

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

FINAL DECISION

Luis Diaz,

Complainant

against

Docket #FIC 2023-0347

Chief, Police Department, City of
Bridgeport; Police Department, City of
Bridgeport; and City of Bridgeport,

Respondents,

June 12, 2024

The above-captioned matter was heard as a contested case on December 20, 2023, at which time the complainant and the respondents appeared, 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 Corrections. 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.)

A continued hearing was held on March 26, 2024, at which time the complainant and the respondents again appeared and presented additional testimony and argument on the complaint. At the end of the hearing, the hearing officer ordered the respondents to, among other things, conduct an additional search for records. Without objection from either party, the hearing was continued again to afford the respondents an opportunity to provide additional testimony concerning such search.

A second continued hearing was scheduled for May 6, 2024. The respondents appeared for the second continued hearing. Approximately twenty-five minutes after the second continued hearing was scheduled to begin, Commission staff received correspondence from the Freedom of Information Liaison at the Corrigan Correctional Center indicating that "Inmate Diaz stated that he cannot hear on the speaker phone accommodations we have made for him and refused to participate in today's hearing. . . ."

The Commission also notes that prior to the May 6, 2024 continued hearing, Commission staff coordinated with staff at the Corrigan Correctional Center to ensure that the complainant was equipped to fully participate in the second continued hearing.

The Commission recognizes the time and effort the respondents dedicated to conducting additional searches for responsive records and providing affidavits per the hearing officer's orders.

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

1. The complaint is dismissed for failure to prosecute.

Approved by Order of the Freedom of Information Commission at its regular meeting of June 12, 2024.



Molly E. Steffes
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:

LUIS DIAZ, #153121, Corrigan Correctional Center, 986 Norwich-New London Turnpike, Uncasville, CT 06382

CHIEF, POLICE DEPARTMENT, CITY OF BRIDGEPORT; POLICE DEPARTMENT, CITY OF BRIDGEPORT; AND CITY OF BRIDGEPORT, c/o Attorney Dina A. Scalo, Office of the City Attorney, 999 Broad Street, 2nd Floor, Bridgeport, CT 06604



Molly E. Steffes
Acting Clerk of the Commission