

TO: Freedom of Information Commission
FROM: Russell Blair
RE: Minutes of the Commission's regular meeting of June 26, 2024

A regular meeting of the Freedom of Information Commission was held on June 26, 2024. The Commission meeting of June 26, 2024 was conducted in person. The meeting convened at 2 p.m. with the following Commissioners present:

Commissioner Owen P. Eagan, presiding
Commissioner Jonathan J. Einhorn
Commissioner Kate Farrish
Commissioner Stephen Fuzesi Jr.
Commissioner Judith Ganswindt
Commissioner Aigné Goldsby Wells
Commissioner Christopher P. Hankins
Commissioner Matthew Streeter

Also present were staff members Colleen M. Murphy, Paula S. Pearlman, Valicia D. Harmon, Mary-Kate Smith, C. Zach Hyde, Danielle L. McGee, Nicholas A. Smarra, Marybeth G. Sullivan, Molly Steffes, Jennifer Mayo and Russell Blair.

The Commissioners unanimously voted to approve the Commission's regular meeting minutes of June 12, 2024.

Those in attendance were informed that the June 26, 2024 regular meeting of the Commission was being recorded.

[Docket #FIC 2023-0476](#) Ira Alston v. Chief, Police Department, City of New Haven; Police Department, 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.

[Docket #FIC 2020-0222](#) Matthew Hardin and Energy Policy Advocates v. Attorney General, State of Connecticut, Office of the Attorney General; and State of Connecticut, Office of the Attorney General

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

[Docket #FIC 2020-0223](#) Matthew Hardin and Energy Policy Advocates v. Attorney General, State of Connecticut, Office of the Attorney General; and State of Connecticut, Office of the Attorney General

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

[Docket #FIC 2020-0224](#) Matthew Hardin and Energy Policy Advocates v. Attorney General, State of Connecticut, Office of the Attorney General; and State of Connecticut, Office of the Attorney General

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

[Docket #FIC 2023-0190](#) Thomas J. Green v. Superintendent of Schools, Windham Public Schools; Director, Human Resource Department, Windham Public Schools; and Windham Public Schools

Thomas J. Green appeared on his own behalf. Attorney Julie Reznik appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2023-0334](#) Elijah El-Hajj-Bey v. Department Head, Procurement, City of Hartford; Procurement, City of Hartford; and City of Hartford

The Commissioners unanimously voted to adopt the Hearing Officer's Report. Upon recognizing that the complainant was in attendance and wished to be heard on this matter, the Commissioners unanimously voted to reconsider the Hearing Officer's Report. The complainant appeared on his own behalf. Attorney Danielle Combs appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2023-0367](#) Elijah El-Hajj-Bey v. Director, Department of Public Works, Town of East Hartford; Department of Public Works, Town of East Hartford; and Town of East Hartford

Elijah El-Hajj-Bey appeared on his own behalf. Attorney Robert Fitzgerald appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2023-0348](#)

Jillian Carr v. Town Clerk, Town of Trumbull; and Town of Trumbull

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

[Docket #FIC 2023-0349](#)

Martin Rutt v. Land Use Inspector, Town of Prosect; and Town of Prospect

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 2023-0357](#)

Lynnelle Jones v. Senior Planner, Planning and Zoning Department, City of Norwalk; Planning and Zoning Department, City of Norwalk; and City of Norwalk

Lynnelle Jones appeared on her own behalf. The respondents did not appear. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2023-0358](#)

Keith Massimino v. Vincent Testa, Town Councilor, Town of Wallingford; and Town of Wallingford

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

[Docket #FIC 2023-0383](#)

C.J. Mozzochi, Ph.D v. Marshall Porter, Chief, Police Department, Town of Glastonbury; Police Department, Town of Glastonbury; and Town of Glastonbury

C.J. Mozzochi appeared on his own behalf. Attorney Rich Roberts appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2023-0420](#)

Andres Ruiz v. Chairman, Board of Education, Greenwich Public Schools; and Board of Education, Greenwich Public Schools

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

[Docket #FIC 2023-0439](#)

Marc Lemcke v. Town Clerk, Town of Westport; and
Town of Westport

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 2023-0641](#)

Pierre Obas v. Chief, Police Department, Town of Bethel;
Police Department, Town of Bethel; and Town of Bethel

Pierre Obas appeared on his own behalf. The respondents did not appear. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

The Commissioners voted 7-0 to accept the Executive Director's Recommendation to deny the Petition for Relief from Vexatious Requestor in Regional School District 16 v. Sandino Verrelli, PRVR # 13. Commissioner Hankins abstained.

Attorney Valicia D. Harmon reported on a June 11, 2024 Appellate Court decision in *Town of Greenwich et al. v. Freedom of Information Commission*, Docket No. AC 46064. The underlying case (Docket #FIC 2020-0309, *Meredith Braxton v. Chief, Police Department, Town of Greenwich; Police Department, Town of Greenwich; and Town of Greenwich*), was remanded to the Commission for further proceedings. The plaintiffs have filed a Petition for Certification with the Supreme Court. The Commissioners took no action.

Attorney Valicia D. Harmon reported on a June 12, 2024 decision in Superior Court in *Chief, Police Department, City of Bridgeport et al v. Freedom of Information Commission*, Docket No. HHB-CV-23-6078668-S. The court upheld the Commission's final decision in Docket #FIC 2021-0182, *Deonte Tomlinson v. Armando Perez, Chief, Police Department, City of Bridgeport et al.* The Commissioners took no action.

Executive Director Colleen M. Murphy reported that the Commission was presently reviewing applications to fill two staff attorney positions.

The meeting was adjourned at 4:49 p.m.

/s/ Russell Blair
Russell Blair

AMENDMENTS*

Docket #FIC 2021-0349 Martin Rutt v. Land Use Inspector, Town of Prosect; and
Town of Prospect

Paragraphs 19 and 25 of the Hearing Officer's Report are amended as follows:

19. It is found, however, that the complainant's requests to access the requested records, as described in paragraphs 5 and 6 above, are tantamount to a request to inspect, within the meaning of § **1-210(a)**[1-120(a)], G.S.

25. With respect to the records described in paragraph 23(I.)(a) and (II.)(a), above, it is found that such records were provided by the respondents to the complainant on June 23, 2023, as described in paragraph 6, above. Accordingly, it is concluded that the respondents did not violate the disclosure provisions of §§ 1-210(a) and 1-212(a), G.S., with respect to the records described in paragraph **23**[22](I.)(a) and (II.)(a), above.

Docket #FIC 2023-0439 Marc Lemcke v. Town Clerk, Town of Westport; and
Town of Westport

The appendix of the Hearing Officer's Report is amended as follows:

As indicated in paragraph 34 of the findings in Docket #FIC 2023-0439, the following in camera records, or portions thereof, may be properly withheld pursuant to §1-210(b)(10), G.S., as subject to the attorney-client privilege:

ICR 2023-0439-001

- Bates #001 (lines 7-8)

ICR 2023-0439-002

- Bates #012 (lines 4, 6 (after the colon), 8, 10, 14 (after the colon) - 16 (up to the period), 34-35)
- Bates #013 (entire record)
- Bates #014 (lines 12-37)
- Bates #015 (lines 1-26)
- Bates #017 - #037 (entire record)

ICR 2023-0439-003

- Bates #039 (lines 37 (after the period) - 40 (up to the period))
- Bates #040 (lines 2-8)

ICR 2023-0439-004

- Bates #042 (lines 7-11)

ICR 2023-0439-005

- Bates #043 (lines 7-18)

ICR 2023-0439-006

- Bates #049 (lines 7-8)

ICR 2023-0439-007

- Bates #052 (lines 7-8)

ICR 2023-0439-008

- Bates #055 (lines 7-10)
- Bates #056 (entire record)

ICR 2023-0439-010

- Bates #060 (lines 12 (after the period) - 15 (up to the period), 17-23)

ICR 2023-0439-012

- Bates #065 (lines 5-6)

ICR 2023-0439-013

- Bates #066 (lines 5, 13-19)
- Bates #067 (lines 6-7)

ICR 2023-0439-014

- Bates #069 (lines 8-9)

ICR 2023-0439-015

- Bates #076 (lines 5, 13-19)
- Bates #077 (lines 6-7)

ICR 2023-0439-016

- Bates #079 (lines 7-9)

ICR 2023-0439-017

- Bates #089 (lines 7-8)

ICR 2023-0439-018

- Bates #092 (lines 7-8)

ICR 2023-0439-021

- Bates #109 (line 7 (after the period))

ICR 2023-0439-022

- Bates #113 (lines 7-10)

ICR 2023-0439-023

- Bates #115 (lines 7-10)

ICR 2023-0439-024

- Bates #117 (line 8)

ICR 2023-0439-027

- Bates #133 (lines 3, 5 (after the colon), 7, 9, 13, 34 (after the semicolon - 35)
- Bates #134 (lines 1 (up to the period), 24, 26-38)
- Bates #135 (entire record)
- Bates #136 (lines 2-40)

- Bates #137 (lines 1-13)
- Bates #138 - #159 (entire record)

ICR 2023-0439-028

- Bates #160 (lines 25-26)
- Bates #161 (lines 2 (after the period) – 9, 20-23)
- Bates #162 (lines 1-12, 23-26, 32-33)
- Bates #163 (lines 9-10, 19-28)

ICR 2023-0439-029

- Bates #166 (lines 8-9, 29-30)

ICR 2023-0439-030

- Bates #170 (lines 8-9, 29-30)

ICR 2023-0439-031

- Bates #174 (lines 8-16, 23 (after the period) – 26 (up to the period), 28-32)
- Bates #175 (lines 1-2)

ICR 2023-0439-032

- Bates #178 (lines 4, 7, 22-24, 29-30, 32)
- Bates #179 (lines 4-8)

ICR 2023-0439-033

- Bates #181 (lines 9, 16, 31)
- Bates #182 (lines 2 (after the colon) - 3 (up to the first period), 18-24, 35 (after the colon))
- Bates #183 (lines 1-3 (up to the second period), 26-27)

ICR 2023-0439-034

- Bates #188 (lines 10, 25, 33 (after the colon) - 34 (up to the first period))
- Bates #189 (lines 15-21, 32 (after the colon) - 35 (up to the second period))
- Bates #190 (lines 22-23)

ICR 2023-0439-035

- Bates #194 (lines 6, 14 (after the colon) - 15 (up to the first period), 30-35)

- Bates #195 (lines 1, 12 (after the colon) - 15 (up to the second period), 38)
- Bates #196 (line 1)

ICR 2023-0439-036

- Bates #197 (9-14, 24 (after the colon) - 26 (up to the third period))
- Bates #198 (lines 2-3)
- Bates #209 (entire record)

ICR 2023-0439-037

- Bates #210 (lines 7 (after the colon) - 9 (up to the third period), 30-31)

ICR 2023-0439-038

- Bates #211 (lines 8-11, 24 (after the first period) - 26 (up to the first period))
- Bates #212 (lines 9-13, 29)
- Bates #213 (lines 3, 30 (after the colon) – 31)
- Bates #214 (lines 11-20, 30 (after the colon) - 34 (up to the period))
- Bates #215 (lines 23-24)

ICR 2023-0439-039

- Bates #219 (lines 7-10, 19-22)
- Bates #220 (lines 5-9)

ICR 2023-0439-040

- Bates #221 (lines 7-11, 19-22)
- Bates #222 (lines 7-11)

ICR 2023-0439-041

- Bates #223 (lines 6-18)
- Bates #224 (lines 6-7, 21 (after the period) – 28)
- Bates #225 (lines 2-5, 20-31)
- Bates #226 (3-6, 12-13, 28-29)
- Bates #227 (lines 2-11)

ICR 2023-0439-042

- Bates #229 (lines 5, 10-11, 26-37)
- Bates #230 (lines 1, 27-28)
- Bates #231 (lines 7 (after the period) - 14, 25-28)

- Bates #232 (lines 5-16, 27-30, 36-37)
- Bates #233 (lines 14-15, 24-33)

ICR 2023-0439-043

- Bates #236 (lines 13-14, 18-19)
- Bates #237 (lines 10, 15-16)
- Bates #238 (lines 7-9)

ICR 2023-0439-044

- Bates #239 (lines 6, 29)
- Bates #240 (lines 1-2, 25-26)

ICR 2023-0439-045

- Bates #242 (lines 6, 29)
- Bates #243 (lines 1-2, 25-26)

ICR 2023-0439-046

- Bates #245 (lines 26, 30-31)
- Bates #246 (lines 21-22)

ICR 2023-0439-047

- Bates #247 (lines 26, 30-31)
- Bates #248 (lines 21-22)

ICR 2023-0439-048

- Bates #249 (lines 5 (after the colon) - 6, 7 (after the colon) - 8, 26, 30-31)
- Bates #250 (lines 19-20)

ICR 2023-0439-049

- Bates #251 (lines 5 (after the colon) - 6, 7 (after the colon) - 8, 26, 30-31)
- Bates #252 (lines 19-20)

ICR 2023-0439-050

- Bates #253 (lines 13-14, 18-19)
- Bates #254 (lines 10, 15-16)
- Bates #255 (lines 7-9)

ICR 2023-0439-051

- Bates #256 (line 25 (up to the second period))
- Bates #257 (line 15)

ICR 2023-0439-052

- Bates #258 (lines 5 (up to the second period), 21)

ICR 2023-0439-053

- Bates #259 (lines 6-7, 14-15)

ICR 2023-0439-054

- Bates #261 (lines 6-7)

ICR 2023-0439-055

- Bates #263 (lines 13-14, 21-22)

ICR 2023-0439-056

- Bates #265 (lines 7-15)

ICR 2023-0439-057

- Bates #267 (line 7 (up to the second period))

ICR 2023-0439-058

- Bates #270 (lines 7-8, 23-28)
- Bates #271 (lines 7-12, 25)

ICR 2023-0439-059

- Bates #276 (lines 7-8, 23-28)
- Bates #277 (lines 7-12, 25)

ICR 2023-0439-060

- Bates #282 (lines 6-11, 24)

ICR 2023-0439-061

- Bates #285 (lines 6-11, 24)

ICR 2023-0439-062

- Bates #288 (line 7)

ICR 2023-0439-063

- Bates #290 (line 7)

ICR 2023-0439-064

- Bates #292 (7-8, 20 (up to the second period), 35 (after the first period) – 36 (up to the third period))

ICR 2023-0439-065

- Bates #295 (lines 5-9, 27-28)
- Bates #296 (lines 3-8, 27)

ICR 2023-0439-067

- Bates #300 (lines 5-6, 13-18)
- Bates #301 (line 3)

ICR 2023-0439-068

- Bates #303 (lines 5-10, 29)

ICR 2023-0439-070

- Bates #307 (line 6)

ICR 2023-0439-071

- Bates #309 (line 7 (after the period))

ICR 2023-0439-072

- Bates #312 (lines 5-6)

ICR 2023-0439-073

- Bates #314 (line 5)

ICR 2023-0439-074

- Bates #316 (lines 11 (the second sentence), 13)

ICR 2023-0439-075

- Bates #329 (lines 6-7, 26-27)
- Bates #330 (lines 1-6, 25)

ICR 2023-0439-076

- Bates #332 (lines 20, 25-26)

ICR 2023-0439-077

- Bates #334 (lines 8-13, 31)

ICR 2023-0439-078

- Bates #337 (lines 6, 25-28)

ICR 2023-0439-079

- Bates #339 (lines 6, 25-28)

ICR 2023-0439-080

- Bates #341 (lines 5, 21-23)

ICR 2023-0439-081

- Bates #343 (lines 9-10, 21 (after the colon) - 23, 24 (after the colon) - 35)
- Bates #344 (lines 1-8, 27 (after the dash) - 28, 36)

ICR 2023-0439-082

- Bates #349 (lines 7 (after the colon) - 9, 10 (after the colon) - 29)
- Bates #350 (lines 7 (after the dash) - 8, 16)

ICR 2023-0439-083

- Bates #354 (lines 9-10, 28-29)

- Bates #355 (lines 7 (after the colon) - 9, 10 (after the colon) - 29)
- Bates #356 (lines 7 (after the dash) - 8, 16)

ICR 2023-0439-084

- Bates #361 (lines 7-13, 21-23)

ICR 2023-0439-085

- Bates #364 (lines 7-13, 21-23)

ICR 2023-0439-086

- Bates #367 (lines 8 (after the colon) - 9 (up to the first period), 24-30)
- Bates #368 (lines 7 (after the colon) - 10 (up to the second period), 33-34)

ICR 2023-0439-087

- Bates #370 (lines 22-30)
- Bates #371 (lines 10 (after the colon) - 16)
- Bates #372 (lines 2-10, 21 (after the colon) - 25 (up to the period))
- Bates #373 (lines 8-9)

ICR 2023-0439-088

- Bates #374 (line 35 (after the colon))
- Bates #375 (line 1-6, 23-29)
- Bates #376 (line 4 (after the colon) - 7 (up to the second period), 30-31)

ICR 2023-0439-089

- Bates #387 (lines 6-13, 22 (after the colon) - 28)
- Bates #388 (lines 10-16), 27 (after the colon) - 30 (up to the second period)
- Bates #389 (lines 17-18)

ICR 2023-0439-090

- Bates #390 (lines 8 (after the colon) - 14, 31-35)
- Bates #391 (lines 1-2, 13 (after the colon) - 16 (up to the second period))
- Bates #392 (lines 1-2)

ICR 2023-0439-091

- Bates #393 (lines 8 (after the period) – 10 (up to the first period), 23-27)
- Bates #394 (lines 12, 20)
- Bates #395 (lines 1, 10 (after the colon) – 11, 30-38)
- Bates #396 (lines 11 (after the colon) – 15 (up to the period))
- Bates #397 (lines 1-2)

ICR 2023-0439-092

- Bates #398 (lines 5-6, 21-33)
- Bates #399 (lines 22-23)
- Bates #400 (lines 1 (after the period) – 8, 19-22, 37-38)
- Bates #401 (lines 1-10, 21-24, 30-31)
- Bates #402 (lines 8-9, 18-27)

ICR 2023-0439-093

- Bates #405 (lines 7-10, 25-36)
- Bates #406 (lines 8-11, 33-34)
- Bates #407 (lines 7-16)

ICR 2023-0439-094

- Bates #409 (lines 5 (up to the period), 19, 24-25)
- Bates #410 (lines 4-16)
- Bates #411 (lines 5-6, 20 (after the period) – 27)
- Bates #412 (lines 1-4, 19-30)
- Bates #413 (lines 2-5, 11-12, 27-28)
- Bates #414 (lines 2-11)

ICR 2023-0439-095

- Bates #416 (lines 21-32)

ICR 2023-0439-096

- Bates #417 (lines 6-7, 11-12)
- Bates #418 (lines 2, 7-8, 32-33)

ICR 2023-0439-097

- Bates #420 (lines 6, 10-11, 32-33)

ICR 2023-0439-098

- Bates #422 (lines 6, 10-11, 32-33)

ICR 2023-0439-099

- Bates #424 (lines 6-7, 11-12)

- Bates #425 (lines 2, 7-8, 32-34)

ICR 2023-0439-100

- Bates #427 (lines 6 (after the first period), 21-29)

ICR 2023-0439-103

- Bates #433 (line 6)

ICR 2023-0439-104

- Bates #435 (lines 5-8, 23-24)

ICR 2023-0439-105

- Bates #438 (lines 5-8, 23-24)

ICR 2023-0439-107

- Bates #443 (lines 24-34)
- Bates #444 (lines 6 (after the period) – 8 up to the period), 11-17)

ICR 2023-0439-108

- Bates #447 (lines 5 (after the period) – 14, 22 (up to the coma))
- Bates #448 (lines 1-4)
- Bates #450 (lines 12-17)

ICR 2023-0439-109

- Bates #453 (lines 6 (after the colon) – 10 (up to the period))

ICR 2023-0439-110

- Bates #464 (lines 8-14, 22-24)
- Bates #465 (lines 3-6)

ICR 2023-0439-111

- Bates #467 (lines 7-9)

ICR 2023-0439-112

- Bates #469 (lines 7-9)

ICR 2023-0439-113

- Bates #471 (lines 7-14, 22-24)