

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by Eleanor J. Butler, Complainant)	Report of Hearing Officer
)	
against)	Docket #FIC77-34
)	
City and Town of New London and Personnel Manager of the City and Town of New London,)	March 18, 1977
Respondents)	

The above captioned matter was heard as a contested case on March 10, 1977, at which time the complainant and the respondents appeared and presented testimony, exhibits and argument on the complaint.

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

1. The respondents are public agencies as defined by §1-18a(a), G.S.
2. By letter dated January 28, 1977, the complainant requested access to three interview sheets regarding her application for the job of administrative assistant in the respondent town.
3. This request was denied by letter of the respondent personnel manager dated February 1, 1977, which reply was made within the time required by §1-21i(a), G.S.
4. By letter filed on February 15, 1977, the complainant appealed to this Commission from the aforesaid denial, asserting therein that the requested documents are required to be disclosed within the meaning of P.A. 75-342 and requesting the Commission to order the respondents to comply with her request forthwith.
5. The requested documents are contained in the overall file having to do with the job of administrative assistant, which file is being kept and maintained in the office of the respondent personnel manager.
6. The respondents contend that the requested documents are exempt from disclosure under §1-19(b)(5), G.S. as test questions, scoring keys and other examination data used to administer an examination for employment.
7. The requested sheet, the blank of which was marked as Plaintiff's exhibit D, does not contain any test questions or scoring keys.

8. It is found that the requested documents are not test questions, scoring keys and other examination data within the meaning of §1-19(b)(5), G.S.

9. It is therefore concluded that the requested documents are public records for purposes of, and within the meaning of, §1-18a(d) and §1-19, G.S.

10. The complainant, as part of her request, asked with respect to the records in question that the interviewers' signatures and any remarks placed thereon be deleted or concealed from her view, and the same is not here in issue.

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

1. The respondent personnel manager shall forthwith provide the complainant with access to the requested three interview sheets as provided for under §1-19, G.S.

2. The respondent personnel manager may delete or conceal from the complainant's view only the interviewers' signatures and any remarks placed thereon.

Judith Lahey

Commissioner Judith Lahey

as Hearing Officer

Approved by order of the Freedom of Information Commission on
April 13, 1977.

Louis J. Papogna

Louis J. Papogna, as Clerk of the
Freedom of Information Commission