

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by Fred Radford, Complainant)	Report of Hearing Officer
)	
against)	Docket #FIC77-153
)	
Board of Education of the Town of Trumbull, Respondent)	September 14, 1977

The above captioned matter was heard as a contested case on August 31, 1977, at which time the complainant and the respondent board appeared and presented testimony exhibits and argument on the complaint.

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

1. The respondent board is a public agency with the meaning of §1-18a(a), G.S.

2. By letter dated July 6, 1977, Plaintiff's Exhibits A, the complainant requested from the respondent board the following information relating to some 229 teachers in the Trumbull school system holding masters degrees and sixth year certificates: the major subject in which the degree held was granted and the subject or course that such teacher is presently teaching. The complainant specifically did not seek the above information in relationship to particular teacher names.

3. A cumulative record of the requested data did not exist in the files of the respondent board at the time of the complainant's request.

4. By letter dated July 21, 1977, Plaintiff's Exhibit D, the respondent board agreed to generate the requested data from the teachers' personnel files, but estimated that it would be 60 days before the board could compile and give to the complainant all of such information.

5. By letter of complaint filed with the Commission on August 5, 1977, the complainant alleged that the respondent board had failed to promptly provide him with the requested information, in violation of the Freedom of Information Act.

6. The personnel department of the respondent board operates with a staff of two during the summer months of July and August.

7. A third staff member returned to work from vacation in order to assist the personnel department in processing the complainant's request.

8. On August 15, 1977, the complainant received 7 pages of the requested data, by coded reference to particular teacher names, but only with respect to 129 of the 229 teachers holding such degrees.

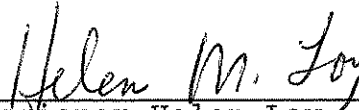
9. The process of compiling these 7 pages took approximately 18 hours of time over a period of four days. The personnel department derived the requested data from three separate documentary sources constituting a part of the personnel records of the teachers involved. Several of these sources consist of more than one page.

10. The respondent board represented that the process of compiling the remaining data is continuing and that such data would be made available to the complainant no later than September 21, 1977.

11. The respondent board can not be found, at this time, to have violated the time requirements under §1-18, G.S.

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

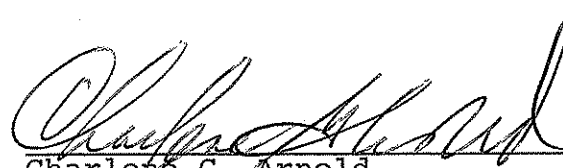
1. The complaint is hereby dismissed subject to the respondent board's promise to make the outstanding portion of the complainant's request available to him on or before September 21, 1977.



Commissioner Helen Loy

as Hearing Officer

Approved by order of the Freedom of Information Commission on September 28, 1977.



Charlene G. Arnold
Clerk of the Commission