

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



Mayor's Office of Legal Counsel

November 6, 2017

VIA ELECTRONIC MAIL

Gianluca Pivato

RE: FOIA Appeal 2018-021

Dear Mr. Pivato:

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 Department of Consumer and Regulatory Affairs ("DCRA") failed to respond to your August 21, 2017 request for records, particularly correspondence, pertaining to two addresses.

This Office contacted DCRA on October 23, 2017, and notified the agency of your appeal. On November 3, 2017, DCRA provided a response to your request and informed us that it considered your appeal moot.¹

Since your appeal was based on DCRA's failure to respond to your request, and DCRA 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 DCRA 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: Genet Amare, FOIA Officer, DCRA (via email)

¹ DCRA initially indicated its response was related to FOIA Appeal 2018-022; however, the response was for the request at issue in FOIA Appeal 2018-021.