



STATE OF CONNECTICUT

BOARD OF TRUSTEES

FOR THE STATE COLLEGES

P. O. Box 2008 NEW BRITAIN, CONNECTICUT 06050

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

RESOLUTION

concerning

MR. IRVING STOLBERG

May 4, 1979

WHEREAS, The Attorney General has negotiated a settlement of the litigation involving Mr. Irving Stolberg which requires the payment of \$45,000 to Mr. Stolberg, and

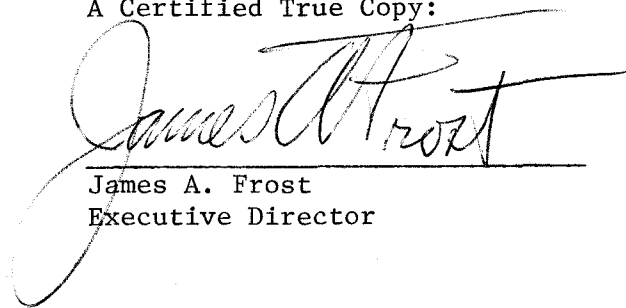
WHEREAS, Funds are available for this purpose, and

WHEREAS, The State Comptroller, in a message to the Attorney General dated December 29, 1978, has recommended that payment be made by Southern Connecticut State College, and

WHEREAS, Mr. Peter Gillies, Deputy Attorney General, in a letter to the Trustees, directed to the attention of Dr. Frost and dated January 9, 1979, asked that payment be made, therefore, be it

RESOLVED, That the Executive Director be and hereby is instructed to proceed with the payment of \$45,000 to Mr. Stolberg in accordance with the settlement arranged by the Attorney General.

A Certified True Copy:


James A. Frost
Executive Director



STATE OF CONNECTICUT

BOARD OF TRUSTEES
FOR THE STATE COLLEGES

1280 ASYLUM AVENUE HARTFORD, CONNECTICUT 06105

RESOLUTION

concerning

Settlement of Blumenthal vs. Buley, et al

July 19, 1974

WHEREAS, The Attorney General's office has advised the Board of Trustees that an agreement has been made to settle the Blumenthal suit for \$10,500, be it
RESOLVED, That the Board of Trustees for the State Colleges of Connecticut authorizes the expenditure from the State Colleges current expense appropriations the sum of \$10,500 to Mr. Blumenthal, subject to the approval of the Commissioner of Finance and Control.

*

A Certified True Copy:

James A. Frost
Executive Secretary



STATE OF CONNECTICUT

BOARD OF TRUSTEES

FOR THE STATE COLLEGES

1280 ASYLUM AVENUE HARTFORD, CONNECTICUT 06105

June 4, 1973

RESOLUTION

concerning

Mr. Irving Stolberg

BE IT RESOLVED, that the Board of Trustees for the State Colleges of Connecticut authorizes the expenditure from the State College account, number 7800, the sum of \$25,000 or such as is awarded by the United States District Court for compensatory damages, attorneys' fees, interest, costs in the United States District Court, and costs of appeal in the case involving the State College Trustees and Mr. Irving Stolberg, subject to the approval of the Commissioner of Finance and Control.

*

*

*

CMR

F.R.

A.U.B.

4/24

✓ Pl reads approval +
return immediately

Whereas, The attorney general has negotiated a settlement
of the litigation involving Mr. Irving Stoleberg
which requires the payment of \$45,000 to Mr.
Stoleberg, and

Whereas, Funds are available for this purpose, and

Whereas, The state Comptroller in a ~~message~~ message
~~dated December~~
to the Attorney General, ~~has recommended~~

dated December 29, 1979, has recommended
that payment be made by Southern Connecticut
State College and

Whereas, Mr. Peter Gillies, Deputy Attorney General, in
a letter to the Trustees, addressed to Dr. Fort
directed to the attention of Dr. Fort and

dated January 9, 1979, asked that payment be made, therefore be it

Resolved, That the Executive Director be and hereby is instructed to proceed with the payment of \$45,000 to Mr Stolberg in accordance with the ~~agreement~~ settlement arranged by the Attorney General.

RECEIVED

JAN 12 1979

BOARD OF TRUSTEES
FOR THE STATE COLLEGES
PETER W. GILLIES
Deputy Attorney General

State of Connecticut



Office of The Attorney General
30 TRINITY STREET
HARTFORD 06115

ARL R. AJELLO
ATTORNEY GENERAL

January 9, 1979

Board of Trustees for State Colleges
P.O. Box 2008
New Britain, CT. 06050

Attention: Dr. James A. Frost
Executive Secretary

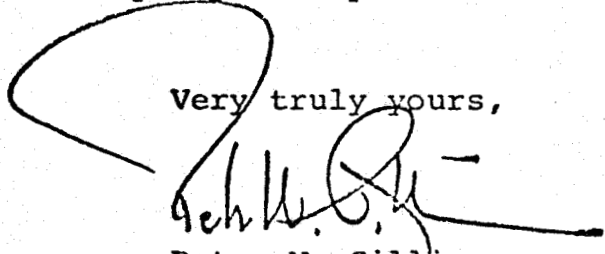
Gentlemen:

RE: Irving Stolberg Litigation

As you are aware, this Office has negotiated a settlement of the above-captioned matter which has been approved by the Federal Court. When this suit was initiated, it was recommended that Mr. Stolberg's salary be set aside in an escrow account until the case has been concluded.

Pursuant to the attached memo from the Office of the Comptroller, would you please process this matter for payment.

Very truly yours,



Peter W. Gillies
Deputy Attorney General

PWG:atr
Attachment

cc: J. Edward Caldwell

THINK CASH! Send in a suggestion. You could win an award!
 Send your suggestion to: Employees' Suggestion Awards Program, 165 Capitol Ave., Hartford, 06115.

Department Message

REV. 3/77 (Stock No. 8918-030-011)

SAVE TIME: Handwritten messages are acceptable.
 Use carbon if you really need a copy. If typewritten, ignore faint lines.

To	NAME Carl R. Ajello	TITLE Attorney General	DATE 12/29/78
	AGENCY Office of Attorney General	ADDRESS 30 Trinity Street	
From	NAME J. Edward Caldwell	TITLE Comptroller	TELEPHONE
	AGENCY Office of State Comptroller	ADDRESS 30 Trinity Street	
SUBJECT Stolberg Litigation			

A letter dated October 25, 1978 from the firm of Winer, Kelly & Sulzbach concerning a settlement of \$45,000 with Irving Stolberg has been referred to this office for payment. This office has no funds for the payment of this settlement.

We propose that this payment be made from the appropriations of Southern Connecticut State College where the cost should properly be recorded. If sufficient appropriations are not available in the current year, perhaps a request for a deficiency appropriation could be submitted by Southern Connecticut State College.

JAN 3 3 47 PM '79

J. Edward Caldwell
 J. Edward Caldwell

JEC:mk
 xc: Board of Trustees, State Colleges

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

*I called Mr. Gillies' Secretary
& explained material
requested was hand
delivered by Mr. Kennedy of*

State of Connecticut



RECEIVED

1/17/79

JAN 22 1979

BOARD OF TRUSTEES
FOR THE STATE COLLEGES

Office of The Attorney General
30 TRINITY STREET
HARTFORD 06115

January 18, 1979

*Mr. Gillies' Secretary
called me back at
2 p.m. stated the
material was
in their office.
Apologies given.*

*Betty
1/22/79*

CARL R. AJELLO
ATTORNEY GENERAL

*As agreed at
Ex Staff mtg of
4/11/79 - Xerox
copy of att.
mat'l provided to
Mr. Rossonando
for follow-
up of funds
re: a.m.k.*

Board of Trustees for State Colleges
P.O. Box 2008
New Britain, CT. 06050

Attention: Dr. James A. Frost
Executive Secretary

Dear Dr. Frost:

In our most recent discussions, you indicated that your office has instructed the Comptroller to withhold Representative Stolberg's monthly salary checks pending the final determination of the litigation involving him.

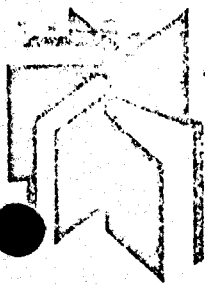
You were going to forward a copy of that memo to my attention so that it could be referred to the Comptroller. I have not received the memo and am receiving daily telephone calls from counsel representing Representative Stolberg.

Your assistance in getting this matter resolved will be appreciated.

Very truly yours,

Peter W. Gillies
Deputy Attorney General

PWG:atr



THE
CONNECTICUT
STATE
COLLEGES

FOUNDED 1849

P.O. BOX 2008 NEW BRITAIN, CONNECTICUT 06050

Telephone : (203) 827-7700

*As reviewed with file copy
& approved by
B. McGovern 1/16/79
CML*

Office of the
Executive Director

January 16, 1979

*shared with
PERC - 2/2/79*

Mr. Peter W. Gillies
Deputy Attorney General
Attorney General's Office
30 Trinity Street
Hartford, CT 06115

Dear Mr. Gillies:

Reference is made to our telephone conversation on January 12 concerning the monies owed Representative Irving J. Stolberg. Some years ago Mr. Stolberg had been removed from the faculty of Southern Connecticut State College for reasons which he felt improper. A suit resulted in which the court ruled in favor of Mr. Stolberg and ordered the Trustees to reinstate him. This was done.

At the time the court made its ruling in favor of Mr. Stolberg he was a member of the General Assembly. The administration of Governor Meskill informed the Trustees that Mr. Stolberg could not be a member of the General Assembly and a member of the State College faculty at the same time. The Trustees refused to dismiss Mr. Stolberg on the ground that he had been a member of the General Assembly at the time the court had ordered his reinstatement. When this occurred the Comptroller simply held back Mr. Stolberg's pay check. Mr. Stolberg then sued to recover his pay.

On December 27, 1977, Mr. William R. Brooks of the Comptroller's Office wrote to Mr. Peter Mirabelli at Southern Connecticut State College asking that Mr. Stolberg's pay checks for 1977 be cancelled. A copy of this message was sent by Mr. Brooks to Mr. Bernard McGovern of your office. Mr. McGovern then wrote to Mr. Mirabelli on December 28, 1977, with a copy to Mr. Brooks: "As I have advised Mr. Brooks and members of your central office in the past, you should continue to keep these funds committed in the event that Mr. Stolberg prevails. . ."

On February 1, 1978, Mr. McGovern wrote to Mr. Clinton Ritchie in my office: "You should note that since the start of this matter I have been orally warning both the Comptroller's Office and the financial officials of your office to keep the subject funds committed." On February 9, 1978, I wrote to Comptroller J. Edward Caldwell asking for assurance that the money for Mr. Stolberg's salary was being held in escrow. Mr. Caldwell responded in a letter misdated February 24, 2978, in which he seems to indicate that he had lapsed to funds which had been set aside for Mr. Stolberg's salary.

Mr. Peter Gilles
Re: Stolberg

-2-

January 16, 1979

The Trustees were asked to approve a settlement the Attorney General was negotiating with Mr. Stolberg. They did so in Resolution #78-109 dated November 3, 1978, with the understanding that no money would be taken from the budget for the Connecticut State Colleges. The Trustees' position is that the money has already been provided in the payrolls which included Mr. Stolberg's salary. Mr. McGovern has been kept apprised of this point of view throughout the sequence of events as evidenced in his letter of October 3, 1978 (attached). The financial situation is very difficult. Southern Connecticut State College is struggling to avoid a deficit.

Copies of the pertinent materials are enclosed. I am sure you will find that Mr. McGovern is fully aware of the situation.

Sincerely,

James A. Frost
Executive Director

Enc.

RECEIVED

JAN 12 1979

State of Connecticut

CARL R. AJELLO
ATTORNEY GENERAL



BOARD OF TRUSTEES
FOR THE STATE COLLEGES
PETER W. GILLIES
Deputy Attorney General

Office of The Attorney General
30 TRINITY STREET
HARTFORD 06115

January 9, 1979

Board of Trustees for State Colleges
P.O. Box 2008
New Britain, CT. 06050

Attention: Dr. James A. Frost
Executive Secretary

Gentlemen:

RE: Irving Stolberg Litigation

As you are aware, this Office has negotiated a settlement of the above-captioned matter which has been approved by the Federal Court. When this suit was initiated, it was recommended that Mr. Stolberg's salary be set aside in an escrow account until the case has been concluded.

Pursuant to the attached memo from the Office of the Comptroller, would you please process this matter for payment.

Very truly yours,

Peter W. Gillies
Deputy Attorney General

PWG:atr
Attachment

cc: J. Edward Caldwell

THINK CASH! Send in a suggestion. You could win an award!
Send your suggestion to: Employees' Suggestion Awards Program, 165 Capitol Ave., Hartford, 06115.

Interdepartmental Message

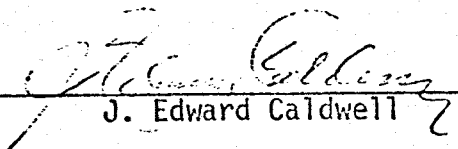
STO-200 REV. 3/77 (Stock No. 89.18-050-01)

SAVE TIME: Handwritten messages are acceptable.
Use carbon if you really need a copy. If typewritten, ignore faint lines.

To	NAME Carl R. Ajello	TITLE Attorney General	DATE 12/29/78
	AGENCY Office of Attorney General	ADDRESS 30 Trinity Street	
From	NAME J. Edward Caldwell	TITLE Comptroller	TELEPHONE
	AGENCY Office of State Comptroller	ADDRESS 30 Trinity Street	
SUBJECT Stolberg Litigation			

A letter dated October 25, 1978 from the firm of Winer, Kelly & Sulzbach concerning a settlement of \$45,000 with Irving Stolberg has been referred to this office for payment. This office has no funds for the payment of this settlement. JAN 3 3 47 PM '79

We propose that this payment be made from the appropriations of Southern Connecticut State College where the cost should properly be recorded. If sufficient appropriations are not available in the current year, perhaps a request for a deficiency appropriation could be submitted by Southern Connecticut State College.



J. Edward Caldwell

JEC:mk

xc: Board of Trustees, State Colleges

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



STATE OF CONNECTICUT

BOARD OF TRUSTEES

FOR THE STATE COLLEGES

P. O. BOX 2008

NEW BRITAIN, CONNECTICUT 06050

TEL. NEW BRITAIN: 203-229-1607

TEL. HARTFORD: 203-566-7373

RESOLUTION

concerning

LEAVE OF ABSENCE WITHOUT PAY

for

MR. IRVING STOLBERG

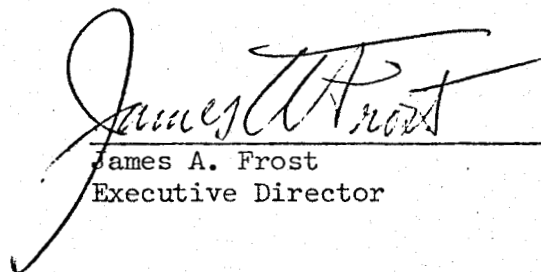
November 3, 1978

- WHEREAS, The Attorney General for the State of Connecticut has reached certain agreements with Mr. Irving Stolberg which are set forth in a letter to Mr. Peter W. Gillies, Deputy Attorney General for the State of Connecticut, from Mr. J. Michael Sulzbach of Winer, Kelly & Sulzbach, Attorneys at Law who represent Mr. Stolberg, the said letter being dated October 25, 1978, and
- WHEREAS, In accordance with the terms of the said agreement, Mr. J. Michael Sulzbach in a letter to Mr. Lawrence J. Davidson, Chairperson of the Board of Trustees, dated November 1, 1978, has requested a leave of absence without pay extending through the academic year 1980-1981 with the provision that Mr. Stolberg will notify the Board of Trustees not later than March 1, 1979, whether he will return to his teaching duties at the beginning of the academic year 1979-1980 and that he will notify the Board of Trustees not later than March 1, 1980, whether he will return to his teaching duties at the beginning of the academic year 1980-1981, and
- WHEREAS, The Attorney General acting through his assistants has recommended that such a leave "be granted conditionally upon consummation of the agreement in all particulars" and subject also to Mr. Stolberg returning only if he "brings himself in compliance with the state constitution." Therefore be it

-2-

- RESOLVED, That Mr. Irving Stolberg is granted a leave of absence without pay from the date of this Resolution through June 30, 1981, with the provision that if Mr. Stolberg notifies the Trustees in writing by not later than March 1, 1979, of his intent to take up his duties as a faculty member at Southern Connecticut State College at the beginning of the academic year 1979-1980 he may do so, and if Mr. Stolberg notifies the Trustees in writing by not later than March 1, 1980, of his intent to take up his duties as a faculty member at Southern Connecticut State College at the beginning of the academic year 1980-1981 he may do so, providing in either instance he brings himself in compliance with the state constitution to the satisfaction of the Attorney General of the State of Connecticut.
- RESOLVED, That the leave of absence herein authorized upon the recommendation of the Office of the Attorney General will be null and void in the event the agreement dated October 25, 1978, is not consummated in all particulars.
- RESOLVED, That, consistent with the understanding of the Office of the Attorney General as to the status of Mr. Stolberg during the course of this leave of absence, Mr. Stolberg is not to perform any duties or functions at the College or in his academic department.

A Certified True Copy:


James A. Frost
Executive Director

11/2/78

Interdepartment Message

SAVE TIME: *Handwritten messages are acceptable.*

STO-201 REV. 3/77 STATE OF CONNECTICUT
(Stock No. 6938-051-01)

Use carbon if you really need a copy. If typewritten, ignore faint lines.

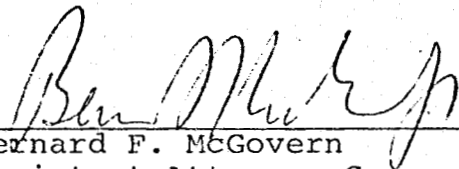
PERC

To	NAME	Dr. Clinton Ritchie	TITLE	Executive Officer for	DATE	11-2-78
	AGENCY	Board of Trustees for State Colleges	ADDRESS	P.O. Box 2008, New Britain, Ct. 06050		
From	NAME	Bernard F. McGovern, Jr.	TITLE	Assistant Attorney General	TELEPHONE	566-4990
	AGENCY	Attorney General's Office	ADDRESS	30 Trinity St., Hartford.		
SUBJECT Stolberg Litigation						

11/3/78

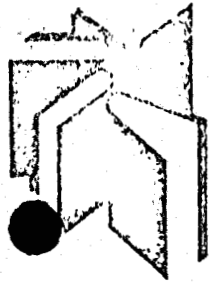
This is in reply to your memorandum November 1, 1978 in which you on behalf of the Trustees' Personnel and Employee Relations Committee have questioned the rationale of granting Mr. Stolberg a "leave of absence" in light of the recent Supreme Court decision holding that Mr. Stolberg had impliedly resigned his position at S.C.S.C.

As I discussed with you on prior occasions and implied in my memorandum of October 31, 1978 to you, the concept of a "leave of absence" in this instance is a fiction used to achieve a resolution of the myriad of lawsuits without further litigation. In reality, the Board will be agreeing that it will allow Mr. Stolberg to return to his former position in either September, 1979 or September 1980 if he so notifies the Board by March 1, 1979 or March 1, 1980 respectively and brings himself in compliance with the state constitution.


Bernard F. McGovern
Assistant Attorney General

BFM:esn

RECEIVED
NOV 2 1978
BOARD OF TRUSTEES
FOR THE STATE COLLEGES



THE
CONNECTICUT
STATE
COLLEGES

FOUNDED 1849

J. Li

Executive Officer for
Faculty and Staff Affairs

P.O. BOX 2008 NEW BRITAIN, CONNECTICUT 06050

Telephone : (203) 827-7700

November 1, 1978

Mr. Bernard F. McGovern, Jr.
Assistant Attorney General
30 Trinity Street
Hartford, CT 06115

Dear Bernie:

CONCERNING: Mr. Stolberg's Request for a Leave of Absence

The Trustees' Personnel and Employees Relation Committee, after discussing the memorandum from the Attorney General's Office indicating that Mr. Stolberg would be requesting a leave of absence, asked that I secure from the Attorney General a statement of reasons as to why the Board should, or how the Board could, grant a leave of absence in the face of the decision by the State Supreme Court as reported in your letter of September 6, 1978. It is necessary for the Trustees to understand the reasons and/or circumstances under which the instructions in the Attorney General's letter of that date are now no longer applicable.

Sincerely,

Clinton M. Ritchie

CMR:em

Enc.

WINER, KELLY & SULZBACH
ATTORNEYS AT LAW
P. O. BOX 1966
205 CHURCH STREET
NEW HAVEN, CONNECTICUT 06509

CONF
11/1/78
PERC 11/1/78

LOUIS M. WINER
PETER A. KELLY
J. MICHAEL SULZBACH

TELEPHONE
(203) 789-1796

November 1, 1978

Lawrence J. Davidson
Chairman
Board of Trustees of the
State Colleges of the
State of Connecticut
P.O. Box 2008
New Britain, Connecticut 06050

RECEIVED

NOV 1 1978

BOARD OF TRUSTEES
FOR THE STATE COLLEGES

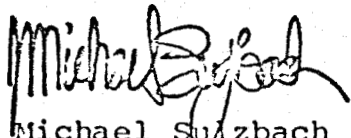
Re: Irving Stolberg

Dear Mr. Davidson:

This office represents Irving Stolberg. Pursuant to the agreement for resolution of the Stolberg litigation set forth in our letter of October 25, 1978 to the Deputy Attorney General, this is to request, on behalf of Professor Stolberg, a leave of absence without pay from Southern Connecticut State College through December 31, 1980. If this leave is granted, Professor Stolberg will notify the Board of Trustees not later than March 1, 1979, whether he will return to his teaching duties at the beginning of the academic year 1979-1980, and not later than March 1, 1980, whether he will return to his duties at the beginning of the academic year 1980-1981.

Favorable consideration of this request by the Board of Trustees will be greatly appreciated.

Very truly yours,


J. Michael Sulzbach

JMS/dl
cc: Bernard F. McGovern, Esquire

Hand delivered Nov 1, 1978

State of Connecticut

RECEIVED ^{clerk} 9/7/78

SEP 7 1978

BOARD OF TRUSTEES
FOR THE STATE COLLEGES

CARL R. AJELLO
ATTORNEY GENERAL



Office of The Attorney General
30 TRINITY STREET
HARTFORD 06115

Tel: 566-4990

September 6, 1978

Dr. Manson Van B. Jennings
President
Southern Connecticut State College
501 Crescent
New Haven, Connecticut 06515

RECEIVED

SEP 7 1978

BOARD OF TRUSTEES
FOR THE STATE COLLEGES

Re: Irving Stolberg

Dear Dr. Jennings:

This is a follow-up to earlier conversations regarding Mr. Stolberg. As you know, the Connecticut Supreme Court held on August 8, 1978 that by teaching at S.C.S.C. while simultaneously holding a seat in the General Assembly, Mr. Stolberg has been in violation of Article III, Section 11 of our constitution so as to relinquish impliedly his S.C.S.C. position.

This office has given Mr. Stolberg the opportunity of continuing at S.C.S.C by resigning his General Assembly seat. At this writing, he has declined to do so. Therefore, unless and until you are advised by this office to the contrary, Mr. Stolberg should not be permitted to teach classes at S.C. S.C. or otherwise to perform the duties of an assistant professor at S.C.S.C.

Very truly yours,

CARL R. AJELLO
ATTORNEY GENERAL

BFM:rm

By: Bernard F. McGovern, Jr.
Assistant Attorney General

cc: Dr. James A. Frost, Executive Director
Louis M. Winer, Esq.

Interdepartment Message

STO.201 REV. 3 77 STATE OF CONNECTICUT
 (Stock No. 6938-051-01)

SAVE TIME: Handwritten messages are acceptable.

Use caution if you really need a copy. If typewritten, ignore faint lines.

CONFIDENTIAL → PERC 11/1/78

To	NAME Dr. Clinton Ritchie	TITLE Executive Officer for Faculty of Student Affairs	10/31/78
	AGENCY Board of Trustees for State College	ADDRESS P.O. Box 2008, New Britain, Ct.	06050
From	NAME Bernard F. McGovern, Jr.	TITLE Assistant Attorney General	566-4990
	AGENCY Attorney General's Office	ADDRESS 30 Trinity St., Hartford.	
SUBJECT Stolberg Litigation			

Enclosed is a copy of the tentative agreement which the Attorney General and Deputy Attorney General negotiated with Mr. Stolberg's counsel in an attempt to bring an end to the multifarious litigation of the past decade.

Regarding paragraph 1 thereof Mr. Stolberg is to submit his request for a "leave of absence" to this office which in turn will transmit same to the Board. At this time, this office has not received such request, but I have been informed that one is in the mail. Since the "leave" is being granted only for litigation-ending purposes, it should be granted conditionally upon consummation of the agreement in all particulars.

Also note that payment of the sum stated in paragraph 3 is contingent upon the availability of funds. I have made it clear to the Attorney General on several occasions that the Board does not have the money in its appropriation, and he is aware that any such sum will have to come from a source other than the Board's present appropriations.

If you have any questions, please call.

Bernard F. McGovern, Jr.
 Bernard F. McGovern, Jr.
 Assistant Attorney General

1 | **PHONE-O-GRAM** | 1

Stolberg
 Re: Board of Trustees agreement to parties
 off leave subject to all aspects

M. B. McGovern

Telephoned Please return the call Will call again Came in See me

Message: 1. Letter requesting leave of absence will be delivered by noon
 2. Keep quiet -
 3. When BBT grants leave grant it on the condition that if agreement falls through in any respect, the

Date _____ Time _____

Please write with BBT name & phone

Board will terminate automatically pursuant to

WINER, KELLY & SULZBACH
ATTORNEYS AT LAW
P. O. BOX 1966
205 CHURCH STREET
NEW HAVEN, CONNECTICUT 06509

LOUIS M. WINER
PETER A. KELLY
J. MICHAEL SULZBACH

October 25, 1978

TELEPHONE
(203) 789-1798

Peter W. Gillies, Esquire
Deputy Attorney General
30 Trinity Street
Hartford, Connecticut

HAND DELIVERY

Re: Various Stolberg litigation

Dear Mr. Gillies:

This follows the conference yesterday with you and Bernard F. McGovern and sets forth our understanding of the agreement for resolution of all pending litigation.

1. Irving Stolberg will request a leave of absence from Southern Connecticut State College through December 31, 1980, and he will make no further demand to perform teaching duties at Southern Connecticut while on such leave. Irving Stolberg will notify the Board of Trustees not later than March 1, 1979 whether he will return to his duties at the beginning of the academic year 1979-1980, and not later than March 1, 1980 whether he will return to his duties at the beginning of the academic year 1980-1981, which return is to be in compliance with the Constitution of the State of Connecticut.

2. The declaratory judgment action, Stolberg v. Niejadlik, pending in the Superior Court for the Judicial District of New Haven, Docket No. 14 46 19 will be withdrawn.

3. The federal court action, Stolberg v. Caldwell, Civil Action No. H75-238, pending in the United States District Court for the District of Connecticut, will be dismissed by stipulation, so as to operate as an adjudication on the merits, upon receipt of a check payable to Irving Stolberg and Winer, Kelly & Sulzbach, his attorneys, in the amount of \$45,000 and the granting of the leave of absence referred to in paragraph one.

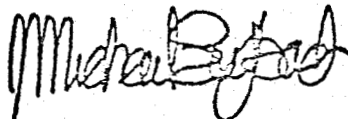
Irving Stolberg will institute no further legal action with respect to the non-payment of teaching salary from November 1974 through September 1978.

4. The parties will agree that judgment be entered in the matters pending in the Superior Court of the Judicial District of New Haven, Stolberg v. Caldwell, Docket No. 15 23 93 7 and Stolberg v. Davidson, Docket No. 15 66 86 5 in accordance with the forms of judgment proposed in plaintiff's motion for judgment dated September 19, 1978 but with the deletion of so much of said proposed forms of judgment as calls for equitable restitution or an order that plaintiff continue his teaching duties at Southern Connecticut State College. It is expressly understood that plaintiff may appeal to the Supreme Court of the United States upon the Connecticut Supreme Court's conclusion that the dual-job ban is not violative of the United States Constitution.

5. It is understood that the obligations of the parties under this agreement are contingent upon further stay of Stolberg v. Caldwell by Judge Blumenfeld and upon the availability of funds for satisfaction of the cash settlement called for in paragraph 3, above, although defendants will use their best efforts to make such funds available.

I trust this accurately sets forth our understanding. If it does, please sign the copy of this letter in the place provided below.

Very truly yours,



J. Michael Sulzbach

JMS/kf



*Self report
E. S. B.O.T*



RECEIVED

FEB 28 1978

State of Connecticut

BOARD OF TRUSTEES
FOR THE STATE COLLEGES

J. EDWARD CALDWELL
Comptroller

OFFICE OF THE COMPTROLLER

ADDRESS ALL COMMUNICATIONS TO
STATE COMPTROLLER
30 TRINITY STREET
HARTFORD, CONNECTICUT 06115

LAWRENCE J. CACCIOLA
Deputy Comptroller

February 24, 1978

Mr. James A. Frost
Executive Director
Board of Trustees for State Colleges
P.O. Box 2008
New Britain, Connecticut 06050

Dear Mr. Frost:

Representative Irving Stolberg's salary money is not being held in escrow. If it should become necessary to pay these funds we would charge available appropriations or resources of the General Fund.

At the end of each calendar year, we have cancelled all prepared checks so that Representative Stolberg would not be required to pay federal income taxes on funds he never received.

The funds for the cancelled checks were restored to agency appropriations for personal services which lapsed at the end of each fiscal year.

Very truly yours,

J. Edward Caldwell
J. Edward Caldwell
State Comptroller

JEC:mk
cc: Bernard F. McGovern Jr.
W. Brooks
N. Wayne



STATE OF CONNECTICUT

BOARD OF TRUSTEES

FOR THE STATE COLLEGES

P. O. BOX 2008

NEW BRITAIN, CONNECTICUT 06050

TEL NEW BRITAIN: 203-XXXKXX

XXXXXXXXXXXXXXXXXXXXXXXXXX

827-7700

February 9, 1978

The Honorable J. Edward Caldwell
Comptroller, State of Connecticut
State Capitol
Hartford, CT 06115

Dear Mr. Caldwell:

As I am sure you know, Representative Irving Stolberg is a member of the faculty at Southern Connecticut State College and for some years now has been a member of the General Assembly. During the administration of Governor Meskill, the Comptroller held up Mr. Stolberg's salary checks on the ground that he could not be employed by our Board of Trustees and at the same time be a member of the General Assembly. Mr. Stolberg then sued to recover his salary.

The suit instituted by Mr. Stolberg is still before the courts. The amount of money at stake grows with every passing day. We know from conversations with Mr. Bernard F. McGovern, Jr., the Assistant Attorney General, handling the case, that your office has been asked to keep the funds for Mr. Stolberg's back salary committed and available for payment should that become necessary. The Trustees have asked me to seek assurance that Mr. Stolberg's salary money is being held in escrow and that it will be available to pay his back salary should that become necessary. I would very much appreciate receiving such assurance.

Sincerely,

James A. Frost
James A. Frost
Executive Director

JAF/jy

cc: Mr. B. McGovern

Interdepartment Message

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0-200 REV. 11/73 (Stock No. 6978-070-01)

Use carbon if you really need a copy. If typewritten, ignore this line.

To	NAME	Dr. Clinton Ritchie	TITLE	Executive Officer	DATE	Feb. 1, 1978
	AGENCY		ADDRESS			
From	NAME	Bernard F. McGovern, Jr.	TITLE	Asst. Atty. General	TELEPHONE	
	AGENCY	Attorney General	ADDRESS			

cc: JLF
J.R. Calhoun

SUBJECT

Enclosed are the memoranda about which we spoke last Friday.

You should note that since the start of this matter I have been orally warning both the comptroller's office and financial officials of your office to keep the subject funds committed.

Bern
Assistant Attorney General

BFM:R
Enclosure

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Peter Mirabelli

December 23, 1977

Southern Conn. State College

Bernard F. McGovern, Jr. Asst. Atty. General

Attorney General

Irving Stolberg

I have received a copy of Mr. Brooks' memo of December 27, 1977 to you regarding the cancellation of Mr. Stolberg's 1977 payroll checks.

As I have advised Mr. Brooks and members of your central office in the past, you should continue to keep these funds committed in the event that Mr. Stolberg prevails in one of his lawsuits in obtaining an order for the payment of his salary for the past three years.

Assistant Attorney General

BFM:R

cc: William R. Brooks

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FOR THE STATE COLLEGES

Department Message

N. 11/73 (Stock No. 6938-020-01)

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NAME	TITLE	DATE
Mr. Peter Mirabelli		12/27/77
AGENCY	ADDRESS	
Southern Conn. State College		
NAME	TITLE	TELEPHONE
William R. Brooks		566-5569
AGENCY	ADDRESS	
Office of the Comptroller		

FROM

SUBJECT

Cancellation of 1977 Payroll Checks - Irving Stolberg

Please arrange for the cancellation of all 1977 payroll checks which have been issued to Mr. Stolberg but held by this office on advice of the Attorney General.

A list of these 28 checks is attached for your convenience.

The cancellation should be made on the payroll for the period ending 12/29/77 payable on 1/13/78.

Thank you,

William R. Brooks
Payroll Officer

c: Mr. Bernard McGovern ✓
File

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

LISTING of Payroll checks prepared during calendar 1977

Check Number	Check Date	GROSS SALARY	TAX Withheld	STATE Retirement	F.I.C.A.	GROUP LIFE INSURANCE	COMM. Health Care PLAN	MISC.	NET AMOUNT of check
1	57434665	27824	1480	596	1745	400	923	190	24490
2	5512633	27824	1480	596	1745	400	914	190	24499
3	5606214	27824	1480	596	1745	400	914	190	24499
4	5661332	27824	1480	596	1745	400	914	190	24499
5	5721994	27824	1480	596	1745	400	914	190	24499
6	5725466	27824	1480	596	1745	400	914	190	24499
7	5858442	27824	1480	596	1745	400	914	190	24499
8	5927114	27824	1480	596	1745	400	914	190	24499
9	6052367	27824	1480	596	1745	400	914	190	24499
10	6111622	10300	2060	206	603	-	-	-	13726
11	6115739	27824	1480	596	1745	400	914	190	24499
12	6205612	27824	1480	596	1745	400	914	190	24499
13	6201401	27824	1480	596	1745	400	914	190	24499
14	6305097	21648	4330	433	1266	-	-	-	97592
15	6363205	31792	1226	136	1860	400	716	065	23325
16	6419049	31792	1226	136	1860	400	716	065	23325
17	6475122	31792	1226	136	1860	400	716	065	23325
18	6553460	31792	1226	136	1860	400	716	065	23325
19	6614881	31792	1226	136	1860	400	716	065	23325
20	6695913	31792	1226	136	1860	400	716	065	23325
21	6780374	60786	66144	221	3556	400	091	015	03325
22	6838367	68035	8236	156	5780	400	091	015	23325
23	6905361	68035	8236	156	5780	400	091	015	23325
24	701959	68035	8236	156	5780	400	091	015	23325
25	7066573	68035	8236	156	5780	400	091	015	23325
26	7150146	68035	8236	156	5780	400	091	015	23325
27	7251712	68035	8236	156	5780	400	091	015	23325
28	7328548	68035	8236	156	5780	400	091	015	23325
29	TOTALS	1117619	95772	22350	65385	10400	2457	6550	12448