

State of Connecticut  
Department of Administrative Service  
State Marshal Commission  
Das.ct.gov/statemarshal

W. Martyn Philpot, Jr., Esq.  
Chairperson

Douglas Rinaldi  
Administrative Manager

Minutes  
STATE MARSHAL COMMISSION MEETING  
March 27, 2014

Members present: Chairperson W. Martyn Philpot, Jr., Esq.; Vice Chairperson; Michael Cronin, Esq.; Hon. Elizabeth Bozzuto; Mildred Torres-Ferguson and Sarah Fryxell, Esq. and Robert P. LaTorraca. Joel I. Rudikoff, Esq., participated by telephone conference call. Also present were Ex-Officio Thomas Burke and Administrative Manager Douglas Rinaldi ( not voting). Vincent Mauro, Jr. and Ex-Officio Lisa Stevenson and Staff Attorney Elizabeth Collins were not present.

The Chairperson, W. Martyn Philpot, Jr., Esq., called the meeting to order at 4:30 p.m.

First Business:

The February 27, 2014 meeting minutes were adopted, by an unanimous vote of 7-0, after a motion by Hon. Elizabeth Bozzuto, seconded by Sarah Fryxell Esq.

New Business

1. Multiple Executions

It was reported to the Commission that a meeting with Judicial personnel had taken place regarding the issuance of multiple/simultaneous executions in civil litigation matters. As the Commission was aware, the next step was to seek a Formal Opinion from the Attorney General's Office, which was done. The matter was tabled, until the issuance of the opinion by the Attorney General's Office.

2. State Marshal Exam

Administrative Manager Douglas Rinaldi informed the Commission that further progress has been made regarding the exam, through discussions with Don Jordan. As soon as that process is completed the exam will be posted.

3. State Marshal Commission Staffing

In light of the retirement of Staff Attorney Elizabeth Collins, steps were taken to post the position. The Commission was apprised of the incoming resumes and the expected procedures, of an initial review by office staff and personnel, followed by a Commission member's participation in interview and hiring process.

4. Inmate Litigation

Ex-Officio Thomas Burke presented the concern that unnecessary and harassing law suits are being filed by some inmates against state marshals and sought to address the issue, especially since insurance deductible are costly. The Commission reviewed the recent statutory enactment in the area of abuse of process, but noted that the need for repetitive suits and other elements, created a fairly high bar for the state marshals to meet to end such litigation. No further action was taken.

The Commission, after a motion by Vice Chairperson Michael Cronin, Esq., seconded by Mildred Torres-Ferguson, voted unanimously, 7-0, to go into Executive session to discuss personnel issues listed below. The individuals present included those listed above. The Commission voted unanimously 7-0, after a motion by Hon. Elizabeth Bozzuto, seconded by Vice Chairperson Michael Cronin, Esq., to return to the public record. No votes were taken in executive session.

5. Jerome Martin appeal (12-75)

The Commission was informed of the completion of the settlement in court of the above noted file, which vacated the original order and led to a voluntary inactive status by Marshal Martin for one week.

6. Oversight Committee/Proposed Final Decisions

The Committee, after a motion by Vice Chairperson Michael Cronin, Esq., seconded by Mildred Torres-Ferguson, unanimously voted, 7-0, to adopt the Oversight Committee's proposed findings of fact and law as its final decisions in each of the below noted files and Revoke the appointment of the Respondent, effective after the 45 day appeal period, with summary suspension remaining in place until one or both of the revocations order in these files actually takes effect.

File No.	Name
13-31	Dixon/ Butler
13-43	In Re Butler-client fund account

7. Complaints

The Committee, after a motion by Vice-Chairperson Michael Cronin, seconded by Sarah Fryxell, Esq., voted unanimously 7-0, to administratively close the following file:

File No.	Name
10-71	Pereira/Barbieri

The Committee, after a motion by Vice-Chairperson Michael Cronin, seconded by Sarah Fryxell, Esq., voted unanimously, 7-0, to leave the below file open, with its summary suspension order in effect, until one or both of the revocations issued today in File No. 13-31 and 13-43 actually go into effect, when the below file will be administratively closed.

File No.	Name
12-52	In Re Joseph Butler June 5, 2012 incident

The Commission, after a motion by Mildred Torres-Ferguson, seconded by Vice Chairperson Michael Cronin, Esq., voted unanimously, 7-0, to adjourn the meeting at 5:30 p.m.

Minutes were approved by the Commission on May 20, 2014.

---

W. Martyn Philpot, Jr., Esquire-Chairperson

165 Capitol Avenue, Room 279  
Hartford, Connecticut 06106  
Tel. (860) 713-5372 Fax. (860) 713-7458