

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

Freedom of Information Act Appeal: 2011-49

July 21, 2011

Abigail and Don Padou

Dear Mr. and Ms. Padou:

This letter responds to your administrative appeal to the Mayor under the District of Columbia Freedom of Information Act, D.C. Official Code § 2-537(a)(2001) (“DC FOIA”), dated July 5, 2011 (the “Appeal”). You (“Appellant”) assert that the District Department of Transportation (“DDOT”) has denied your request for information under DC FOIA dated June 8, 2011 (the “FOIA Request”) by improperly invoking a 10-day extension provided by DC FOIA for unusual circumstances and thereby failing to respond to the FOIA Request within the 15-day statutory period.

Appellant’s FOIA Request sought a traffic plan and associated documents submitted to DDOT by a developer. Appellant filed the Appeal when DDOT invoked a 10-day extension to respond in order to consult with another agency. As Appellant asserts that a 10-day extension is not warranted in this case, Appellant filed the Appeal. On July 20, 2011, DDOT responded to the Appeal by explaining the circumstances surrounding the FOIA Request and stating that it had released all responsive records. To the extent that any denial of the FOIA Request occurred, it has been cured and there is no further relief which this office can order.

Based on the foregoing, the Appeal is moot and it is hereby dismissed, without prejudice to challenge the response of DDOT.

Sincerely,

Donald S. Kaufman
Deputy General Counsel

cc: Angela Addison Freeman, Esq.