

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by)
William X. Alexios, Complainant) Report of Hearing Officer

against) Docket #FIC76-132

State of Connecticut; and) September 22, 1976
Personnel Appeal Board of the)
State of Connecticut,)
Respondents)

The above captioned matter was heard as a contested case on September 2, 1976, at which time the complainant and the respondents appeared and presented argument on the complaint.

After consideration of the entire record the following facts are found:

1. The respondents are public agencies as defined in §1(a) of P.A. 75-342.

2. On April 30, 1975 and on July 16, 1976 respondent board met in executive session.

3. By Letter dated July 27, 1976, the complainant filed a complaint with this Commission alleging that the minutes of the April 30, 1975 meeting were insufficient and that there was no notice of the July 14, 1976 meeting.

4. Respondent board moved to dismiss the complaint on the basis of lack of jurisdiction.

5. P.A. 75-342 does not confer jurisdiction on this Commission to treat the sufficiency of the April 30, 1975 minutes since such meeting took place prior to the effective date of the Act.

6. The Commission takes administrative notice that there was public notice of the July 14, 1976 meeting filed with the Office of the Secretary of the State.

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


1. The complaint is hereby dismissed.

2. Nothing herein shall be construed as commenting upon the propriety of a public agency voting once annually to convene in executive session regularly throughout that year, since that issue was not properly raised by this complaint herein.

Helen M. Loy

Commissioner Helen Loy
as Hearing Officer

Approved by order of the Freedom of Information Commission on
October 13, 1976.


Louis J. Tapogna
Clerk of the Commission