

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeal: 2016-111**

October 21, 2016

VIA ELECTRONIC MAIL

Mr. Mark Eckenwiler

RE: FOIA Appeal 2016-111

Dear Mr. Eckenwiler:

This letter responds to the administrative appeal you submitted to the Mayor under the District of Columbia Freedom of Information Act, D.C. Official Code § 2-537 ("DC FOIA"). Your appeal is based on the failure of the Department of Consumer and Regulatory Affairs ("DCRA") to respond to a request you submitted for records relating to the zoning of a specified address.

On October 12, 2016, DCRA advised us that it had made responsive records available to you through FOIAXpress. Since your appeal was based on DCRA's failure to respond to your request and DCRA subsequently responded to your request, we consider this appeal to be moot and it is dismissed; however, the dismissal shall be without prejudice to you to assert any challenge, by separate appeal, to DCRA's substantive response.

If you are dissatisfied with this decision, you may commence a civil action against the District of Columbia government in the Superior Court of the District of Columbia in accordance with the DC FOIA.

Respectfully,

Mayor's Office of Legal Counsel

cc: Charles Thomas, General Counsel, DCRA (via email)