

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeal: 2022-095**

May 11, 2022

VIA ELECTRONIC MAIL

Mr. Eddie Becker

RE: FOIA Appeal 2022-095

Dear Mr. Becker:

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 grounds that the Office of the Chief Financial Officer (“OCFO”) failed to properly respond to your DC FOIA request.

On December 14, 2021, you submitted a DC FOIA request to OCFO seeking “[t]he last [six] complete Investment Advisory Committee Investment Reports.” You additionally provided a description of the Investment Advisory Committee’s composition and functions as described in OCFO’s Cash & Investment Management Investment Policy.¹

In response, OCFO denied your request in full because the agency “has no records responsive to your request.” The agency further explained that “[t]he DC Treasurer no longer compiles the monthly reports requested[.]”

You appealed asserting that OCFO’s denial was “unresponsive to the request.” On March 8, 2022, this Office notified OCFO of your appeal and requested a response. OCFO responded on March 16, 2022.² In its response, OCFO explained that the agency conducted a further search and plans to produce to you “copies of the slide decks of the presentations made at the last six meetings of the Investment Advisor Committee.”

Based on OCFO’s representations that the agency will provide you with available records responsive to your request, we consider this matter to be moot and dismiss it. However, you are free to challenge OCFO’s substantive response by separate appeal.

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

¹ See

https://cfo.dc.gov/sites/default/files/dc/sites/ocfo/publication/attachments/ocfo_cash_mgmt_investment_policy_final.pdf

² A copy of OCFO’s response to your appeal is attached to this decision.

District of Columbia in accordance with D.C. Official Code § 2-537.

Respectfully,

Mayor's Office of Legal Counsel

cc: William Bowie, Senior Counsel
Office of Tax and Revenue (via email)