

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
EXECUTIVE OFFICE OF THE MAYOR  
OFFICE OF THE GENERAL COUNSEL TO THE MAYOR**

**Freedom of Information Act Appeal: 2011-10**

February 18, 2011

Mr. Christopher Wade

Dear Mr. Wade:

This letter responds to your administrative appeal to the Mayor under the District of Columbia Freedom of Information Act, D.C. Official Code § 2-531(a)(2001) (“DC FOIA”), dated February 8, 2011 (the “Appeal”). You (“Appellant”) assert that the Metropolitan Police Department (“MPD”) improperly withheld records in response to your request for information under DC FOIA dated on or about December, 2010 (the “FOIA Request”).

By letter dated December 21, 2010, MPD denied your FOIA Request on the grounds that the material was the subject of an ongoing law enforcement proceeding and exempt from disclosure under D.C. Official Code § 2-534(a)(3)(A). On February 17, 2011, MPD responded to your Appeal by, upon review of the Appeal and the original request and response, agreeing to release the requested record, subject to redaction for disclosures which may be exempt under DC FOIA.

Based on the foregoing, we will now consider your Appeal to be MOOT and it is hereby DISMISSED, without prejudice to challenge the revised response of MPD.

Sincerely,

Donald S. Kaufman  
Deputy General Counsel

cc: Ronald B. Harris, Esq.  
Natasha Cenatus