

8. It is found that although a 30 day waiting period was not specifically mentioned prior to October 25, 1984, at the hearing held on May 24, 1984 the respondent offered to provide the complainant with access to its "closed" files but claimed that its "open" files were exempted from disclosure.

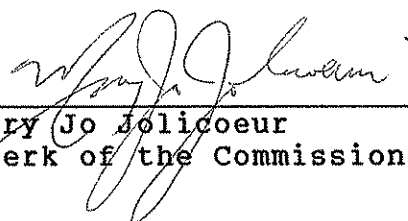
9. The complainant's request for the imposition of civil penalties is therefore denied.

The following order by the Commission is hereby recommended on the basis of the record concerning the above captioned complaint.

1. The respondent shall forthwith provide the complainant with copies of abatement orders issued from January 1, 1980 through October 25, 1984. Pursuant to the parties' agreement the respondent may withhold such orders for 30 days following their issuance.

2. The Commission notes that because its order is based entirely upon an agreement between the parties, such order is strictly limited to the facts of the above matter.

Approved by order of the Freedom of Information Commission at its regular meeting of December 12, 1984.



Mary Jo Jolicoeur
Clerk of the Commission