

DOCKET NO.: SC 21184 : SUPREME COURT
 KOSEL EQUITY, LLC : STATE OF CONNECTICUT
 V. :
 MARK MACGREGOR, ET AL : FEBRUARY 12, 2026

ERRATA SHEET

Case: Kosel Equity LLC v. MacGregor

Docket No.: SC 21184

Document Corrected: Plaintiff – Appellant Brief

Filed: February 12, 2026

Errata Date: February 12, 2026

| No. | Page | Incorrect Text (as filed) | Correct Text / Revision |
|-----|-------|---|--|
| 1 | 23 | <p>In <i>Board of Education v. Naugatuck</i>, 268 Conn. 295 (2004), this Court explained that the scope of municipal power must be “clearly and unequivocally expressed in the enabling legislation.” Municipal agencies cannot invoke <i>Home Rule</i> to enlarge their jurisdiction into domains—such as judicial proceedings—that the legislature deliberately reserved for courts.</p> | <p>Remove this passage from the Plaintiff – Appellant brief.</p> |
| 2 | 23-24 | <p>Similarly, in <i>Simons v. Canty</i>, 195 Conn. 524 (1985), a case involving the Home Rule, the Supreme Court reiterated that municipalities “have no inherent legislative authority and can exercise only those powers expressly granted to them or necessarily implied from those expressly granted.” This limitation applies not only to municipalities themselves, but to every municipal board,</p> | <p>Remove this passage from the Plaintiff – Appellant brief.</p> |

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| | | <p>commission, and administrative agency. That would also include FRCs.</p> <p>When applied to the MFRC, the conclusion is unavoidable; the legislature specified, in meticulous detail, the administrative powers FRCs may exercise: receiving complaints, investigating alleged harsh and unconscionable rents, holding administrative hearings, including for retaliation, issuing administrative findings, and ordering rent adjustments.</p> | |
| 3 | 25 | <p>This Supreme Court further reinforced this canon, holding that municipal agencies “must act strictly within the authority conferred upon them by statute; their actions beyond the statutory grant are void.” <i>Tillman v. Planning & Zoning Commission</i>, 341 Conn. 117 (2021), Whereas the Home Rule Act does not supply missing authority where the legislature has chosen not to confer power – neither the trial court nor the MFRC can create a right to intervene in a summary process action when that power appears nowhere in the statutory scheme.</p> | Remove this passage from the Plaintiff – Appellant brief. |
| 4 | 4 | <p><i>Board of Education v. Naugatuck</i>, 268 Conn. 295 (2004)..... 23</p> | Remove this case citation from the Plaintiff – Appellant brief. |
| 5 | 5 | <p><i>Simons v. Canty</i>, 195 Conn. 524 (1985) 23</p> | Remove this case citation from the Plaintiff – Appellant brief. |

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| 6 | 5 | <i>Tillman v. Planning & Zoning Commission</i> , 341 Conn. 117 (2021) 25 | Remove this case citation from the Plaintiff – Appellant brief. |
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Respectfully submitted,

THE PLAINTIFF / APPELLANT

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CERTIFICATION

This is to certify that a copy of this document was or will be immediately be mailed or delivered electronically or non-electronically on February 12, 2026, to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys and self-represented parties of record who received or will immediately be receiving electronic delivery. The name and address of each party and attorney that a copy was or will immediately be mailed or delivered to are as follows:

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