

STATE EMPLOYEES
RETIREMENT COMMISSION



MEDICAL EXAMINING BOARD
for DISABILITY RETIREMENT



STATE OF CONNECTICUT
RETIREMENT SERVICES DIVISION
OFFICE of the STATE COMPTROLLER
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Meeting of the Legal & Personnel Subcommittee of the State Employees Retirement Commission

DATE: May 10, 2023

PRESENT:

Chairman Peter Adomeit
Trustee Michael Carey
Trustee Sal Luciano
Trustee Michael O'Brien
Commission Counsel Michael Rose (Rose Kallor, LLP)
Commission Counsel Cindy Cieslak (Rose Kallor, LLP)
Commission Tax Counsel Bruce Barth (Robinson & Cole LLP)
Commission Tax Counsel Elizabeth Gupta (Robinson & Cole LLP)
John Herrington, Retirement Services Division Director
Robert Helfand, Retirement Services Division Assistant Director
Yamuna Menon, General Counsel and Assistant Comptroller

The Chairman called the meeting to order at 8:32 a.m. Those present were identified by Ms. Cieslak.

At 8:34 a.m., Mr. Luciano moved, seconded by Mr. Carey to amend the agenda to add Cynthia Dabbs-Lindenberger-written legal opinion to the agenda. All voted in favor.

Executive Session – discussion and possible recommendation

1. CMERS proposals – written legal opinion.
2. Richard Colangelo appeal – written legal opinion.
3. William Kenney appeal – written legal opinion.
4. James Conley appeal – written legal opinion.
5. Michael Mudry appeal – written legal opinion.
6. SERC v. Town of Ellington - pending litigation.
7. Linda Cicarella v. SERC - pending litigation.
8. David J. Dunn v. William Tong et al. - pending litigation.
9. FOI appeal by Attorney Russell Zimberlin - pending claim/pending litigation.
10. Cynthia Dabbs-Lindenberger – written legal opinion.

At 8:34 a.m., Mr. Luciano moved, seconded by Mr. Carey to suspend the regular meeting and go into executive session for the purposes of discussing Items 1-10. Bruce Barth, Cindy Cieslak, Elizabeth Gupta, Robert Helfand, John Herrington, Yamuna Menon, and Michael Rose were invited by the Subcommittee to stay for executive session for all items. The Chairman asked if there was any discussion. There being no discussion he called for a vote. The Subcommittee voted unanimously in favor to enter executive session to discuss Items 1-10.

At 9:40 a.m., Mr. Luciano moved, seconded by Mr. Carey to exit executive session. All voted in favor.

Public Session

At 9:40 a.m., Mr. Luciano moved, seconded by Mr. Carey that the Subcommittee recommend to the Commission that it deny Ms. Kenney's request for a remand to the MEB based on the fact that there is no new relevant information. All voted in favor.

At 9:41 a.m., Mr. Luciano moved, seconded by Mr. Carey that the Subcommittee recommend to the Commission that it remand Mr. Conley's application to the MEB based upon possible significant new information. All voted in favor.

MEETING ADJOURNED: With no further business before the Subcommittee, at 9:42 a.m., Mr. Luciano moved, seconded by Mr. Carey to adjourn. All voted in favor. Meeting adjourned.

Respectfully submitted,

Michael Carey