FREEDOM OF INFORMATION COMMISSION OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by Linda Potz, Complainant	Report of Hearing Officer
against	Docket #FIC77-156
Town of Trumbull and Board of Education of the Town of Trumbull, Respondents	September 4, 1977

The above captioned matter was heard as a contested case on September 1, 1977, at which time 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 as defined by §1-18a(a), G.S.
- 2. By letters of complaint dated and filed with the Commission on August 9 and August 12, 1977 respectively, the complainant alleged that the respondent board held a meeting on July 14, 1977, in executive session, to discuss whether or not to renew her teaching contract, without first informing her that such discussion was to take place, in violation of her rights under the Freedom of Information Act.
- 3. A quorum of the respondent board did in fact meet in executive session on July 14, 1977 and matters relating to the non-renewal of the complainant's teaching contract were discussed therein.
- 4. However, the complainant did receive notice of such meeting, through her attorney, on July 13, 1977, more than twenty-four hours in advance thereof, Respondent's Exhibit 2.
- 5. It is found that the respondent board gave the complainant the notice required under §1-18a(e)(1), G.S.
- 6. It is therefore concluded that the complainant was not wrongfully denied her right to attend such discussion at an open meeting, as provided by \$1-18a(e)(1), G.S., within the meaning of \$1-21, G.S.

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

1. The complaint is hereby dismissed.

Commissioner Judith Lahey

as Hearing Officer

Approved by order of the Freedom of Information Commission on September 28, 1977.

Charlene G. Arnold Clerk of the Commission