

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
EXECUTIVE OFFICE OF THE MAYOR  
MAYOR'S OFFICE OF LEGAL COUNSEL  
Freedom of Information Act Appeal: 2020-032**

January 22, 2020

VIA ELECTRONIC MAIL

Anthony Lee

RE: FOIA Appeals 2020-032

Dear Mr. Lee:

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 D.C. Office of Planning (“OP”) failed to timely respond to your request for “[a]ll Historic Preservation Stop Work orders issued by either the Dept. of Planning or DCRA. All contested Historic Preservation permit applications.” On November 19, 2019, you filed this appeal indicating that you never received any documents from OP. You also modified the FOIA request to “... the Stop Work Orders issued by the Historical Preservation in the Capitol Historic District and all historic districts throughout DC between 2017 and 2018.”

On November 25, 2019, OP responded by email indicating that OP had mistakenly closed your FOIA request because OP thought you were working with another agency on the request. OP also confirmed your modification of your request for just a listing (table or spreadsheet) of all Stop Work Orders and total number of permits issued by OP for the Capitol Hill Historic District (“CHHD”) for a specific time period. You responded by email to OP on that same date confirming the modified request and indicating that “a listing would be adequate.” On December 6, 2019, OP sent you a table of stop-work orders along with the total number of permits issued for the CHHD for the agreed upon time period.

Based on the foregoing, we deem your appeal to be moot and the appeal is hereby dismissed. This constitutes the final decision of this Office. 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 the DC FOIA.

Respectfully,

Mayor's Office of Legal Counsel

cc: Edward Giefer  
Associate Director, D.C. Office of Planning (via email)