEAU, SAMUEL WISEMAN AND BRANDON L. GARRETT:

THOMAS R CHERRY

FOR AMICUS CURIAE LAURENCE H TRIBE: THOMAS R CHERRY

FOR AMICUS CURIAE MARK A DUBOIS: GERAGHTY & BONNANO LLC: MARK A DUBOIS

## FOR AMICUS CURIAE THE PHILOSOPHERS: JESSICA S RUBIN

## AC 41478 UWY

## **ULYSES ALVAREZ v. CITY OF MIDDLETOWN**

SABATINI & ASSOCIATES LLC

ROSE KALLOR LLP

#### AC 41525 HFH

### LEROY MORRISON ET AL v. OLIVE J. WALLACE A/K/A OLIVE WALLACE ET AL

**BERRY LAW LLC** 

MARKOWITZ & MAWHINNEY PC

OLIVE J WALLACE A/K/A OLIVE WALLACE, SELF-REPRESENTED PARTY

## AC 41528 AAN

## PETER J. FRANCINI, TRUSTEE ET AL. v. NICHOLAS RIGGIONE A/K/A NICHOLAS A. RIGGIONE

WILLINGER WILLINGER & BUCCI PC

DEY SMITH STEELE LLC

LAW OFFICE OF JOHN J. COUGHLIN LLC

SEAN M DUNNE

### AC 41534 TTD

## CREATIVE MASONRY & CHIMNEY, LLC v. NEAL R. JOHNSON, A/K/A NEIL JOHNSON ET AL

LOBO & ASSOCIATES LLC

NEIL JOHNSON, SELF-REPRESENTED PARTY

PEASE & DORIO PC

SCHOENHORN JON L & ASSOCIATES LLC

COMMITTEE: CARYL S BALSKUS

## AC 41548 LLI

### BARBARA AYRES v. GEORGE AYRES

WEAVER STEPHANIE M. LAW OFFICES OF LLC PERELMUTTER POTASH & GINZBERG P.C.

#### AC 41570 FST

## FURKAN KUDIA v. ASIF MALIK ET AL

**BRANDNER & PONZINI** 

ASIF MALIK, SELF-REPRESENTED PARTY

### AC 41582 WWM

## LISA A. DUFRESNE v. GERALD E. DUFRESNE

BERGER & SANTY P.C.

KENNETH EDWARD CAISSE

LISA A DUFRESNE, SELF-REPRESENTED PARTY

PULLMAN & COMLEY LLC

**BRIGHAM & KULIG** 

GERALD E DUFRESNE JR., SELF-REPRESENTED PARTY

GUARDIAN AD LITEM: ANNE R HOYT

### AC 41694 HHB

## JOHN S. KAMINSKI v. CORRECTION OFFICER ALEXANDER/OSBORN ET AL.

JOHN S KAMINSKI, SELF-REPRESENTED PARTY

**NEIL PARILLE** 

STEVEN M BARRY

### AC 41696 FST

## PUTNAM PARK APARTMENTS, INC. ET AL. v. PLANNING AND ZONING COMMISSION OF THE TOWN OF GREENWICH ET AL.

**IVEY BARNUM & O'MARA** 

FOGARTY COHEN RUSSO & NEMIROFF LLC

**GREENWICH TOWN ATTORNEY** 

**ROBINSON & COLE** 

## AC 41697 NNH

## SCARLETT LEWIS, ADMINISTRATRIX OF THE ESTATE OF JESSE LEWIS ET AL. v. THE TOWN OF NEWTOWN ET AL.

PAPCSY JANOSOV ROCHE

**PULLMAN & COMLEY LLC** 

RYAN RYAN DELUCA LLP

### AC 41702 FBT

## DITECH FINANCIAL, LLC v. MAUD JOSEPH ET AL.

MCCALLA RAYMER LEIBERT PIERCE LLC

MAUD JOSEPH, SELF-REPRESENTED PARTY

MANITA CENAT, SELF-REPRESENTED PARTY

## AC 41721 KNL

### ANDRZEJ KUSY v. CITY OF NORWICH ET AL

ROGIN NASSAU LLC

GARRATY CYNTHIA M LAW OFFICES OF

## AC 41728 LLI

### JOHN TURCHIANO v. ROADMASTER PAVING & SEALING, LLC

DANIEL STEPHEN DIBARTOLOMEO

ANN E FISHER

MARY KATHERINE WEBSTER-OKEEFE

T STEVENS BLISS

### AC 41730 HHB

## CARL P. v. DEPARTMENT OF CHILDREN AND FAMILIES ET AL.

DAVID J REICH

STEPHEN G VITELLI

BENJAMIN ZIVYON

**ELIZABETH NUGENT MANNIEL** 

## AC 41779 TSR

### **BARRY A. v. COMMISSIONER OF CORRECTION**

PIESZAK-MILLER & BRODEUR LLC

SARAH HANNA

### AC 41780 HHD

## STATE OF CONNECTICUT v. EARL V. THOMPSON

RITA M SHAIR

MARK DIAMOND

### AC 41818 HHD

## CYNTHIA CYR v. VKB, LLC ET AL.

BARTLETT LEGAL GROUP LLC

THE KALON LAW FIRM LLC

## AC 41821 LLI

### STATE OF CONNECTICUT v. HIRAL M PATEL

MATTHEW AARON WEINER

RICHARD EMANUEL

## AC 41845 D03D

### STATE OF CONNECTICUT v. KENYA BROWN

KENYA BROWN, SELF-REPRESENTED PARTY

BRUCE RAYMOND LOCKWOOD

## AC 41894 AAN

## CITY OF MILFORD v. PAUL J. HICKS ET AL.

MILFORD CITY ATTORNEY

STANLEY HICKS, SELF-REPRESENTED PARTY

VITO A CASTIGNOLI

BRITTANY HICKS, SELF-REPRESENTED PARTY

GEORGE TURNER HOLLER IV

PETER F HICKS, SELF-REPRESENTED PARTY

TAYLOR HICKS, SELF-REPRESENTED PARTY

### AC 41903 MMX

## JUDITH BURG v. NORTHEAST SPECIALTY CORPORATION D/B/A/ NESCOR

THIER LAW OFFICE LLC

DAWN DANIELLE MCDONALD

## AC 41949 HHD

## SUMMIT SAUGATUCK, LLC v. TOWN OF WESTPORT WATER POLLUTION CONTROL AUTHORITY

SHIPMAN & GOODWIN LLP BERCHEM MOSES PC

## AC 41964 NNH

### DANIEL KLEIN v. QUINNIPIAC UNIVERSITY

JACOBS & JACOBS LLC

GARRATY CYNTHIA M. LAW OFFICES

### AC 42007 FST

## JOHN MOSBY ET. AL. v. NORWALK BOARD OF EDUCATION

JOHN MOSBY, SELF-REPRESENTED PARTY
EMMA LAWRENCE, SELF-REPRESENTED PARTY
JIM GIORDANO, SELF-REPRESENTED PARTY
MACE GREEN, SELF-REPRESENTED PARTY
MARCUS DAVIS, SELF-REPRESENTED PARTY
STEVE FULTON, SELF-REPRESENTED PARTY
WINZER TEEL, SELF-REPRESENTED PARTY

CRAIG L MANEMEIT

LICARI WALSH & SKLAVER LLC

NORWALK CORPORATION COUNSEL

### AC 42035 DBD

## JOSEPHINE S. MILLER v. ELIZABETH MAURER ET AL.

JOSEPHINE S MILLER LORI RODRIGUEZ, SELF-REPRESENTED PARTY MAURER & ASSOCIATES PC

### AC 42044 WWM

## DANIEL REALE ET AL v. STATE OF RHODE ISLAND ET AL

DANIEL REALE, SELF-REPRESENTED PARTY BENJAMIN LIGERI, SELF-REPRESENTED PARTY MICHAEL W FIELD STEVEN M RICHARD

## AC 42071 DBD

## THE BANK OF NEW YORK MELLON v. LUCIANO ANGELONI A/K/A LUCIANO FRANCIS ANGELONI ET AL

BENDETT & MCHUGH PC ZEISLER & ZEISLER P.C.

Carolyn C. Ziogas, Chief Clerk