

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

William S. Herrmann

Complainant(s)

FINAL DECISION

Docket #FIC79-217

October 4, 1983

vs.

Standing Committee on Recom-
mendations for Admission to
the Bar for Fairfield County
and the Official Court
Reporter of the Superior Court
at Bridgeport

Respondent(s)

The above captioned matter was scheduled for hearing on April 21, 1980 at which time the parties appeared and presented evidence and argument on the complaint.

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

1. The respondent court reporter was appointed pursuant to §51-60, G.S. by the judges of the Superior Court.
2. The respondent court reporter is an officer of the court.
3. The duties of the respondent court reporter which are set out at §51-61 are ministerial.
4. It is found that the duties of the respondent court reporter constitute an administrative function of the court and that therefore he is a public agency within the meaning of §1-18a(a), G.S.
5. The complainant alleged that the respondent court reporter had failed to provide him with past transcripts requested by him in a reasonable time.
6. Approximately eight months elapsed between the time the complainant requested a transcript and the time it was provided to him.
7. The complainant's request was accidentally forgotten by the stenographer to whom it was made.
8. As soon as the respondent court reporter became aware that the transcript had not been provided, he had the transcript made.

Docket #FIC79-217

9. The transcript was provided as soon as it was completed.

10. It is found that under these circumstances there was no violation of the Freedom of Information act.

11. The complainant alleged that the respondent committee had failed to provide him records as required by §1-15, G.S. and §1-19, G.S.

12. The respondent standing committee is appointed by the judges pursuant to §19 of the Connecticut Practice Book.

13. The duties of the Standing Committee are set forth at §19 Connecticut Practice Book. The committee is to report whether each applicant has complied with the rules relating to admission to the bar, and whether the applicant is a person of good character and should be admitted.

14. Pursuant to §22 and §23 of the Practice Book the recommendations of the standing committee are acted upon by the bar association and the court.

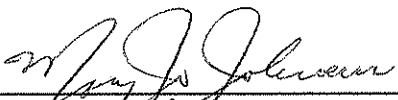
15. It is found that the duties of the respondent standing committee are not an administrative function of the court and that therefore it is not a public agency within the meaning of §1-18a(a), G.S.

16. It is found that since the respondent standing committee is not a public agency within the meaning of §1-18(a), G.S. that the Commission lacks jurisdiction over the complaint.

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

The complaint is hereby dismissed.

Approved by order of the Freedom of Information Commission at its regular meeting of September 28, 1983.



Mary Jo Jolicœur
Clerk of the Commission