

FREEDOM OF INFORMATION COMMISSION  
OF THE STATE OF CONNECTICUT

In The Matter of a Complaint by

FINAL DECISION

Albert Farah,

Complainant

against

Docket #FIC 2015-548

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

Respondents

July 13, 2016

The above-captioned matter was scheduled to be heard as a contested case on March 30, 2016, at 9:30 a.m., at which time the respondents appeared with a witness. The complainant failed to appear.

The complainant, who is incarcerated, was to appear via teleconference, pursuant to the January 2004 memorandum of understanding between the Commission and the Department of Correction. See Docket No. CV 03-0826293, Anthony Sinchak v. FOIC et al, Superior Court, J.D. of Hartford at Hartford, Corrected Order dated January 27, 2004 (Sheldon, J.). However, when the hearing officer telephoned the correctional facility at approximately 9:30 a.m. and again at 9:50 a.m., the hearing officer was informed that while the complainant was aware of the date and time of the hearing in this matter, he left his unit at approximately 8:45 a.m., for the medical unit and had not returned to his unit to take the call and participate in the hearing.

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 for failure to prosecute.

Approved by Order of the Freedom of Information Commission at its regular meeting of July 13, 2016.

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Cynthia A. Cannata  
Acting Clerk of the Commission

PURSUANT TO SECTION 4-180(c), G.S., THE FOLLOWING ARE THE NAMES OF EACH PARTY AND THE MOST RECENT MAILING ADDRESS, PROVIDED TO THE FREEDOM OF INFORMATION COMMISSION, OF THE PARTIES OR THEIR AUTHORIZED REPRESENTATIVE.

THE PARTIES TO THIS CONTESTED CASE ARE:

Albert Farah #228922  
Garner Correctional Institution  
50 Nunnawauk Road  
Newtown, CT 06470

Commissioner, State of Connecticut,  
Department of Emergency Services  
and Public Protection; and State  
Connecticut, Department of Emergency  
Services and Public Protection  
c/o James W. Caley, Esq.  
Assistant Attorney General  
110 Sherman Street  
Hartford, CT 06105

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Cynthia A. Cannata  
Acting Clerk of the Commission