

TO: Freedom of Information Commission
FROM: Thomas A. Hennick
RE: Minutes of the Commission's regular meeting of May 8, 2019

A regular meeting of the Freedom of Information Commission was held on May 8, 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 Jay Shaw (participated via speakerphone)
Commissioner Matthew Streeter
Commissioner Christopher P. Hankins
Commissioner Lenny T. Winkler
Commissioner Sean K. McElligott

Also present were staff members, Colleen M. Murphy, Mary E. Schwind, Victor R. Perpetua, Kathleen K. Ross, Valicia D. Harmon, Paula S. Pearlman, Matthew D. Reed, Danielle L. McGee, Cindy Cannata, and Thomas A. Hennick.

The Commissioners unanimously voted to approve the Commission's regular meeting minutes of April 24, 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 2018-0532](#)

Jean Conquistador v. Commissioner, State of Connecticut,
Department of Correction; and State of Connecticut,
Department of Correction

Jean Conquistador participated via speakerphone. Attorney Tracie Brown appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2018-0366](#)

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 unanimously voted to amend the Hearing Officer's Report. The Commissioners unanimously voted to adopt the Hearing Officer's Report as amended.* The proceedings were recorded digitally.

[Docket #FIC 2018-0379](#)

William Rousseau v. Police Commission, Town of Windsor Locks; and Board of Selectmen, Town of Windsor Locks

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

[Docket #FIC 2018-0385](#)

William Rousseau v. Chief, Police Department, Town of Windsor Locks; Police Department, Town of Windsor Locks; and Town of Windsor Locks

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

[Docket #FIC 2018-0396](#)

Mario Boone And WTNH News 8 v. Mayor, Town of Rocky Hill; and Town of Rocky Hill

The matter was removed from the agenda.

[Docket #FIC 2018-0478](#)

Mario Boone And WTNH News 8 v. Chief, Fire Department, City of New Haven; Fire Department, City of New Haven; and City of New Haven

The Commissioners unanimously voted to amend the Hearing Officer's Report. The Commissioners unanimously voted to adopt the Hearing Officer's Report as amended.*

[Docket #FIC 2018-0401](#)

Ethan Book v. Mayor, City of Bridgeport; and City of Bridgeport

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

[Docket #FIC 2018-0624](#)

Robert Cushman v. Chief, Police Department, Town of Greenwich; Police Department, Town of Greenwich; and Town of Greenwich

Attorney Aamina Ahmad and Greg Hannigan appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2018-0657](#)

Kathy Donahue; and Katherine Newcombe v. Kenneth Henrici, Superintendent, Regional School District 11; and Regional School District 11

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

[Docket #FIC 2018-0664](#)

John Hoda, and Hoda Investigations v. Chief, Police Department, City of Stamford; Police Department, City of Stamford; and City of Stamford

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

[Docket #FIC 2019-0031](#)

Derek Donnelly v. Chairman, State of Connecticut, State Elections Enforcement Commission; and State of Connecticut, State Elections Enforcement Commission

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

Victor R. Perpetua, Kathleen Ross and Valicia Harmon reported on pending appeals.

Colleen M. Murphy reported that the annual FOI Conference, held May 3, 2019 at the Riverhouse in Haddam, was a success.

Colleen M. Murphy and Paula S. Pearlman reported on legislation.

The meeting was adjourned at 3:56 p.m.

Thomas A. Hennick
MINREGmeeting 05082019/tah/05082019

* See attached for amendments

AMENDMENTS

[Docket #FIC 2018-0366](#)

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

The Hearing Officer's Report is amended as follows:

21. Based on the fact and circumstance of this case, it is found that the respondents failed to prove that they provided records in a prompt manner. [It is further found that the respondents failed to prove that the information they redacted from the records that were disclosed is exempt pursuant to their claimed exemptions.]

[Docket #FIC 2018-0478](#)

Mario Boone And WTNH News 8 v. Chief, Fire
Department, City of New Haven; Fire Department, City
of New Haven; and City of New Haven

The Hearing Officer's Report is amended as follows:

The above-captioned matter was heard as a contested case on November 20, 2018, at which time the complainants and respondents appeared, stipulated to certain facts and presented testimony, exhibits and argument on the complaint.

On October 17, 2018, the New Haven Firefighters Union [("Union")] moved to intervene on behalf of its members, which motion was granted, without objection.

A REPORT OF HEARING OFFICER WAS ISSUED ON APRIL 10, 2019. SUBSEQUENTLY, BY EMAIL FILED ON MAY 7, 2019, THE COMPLAINANTS WITHDREW THE COMPLAINT. THE COMMISSION TAKES ADMINISTRATIVE NOTICE OF SUCH WITHDRAWAL.

THE FOLLOWING ORDER BY THE COMMISSION IS HEREBY RECOMMENDED ON THE BASIS OF THE RECORD CONCERNING THE ABOVE-CAPTIONED COMPLAINT:

1. BASED ON THE WITHDRAWAL OF THE COMPLAINT, THE COMPLAINT IS HEREBY DISMISSED.

The remainder of the proposed final decision is deleted.