

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
EXECUTIVE OFFICE OF THE MAYOR  
MAYOR'S OFFICE OF LEGAL COUNSEL  
Freedom of Information Act Appeal: 2020-084**

July 16, 2020

VIA ELECTRONIC MAIL

Ms. Diana L. DiGangi

RE: FOIA Appeal 2020-084

Dear Ms. DiGangi:

This letter responds to the administrative appeal you submitted to the Mayor under the District of Columbia Freedom of Information Act, D.C. Code § 2-537 (“DC FOIA”). In your appeal, you assert that the State Board of Education (“SBOE”) failed to properly respond to your FOIA request.

You submitted a FOIA request to the SBOE for copies of all emails “from UDC-CC employees from October 1, 2016 through June 1, 2019” regarding a specific UDC professor. You also identified the UDC employees whose mailboxes were to be searched. You filed an appeal because you did not get any information from SBOE. On January 28, 2020, the Executive Director of the SBOE provided this Office with a response by email indicating that your FOIA request and appeal had been directed to the wrong agency. You contacted this Office on February 11, 2020 indicating that you had initially intended to file your FOIA request with UDC but had not been able to locate UDC on the FOIA portal. When you were able to locate the UDC entry, you indicated that you were going to submit the request to UDC and withdraw the FOIA request the SBOE. Based on the foregoing, we dismiss your appeal as moot.

This constitutes the final decision of this Office with regard to your appeal. 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 D.C. Code § 2-537.

Respectfully,

Mayor's Office of Legal Counsel

cc: John –Paul Hayworth, Executive Director  
SBOE (via email)