

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeal: 2021-135**

June 15, 2021

VIA ELECTRONIC MAIL

Ms. Carrie Staton

RE: FOIA Appeal 2021-135

Dear Ms. Staton:

This letter responds to an administrative appeal you submitted to the Mayor under the District of Columbia Freedom of Information Act, D.C. Official Code § 2-537 (“DC FOIA”). In your appeal, you assert that the District of Columbia Department of Transportation (“DDOT”) failed to properly respond to your DC FOIA request for public records.

On April 13, 2020, you submitted a DC FOIA request seeking “the video footage for the traffic camera at the Intersection of 17th Street & Constitution Avenue NW, Washington, DC [on February 25, 2020].” DDOT responded to your request on April 14, 2021. In its response, DDOT notified you that the agency “does not maintain any recording from the requested location” and suggested you submit your request to the District of Columbia Homeland Security and Emergency Management Agency and the Metropolitan Police Department.

You appealed, stating you “were told we needed to get in contact with Park Police for this information[,] but they sent us a response that the DOT would have this video footage. Can you provide some clarification?” On April 26, 2021, DDOT filed a response to your appeal.¹ In the response, DDOT indicated that the agency’s FOIA Officer contacted you via telephone on April 26, 2021 to discuss your request and appeal. Further in this response, DDOT clarified that you were seeking the footage from the federal Department of Transportation, not DDOT, and, as a result, you withdrew your request.

Since you have withdrawn your DC FOIA request, we dismiss your appeal as moot.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 DC FOIA.

Respectfully,

Mayor’s Office of Legal Counsel

cc: Karen Calmeise, Hearing/FOIA Officer
DDOT (via email)

¹ A copy of DDOT’s response to your appeal is attached to this decision.