

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In The Matter of a Complaint by

FINAL DECISION

David Osuch,

Complainant

against

Docket #FIC 2016-0573

Commissioner, State of Connecticut,
Department of Correction; and State
of Connecticut, Department of Correction,

Respondents

June 28, 2017

The above-captioned matter was scheduled to be heard as a contested case on February 27, 2017, at which time the respondents appeared. The complainant, however, did not appear.

The complainant, who is incarcerated, would have 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.). However, after her attempt to reach the complainant via telephone, the hearing officer was informed by staff at the correctional facility in which the complainant is housed, that the complainant had left the facility for a proceeding at court. There is no indication in the record of this case that the complainant informed the Commission that he would not be able to appear at the hearing.

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

1. The complaint is hereby dismissed for failure to prosecute.

Approved by Order of the Freedom of Information Commission at its regular meeting of June 28, 2017.



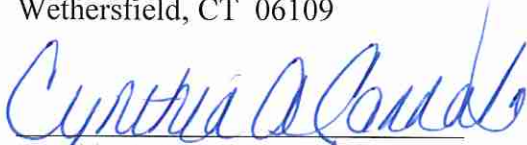
Cynthia A. Cannata
Acting Clerk of the Commission

PURSUANT TO SECTION 4-180(c), G.S., THE FOLLOWING ARE THE NAMES OF EACH PARTY AND THE MOST RECENT MAILING ADDRESS, PROVIDED TO THE FREEDOM OF INFORMATION COMMISSION, OF THE PARTIES OR THEIR AUTHORIZED REPRESENTATIVE.

THE PARTIES TO THIS CONTESTED CASE ARE:

David Osuch #139268
Willard-Cybulski Correctional Institution
391 Shaker Road
Enfield, CT 06082

Commissioner, State of Connecticut, Department of Correction;
and State of Connecticut, Department of Correction
c/o James Neil, Esq.
24 Wolcott Hill Road
Wethersfield, CT 06109



Cynthia A. Cannata
Acting Clerk of the Commission