

Since 1975



# FREEDOM OF INFORMATION



Connecticut Freedom of Information Commission • 18-20 Trinity Street, Suite 100 • Hartford, CT 06106  
Toll free (CT only): (866)374-3617 Tel: (860)566-5682 Fax: (860)566-6474 • www.state.ct.us/foi/ • email: foi@po.state.ct.us

Robert Cushman,  
Complainant(s)  
against

Notice of Meeting

Docket #FIC 2012-540

Commissioner, State of Connecticut, Department of  
Emergency Services and Public Protection, Division of State  
Police; and State of Connecticut, Department of Emergency  
Services and Public Protection, Division of State Police,  
Respondent(s)

March 25, 2013

### Transmittal of Proposed Final Decision

In accordance with Section 4-179 of the Connecticut General Statutes, the Freedom of Information Commission hereby transmits to you the proposed finding and decision prepared by the hearing officer in the above-captioned matter.

This will notify you that the Commission will consider this matter for disposition at its meeting which will be held in the Freedom of Information Commission Hearing Room, 18-20 Trinity Street, 1st floor, Hartford, Connecticut, at **2 p.m. on Wednesday, April 24, 2013**. At that time and place you will be allowed to offer oral argument concerning this proposed finding and order. Oral argument shall be limited to ten (10) minutes. For good cause shown, however, the Commission may increase the period of time for argument. A request for additional time must be made in writing and should be filed with the Commission **ON OR BEFORE April 12, 2013**. Such request **MUST BE (1) copied to all parties, or if the parties are represented, to such representatives, and (2) include a notation indicating such notice to all parties or their representatives.**

Although a brief or memorandum of law is not required, if you decide to submit such a document, the Commission requests that an **original and fourteen (14) copies** be filed **ON OR BEFORE April 12, 2013**. **PLEASE NOTE: Any correspondence, brief or memorandum directed to the Commissioners by any party or representative of any party MUST BE (1) copied to all parties, or if the parties are represented, to such representatives, (2) include a notation indicating such notice to all parties or their representatives and (3) be limited to argument. NO NEW EVIDENCE MAY BE SUBMITTED.**

If you have already filed a brief or memorandum with the hearing officer and wish to have that document distributed to each member of the Commission, it is requested that **fourteen (14) copies** be filed **ON OR BEFORE April 12, 2013**, and that **notice be given to all parties or if the parties are represented, to their representatives, that such previously filed document is being submitted to the Commissioners for review.**

By Order of the Freedom of  
Information Commission

W. Paradis  
Acting Clerk of the Commission

Notice to: Robert Cushman  
Commissioner, State of Connecticut, DESPP; and State of Connecticut, DESPP  
cc: Steven Barry, AAG

2013-03-25/FIC# 2012-540/Trans/wrbp/CAL//LFS

FREEDOM OF INFORMATION COMMISSION  
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

Report of Hearing Officer

Robert Cushman,

Complainant

against

Docket #FIC 2012-540

Commissioner, State of Connecticut,  
Department of Emergency Services  
and Public Protection, Division of State  
Police; and State of Connecticut,  
Department of Emergency Services  
and Public Protection, Division of State  
Police,

Respondents

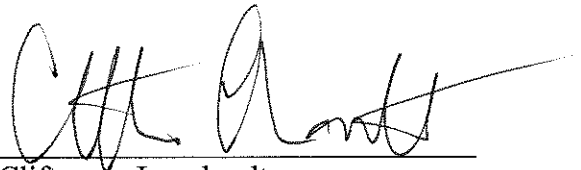
March 15, 2013

The above-captioned matter was consolidated for hearing with Docket # FIC 2012-501; Robert A. Cushman v. Commissioner, State of Connecticut, Department of Emergency Services and Public Protection; and State of Connecticut, Department of Emergency Services and Public Protection. Both matters were scheduled to be heard as contested cases on March 14, 2013, at which time the complainant and the respondents appeared.

Immediately prior to the commencement of the hearing, the complainant and the respondents expressed to the hearing officer their desire to negotiate a resolution of both cases. Without the presence of the hearing officer, the parties then negotiated a resolution of the above captioned matter. Upon commencement of the hearing, the complainant requested that his complaint in the above captioned matter be withdrawn.

The following orders by the Commission are hereby recommended on the basis of the record:

1. Based on the withdrawal of the complaint, the case is hereby dismissed.
2. The Commission commends the parties on having agreed to a settlement without adjudication.

A handwritten signature in black ink, appearing to read 'Clifton A. Leonhardt', written over a horizontal line.

Clifton A. Leonhardt  
as Hearing Officer

FIC2012-540/HOR/CAL/03152013