

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE OF THE MAYOR
MAYOR'S OFFICE OF LEGAL COUNSEL
Freedom of Information Act Appeal: 2022-230**

January 18, 2023

VIA ELECTRONIC MAIL ONLY

Mr. George
Conner

RE: FOIA Appeal 2022-230

Dear Mr. Conner:

This letter responds to the administrative appeal that you have submitted to the Mayor under the District of Columbia Freedom of Information Act, D.C. Code §§ 2-531, *et seq.* (“DC FOIA”). In your appeal, you have challenged the lack of response of the Metropolitan Police Department (“MPD”) to your DC FOIA request.

On September 21, 2022, you submitted a DC FOIA request to MPD, identified as 2022-FOIA-09962, which sought the following:

Please advise if any traffic video records from the adjacent streetlight would be available for this accident, which took place at SE Ridge, E. Capitol and Minnesota at about 4:00 p.m. on June 11, 2022.

A review of the District’s FOIA-tracking data indicates MPD closed your request on September 21, 2022. You were referred to the Homeland Security and Emergency Management Agency (“HSEMA”), the District agency likely to have access to the type of records sought (a District Department of Transportation traffic camera managed by HSEMA). You may contact the MPD FOIA personnel to obtain a copy of that decision.

Because you have only challenged MPD’s failure to respond, and it appears MPD has responded, we dismiss this appeal as moot.

Finally, D.C. FOIA is agency specific. *See* 1 DCMR § 402 (“A request for a record of an agency may be made orally or in writing and shall be directed to the particular agency.”). This Office is not aware of any request that has been submitted to HSEMA or of a response it has offered, if any. Additional information may be available, by submitting a FOIA request to HSEMA.

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 Superior Court.

Respectfully,

Mayor's Office of Legal Counsel

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