

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
EXECUTIVE OFFICE OF THE MAYOR  
MAYOR'S OFFICE OF LEGAL COUNSEL  
Freedom of Information Act Appeal: 2020-040**

January 22, 2020

VIA ELECTRONIC MAIL

Mr. Matthew Fritz-Mauer

RE: FOIA Appeals 2020-040

Dear Mr. Fritz-Mauer:

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 Employment Services (“DOES”) failed to timely respond to your request for extensive information regarding the agency’s enforcement of the Wage Theft Prevention Act of 2014 and related statutes.

On October 7, 2019, you submitted a public records request to DOES regarding the Wage Theft Prevention Act of 2014. The request consisted of seven questions with numerous subparts and sought data and monetary calculations on enforcement activities in FY 18 and FY 19. On November 26, 2019, you appealed the failure of DOES to timely respond to your FOIA request. On December 2, 2019, DOES responded to your FOIA request, indicating that after an extensive search, the agency could not locate any responsive records. However, DOES also provided the responses to your questions. On December 16, 2019, you confirmed in an email to DOES that the responses satisfied your request and that the matter should be considered closed.<sup>1</sup>

Based on the foregoing, we dismiss your FOIA appeal as moot. 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: Tonya Robinson  
General Counsel, DOES (via email)

---

<sup>1</sup> A copy of the DOES response to the FOIA request is attached to this decision.