

State of Connecticut
Department of Administrative Services
State Marshal Commission

Peter J. Martin, Esq.
Chairperson

Douglas Rinaldi
Administrative Manager

Minutes
STATE MARSHAL COMMISSION SPECIAL MEETING
May 30, 2012

Members present: Peter J. Martin, Esq. Chairperson; Vice-Chairperson Michael Cronin, Esq.; Hon. William T. Cremins; Vincent Mauro, Jr.; Joseph Ubaldi; and Sarah Holbrook, Esq. Also present were Ex-Officios Marshal Lisa Stevenson and Marshal Thomas Burke (non-voting members) and Administrative Manager Douglas Rinaldi and Staff Attorney Elizabeth Collins (not voting). Not present were Erron Smith and Joel I. Rudikoff, Esq.

First Business

March 28, 2012 meeting minutes were adopted, by a unanimous vote of 6-0, after a motion by Vincent Mauro, Jr., seconded by Hon. William T. Cremins.

Old Business

4. Wage Executions/Direct Deposit

The Commission discussed correspondence regarding some federal agencies policies and related issues on direct deposits and the Audit Policy. After a motion by Hon. William T. Cremins, seconded by Joseph Ubaldi, the Commission voted unanimously, 6-0, to modify its earlier directive on wage executions and direct deposits. The Commission will allow for some lee-way for a state marshal to have the option of taking on matters where employers, in their due course of their business, issue only direct deposit transactions. The state marshal must continue to comply with the Audit Policy in record keeping.

New Business

4. William Nolan/Equipment Request

Marshal William Nolan's request to carry a Kubaton as a state marshal was discussed. He submitted general information about the item and commented on his own training as well as the need for additional equipment for the state marshals. After a motion by Vincent Mauro, Jr., seconded by Sarah Holbrook, Esq., the Commission voted unanimously, 6-0, to table the matter.

The Commission, after a motion by Joseph Ubaldi, seconded by Vincent Mauro, Jr., voted unanimously 6-0, to go into Executive session to discuss personnel issues listed below. The individuals present included those listed above. The Commission voted unanimously 6-0, after a motion by Vincent Mauro, Jr., seconded by Joseph Ubaldi, to return to the public record. No votes were taken in executive session.

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Old Business

1. Appointment Process-recommended to continue to training phase.

The Commission reviewed the recommended candidates and engaged in discussion. The Commission after a motion by Joseph Ubaldi, seconded by Hon. William T. Cremins, voted unanimously 6-0 to have the following candidates for a state marshal appointment continue on to the training phase of the appointment procedures.

Fairfield County:
Gerald Broderick
Michael Delli Carpini
Ernest Laden
Thomas Lyons
Gerald Mulligan

Hartford County
Michael DeLorenzo
John Lepito
Brendan Noonan
Elizabeth Ostrowski
Lucia O'Toole
Brian Wright

Litchfield County
Michael Brown
Joseph Parrillo

Middlesex
Hiram Fuchs

New Haven County
Holly Bryk
Willie Davis
Dominic DeFiore
Vincent Dwyer
Richard Fry
Mark Winik

Tolland County
Bruce Scott

Windham County
Ralph Fletcher

2. Complaint/Request for Reconsideration

The Commission considered the Complainant's request for reconsideration of the below noted file. The Commission, after a motion by Vincent Mauro, Jr., seconded by Hon. William T. Cremins, voted unanimously, 6-0, to deny the motion for reconsideration and stand on its decision.

File No.	Name
11-76	Quinn/Fiorillo

3. Firearms

The Commission reviewed the record submitted by Marshal Aresco relative to his request to carry a firearm. It was determined that he is nearly finished his compliance requirements, but needs to finish his file with one additional report. The Commission after a motion by Vincent Mauro, Jr., seconded by Vice-Chair Michael Cronin, Esq. voted unanimously, 6-0, to table the matter for further action.

Name	County
Louis Aresco	Middlesex

New Business

1. Capias/Judicial

April 25, 2012 Policy Memorandum/SES Capias Processing Procedures

The Commission reviewed the newly updated SES Capias Processing Procedures. The procedures are in place and appear to be working well.

2. Attorney General’s Formal Opinion 2012-003 Capias/Fourth Amendment.

The Commission requested this opinion from the Attorney General. The opinion was received on March 26, 2012 opinion and distributed as part of the March 28, 2012 Commission meeting. The Commission needed additional time to review the decision, so the matter was set down for additional review at this meeting. After some discussion, the Commission took note of the opinion and its findings and its applicability to pending and future matters.

3. Attorney General’s Formal Opinion 2012-004 (LEOSA) Law Enforcement Officers’ Safety Act

The Commission requested this opinion in light of a pending request from a state marshal to have his prior law enforcement credentials, and current law enforcement firearm privileges recognized by the Commission. The Commission reviewed the Attorney General’s opinion that the above referenced act did not preclude the Commission from seeking to have a state marshal show compliance with the requirements set by the Commission for the carrying of a firearm as a state marshal. The Commission took note of the decision and its applicability to pending and future matters.

5. Firearms

The Commission reviewed the matter and after a motion by Vice-Chairperson Michael Cronin, Esq., seconded by Hon. William T. Cremins, the Commission voted unanimously, 6-0, to accept the report on the following state marshal and grant him permission to carry a firearm in his work as a state marshal, other than on capias matters, subject to insurance verification.

Name	County
Robert McCarthy	Middlesex

The Commission reviewed the matter and after a motion by Vincent Mauro, Jr., seconded by Vice-Chairperson Michael Cronin, Esq., the Commission voted unanimously, 6-0, deny the following state marshal permission to carry a firearm.

Name	County
William Nolan	New Haven

7. Complaints

The Commission, after a motion by Vincent Mauro, Jr., seconded by Vice-Chairperson Michael Cronin, Esq., voted unanimously 6-0, to dismiss the below noted files:

File No.	Name
11-51	Kanasky/Gyle
12-22	Cade/Esposito

The Commission, after a motion by Hon. William T. Cremins, seconded by Vice-Chairperson Michael Cronin, Esq., voted unanimously 6-0, to stay the below noted file:

File No.	Name
12-25	In Re Robert G. Davis

The Commission, after a motion by Vice-Chairperson Michael Cronin, Esq., seconded by voted unanimously 6-0, to find probable cause in the below noted files and assign them to an Oversight Committee for a hearing:

File No.	Name
10-28	Mark Wilson/Kaz
10-29	Sharntae Wilson/Kaz
10-30	Clara Ann Jackson/Kaz
11-17	Branham/Nolan
12-30	In Re Nolan-courthouse

After a motion by Vincent Mauro, Jr., seconded by Hon. William T. Cremins, the Commission voted unanimously 6-0, to adjourn the meeting.