

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
EXECUTIVE OFFICE OF THE MAYOR  
MAYOR'S OFFICE OF LEGAL COUNSEL  
Freedom of Information Act Appeal: 2022-031**

February 2, 2022

VIA ELECTRONIC MAIL

Mr. John DeVille Jr.

RE: FOIA Appeal 2022-031

Dear Mr. DeVille:

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 Insurance, Securities, and Banking (“DISB”) failed to respond to your FOIA request.

On November 8, 2021, you submitted a FOIA request seeking all records related to an investigation of an insurance matter involving a driver insured by Nationwide. On December 1, 2021, this Office received notice of your appeal. Your appeal asserts that “As of November 30, 2021, there ha[d] been no communication both written or verbal [to] the requesting party, nor has the agency complied with the request.”

On December 9, 2021, DISB filed a response to your appeal with this Office, explaining that the agency had in fact responded to your request on December 1, 2021 via email. The agency stated that it had identified 51 pages of documents, of which 34 pages were released to you in full, and 17 pages of which were withheld in accordance with D.C. Official Code 2-534(a)(2) (information of a personal nature where the public disclosure thereof would constitute a clearly unwarranted invasion of personal privacy.)

Because your appeal only challenged DISB’s failure to respond to your FOIA request and DISB did in fact respond to your request, we dismiss your appeal as moot. However, if you are dissatisfied with the records produced by the agency, you may file a new appeal and state on what basis you believe the agency’s production to be deficient.

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 D.C. Official Code § 2-537.

Respectfully,

Mayor’s Office of Legal Counsel

cc: M. Claudine Sassa, Paralegal Specialist and FOIA Coordinator  
DISB (via email)

Andre Beard, FOIA Officer  
DISB (via email)