

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeal: 2017-66**

May 10, 2017

VIA ELECTRONIC MAIL

Jarrold S. Sharp, Esq.

RE: FOIA Appeal 2017-66

Dear Mr. Sharp:

This letter responds to the twenty-fourth administrative appeal that you have submitted to the Mayor this year under the District of Columbia Freedom of Information Act, D.C. Official Code § 2-537 ("DC FOIA").

You contend here that on March 20, 2017, you submitted a request to the Metropolitan Police Department ("MPD") for any and all emails sent or received by a specific MPD employee that "include the text 'Jarrod Sharp' or its derivatives" from January 1, 2017 to the present. As of the date of your appeal, MPD had not responded to your request.

MPD advised this Office that it responded to your request on May 4, 2017, asserting its position that a search for and release of documents about a third party, absent authorization from the third party, would constitute a clearly unwarranted invasion of personal privacy under the DC FOIA. MPD asked you to provide proof of identity for yourself, the third party referenced in the documents you seek.

Your appeal was based on MPD's failure to respond to your request, and MPD has now responded.¹ As a result, we consider your appeal to be moot and hereby dismiss it. Should you obtain responsive documents from MPD, you are free to assert any challenge as to the substance of the documents by separate appeal.

¹ We will not address the substance of MPD's response at this juncture since you have not appealed it; however, we have previously considered similar privacy issues, most recently in FOIA Appeal 2017-21.

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

Respectfully,

Mayor's Office of Legal Counsel

cc: Ronald B. Harris, Deputy General Counsel, MPD (via email)