

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeal: 2021-217**

October 19, 2022

VIA ELECTRONIC MAIL

Ms. Teresa Lauderdale

RE: FOIA Appeal 2021-217

Dear Ms. Lauderdale:

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”). In your appeal, you have asserted the Metropolitan Police Department (“MPD”) improperly denied your DC FOIA request.

On May 21, 2021 you submitted a DC FOIA request to MPD, identified as 2021-BWC-00296, seeking “[b]ody Worn Camera footage 911 calls, police reports, Adult Protective Services, and MPD wellness check for [a specific individual at a specific address].” On June 17, 2021, MPD denied your request for body worn camera footage because “the requested Body Worn Camera footage was recorded inside a personal residence and is exempt from disclosure pursuant to D.C. Official Code § 2- 534(a)(2A)(A).” MPD also referenced the satisfaction of part of your request in response to 2021-FOIA-05370 (911 calls, MPD wellness checks, and adult protective service records).

You filed an appeal with this Office on July 9, 2021 stating that you need the requested footage to use as supporting evidence in a Probate Court matter. In response to your appeal, MPD advised this Office that it has instructed you as to how to obtain the requested footage through the issuance of a probate court subpoena.

Based on MPD’s representation, we dismiss this matter 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 in the Superior Court of the District of Columbia in accordance with D.C. Official Code § 2-537.

Respectfully,

Mayor’s Office of Legal Counsel

cc: Brandynn Reaves, MPD FOIA Officer (by email only)