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John / DG

30 JUN 1981

ID # 029890

FG051

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

- O - OUTGOING
- H - INTERNAL
- I - INCOMING

Date Correspondence Received (YY/MM/DD) 81106125

Name of Correspondent: George L. Munther

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: Recommends Judge Ellen Bree Burns for the vacancy on the Supreme Court.

ROUTE TO:	ACTION	DISPOSITION			
Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>PP Same</u>	ORIGINATOR	<u>81 106 26</u> ^{MG}		<u>C</u>	<u>81,07,30</u> ^{MG}
<u>CW FIEL</u>	Referral Note: <u>S</u>	<u>81,07,30</u> ^{MG}		<u>RF A</u>	<u>81,07,30</u> ^{MG}
	Referral Note:	<u> / / </u>			<u> / / </u>
	Referral Note:	<u> / / </u>			<u> / / </u>
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- ACTION CODES:**
- A - Appropriate Action
 - C - Comments
 - D - Draft Response
 - F - Fact Sheet
 - I - Info Copy/No Action Necessary
 - R - Direct Reply w/Copy
 - S - For Signature
 - X - Interim Reply
- DISPOSITION CODES:**
- A - Answered
 - B - Non-Special Referral
 - C - Completed
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FOR OUTGOING CORRESPONDENCE:
 Type of Response = Initials of Signer
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51 007 _____

PRESIDENTIAL REPLY

Code	Date	Comment	Form
C	_____	Time: _____	P-
DSP	_____	Time: _____	Media: _____

SIGNATURE CODES:

CPn - Presidential Correspondence

- n - 0 - Unknown
- n - 1 - Ronald Wilson Reagan
- n - 2 - Ronald Reagan
- n - 3 - Ron
- n - 4 - Dutch
- n - 5 - Ron Reagan
- n - 6 - Ronald
- n - 7 - Ronnie

CLn - First Lady's Correspondence

- n - 1 - Nancy Reagan
- n - 2 - Nancy
- n - 3 -

CBn - Presidential & First Lady's Correspondence

- n - 1 - Ronald Reagan - Nancy Reagan
- n - 2 - Ron - Nancy

MEDIA CODES:

- B - Box/package
- C - Copy
- D - Official document
- G - Message
- H - Handcarried
- L - Letter
- M - Mailgram
- O - Memo
- P - Photo
- R - Report
- S - Sealed
- T - Telegram
- V - Telephone
- X - Miscellaneous
- Y - Study

THE WHITE HOUSE

WASHINGTON

July 30, 1981

Dear Senator Gunther:

Thank you for your letter of June 22, 1981 to the President recommending the Honorable Ellen Bree Burns to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President has announced his intention to nominate the Honorable Sandra D. O'Connor for the position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

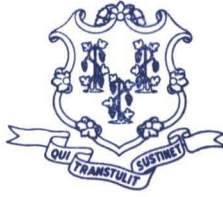
We very much appreciate your time and concern in writing to the President regarding this important appointment and bringing the outstanding attributes of Ellen Burns to his attention.

Sincerely,



Fred F. Fielding
Counsel to the President

The Honorable George L. Gunther, N.D.
Senate Minority Leader
State of Connecticut
Senate
State Capitol
Hartford, Connecticut 06115



STATE OF CONNECTICUT
SENATE

STATE CAPITOL
HARTFORD 06115

SENATOR GEORGE L. GUNTHER, N.D.
MINORITY LEADER
TWENTY-FIRST DISTRICT

890 JUDSON PLACE
STRATFORD, CONNECTICUT 06497

029890

PS

June 22, 1981

The President
The White House
Washington, D.C.

Dear Mr. President:

I am pleased to submit, for your consideration, the name of United States District Judge Ellen Bree Burns of Connecticut who I believe would make an outstanding successor to Mr. Justice Stewart.

Judge Burns is a graduate of Albertus Magnus College (1944) and Yale Law School (1947) and has served on the state and federal bench since 1973. Prior to her appointment to the bench, Judge Burns served as Director of Legislative Legal Services, the General Assembly's top non-partisan legal position.

During her years with the General Assembly, I frequently had the opportunity to work closely with Ellen Burns and was impressed by her knowledge of--and devotion to--the law. Even more impressive her unfailing fairness and objectivity, which won her the respect of Democrats and Republicans alike.

I think that it is interesting to note that Judge Burns was first named to the state bench by Governor Thomas J. Meskill, a conservative Republican; promoted to the Superior Court (the first woman to ever sit on that court) by Governor Ella T. Grasso, a liberal Democrat; and named to the federal bench by President Carter. I think that this widespread acceptance of Judge Burn's credentials speaks well of her judicial performance.

Mr. President

-2-

June 22, 1981

I believe that a review of Judge Burns' record will reveal that she is a judge's judge, a good "umpire" who decides cases on the facts and law before her and doesn't reach out for issues which aren't there. I doubt that anyone reading her decisions could tell whether she is male or female, black or white, Republican or Democrat; in short, she seems to be just the kind of judge that you have said you are looking for.

Please let me know if you need any further information.

Sincerely,



George L. Gunther, N.D.

GLG/ld

cc: Attorney General

CURRICULUM VITAE

BURNS, Ellen Bree
355 River Road, Hamden, Connecticut 06518 (203) 248-4041

Born: December 13, 1923, New Haven, Connecticut
Father: Vincent T. Bree (deceased)
Mother: Mildred Bannon Bree

Married: Joseph P. Burns (U. Notre Dame, B.A., M.A.) 10/8/55
Children:

Mary Ellen, bd Mar. 1, 1957
Joseph Bree, bd Mar. 6, 1960
Kevin James, bd Mar. 18, 1961

Education:

Graduate: Hamden High School, 1941 (High Honors)
Albertus Magnus College, B.A., Sept., 1944
(Summa cum laude)
Yale Law School, LLB, June, 1947

Professional Activity: Admitted Connecticut Bar, July, 1947

Special Assistant, Commission to Revise the Connecticut
General Statutes, August, 1947 - December, 1948
Legal Staff: Legislative Commissioners' Office,
January, 1949 - September, 1973. Resigned as
Director of Legislative Legal Services
Judge of Circuit Court by nomination of Governor
Thomas J. Meskill, October 1, 1973
Judge of Court of Common Pleas by nomination of
Governor Meskill, December 31, 1974
Judge of Superior Court by nomination of Governor
Ella T. Grasso, April 23, 1976 (First woman so named)
Judge, United States District Court, District of Connecticut,
by appointment of President Jimmy Carter,
May 17, 1978 (First woman so named in District)
Member: Governor's Commission to Revise the Election Laws,
1972-1973
Archdiocesan School Board, 1971-1976
Commission to Study Parole Evaluation Techniques
and the Rehabilitation of Correctional
Institution Inmates, 1974-1975
Commission on Court Reorganization, 1974-1975
State Law Library Advisory Board, 1977-1978
Commission on the Legal Profession, CBA,
1978-1979
New Haven County Bar Association; American
Bar Association
merican Bar Foundation
Fellow, Yale Law School, 1974-1975

Don't copy

Honors: Honorary Doctor of Laws, Albertus Magnus College, 1974
Honorary Doctor of Laws, University of New Haven, 1981
Honorary member, Phi Delta Phi, Ellen Bree Burns Inn,
University of Bridgeport Law School, 1980

Awards: Distinguished Alumna Award, Albertus Magnus Alumnae
Association, 1971
Connecticut Bar Association Award for Service to Bar
and Legislature, 1971
John Carroll of Carrollton Award for 1973,
John Barry Assembly, Knights of Columbus
Honorary member, Delta Kappa Gamma, International, 1978
Judiciary Award, Connecticut Trial Lawyers
Association, 1978
Connecticut Federation of Business and Professional
Women's Clubs, Inc., Woman of the Year Award, 1979
Trustee, Fairfield University, 1979 -



STATE OF CONNECTICUT
SENATE
STATE CAPITOL
HARTFORD 06115

DR. GEORGE L. GUNTHER
TWENTY-FIRST DISTRICT
890 JUDSON PLACE
STRATFORD, CONNECTICUT 06497

June 22, 1981

To: Senator Gunther
From: Phil Smith *PS*
Re: Judge Ellen Bree Burns

You asked for some background material on Judge Ellen B. Burns judicial career.

Judge Burns has been on the state and federal bench since October 1, 1973, prior to which she was Director of Legislative Legal Services, the top staff job in the Legislative Commissioner's office.

Governor Thomas J. Meskill appointed her to the old Circuit Court, on an interim basis, in 1973. She was nominated for a full four year term the following year and the appointment was approved by the House and Senate. The vote was 32-0 in the Senate and 129-2 in the House of Representatives. When the Circuit Court and the Court of Common Pleas were merged, Judge Burns was named to the new court (Senate vote 26-0; House vote 77-3).

In 1976, Governor Ella T. Grasso nominated her for the Superior Court. She was approved by the General Assembly (Senate vote 30-0; House vote 110-6) and became the first woman to ever take a seat on that court. She resigned from the Superior Court in order to accept an appointment to the United States District Court for the District of Connecticut.

Journal excerpts, committee and floor transcripts and votes on each of Judge Burns' nominations are attached. However, it should be noted that until 1976 all of the Judiciary Committee's hearings and meetings on judicial nominations were closed to the public and no transcripts were made. As a result there is only one public hearing transcript concerning Judge Burns. Likewise, prior to 1977 all votes on judicial nominations were taken by secret ballot. So, only the final total on each of Judge Burns' nominations is available.



State of Connecticut
GENERAL ASSEMBLY
STATE CAPITOL
HARTFORD, CONNECTICUT 06115

PROCEEDINGS
of the
SENATE AND HOUSE OF REPRESENTATIVES
on the
JUDICIAL NOMINATIONS OF ELLEN BREE BURNS

CIRCUIT COURT, 1974

HOUSE OF REPRESENTATIVES

February 13, 1974

H.J. No. 17 RESOLUTION CONFIRMING THE NOMINATION OF ATTORNEY ELLEN B. BURNS TO BE A JUDGE OF THE CIRCUIT COURT.

The resolution was explained by Rep. Freedman of the 135th who moved its adoption.

The resolution was discussed by Reps. Ajello of the 104th, Ritter of the 6th, Stevens of the 119th, Padula of the 139th, Beck of the 54th and Osler of the 150th.

The Speaker ordered the vote be taken by secret roll call.

The following is the result of the vote:

Total Number Voting.	131
Necessary for adoption	66
Those voting Yea.	129
Those voting Nay.	2
Absent and Not Voting	19

On the roll call vote the resolution was adopted.

H.J. No. 18 RESOLUTION CONFIRMING THE NOMINATION OF ATTORNEY BARRY R. SCHALLER TO BE A JUDGE OF THE CIRCUIT COURT.

The resolution was explained by Rep. Argazzi of the 30th who moved its adoption.

The resolution was discussed by Reps. Brown of the 86th, Clark of the 102nd, Genovesi of the 12th, Churchill of the 100th and Mahoney of the 13th.

The Speaker ordered the vote be taken by secret roll call.

The following is the result of the vote:

Total Number Voting.	132
Necessary for adoption	67
Those voting Yea.	125
Those voting Nay.	7
Absent and Not Voting	18

On the roll call vote the resolution was adopted.

LIQUOR CONTROL. Substitute for H.B. No. 5015 (COMM) (File No. 1) AN ACT CONCERNING FEES FOR APPLICATIONS FOR NEW LIQUOR PERMITS AND FOR SUBSTITUTION OF PERMITTEES.

The bill was explained by Rep. Wenz of the 134th. The bill was discussed by Rep. Pearson of the 121st.

The Speaker ordered the vote be taken by roll call.

The following is the result of the vote:

Total Number Voting.	135
Necessary for Passage.	68
Those Voting Yea.	135
Those Voting Nay.	0
Absent and Not Voting	15

On the roll call vote the bill passed.

MR. FREEDMAN: Is there objection to waiving the list of bills and having them printed in the Journal as represented. Without objection, it is so ordered.

djh

THE CLERK: Report and passage of the Resolution.

THE SPEAKER: Report from the Department of Transportation on The Connecticut Master Transportation Plan. adoption of House Joint Resolution No. 17. Will

THE SPEAKER:

MR. FREEDMAN: Referred to the committee on Transportation.

THE CLERK: Mr. Speaker, no one in this Chamber has served the legislature as long as Report from the Attorney General on claims that were granted in the last, given permission to sue in the last session.

THE SPEAKER: 's Office some twenty-five years ago and became its Director of Legal Services. Referred to the committee on Government Administration and Policy.

THE CLERK: There are few of us here who in some way have not been touched by her.

There are few connected with the general assembly who are uninvolved. Would the members please note on your Calendar, on page 4, File No. 2; there is an error, it should be favorable report of the committee on Insurance and Real Estate; your file shows favorable report of the committee on Liquor Control. It's a technical error. If you would just make that ap- correction in your file. skill in October of last year to the Circuit Court,

We will return to the Calendar on page 3, Judicial Nominations, House Joint Resolution No. 17, Calendar No. 11, Resolution Confirming the Nomination of Attorney Ellen B. Burns to be a Judge of the Circuit Court, favorable report of the Committee on Judiciary. Would you please close the curtains. Will the messengers please close the curtains.

THE SPEAKER: when it is necessary. I urge confirmation.

THE SPEAKER: The messengers on the right side of the hall please close the curtains. Will you remark favor a adoption of the Resolution?

Wednesday, February 13, 1974

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MR. FREEDMAN (135th):

djh

Mr. Speaker, I move acceptance of the joint committee's favorable report and passage of the Resolution.

THE SPEAKER: lature and staff and I would say that during my time here Mrs.

Question is on adoption of House Joint Resolution No. 17. Will you remark?

MR. FREEDMAN (135th):

Mr. Speaker, no one in this Chamber has served the legislature as long as Ellen B. Burns. Educated at Albertus Magnus and the Yale Law School near her present home in Hamden, she commenced work in the Legislative Commissioner's Office some twenty-five years ago and became its Director of Legal Services. There are few laws on our books today which do not bear her mark. There are few of us here who in some way have not been touched by her.

There are few connected with the general assembly who are unaware of the many hours she has spent helping to make this body what it is today. I know her as a good, loyal and true friend but she is certainly much much more. She is certainly one of the finest lawyers I have ever met and since her interim appointment by Governor Meskill in October of last year to the Circuit Court, her judicial colleagues have uniformly lauded her work. It's an easy task to predict a happy union for both this suburb woman and the judicial service she will serve.

One final note, sir. Ellen Burns has taught us well by her example. We will miss her but less so because she has taught us how to do what is necessary when it is necessary. I urge confirmation.

THE SPEAKER: (119th):

Will you remark further on adoption of the Resolution?

Wednesday, February 13, 1974

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MR. AJELLO (104th):

djh

Mr. Speaker, rising in support of this nomination and having been here for a number of years, one sees many people come and go, both as members of the legislature and staff and I would say that during my time here Mrs.

those of us who have served in the legislature with Ellen Burns, we know the Burns has come as close as any one individual can to being an indispensable quality she brings to the bench and I think she will turn out to be a unique part of the legislative process. She is a person of so many abilities and talents, it is difficult to catalogue them all in a short period of time. My own reaction, which I have told her about since when I learned that she had

It is indeed a pleasure to rise here and speak in her behalf and been appointed to the bench, was one of dismay, not for her sake but for ours. She was one of the finest draftsmen, one of the most able lawyers and one of the finest people that that it's been my privilege to know and I'm sure that she'll

bring all of these qualities to the bench and that the State of Connecticut

Will you remark further on adoption of the resolution? If not, will be better off for it although this legislature will miss her sorely.

THE SPEAKER: If all members would please take their seats.

MR. PADULA (139th): Will you remark further?

MR. RITTER (6th): Mr. Speaker, I have been here sixteen years and I have worked very

closely with this distinguished lady who is now going to join the general Mr. Speaker, I attended law school with Ellen. We were classmates of the ... club. She has charm, she has tact, she has a razorblade mind, she for three years. She was then and through the years is now as fine a person as I've ever worked with. She not only has the skills of the draftsman, she

MR. PEAK (54th): has the concern of any warm, intelligent, wellbred person and being wellbred

Mr. Speaker, from this side of the aisle, on behalf of the women in her case was to have parents who cared that she be exposed early to the legislators, we do want to say that we are especially proud that Ellen Burns facts of life; that she earn her way; that she be involved in the life of her community. I think that our Governor is to be commended for having selected such a person and I'm pleased to support fully this nomination.

MR. STEVENS (119th):

Mr. Speaker, I'm sure that all members of the House and I'm sure

Wednesday, February 13, 1974

6
5

the Senate subsequently today will join in the remarks that are being made on the floor of this House today about Ellen Burns. Rarely has there been an appointment to the bench in Connecticut's history which has met with such widespread acclaim, not only from within the general assembly but without. For those of us who have served in the legislature with Ellen Burns, we know the quality she brings to the bench and I think she will turn out to be a unique judge because she has played such an important part in the drafting of the laws that will come before her for interpretation.

It is indeed a pleasure to rise here and speak in her behalf and I am hopeful that the vote taken here today will reflect the warm feelings felt for Ellen Burns by every member of this House.

THE SPEAKER: Would the gentleman from the 135th care to respond?

MR. FRIEDMAN: Will you remark further on adoption of the resolution? If not, if all members would please take their seats.

MR. PADULA (139th):

Mr. Speaker, I have been here sixteen years and I have worked very closely with this distinguished lady who is now going to join the general assembly of the ... club. She has charm, she has tact, she has a razorblade mind, she is a credit to where she is going and we certainly will miss her.

MRS. BECK (54th): you remark further on adoption of the Resolution? If not,

Mr. Speaker, from this side of the aisle, on behalf of the women legislators, we do want to say that we are especially proud that Ellen Burns was selected, not because she's female, but because of her extremely great ability, her tremendous capacity to produce legislation and to exercise objective and very fine judgment at all times and we do wish to say from the bottom of our hearts that no one in the State of Connecticut more deserves this ap-

pointment than Ellen Burns and we are extremely and deeply proud that she represents all of us in the judicial system.

ddjh

THE SPEAKER: Mr. Speaker, regretfully there are gentlemen in the center aisle who I don't think should be there either. I don't like to inconvenience them.

MR. BONNETTI (65th):

THE SPEAKER: Mr. Speaker, a question to you to Mr. Freedman.

THE SPEAKER: Thank you for calling it to my attention. Would the members of the press, please state your question.

MR. BONNETTI (65th):

I was just wondering if Judge Burns has paid her fees.

THE SPEAKER: Everyone voted? The machine is closed, the Clerk please take a tally. Would the gentleman from the 135th care to respond?

MR. FREEDMAN (135th):

The answer is in the affirmative.

MRS. OSLER (150th):

Mr. Speaker, as a woman representative from this side of the aisle,

I am very happy that Ellen Burns has been nominated and I feel she will make an excellent judge.

THE SPEAKER (135th):

Will you remark further on adoption of the Resolution? If not, would the Clerk please announce on the outside speaker an immediate roll call in the hall. Will all members please take their seats, non-members come to the well, the aisles be cleared. Would all non-members in the back please come to the well including the members of the press. All non-members and staff please come to the well. Messengers refrain from passing out things until after the vote. Question is on adoption of House Joint Resolution No.

djh
djh

17. The machine will be open. Calendar, page 3 of the Calendar, Calendar No.

MR. AJELLO (104th): Resolution No. 18, Resolution Confirming the Nomination of

Attorney Barry R. Schaller to be a Justice of the Circuit Court of the County of

Mr. Speaker, regretfully there are gentlemen in the center aisle

who I don't think should be there either. I don't like to inconvenience them

but-- ARGAZZI (30th): Mr. Speaker, I move for adoption of the Resolution.

THE SPEAKER: Thank you for calling it to my attention. Would the members of

the press, the gentlemen in the rear, please come to the well of the House

during the vote.

MR. ARGAZZI (30th): Question is on adoption of House Joint Resolution No. 17. The

machine will be open. Everyone voted? The machine is closed, the Clerk please

take a tally.

THE CLERK: as an undergraduate and attended Yale Law School. He has been on

the Board of Pardons since 1971 and served as Chairman for the year 1973-1974.

Total number voting.....	131
Necessary for adoption.....	66
Those voting Yea.....	129
Those voting Nay.....	2
Absent and Not Voting.....	19

THE SPEAKER: whether at the Yale Law School and even in those early days, if I had to

pick somebody whose professional interest looked like he would make a good

MR. FREEDMAN (135th): been Barry. I think he will make a very fine judge and

I recommend his appointment. Mr. Speaker, I move suspension of the rules for immediate transmittal

to the Senate of this matter.

THE SPEAKER: Will you remark further on adoption of the resolution?

MR. BROWN (86th): Is there objection to suspension of the rules for transmittal to

the Senate? Without objection, the rules are suspended and the resolution will

be transmitted. He's an excellent attorney, a good friend and I know he'll make

THE CLERK: an excellent addition to the bench and I wholeheartedly ask this body to support

SENATE

February 13, 1974

INTRODUCTION OF BILLS
SENATE BILLS

On motion of Senator Rome of the 8th, the first reading of the following bills was waived, the list of bills as prepared by the Clerk was accepted, and the bills referred to the committees as indicated thereon:

THE ENVIRONMENT

Proposed S.B. No. 120 Sen. BERRY of the 29th. 'AN ACT CONCERNING RIDING FACILITIES AT PACHAUG AND NATCHAUG STATE FORESTS', to improve the facilities at Pachaug and Natchaug state forest to make them more accessible for horse riders.

S.R. No. 10 Sen. SMITH of the 14th. 'RESOLUTION CONGRATULATING REAR ADMIRAL GERALD E. THOMAS.'

BUSINESS FROM THE HOUSE
FAVORABLE REPORT OF THE
JOINT STANDING COMMITTEE
HOUSE JOINT RESOLUTION
SUSPENSION OF THE RULES

The following favorable report of the Joint Standing Committee On Judiciary was received from the House under suspension of the rules, taken up, tabling for the Calendar dispensed with, the report accepted and the resolution adopted.

JUDICIARY. H.J.R. No. 17. RESOLUTION CONFIRMING THE NOMINATION OF ATTORNEY ELLEN B. BURNS TO BE A JUDGE OF THE CIRCUIT COURT.

Senator Guidera of the 26th remarked on the resolution and moved its adoption.

Remarking favorably on the resolution were Senators Truex of the 9th, DeWardis of the 34th, Alfano of the 7th, Finney of the 36th, Rome of the 8th, Zajac of the 13th and Pauliso of the 1st.

The vote was by ballot.

The following is the Yea and Nay vote.

Whole Number Voting.....	32
Necessary for Adoption.....	17
Those voting Yea.....	32
Those voting Nay.....	0
Those Absent and Not Voting.....	4

On a ballot vote the House Joint Resolution was adopted in concurrence.

JUDICIARY. H.J.R. No. 18. RESOLUTION CONFIRMING THE NOMINATION OF ATTORNEY BARRY R. SCHALLER TO BE A JUDGE OF THE CIRCUIT COURT.

Senator Page of the 12th remarked on the resolution and moved its adoption.

Remarking favorably on the resolution were Senators Guidera of the 26th and Costello of the 33rd.

The vote was by ballot.

The following is the Yea and Nay vote.

Whole Number Voting.....	31
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SENATOR COSTELLO: ((33rd)

proc

For the purpose of an ^{move} announcement, Mr. President, I would like to call to the attention of those members of the Circle who have proposed bills to be heard by the Environment Committee that there will be a legislators' hearing this afternoon at 2:00 p.m. Our staff has placed at your seats, I believe, specific notices for each of you who have proposed bills which have been referred to Environment, that we are aware of at the present time. We hope that you will take this opportunity to appear before our Committee this afternoon to discuss your proposed bills. We were unable to get it into the Bulletin which is the reason I am calling it to your attention at this time. I know, Mr. President, I would be willing to comment on my resolution if that's acceptable. I'll pass, apparently there is business to come before us an outstanding person in the Legis-

THE CHAIR: missioners Office. She was born in New Haven, graduated

from Hamden. Thank you, Senator. Senator Rome. lege in 1944, Yale

SENATOR ROME: 1947. She is married and lives in Hamden, Conn.

Mr. President, the House has sent us ^{HJR-17} a resolution Burns

confirming the nomination of Attorney Ellen B. Burns. It is

moving slowly in transit. I wonder if the members of the

Circle/who would care to comment on the resolution would proceed I

now informally without a resolution before us and then we would

introduce the resolution when it physically arrives. deserves

THE CHAIR: been a great legislative commissioner, a great

attorney a Senator Guidera is going to be a great judge for the

State of Connecticut.

ROC

SENATOR GUIDERA: (26th)

Mr. President, I would ^{move} suspension of the rules for immediate consideration.

THE CHAIR: Thank you, Mr. President. I would like to rise in support of this nomination. Question is on suspension of the rules for immediate consideration. Is there any objection? There being none, we will proceed and the rules are suspended.

SENATOR GUIDERA: Mr. President, I would move approval of the Joint Committees favorable report and adoption of the resolution.

The resolution, Mr. President, is on the appointment of Ellen B. Burns to the Circuit Court. Ellen Burns, as you know, served in the Legislative Commissioners Office for a number of years, rendered excellent service and I can tell you at least to the Judiciary Committee; was an outstanding person in the Legislative Commissioners Office. She was born in New Haven, graduated from Hamden High School, Albertus Magnus College in 1944, Yale Law School in 1947. She is married and lives in Hamden, Conn. at the present time. I really can't say enough about Ellen Burns. Whether Republican or Democrat, she was helpful to every member of the Judiciary Committee. She worked for other committees. She was always available and rendered expert advice to us and I would really like to see, Mr. President, this resolution, this nomination go through unanimously because Ellen Burns deserves it. She has been a great legislative commissioner, a great attorney and I think she is going to be a great judge for the State of Connecticut.

roc
Proc

THE CHAIR:

Are their further remarks? Senator Truex.

SENATOR TRUEX: (9th)

Thank you, Mr. President. I would like to stand and heartily en- support of this nomination of Ellen Burns. I think it is difficult to put into words the service that Ellen Burns gave to the Education Committee when she was here in the Legislative Commissioners Office and I can but be happy that for the people of the State of Connecticut she has been elevated to the Bench. I might add, I wish she were twins so that we could continue to have her with us here but not be selfish about it and send her on to the greater field of the whole State of Connecticut.

THE CHAIR:

Thank you, senator. Are there further remarks?

Senator DeNardis.

SENATOR DeNARDIS: (34th)

THE CHAIR:

Mr. President, very briefly, just to say how delighted we are in Handen with the elevation of Ellen Burns to a judge- ship.

How delighted we are at Albertus Magnus College that the second female judge in the State is also an Albertus Magnus College graduate.

All of you here know the indispensably valuable service of the outstanding people that we have ever had legislative in the State Capitol. She was completely fair. She and analysis of the Connecticut Legislature a few years ago revealed that she was the most indispensable part of the whole operation and I think we can all agree with that.

THE CHAIR: years. I wish her joy in what she is doing and I think there are further remarks? Senator Alfano. of us be-
 SENATOR ALFANO: (67th) here, I do think that if we have to appear before Mr. President, I would like to stand and heartily endorse the nomination of Ellen Burns. I was a little bit disappointed in her being elevated because of the fact that she is a tremendous loss to the Connecticut General Assembly. In all of the years that I have been here, I don't think there has been anyone in that office of the legislative commissioners in whom we could rely on than Ellen Burns when it came to the drafting of a really complicated bill. In any event, she is undoubtedly happier where she has gone to. I think all of us wish her the best. I have had the opportunity since leaving the Circle this summer of appearing before Ellen Burns and I think she has a good grasp of her situation on the judiciary and she is going to make an excellent and outstanding judge.

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THE CHAIR: Thank you, senator. Senator Ciarlone, of God's speed.

SENATOR C: Are there further remarks? Senator Finney.

SENATOR FINNEY: (36th) I, too, rise very quickly to support the resolution. Mr. President, I will make this very short and to the point and I agree with what has been said before. This is probably one of the outstanding people that we have ever had working in the State Capitol. She was completely fair. She was very able. I am sure that she will make one of the finest judges we have ever had and her qualities as a person are certainly without any comparison with people that I have known

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over the years. I wish her joy in what she is doing and I think that while I can feel a little sorrow for all of us because she is no longer here, I do think that if we have to appear before her, we will get justice and fairness right and to straight through with all the past speakers of all the good

THE CHAIR: I have been said about Ellen Burns; but specifically with Senator Rome. Thank you, senator. Are there further remarks? Senator Rome: rose unanimously.

SENATOR ROME: (8th)

Mr. President, I, as always, find myself in complete agreement with Senator Finney's remarks and would like to associate myself with Senator Finney's remarks. Ellen Burns is an extraordinary individual, a very able lawyer and is a great credit to the judiciary. I wish her well. I know the State will get excellent service from her. certainly is a person that

THE CHAIR: member. She is an extraordinary human being. She served us. Thank you, senator. Senator Ciarlone, er God's speed.

SENATOR CIARLONE: (11th)

Mr. President, I, too, rise very quickly to support the resolution supporting Ellen Burns. I have worked with Ellen Burns since 1967 when I got here and she was a complete help to me. I think the loss in the General Assembly here will be the gain of our judicial system in our State of Connecticut. I support this resolution.

SENATOR ROME:

Mr. President, a point of information. We will be

THE CHAIR: Governor Cashman's machine and it will not be recorded on it but at the Clerk's desk so it will remain in accordance with the Constitution - a secret ballot. You push Yea for confirmation and Nay for something else.

SENATOR ZAJAC: (13th) Mr. President, I rise to support the resolution and to associate myself with all the past speakers of all the good things that have been said about Ellen Burns; but specifically with Senator Guidera's comment that this resolution hopefully would be carried unanimously.

THE CHAIR: Thank you, senator. There being no other remarks, the machine is opened for voting. I will allow about ten seconds and then close the machine and the vote will not be recorded, announced on the tally boards on the sides of the hall because this is a judicial nomination. The votes will be recorded at the Clerk's desk. The voting is declared closed.

SENATOR FAULISO: (1st) I have served in the Senate for four terms and I can say that, truly, Ellen Burns is one of the great personalities of the Capitol. She is a unique individual, kind, affable, endowed with abundant knowledge. She certainly is a person that we all remember. She is an extraordinary human being. She served us all and she served us well. I wish her God's speed.

SENATOR WILBUR SMITH: (2nd) Mr. President, my machine is not registering. We are going to repeat this vote. I would like to reopen the machine. It is now opened on House Joint Resolution 17. All of the senators, please vote. There being no objection, I will close the voting on H. J. R. 17. The machine is closed. The results of the balloting on H. J. R. 17:

THE CHAIR: Thank you, senator. Are there further remarks? There being none, we will proceed to the vote on the adoption of the resolution of the confirmation of Attorney Ellen Burns. There will be the customary announcement that a judicial nomination will be voted upon.

SENATOR ROME: Those Voting Yes 32
Those Voting Nay 0
Absent and Not Voting 4

THE CHAIR: THE RESOLUTION IS DECLARED ADOPTED. Mr. President, a point of information. We will be

Whole Number Voting 32
Necessary for Adoption 17

SENATOR ROME: Those Voting Yes 32
Those Voting Nay 0
Absent and Not Voting 4

THE CHAIR: THE RESOLUTION IS DECLARED ADOPTED. Mr. President, a point of information. We will be

THE CHAIR: THE RESOLUTION IS DECLARED ADOPTED. Mr. President, a point of information. We will be

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Wednesday, February 13, 1974

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ROC

using Governor Cashman's machine and it will not be recorded on it but at the Clerk's desk so it will remain in accordance with the Constitution - a secret ballot. You push Yea for confirmation and Nay for something else.

THE CHAIR:

Are there further remarks. There being none, the machine is opened for voting. I will allow about ten seconds and then close the machine and the vote will not be, as Senator Rome indicated, announced on the tally boards on the sides of the hall because this is a judicial nomination. The votes will be recorded at the Clerk's desk. The voting is declared closed. The results of the voting on House Joint Resolution

Senator Smith

SENATOR WILBUR SMITH: (2nd)

Mr. President, my machine is not registering. He received his formal education in Connecticut, Branford. He graduated from Yale University and received his law degree from the University. He is married, has three children and is a resident of Branford.

Just one moment, senator. Will the Senate come to order. We are going to repeat this vote. I would like to reopen the machine. It is now opened on House Joint Resolution 17. Will all of the senators, please vote. There being no objection, I will close the voting on H.J.R. 17. The machine is closed.

The results of the balloting on H.J.R. 17:

Whole Number Voting	32
Necessary for Adoption	17
Those Voting Yes	32
Those Voting Nay	0
Absent and Not Voting	4

THE CHAIR:

THE RESOLUTION IS DECLARED ADOPTED.

COURT OF COMMON PLEAS, 1975

JOURNAL OF THE SENATE

[Wednesday,

four years from February 12, 1975.

Ella Grasso
Governor

January 22, 1975

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 51-142 of the Connecticut General Statutes, I have the honor to nominate for appointment by you, Court of Common Pleas Judge ELLEN B. BURNS of Hamden, to be a Judge of the Court of Common Pleas for the term of four years from February 12, 1975.

Ella Grasso
Governor

January 22, 1975

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 51-142 of the Connecticut General Statutes, I have the honor to nominate for appointment by you, Court of Common Pleas Judge ROBERT J. CALLAHAN of Norwalk, to be a Judge of the Court of Common Pleas for the term of four years from February 12, 1975.

Ella Grasso
Governor

January 22, 1975

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 51-142 of the Connecticut General Statutes, I have the honor to nominate for appointment by you, Court of Common Pleas Judge DONALD W. CELOTTO of New Haven, to be a Judge of the Court of Common Pleas, for the term of four years from February 12, 1975.

Ella Grasso
Governor

January 22, 1975

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 51-142 of the Connecticut General Statutes, I have the honor to nominate for appointment by you, Court of Common Pleas Judge JOSEPH J. CHERNAUSKAS of Oxford, to be a Judge of the Court of Common Pleas for the term of four years from February 12, 1975.

Ella Grasso
Governor

January 22, 1975

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 51-142 of the Connecticut General Statutes, I have the honor to nominate for appointment by you, Court of Common Pleas Judge THOMAS H. CORRIGAN of Hartford, to be a Judge of the Court of Common Pleas for the term of four years from February 12, 1975.

Ella Grasso
Governor

January 22, 1975

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 51-142 of the Connecticut General Statutes, I have the

SENATE

March 5, 1975

The following is the result of the vote.

Total Number Voting.....	27
Necessary for Adoption.....	14
Those voting Yea.....	24
Those voting Nay.....	3
Those absent and not Voting.....	9

On a roll call vote the resolution was adopted.

JUDICIARY. S.J.R. No. 59. RESOLUTION CONFIRMING THE NOMINATION OF JUDGE LUKE F. MARTIN OF THOMASTON, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

Senator Neiditz of the 5th remarked on the resolution and moved its adoption. The Chair ordered the vote be taken by secret roll call. The following is the result of the vote.

Total Number Voting.....	27
Necessary for Adoption.....	14
Those voting Yea.....	24
Those voting Nay.....	3
Those absent and not voting.....	9

On a roll call vote the resolution was adopted.

JUDICIARY. S.J.R. No. 60. RESOLUTION CONFIRMING THE NOMINATION OF JUDGE ALFRED V. COVELLO, JR. OF WEST HARTFORD, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

Senator Neiditz of the 5th remarked on the resolution and moved its adoption. The Chair ordered the vote be taken by secret roll call. The following is the result of the vote.

Total Number Voting.....	23
Necessary for Adoption.....	12
Those voting Yea.....	23
Those voting Nay.....	0
Those absent and not Voting.....	13

On a roll call vote the resolution was adopted.

JUDICIARY. S.J.R. No. 61. RESOLUTION CONFIRMING THE NOMINATION OF JUDGE ELLEN B. BURNS OF HAMDEN, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

Senator Neiditz of the 5th remarked on the resolution and moved its adoption. The Chair ordered the vote be taken by secret roll call. The following is the result of the vote.

Total Number Voting.....	26
Necessary for Adoption.....	14
Those voting Yea.....	26
Those voting Nay.....	0
Those absent and not Voting.....	10

On a roll call vote the resolution was adopted.

JUDICIARY. S.J.R. No. 62. RESOLUTION CONFIRMING THE NOMINATION OF JUDGE PHILIP M. DWYER OF MANSFIELD CENTER, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

Senator Neiditz of the 5th remarked on the resolution and moved its adoption. The Chair ordered the vote be taken by secret roll call. The following is the result of the vote.

Total Number Voting.....	24
Necessary for Adoption.....	13
Those voting Yea.....	22
Those voting Nay.....	2
Those absent and not Voting.....	12

On a roll call vote the resolution was adopted.

March 5, 1975

C.G.C.

joint Senate Committee on Judiciary, SJR No. 59, resolution confirming the nomination of Judge Luke F. Martin fo Thomaston, to be a Judge of the Court of Common Pleas.

SENATOR NEIDITZ:

I move adoption of the joint committees' favorable report and passage of the resolution.

THE CHAIR:

If there are no remarks, the machine is open, all the Senators having voted the machine is closed and locked and the Clerk will tally. Total voting 27, yeas 24, nays 3, the resolution is passed.

THE CLERK:

Calendar No. 54, favorable report joint Senate committee on Judiciary, SJR No. 60, resolution confirming the nomination of Judge Alfred V. Covello, Jr. of West Hartford, to be a Judge of The Court of Gommon Pleas.

SENATOR NEIDITZ:

Mr. President, move adöption of the joint committees' favorable report and passage of the resolution.

THE CHAIR:

There being no remarks, we'll open the machine for voting, ask the Senators to vote, the machine is closed and locked and the Clerk will tally the vote. Total voting 23, yeas 23, nays 0, the resolution is passed.

THE CLERK:

Calendar No. 55, favorable joint Senate committee on Judiciary

March 5, 1975

C.G.C.

SJR No. 61, resolution confirming the nomination of Judge Ellen B. Burns of Hamden, to be a Judge of the Court of Common Pleas.

SENATOR NEIDITZ:

Mr. President, I move adoption of the joint committees' favorable report and passage of the resolution. On this one I guess we'd have to remark that Judge Burns has always been a favorite of the Legislature for the marvelous work that she has always done for us over the years and it's a great pleasure, even though it's just a change of title, to mention her once more in this chamber.

THE CHAIR:

Well we'll see if we can throw a shutout. The machine is open, will the Senators vote, the machine has been closed and locked and the Clerk is tallying the vote. Total voting 26, yeas 26, nays 0, the resolution is passed.

THE CLERK:

Calendar No. 56, favorable report joint Senate committee on Judiciary, SJR No. 62, resolution confirming the nomination of Judge Philip M. Dwyer of Mansfield Center, to be a Judge of the Court of Common Pleas.

SENATOR NEIDITZ:

Mr. President, move adoption of the joint committee's favorable report and passage of the resolution.

THE CHAIR:

There being no remarks, we will proceed to vote, the machine

HOUSE OF REPRESENTATIVES

March 6, 1975

the roll call vote the resolution was adopted in concurrence.

JUDICIARY. S.J. No. 60 RESOLUTION CONFIRMING THE NOMINATION OF JUDGE ALFRED V. COVELLO, JR. OF WEST HARTFORD, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

Rep. Bordiere of the 24th moved for a suspension of the rules to consider the resolution.

On a voice vote the rules were suspended.

The resolution was explained by Rep. Bordiere of the 24th who moved its adoption.

Speaker ordered the vote be taken by secret roll call.

Following is the result of the vote:

Total Number Voting . . . . .	.86
Necessary for adoption . . . . .	.44
Those voting Yea . . . . .	.80
Those voting Nay . . . . .	.06
Absent and Not Voting . . . . .	.65

the roll call vote the resolution was adopted in concurrence.

JUDICIARY. S.J. No. 61 RESOLUTION CONFIRMING THE NOMINATION OF JUDGE ELLEN B. BURNS OF HAMDEN, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

Rep. Tulisano of the 29th moved for a suspension of the rules to consider the resolution.

On a voice vote the rules were suspended.

The resolution was explained by Rep. Tulisano of the 29th who moved its adoption.

Speaker ordered the vote be taken by secret roll call.

Following is the result of the vote:

Total Number Voting . . . . .	.80
Necessary for adoption . . . . .	.41
Those voting Yea . . . . .	.77
Those voting Nay . . . . .	.03
Absent and Not Voting . . . . .	.71

the roll call vote the resolution was adopted in concurrence.

JUDICIARY. S.J. No. 62 RESOLUTION CONFIRMING THE NOMINATION OF JUDGE PHILIP M. DWYER OF MANSFIELD CENTER, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

Rep. Burke of the 56th moved for a suspension of the rules to consider the resolution.

On a voice vote the rules were suspended.

The resolution was explained by Rep. Burke of the 56th who moved its adoption.

Speaker ordered the vote be taken by secret roll call.

Following is the result of the vote:

Total Number Voting . . . . .	.88
Necessary for adoption . . . . .	.45
Those voting Yea . . . . .	.81
Those voting Nay . . . . .	.07
Absent and Not Voting . . . . .	.63

the roll call vote the resolution was adopted in concurrence.

JUDICIARY. S.J. No. 63 RESOLUTION CONFIRMING THE NOMINATION OF

Thursday, March 6, 1975 37.

Those voting Nay. 6

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Absent and not voting 71

The Resolution is adopted.

THE CLERK:

Calendar No. 164, S.J.R. 61, confirming the nomination of Judge Ellen B. Burns, of Hamden, to be a Judge of the Court of Common Pleas.

RICHARD D. TULISANO:

Mr. Speaker, I move suspension of the rules for immediate consideration.

MR. SPEAKER:

Question is on suspension for immediate consideration. Is there objection? Hearing none, the rules are suspended.

RICHARD D. TULISANO:

Mr. Speaker, I move for acceptance of the Joint Committee's favorable report and adoption of the Resolution in concurrence with the Senate.

MR. SPEAKER:

Question's on acceptance and adoption in concurrence. Will you remark?

RICHARD D. TULISANO:

Yes, Mr. Speaker. Mr. Speaker, it is with great pleasure that I rise to urge the adoption of this Resolution in favor of Judge Ellen B. Burns. Judge Burns was appointed to the Circuit Court, and upon the merger, of course, is now being elevated to the Court of Common Pleas. Many of us in this House know her as the former Director of/Legislative

Thursday, March 6, 1975 38.

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Commissioner's Office. I have personally known Judge Burns for over ten years and found her, over those years, to be a courteous, intelligent and well-read individual. A graduate of Yale Law School, she has done...one of the few people who probably knows our statutes...there's no one who knows our statutes as well as she has. She has been a part of the legislative process for some 15 to 20 years. I urge the adoption of this Resolution.

MR. SPEAKER:

Will you remark further on the Resolution? If not, will the Members please be seated...the staff please come to the well. The machine will be opened. The machine is still open. The machine will be closed. The Clerk please take a tally.

The following is the result of the vote:

Total number voting	80
Necessary for adoption.	41
Those voting yea.	77
Those voting nay.	3
Absent and not voting	71

Resolution is adopted.

THE CLERK:

Calendar No. 165, S.J.R. 62, confirming the nomination of Judge Philip M. Dwyer, of Mansfield Center, to be a Judge of the Court of Common Pleas.

MARTIN B. BURKE:

Mr. Speaker, I move for suspension of the rules for immediate consideration of the Resolution.

SUPERIOR COURT, 1976



JOURNAL OF THE SENATE

FRIDAY, March 26, 1976

The Senate was called to order at 10:55 a.m., the President in the Chair.
Prayer was offered by the Acting Chaplain, Dorothy Knudsen.
The following is the prayer:

Illumine our minds and strengthen our will, O god, that we may deliberate our decision with calm and sober judgment and enunciate them with the firmness of honest conviction. Amen.

COMMUNICATIONS FROM HER EXCELLENCY, THE GOVERNOR

The following communications were received from Her Excellency, the Governor, read and referred to the Committee on Judiciary.

March 26, 1976

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 51-165 of the Connecticut General Statutes, I have the honor to nominate for appointment by you, Common Pleas Court Judge ELLEN H. BURNS of Hamden, to be a Judge of the Superior Court for the term of eight years from the date of confirmation by the General Assembly, in succession to Superior Court Judge James F. Collins of West Hartford, deceased.

Ella Grasso
Governor

March 26, 1976

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 51-142 of the Connecticut General Statutes, I have the honor to nominate for appointment by you, Attorney S. WILLIAM BROMSON of Suffield, to be a Judge of the Court of Common Pleas for the term of four years from the date of confirmation by you, in succession to Common Pleas Court Judge Ellen H. Burns, who has been nominated for appointment to the Superior Court.

Ella Grasso
Governor

COMMUNICATION FROM HER EXCELLENCY, THE GOVERNOR

The following communication was received from Her Excellency, the Governor, read and referred to the Senate Committee on Executive Nominations.

March 26, 1976

TO THE HONORABLE SENATE:

Pursuant to Section 25-102 of the Connecticut General Statutes, I have the honor to nominate, and with your advice and consent appoint, JOHN E. BECKER of New Canaan, a member of the Thames River Valley Flood Control Commission, for the term of six years from July 1, 1976, and until a successor is appointed and has qualified.

Ella Grasso
Governor

FAVORABLE REPORT FROM THE JOINT STANDING COMMITTEE SENATE BILLS

JUDICIARY COMMITTEE

April 14, 1976

April 14, 1976
10:30 A.M.

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JUDICIARY

PUBLIC HEARING ON JUDGES

PRESIDING CO-CHAIRMEN: Senator David Neiditz
Representative James Healey

COMMITTEE MEMBERS PRESENT:

SENATORS: Neiditz, Barry, Alfano

REPRESENTATIVES: Healey, Clark, Morris

SEN. DAVID NEIDITZ: Open the hearing. We have two nominations this morning. One is the nomination of Judge Ellen Burns of Hamden to be a Judge of Superior Court, in succession to Superior Court Judge James F. Collins of West Hartford, deceased.

We had a notice. The notice was published in the Law Journal -- in the Bulletin given out to the media regarding anyone who wishes to make a written or oral communications. We had no requests for appearances at the Hearing. We did have one letter--a favorable letter regarding Judge Burns. It is not that people have not written.

Judge Burns, as you all know, was before this committee recently and a copy of her biography and answers to questions to the Bar Committee and the Ad Hoc Committee are on file, and I assume that there has not been that much of a passage of time that all of her answers to this are still pertinent. She has been on the Court of Common Pleas since 3-13-74 -- Circuit Court 3-13-74. Common Pleas since 12-75.

ELLEN BURNS: October 1 of '73 I went on Circuit Court and that was a merger.

SEN. NEIDITZ: Oh, yes. Okay. I'm just looking to -- the dates are on. You've been on the bench for that long of a period now?

ELLEN BURNS: Yes. Two and a half years. I know it doesn't seem that long to me.

REP. JAMES HEALEY: For the record, Healey of the Committee. Mr. Chairman, simply to make it a matter of record, Judge Burns and I were classmates in Law School so we've known each other a little bit longer than I like to think. I didn't have very much contact with her after Law School until I entered the Legislature and some peripheral contact when I did a little bit of lobbying--not too much. But not since 1967 until her appointment to the bench, I had a great deal of contact with Judge Burns in her capacity as the Chief Attorney in the Legislative Commissioner's Office.

Incidental to that assignment, she was--her principle responsibility was with respect to this very committee, working with us very closely on

bills, and therefore I have had many opportunities to observe her, her work and personality, and I am completely convinced this is the sort of person we should have as a Judge.

She is extremely learned in the law but above and beyond that she has characteristics which are very important for a Judge. During her period of service in the Legislative Commissioner's Office she was in a very high pressured job - inordinate hours - fantastic burden of work, and she responded to that with humor, with a sense of proportion, with a sense of practicality, with a very real regard for people. And in my opinion, these are the real attributes we are looking for in a Judicial nominee -- much more than simply the student of the law. And therefore, I come into this hearing prejudiced--predisposed in the favor of her appointment. I don't know what more I can say.

SEN. CHARLES ALFANO: I can only reiterate what Representative Healey has already said. I've had many years of experience with Judge Burns in the Legislature here since 1959 when I first came into the Legislature. I've had long and many hours of contact with her in drafting various very essential and important bills all along the State.

All of us here have great admiration for her ability and legal capacity. I don't think there is any question that she has done an outstanding job on the bench of the Circuit Court and the Court of Common Pleas. I'm sure she will be a credit for the Superior Court. Certainly, I will endorse her.

SEN. NEIDITZ: Representative Morris.

REP. JULIUS MORRIS: I have never heard anyone in the slightest way criticize Judge Burns. Everybody in the State -- all the attorneys love her...As I've said before, she's a beautiful woman.

SEN. NEIDITZ: Senator Barry.

SEN. BARRY: The Senate Clerk is waiting for my presence on a technical session, so I have to leave and come back. But I did want to come down and say a word on behalf of Judge Burns. To a superb appointment and I wholeheartedly support her and would like to be recorded in favor of it. If I might now be excused.

SEN. NEIDITZ: Sure. As long as you get one of our bills read in that we petitioned out yesterday afternoon. Would you make sure that it's on the agenda, and if not, it's on the...It should be read in today and I wonder if you could -- if we could impose upon you to make sure from Betty that it's in the hands of the..(inaudible - loud coughing in the background). That's my draft.

April 14, 1976
10:30 A.M.

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JUDICIARY

SEN. BARRY: I'd be happy to.

SEN. NEIDITZ: Thank you, sir. Now we have Representative Clark.

REP. THOMAS CLARK: Where did the rose come from? (Laughter)

SEN. NEIDITZ: The roses on the table today have come from...speaking to some Junior High School students from West Hartford. A large crowd that met with the Governor in the Hall of Flags. The Governor was presented with a bouquet and she graciously gave me one when I explained that for her first nomination of a woman to the Superior Court, we were going to have a hearing on it upstairs. I said, "May I give this to Judge Burns?" She said, "By all means." Actually the rose is in her honor, so I think the whole committee have a philo relationship with Judge Burns.

She has labored with us. Her good work since...good work. Perhaps auspicious that her nomination comes to this committee...But thank you very much.

Do you have any questions or comments?

Well, you know, we have you here. You've been on Circuit. You've been on Common Pleas and you're now about to go on Superior, and you've been here, and we consider you a friend and advisor. We hope really that -- I think it's more than a hope because I think that it's more than a hope because I think that it will take place, but a suggestion that you will have in the future a substantive law, procedural laws in those areas that we are allowed to -- to think about them, that you will continue to feel free to communicate with this committee. Whether it's us or our successors.

I think that this is crucial for the good relationship for the Executive, for the Legislative and Judicial branch. You know, we encourage this and we really bend over backwards when Judges have seen things in a statute in a given case where something just doesn't quite fit--where the legislative solution is the only one to communicate.

ELLEN BURNS: I will be happy to do that. As you know, I have been doing that. Line of communication...But I want to thank you all for the kind things you had to say, and for having allowed me to get onto the bench in the first place. (Mechanical difficulty - testimony inaudible).

REP. HEALEY: Thank you, Judge. Mr. Bromson.

We're now in the hearing on the nomination by the Governor of S. William Bromson from Suffield to be a Judge in the Court of Common Pleas for a term of four years from the date of confirmation in succession of Common Pleas Court Judge Ellen H. Burns, who has been nominated for appointment to the Superior Court.

HOUSE OF REPRESENTATIVES

April 20, 1976

Legislative Management. Substitute for H.B. No. 5582 (COMM) (File No. 549) AN ACT CONCERNING DISTRIBUTION OF GENERAL ASSEMBLY JOURNAL TOWNS.

Legislative Management. H.B. No. 5538 (COMM) (File No. 549) AN ACT CONCERNING THE PURCHASE OF CREDITED PAST SERVICE IN THE GENERAL ASSEMBLY PENSION SYSTEM.

Judiciary. Substitute for S.B. No. 80 (COMM) (File No. 403) AN ACT CONCERNING THE REGULATION OF DRY MILK POWDER.

Banks. Substitute for S.B. No. 188 (COMM) (File No. 361) AN ACT CONCERNING LIMITATION ON DEPOSITS IN STATE BANK AND TRUST COMPANIES AND SAVINGS BANKS.

Humane Institutions. Substitute for S.B. No. 480 (COMM) (File No. 383) AN ACT CONCERNING CERTAIN CLARIFICATIONS IN THE UNIFORM LICENSING ACT FOR MENTAL HEALTH FACILITIES.

Transportation. S.B. No. 458 (COMM) (File No. 393) AN ACT CONCERNING RESTRICTION OF OUTDOOR ADVERTISING ON INTERSTATE, FEDERAL-AID AND OTHER LIMITED ACCESS HIGHWAYS.

BUSINESS ON THE CALENDAR
FAVORABLE REPORTS OF THE JOINT STANDING COMMITTEE
RESOLUTIONS ADOPTED

The following matters on the Calendar were read the third time, the Committee favorable reports were accepted and the resolutions adopted.

H.J. No. 133 RESOLUTION CONFIRMING THE NOMINATION OF ATTORNEY S. WILLIAM BROMSON OF SUFFIELD, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

The resolution was explained by Rep. O'Leary of the 60th who moved for adoption.

The Speaker ordered the vote be taken by secret roll call.

The following is the result of the vote:

Total Number Voting.....	114
Necessary for Adoption.....	58
Those voting Yea.....	93
Those voting Nay.....	21
Those absent and not Voting.....	37

On the roll call vote the resolution was adopted.

H.J. No. 132 RESOLUTION CONFIRMING THE NOMINATION OF COMMERCIAL COURT JUDGE ELLEN B. BURNS OF HAMDEN, TO BE A JUDGE OF THE COURT OF SUPERIOR COURT.

The resolution was explained by Rep. Healey of the 72nd who moved for adoption.

The resolution was discussed by Reps. Webber of the 92nd, Stevens of the 118th, Doran of the 30th and Osler of the 150th.

The Speaker ordered the vote be taken by secret roll call.

The following is the result of the vote:

Total Number Voting.....	116
Necessary for Adoption.....	59
Those voting Yea.....	110
Those voting Nay.....	6
Those absent and not Voting.....	35

On the roll call vote the resolution was adopted.

BUSINESS ON THE CALENDAR
FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
BILLS PASSED AND RESOLUTIONS ADOPTED

The following bills and resolutions were taken from the table, read the third time, the reports of the committees indicated accepted, the bills passed and the resolutions adopted:

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MR. CARRAGHER (5th):

I call the members' attention to Calendar No. 601, S.B. No. 319, An Act Concerning Deductions from a Judge's Salary Under the Judicial Retirement System, File No. 333, which appears on today's consent calendar on page 1, I object.

THE SPEAKER:

Pursuant to the gentleman's objection, the matter is removed from consent.

MR. CARRAGHER (5th):

Mr. Speaker, I move that Calendar No. 601, S.B. No. 319, File No. 333 be passed temporarily.

THE SPEAKER:

Is there objection? Hearing none, the matter is passed temporarily.

THE CLERK:

Page 2 of the Calendar, Judicial Nominations.

Calendar No. 716, H.J.R. No. 132, Resolution Confirming the Nomination of Common Pleas Court Judge Ellen B. Burns of Hamden, to be a Judge of the Superior Court.

MR. HEALEY (72nd):

Mr. Speaker, I move acceptance of the joint committee's favorable report and adoption of the Resolution.

THE SPEAKER:

Question is on acceptance of the joint committee's favorable report and adoption of the Resolution. Will you remark, sir?

MR. HEALEY (72nd):

Mr. Speaker, with all judicial nominations, we go through a

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usual litany reciting where the person was born, where they were educated, and a little bit about what they have done. To stop at that point in the case of this nomination of Ellen B. Burns would be a complete distortion.

Those members of the Assembly who have only come here--

THE SPEAKER:

Excuse me, sir. Thank you.

MR. HEALEY (72nd):

Thank you, Mr. Speaker. Those members of this body who have only been here one term very possibly do not know very much about Ellen Burns but those of us who have been here any substantial period of time have been honored by the opportunity to have worked with her. She was the Chief Attorney in the Legislative Commissioner's Office over a great number of years. I had the particular pleasure of working with her closely because her principal assignment was as the member of the Legislative Commissioner's Office assigned to the Judiciary Committee and during my ten years here, I have been on that committee the entire time. Therefore, for eight years, I was in a position where I was working with her constantly. This is entirely aside from the fact we were also classmates in Yale Law School. She is a magnificent lawyer, the most detailed knowledge of the statutes. In a very high pressure job, Chief Attorney in the Legislative Commissioner's Office, I can never remember one instance when she ever lost her cool. She always had a sense of humor. She always had a sense of perspective. She always was an absolute bear for work. These attributes, I believe, are among the most important when it comes to the question of being a good judge. They are much more important than the detailed knowledge of the law. Common sense, a sense of perspective and that is something that Ellen B. Burns has to the enth degree. It is an honor for me to stand

here and advocate her appointment as the first woman Judge of the Superior Court of the State of Connecticut.

MR. WEBBER (92nd):

Thank you, Mr. Speaker. Eighteen years ago, Mr. Speaker, when I came into this general assembly, one of those who I had the pleasure of meeting first as a rank amateur, green, totally unknown to the process, was Ellen Burns. She having recognized my lack of knowledge of this process, she took the time for many weeks to explain to me the details and the manner in which this process works. I've developed over the years a very close and proudly a very personal relationship with Ellen Burns and when she was originally appointed to the court, the position she presently holds, I, like all of us who knew her, were thrilled. We knew and were confident then that she would certainly bring credit to the judiciary in our state because of her personality, her warmth, her humility, her compassion, her understanding. I might point out that Jim Healey is a tough act to follow for me to talk about Ellen Burns. He said about everything that could be said. I would only point out that knowing Ellen as I do, I too am so proud and thrilled really to be able to stand her today and let the record show that I am supporting Ellen Burns as the first female Judge of the Superior Court and you can rest assured, she will certainly do an outstanding job. And from I learned from those members of the Bar who have appeared before Ellen, who had worked in her court, they just can't say enough wonderful things about her and I would like to say to Ellen and I'm sure the message will get to her, I wish for her all the good luck and all the good health and all the happiness that she wishes for herself. Thank you, Mr. Speaker.

THE SPEAKER:

Will you remark further on the Resolution?

MR. STEVENS (119th):

Mr. Speaker, I think I would be remiss if I did not rise also on this nomination for it is one that is close to all members of the chamber, both present and those who have served and are no longer here. I think that the nomination of Judge Burns originally to the Circuit Court when it went through here two years or so ago was one that went through with one of the largest indications of support that I can recall in my ten years in the Assembly and it is indeed a tribute to Judge Burns that she has now been elevated to the Superior Court where I think she will be a distinguished jurist, not solely because of her sex but because of her knowledge of the law. The fact that she is the first woman being elevated to that court is but an additional honor that is well deserved to her.

THE SPEAKER:

Further remarks?

MR. DORAN (50th):

Thank you Mr. Speaker. I too cannot let this moment pass without saying that we probably will never make a finer appointment than the appointment of Ellen Burns and I do wish her well in her job.

THE SPEAKER:

Will you remark further?

MRS. OSLER (150th):

Mr. Speaker, thank you. As a woman, I think this is a superior appointment for Ellen Burns to the Superior Court. She was a superior Legislative Commissioner, running that office, and I'm sure she's done a superior job in the Common Pleas Court and I'm sure her performance will continue

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to be in that vein and as a woman, I'm exceedingly proud that we at long last have a very capable person to be put on the Superior Court.

THE SPEAKER:

Will you remark further? If not, will the members please be seated and the staff come to the well. Will the members please be seated. The machine will be open. Have all the members voted? If so, the machine will be closed. The Clerk will take a tally. The Clerk please announce the tally.

THE CLERK:

Total Number Voting.....	116
Necessary for Passage.....	59
Those Voting Yea.....	110
Those Voting Nay.....	6
Those Absent and Not Voting.....	35

THE SPEAKER:

The Resolution is ADOPTED,

THE CLERK:

Calendar No. 717, H.J.R. No. 133, Resolution Confirming the Nomination of Attorney S. William Bromson of Suffield, to be a Judge of the Court of Common Pleas.

MR. O'LEARY (60th):

Mr. Speaker, I move acceptance of the joint committee's favorable report and adoption of the resolution.

THE SPEAKER:

Question is on adoption of the joint committee's favorable report and adoption of the Resolution. Will you remark, sir?

MR. O'LEARY (60th):

Yes, Mr. Speaker. It is a great pleasure for me to be able to stand and support the nomination of Bill Bromson of Suffield as Judge of the

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"holder of the contract directly or indirectly buys such goods at such resale, the THE proceeds of the resale shall be considered to be either the amount [bid by the holde of the contract] PAID FOR SUCH GOODS AT SUCH SALE or the fair cash RETAIL marke value of such goods at the time of the [resale] REPOSSESSION, whichever is greater EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (g) OF THIS SECTION[; but the amount bid shall be presumptive evidence of such fair cash market value].

In line 153, place a comma after the word "buyer" and add "EXCEPT AS PROVIDED IN SUBSECTION (g) OF THIS SECTION."

After line 153, add a new subsection (g), as follows and renumber the remainin subsections accordingly:

"(g) IF THE GOODS RETAKEN IS AN AUTOMOBILE THE AGGREGATE CASH PRICE OF WHICH WAS MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS, THE PRIMA FACIE FAIR MARKET VALUE OF SUCH AUTOMOBILE SHALL BE ONE-HALF OF THE SUM OF THE AVERAGE TRADE-IN VALUE PLUS THE AVERAGE RETAIL VALUE OF SUCH AUTOMOBILE AS STATED IN THE NATIONAL AUTOMOBILE DEALERS ASSOCIATION USED CAR GUIDE, EASTERN EDITION, AS OF THE DATE OF REPOSSESSION. IN THE EVENT THAT THE VALUE OF SUCH AUTOMOBILE IS NOT STATED IN SUCH PUBLICATION, THEN THE FAIR MARKET VALUE AT RETAIL MINUS THE REASONABLE COSTS OF RESALE SHALL BE DETERMINED BY THE COURT. THE PRIMA FACIE EVIDENCE OF FAIR MARKET VALUE OF SUCH AUTOMOBILE SO DETERMINED MAY BE REBUTTED ONLY BY DIRECT IN-COURT TESTIMONY. IF SUCH VALUE OF THE AUTOMOBILE IS LESS THAN THE BALANCE DUE UNDER THE CONTRACT, PLUS THE ACTUAL AND REASONABLE EXPENSES OF THE RETAKING OF POSSESSION, THE HOLDER OF THE CONTRACT MAY RECOVER FROM THE RETAIL BUYER, OR FROM ANYONE WHO HAS SUCCEEDED TO HIS OBLIGATIONS, AS A DEFICIENCY, THE AMOUNT BY WHICH SUCH LIABILITY EXCEEDS SUCH FAIR MARKET VALUE, AS DEFINED IN THIS SUBSECTION. IF THE ACTUAL RESALE PRICE RECEIVED BY THE HOLDER EXCEEDS SUCH FAIR MARKET VALUE, AS DEFINED IN THIS SUBSECTION, THE ACTUAL RESALE PRICE SHALL GOVERN."

In line 178, place a comma after the word "DUE" and insert the words "EXCEPT TO THE EXTENT PERMITTED BY SUBSECTION (g) OF THIS SECTION."

In line 191, place a comma after "(f)," delete the word "AND" and after the letter "(g)," insert "AND (h)."

In line 203, delete the word "AND," and insert a comma, and after the letter "(h)," insert "AND (i)."

Add a new section 2 as follows:

"Sec. 2. This act shall take effect October 1, 1976, and shall apply to all contracts entered into or after said date."

Senator Ciccarello of the 25th explained the bill as amended and moved its passage.

Remarking unfavorably on the bill as amended were Senators Neiditz of the 5th Alfano of the 7th, Sullivan of the 16th

The Chair ordered that the vote be taken by roll call

The following is the result of the vote.

Total number Voting	34
Necessary for Passage	18
Those voting Yea	25
Those voting Nay	9
Those absent and not voting	2

On a roll call vote the bill passed as amended by Senate Amendment Schedule A

BUSINESS FROM THE HOUSE
FAVORABLE REPORT OF THE JOINT
STANDING COMMITTEE
JUDICIAL NOMINATIONS
SUSPENSION OF THE RULES
RESOLUTIONS ADOPTED

The following favorable reports were received from the House, read the second and third time, tabling for the calendar was dispensed with, the report of the committee indicated accepted and the resolutions adopted under suspension of the rules.

H.J. No. 132 RESOLUTION CONFIRMING THE NOMINATION OF COMMON PLEAS COURT JUDGE ELLEN B. BURNS OF HAMDEN, TO BE A JUDGE OF THE SUPERIOR COURT.

Senator Ciccarello of the 25th absented himself from the Chamber under Rule 15. Senator Neiditz of the 5th remarked on the resolution and moved its adoption. Remarking favorably on the resolutions were Senators Rome of the 8th, Flynn of the 17th, DeNardis of the 34th, Alfano of the 7th, Finney of the 36th.

The Chair ordered that the vote be taken by secret by roll call.

The following is the result of the vote.

Total number Voting	30
Necessary for Adoption	16
Those voting Yea	30
Those voting Nay	0
Those absent and not voting	6

On a roll call vote the resolution was adopted in concurrence.

H.J. No. 1133 RESOLUTION CONFIRMING THE NOMINATION OF ATTORNEY S. WILLIAM BROMSON OF SUFFIELD, TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

Senator Neiditz of the 5th remarked on the resolution and moved its adoption. Remarking favorably on the resolution were Senators Alfano of the 7th, Rome of the 8th.

The Chair ordered that the vote be taken by secret roll call.

The following is the result of the vote.

Total number Voting	28
Necessary for Adoption	15
Those voting Yea	24
Those voting Nay	4
Those absent and not voting	8

On a roll call vote the resolution was adopted in concurrence.

On motion of Senator Rome of the 8th, the resolution were immediately transmitted to the Secretary of the State under suspension of the rules.

BUSINESS ON THE CALENDAR
 FAVORABLE REPORT OF THE
 JOINT STANDING COMMITTEE
 BILLS PASSED AND RESOLUTIONS ADOPTED

The following favorable reports were taken from the table, read the third time, the reports of the Committee indicated accepted and the bills and resolutions transferred to the Consent Calendar, the bills Passed and the Resolutions were Adopted.

The Environment. Substitute for H.B. No. 5681 (COMM) (File No. 243, 437) AN ACT CONCERNING TECHNICAL AMENDMENTS TO THE INLAND WETLANDS ACT.(As amended by House Amendment Schedules "A","B" and "C").

Senator Hansen of the 30th moved for rejection of House Amendments Schedule A, B, and C.

On a voice vote the motion carried.

Senator Hansen of the 30th explained the bill and on his motion it was transferred to the Consent Calendar.

Transportation. Substitute for S.B. No. 452 (COMM) (File No. 421) AN ACT CONCERNING CONNECTICUT PUBLIC TRANSPORTATION AUTHORITY.(As amended by Senate Amendment Schedule "A").

Senator Strada of the 27th offered Senate Amendment Schedule A and moved its adoption.

On a voice vote the amendment was adopted.

Senator Strada of the 27th explained the bill as amended and on his motion it was transferred to the Consent Calendar.

The following is Senate Amendment Schedule A

In line 8, remove the brackets from around the word "state"

In line 8, strike the words "PUBLIC UTILITIES CONTROL AUTHORITY" 9

Human Services. Substitute for S.B. No. 266 (COMM) (File No. 452) AN ACT CONCERNING THE COMMITTEE ON STATE PAYMENTS TO HOSPITALS.

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THE CLERK:

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Page nineteen of the Calendar, last item on the page.
We passed this temporarily.

THE PRESIDENT:

Senator Julianelle.

SENATOR JULIANELLE:

Mr. President, I would like to move that that resolution
be passed retaining its place on the Calendar. (Cal. 525)

THE PRESIDENT:

Passed retaining.

THE CLERK:

The Clerk has two items that had been on the Agenda for
today. Favorable report, let's see, where are we. These are
judicial nominations. H.J.R. 132, RESOLUTION CONFIRMING THE
NOMINATION OF COMMON PLEAS COURT JUDGE ELLEN B. BURNS OF HAMDEN,
TO BE A JUDGE OF THE SUPERIOR COURT. Favorable report of the
Committee on Judiciary.

THE PRESIDENT:

Senator Neiditz.

SENATOR NEIDITZ: (5th)

Mr. President, I move suspension of the rules for
immediate consideration of the resolution.

THE PRESIDENT:

Hearing no objection, so ordered.

SENATOR NEIDITZ:

Mr. President, Judge Ellen Burns, who is now on the

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Court of Common Pleas, and has been nominated by the Governor to be on the Superior Court, is an outstanding individual. Most of us knew her here in the Legislature when she was the chief attorney of the Legislative Commissioners Office and gave all of us wise counsel and she has continued to be a scholar in the law on the Court of Common Pleas. I guess she started on the Circuit Court and with the merger she is now in Common Pleas and has really been a credit to the bench. I would note that she is the first woman to be appointed in this state to the Superior Court, to be nominated to the Superior Court and with the action that we will hopefully take now, we will finish the confirmation process.

THE PRESIDENT:

Thank you. May I add that it is very timely that we act on this because I understand there is a member of her family who would be leaving tomorrow and the expectation is that she might be sworn in tomorrow morning before the member leaves. Thank you. Senator Rome.

SENATOR ROME:

I yield for a disqualification.

THE PRESIDENT:

Senator Ciccarello.

SENATOR CICCARELLO: (25th)

Yes. May my abstention be noted.

THE PRESIDENT:

The record will note your absence. Senator Rome.

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SENATOR ROME: (8th)

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Mr. President, I don't want to belabor the time of the debate today, but I think I would be remiss if I didn't rise in support of the nomination of Ellen Burns because I have worked with Ellen when she was in the Legislative Commissioners Office and have grown to respect her more than I could ever have expected that I would. Even after she left and when she was here, I had extraordinary respect for her. I never met a person in any facet of the law or for that matter in any other profession or business who so dedicated herself to her responsibilities. The clock meant nothing to her. The responsibilities rested very squarely on the right shoulders whenever there were responsibilities in her office. She has made, to the best of my knowledge, and understanding from talking to other counsels throughout the state, an exceptional judge as we all predicted that she would. And I would hope that we would take that unusual procedure, which we occasionally do take, confirming a judge unanimously. I realize it is secret ballot and I urge confirmation unanimously out of respect for her present performance as well as out of the remembrance for her past performance and service to the law because her drafting, supervision and drafting abilities were as important a service to the law, and to the laws and the Constitution of the State of Connecticut as her service in the judicial department. I would urge sincerely and ask each and every one of you to join with me in voting confirmation and showing her our respect for her and our applause for her performance.

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THE PRESIDENT:

Thank you. Senator Flynn.

SENATOR FLYNN: (17th)

Mr. President. I rise also to join in the remarks that have been made by Senator Rome and Senator Neiditz. Some years ago, I worked for Judge Ellen Burns, drafting bills and have had the occasion to work with her up here. She is a person of unusual qualifications. I think she has not only the temperament but the intelligence and industry to make an excellent Superior Court Judge. This is truly a good appointment.

THE PRESIDENT:

Thank you. Senator DeNardis.

SENATOR DENARDIS: (34th)

Yes, Mr. President. Very briefly, I would like to associate my remarks with those that have spoken before me. Judge Burns is a neighbor, a fellow parishoner and a very distinguished graduate of the college that I am associated with and have been for the past ten or eleven years. Judge Burns is one of the most intelligent, cultured and judicious people I know and if there is a living personification of judge, she comes very, very close to that ideal.

THE PRESIDENT:

Thank you. Senator Alfano.

SENATOR ALFANO: (7th)

Mr. President, I, too, highly endorse the eminent Judge Burns to the Superior Court. Having worked with her since late

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1959, I think I am well aware of her capabilities and her qualifications. Not only has she been an outstanding director of the office of legislative commissioners office, but since she has been on the bench, she certainly impressed all of the attorneys who had the opportunity to appear in her court. I have had that opportunity on two occasions. I know that any litigant who appears in a court under which she presides comes out feeling that justice has really been rendered in their particular situation, regardless in what way she has ruled. I think this is really an outstanding appointment and I certainly think that we in Connecticut can be proud of our first lady on the Superior Court bench of this state.

THE PRESIDENT:

Senator Finney.

SENATOR FINNEY: (36th)

Mr. President, may I just add, very briefly, I think she is one of the finest people that ever was in the State Capitol, at least during my time. She is completely fair. She is entirely devoted to what is right and good and I think she is probably one of the finest judges we will ever have. I wish her joy.

THE PRESIDENT:

Thank you. The Clerk will make the announcement for a roll call.

THE CLERK:

There will be an immediate roll call vote in the Senate

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on a judicial nomination. Would all senators please return to the chamber. An immediate roll call vote will take place in the Senate on a judicial nomination. Would all senators please return to the chamber.

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THE PRESIDENT:

Senator Rome.

SENATOR ROME:

Mr. President, I just wanted to remind Senator Bozzuto so he might remind Senator Dinielli so he might remind Doctor Gunther, Senator Gunther, that we are talking about the judicial nomination of Ellen Burns and that we had made the remark that it would be very appropriate if the vote on this one could be unanimous.

THE PRESIDENT:

Senator Gunther.

SENATOR GUNTHER: (21st)

Mr. President, I voted last time for Judge Burns. I think that she is the type of a judge we need in the State of Connecticut. I am very happy to even waive the confidentiality of the vote if you would like. This is the type of judge I like to see up here before us and I wish there were more of them.

THE PRESIDENT:

I never understand why they question Senator Gunther. Are we ready to vote? The machine may be open. You may record your vote. Has everyone voted? The machine is closed. You

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may tally the vote. (Applause was heard when tally was shown on the board). It certainly is a tribute to Judge Burns.

Total Number Voting	30
Necessary for Passage	16
Voting Yea	30
Voting Nay	0
Absent and Not Voting	6

THE NOMINATION IS APPROVED UNANIMOUSLY.

SENATOR NEIDITZ:

The Clerk has another resolution.

THE CLERK:

The Clerk has House Joint Resolution 133. Favorable report of the joint standing committee on Judiciary. RESOLUTION CONFIRMING THE NOMINATION OF ATTORNEY S. WILLIAM BROMSON OF SUFFIELD TO BE A JUDGE OF THE COURT OF COMMON PLEAS.

THE PRESIDENT:

Senator Neiditz.

SENATOR NEIDITZ: (5th)

Yes. Mr. President, I move for suspension of the rules for immediate consideration of the house joint resolution.

THE PRESIDENT:

Hearing no objection, so ordered. You may proceed.

SENATOR NEIDITZ:

Mr. President, I yield to Senator Alfano.

THE PRESIDENT:

Senator Alfano.

SENATOR ALFANO: (7th)

Mr. President, I think it is only fitting to say that



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