

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeal: 2022-177**

February 2, 2023

VIA ELECTRONIC MAIL

Ms. Hanah Chung

RE: FOIA Appeal 2022-177

Dear Ms. Chung:

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”), on grounds that the Metropolitan Police Department (“MPD”) improperly denied your DC FOIA request.

You submitted a DC FOIA request to MPD seeking various records pertaining to a specific incident. MPD denied your request because you did not provide a description of your client and/or a copy of your client’s government-issued identification. On July 1, 2022, you filed an appeal with this Office in which you copied and pasted the text of your DC FOIA request. On July 11, 2022, we notified MPD of your appeal and requested a response. MPD responded on August 26, 2022. In its response, MPD reiterated that it closed your DC FOIA request after you did not respond to MPD’s April 27, 2022 and May 12, 2022 emails requesting a description of your client and/or a copy of your client’s government-issued identification. MPD also notified this Office that it had just received a copy of your client’s driver’s license and “will work to respond to the FOIA request.”

Based on MPD’s representation that it is working to provide the requested BWC footage, we consider this matter to be moot and dismiss it. However, you are free to challenge MPD’s subsequent 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 District of Columbia in accordance with D.C. Official Code § 2-537.

Respectfully,

Mayor’s Office of Legal Counsel

cc: Brandy Reaves, FOIA Officer, MPD (via email)