

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

FINAL DECISION

Thomas Birmingham,

Complainant

against

Docket #FIC 2024-0327

Executive Director, Livable City Initiative,
City of New Haven; Livable City Initiative,
City of New Haven; and City of New Haven,

Respondents

May 14, 2025

The above-captioned matter was scheduled to be heard as a contested case on October 8, 2024, at which time the respondents appeared, but the complainant failed to appear.

The Hearing Officer notes that the respondents filed a postponement request with the Commission on October 7, 2024, to which the complainant consented. On October 8, 2024, at approximately 8:55 am the Hearing Officer denied the request for postponement. The complainant subsequently informed the Commission staff that he would not be able to attend the hearing.¹

The following order is hereby recommended on the basis of the record concerning the above-captioned matter.

1. The complaint is dismissed for failure to prosecute.

Approved by Order of the Freedom of Information Commission at its regular meeting of May 14, 2025.

/s/ Molly Steffes

Molly Steffes

Acting Clerk of the Commission

¹ The Commission's Order to Show Cause ("OSC") scheduling the contested case hearing for October 8, 2024, was mailed to the parties on August 26, 2024. While the OSC mailed to the complainant was returned to the Commission as "undeliverable," the complainant also received the OSC via the same email with which he has corresponded with Commission staff. At no point prior to October 8, 2024, did the complainant indicate that he was unable to attend the hearing.

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:

THOMAS BIRMINGHAM, 169 Alden Avenue, New Haven, CT 06515

EXECUTIVE DIRECTOR, LIVABLE CITY INITIATIVE, CITY OF NEW HAVEN; LIVABLE CITY INITIATIVE, CITY OF NEW HAVEN; AND CITY OF NEW HAVEN, c/o Attorney Jonathan M. Bedosky, Assistant Corporation Counsel, City of New Haven, 165 Church Street, #441, New Haven, CT 06478

/s/ Molly Steffes
Molly Steffes
Acting Clerk of the Commission