

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR**



Mayor's Office of Legal Counsel

October 24, 2017

VIA ELECTRONIC MAIL

Benjamin Douglas

RE: FOIA Appeal 2018-008

Dear Mr. Douglas:

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"), on the grounds that the Metropolitan Police Department ("MPD") failed to respond to your request for records pertaining to certain MPD policies.¹

This Office contacted MPD on October 10, 2017, and notified the agency of your appeal. MPD responded on October 19, 2017, advising us that it responded to your request on October 12, 2017.²

Since your appeal was based on MPD's failure to respond to your request, and MPD has now responded, we consider your appeal to be moot. Your appeal is hereby dismissed; however, the dismissal shall be without prejudice. You are free to assert any challenge, by separate appeal to this Office, to the substantive response that MPD sent you.

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 DC FOIA.

Respectfully,

Mayor's Office of Legal Counsel

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

¹ The request is docketed as 2017-FOIA-05896 on FOIAXpress.

² A copy of MPD's response is attached.