

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeals: 2020-059 & 2020-060**

February 4, 2020

VIA ELECTRONIC MAIL

Mr. Steve Thompson

RE: FOIA Appeals 2020-059 and 60

Dear Mr. Thompson:

This letter responds to the two administrative appeals you submitted to the Mayor under the District of Columbia Freedom of Information Act, D.C. Code § 2-537 (“DC FOIA”). In your appeals, you assert that the Office of the Chief Financial Officer (“OCFO”) failed to properly respond to your FOIA requests. We have consolidated both of your appeals (FOIA Appeals 2020-059 and 2020-060) in this decision.

On September 13, 2019 and September 26, 2019, you submitted FOIA requests to the OCFO. Each request sought emails between two different individuals during an identified period of time. In the responses to the two appeals, the OCFO indicated that it had located responsive emails. You received some emails without redaction, other emails were produced to you with redactions and some emails were withheld in their entirety, pursuant to D. C. Code § 2-534(a)(4) (“Exemption 4”) and D. C. Code § 2-534(a)(2) (“Exemption 2”). You filed appeals in both matters with this Office. In response to your appeals, the OCFO has confirmed that it will now release the remaining documents to you with limited redactions of the names of employees pursuant to Exemption 2.

Based on the foregoing representation from the OCFO that it will produce the withheld responsive documents to you, we dismiss your appeals as moot. However, you may file a new appeal challenging any redactions in the records that are produced to you or if you are otherwise dissatisfied with the documents produced in response to your appeal.

This shall constitute the final decision of this Office in connection with your appeals. 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: Chaia Morgan, Assistant General Counsel
OCFO (via email)