

FREEDOM OF INFORMATION COMMISSION  
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

FINAL DECISION

Matthew Waggner,

Complainant

against

Docket #FIC 2023-0474

Director, Human Resources  
Department, Town of Fairfield;  
Human Resources Department,  
Town of Fairfield; and Town  
of Fairfield,

Respondents

May 8, 2024

The above-captioned matter was heard as a contested case on February 14, 2024, at which time the complainant and the respondents appeared and presented testimony, exhibits and argument on the complaint. The hearing needed to be continued.

The above-captioned matter was scheduled to be heard as a continued contested case on April 4, 2024, at 1:00 pm, at which time the complainant and the respondents appeared. Shortly after the hearing was convened, the parties requested a recess, which request was granted by the hearing officer. Thereafter, when the hearing reconvened, the parties informed the undersigned hearing officer that they had reached an agreement settling the complaint. Specifically, the parties agreed on the record as follows:

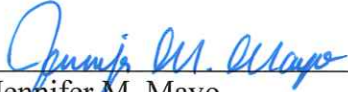
1. The respondents agreed that they would provide the complainant with the records responsive to the eight outstanding requests. See Ex. N (“Outstanding FOI Requests,” lines 1-8).
2. The respondents agreed that, on a monthly basis, they would provide the complainant with all of the records responsive to at least one of the outstanding requests. The parties agreed that, if the respondents were able to produce all of the records responsive to two or more of the outstanding requests, in the subsequent month(s) the respondents would have no obligation to provide responsive records to the complainant.
3. The respondents agreed to provide all responsive records to the complainant in a PST format, unless a record required a redaction. The parties agreed that redacted records could be provided to the complainant in a PDF format.

4. The respondents agreed that all records would be provided to the complainant free of charge.
5. Based on such agreement, the complainant agreed to withdraw his complaint.

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

1. Based on the parties' settlement of this matter and the withdrawal of the complaint, the case is hereby dismissed.

Approved by Order of the Freedom of Information Commission at its regular meeting of May 8, 2024.

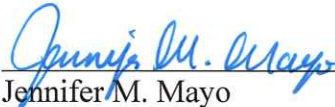
  
\_\_\_\_\_  
Jennifer M. Mayo  
Acting Clerk of the Commission

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:

**MATTHEW WAGGNER**, 611 Old Post Road, Fairfield, CT 06824

**DIRECTOR, HUMAN RESOURCES DEPARTMENT, TOWN OF FAIRFIELD;  
HUMAN RESOURCES DEPARTMENT, TOWN OF FAIRFIELD; AND TOWN  
OF FAIRFIELD**, c/o Attorney Catherine Creager, Coles Baldwin Kaiser & Creager,  
LLC, 1 Eliot Place, 3rd Floor, Fairfield, CT 06824



\_\_\_\_\_  
Jennifer M. Mayo  
Acting Clerk of the Commission