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The ''officially released'' date that appears near the beginning of each opinion is the date the opinion will be published in the Connecticut Law Journal or the date it was released as a slip opinion. The operative date for the beginning of all time periods for filing postopinion motions and petitions for certification is the ''officially released'' date appearing in the opinion. In no event will any such motions be accepted before the ''officially released'' date.

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BORDEN, J., concurring. I agree with and join the well reasoned majority opinion. I write separately only to state that, if we were writing on a clean slate, it would be difficult for me to characterize the term ''emergency medical condition,'' as used in 42 U.S.C. § 1396b (v) (3), as ''plain and unambiguous,'' particularly as applied to the facts of this case. I also recognize, however, as does the majority opinion, that under our decision in *Webster Bank* v. *Oakley*, 265 Conn. 539, 554–55, 830 A.2d 139 (2003), cert. denied, 541 U.S. 903, 124 S. Ct. 1603, 158 L. Ed. 2d 244 (2004), principles of comity and consistency counsel that we follow the lead of the United States Court of Appeals for the Second Circuit in *Greenery Rehabilitation Group, Inc.* v. *Hammon*, 150 F.3d 226, 233 (2d Cir. 1998), in its interpretation of this federal statute and its definition of ''emergency medical condition'' as used in 42 U.S.C. § 1396b (v) (3). Applying that definition to the facts of the present case, as well as for the other persuasive reasons stated by the majority, I agree that the judgment of the Appellate Court must be reversed.