

SUPREME COURT OF CONNECTICUT

Beth Keller v. Richard Keller, 323 Conn. 398

147 A.3d 146 (2016) · No. SC 19537 · Decided October 25, 2016

SUMMARY

The Connecticut Supreme Court dismissed an appeal from a contempt order in a marital dissolution action because certification had been improvidently granted. The contempt order concerned the plaintiff's failure to provide notice of her new address under Practice Book § 25-5 (a) (2) and a court order incorporating the parties' parenting agreement.

CASE DETAILS

COURT	Supreme Court of Connecticut
WRITING FOR THE COURT	Per Curiam; Palmer; Zarella; Eveleigh; McDonald; Espinosa; Robinson; Vertefeuille
JURISDICTION	Connecticut
DECIDED	October 25, 2016
DOCKET	SC 19537
DISPOSITION	dismissed
PROCEDURAL POSTURE	The plaintiff appealed a contempt order entered in a marital dissolution action to the Appellate Court, which affirmed. The Supreme Court granted certification, then dismissed the appeal as improvidently granted.
PRECEDENTIAL VALUE	Published Connecticut Supreme Court opinion; precedential as to the disposition of an appeal after certification is determined to have been improvidently granted.
PARTIES	Beth Keller v. Richard Keller

TOPICS

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PRACTICE AREAS

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QUESTIONS PRESENTED

1. Whether the Supreme Court should reach the plaintiff's challenges to the contempt order after granting certification to review the Appellate Court's decision.

HOLDINGS

1. The appeal was dismissed because certification had been improvidently granted.

KEY QUOTATIONS

“we have determined that the appeal in this case should be dismissed on the ground that certification was improvidently granted.”

“The appeal is dismissed.”

FACTUAL BACKGROUND

During a protracted marital dissolution proceeding, Beth Keller moved to another residence with the parties' three minor children. The trial court found that she violated the automatic orders under Practice Book § 25-5 (a) (2) and a court order incorporating the parties' parenting agreement by failing to provide Richard Keller with her new address. The Appellate Court affirmed the resulting contempt order.

PROCEDURAL HISTORY

The trial court held Beth Keller in contempt for failing to provide Richard Keller with her new address after moving with the parties' three minor children. The Appellate Court affirmed the contempt order. After granting certification, the Supreme Court dismissed the appeal because certification had been improvidently granted.

DISPOSITION

dismissed

CASES CITED

- Keller v. Keller, 158 Conn. App. 538, 546-548, 119 A.3d 1213 (2015)
- Keller v. Keller, 319 Conn. 906, 122 A.3d 638 (2015)

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