

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by
George R. Jameson

FINAL DECISION

Complainant

Docket #FIC 84-186

March 13, 1985

against

Assistant Corporation Counsel of the
Town of East Hartford

Respondent

The above captioned matter was heard as a contested case on December 28, 1984 at which time the complainant and the respondent appeared and presented testimony, exhibits and argument on the complaint.

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

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

2. By letter filed with the Commission on September 4, 1984, the complainant alleged that the respondent had failed to provide copies of documents pertaining to a July 23, 1984 report prepared by the respondent.

3. It is found that the complainant requested the documents from the respondent in a letter dated August 8, 1984.

4. The July 23, 1984 report concerned an internal affairs investigation by the East Hartford Police Department.

5. Previous to August 8, 1984, the complainant was provided with a copy of the July 23, 1984 report.

5. The only documents which were not provided to the complainant were notes of interviews conducted by the respondent with members of the East Hartford Police Department.

6. The respondent claimed that the interview notes are exempt from disclosure pursuant to §§1-19(b)(1) and 1-19(b)(10), G.S.

7. It is concluded that the interview notes are exempt from disclosure as records of communications privileged by the attorney-client relationship, pursuant to §1-19(b)(10), G.S.

8. It is concluded that the interview notes are not exempt under §1-19(b)(1), G.S., because the respondent failed to prove that the public interest in withholding the notes clearly outweighs the public interest in disclosure.

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.

Approved by order of the Freedom of Information Commission at its regular meeting of March 13, 1985.



Mary Jo Jolicoeur
Clerk of the Commission