



SECRETARY OF THE
DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA
EXECUTIVE OFFICE
OFFICE OF THE SECRETARY
OF THE DISTRICT OF COLUMBIA
WASHINGTON, D.C. 20004

March 2, 2015

The Honorable Phil Mendelson
Chairman, Council of the District of Columbia
John A. Wilson Building
1350 Pennsylvania Avenue, NW
Washington, DC 20004

The Honorable Kenyan McDuffie
Chairperson, Committee on the Judiciary
John A. Wilson Building
1350 Pennsylvania Avenue, NW
Washington, DC 20004

Re: FY 2014 District of Columbia Freedom of Information Act Report

Dear Chairman Mendelson and Chairperson McDuffie:

In accordance with the District of Columbia Freedom of Information Act¹ (D.C. FOIA), enclosed is the annual report of the FOIA disclosure activities of each "public body" (agency) of the D.C. government for the most recent fiscal year.

This report covers the period of October 1, 2013 to September 30, 2014 and contains data responsive to the annual reporting required by the FOIA to the extent available. To the extent that a public body does not report to the Mayor, information pertaining to that body may not be reflected in this report.

This report includes the following:

1. The number of FOIA requests received and the number of requests completed²;
2. The number of requests for records that had not yet been completed by September 30, 2014;
3. The average number of days that unfilled requests have been pending before each public body as of September 30, 2014 (i.e. incomplete requests; number of delinquent requests);

¹ Section 208 of the District of Columbia Freedom of Information Act of 1976, D.C. Official Code 2-538 (2001), as amended by D.C. Law 13-283, the "Freedom of Information Amendment Act of 2000," effective April 27, 2001.

² "Completed" means that the requested information was delivered or that the request was denied in writing.

4. The number of determinations made by each agency not to comply with requests for records and the reason for each determination;
5. The number of requests completed within fifteen (15) days;
6. The number of requests completed between sixteen (16) to twenty-five (25) days;
7. The number of requests completed in twenty-six (26) days or more;
8. The median number of days taken by each agency to complete requests;
9. The total amount of fees collected by each agency for processing requests;
10. The number of hours that staff devoted to processing requests for records, and the total cost expended by each public body for processing such requests; and
11. The number of employees found guilty of a misdemeanor for arbitrarily or capriciously violating any provision of the D.C. Freedom of Information Act.

The enclosed report also includes:

1. Office of the Attorney General's Fiscal Year 2014 Freedom of Information Act Litigation Report, and
2. General Counsel's Freedom of Information Act Appeal Log for Fiscal Year 2014.

If you have any questions regarding this report, please contact Jim Slattery, FOIA Officer for the Executive Office of the Mayor, at jim.slattery@dc.gov or 202-545-3119.

Sincerely,



Lauren C. Vaughan

Enclosures

cc: Members of the Council of the District of Columbia
Karl A. Racine, Attorney General of the District of Columbia
John Falcicchio, Chief of Staff, Executive Office of the Mayor
Betsy Cavendish, General Counsel, Executive Office of the Mayor
Mark Tuohey, Director, Mayor's Office of Legal Counsel
Maia Estes, Director, Office of Policy and Legislative Affairs

Agency Name

District Government-Wide Cumulative

Annual Freedom of Information Act Report for Fiscal Year 2014
October 1, 2013 through September 30, 2014

FOIA Officer Reporting Jim Slattery, EOM

PROCESSING OF FOIA REQUESTS

1. Number of FOIA requests received during reporting period 4978
2. Number of FOIA requests pending on October 1, 2013 386
3. Number of FOIA requests pending on September 30, 2014 215
4. The average number of days unfilled requests have been pending before each public body as of September 30, 2014 9.05

DISPOSITION OF FOIA REQUESTS

5. Number of requests granted, in whole 3219
6. Number of requests granted, in part, denied, in part 641
7. Number of requests denied, in whole 367
8. Number of requests withdrawn 92
9. Number of requests referred or forwarded to other public bodies 331
10. Other disposition 309

NUMBER OF REQUESTS THAT RELIED UPON EACH FOIA EXEMPTION

11. Exemption 1 - D.C. Official Code § 2-534(a)(1) 153
12. Exemption 2 - D.C. Official Code § 2-534(a)(2) 778
13. Exemption 3 - D.C. Official Code § 2-534(a)(3)
 - Subcategory (A) 41
 - Subcategory (B) 4
 - Subcategory (C) 296
 - Subcategory (D) 5
 - Subcategory (E) 51
 - Subcategory (F) 1
14. Exemption 4 - D.C. Official Code § 2-534(a)(4) 138
15. Exemption 5 - D.C. Official Code § 2-534(a)(5) 3

- 16. Exemption 6 - D.C. Official Code § 2-534(a)(6)
 - Subcategory (A) ⁷¹.....
 - Subcategory (B) ¹⁶.....
- 17. Exemption 7 - D.C. Official Code § 2-534(a)(7) ⁰.....
- 18. Exemption 8 - D.C. Official Code § 2-534(a)(8) ².....
- 19. Exemption 9 - D.C. Official Code § 2-534(a)(9) ⁰.....
- 20. Exemption 10 - D.C. Official Code § 2-534(a)(10) ¹.....
- 21. Exemption 11 - D.C. Official Code § 2-534(a)(11) ⁶.....
- 22. Exemption 12 - D.C. Official Code § 2-534(a)(12) ⁰.....

TIME-FRAMES FOR PROCESSING FOIA REQUESTS

- 23. Number of FOIA requests processed within 15 days ³²⁸².....
- 24. Number of FOIA requests processed between 16 and 25 days ⁸⁵⁵.....
- 25. Number of FOIA requests processed in 26 days or more ⁶⁹¹.....
- 26. Median number of days to process FOIA Requests ^{12.35}.....

RESOURCES ALLOCATED TO PROCESSING FOIA REQUESTS

- 27. Number of staff hours devoted to processing FOIA requests ^{28,488.25}.....
- 28. Total dollar amount expended by public body for processing FOIA requests ^{\$856,419.41}.....

FEEES FOR PROCESSING FOIA REQUESTS

- 29. Total amount of fees collected by public body ^{\$33,855.58}.....

PROSECUTIONS PURSUANT TO SECTION 207(d) OF THE D.C. FOIA

- 30. Number of employees found guilty of a misdemeanor for arbitrarily or capriciously violating any provision of the District of Columbia Freedom of Information Act ⁰.....

QUALITATIVE DESCRIPTION OR SUMMARY STATEMENT

Pursuant to section 208(a)(9) of the D.C. FOIA, provide in the space below or as an attachment, “[a] qualitative description or summary statement, and conclusions drawn from the data regarding compliance [with the provisions of the Act].”

**Annual FOIA Report for FY 2014
by Agency**

Agency Acronyms	Number of FOIA requests received during reporting period	Number of FOIA requests pending on 10/1/2013	Number of FOIA requests pending on 9/30/2014	Avg number of days unfulfilled requests pending on 9/30/2014	Number of requests granted in whole	Number of requests granted in part	Number of requests denied in whole	Number of requests withdrawn	Number of requests referred or forwarded to other public bodies	Other disposition
ABRA	30	1	0	0	16	13	0	1	0	0
BEGA	12	1	1	14	4	2	3	0	2	3
CAB	1	0	0	0	0	0	0	1	0	0
CFSA	19	0	1	59	7	3	0	0	0	8
DBH	28	2	3	17	23	1	0	1	0	0
DC Council	67	4	3	11	12	38	1	3	2	14
DC Water	64	15	9	20	26	17	3	9	0	9
DCA	16	0	0	0	15	1	0	0	0	0
DCBOE	23	4	4	0	10	2	4	0	0	7
DCCAHA	5	0	2	23.5	4	0	1	0	0	0
DCHFA	9	0	0	0	9	1	0	0	0	2
DCHR	48	3	1	13.29	25	7	2	2	0	12
DCOA	14	0	1	6	5	0	0	0	1	7
DCOZ	36	0	0	0	36	0	0	0	23	0
DCPC	210	0	0	0	0	37	156	0	0	17
DCPL	5	0	0	11.8	1	3	0	0	1	0
DCPS	118	34	25	78	52	4	9	7	16	15
DCRA	702	60	45	11	598	98	3	3	0	0
DCRB	19	0	0	0	3	8	7	0	1	0
DCTC	31	0	1	1	21	8	0	1	3	0
DDOE	483	4	25	25	483	0	0	1	1	0
DDOT	255	2	11	15	207	7	5	3	33	0
DDS	18	1	2	7	5	5	8	0	0	0
DFS	4	0	0	0	0	0	0	0	0	4
DGS	103	0	1	15	73	12	5	6	5	2

Annual FOIA Report for FY 2014
by Agency

Agency Acronyms	Number of FOIA requests received during reporting period	Number of FOIA requests pending on 10/1/2013	Number of FOIA requests pending on 9/30/ 2014	Avg number of days unfulfilled requests pending on 9/30/2014	Number of requests granted in whole	Number of requests granted in part denied in part	Number of requests denied in whole	Number of requests withdrawn	Number of requests referred or forwarded to other public bodies	Other disposition
DHCD	65	1	1	22	17	39	0	0	9	0
DHCF	91	8	5	9.8	65	10	2	3	7	4
DHS	40	1	0	16	21	1	10	0	6	2
DISB	82	0	1	0	57	1	0	4	1	19
DMPED	26	0	5		10	14	0	1	0	1
DMV	142	2	6	0	71	10	21	0	11	25
DOC	118	1	0	0	60	4	7	4	16	27
DOES	172	5	7	10.5	143	5	13	0	0	6
DOH	370	8	7	22	194	35	2	16	75	41
DPR	20	1	1	12	9	2	4	3	0	1
DPW	49	0	2	12.6	32	0	0	1	1	15
DSLBD	6	0	0	0	0	6	0	0	0	0
EOM	64	3	4	25	9	37	1	3	11	3
FEMS	287	200	1	0	258	7	10	2	10	
HSEMA	19	0	2	12.5	4	1	0	0	1	9
MPTD	5	0	0	0	1	3	0	0	0	1
OAG	65	1	5	10	31	5	7	1	5	16
OAH	16	0	1	6	11	2	0	1	0	2
OCFO	179	1	7	17	114	16	7	2	13	27
OCME	12	0	0	0	5	1	3	1	2	0
OCP	141	8	0	0	114	2	0	4	28	1
OCT	1	0	0	0	1	0	0	0	0	0
OCTO	8	0	0	3.5	2	0	0	0	6	
OEA	2	0	0	0	2	0	0	0	0	0
OHR	61	0	6	8	48	1	10	0	2	0

**Annual FOIA Report for FY 2014
by Agency**

Agency Acronyms	Number of FOIA requests received during reporting period	Number of FOIA requests pending on 10/1/2013	Number of FOIA requests pending on 9/30/ 2014	Avg number of days unfulfilled requests pending on 9/30/2014	Number of requests granted in whole	Number of requests granted in part denied in part	Number of requests denied in whole	Number of requests withdrawn	Number of requests referred or forwarded to other public bodies	Other disposition
OIG	88	1	3	5	3	47	35	1	0	0
OLRCB	4	0	0	0	3	1	0	0	0	0
OP	44	0	4	4	14	0	0	2	24	
OPC	3	0	1	7	0	3	0	0	0	0
ORM	6	0	0	0	4	1	0	0	0	0
OSSE	104	0	0	0	89	13	1	1	0	0
OTA	3	0	0	0	1	0	0	1	0	0
OUC	241	0	5	13	104	101	24		4	3
PSC	6	1	1	0	1	3	0	1	0	1
SBE	3	0	0	1	1	0	1	0	2	
SCCRC	2	0	0	0	0	0	0	0	0	2
UDC	31	0	2	14	27	0	0	2	0	2
UMC	1	0	0	12	0	1	0	0	0	
Totals	4897	373	212	9.05	3161	639	365	92	322	308

Annual FOIA Report for FY 2014
by Agency

Agency Acronyms	Exemption DC Official Code 2-534(a)(1)	Exemption DC Official Code 2-534(a)(2)	Exemption DC Official Code 2-534(a)(3) Subcategory A	Exemption DC Official Code 2-534(a)(3) Subcategory B	Exemption DC Official Code 2-534(a)(3) Subcategory C	Exemption DC Official Code 2-534(a)(3) Subcategory D	Exemption DC Official Code 2-534(a)(3) Subcategory E	Exemption DC Official Code 2-534(a)(3) Subcategory F
ABRA	2	11	0	0	0	0	0	0
BEGA				1	1	1	2	
CAB	0	0	0	0	0	0	0	0
CFSA	3	2	0	0	0	0	0	0
DBH	0	1	0	0	0	0	0	0
DC Council	0	32	0	0	0	0	0	0
DC Water	6	12	0	0	0	0	0	0
DCA	1	1	0	0	0	0	0	0
DCBOE			4					
DCCAH	0	0	0	0	0	0	0	0
DCHFA	0	1	0	0	0	0	0	0
DCHR	0	9	0	0	0	0	0	0
DCOA	0	0						
DCOZ	0	0	0	0	0	0	0	0
DCPC	0	193	0	1	193	0	1	0
DCPL	0	0	0	0	0	0	0	0
DCPS	0	9	0	0	0	1	0	0
DCRA	0	82	2	0	0	0	0	0
DCRB	14	1	0	0	0	0	0	0
DCTC	3	4	1					
DDOE	0	0						
DDOT	40	56						
DDS	4	7	0	0	0	0	0	0
DFS	0	0	0	0	0	0	0	0
DGS	20	14	0	0	0	0	0	0

Annual FOIA Report for FY 2014
by Agency

Agency	Exemption DC Official Code 2-534(a)(1)	Exemption DC Official Code 2-534(a)(2)	Exemption DC Official Code 2-534(a)(3) Subcategory A	Exemption DC Official Code 2-534(a)(3) Subcategory B	Exemption DC Official Code 2-534(a)(3) Subcategory C	Exemption DC Official Code 2-534(a)(3) Subcategory D	Exemption DC Official Code 2-534(a)(3) Subcategory E	Exemption DC Official Code 2-534(a)(3) Subcategory F
DHCD	0	39	0	0	0	0	0	0
DHCF	1	4	2	0	1	1	0	0
DHS	0	0	0	0	0	0	0	0
DISB	0	1	1	1	1	1	1	1
DMPED	10							
DMV	1	12	0	0	0	0	0	0
DOC	0	4	4	0	4	0	0	0
DOES								
DOH	7	25	1	0	0	0	0	0
DPR	0	2	0	0	0	0	0	0
DPW	0	0	0	0	0	0	0	0
DSLBD	5	4	1					
EOM	2	13						
FEMS	6	4						
HSEMA	0	0	0	0	0	0	0	0
MPTD	3	3	0	0	0	0	0	0
OAG	0	0	2					
OAH	0	2	0	0	0	0	0	0
OCFO	4	6	0	0	0	0	0	0
OCME	0	4	0	0	0	0	0	0
OCP	13	12	0	0	0	0	0	0
OCT	0	0	0	0	0	0	0	0
OCTO	0	0	0	0	0	0	0	0
OEA	0	0	0	0	0	0	0	0
OHR		53			53		47	

Annual FOIA Report for FY 2014
by Agency

Agency Acronyms	Exemption DC Official Code 2-534(a)(1)	Exemption DC Official Code 2-534(a)(2)	Exemption DC Official Code 2-534(a)(3) Subcategory A	Exemption DC Official Code 2-534(a)(3) Subcategory B	Exemption DC Official Code 2-534(a)(3) Subcategory C	Exemption DC Official Code 2-534(a)(3) Subcategory D	Exemption DC Official Code 2-534(a)(3) Subcategory E	Exemption DC Official Code 2-534(a)(3) Subcategory F
OIG	1	2	22	0	43	1	0	0
OLRCB		1						
OP		10						
OPC	3	0	0	0	0	0	0	0
ORM	0	0						
OSSE	0	5	1	1	0	0	0	0
OTA	0	0	0	0	0	0	0	0
OUC		125						
PSC	2	0	0	0	0	0	0	0
SBE	0	1	0	0	0	0	0	0
SCCRC	0	0	0	0	0	0	0	0
UDC	1	1	0	0	0	0	0	0
UMC		8						
Totals	152	776	41	4	296	5	51	1

Annual FOIA Report for FY 2014
by Agency

Agency Acronyms	Exemption DC Official Code 2-534(a)(4)	Exemption DC Official Code 2-534(a)(5)	Exemption DC Official Code 2-534(a)(6) Subcategory A	Exemption DC Official Code 2-534(a)(6) Subcategory B	Exemption DC Official Code 2-534(a)(7)	Exemption DC Official Code 2-534(a)(8)	Exemption DC Official Code 2-534(a)(9)	Exemption DC Official Code 2-534(a)(10)	Exemption DC Official Code 2-534(a)(11)
ABRA	0	0	0	0	0	0	0	0	0
BEGA			1						
CAB	0	0	0	0	0	0	0	0	0
CFSA	1	0	0	0					
DBH	0	0	0	0	0	0	0	0	0
DC Council	10	0	9	0	0	0	0	0	0
DC Water	3	0	0	0	0	0	0	0	0
DCA	0	0	0	0	0	0	0	0	0
DCBOE			2						
DCCAH	0	0	0	0	0	0	0	0	0
DCHFA	0	0	0	0	0	0	0	0	0
DCHR	0	0	0	0	0	0	0	0	0
DCOA	0	0			0	0	0	0	0
DCOZ	0	0	0	0	0	0	0	0	0
DCPC	1	0	0	0	0	0	0	0	0
DCPL	0	0	0	0	0	0	0	0	0
DCPS	7	0	4	0	0	0	0	0	0
DCRA	7	1	0	0	0	0	0	0	6
DCRB	2	0	1	0	0	0	0	0	0
DCTC	1								
DDOE	0	0				0	0	0	0
DDOT	25	0	0	0	0	0	0	0	0
DDS	3	0	8	0	0	0	0	0	0
DFS	0	0	0	0	0	0	0	0	0
DGS	7	0	0	0	0	2	0	0	0

Annual FOIA Report for FY 2014
by Agency

Agency Acronyms	Exemption DC Official Code 2-534(a)(4)	Exemption DC Official Code 2-534(a)(5)	Exemption DC Official Code 2-534(a)(6) Subcategory A	Exemption DC Official Code 2-534(a)(6) Subcategory B	Exemption DC Official Code 2-534(a)(7)	Exemption DC Official Code 2-534(a)(8)	Exemption DC Official Code 2-534(a)(9)	Exemption DC Official Code 2-534(a)(10)	Exemption DC Official Code 2-534(a)(11)
DHCD	6	0	0	0	0	0	0	0	0
DHCF	3	0	0	4	0	0	0	0	0
DHS	0	1		0		0			0
DISB	0	0	0	0	0	0	0	0	0
DMPED	10								
DMV	0	0	12	0	0	0	0	0	0
DOC	1	0	0	0	0	0	0	0	0
DOES									
DOH	6	0	2	0	0	0	0	0	0
DPR	0	0	0	0	0	0	0	0	0
DPW	0	0	0	0	0	0	0	0	0
DSLBD									
EOM	5								
FEMS									
HSEMA	0	0	0	0	0	0	0	1	0
MPTD	3	0	0	0	0	0	0	0	0
OAG	9		1	0	0	0	0	0	0
OAH	0	0	0	0	0	0	0	0	0
OCFO	6	0	0	0	0	0	0	0	0
OCME	0	0	0	0	0	0	0	0	0
OCP	4	0	11	0	0	0	0	0	0
OCT	0	0	0	0	0	0	0	0	0
OCTO	0	0	0	0	0	0	0	0	0
OEA	0	0	0	0	0	0	0	0	0
OHR			10						

**Annual FOIA Report for FY 2014
by Agency**

Agency Acronyms	Exemption DC Official Code 2-534(a)(4)	Exemption DC Official Code 2-534(a)(5)	Exemption DC Official Code 2-534(a)(6) Subcategory A	Exemption DC Official Code 2-534(a)(6) Subcategory B	Exemption DC Official Code 2-534(a)(7)	Exemption DC Official Code 2-534(a)(8)	Exemption DC Official Code 2-534(a)(9)	Exemption DC Official Code 2-534(a)(10)	Exemption DC Official Code 2-534(a)(11)
OIG	12	0	3	12	0	0	0	0	0
OLRCB									
OP									
OPC	0	0	0	0	0	0	0	0	0
ORM	1								
OSSE	1	1	6	0	0	0	0	0	0
OTA	0	0	0	0	0	0	0	0	0
OUC									
PSC	2	0	0	0	0	0	0	0	0
SBE	0	0	0	0	0	0	0	0	0
SCCRC	0	0	0	0	0	0	0	0	0
UDC	0	0	1	0	0	0	0	0	0
UMC	2								
Totals	138	3	71	16	0	2	0	1	6

**Annual FOIA Report for FY 2014
by Agency**

Agency Acronyms	Exemption DC Official Code 2-534(a)(12)	Number of FOIA requests processed within 15 days	Number of FOIA requests processed between 16 and 25 days	Number of FOIA requests processed in 26 days or more	Median number of days to process FOIA Requests	Number of staff hours devoted to processing FOIA requests	Total dollar amount expended by public body for processing FOIA requests	Total amount of fees collected by public body	Number of employees found guilty of a misdemeanor for violating any provision of the DC Freedom of Information Act
ABRA	0	26	4	0	6	15.25	\$592.00	\$0.00	0
BEGA		11	1	0	5	17.5	\$1,054.50	\$0.00	0
CAB	0	1	0	0	1	2	\$52.57	\$0.00	0
CFSA		3	8	7	25	0	\$0.00	\$23.75	0
DBH	0	19	5	0	11	0	\$0.00	\$0.00	0
DC Council	0	53	10	1	11	0	\$0.00	\$0.00	0
DC Water	0	7	11	25	29	1,217	\$40,996.50	\$5,050.00	0
DCA	0	11	5	0	6	65	\$3,744.25	\$0.00	0
DCBOE		15	6	2	10	36	\$0.00	\$0.00	0
DCCAH	0	0	3	1	23.5	32	\$0.00	\$0.00	0
DCHFA	0	10	2	0	14	260	\$14,040.00	\$0.00	0
DCHR	0	33	6	9	9.5	79	\$2,272.83	\$0.00	0
DCOA	0	11	1	1	10	30	\$1,851.30	\$0.00	0
DCOZ	0	36	0	0	1	72	\$3,960.00	\$0.00	0
DCPC	0	85	103	22	17	184	\$1,156.80	\$0.00	0
DCPL	0	5	0	0	14	12	\$120.00	\$0.00	0
DCPS	0	30	24	50	30	2340	\$89,310.00	\$0.00	0
DCRA	0	585	101	16	16	3200	\$94K	\$14.00	0
DCRB	0	12	6	0	15	45	\$2,000.00	\$0.00	0
DCTC		25	3	1	15	320	\$300.00	\$300.00	0
DDOE	0	250	105	128	14	1,341	\$66,058.00	\$5,071.04	0
DDOT	0	197	52	6	15	2000	\$113,120.00	\$9,133.50	0
DDS	0	16	2	0	15.78	80	\$3,426.04	\$0.00	0
DFS	0	4	0	0	8.5	4	\$258.00	\$0.00	0
DGS	0	94	14	5	14	455	\$12,740.00	\$640.00	0

**Annual FOIA Report for FY 2014
by Agency**

Agency Acronyms	Exemption DC Official Code 2-534(a)(12)	Number of FOIA requests processed within 15 days	Number of FOIA requests processed between 16 and 25 days	Number of FOIA requests processed in 26 days or more	Median number of days to process FOIA Requests	Number of staff hours devoted to processing FOIA requests	Total dollar amount expended by public body for processing FOIA requests	Total amount of fees collected by public body	Number of employees found guilty of a misdemeanor for violating any provision of the DC Freedom of Information Act
DHCD	0	37	24	4	12	240	\$25,000.00	\$1,088.20	0
DHCF	0	58	20	13	15	729.5	\$29,811.00	\$1,637.00	0
DHS	0	24	7	9	18		\$704.00	\$671.00	0
DISB	0	68	6	4	15	178	\$7,924.56	\$1,323.68	0
DMPED		2	15	9	25	450	\$15,150.00	\$0.00	0
DMV	0	71	13	2	11	23	\$1,365.00	\$242.00	0
DOC	0	113	1	0	15	2400	\$99,360.00	\$1,509.00	0
DOES		143	15	9	8.84	264	\$64.00	\$102.00	0
DOH	0	311	46	11	5	2590	\$116,490.00	\$157.75	0
DPR	0	11	2	6	15	208	\$0.00	\$0.00	0
DPW	0	39	7	3	12	74	\$12,022.04	\$863.75	0
DSLBD		4	1	1	15	25	\$750.00	\$0.00	0
EOM		11	21	14		780	\$39,000.00	\$0.00	0
FEMS		80	7	200		1890	\$100.59	\$1,649.50	0
HSEMA	0	13	3	1	4	156	\$5,913.38	\$0.00	0
MPTD	0	2	0	3	38	309	\$12,599.43	\$0.00	0
OAG	0	42	20	3	15	0		\$0.00	0
OAH	0	9	3	3	8	54	\$1,928.50	\$0.00	0
OCFO	0	122	35	22	5	122	\$7,145.00	\$1,289.41	0
OCME	0	10	2	0	10.5	26	\$1,413.36	\$0.00	0
OCP	0	38	32	79	21	447	\$1,341.00	\$1,483.00	0
OCT	0	1	0	0	0	2	\$74.74	\$0.00	0
OCTO	0	8	0	0	0	7	\$525.00	\$0.00	0
OEA	0	2	0	0	15	5	\$270.00	\$0.00	0
OHR		46	10	5	15	76	\$1,500.00	\$900.00	0

**Annual FOIA Report for FY 2014
by Agency**

Agency Acronyms	Exemption DC Official Code 2-534(a)(12)	Number of FOIA requests processed within 15 days	Number of FOIA requests processed between 16 and 25 days	Number of FOIA requests processed in 26 days or more	Median number of days to process FOIA Requests	Number of staff hours devoted to processing FOIA requests	Total dollar amount expended by public body for processing FOIA requests	Total amount of fees collected by public body	Number of employees found guilty of a misdemeanor for violating any provision of the DC Freedom of Information Act
OIG	0	62	22	0	14	2029	\$87,916.00	\$0.00	0
OLRCB		3	1	0	13.5	5	\$187.50	\$0.00	0
OP		39	1	1	1	120	\$6,000.00	\$0.00	0
OPC	0	2	1	0	15	24	\$1,247.76	\$0.00	0
ORM		2	3	0		7	\$600.00	\$0.00	0
OSSE	0	86	11	6	13	333	\$9,542.31	\$0.00	0
OTA	0	2	1	0	2	12	\$1,100.00	\$0.00	0
OUC		191	40	5	14	1040	\$237.69	\$0.00	0
PSC	0	4	2	0	15	60	\$3,750.00	\$0.00	0
SBE	0	1	0	0	1	2	\$86.00	\$0.00	0
SCCRC	0	2	0	0	5	9	\$387.18	\$0.00	0
UDC	0	12	6	3	10	150	\$6,500.00	\$0.00	0
UMC		1	0	0	12	15	\$1,260.00	\$57.50	0
Totals	0	3211	850	689	12.35	26668.25	\$856,318.83	\$33,206.08	0

AGENCY NAMES AND ACRONYMS

Acronym	Agency
ABRA	Alcoholic Beverage Regulation Administration
BEGA	Board of Ethics and Government Accountability
CAB	Contract Appeals Board
CFSA	Child and Family Services Agency
DBH	Department of Behavioral Health
DC Council	DC Council
DC Water	DC Water
DCA	DC Auditor
DCBOE	DC Board of Elections
DCCAH	DC Commission on the Arts and Humanities
DCHFA	DC Housing Finance Agency
DCHR	DC Human Resources
DCOA	DC Office on Aging
DCOZ	DC Office of Zoning
DCPC	DC Police Complaints
DCPL	DC Public Library
DCPS	DC Public Schools
DCRA	Department of Consumer and Regulatory Affairs
DCRB	District of Columbia Retirement Board
DCTC	District of Columbia Taxicab Commission
DDOE	District Department of the Environment
DDOT	District Department of Transportation
DDS	Department of Disability Services
DFS	Department of Forensic Sciences
DGS	Department of General Services
DHCD	Department of Housing and Community Development
DHCF	Department of Health Care Finance
DHS	Department of Human Services
DISB	Department of Insurance, Securities and Banking
DMPED	Deputy Mayor for Planning and Economic Development
DMV	Department of Motor Vehicles
DOC	Department of Corrections
DOES	Department of Employment Services
DOH	Department of Health
DPR	Department of Parks and Recreation
DPW	Department of Public Works
DSLBD	Department of Small and Local Business Development
EOM	Executive Office of the Mayor

Acronym	Agency
FEMS	Fire and Emergency Medical Services
HSEMA	Homeland Security and Emergency Management Agency
MPD	Metropolitan Police Department
MPTD	Motion Picture & Television Development
OAG	Office of the Attorney General
OAH	Office of Administrative Hearings
OCFO	Office of the Chief Financial Officer
OCME	Office of the Chief Medical Examiner
OCP	Office of Contracting and Procurement
OCT	Office of Cable Television
OCTO	Office of the Chief Technology Officer
OEA	Office of Employee Appeals
OHR	Office of Human Rights
OIG	Office of the Inspector General,
OLRCB	Office of Labor Relations and Collective Bargaining
OP	Office of Planning
OPC	Office of the People's Counsel
ORM	Office of Risk Management
OSSE	Office of the State Superintendent of Education
OTA	Office of the Tenant Advocate
OUC	Office of Unified Communications
PSC	Public Service Commission
SBE	State Board of Education
SCCRC	Sentencing & Criminal Code Revision Commission
UDC	University of District of Columbia
UMC	United Medical Center

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



January 30, 2015

The Honorable Phil Mendelson
Chairman, Council of the District of Columbia
The John A. Wilson Building
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Dear Chairman Mendelson:

Pursuant to the District of Columbia Freedom of Information Act ("DC FOIA"), D.C. Official Code § 2-531 et seq. (2001), as amended, enclosed is a listing of the lawsuits which were filed pursuant to the DC FOIA during fiscal year 2014 and defended by the Office of the Attorney General for the District of Columbia ("OAG"). I also have included the disposition of those cases, which were filed during fiscal year 2013 or earlier but not resolved at the time OAG's fiscal year 2013 report was submitted to the Council of the District of Columbia. DC FOIA lawsuits filed against public bodies for which the OAG does not provide legal representation are not reflected in this report.

This report covers the period of October 1, 2013, through September 30, 2014, and contains data responsive to the annual reporting requirements mandated by D.C. Official Code § 2-538(c), including the following:

1. A listing of the number of cases arising under the DC FOIA;
2. The exemption(s) involved in each case, where applicable;
3. The disposition of the case; and
4. The costs, if any, assessed pursuant to D.C. Official Code § 2-537(c).

If you have any questions or concerns regarding this report, please contact Robert White in the Office of the Attorney General for the District of Columbia, at (202) 724-5487 or by electronic mail at RobertC.White@dc.gov.

Sincerely,

Karl A. Racine
Attorney General for the District of Columbia

Enclosure

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



OFFICE OF THE ATTORNEY GENERAL'S FISCAL YEAR 2014
FREEDOM OF INFORMATION ACT LITIGATION REPORT
(October 1, 2013 through September 30, 2014)

Pursuant to the District of Columbia Freedom of Information Act ("DC FOIA"), D.C. Official Code § 2-538(c) (2001), this report from the Office of the Attorney General for the District of Columbia ("OAG") to the Council of the District of Columbia contains the following data pertaining to litigation arising under the DC FOIA for the previous fiscal year:

1. A listing of the number of cases arising under the DC FOIA;
2. The exemption(s) involved in each case, where applicable;
3. The disposition of the case; and
4. The costs, if any, assessed pursuant to D.C. Official Code § 2-537(c).

THE PUBLIC INTEREST DIVISION (PID) EQUITY SECTION

1. a. Case Name/Number: *Jacobson v. D.C.* (OAG and MPD), 2013 CA 3283
- b. Exemptions Claimed: D.C. Official Code § 2-534(a)(2) (personal privacy); D.C. Official Code § 2-534(a)(3)(c) (personal privacy in the context of law enforcement activities); D.C. Official Code § 2-534(a)(4) (documents subject to a privilege)
- c. Disposition of Case: District's summary judgment motion granted in part, Plaintiff's summary judgment motion granted in part; District's Motion for Reconsideration pending; District filed appeal
- d. Costs Assessed: None, to date
2. a. Case Name/Number: *Leopold v. D.C.* (MPD), 2013 CA 4665 B
- b. Exemptions Claimed: None
- c. Disposition of Case: District's Motion for Summary Judgment granted; Plaintiff filed appeal

- d. Costs Assessed: None, to date
3. a. Case Name/Number: *Fraternal Order of Police v. D.C.* (OAG, MPD, OCFO), 2013 CA 3417
- b. Exemptions Claimed: D.C. Official Code § 2-534(a)(4) (documents subject to a privilege), D.C. Official Code § 2-534(a)(2) (personal privacy)
- c. Disposition of Case: Settled
- d. Costs Assessed: \$3,200
4. a. Case Name/Number: Fraternal Order of Police, Metropolitan Police Labor Committee v. District of Columbia (MPD), Civ. No. 11-7549
- b. Exemption(s) Claimed: D.C. Official Code §2-534(a)(2) – Personal Privacy
- c. Disposition of Case: Closed. Summary judgment granted in favor of Plaintiff
- d. Cost Assessed: Attorney's fees settled for \$2,500
5. a. Case Name/Number: McMillan Park Committee v. District of Columbia (DMPED), Civ. No. 10-1820, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(a)(1) – Commercial Information
D.C. Official Code §2-534(a)(4) – Common Law Privileges
- c. Disposition of Case: Summary Judgment granted, in part, to plaintiffs
- d. Costs Assessed: The parties reached settlement in the amount of \$58,500.00, and the matter was dismissed on Nov. 12, 2013.
6. a. Case Name/Number: Fraternal Order of Police, Metropolitan Police Labor Committee v. District of Columbia (MPD), Civ. No. 12-4221
- b. Exemption(s) Claimed: D.C. Official Code §2-534(a) (2)) – Personal Privacy
- c. Disposition of Case: Dismissed with prejudice by stipulation after settlement of attorney's fees
- d. Cost Assessed: Attorney's fees settled for \$3,500

7. a. Case Name/Number: Fraternal Order of Police, Metropolitan Labor Committee v. District of Columbia (MPD) Civ. No 08-5557
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(a)(2) – Unwarranted invasion of personal privacy
D.C. Official Code § 2-534(e) – Attorney work product material
- c. Disposition of Case: Summary judgment granted in favor of Plaintiff on some records and in favor of the District on others; Court of Appeals modified summary judgment and required the District to produce records consistent with its opinion; currently open on remand in the Superior Court
- d. Costs Assessed: Fees assessed for \$50,440.52; evaluating whether basis for appeal exists
8. a. Case Name/Number: Fraternal Order of Police, Metropolitan Labor Committee v. District of Columbia (MPD), Civ. No. 08-8104
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(a)(2) – Unwarranted invasion of personal privacy
- c. Disposition of Case: Summary judgment granted in favor of Plaintiff; Court of Appeals ruled in favor of the District on the contested redactions
- d. Costs Assessed: No fees assessed to date
9. a. Case Name/Number: Fraternal Order of Police, Metropolitan Labor Committee v. District of Columbia (MPD), Civ. No. 09-618
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(a)(2) – Unwarranted invasion of personal privacy
- c. Disposition of Case: Superior Court found that disciplinary files appropriately redacted; FOP has appealed
- d. Costs Assessed: No fees assessed to date
10. a. Case Name/Number: Fraternal Order of Police, Metropolitan Labor Committee v. District of Columbia (MPD), Civ. No. 12-4123
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(a)(2) – Unwarranted invasion of personal privacy
D.C. Official Code § 2-534(e) – Attorney/client privilege, attorney work product, and law enforcement material

- c. Disposition of Case: Pending before Superior Court; FOP ordered to pay \$6,201.30 in production costs
- d. Costs Assessed: No fees assessed to date
11. a. Case Name/Number: Fraternal Order of Police, Metropolitan Labor Committee v. District of Columbia (MPD), Civ. No. 14-5794
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(a)(2) – (personal privacy)
- c. Disposition of Case: District’s Summary Judgment Motion granted
- d. Costs Assessed: None
12. a. Case Name/Number: Fraternal Order of Police, Metropolitan Labor Committee v. District of Columbia (MPD), Civ. No. 10-5152
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(a)(3) – Law enforcement
- c. Disposition of Case: Reversed on appeal and remanded; settled for attorney’s fees
- d. Costs Assessed: Attorney’s fees settled for \$25,000.00
13. a. Case Name/Number: Fraternal Order of Police, Metropolitan Labor Committee v. District of Columbia (MPD), Civ. No. 08-4867 B
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(a)(2) – Unwarranted invasion of personal privacy
- D.C. Official Code § 2-534(a)(3) – Investigatory records compiled for law enforcement purposes
- D.C. Official Code § 2-534(a)(4) – Intra-agency memoranda
- c. Disposition of Case: Pending before Superior Court after partial remand from D.C. Court of Appeals
- d. Costs Assessed: No attorney’s fees assessed, the District has a motion pending to assess approximately \$100,000 in production costs associated with the FOIA response against FOP.

CIVIL LITIGATION DIVISION FY 2014 FOIA REPORT

Update on Cases Previously Reported in the FY 13 FOIA Report

1. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia* (MPD), Civ. No. 05-7011, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(a)(2) – Personal Privacy; D.C. Official Code § 2-534 (a)(3)(A)(i) – Law Enforcement Investigatory Records; D.C. Official Code §2-534(b) – Non-privileged information not reasonably segregable; D.C. Official Code § 2-532(c)-the FOP’s request did not reasonably describe requested documents
- c. Disposition of Case: This matter was fully litigated in the Superior Court, appealed and then remanded for further proceedings. Plaintiff requested copies of all Disciplinary Review Board documents and EEO documents for all investigations of officers within a five year period. The court initially issued an order requiring production which was appealed, and on remand we renewed our argument that there was confidential information included in the documents that could not be redacted without rendering the documents unusable. We also argued that if the District is required to produce the documents, FOP should be required to bear the costs of production.
- d. Costs Assessed: The FOP was ordered to pay \$1.58 per page for the District’s cost of production. The District is producing approximately 4,000 pages of documents per month consistent with the Court’s order. The FOP filed a fee petition requesting \$120,763.26 in fees. The Court granted the petition but only awarded the FOP a total of \$53,544.14. The FOP has since deposited advanced payment for the cost of production and production has been ongoing. As of last month, the District moved for an extension of time to produce documents at MPD’s request because MPD had multiple grand-scale FOIA productions for the FOP pending.
2. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia* (MPD), Civ. No. 11-6033, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(a)(2) – Personal Privacy; D.C. Official Code §2-534(a)(4) – Deliberative Process, Law Enforcement, Attorney-Client, Attorney Work Product

Privileges and National Security Interests; D.C. Official Code §2-534(a)(6) – Statutory Exemption

- c. Disposition of Case: Cross motions for summary judgment denied. Court then conducted in camera review and upheld the agency's asserted exemptions. The parties' dispute on whether the FOP had a right to the search terms of the agency's second search, given the District's argument that the case was moot is now resolved. The FOP filed a petition for attorney fees which remains pending before the court.
- d. Costs Assessed: Other than the fees referenced above, there were no additional costs.
3. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia* (MPD), Civ. No. 10-8160, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(a)(2) – Personal Privacy
- c. Disposition of Case: Summary judgment granted 11/6/12. FOP moved for reconsideration on 11/20/12. The motion was denied.
- d. Costs Assessed: None
4. a. Case Name/Number: *Washington v. District of Columbia* (DCPS), Civ. No. 10-0741, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Code § 2-534 (a)(2) –Personal Privacy; D.C. Code § 2-534 (a)(4) – Deliberative Process, Attorney-Client, Attorney Work Product Privileges; D.C. Code § 2-534 (a)(6), Statutory Exemption
- c. Disposition of Case: Plaintiff alleged that DCPS failed timely to respond to two FOIA requests for all records in DCPS's possession relating to DCPS's compliance with the Final Order in *Washington v. DCPS*, OEA Matter 1601-0021-08. The Superior Court entered a declaratory judgment that DCPS violated the FOIA by failing to respond to Plaintiff's FOIA requests within the time period prescribed by statute. The parties settled plaintiff's fee request for \$5,000.00.
- d. Costs Assessed: None
5. a. Case Name/Number: *Frost v. District of Columbia* (MPD), Civ. No. 12-6863, District of Columbia Superior Court
- b. Exemption(s) Claimed: None
- c. Disposition of Case: Dismissed by Court

- d. Costs Assessed: None
6. a. Case Name/Number: *Brookland Heartbeat v. District of Columbia*, Civ. No. 12-806, District of Columbia Superior Court
- b. Exemptions Claimed: D.C. Official Code § 2-534(e)(4) - Deliberative process privilege D.C. Official Code §2-534(a)(3)(A) – Ongoing Criminal Investigation
- c. Disposition of Case: District’s summary judgment motion granted in part and denied in part. Appeal filed, however, the case was settled and the appeal was withdrawn. This case is now closed.
- d. Costs Assessed: Settled for \$25,000
7. a. Case Name/Number: *Brookland Heartbeat v. District of Columbia*, Civ. No. 12-6473, District of Columbia Superior Court
- b. Exemptions Claimed: D.C. Official Code § 2-534(e)(4) – Deliberative process privilege; D.C. Official Code §2-534(a)(1) Trade Secrets
- c. Disposition of Case: On March 24, 2014, the Court granted the District’s motion for summary judgment, in part, and denied the District’s motion, in part. The Court granted Plaintiff’s partial motion for summary judgment, in part, and denied the Plaintiff’s partial motion, in part. The District was required to produce documents in accordance with the Court’s order. This case is now closed.
- d. Costs Assessed: The Plaintiff and the District settled attorney’s fees and costs in the amount of \$22,000.
8. a. Case Name/Number: *Frankel v. D.C. Office of the Deputy Mayor for Planning and Economic Development (EOM)*, Civ. No. 10-312 B District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Code §2-534(a)(4) and (e) Deliberative Process and Attorney Client Privileges
- c. Disposition of Case: Plaintiff’s motion for summary judgment granted in part on December 16, 2011. Plaintiff’s motion for attorney’s fees and costs granted in part and denied in part on March 13, 2013. The Court awarded Plaintiff fees and costs in the amount of \$21,110.46. After failing to prevail in his motion for reconsideration, on May 8, 2013 Plaintiff filed a Notice appealing the March 13, 2013 order awarding fees and costs. As of January 12, 2015 the appeal remains pending.

- d. Costs Assessed: \$21,110.46
9. a. Case Name/Number: *FOP v. District of Columbia* (MPD), Civ. No. 11-6029 B, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code § 2-534(e)(4) - Deliberative process privilege; D.C. Official Code §2-534(c)(3) – Investigative Privilege
- c. Disposition of Case: The Court denied the District’s Motion for Summary Judgment; the Court initially granted the Plaintiff’s Motion for Summary Judgment. The District filed a motion for reconsideration asking the Court to deny the Plaintiff’s motion for summary judgment, which the Court granted.
- d. Costs Assessed: Plaintiff filed a motion for fees and costs seeking \$10,220.77. The Court granted the motion, awarding the entire amount.
10. a. Case Name/Number: *Sylvia Johnson v. District of Columbia* (DHS OGC), Civ. No. 08-6473, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(e), D.C. Official Code §2-534(a)(4) Deliberative process, Attorney client, Work product
- c. Disposition of Case: Summary Judgment granted to defendants 08/23/2013
- d. Costs Assessed: None
11. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia* (MPD), Civ. No. 11-9644, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(e), D.C. Official Code §2-534(a)(4) - Deliberative process Attorney client Work product
- c. Disposition of Case: Court granted plaintiff’s motion for partial summary judgment and documents were produced.
- d. Costs Assessed: Plaintiff’s motion for \$16,000 in attorney’s fees is pending.
12. a. Case Name/Number: *Peter Tucker v. District of Columbia* (DCTC), Civ. No. 12-0183, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(e), D.C. Official Code §2-534(a)(4) Deliberative process Attorney client Work product
- c. Disposition of Case: Settled and closed 02/01/2013

- d. Costs Assessed: \$200
13. a. Case Name/Number: *Abigail Padou v. District of Columbia (DCRA)*, Civ. No. 11-4254, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(e), D.C. Official Code §2-534(a)(4) Deliberative process Attorney client Work product
- c. Disposition of Case: Dismissed 10/12/2012
- d. Costs Assessed: \$300
14. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia (MPD)*, Civ. No. 12-6442, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(a)(2) – Personal Privacy
- c. Disposition of Case: Plaintiff's motion for summary judgment was granted and the District produced the documents . The case is closed.
- d. Costs Assessed: The court awarded \$5,471.88 in fees and costs.
15. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia (MPD)*, Civ. No. 12-6443, District of Columbia Superior Court
- b. Exemption(s) Claimed: D.C. Official Code §2-534(a)(2) and (a)(3) – Personal Privacy
- c. Disposition of Case: Documents were produced, case is dismissed.
- d. Costs Assessed: None
16. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia (MPD)*, Civ. No: 10-006565 B
- b. Exemption Claimed: None Listed
- c. Disposition of Case: Settled
- d. Costs Assessed: None
17. a. Case Name/Number *Fraternal Order of Police v. District of Columbia*, Civ. No. 10-6566
- b. Exemption Claimed: D.C. Official Code §2-534(a)(4) - Deliberative process
- c. Disposition of Case: Plaintiff appealed.
- d. Costs Assessed: No fees assessed to date.
18. a. Case Name/Number: *Pinkney, Tracy v. MPD (MPD)*, Civ. No. 13-7588

- b. Exemption Claimed: None; unable to locate requested photos
 - c. Disposition of Case: Motion for summary judgment pending
 - d. Costs Assessed: No fees assessed to date
- 19 a. Case Name/Number: *Black, Dion v. DDOT* (DDOT), Civ. No. 13-4262
- b. Exemption Claimed: D.C. Official Code §2-534(a)(4) - Deliberative process.
 - c. Disposition of Case: Defendant's motion for summary judgment granted.
 - d. Costs Assessed: No fees will be assessed because plaintiff is pro se.
20. a. Case Name/Number: *Crimmins, Connor v. ANC 5B* (ANC), Civ. No. 13-4225
- b. Exemption Claimed: Audio recording was not a public record subject to FOIA.
 - c. Disposition of Case: Case settled
 - d. Costs Assessed: \$58,438.22

NEW FOIA CASES RECEIVED IN FY 2014

1. a. Case Name/Number: *Kirby Vining v. District of Columbia*, Civ. No. 13-8189 (ANC-5E)
- b. Exemption Claimed: Private e-mails of individual commissioners were not subject to FOIA
 - c. Disposition of Case: The District's Motion to Dismiss was denied and the District was ordered to produce responsive e-mails from Commissioner Barnes' personal e-mail account. The District filed a notice of appeal. Plaintiff's Motion for Partial Summary Judgment was denied. The District's Motion for Costs is pending.
 - d. Costs Assessed: No fees assessed to date
2. a. Case Name/Number: *Jamestown Premier One Metro Center Corp. v. DC* (OTR), 2014 CA 4719
- b. Exemptions Claimed: D.C. Official Code § 2-534(a)(4) (deliberative process privilege)
 - c. Disposition of Case: Cross motions for summary judgment pending; there is a motions hearing on 1/28/15
 - d. Costs Assessed: None to date

3. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia* (MPD), 2014 CA 2965
 - b. Exemption Claimed: None
 - c. Disposition of Case: Defendant's Motion to Dismiss, or, in the alternative for Summary Judgment granted in part
 - d. Costs Assessed: Plaintiff to pay \$4,075.84 in document search, duplication and review costs
4. a. Case Name/Number: *Johnson v. District of Columbia* (DCPS), 2014 CA 6529
 - b. Exemption Claimed: D.C. Official Code § 2-534(a)(2) – personal privacy; D.C. Code § 2-534(a)(6) – exemption by statute
 - c. Disposition of Case: Defendants' Motion to Dismiss pending
 - d. Costs Assessed: No fees assessed to date
5. a. Case Name/Number: *Kane, James v. District of Columbia*, No. 14-3386
 - b. Exemption Claimed: D.C. Official Code §2-534 - Deliberative process
 - c. Disposition of Case: Discovery ongoing
 - d. Costs Assessed: None at this time
6. a. Case Name/Number *Fraternal Order of Police v. District of Columbia*, Civ. No. 13-7924 B
 - b. Exemption Claimed: D.C. Official Code §2-534 - Deliberative process
 - c. Disposition of Case: Case settled
 - d. Costs Assessed: \$2,800.00
7. a. Case Name/Number *Fraternal Order of Police v. District of Columbia*, Civ. No. 11-7550 B
 - b. Exemption Claimed: D.C. Official Code §2-534 – Personal privacy; vague, ambiguous, overly broad
 - c. Disposition of Case: Plaintiff granted summary judgment
 - d. Costs Assessed: No fees awarded

FY 2014 FOIA APPEAL ANNUAL REPORT LOG

GENERAL COUNSEL

FOIA APPEAL LOG FY 2014

ANNUAL REPORT

SUMMARY

Number of received appeals in FY 14	115
Number of decisions on appeal received in FY 14	111
Number of undecided appeals as of September 30, 2014	4

FY 2014 FOIA APPEAL ANNUAL REPORT LOG

GENERAL COUNSEL

FOIA APPEAL LOG FY 2014

General Counsel ANNUAL FOIA APPEAL LOG FY 2014

FOIA APPEAL & WORKFLOW NUMBER	Date Received in General Counsel Office	Date sent to Agency	Requester Name + Contact Info	FOIA Agency Contact/ Department	Decision / Statute
MLC2014-01	9/30/2013	10/1/2013	Julian Byrd	DOC	10/7/2013 UPHELD in part; REMANDED in part
MLC2014-02	10/3/2013	10/3/2013	Kenok Araya	CJDT	10/10/2013 UPHELD
MLC2014-03	10/8/2013	10/9/2013	Fritz Mulhauser	MPD	10/18/2013 MOOT
MLC2014-04	10/8/2013	10/10/2013	Matthew Dursa	DPW	10/22/2013 DISMISSED
MLC2014-05	10/9/2013	10/10/2013	Demetric Pearson	DOH	10/18/2013 UPHELD
MLC2014-06	10/9/2013	10/10/2013	Kit Douglas	DDOT	11/1/2013 UPHELD in part and REVERSED & REMANDED in part
MLC2014-07	10/15/2013	10/16/2013	Oliver Hall	DMPED	11/13/2013 REVERSED & REMANDED; 1/15/2014 MODIFIED DECISION
MLC2014-08	10/24/2013	10/24/2013	Felicia Chambers	OCFO	11/21/2013 REVERSED & REMANDED
MLC2014-09	10/29/2013	10/31/2013	Michael Gorbey	DOC	11/21/2013 UPHELD
MLC2014-10	10/29/2013	10/31/2013	Michael Wonson	MPD	11/21/2013 UPHELD in part and REVERSED & REMANDED in part
MLC2014-11	10/30/2013	10/31/2013	Kit Douglas	DCHR	11/20/2013 UPHELD in part and MOOT in part
MLC2014-12	11/12/2013	11/12/2013	Fritz Mulhauser	MPD	12/3/2013 UPHELD
MLC2014-13	11/18/2013	11/18/2013	Bessie Peete	DCRB	12/4/2013 REVERSED & REMANDED
MLC2014-14	11/19/2013	11/20/2013	Gordon Swartz	MPD	12/6/2013 UPHELD
MLC2014-15	11/19/2013	11/20/2013	Joshua Deahl	FEMS	12/3/2013 MOOT
MLC2014-16	11/19/2013	11/20/2013	Fritz Mulhauser	MPD	12/3/2013 MOOT

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MLC2014-17	11/20/2013	11/22/2013	Phil Kerpen	EOM	12/11/2013 REMANDED
MLC2014-18	11/27/2013	12/2/2013	Fritz Mulhauser	MPD	12/18/2013 MOOT
MLC2014-19	12/9/2013	12/9/2013	Deborah Awolope	OPC	12/24/2013 UPHELD
MLC2014-20	12/9/2013	12/9/2013	Chad Bowman	FEMS	1/17/2014 UPHELD in part; REVERSED & REMANDED in part
MLC2014-21	12/17/2013	12/17/2013	Edgar King	OEA	12/19/2013 UPHELD
MLC2014-22	12/5/2013	1/2/2014	Victor Melendez	FEMS	1/27/2014 UPHELD in part; REVERSED & REMANDED in part
MLC2014-23	12/19/2013	1/2/2014	Felicia Chambers	OCFO	1/17/2014 UPHELD
MLC2014-24	1/3/2014	1/6/2014	Garth Kant	MPD	1/28/2014 UPHELD
MLC2014-25	1/6/2014	1/6/2014	Jim Baker	DCRB	1/28/2014 UPHELD
MLC2014-26	1/7/2014	1/8/2014	Phil Kerpen	DDOT	2/11/14 UPELD in part; REVERSED & REMANDED in part.
MLC2014-27	1/7/2014	1/9/2014	Mark Pendleton	OCFO	1/22/2014 UPHELD
MLC2014-28	1/23/2014	1/24/2014	Lori Nickens	MPD	2/3/2014 UPHELD
MLC2014-29	1/28/2014	1/29/2014	Dwannna Lee	OSSE	2/4/2014 UPHELD
MLC2014-30	1/28/2014	1/29/2014	Russ Ptacek	DCTC	2/24/2014 REVERSED & REMANDED
MLC2014-31	2/6/2014	n/a	Mike DeBonis	OCF	2/11/2014 STAY
MLC2014-32	2/10/2014	2/12/2014	Jillian Melcoir	HBX	3/7/2014 UPHELD
MLC2014-33	2/12/2014	2/18/2014	Susan Borecki	MPD	2/25/2014 UPHELD
MLC2014-34	2/19/2014	2/21/2014	Julian Byrd	DOC	3/11/2014 UPHELD
MLC2014-35	2/28/2014	2/28/2014	Joseph Fichera	OCFO	3/12/2014 UPHELD
MLC2014-36	2/24/2014	2/28/2014	Robert Gordon	DDOT	4/8/2014 UPHELD in part; REVERSED & REMANDED in part.
MLC2014-37	2/28/2014	2/28/2014	Moses Brown	ORM	3/21/2014 MOOT
MLC2014-38	3/14/2014	3/14/2014	Mary Levy	DCPS	3/26/2014 REMANDED

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MLC2014-39	3/14/2014	3/14/2014	Fritz Mulhauser (ORM Report)	ORM	3/21/2014 MOOT
MLC2014-40	3/18/2014	3/19/2014	Kenard Johnson	DOC	3/27/2014 UPHELD
MLC2014-41	3/18/2014	3/19/2014	Jarrod Sharp (Zahara Dorriz)	DDOT	4/8/2014 UPHELD in part; MOOT in part
MLC2014-42	3/18/2014	3/19/2014	Roy Kaufman	DISB	3/26/2014 UPHELD
MLC2014-43	3/18/2014	3/19/2014	Vaughn Bennett	DCPS	3/24/2014 MOOT
MLC2014-44	3/24/2014	3/24/2014	Russell Carollo	BEGA	3/31/2014 UPHELD in part; REVERSED & REMANDED in part.
MLC2014-45	3/24/2014	3/24/2014	Russell Carollo	BEGA	3/31/2014 UPHELD
MLC2014-46	3/24/2014	3/24/2014	Russell Carollo	BEGA	3/31/2014 UPHELD in part; REVERSED & REMANDED in part.
MLC2014-47	3/24/2014	3/26/2014	Tara Kearnes	DDOT	4/14/2014 UPHELD
MLC2014-48	3/27/2014	3/31/2014	Pete Bryant	DOES	4/9/2014 UPHELD
MLC2014-49	3/31/2014	3/31/2014	Cynthia Perry	OCME	4/2/2014 MOOT
MLC2014-50	3/31/2014	3/31/2014	Russell Carollo	OCP	4/9/2014 UPHELD
MLC2014-51	3/31/2014	3/31/2014	Kenard Johnson	DYRS	4/9/14 MOOT
MLC2014-52	3/27/2014	4/1/2014	Paul Varnado	DCRA	4/15/2014 REMANDED
MLC2014-53	4/15/2014	4/15/2014	Keith Hunter	DOH	4/30/2014 UPHELD
MLC2014-54	4/15/2014	4/15/2014	Jarod Sharp	MPD	4/25/2014 MOOT
MLC2014-55	4/23/2014	4/24/2014	Leon Lechene	EOM	5/12/2014 REMANDED
MLC2014-56	4/20/2014	4/24/2014	Moses Brown	DOC	5/13/2014 UPHELD
MLC2014-57	4/23/2014	4/25/2014	Ashley Riddell	FEMS	5/13/2014 UPHELD
MLC2014-58	4/24/2014	4/25/2014	Gerald Malloy	DOC	5/8/2014 UPHELD
MLC2014-59	5/12/2014	5/12/2014	Ann-Marie Kuyler	DCPS	5/28/2014 MOOT
MLC2014-60	5/14/2014	5/14/2014	Jarrod Sharp	MPD	6/5/2014 MOOT in part; UPHELD in part

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MLC2014-61	5/14/2014	5/16/2014	Andrea Noble	EOM	6/5/2014 MOOT
MLC2014-62	5/9/2014	5/20/2014	Dr. Keith Hunter	DOH	6/5/2014 UPHELD in part & REMANDED in part
MLC2014-63	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-64	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-65	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-66	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-67	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-68	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-69	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-70	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-71	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-72	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-73	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-74	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-75	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-76	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-77	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-78	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-79	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-80	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-81	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-82	5/28/2014	6/3/2014	David Fuss	OCFO	6/20/2014 UPHELD
MLC2014-83	6/2/2014	6/3/2014	Tanaz Moghadam	MPD	6/10/2014 UPHELD
MLC2014-84	6/3/2014	6/3/2014	William Sommer	BOE	6/20/2014 UPHELD in part; REVERSED & REMANDED in part

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MLC2014-85	6/18/2014	n/a	Mary Chambers	OIG	6/18/2014 MOOT
MLC2014-86	5/16/2014	5/16/2014	Andrea Noble	EOM	6/5/13 MOOT
MLC2014-87	5/20/2014	5/20/2014	Keith Hunter	DOH	6/5/13 UPHELD in part and REMANDED in part
MLC2014-88	6/18/2014	6/25/2014	Kavitha Reddy	MPD	7/10/14 UPHELD
MLC2014-89	6/26/2014	6/26/2014	Mark Eckenmiller	DCRA	7/14/14 MOOT
MLC2014-90	7/3/2014	7/3/2014	Fritz Mulhauser	OCF	7/23/14 REVERSED and REMANDED
MLC2014-91	7/8/2014	7/11/2014	Fritz Mulhauser	MPD	7/30/14 MOOT
MLC2014-92	7/8/2014	7/11/2014	Fritz Mulhauser	DOC	8/5/14 REVERSED and REMANDED
MLC2014-93	7/11/2014	7/11/2014	A. Conti	BEGA	8/5/14 Withdrawn
MLC2014-94	7/15/2014	7/15/2014	Terence Bethea	DCHA	8/4/14 REVERSED and REMANDED
MLC2014-95	7/15/2014	7/15/2014	Gerald Gilliard	DCPS	8/8/2014 UPHELD
MLC2014-96	7/16/2014	7/16/2014	Will Sommer	DISB	7/22/14 Withdrawn
MLC2014-97	7/21/2014	7/21/2014	Douglas Ticker	FEMS	7/22/14 MOOT/Withdrawn
MLC2014-98	7/21/2014	7/21/2014	Barton Uze	OCFO	8/8/2014 UPHELD
MLC2014-99	7/22/2014	7/22/2014	Catherine Bertram	MPD	8/8/2014 UPHELD
MLC2014-100	8/5/2014	8/5/2014	Ann-Marie and Ray Kuyler	DCPS	8/18/2014 MOOT
MLC2014-101	8/5/2014	8/5/2014	Mark Eckenmiller	DCRA	8/21/14 REMANDED
MLC2014-102	8/5/2014	8/5/2014	Bobby Dunn	MPD	8/27/2014 UPHELD
MLC2014-103	8/7/2014	8/7/2014	Aliyyah Ferguson	MPD	8/29/2014 UPHELD in part & MOOT in part
MLC2014-104	8/15/2014	8/15/2014	F. Scott Lucas	DCPS	8/27/2014 MOOT
MLC2014-105	8/15/2014	8/15/2014	Saundra Taylor	DOES	8/25/2014 UPHELD
MLC2014-106	8/20/2014	8/20/2014	Kathryn Grace	FEMS	8/21/2014 MOOT
MLC2014-107	8/20/2014	8/20/2014	Tony Weems	MPD	9/2/2014 REMANDED

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MLC2014-108	8/22/2014	8/25/2014 No attachments; 8/27/2014 with attachments	Ryan Schuster	OUC & FEMS	9/16/2014 re OUC: REMANDED; re FEMS: REMANDED in part & MOOT in part
MLC2014-109	8/28/2014	8/28/2014	Charles Moran	DCPS	9/5/2014 MOOT
MLC2014-110	9/8/2014	9/9/2014	Scott Lucas	DCS	9/18/2014 UPHELD
MLC2014-111	9/8/2014	9/19/2014	Tiffany Davis	DDS	9/29/2014 UPHELD
MLC2014-112	9/19/2014	9/19/2014	Nadia Pflaum (WUSA 9)	MPD	10/6/2014 MOOT
MLC2014-113	N/A	N/A	Amber Hardy	DPW	9/18/2014 MOOT
MLC2014-114	9/19/2014	9/19/2014	Antoine Thompson	SCCRC	9/29/2014 UPHELD
MLC2014-115	9/25/2014	9/25/2014	Taylor Dankmyer	DCBOEE	10/10/2014 UPHELD