

STATE OF CONNECTICUT
DEPARTMENT OF ADMINISTRATIVE SERVICES
STATE MARSHAL COMMISSION
450 Columbus Blvd., Suite 1504, Hartford, CT 06103
Tel. 860-713-5372 Fax. (860) 622-2938
Meeting is in North Plaza Meeting Room J at 4:30 p.m.

MINUTES
STATE MARSHAL COMMISSION SPECIAL MEETING
May 31, 2018

Members present: Chairperson W. Martyn Philpot, Jr., Esq., Vice-Chairperson Michael Cronin, Michael Desmond (via teleconference call), Honorable Lisa K. Morgan (via teleconference call), and John Vamos. Also present were Staff Director Douglas Moore and Staff Attorney Jennifer Y. Montgomery and ex-officio members (non-voting) Julianne Ingham and Keith Niziankiewicz. Commissioner Mildred Torres-Ferguson was not present.

In addition, Sheri Speer, the Complainant in File No. 17-48 Speer/LaBranche was present for the public session of the meeting.

Chairperson W. Martyn Philpot, Jr., Esq. called the meeting to order at 4:36 p.m.

1. Minutes: March 29, 2018 meeting

The Commission, after a motion by Vice-Chairperson Michael Cronin, seconded by John Vamos, voted 5-0 to adopt the minutes from the March 29, 2018 special meeting.

2. Acquisition of Replacement State Vehicle for Capias Unit

New Staff Director Douglas J. Moore introduced himself to the Commission. He advised the Commission that there are currently three state vehicles utilized by state marshals on the Capias Unit for making capias arrests. The State Fleet division is requiring the replacement of one of the vehicles: a 2009 Ford Crown Victoria. The impacted marshals have requested a 2012 Dodge Caravan, which will insure a few more years of service. The new vehicle must be outfitted with a partition for which DAS is willing to pay. Director Moore requested the Commission's approval to move forward with the replacement. Vice-Chairperson Michael Cronin, Esq. inquired whether there was money in the budget to pay for the replacement and Director Moore answered affirmatively. Director Moore then raised the issue of the General Letter 115, the policy adopted by DAS for state employees utilizing state vehicles. He proposed sending a copy of the policy to each state marshal that utilizes a state vehicle and having them return an acknowledgement letter indicating that they received it. The Commission agreed to this procedure.

[Deliberations proposed for executive session pursuant to Sections 1-200 and 1-225 of the Connecticut General Statutes to discuss the appointment, performance, evaluation, health or dismissal of a public officer]

The Commission, after a motion by Vice-Chairperson Michael Cronin, seconded by John Vamos, voted 5-0 to enter executive session.

The Commission, after a motion by Vice-Chairperson Michael Cronin, seconded by John Vamos, voted 5-0 to return to the public record. No votes were taken in executive session.

3. Proposed Decisions

The Commission, after a motion by Honorable Lisa K. Morgan, seconded by Chairperson W. Martyn Philpot, Jr., Esq., voted 5-0 to adopt the Proposed Decision and recommended disposition in the following file:

File No.	Name	Proposed Disposition	Oversight Committee
16-16	In Re Kraimer	3-Day Suspension	Michael Cronin, Esq. Tracy Lee Dayton, Esq.

The Commission, after a motion by Chairperson W. Martyn Philpot, Jr., Esq., seconded by John Vamos, voted 5-0 to adopt the Proposed Decision and recommended disposition in the following file:

File No.	Name	Proposed Disposition	Oversight Committee
16-23	Faulkner/Fry	Dismissal	Michael Cronin, Esq. Tracy Lee Dayton, Esq.

The Commission, after a motion by Chairperson W. Martyn Philpot, Jr., Esq., seconded by John Vamos, voted 5-0 to adopt the Proposed Decision and recommended disposition in the following file:

File No.	Name	Proposed Disposition	Oversight Committee
16-51	Colbeth/Heap	3-Day Suspension	Michael Cronin, Esq. Tracy Lee Dayton, Esq.

In addition, the Commission asked the Commission office prepare and circulate an administrative bulletin to state marshals on the issue of the service of non-process.

The Commission, after a motion by Chairperson W. Martyn Philpot, Jr., Esq., seconded by John Vamos, voted 5-0 to adopt the Proposed Decision in the following file but reduce the penalty to a **ten-day suspension** in light of mitigating circumstances including the Respondent's extraordinary acceptance of responsibility and lack of a disciplinary history:

File No.	Name	Proposed Disposition	Oversight Committee
17-16	Perry/Dingle	21-Day Suspension Reduced to 10-Day Suspension	Michael Cronin, Esq. Tracy Lee Dayton, Esq.

The Commission, after a motion by John Vamos, seconded by Chairperson W. Martyn Philpot, Jr., Esq., voted 5-0 to dismiss the following files:

File No.	Name
17-44	Xyminis/Ostrowski
17-47	McKoy/Bryk
17-48	Speer/LaBranche
17-51	Batchelor/Morrissey
17-52	Ramhdani/Quinn
17-55	Louth/Barton
17-49	Wardlow/Barnes
17-54	Economu/DiNardi

17-57 Economu/DiNardi

The Commission, after a motion by John Vamos, seconded by Chairperson W. Martyn Philpot, Jr., Esq., voted 5-0 to find probable cause for a hearing in the following files:

17-50 Brissett/Barnes
17-53 Roman/Barnes

The Commission, after a motion by John Vamos, seconded by Chairperson W. Martyn Philpot, Jr., Esq., voted 5-0 to lift the stay and dismiss the following file:

17-02 Muhlrud/Kemp

The Commission, after a motion by John Vamos, seconded by Chairperson W. Martyn Philpot, Jr., Esq., voted 5-0 to lift the stay and find probable cause for a hearing in following file:

16-47 Barcello/Kemp

5. Request for Inactive Status

The Commission, after a motion by John Vamos, seconded by Chairperson W. Martyn Philpot, Jr., Esq., voted 5-0 to grant the requests for inactive status for the following marshal with an effective date of June 1, 2018:

Name	County
John Burgarella	New Haven

6. Auditors of Public Accounts Report: State Marshal William Wrang

Attorney Jennifer Montgomery advised the Commission regarding about the receipt of the final report from the State Auditors concerning the audit of state marshal William Wrang's Client Fund Account.

7. Capias Firearms Permission

The Commission, after a motion by Chairperson W. Martyn Philpot, Jr., Esq., seconded by Vice-Chairperson Michael Cronin, voted 4-1, with Vice Chairperson Michael Cronin, Esq. voting against, to approve the request of State Marshal Alixes Rosado to carry a firearm during his state marshal work, subject to his submission of the requisite insurance and inspection certifications and completing the requisite firearms training at the POST Academy. These prerequisites to authorization were to be noted by the Commission office in his letter advising the marshal of the approval to move forward in the process.

8. Reinstatement from Inactive Status

The Commission, after a motion by Vice-Chairperson Michael Cronin, seconded by John Vamos, Esq., voted 5-0 to grant the request for reinstatement from inactive status for the following marshal with an effective date of June 1, 2018:

Name	County
Alan Freedman	Fairfield

The Commission, after a motion by Vice-Chairperson Michael Cronin, seconded by Chairperson W. Martyn Philpot, Jr., Esq., voted 5-0 to grant the request for resignation by retirement and grant a retirement badge for the following marshal with an effective date of June 15, 2018:

9. Resignation

Name	County
James Barton	Hartford

The Commission, after a motion by John Vamos, seconded by Vice-Chairperson Michael Cronin, voted 5-0 to adjourn the meeting.

The meeting was adjourned at 5:41 p.m.

Minutes were approved by the Commission on July 26, 2018.



W. Martyn Philpot, Jr., Esquire-Chairperson