

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeals: 2015-41 and 2015-42**

March 9, 2015

VIA ELECTRONIC MAIL

Mr. Nicholas Hallenbeck,

RE: FOIA Appeal 2015-41 and 2015-42

Dear Mr. Hallenbeck:

This letter responds to your administrative appeals submitted to the Mayor under the District of Columbia Freedom of Information Act, D.C. Official Code § 2-537(a) ("FOIA"), dated October 24, 2014. The first appeal, identified as 2014-FOIA-00196 in the FOIAexpress database, seeks a copy of certain 911 calls made on January 8, 2014. It is my understanding that the Metropolitan Police Department ("MPD") responded to you regarding this request, stating that it was denied. Your appeal, however, does not appear to challenge this decision; rather, it reads as an initial request for the same records. On February 26, 2015, I sent you an email message regarding this request but received no response. As a result, we consider this appeal to be moot and it dismissed; provided, that the dismissal shall be without prejudice to you to assert any substantive challenge, by separate appeal, to MPD's response.

Your second FOIA appeal submitted in FOIAexpress appears to be an initial request for the number of reported incidents at the intersection of F and 14th Streets on certain dates in 2012. The MPD responded to your request, informing you that these records are now processed by the Office of Unified Communications (OUC). As I indicated to you in an email message on February 26, 2015, I have contacted OUC's FOIA officer and asked him to respond to your request. Based on the foregoing, we consider this appeal to be moot and it is dismissed; provided, that the dismissal shall be without prejudice to you to assert any challenge, by separate appeal, to OUC's response.

Sincerely,

/s Melissa C. Tucker

Melissa C. Tucker
Associate Director
Mayor's Office of Legal Counsel