



STATE OF CONNECTICUT

BOARD OF TRUSTEES

FOR THE STATE COLLEGES

P. O. BOX 2008 NEW BRITAIN, CONNECTICUT 06050

TEL. NEW BRITAIN: 203-229-1607 TEL. HARTFORD: 203-566-7373

RESOLUTION

concerning

Settlement of Litigation

by

Former Houseparents Barrett, Marquis & Moody

against

Western Connecticut State College

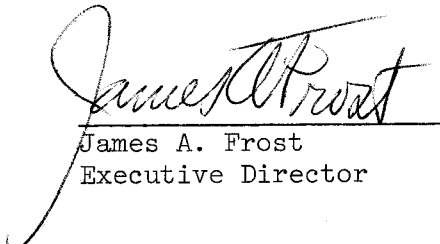
December 8, 1978

WHEREAS, The Attorney General's office representing Western Connecticut State College and Carl R. Robinson, Vice President of Administrative Affairs and John N. Wallace, Director of Housing, in their official and individual capacities in litigation brought by former employees, Edna Barrett and Mary Marquis and current employee Grace Moody, has reached an agreement with the parties by which to settle the cases, an agreement which the Attorney General recommends as a fair settlement, and

WHEREAS, Approval by the Board of Trustees for the Connecticut State Colleges is advisable in order for Western Connecticut State College to proceed to comply with terms of the proposed settlement, be it therefore

RESOLVED, That the Board of Trustees herewith authorizes Western Connecticut State College to make the necessary payment of \$9,354.56 to each party (Barrett, Marquis and Moody) in a manner to be prescribed by the Attorney General through whom the final disposition of the cases is to be achieved as proposed in the attached addendum.

A Certified True Copy:



 James A. Frost
 Executive Director

*At Kelchil
P. O. Box 2008
New Britain
11/29/78*

*PERC 11/29/78
11/2/78*

State of Connecticut



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BOARD OF TRUSTEES
FOR THE STATE COLLEGES

CARL R. AJELLO
ATTORNEY GENERAL

Office of The Attorney General

30 TRINITY STREET
HARTFORD 06115

Telephone: 566-4990

October 31, 1978

Dean John Butler
Western Connecticut State College
White Street
Danbury, Connecticut 06810

RE: EDNA BARRETT
MARY MARQUIS
GRACE MOODY

Dear Dean Butler:

Enclosed are copies of Attorney Rose's letter of October 24, 1978 and my reply of today's date.

It would seem that the next step would be to seek approval by the Board of Trustees of the terms set forth in my letter to Attorney Rose of October 17, 1978.

Very truly yours,

CARL R. AJELLO
ATTORNEY GENERAL

Robert E. Walsh
By: Robert E. Walsh
Assistant Attorney General

REW:mcp
✓ copy to: Dr. James Frost
Board of Trustees of State Colleges
P. O. Box 2008
New Britain, Connecticut

State of Connecticut



CARL R. AJELLO
ATTORNEY GENERAL

Office of The Attorney General

30 TRINITY STREET
HARTFORD 06115

Telephone: 566-4990

October 31, 1978

John Rose, Jr. Esq.
P. O. Box 3216
Hartford, Connecticut 06103

RE: EDNA BARRETT v. WESTERN CONNECTICUT STATE COLLEGE
MARY MARQUIS v. WESTERN CONNECTICUT STATE COLLEGE
GRACE MOODY v. WESTERN CONNECTICUT STATE COLLEGE
EDNA BARRETT v. CLAIMS COMMISSION
MARY MARQUIS v. CLAIMS COMMISSION
GRACE MOODY v. CLAIMS COMMISSION

Dear John:

This will acknowledge your letter of October 24, 1978. I will now ask that the officials of Western Connecticut State College seek approval of the proposed settlement by the Board of Trustees For State Colleges. Until such approval is obtained, it would be premature to say that the case is settled.

I am prepared to enter into a proper stipulation to the Supreme Court as described in the final paragraph of your letter. However, in drafting such stipulation, we should avoid an unqualified use of the word "settled". Perhaps we could describe the matter as "tentatively settled, subject to approval of the proper State authorities".

Very truly yours,

CARL R. AJELLO
ATTORNEY GENERAL

Bob

By: Robert E. Walsh
Assistant Attorney General

REW:mcp

copy to: Dean John Butler
Western Connecticut State College
White Street
Danbury, Connecticut 06810

Review
LOUDEN, BYRNE, SHECHTMAN, SLATER & ROSE

ATTORNEYS AND COUNSELORS AT LAW • P. O. BOX 3216 • 111 PEARL STREET • HARTFORD, CONNECTICUT 06103

BRUCE LOUDEN
JAMES F. BYRNE
RICHARD G. SHECHTMAN
HOWARD L. SLATER
JOHN ROSE, JR.
JAMES H. SHULMAN
THOMAS A. ROUSE
ROBERT B. FAWBER
ELIZABETH B. LEETE

(203) 525-4700

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October 24, 1978

State of Connecticut
Office of the Attorney General
30 Trinity Street
Hartford, Connecticut 06115

Attention: Robert E. Walsh, Assistant Attorney General

Re: EDNA BARRETT v. WESTERN CONNECTICUT STATE COLLEGE
MARY MARQUIS v. WESTERN CONNECTICUT STATE COLLEGE
GRACE MOODY v. WESTERN CONNECTICUT STATE COLLEGE
EDNA BARRETT v. CLAIMS COMMISSION
MARY MARQUIS v. CLAIMS COMMISSION
GRACE MOODY v. CLAIMS COMMISSION

Dear Bob:

This is to confirm our understanding concerning a final disposition of each of the three (3) Western Connecticut State College cases. As set forth in your letter of October 17, 1978, the State will pay \$9,354.56 to settle each claim (Barrett, Marquis and Moody); we will stipulate to judgment against Messrs. Robinson and Wallace in their official capacities, in each of the three (3) "college" cases; we will stipulate to judgments in favor of the College and in favor of Messrs. Robinson and Wallace in their individual capacities -- all judgments to be without costs or attorneys fees.

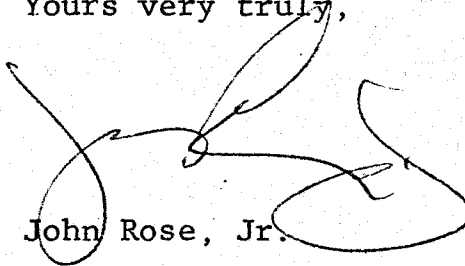
We have drawn an appropriate general release directed to the State, the Board of Trustees (officially and individually), the College, and the agents, servants and employees of each, including but not limited to Messrs. Robinson and Wallace, in their official and individual capacities.

The Claims Commission cases, presently on appeal, will be withdrawn, in accordance with our understanding concerning a final disposition.

Robert E. Walsh,
Assistant Attorney General
October 24, 1978
P. 2

With respect to the pending Supreme Court appeals, I suggest, since it is likely that final approval of the settlement and delivery of checks and releases will take some time, that we might enter into a stipulation directed to the Supreme Court indicating the fact of settlement and the pending final resolution. This would allow us to proceed without being concerned about Court deadlines and filings. Please advise.

Yours very truly,

A handwritten signature in black ink, appearing to be "John Rose, Jr.", written in a cursive style. The signature is positioned above the typed name.

John Rose, Jr.

JR: cab

State of Connecticut



CARL R. AJELLO
ATTORNEY GENERAL

Office of The Attorney General
30 TRINITY STREET
HARTFORD 06115

*REW file
blind copy sent to:
Dean John Butler
Western Conn. St. College
White St.
Dorchester Ct. 06030*

Telephone: 566-4990

October 17, 1978

John Rose, Jr., Esq.
Louden, Byrne, Shechtman, Slater & Rose
P. O. Box 3216
Hartford, Connecticut, 06103

RE: EDNA BARRETT v. WESTERN CONNECTICUT STATE COLLEGE
MARY MARQUIS v. WESTERN CONNECTICUT STATE COLLEGE
GRACE MOODY v. WESTERN CONNECTICUT STATE COLLEGE
EDNA BARRETT v. CLAIMS COMMISSION
MARY MARQUIS v. CLAIMS COMMISSION
GRACE MOODY v. CLAIMS COMMISSION

Dear Mr. Rose:

The above cases, the first three of which I will refer to as the "Wesconn Cases" and the second three of which I will refer to as the "Claims Commission Cases" all arose out of claims for wages to which the plaintiffs are allegedly entitled for services performed at Western Connecticut State College.

As I indicated to you on the telephone, no offer will be made on the Claims Commission cases.

In each of the Wesconn cases, Western Connecticut State College is willing to recommend to the Board of Trustees For State Colleges that each case be settled for \$9,354.56, since you have indicated that such amount will be acceptable to each of your clients.

If you will indicate in a written response to this letter that each of your clients would accept \$9,354.56 in full settlement of her claim, the proposed settlement will be presented to the Board of Trustees. If the Board concurs, the settlement would be accomplished in the following manner:

John Rose, Jr., Esq.
Page Two
October 17, 1978

1. The Claims Commission Cases, presently on appeal to the Supreme Court would be withdrawn.

2. Your clients would execute and deliver a general release to the State of Connecticut, the Board of Trustees of State Colleges in their official and individual capacities, Western Connecticut State College, and the agents, servants and employees of each of the above, including, but not limited to Carl L. Robinson and John N. Wallace, in their official and individual capacities.

3. In each of the Wesconn cases a stipulated judgment would be entered in favor of Western Connecticut State College and in favor of Carl L. Robinson and John N. Wallace in their individual capacities. In each of the same three cases a stipulated judgment would be entered in favor of the plaintiff against Carl L. Robinson and John N. Wallace in their official capacities only, in the amount of \$9,354.56. All judgments would be without costs or attorneys fees.

Please confirm by letter that this arrangement is acceptable. If it is, Western Connecticut State College will seek the required approval of the Board of Trustees For State Colleges.

Very truly yours,

CARL R. AJELLO
ATTORNEY GENERAL

By:

Robert E Walsh
Robert E. Walsh
Assistant Attorney General

REW:mcp