

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

Freedom of Information Act Appeal: 2012-09

December 6, 2011

Mr. Vaughan Bennett

Dear Mr. Bennett:

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 November 14, 2011 (the "Appeal"). You ("Appellant") assert that the Office of Advisory Neighborhood Commissions ("OANC") improperly withheld records in response to your request for information under DC FOIA dated October 3, 2011 (the "FOIA Request") by failing to respond to the FOIA Request.

Appellant's FOIA Request sought correspondence between the Executive Director of the OANC and the commissioners of Advisory Neighborhood Commission 5B. When the response was not received, Appellant initiated the Appeal. On November 29, 2011, OANC provided responsive records to Appellant. In response to the Appeal, by email dated November 30, 2011, OANC provided the cover letter transmitting the records and noted that the delay was occasioned by the need to wait for the completion of a requested search by the Office of the Chief Technology Officer, which processes electronic searches for agencies under DC FOIA.

As OANC has responded to the FOIA Request, the Appeal is moot and it is hereby dismissed.

This constitutes the final decision of this office. If you are dissatisfied with this decision, you are free under DC FOIA to commence a civil action against the District of Columbia government in the Superior Court of the District of Columbia.

Sincerely,

Donald S. Kaufman
Deputy General Counsel

cc: Gottlieb Simon