

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by)
Salvatore F. DiMartino)
Complainant)
against)
City and Town of Hartford; and)
Police Chief of the City and)
Town of Hartford,)
Respondent)

Report of Hearing Officer
Docket #FIC81-1
July 8, 1981


The above captioned matter was heard as a contested case on May 19, 1981 and continued to June 19, 1981, at which times the complainant and the respondents appeared and presented testimony, exhibits and argument on the complaint.

After consideration of the entire record, the following facts are found:

1. The respondents are public agencies within the meaning of §1-18a(a), G.S.
2. By letter dated December 12, 1980, the complainant requested that the respondent police chief provide him with copies of any and all records relating to his temporary suspension from the police force, including the results of an internal police affairs investigation.
3. The complainant also requested copies of records showing the terms of his current pension.
4. By letter received by this Commission on January 2, 1981, the complainant alleged that he had received no reply to the aforementioned request in violation of his rights under the Freedom of Information Act.
5. Prior to the initial hearing in this matter and again prior to the continued hearing, employees of the respondent chief conducted searches of all records located in the police department offices and in the state archives and found no trace of the complainant's internal affairs records.
6. The respondent chief referred the complainant to other city departments for copies of his personnel and pension records.
7. The internal affairs records requested by the complainant no longer exist.

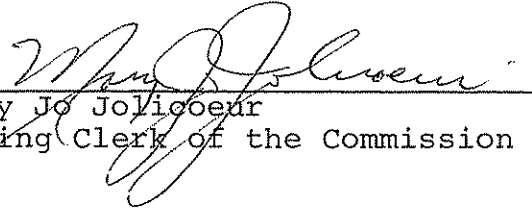
The following order by the Commission is hereby recommended on the basis of the record and findings concerning the above captioned complaint:

1. The complaint is hereby dismissed.



Commissioner Donald Friedman
as Hearing Officer

Adopted by order of the Freedom of Information Commission at its special meeting of August 24, 1981.



Mary Jo Jolicœur
Acting Clerk of the Commission