

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



Mayor's Office of Legal Counsel

December 18, 2017

VIA ELECTRONIC MAIL

Guillermo Rueda

RE: FOIA Appeal 2018-051

Dear Mr. Rueda:

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 timely respond to your request for records related to permits at an identified address.

This Office contacted DCRA on December 8, 2017, and notified the agency of your appeal. On December 8, 2017, DCRA provided its response to your appeal. In its response, DCRA asserted that it fully disclosed 221 of 226 responsive records via a CD that it mailed to you. The remaining 5 responsive records were also contained on the CD, but were partially redacted pursuant to D.C. Official Code § 2-532(a)(2) to protect against an unwarranted invasion of personal privacy.

Since your appeal was based on the timeliness of DCRA's response and DCRA has now responded by providing documents, 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: Erin Roberts, FOIA Officer, DCRA (via email)