

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

Report of Hearing Officer

Leroy Schober

Docket #FIC81-133

Complainant(s)

May 6, 1982

against

Town of Enfield and Principal,
Enrico Fermi High School of
the Town of Enfield

Respondent(s)

The above captioned matter was scheduled for hearing November 24, 1981 at which time the parties appeared and presented evidence and argument.

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

1. The respondents are public agencies within the meaning of §1-18a(a), G.S.

2. By letter dated June 29, 1981 the complainant herein requested copies of various documents relating to grades and examinations in a course entitled Course Number 415, Section 01: American Studies.

3. Some of the documents requested do not exist.

4. The teacher in the course has already shown the complainant the questions and the answer key for the final exam, and she stated on the record her willingness to provide the complainant with copies of those documents.

5. The issue before the Commission is whether copies of the exams of the students who took the course in addition to the complainant's daughter should be provided to the complainant.

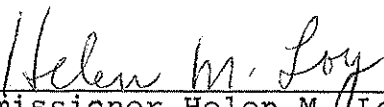
6. The respondents raised numerous statutory defenses, one of which §1-19(b)(2), G.S. is dispositive of the matter.

7. It is found that the complainant has failed to prove that there is a public interest in the students' exams which would outweigh the privacy interest of the students who wrote the exams.

8. It is therefore concluded that disclosure of the student's papers is barred by §1-19(b)(2), G.S.


After consideration of the evidence in the above captioned case the following order by the Commission is recommended:

1. The complaint is hereby dismissed.



Commissioner Helen M. Loy
as Hearing Officer

Approved by order of the Freedom of Information Commission
at its regular meeting of June 23, 1982.



Mary Jo Jolicoeur
Clerk of the Commission