



THE CONNECTICUT STATE UNIVERSITY

P.O. Box 2008 • New Britain, Connecticut 06050 • (203) 827-7700

RESOLUTION

concerning

FRANK CONNELLY vs. ROBERT BROWNE, ET AL
at
EASTERN CONNECTICUT STATE UNIVERSITY

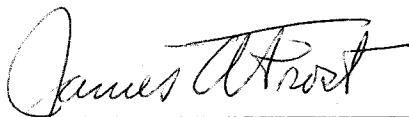
May 6, 1983

WHEREAS, The Attorney General has negotiated a settlement of the litigation involving Frank Connelly vs. Robert Browne, et al which requires the payment of \$1,000, therefore be it

RESOLVED, That the Executive Director be and hereby is instructed to proceed with the payment of \$1,000 in accordance with the settlement arranged by the Attorney General, and be it further

RESOLVED, That the said \$1,000 be taken from the General Fund Budget of Eastern Connecticut State University.

A Certified True Copy:



James A. Frost
Executive Director



THE CONNECTICUT STATE UNIVERSITY

P.O. Box 2008 • New Britain, Connecticut 06050 • (203) 827-7700

April 22, 1983

Bernard McGovern, Esq.
Attorney General's Office
30 Trinity Street
Hartford, CT 06115

Dear Mr. McGovern:

This letter is to confirm the agreement made in our telephone conversation of this date. The Trustees will provide one thousand dollars to enable you to settle the case of Frank Connelly vs. Robert Browne, et al. It is my understanding that as a part of this settlement Mr. Connelly will provide us with a release of all parties from any further claim in this case.

Sincerely,


James A. Frost
Executive Director

cc: President Webb

STATE OF CONNECTICUT

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 Send your ideas to: Employees' Suggestion Awards Program, 165 Capitol Ave., Hartford, CT 06105.

Interdepartment Message

STO-201 REV. 5/81 STATE OF CONNECTICUT
 (Stock No. 6938-051-01)

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 Use carbon if you really need a copy. *Do not underline, ignore faint lines.*

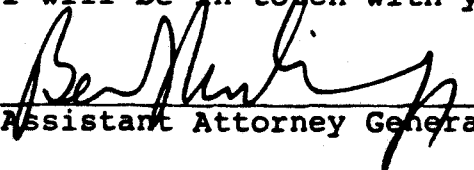
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|-------------------------------------|---|---|------------------------------|
| To | NAME James A. Frost, Ph.D. | TITLE Exec. Director | DATE 4/25/83 |
| | AGENCY Bd. of Trustees for State Colleges | ADDRESS P. O. Box 2008, New Britain 06050 | |
| From | NAME Bernard F. McGovern, Jr. | TITLE Asst. Atty. General | TELEPHONE 566-4990 |
| | AGENCY Attorney General | ADDRESS 30 Trinity Street, Hartford 06106 | |
| SUBJECT Connelly v. Brown | | | |

This will confirm the details of last Friday's conversation in which it was agreed that the Board of Trustees would pay the plaintiff the token sum of \$1,000.00 in final settlement of the above case.

As you know, the above case is a libel action against four ECSU professors who composed the Dean's Evaluation Committee, and who collectively denied the plaintiff a promotion in 1979. All four plaintiffs are sued individually. Originally, all four plaintiffs were represented by this office. However, the underlying circumstances in the case, which were revealed through privileged attorney-client communications, necessitated the withdrawal of this office, and the employment of Attorneys Richard Brown and Thomas Parker, each to represent two defendants at State expense.

Although the prognosis for success on the merits of the case was good (but not a "lead-pipe cinch" as to all defendants), disposal of the matter for the relatively insignificant sum of \$1,000.00 could not be passed up. If the case went to trial by jury, the matter would consume at least a week of court time and \$4,000.00 in additional attorneys fees (8 hours x \$50 per hour x 5 days = \$4,000) for Messers. Brown and Parker. It would have meant that four professors would have been away from their classes during that period, and other school officials for part of the time. It would have caused on-campus distraction. Finally, it would have exposed four faculty members to possible personal monetary liability of an undetermined amount. Due to the attorney-client privilege applicable to this case because the defendants were sued only in their individual capacities, I cannot be more factually specific. I can only state that while we felt that the defendants acted properly within the scope of their duties and in good faith, nothing at trial is a certainty. Accordingly, the settlement of this case for that nominal sum is in the State's best interest.

I will be in touch with you about the administrative details.


 Assistant Attorney General

BFM:md

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STATE OF CONNECTICUT

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 Send your ideas to: Employees' Suggestion Awards Program, 165 Capitol Ave., Hartford, 06115.

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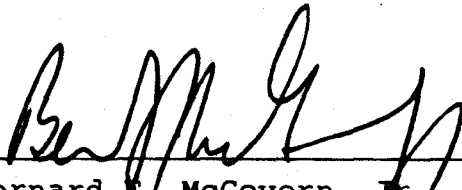
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|-------------------|--------|---|---------|---------------------------------------|-----------|----------|
| To | NAME | Dr. James A. Frost | TITLE | Executive Director | DATE | 4-27-83 |
| | AGENCY | Board of Trustees for State Universities | ADDRESS | P. O. Box 2008, New Britain, CT 06050 | | |
| From | NAME | Bernard F. McGovern, Jr. | TITLE | Assistant Atty. General | TELEPHONE | 566-4990 |
| | AGENCY | Attorney General's Office | ADDRESS | 30 Trinity Street, Hartford | | |
| SUBJECT | | | | | | |
| CONNELLY v. BROWN | | | | | | |

As stated in my memo of April 25, 1983, I am informing you of the administrative steps in consummating the settlement of the above case.

Messers. Parker and Scott (Attorney Brown's associate), counsel for the four defendants are in the process of obtaining a withdrawal and a release from the plaintiff. You should now be obtaining a check in the amount of \$1,000.00 payable to Francis Connelly and forward it to me. I will hand over the check to defendants' counsel for delivery to the plaintiff when I am satisfied with the aforementioned paperwork.

If you have any questions, please do not hesitate to call.


 Bernard F. McGovern, Jr.
 Assistant Attorney General

BFM:esn



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Interdepartment Message

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STO-200 REV. 7/79 (Stock No. 6938-050-01)

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|-----------------------|--------|---|---------|--|-----------|---------------|
| To | NAME | Dr. James Frost | TITLE | Executive Director | DATE | July 18, 1983 |
| | AGENCY | Board of Trustees for Conn. State University | ADDRESS | P. O. Box 2008, New Britain, Conn. 06050 | | |
| From | NAME | Bernard F. McGovern, Jr. | TITLE | Asst. Attorney General | TELEPHONE | 4990 |
| | AGENCY | Attorney General | ADDRESS | 30 Trinity St., Htfd. | | |
| SUBJECT | | | | | | |
| Re: Connelly & Browne | | | | | | |

This is to inform you that in exchange for our check for \$1,000.00 we have received, through Attorney Parker, the enclosed general release running not only to the named defendants but also to the State of Connecticut, its agents and employees.

Please secure this release because it is the only signed copy. I have placed a Xerox copy in our file.

Bernard F. McGovern, Jr.
 Assistant Attorney General

BFM:rm
 Enc.

RECEIVED

JUL 21 1983

THE CONNECTICUT
STATE UNIVERSITY

SAVE TIME: *If convenient, handwrite reply to sender on this same sheet.*

GENERAL RELEASE

TO ALL WHOM THESE PRESENTS SHALL COME OR MAY CONCERN:

GREETING: Know Ye, That I, FRANK CONNELLY, of the Town of Windham, County of Windham, and State of Connecticut, for and in consideration of the sum of ONE THOUSAND and 00/100THS (\$1,000.00) DOLLARS, lawful money of the United States of America to me in hand paid by the STATE OF CONNECTICUT, the receipt whereof is hereby acknowledged, have remised, released and forever discharged, and by these presents do for myself and my heirs, executors, administrators and assigns, remise, release and forever discharge ROBERT BOWNE, THOMAS P. ANDERSON, JAY COBBLEDICK and LEON SARIN, their heirs, executors, administrators and assigns, and the said STATE OF CONNECTICUT, its agents, servants and employees, of and from all, and all manner of action and actions, cause or causes of action, suits, debts, dues, sums of money, accounts, reckoning, bonds, bills, specialties, covenants, contracts, controversies, agreements, promises, variances, trespasses, damages, judgments, extents, executions, claims and demands whatsoever in law or in equity which against the said ROBERT BROWNE, THOMAS P. ANDERSON, JAY COBBLEDICK and LEON SARIN, and the STATE OF CONNECTICUT, its agents, servants and employees I ever had, now have or which my heirs, executors, administrators or assigns hereafter shall or may have, for, upon or by reason of any matter, cause or thing whatsoever from the beginning of the world to the day of these presents.

