

Since 1975



# 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

Cherlyn Poindexter and the New Haven  
Management and Professional Union,  
Complainant(s)

against

Toni Harp, Mayor, City of New Haven; Marcus  
Paca, Labor Relations Department, City of New  
Haven; Matthew Nemerson, Economic  
Development Director; City of New Haven; and  
City of New Haven,

Respondent(s)

Notice of Rescheduled  
Commission Meeting

Docket #FIC 2016-0223

November 17, 2016

This will notify you that the Freedom of Information Commission has rescheduled the above-captioned matter, which had been noticed to be heard on Wednesday, October 26, 2016 at 2:00 p.m.

The Commission will consider the case at its meeting to be held at the Freedom of Information Commission Hearing Room, 18-20 Trinity Street, 1st floor, Hartford, Connecticut, at **2:00 p.m. on Wednesday, January 11, 2017.**

Any brief, memorandum of law or request for additional time, as referenced in the September 30, 2016 Transmittal of Proposed Final Decision, must be received by the Commission on or before December 29, 2016.

By Order of the Freedom of  
Information Commission

W. Paradis  
Acting Clerk of the Commission

Notice to: Cherlyn Poindexter  
Attorney Kathleen Foster

2016-11-17/FIC# 2016-0223/ReschedTrans/wrbp/VRP//TCB

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Cherlyn Poindexter and the New Haven  
Management and Professional Union,  
Complainant(s)  
against

Notice of Meeting

Docket #FIC 2016-0223

Toni Harp, Mayor, City of New Haven; Marcus Paca,  
Labor Relations Department, City of New Haven; Matthew  
Nemerson, Economic Development Director; City of New  
Haven; and City of New Haven,  
Respondent(s)

September 30, 2016

### 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, October 26, 2016**. 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 October 14, 2016**. 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 October 14, 2016**. **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 **fifteen (15) copies** be filed **ON OR BEFORE October 14, 2016**, 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

W. Paradis  
Acting Clerk of the Commission

Notice to: Cherlyn Poindexter  
Attorney Kathleen Foster

FIC# 2016-0223/Trans/wrbp/VRP/TCB/2016-09-30

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FREEDOM OF INFORMATION COMMISSION  
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

Report of Hearing Officer

Cherlyn Poindexter and  
The New Haven Management and  
Professional Union,

Complainants

against

Docket #FIC 2016-223

Toni Harp, Mayor, City of New Haven;  
Marcus Paca, Labor Relations Department,  
City of New Haven; Mathew Nemerson,  
Economic Development Director, City of  
New Haven; and City of New Haven,

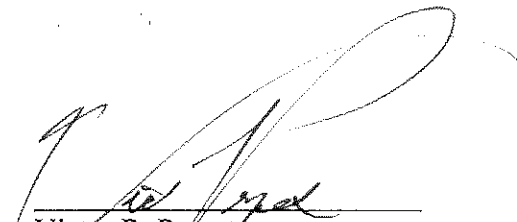
Respondents

June 15, 2016

The above-captioned matter was scheduled to be heard as a contested case on June 14, 2016 at 11:00 a.m. The hearing officer waited 15 minutes for the complainants, who failed to appear to prosecute their complaint, and who failed to notify the Commission that they would be late. The respondents appeared through counsel and with two witnesses.

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 for failure to prosecute.



Victor R. Perpetua  
as Hearing Officer