



FREEDOM OF INFORMATION

Connecticut Freedom of Information Commission • 18-20 Trinity Street, Suite 100 • Hartford, CT 06106
Toll free (CT only): (866)374-3617 Tel: (860)566-5682 Fax: (860)566-6474 • www.state.ct.us/foi/ • email: foi@po.state.ct.us



Marlando Daley,
Complainant(s)
against

Notice of Meeting

Docket #FIC 2013-611

Joseph Gaudett, Chief, Police Department, City
of Bridgeport; Police Department, City of
Bridgeport; City of Bridgeport; and The United
States Attorney's Office, District of Connecticut,
Respondent(s)

August 4, 2014

Transmittal of Proposed Final Decision


In accordance with Section 4-179 of the Connecticut General Statutes, the Freedom of Information Commission hereby transmits to you the proposed finding and decision prepared by the hearing officer in the above-captioned matter.

This will notify you that the Commission will consider this matter for disposition at its meeting which will be held in the Freedom of Information Commission Hearing Room, 18-20 Trinity Street, 1st floor, Hartford, Connecticut, at **2 p.m. on Wednesday, August 27, 2014**. At that time and place you will be allowed to offer oral argument concerning this proposed finding and order. Oral argument shall be limited to ten (10) minutes. For good cause shown, however, the Commission may increase the period of time for argument. A request for additional time must be made in writing and should be filed with the Commission **ON OR BEFORE August 15, 2014**. Such request **MUST BE (1) copied to all parties, or if the parties are represented, to such representatives, and (2) include a notation indicating such notice to all parties or their representatives.**

Although a brief or memorandum of law is not required, if you decide to submit such a document, an **original and fourteen (14) copies** must be filed **ON OR BEFORE August 15, 2014**. PLEASE NOTE: Any correspondence, brief or memorandum directed to the Commissioners by any party or representative of any party **MUST BE (1) copied to all parties, or if the parties are represented, to such representatives, (2) include a notation indicating such notice to all parties or their representatives and (3) be limited to argument. NO NEW EVIDENCE MAY BE SUBMITTED.**

If you have already filed a brief or memorandum with the hearing officer and wish to have that document distributed to each member of the Commission, it is requested that **fourteen (14) copies** be filed **ON OR BEFORE August 15, 2014**, and that **notice be given to all parties or if the parties are represented, to their representatives, that such previously filed document is being submitted to the Commissioners for review.**

By Order of the Freedom of
Information Commission


Wendy Paradis

Acting Clerk of the Commission

Notice to: Marlando Daley
Gregory M. Conte, Esq.; Anastasia King, Esq.
cc: Kristine Barone

2014-08-04/FIC# 2013-611/Trans/wrbp/VRP/VDH

An Affirmative Action/Equal Opportunity Employer

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

Report of Hearing Officer

Marlando Daley,

Complainant

against

Docket #FIC 2013-611

Joseph Gaudett, Chief, Police Department,
City of Bridgeport; Police Department,
City of Bridgeport; and the United States
Attorney's Office, District of Connecticut,

Respondents

July 28, 2014

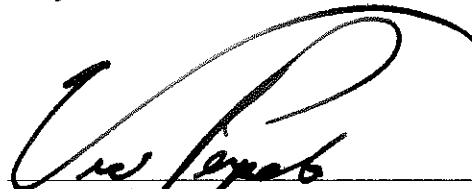
The above-captioned matter was heard as a contested case on June 9, 2014, at which time the complainant and Bridgeport respondents appeared, stipulated to certain facts, and presented testimony, exhibits and argument on the complaint. The complainant, who is incarcerated, appeared via teleconference, pursuant to the January 2004 memorandum of understanding between the Commission and the Department of Correction. See Docket No. CV 03-0826293, Anthony Sinchak v. FOIC et al, Superior Court, J.D. of Hartford at Hartford, Corrected Order dated January 27, 2004 (Sheldon, J.). The hearing was continued until July 22, 2014, and the United States Attorney's Office, District of Connecticut was added as a party respondent, based upon the representation by the Bridgeport respondents that the U.S. Attorney's Office had directed the Bridgeport respondents not to release the requested records.

On July 15, 2014, the Bridgeport respondents requested a continuance of the hearing scheduled for July 22, 2014, representing that that they had "straightened out the U.S. Attorney issue, the file has been located and is being delivered to the Department of Correction for review. We need time to allow the Department of Correction to conduct its review and deliver the records to the complainant." The request for a postponement was denied by the hearing officer.

On July 16, 2014, the complainant withdrew his complaint.

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

1. The complaint is dismissed.



Victor R. Perpetua
as Hearing Officer