



STATE OF CONNECTICUT

OFFICE OF THE
PROBATE COURT ADMINISTRATOR

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**Probate Court Rules of Procedure
Advisory Committee
Subcommittee II
Meeting Minutes**

Thursday, August 5, 2021
3:30 p.m.

Office of the Probate Court Administrator
186 Newington Road
West Hartford, CT
and via Webex videoconference

The meeting was called to order at 3:34 p.m. by Judge Peter C. Barrett, Chair.

Members in attendance: Judges Peter Barrett, Brian Mahon, John McGrath, Probate Court Administrator Judge Beverly Streit-Kefalas, Attorneys Carmine Perri and Christopher Hug, Professor Jeffrey Cooper.

Remarks of the Chair

No remarks.

Approval of minutes of the July 29, 2021 meeting

The minutes of the July 29, 2021 meeting were approved following motion by Judge Mahon and second by Attorney Perri.

Review and discussion of topics/concepts

The committee continued discussion of Rule 66 and various proposed revisions. Following motion and second, the committee approved revising the rule to add "parties", "witnesses", "attorneys of record" and "the court's own motion" for participation by electronic means. The committee unanimously approved modifying the factors for such participation to the following:

- (1) the importance, subject matter, and nature of the proceeding;

- (2) the nature of the rights at issue;
- (3) the technology available to the court, parties, witnesses, and attorneys;
- (4) whether surprise or prejudice would result from electronic participation;
- (5) any efficiency or cost savings to be achieved by electronic means;
- (6) whether participation by electronic means will allow full and effective examination and cross-examination;
- (7) the convenience of the parties and witnesses, including representatives of state agencies; and
- (8) other relevant factors.

The tabled motion regarding Rule 67 was taken off the table by motion, second, and vote. Thereafter, the original motion was withdrawn by Judge McGrath.

The subcommittee has completed discussion of all issues before it and agreed that Judge Streit-Kefalas will present draft language for rule revisions as approved.

Adjournment

The meeting was adjourned at 5:18 p.m.