

TO: Freedom of Information Commission
FROM: Thomas A. Hennick
RE: Minutes of the Commission's regular meeting of December 09, 2020

A regular meeting of the Freedom of Information Commission was held on December 9, 2020. Due to public health concerns surrounding the COVID-19 pandemic, the Commission Meeting of December 9, 2020 was conducted telephonically. The meeting convened at 2:02 p.m. with the following Commissioners present:

Commissioner Owen P. Eagan, presiding
Commissioner Jonathan J. Einhorn
Commissioner Matthew Streeter
Commissioner Christopher P. Hankins
Commissioner Ryan P. Barry
Commissioner Stephen Fuzesi Jr.
Commissioner Victoria W. Chavey
Commissioner Lenny T. Winkler

Also present were staff members, Colleen M. Murphy, Mary E. Schwind, Victor R. Perpetua, Valicia D. Harmon, Kathleen K. Ross, Paula S. Pearlman, Matthew D. Reed, Danielle L. McGee, Thomas A. Hennick, and Cindy Cannata.

The Commissioners voted, 7-0, to approve the Commission's regular meeting minutes of [November 18, 2020](#). Commissioner Winkler abstained.

Those in attendance were informed that the December 9, 2020 regular meeting of the Commission was being recorded.

[Docket #FIC 2019-0618](#)

Bill Henderson v. Chief, Police Department, City of Hartford; Police Department, City of Hartford; and City of Hartford

The Commissioners unanimously voted to amend the Hearing Officer's Report. The Commissioners unanimously voted to adopt the Hearing Officer's Report as amended. * The proceedings were recorded digitally.

[Docket #FIC 2019-0672](#)

Dale Kukucka v. James Rovella, Commissioner, State of Connecticut, Department of Emergency Services and Public Protection; and State of Connecticut, Department of Emergency Services and Public Protection

Dale Kukucka appeared on his own behalf. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2020-0003](#)

Jan Gawlik v. Commissioner, State of Connecticut,
Department of Correction; and State of Connecticut,
Department of Correction

Jan Gawlik appeared on his own behalf. Attorney Jennifer Lepore appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2019-0396](#)

Christopher and Summer Dionne v. Commissioner, State
of Connecticut, Department of Emergency Services and
Public Protection; and State of Connecticut, Department of
Emergency Services and Public Protection

The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

Docket #FIC [2020-0021](#)

Barbara Rudini v. Commissioner, State of Connecticut,
Department of Public Health; and State of Connecticut,
Department of Public Health

Barbara Rudini appeared on her own behalf. Assistant Attorney General Shawn Rutchick appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2020-0083](#)

Joseph Sargent v. Chief, Police Department, City of
Bridgeport; Police Department, City of Bridgeport; and
City of Bridgeport

The Commissioners unanimously voted to amend the Hearing Officer's Report. The Commissioners unanimously voted to adopt the Hearing Officer's Report as amended. * The proceedings were recorded digitally.

[Docket #FIC 2020-0094](#)

Jason Bartlett v. Mayor, City of New Haven; and City of
New Haven

The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

Paula S. Pearlman and Matthew D. Reed reported on pending appeals.

Colleen M. Murphy reported that Commission staff is continuing to hold contested case hearings remotely and that work continues on having commission meetings moved to a video platform.

Colleen M. Murphy reported that applications for the Staff Attorney I had been received and would be reviewed by staff.

The meeting was adjourned at 3:05 p.m.

Thomas A. Hennick

MINREGmeeting 12092020/tah/12102020

* See attached for amendments

AMENDMENTS

Docket #FIC 2019-0618

Bill Henderson v. Chief, Police Department, City of Hartford; Police Department, City of Hartford; and City of Hartford

The Hearing Officer's Report is amended as follows:

The above-captioned matter was heard as a contested case on October 6, 2020, at which time the complainant and the respondents appeared, stipulated to certain facts and presented testimony, exhibits and argument on the complaint. Due to the COVID-19 pandemic and the state's response to it, the hearing was conducted telephonically.¹

The remainder of the report is stricken and replaced by the following:

IN A LETTER DATED DECEMBER 2, 2020, THE COMPLAINANT NOTIFIED THE COMMISSION THAT HE IS WITHDRAWING HIS APPEAL IN THIS MATTER.

THE COMMISSION TAKES ADMINISTRATIVE NOTICE OF SUCH WITHDRAWAL.

THE FOLLOWING ORDER BY THE COMMISSION IS HEREBY RECOMMENDED BASED ON THE WITHDRAWAL OF THE COMPLAINT:

- 1. THE COMPLAINT IS DISMISSED.**

Docket #FIC 2020-0083

Joseph Sargent v. Chief, Police Department, City of Bridgeport; Police Department, City of Bridgeport; and City of Bridgeport

The Hearing Officer's Report is amended as follows:

The above-captioned matter was heard as a contested case on November 2, 2020, at which time the respondents appeared, but the complainant failed to appear. Due to the COVID-19 pandemic and the state's response to it, the hearing was conducted telephonically.¹

The remainder of the report is stricken and replaced by the following:

¹ On March 14, 2020, the Governor issued Executive Order 7B, which suspended the requirement to conduct public meetings in person.

BY EMAIL FILED DECEMBER 8, 2020, THE COMPLAINANT WITHDREW THE COMPLAINT. THE COMMISSION TAKES ADMINISTRATIVE NOTICE OF SUCH WITHDRAWAL.

THE FOLLOWING ORDER IS HEREBY RECOMMENDED ON THE BASIS OF THE RECORD CONCERNING THE ABOVE-CAPTIONED COMPLAINT:

- 1. THE COMPLAINT IS DISMISSED.**