CONNECTICUT LAW JOURNAL



Published in Accordance with General Statutes Section 51-216a

VOL. LXXVIII No. 50	June 13, 2017	136 Pages
---------------------	---------------	-----------

Table of Contents

NOTE: Effective July 1, 2017, the Connecticut Law Journal will be available free of charge on the Judicial Branch website, pursuant to General Statutes § 51-216a (b). The printed version of the law journal will no longer be produced once the publication is available online. See notice on page 3B for more information.

CONNECTICUT REPORTS

Abreu v. Commissioner of Correction (Order), 326 C 901	$45 \\ 45 \\ 45 \\ 45 \\ 45 \\ 45 \\ 45 \\ 45 \\$
Fairfield Merrittview Ltd. Partnership v. Norwalk (Order), 326 C 901	45
Federal National Mortgage Assn. v. Lawson (Order), 326 C 902	46
State v. Kallberg, 326 C 1	3
Larceny third degree as accessory; conspiracy to commit larceny third degree; motion to dismiss; certification to appeal; whether Appellate Court correctly concluded that trial court improperly denied defendant's motion to dismiss charges; whether Appellate Court improperly concluded that trial court's factual finding as to parties' intent was clearly erroneous; whether Appellate Court properly reversed judgment of conviction on ground that prosecution of defendant was barred because nolle prosequi that had been entered on larceny charges had been part of global disposi- tion agreement supported by consideration; unilateral entry of nolle prosequi and bilateral agreement involving entry of nolle prosequi, distinguished; claim that ambiguity in agreement between state and defendant must be construed against state.	
State v. Linder (Order), 326 C 902.	46
Volume 326 Cumulative Table of Cases	47
CONNECTICUT APPELLATE REPORTS	

Bueno v. Commissioner of Correction, 173 CA 797.
Habeas corpus; whether habeas court abused its discretion in denying petition for certification to appeal denial of petition for writ of habeas corpus; claim that petitioner's guilty plea to larceny second degree was not made knowingly, intelligently and voluntarily because he did not know or understand immigration consequences of plea in violation of right to due process; claim that trial counsel rendered ineffective assistance of counsel by failing to properly research and advise petitioner of immigration consequences of plea; claim that petition should be dismissed on ground of mootness because habeas court could provide no practical relief; whether petitioner's claims are debatable among jurists of reason, could be resolved in a different manner, or are adequate to deserve encouragement to proceed further.
Burnell v. Chorches, 173 CA 788
Probate appeal; whether trial court properly granted defendant's motion to dismiss; whether probate appeal was untimely pursuant to statute (§ 45a-186 [a]) providing that appeal must be filed within thirty days of when probate order mailed; and the trial court are degread on the period of when probate order mailed;

claim that plaintiffs had not received sufficient notice of probate hearing; whether appeal was timely filed within twelve month appeal period provided by statute (§ 45a-187 [a]) pertaining to probate appeals when appealing party had no notice of probate hearing and was not present at hearing; claim that probate appeal was

(continued on next page)

45A

36A

© 2017 by The Secretary of the State, State of Connecticut

saved by statute (§ 52-593a) providing that cause of action shall not be lost if	
process is personally delivered to state marshal within time allowed to bring action.	
Carter v. Klein (Memorandum Decision), 173 CA 904	66A
Demeusy v. Canton (Memorandum Decision), 173 CA 905	67A
Liano v. Bridgeport (Memorandum Decision), 173 CA 904	66A
Paulette v. Paulette (Memorandum Decision), 173 CA 903	65A
Smith v. Commissioner of Correction (Memorandum Decision), 173 CA 905	67A
Sousa v. Sousa, 173 CA 755	3A
Dissolution of marriage; motion to modify; fraud by nondisclosure; fraud on court	
claim; claim that trial court erroneously concluded that defendant failed to prove	
by clear and convincing evidence that plaintiff fraudulently misrepresented value	
of pension in financial affidavit; whether defendant presented clear and convinc-	
ing evidence that plaintiff knew that disclosed value of subject pension was inaccu-	
rate; whether plaintiff's alleged fraud impacted defendant's decision to enter into	
subject stipulation; whether substantial probability that trial court would have	
rejected modification had court known that plaintiff had inaccurately valued	
plaintiff's pension in financial affidavit; claim that plaintiff committed fraud by	
nondisclosure by listing only value of pension contribution in financial affidavit	
and by failing to file corrected affidavit prior to modification of dissolution	
judgment.	
Townsend <i>v</i> . Hardy, 173 CA 779	27A
Violation of prisoner's constitutional rights; sexual harassment; prisoner's first	
amendment retaliation claim under 42 U.S.C. § 1983; prisoner's eighth amend-	
ment claim for protection from cruel and unusual punishment under 42 U.S.C.	
§ 1983; whether plaintiff's claim of sexual harassment and eighth amendment	
claim for protection from cruel and unusual punishment failed as matter of law;	
whether trial court erred in rendering summary judgment in favor of defendant	
prison officials on plaintiff's claims relating to allegedly retaliatory conduct of	
defendants after plaintiff filed his complaint for sexual harassment and reported	
defendant correction officer's conduct to state police; elements of first amendment	
retaliation claim by prisoner under 42 U.S.C. 1983, set forth and discussed.	
US Bank National Assn. v. Brouillard (Memorandum Decision), 173 CA 904	66A
Volume 173 Cumulative Table of Cases	69A
MISCELLANEOUS	

Appellate Court Sessions	1B
Connecticut Law Journal Deadline Schedule for 2017	3B
Notice of Online Publication of Connecticut Law Journal	5B
Notices of Attorney Discipline	1B
Supreme Court Sessions	1B

CONNECTICUT LAW JOURNAL (USPS 5) (ISSN 87500973)
Published by the State of Connecticut in accordance with the provisions of General Statutes § 51-216a.
Commission on Official Legal Publications Office of Production and Distribution 111 Phoenix Avenue, Enfield, Connecticut 06082-4453 Tel. (860) 741-3027, FAX (860) 745-2178 www.jud.ct.gov
RICHARD J. HEMENWAY, Publications Director
Published Weekly – Subscription Rates: One year-\$225.00
Syllabuses and Indices of court opinions by MICHAEL A. GENTILE, Acting Reporter of Judicial Decisions Tel. (860) 757-2250
PRESORT MARKETING PAID AT ENFIELD, CT
The deadline for material to be published in the Connecticut Law Journal is Friday at noon for publication on the Tuesday eleven days later. When a holiday falls within the eleven day period, the deadline will be noon on Thursday.

The Connecticut Law Journal is published in punched, loose-leaf pages to facilitate the ready transfer of its contents to four specially designed ring binders available for purchase at the Commission on Official Legal Publications, 111 Phoenix Avenue, Enfield, CT 06082-4453.

One of those binders is designed for the storage of Supreme Court opinions, a second for the storage of Appellate Court opinions and a third for the storage of Superior Court memoranda of decisions. The fourth binder is designed for the storage of the balance of the contents of the Law Journal.

Updated, cumulative tables of cases for the Connecticut Reports binder, for the Connecticut Appellate Reports binder and for the Connecticut Supplement binder are provided in every edition of the Law Journal. Thus, only the most recent table for each of those binders need be retained. As each bound edition of the Connecticut Reports, of the Connecticut Appellate Reports and of the Connecticut Supplement becomes available, the loose-leaf contents of the binder for that volume may be discarded.

Please notify the Office of the Reporter of Judicial Decisions at once of any error noticed herein.

MICHAEL A. GENTILE Acting Reporter of Judicial Decisions Drawer N, Station A Hartford, CT 06106 (860) 757-2250