

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by
Samuel W. Reed

FINAL DECISION

Complainant

Docket #FIC 85-135

against

December 11, 1985

Michael N. Cohen and David S. Kalin,
Insurance Agents of the Town of
Bloomfield

Respondents

The above captioned matter was heard as a contested case on October 3, 1985 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. By letter filed with the Commission on June 3, 1985, the complainant alleged that the respondents denied him access to price quotations and bid specifications for insurance coverage for the Town of Bloomfield.
2. The respondents are private insurance agents who serve as the insurance agents for the Town of Bloomfield pursuant to action of the town council.
3. Pursuant to requests by the town finance director, the respondents negotiate insurance coverage for the town with private insurance companies.
4. Offers of insurance coverage are approved by the town finance director and the town council.
5. The respondents are paid through commissions earned on the insurance contracts.
6. It is concluded that the respondents provide contractual services to the town and are not a "public agency" within the meaning of §1-18a(a), G.S.
7. Therefore, the Commission lacks jurisdiction over access to the respondents' records.

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 December 11, 1985.



Mary Jo Jolicoeur
Clerk of the Commission