

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

FINAL DECISION

David Taylor,

Complainant

against

Docket #FIC 2016-0740

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

Respondents

September 27, 2017

The above-captioned matter was heard as a contested case on August 14, 2017, at which time the complainant and the respondents appeared, and recited an agreement in settlement of the complaint. The case was consolidated for hearing with Docket #FIC 2017-0069, David Taylor v. State of Connecticut, Department of Public Health et al. 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.). Prior to the hearing, the complainant had withdrawn his complaint in this case as to Department of Public Health respondents.

The settlement reached by the parties is as follows:

1. The Department of Correction respondents will provide the complainant with a list of the documents that he had requested, pertaining to air quality test results, that were transmitted from the Department of Public Health to the Department of Correction;
2. The Department of Correction respondents will retain possession of the actual documents the complainant had requested that were transmitted from the Department of Public Health to the Department of Correction;
3. The Department of Correction respondents will provide to the complainant a copy of the Commission's final decision in Docket #FIC 2016-0578, David Osuch v. Timothy Carey et al., pertaining to the disclosability of environmental testing at correctional facilities;

4. The Department of Correction respondents will provide to the complainant a copy of a Superior Court case concerning the general application of §1-210(b)(18), G.S.; and

5. In return, the complainant will withdraw 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.

Approved by Order of the Freedom of Information Commission at its regular meeting of September 27, 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 TAYLOR, #272912, Osborn Correctional Institution, PO Box 100, Somers, CT 06071

COMMISSIONER, STATE OF CONNECTICUT, DEPARTMENT OF PUBLIC HEALTH; STATE OF CONNECTICUT, DEPARTMENT OF PUBLIC HEALTH, c/o Kerry Anne Colson, Assistant Attorney General, State of Connecticut, Office of the Attorney General, 55 Elm Street, P.O. Box 120, Hartford, CT 06141-0120; **COMMISSIONER, STATE OF CONNECTICUT, DEPARTMENT OF CORRECTION; AND STATE OF CONNECTICUT, DEPARTMENT OF CORRECTION**, 24 Wolcott Hill Road, Wethersfield, CT 06109



Cynthia A. Cannata
Acting Clerk of the Commission