

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
EXECUTIVE OFFICE OF THE MAYOR  
MAYOR'S OFFICE OF LEGAL COUNSEL  
Freedom of Information Act Appeal: 2017-14**

January 18, 2017

VIA US MAIL

Mr. Solomon Givens

RE: FOIA Appeal 2017-14

Dear Mr. Givens:

This letter responds to the above-captioned administrative appeal that you submitted to the Mayor under the District of Columbia Freedom of Information Act, D.C. Official Code § 2-537 ("DC FOIA"). In this appeal, you assert that the Office of Police Complaints ("OPC") failed to adequately respond to a FOIA request you submitted to OPC for documents related to complaints you allegedly filed concerning a "No Papered" arrest.

Attached to your appeal were two initial FOIA requests that you submitted to OPC. One is dated November 1, 2016, and the other is dated November 17, 2016. In your appeal, you assert that you have not received a response to these requests.

This Office notified OPC of your appeal on January 3, 2017, and OPC responded to us on January 4, 2017. In its response, OPC claims that it did not receive either of your FOIA requests. Nonetheless, upon receipt of your appeal, OPC conducted a search for the responsive documents. OPC's response represents that its thorough search produced no records containing the name "Solomon Givens."

Since your appeal was based on a lack of a response from OPC, and since OPC has represented to this Office that it conducted a thorough search, 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 OPC's substantive response.

This shall constitute the final decision of this office. 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,

Mayor's Office of Legal Counsel

cc: Alicia Yass, Legal Counsel, OPC (via email)