

TO: Freedom of Information Commission
FROM: Thomas A. Hennick
RE: Minutes of the Commission's regular meeting of January 22, 2020

A regular meeting of the Freedom of Information Commission was held on January 22, 2020, in the Freedom of Information Hearing Room, 18-20 Trinity Street, Hartford, Connecticut. The meeting convened at 2:09 p.m. with the following Commissioners present:

Commissioner Owen P. Eagan, presiding
Commissioner Jay Shaw (participated via speakerphone)
Commissioner Jonathan J. Einhorn
Commissioner Matthew Streeter
Commissioner Christopher P. Hankins
Commissioner Stephen Fuzesi Jr.
Commissioner Victoria W. Chavey

Also present were staff members, Colleen M. Murphy, Mary E. Schwind, 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 January 8, 2020.

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 2019-0068](#)

Joshua Smith v. Commissioner, State of Connecticut,
Department of Correction; and State of Connecticut,
Department of Correction

Joshua Smith participated via speakerphone. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2019-0099](#)

Kacey Lewis v. Commissioner, State of Connecticut,
Department of Correction; and State of Connecticut,
Department of Correction

The Hearing Officer's Report was withdrawn.

[Docket #FIC 2019-0140](#)

Michael Braham v. Chairperson, State of Connecticut,
Board of Pardons and Paroles; and State of Connecticut,
Board of Pardons and Paroles

Michael Braham appeared on his own behalf. Attorney Leland Moore 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 2019-0100](#)

Bridgeport Fire Fighters Local 834 v. Chairman, Civil
Service Commission, City of Bridgeport; Civil Service
Commission, City of Bridgeport; and City of Bridgeport

Attorney Daniel Hunsberger appeared on behalf of the complainants. Attorney Dina Scalo appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2019-0162](#)

Floriel Selenica v. Chief, Fire Department, Town of
Watertown; and Fire Department, Town of Watertown

Floriel Selenica appeared on his own behalf. Attorney Paul Jessell appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2019-0190](#)

Naimah Shabazz v. Superintendent of Schools, Hartford
Public Schools; Hartford Public Schools; and Director of
Human Resources, Hartford Public Schools

The Commissioners unanimously voted to table the matter.

[Docket #FIC 2019-0191](#)

Naimah Shabazz v. Superintendent of Schools, Hartford
Public Schools; Hartford Public Schools; and Director of
Human Resources, Hartford Public Schools

The Commissioners voted, 6-0, to adopt the Hearing Officer's Report. Commissioner Chavey recused herself from the matter.

[Docket #FIC 2019-0283](#)

John Santanella v. President, Board of Fire Commissioners, Enfield Fire District #1; and Board of Fire Commissioners, Enfield Fire District #1

John Santanella appeared on his own behalf. The Commissioners voted, 6-1, to remand the matter to the Hearing Officer for an in camera inspection of records. Commissioner Streeter voted against remand.

[Docket #FIC 2019-0322](#)

Hope Kasper v. Naming Committee, Board of Education, Middletown Public Schools; and Board of Education, Middletown Public Schools

Lisa Loomis 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.*

[Docket #FIC 2019-0330](#)

Ethan Book v. Director, State of Connecticut, Office of Legislative Management; and State of Connecticut, Office of Legislative Management

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

[Docket #FIC 2019-0481](#)

Christopher Peak, and New Haven Independent v. Superintendent of Schools, New Haven Public Schools; and New Haven Public Schools

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

[Docket #FIC 2019-0584](#)

David Collins and The New London Day v. Chairman, State of Connecticut, Connecticut Port Authority; and State of Connecticut, Connecticut Port Authority

Prior to their consideration of this matter, the Commissioners unanimously voted to move it ahead of Docket #FIC 2019-0322 for consideration. David Collins appeared on behalf of the complainants. Attorney Christopher Hug and David Kooris appeared on behalf of the respondents. The Commissioners unanimously voted to table the matter. The proceedings were recorded digitally.

The Commissioners unanimously voted to appoint Jennifer Muth as Acting Clerk of the Commission.

Colleen M. Murphy and Paula S. Pearlman presented commission proposals for the 2020 legislative session. The Commissioners unanimously voted to authorize FOI staff to submit and pursue those proposals when the session begins next month.

The meeting was adjourned at 4:47 p.m.

Thomas A. Hennick
MINREGmeeting 01222020/tah/01242020

* See attached for amendments

AMENDMENTS

[Docket #FIC 2019-0140](#)

Michael Braham v. Chairperson, State of Connecticut,
Board of Pardons and Paroles; and State of Connecticut,
Board of Pardons and Paroles

Paragraph 12 of the Hearing Officer's Report is amended as follows:

It is found that, even if the respondents were required to compile the list requested the complainant, to do so would require the exercise of analysis, interpretation and judgment that are the hallmarks of research. For example, just to begin the compilation of such a list would require interpretation of incomplete written records by one of the respondent Board's predecessor agencies (the Board of [Paroles] **PARDONS**), and consultation with the Board's since-retired attorney.

[Docket #FIC 2019-0322](#)

Hope Kasper v. Naming Committee, Board of
Education, Middletown Public Schools; and Board of
Education, Middletown Public Schools

The order in the Hearing Officer's Report is amended as follows:

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

1. Henceforth the respondents shall strictly comply with the requirements of §1-225, G.S.
- [2. The respondents are admonished for failing to appear in this matter.]