

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeal: 2017-81**

June 14, 2017

VIA ELECTRONIC MAIL

Mr. Adam Borzecki

RE: FOIA Appeal 2017-81

Dear Mr. Borzecki:

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 denial you received from the Metropolitan Police Department (“MPD”) with respect to your request for pre-employment background investigation documents related to you.

Upon receipt of your appeal, this Office notified MPD and requested an explanation for its denial. MPD responded on June 14, 2017,¹ indicating that it will be processing your request in accordance with our decision in FOIA Appeal 2016-67.²

In light of MPD’s representation that it will be processing your request and releasing documents in accordance with our previous related decision, we consider your appeal to be moot and hereby dismiss it. The dismissal shall be without prejudice, however, and you are free to assert any challenge by separate appeal to the substantive response you receive from MPD.

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)

¹ A copy of MPD’s response is attached.

² This decision concerns a similar request. A copy of the decision is attached.