

TO: Freedom of Information Commission  
FROM: Danielle L. McGee  
RE: Minutes of the Commission's regular meeting of August 28, 2019  
DATE: August 29, 2019

A regular meeting of the Freedom of Information Commission was held on August 28, 2019 in the Freedom of Information Hearing Room, 18-20 Trinity Street, Hartford, Connecticut. The meeting convened at 2:13 p.m. with the following Commissioners present:

Commissioner Owen P. Eagan, presiding  
Commissioner Matthew Streeter  
Commissioner Christopher P. Hankins  
Commissioner Ryan P. Barry

Also present were staff members, Mary E. Schwind, Victor R. Perpetua, Kathleen K. Ross, Valicia D. Harmon, Matthew D. Reed, Danielle L. McGee, and Cindy Cannata.

The Commissioners voted, 4-0, to approve the Commission's regular meeting minutes of August 14, 2019.

Those in attendance were informed that the Commission does not ordinarily record the remarks made at its meetings, but will do so on request.

[Docket #FIC 2018-0626](#) Ian Wright v. Martyn Philpot, Jr., Chairperson, State of Connecticut, State Marshall Commission; and State of Connecticut, State Marshall Commission

Ian Wright participated via speakerphone. Attorney Michael Barrera appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2018-0628](#) Jayquan Dilday v. Chief, Police Department, City of Stamford; and Police Department, City of Stamford

The Commissioners unanimously voted to adopt the Hearing Officer's Report.

[Docket #FIC 2018-0639](#) Carlton Bryan v. David Rosado, Chief, Police Department, City of Hartford; Police Department, City of Hartford; and City of Hartford

The Commissioners unanimously voted to adopt the Hearing Officer's Report.

[Docket #FIC 2018-0199](#) Kevin Ollie v. President, State of Connecticut, Office of the President, University of Connecticut; and State of Connecticut, Office of the President, University of Connecticut

Attorney Claire Howard appeared on behalf of the complainant. Attorney Nathan LaVallee appeared on behalf of the respondents. The Commissioners voted, 3-0, to adopt the Hearing Officer's Report. Commissioner Barry recused himself. The proceedings were recorded digitally.

[Docket #FIC 2018-0529](#) Jacques Parenteau v. President, State of Connecticut, University of Connecticut; and State of Connecticut, University of Connecticut

Attorney Claire Howard appeared on behalf of the complainant. Attorney Nathan LaVallee appeared on behalf of the respondents. The Commissioners voted, 3-0, to amend the Hearing Officer's Report. The Commissioners voted, 3-0, to adopt the Hearing Officer's Report as amended\*. Commissioner Barry recused himself. The proceedings were recorded digitally.

[Docket #FIC 2018-0653](#) N. Shabazz v. Mayor, City of Hartford; and City of Hartford

The Commissioners unanimously voted to adopt the Hearing Officer's Report.

[Docket #FIC 2018-0654](#) N. Shabazz v. Human Resources Director, Hartford Public Schools; and Hartford Public Schools

The Commissioners unanimously voted to adopt the Hearing Officer's Report.

[Docket #FIC 2018-0678](#) Lindsay Boyle and The Day v. Chief, Police Department, City of Norwich; Police Department, City of Norwich; and City of Norwich

The Commissioners unanimously voted to adopt the Hearing Officer's Report.

[Docket #FIC 2019-0005](#) Rob Serafinowicz v. Legal Services, Court Operations Division, State of Connecticut, Judicial Branch; and Court Operations Division, State of Connecticut, Judicial Branch

Attorney Rob Serafinowicz appeared on his own behalf. Attorney James O'Connor appeared on behalf of the respondents. The Commissioners unanimously voted to remand the matter to the Hearing Officer.

[Docket #FIC 2019-0128](#) Patricia Cofrancesco v. Chief, Police Department, City of West Haven; Police Department, City of West Haven; and City of West Haven

The Commissioners unanimously voted to adopt the Hearing Officer's Report.

[Docket #FIC 2019-0285](#) Amy Caron Perkins v. Chief, Police Department, City of Norwich; and Police Department, City of Norwich

The Commissioners unanimously voted to adopt the Hearing Officer's Report.

[Docket #FIC 2019-0335](#)

Eugene M. Morel v. Commissioner, State of Connecticut, Department of Emergency Services and Public Protection; and State of Connecticut, Department of Emergency Services and Public Protection

The Commissioners unanimously voted to adopt the Hearing Officer's Report.

Attorney Victor R. Perpetua reported on the Superior Court decision in Docket No. HHB-CV17-6038625-S, *Robert T. Morrin v. Freedom of Information Commission, et al.* (August 12, 2019).

Attorney Danielle L. McGee reported on the Superior Court decision in Docket No. HHB-CV-185025479-S, *Snyder, Noah v. Semple, Scott, et al.* (August 13, 2019).

Attorney Valicia D. Harmon reported on the Superior Court decision in Docket No. HHB-CV-14-6027085-S, *Commissioner, State of Connecticut, Department of Emergency Services and Public Protection v. Freedom of Information Commission and Thomas J. McDonnell* (August 20, 2019).

The meeting was adjourned at 3:18 p.m.

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Danielle L. McGee

MINREGmeeting 08282019/dlm/08292019

\* See attached for amendments.

## AMENDMENTS

[Docket #FIC 2018-0529](#)

Jacques Parenteau v. President, State of Connecticut, University of Connecticut; and State of Connecticut, University of Connecticut

Paragraph 10 of the Hearing Officer's Report is amended as follows:

10. The respondents contend that portions (highlighted in yellow on the in camera submission) or entirety of records 0001, 0002, 0333, 0369, 0382, 0416, 0432, 0445, 0457, 0460, 0466, 0517, 0519, 0584-0589, 0591-0593, 0595, 0597, 0598, 0601-0608, 0610, 0611, 0614-0642, 0652, 0682, 0693-0696, 0699, 0702, 0703, 0705, 0706, 0711, 0713, 0717-0728, 0730-0734, 0737, 0738, 0743, 0823-0825, 0848, 0850, 0857, 0863, 0871, 0902, 0911, 0924, 0954-0956, 0963-0965, 0974-~~0976~~, 0978, **0997**, 1005, and 1398-1449 are exempt from disclosure pursuant to §§1-210(b)(11) and (17), G.S., and the Family Educational Rights and Privacy Act, 20 U.S.C. §1232g ("FERPA").

Paragraph 15 of the Hearing Officer's Report is amended as follows:

15. It is concluded that the following portions of the records described in paragraph 10, above, contain personally identifiable information within the meaning of FERPA:

0604: The information contained in the top left-hand box (identifying the student); the information contained in the top right-hand box (the student's secondary school); the information contained in the bottom left-hand box (information about the student and his secondary school); and the names of the schools contained in the large box in the center of the page;

0605: The name and address of the student contained at the top right of the page; the information contained in the box at the bottom of the page; **the fax number at the top of the page;**

0621 ~~and 0622~~: The information contained in the two boxes at the top of the page (identifying the student and his secondary school);

**0622: The information contained in the two boxes at the top of the page (identifying the student and his secondary school); the fax number at the bottom of the page;**

0623: the information at the top of the page (the student's name, date of birth, parent or guardian, address, school name, address, code, phone and district); and the information at the bottom of the page identifying the school and the school official signing the record; **the fax number at the top of the page;**

0624: the name of the student at the top of the page, and the stamp of the school at the bottom right of the page;

0625 the name and address of the student, and the student's secondary school and its address, at the top of the page; **the fax number at the bottom of the page;**

0632: the student's name, date of birth, email address and telephone number; **the NCAA ID number;**

0722: At the top of the page, the name and address of the student's secondary school, the student's name, address, date of birth, telephone number and guardian's name, **the names of teachers**;

0980 and 0981: The student's name and identification number;

0983, 0984 and 0986: The student's name, date of birth, and secondary school name and address (including the city in which the school is located, which appears elsewhere in the records); and the name of the first course listed in the transcript, which could lead to the identification of the student);

0996-0998: The student's name, identification number, date of birth date, and secondary school name and address-;

**0997: The instructors' names and initials.**