



# 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

Connecticut Criminal Defense Lawyers'  
Association,  
Complainant(s)  
against

Notice of Meeting

Docket #FIC 2014-117

Robert Powers, Director, Controlled Substances Toxicology  
Laboratory, State of Connecticut, Department of Emergency  
Services and Public Protection, Division of Scientific Services;  
and State of Connecticut, Department of Emergency Services  
and Public Protection, Division of Scientific Services,  
Respondent(s)

January 28, 2015

## 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, February 11, 2015**. 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 February 4, 2015**. 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, an **original and fourteen (14) copies** must be filed **ON OR BEFORE February 4, 2015**. **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 February 4, 2015**, 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: Kevin Smith, Esq.  
Stephen R. Sarnoski, Esq.

2015-01-28/FIC# 2014-117/Trans/wrbp/VRP/TCB

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FREEDOM OF INFORMATION COMMISSION  
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

Report of Hearing Officer

Connecticut Criminal Defense Lawyers'  
Association,

Complainant

against

Docket #FIC 2014-117

Robert Powers, Director, Controlled  
Substances Toxicology Laboratory, State  
of Connecticut, Department of Emergency  
Services and Public Protection, Division of  
Scientific Services; and State of  
Connecticut, Department of Emergency  
Services and Public Protection,

Respondents

January 28, 2015

The above-captioned matter was heard as a contested case on October 27, 2014, at which time the complainant and the respondents appeared and stipulated to certain facts. The case was consolidated for hearing with Docket #FIC 2014-118, Connecticut Criminal Defense Lawyers' Association v. Robert Powers, Director, Controlled Substances Toxicology Laboratory et al.

The parties requested an extension of time until January 26, 2015 in order to resolve the complaint. On January 23, 2015, the complainant notified the Commission that he withdrew the complaint, having received satisfactory disclosure with regard to all requested documents, with the exception of a category of documents under security review. As to those documents, the complainant represented that he would continue to work with the respondents, and file a separate complaint if necessary.

The following order by the Commission is hereby recommended on the basis of the record concerning the above-captioned complaint:

1. The complaint is dismissed.



Victor R. Perpetua  
as Hearing Officer