

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
EXECUTIVE OFFICE OF THE MAYOR  
MAYOR'S OFFICE OF LEGAL COUNSEL  
Freedom of Information Act Appeal: 2016-70**

June 14, 2016

VIA ELECTRONIC MAIL

Mr. Steven Oster

RE: FOIA Appeal 2016-70

Dear Mr. Oster:

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 ("D.C. FOIA"). Your appeal is based on the failure of the Department of Consumer and Regulatory Affairs ("DCRA") to respond to your May 3, 2016 request for certain noise inspection reports.

On June 1, 2016, this Office asked DCRA to provide us with a response to your appeal. DCRA advised us today that it responded to your request on June 2, 2016. Since your appeal was based on DCRA's failure to respond to your D.C. FOIA request, we consider it 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.

Sincerely,

/s Melissa C. Tucker

Melissa C. Tucker  
Associate Director

cc: Brandon Bass, FOIA Officer, DCRA (via email)