

TO: Freedom of Information Commission
FROM: Thomas A. Hennick
RE: Minutes of the Commission's regular meeting of January 27, 2021

A regular meeting of the Freedom of Information Commission was held on January 27, 2021. Due to public health concerns surrounding the COVID-19 pandemic, the Commission Meeting of January 27, 2021 was conducted telephonically. The meeting convened at 2:04 p.m. with the following Commissioners present:

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

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 unanimously voted to approve the Commission's regular meeting minutes of [January 13, 2021](#).

Those in attendance were informed that the January 27, 2021 regular meeting of the Commission was being recorded.

[Docket #FIC 2019-0529](#)

Howard Gombert Jr. v. Chief, Police Department, Town of New Milford; Police Department, Town of New Milford; and Town of New Milford

Howard Gombert appeared on his own behalf. Attorney Randall DiBella appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2020-0008](#)

Andres Sosa v. Commissioner, State of Connecticut, Department of Correction; and State of Connecticut, Department of Correction

Andres Sosa appeared on his own behalf. Attorney Tracie Brown appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

[Docket #FIC 2020-0046](#)

Kacey Lewis v. Rollin Cook, Commissioner, State of Connecticut, Department of Correction; and State of Connecticut, Department of Correction

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

[Docket #FIC 2019-0472](#)

James Hemingway v. Chief, Police Department, Town of North Branford; and Police Department, Town of North Branford

James Hemingway appeared on his own behalf. Attorney Barbara Schellenberg appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2019-0519](#)

Nancy Axon v. Legal Director, State of Connecticut, Technical Education and Career System; and State of Connecticut, Technical Education and Career System

Attorney Maria McKeon appeared on behalf of the complainant. Assistant Attorney General Laura Thurston appeared on behalf of the respondents. 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 digitally recorded.

[Docket #FIC 2020-0006](#)

Jay Hardison v. Superintendent of Schools, Darien Public Schools; Board of Education, Darien Public Schools; and Darien Public Schools

Jay Hardison appeared on his own behalf. Attorney Tyler Bischoff appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were recorded digitally.

Colleen M. Murphy and Attorney Matthew Reed reported on the Superior Court, Judicial District of New Britain, Memorandum of Decision dated January 12, 2021 in *Chief, Police Department, City of Bridgeport; Police Department, City of Bridgeport v. Freedom of Information Commission*, Docket No. [HHB-CV-20-6060495-S](#).

Colleen M. Murphy 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 the relocation of Commission offices was now scheduled for April 30, 2021.

Colleen M. Murphy reported that the next round of interviews for the Staff Attorney I position had been scheduled and that Commissioner Hankins would be participating in the process.

Paula S. Pearlman and Colleen M. Murphy reported on several pieces of proposed legislation of interest to the Commission.

The meeting was adjourned at 3:38 p.m.

Thomas A. Hennick
MINREGmeeting 01272021/tah/01282021

AMENDMENTS

Docket #FIC 2019-0519

Nancy Axon v. Legal Director, State of Connecticut,
Technical Education and Career System; and State of
Connecticut, Technical Education and Career System

The order in the Hearing Officer's Report is amended as follows:

1. FORTHWITH, THE RESPONDENTS SHALL PROVIDE COPIES OF THE RECORD DESCRIBED IN PARAGRAPH 65, ABOVE, TO THE COMPLAINANT, FREE OF CHARGE;

[1. Forthwith, the] **2. IN ADDITION, THE** respondents shall have a member of their IT staff undertake an additional search for the January 2019, February 2019 and March 2019 lesson plans described in paragraph 66 of the findings, above. If the respondents discover additional lesson plans that they have not provided to the complainant, they shall provide copies of such records to the complainant, free of charge. If the respondents do not locate any additional lesson plans, they shall provide the complainant with an affidavit detailing the results of their search including the individual(s) who conducted the search.

[2.] **3.** Henceforth, the respondents shall strictly comply with the disclosure requirements of §§1-210(a) and 1-212(a), G.S.