



STATE OF CONNECTICUT

BEVERLY K. STREIT-KEFALAS
Probate Court Administrator

HEATHER L. DOSTALER
Chief Counsel

EVAN C. BRUNETTI
Attorney

OFFICE OF THE
PROBATE COURT ADMINISTRATOR

186 NEWINGTON ROAD
WEST HARTFORD, CT 06110

TEL (860) 231-2442
FAX (860) 231-1055
ctprobate.gov

Probate Court Rules Advisory Committee Subcommittee III Meeting Minutes

**Wednesday, April 14, 2021
4:00 p.m.**

This meeting was conducted in-person at the Office of the Probate Court Administrator and by Cisco Webex Videoconference.

The meeting was convened at 4:06 p.m. by Judge Robert Randich, Chair.

Other members in attendance: Attorneys Evan Brunetti, James Dougherty, Andrew Knott, and Melissa Nixon, and Ms. Suzette Threet. Absent, Attorneys Gabriella Kiniry and Kimberly Zigich.

Remarks of the Chair

Judge Randich had no remarks and moved to the substantive review of proposals for the committee.

Approval of minutes of April 1, 2021 meeting

The minutes of the April 1, 2021 meeting were reviewed and approved by the all present members of the committee without change.

Refinement of list of topics assigned to the subcommittee

The subcommittee continued reviewing the list of issues pertaining to Subcommittee III from the document entitled "Probate Court Rules of Procedure List of Issues for 2022 Edition." Following discussion, the subcommittee reached the following conclusions:

Section 31.3 (estate tax matters): The subcommittee recommends that the rule be amended to add a new section that clarifies the substantiation of value needed for a decedent's interest in an entity, such as a membership interest in a limited liability company (LLC).

Section 39.1 (fiduciary and attorney's fees): The subcommittee recommends that the rule be amended to add an annotation or other distinction regarding C.G.S. section 45a-294 and "nominated" executors.

Section 39.1 (fiduciary and attorney's fees): The subcommittee recommends that the rule be amended to add an annotation or other distinction regarding C.G.S. section 45a-499k.

Section 39.2 (fiduciary and attorney's fees): The subcommittee recommends that the rule be amended to create consistency between paragraph (b)(8) and (c)(1) regarding the use of "time" and "labor."

Section 40.8 (children's matters: general provisions): The subcommittee recommends that the rule be amended to add a section clarifying the early termination of a temporary guardianship be made in writing.

Rule 40 (children's matters: general provisions): The subcommittee recommends that the rule be amended to add clarification on who shall receive notice of a petition made to the Probate Court under C.G.S. section 46b-172a(h).

Next Meeting

The subcommittee agreed to meet Tuesday, May 4, 2021 at 4:00 p.m. to 5:00 p.m. via Webex videoconference and in person at the Office of the Probate Court Administrator.

Adjournment

The meeting adjourned at 5:15 p.m.