

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
Office of the Attorney General



ATTORNEY GENERAL  
KARL A. RACINE

February 1, 2016

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

2016 FEB - 1 PM 4: 24  
OFFICE OF THE  
SECRETARY

Dear Chairman Mendelson:

Pursuant to the District of Columbia Freedom of Information Act ("DC FOIA"), DC 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 2015 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 2014 or earlier, but not resolved at the time OAG's fiscal year 2014 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, 2014, through September 30, 2015, and contains data responsive to the annual reporting requirements mandated by DC 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 DC Official Code § 2-537(c).

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

Sincerely,

Karl A. Racine  
Attorney General for the District of Columbia

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**  
**Office of the Attorney General**



**OFFICE OF THE ATTORNEY GENERAL'S FISCAL YEAR 2015**  
**FREEDOM OF INFORMATION ACT LITIGATION REPORT**  
**(October 1, 2014 through September 30, 2015)**

Pursuant to the District of Columbia Freedom of Information Act (“DC FOIA”), 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 specified data pertaining to litigation arising under the DC FOIA for the previous fiscal year:

1. The case name and number for each case 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).  
D.C. Official Code § 2-538(c) (2001).

**PUBLIC INTEREST DIVISION FY 2015 FOIA REPORT**

1.     a. Case Name/Number:                     *FOP, Metropolitan Police Labor Committee v. District of Columbia*, (MPD) Civ. No. 08-5557
- b. Exemption(s) Claimed:             DC Official Code § 2-534(a)(2)—Personal Privacy
- c. Disposition of Case:                Closed. Dismissed on February 22, 2015, by stipulation.
- d. Costs Assessed:                    OAG paid \$50,440.52 for the settlement of attorney’s fees
  
2.     a. Case Name/Number:                     *FOP, Metropolitan Police Labor Committee v. District of Columbia*, (MPD), Civ. No. 09-0618
- b. Exemption(s) Claimed:             DC Official Code § 2-534(a)(2)—Personal Privacy
- c. Disposition of Case:                Open. Court of Appeals upheld judgment in District’s favor regarding redactions, and Plaintiff prevailed partially on other issues earlier in the case.

- d. Costs Assessed: None. Plaintiff's motion for attorney's fees is due February 2016.
3. a. Case Name/Number: *FOP, Metropolitan Police Labor Committee v. District of Columbia*, (MPD), Civ. No. 12-4123
- b. Exemption(s) Claimed: DC Official Code § 2-534(a)(2)—Personal Privacy
- c. Disposition of Case: Open. Status Hearing on March 4, 2016. MPD has nearly concluded its rolling document production pursuant to Court-approved agreement.
- d. Costs Assessed: None. Fee petition forthcoming.
4. a. Case Name/Number: *FOP, Metropolitan Police Labor Committee v. District of Columbia*, (OPC), 2008 CA 4867 B
- b. Exemptions Claimed: D.C. Code §2-534(a)(2) (personal privacy); D.C. Code §2-534(a)(3)(c) (personal privacy in the context of law enforcement activities); D.C. Code §2-534(a)(4) (documents subject to a privileged)
- c. Disposition of Case: Production ordered.
- d. Costs Assessed: \$4,648.25 to be paid by FOP.
5. a. Case Name/Number: *FOP, Metropolitan Police Labor Committee, v. District of Columbia*, (EOM, OCTO), Civ. 10-8161
- b. Exemption(s) Claimed: Deliberative Process Privilege; Law Enforcement Privilege; Personal Privacy Exemption
- c. Disposition of Case: Closed. Court of Appeals denied Plaintiffs' appeal of (partial) denial of summary judgment and denial of attorneys' fee petition.
- d. Costs Assessed: None.
6. a. Case Name/Number: *FOP, Metropolitan Police Labor Committee v. District of Columbia*, (MPD), Civ. No. 11-6032
- b. Exemption(s) Claimed: Law Enforcement Privilege, Deliberative Process

Privilege

- c. Disposition of Case: Closed. Settlement Agreement executed and Stipulation of Dismissal filed October 13, 2015.
- d. Costs Assessed: Settlement of \$8,231.03.
7. a. Case Name/Number: *Washington Teacher's Union, et al. v. District of Columbia Public Schools*, Civ. No. 15-2651
- b. Exemption(s) Claimed: DC Official Code § 2-534(a)(2)—Personal Privacy
- c. Disposition of Case: Open. The District won summary judgment in December 2015 (announced from the bench) but the parties are still awaiting a written order.
- d. Costs Assessed: None to date.
8. a. Case Name/Number: *Eastern Market Metro Community Ass'n v. District of Columbia*, 2014 CA 005768 B
- b. Exemptions claimed: None.
- c. Disposition: Discovery ongoing.
- d. Costs assessed: None.
9. a. Case Name/Number: *FOP, Metropolitan Police Labor Committee v. District of Columbia*, 2010 CA 8401 B
- b. Exemptions claimed: None.
- c. Disposition: On appeal.
- d. Costs assessed: None.
10. a. Case Name/Number: *FOP, Metropolitan Police Labor Committee v. District of Columbia*, (MPD) 2011 CA 6983 B
- b. Exemptions claimed: None.
- c. Disposition: Closed. Summary judgment for plaintiff.
- d. Costs assessed: Attorney's fees and costs of 12,057.78.

11. a. Case Name/Number: *S.L. England, PLLC v. District of Columbia*, (MPD) Civ. No. 15-4957
- b. Exemption(s) Claimed: D.C. Official Code §2-534(a)(2) – Personal Privacy
- c. Disposition of Case: Closed; case dismissed with prejudice based upon plaintiff's failure to file proof of service under Superior Court Rule 4(m).
- d. Cost Assessed: None.
12. a. CaseName/Number: *Kathleen Sullivan v. DC* (OAG), 2015 CA 006453
- b. Exemptions Claimed: 2-534(a)(1) (trade secrets)
- c. Disposition of Case: Open.
- d. Fees Assessed: None.

## CIVIL LITIGATION DIVISION FY 2015 FOIA REPORT

### UPDATE ON CASES FILED PRIOR TO FY 14

1. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia* (MPD) Civ. No. 05-7011
- 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 case is closed. However, the Court required continued production based on payments made by the FOP for requested documents. As of today, no additional documents are required for production because FOP has not made any additional payments. While the agency estimates that there still exists 25,000 additional responsive pages of information, because FOP has not made any additional payments, there is no requirement for production. To date, FOP has made approximately 18 payments for a total of \$113,760.
- d. Costs Assessed: The FOP was ordered to pay \$1.58 per page for the District's cost of production and has paid the District a total

of \$113,760. The Court granted the FOP's attorney's fees petition, but only awarded the FOP a total of \$53,544.14.

2. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia* (MPD); Civ. No. 11-6033
- 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: None at this time.
3. a. Case Name/Number: *Frankel v. D.C. Office of the Deputy Mayor for Planning and Economic Development* (EOM), Civ. No. 10-312 B
- 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. On February 12, 2015, the Court of Appeals ruled that attorney's fees are potentially available where a Plaintiff shows a causal nexus between a court action and a FOIA production, whether or not the production was court-ordered. The case was remanded to the Superior Court for additional briefing in light of the decision. Briefing on the fees motions was completed on June 25, 2015, and the parties await a decision from the Judge.
- d. Costs Assessed: \$21,110.46 (in 2013)

4. a. Case Name/Number: *FOP v. District of Columbia* (MPD) Civ. No. 11-6029 B
- 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: Judgment for Plaintiff. The District produced documents and the Court awarded Plaintiff \$20,446.00 in fees and costs requested. No appeal was filed, case is closed.
- d. Costs Assessed: \$20,446.00
5. a. Case Name/Number: *Fraternal Order of Police v. District of Columbia* (MPD) Civ. No. 11-9644
- b. Exemption(s) Claimed: D.C. Official Code §2-534(e), D.C. Official Code §2-534(a)(4) - Deliberative process, Attorney-client privilege, Work product
- c. Disposition of Case: Court granted plaintiff's motion for partial summary judgment and documents were produced.
- d. Costs Assessed: The Court awarded fees and costs in the amount of \$20,446.00 on July 24, 2015. No appeal was taken.
6. 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.
7. a. Case Name/Number: *Pinkney, Tracy v. MPD* (MPD) Civ. No. 13-7588
- b. Exemption Claimed: None.
- c. Disposition of Case: On August 7, 2015, the Court granted the Defendants' Motion for Summary Judgment, and denied Plaintiff's Renewed Motion for Summary Judgment.
- d. Costs Assessed: None.
8. 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: None.

**UPDATE ON 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 Court dismissed the case. Both parties appealed the court's assessment of fees and costs.
  - d. Costs Assessed: On November 3, 2015, the Court granted Plaintiff's motion for attorney fees and costs and awarded him \$65,241.00 in fees, and costs of \$880.90, for a total of \$66,121.90.
2. a. Case Name/Number: *Jamestown Premier One Metro Center Corp. v. DC* (OTR) 2014 CA 4719
  - b. Exemptions Claimed: D.C. Code § 2-534(a)(4) – Deliberative process.
  - c. Disposition of Case: The Court granted the plaintiffs' motion for summary on January 28, 2015. The District produced the requested documents in December 2015, and the case has been dismissed.
  - d. Costs Assessed: None.
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.



5. a. Case Name/Number: *Kane, James v. District of Columbia*, 2014 CA 3386
- b. Exemption Claimed: D.C. Code §2-534 - Deliberative process
- c. Disposition of Case: On July 9, 2015, the Court denied Plaintiff's Second Motion for Summary Judgment and dismissed the case. Plaintiff appealed.
- d. Costs Assessed: None.
6. a. Case Name/Number *Fraternal Order of Police v. District of Columbia*, Civ. No. 13-7924 B
- b. Exemption Claimed: D.C. Code §2-534 - Deliberative process
- c. Disposition of Case: Case settled.
- d. Costs Assessed: \$2,800.00 settlement.
7. a. Case Name/Number *Fraternal Order of Police v. District of Columbia*, Civ. No. 11-7550 B
- b. Exemption Claimed: D.C. Code §2-534 – Personal privacy; vague, ambiguous, overly broad.
- c. Disposition of Case: Plaintiff granted summary judgment.
- d. Costs Assessed: None.

**NEW FOIA CASES RECEIVED IN FY 2015**

1. a. Case Name/Number *Kenard Johnson v. District of Columbia*, 2015 CA 1136 B
- b. Exemption Claimed: None. DOC is not in possession of Plaintiff's old inmate records.
- c. Disposition of Case: On January 29, 2016, the Court granted summary judgment in the District's favor.
- d. Costs Assessed: None.
2. a. Case Name/Number *Jonathan Cook v. District of Columbia*, 2015 CA 2176 B
- b. Exemption Claimed: None.
- c. Disposition of Case: Settled, responsive documents were produced to Plaintiff.

- d. Costs Assessed: No fees awarded.
3. a. Case Name/Number *Bruce Void v. Delaney (DC Superior Court Clerk) 2015 CA 002356 B*
- b. Exemption Claimed: Superior Court is not subject to FOIA.
- c. Disposition of Case: Summary judgment granted on January 15, 2016.
- d. Costs Assessed: No fees awarded.
4. a. Case Name/Number: *Johnson v. District of Columbia. (DCPS), 2014 CA 6529*
- b. Exemption Claimed: D.C. Code § 2-534(a)(2) – Personal privacy; D.C. Code § 2-534(a)(6) – Exemption by statute
- c. Disposition of Case: On April 3, 2015, the Court dismissed this case.
- d. Costs Assessed: None.

## FY 2015 FOIA Appeal Annual Report Log

### Mayor's Office of Legal Counsel

FOIA APPEAL NUMBER	Date Received in General Counsel Office/MOLC	Date sent to Agency	Date Returned	Requester	FOIA Agency	Decision	Exemption, Issue
MLC2015-01	10/9/2014	N/A	N/A	Mulhauser	MPD	10/9/2014 MOOT	Agency Responded to Request After Appeal
MLC2015-02	10/9/2014	10/9/2014	10/22/2014	Mulhauser	MPD	10/22/2014 MOOT	Agency Released Documents After Appeal
MLC2015-03	10/9/2014	10/9/2014	10/16/2014	French	PSC	10/21/2014 AFFIRMED	(a)(15)
MLC2015-04	10/17/2014	10/17/2014	10/27/2014	Volpe	MPD	10/27/2014 MOOT	Agency Released Documents After Appeal
MLC2015-05	10/21/2014	10/21/2014	10/27/2014	Guroff	MPD	10/28/2014 AFFIRMED	(a)(2), (a)(3)(A)(i)
MLC2015-06	10/21/2014	10/21/2014	MPD: 10/29/2014	Hamilton	MPD/OUC	11/3/2014 RREVERSED, REMANDED	Adequacy of Search
MLC2015-07	10/23/2014	N/A	N/A	Johnson	N/A	10/23/2014 MOOT	Request for Federal Agency Records
MLC2015-08	11/4/2014	11/4/2014	11/20/2014	Maddox	DCRA	11/21/2014 MOOT	Agency Released Documents After Appeal
MLC2015-09	11/13/2014	11/13/2014	11/20/2014	Moran	DCPS	11/26/2014 REVERSED, REMANDED	(a)(4); Unduly Burdensome Search

FOIA APPEAL NUMBER	Date Received in General Counsel Office/MOLC	Date sent to Agency	Date Returned	Requester	FOIA Agency	Decision	Exemption, Issue
MLC2015-10	11/21/2014	11/21/2014	11/24/2014	Quilliam	DDOE	12/1/2014 MOOT	Agency Released Documents After Appeal
MLC2015-11	12/1/2014	12/1/2014	12/18/2014	Green	OAG CSSD	12/19/2014 MOOT	Agency Released Documents After Appeal
MLC2015-12	12/4/2014	12/4/2014	12/19/2014	Marshall	MPD	12/19/2014 AFFIRMED	(a)(2), (a)(3)(C)
MLC2015-13	12/5/2014	12/5/2014	12/9/2014	McLaughlin	MPD	12/10/2014 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-14	12/10/2014	12/11/2014	12/18/2014	Bresee	DCRA	12/19/2014 REVERSED, REMANDED	Timing of Disclosure
MLC2015-15	12/12/2014	12/12/2014	12/30/2014	Costigan	MPD	12/31/2014 AFFIRMED	(a)(2), (a)(3)(C)
MLC2015-16	2/26/2015	3/4/2015	3/20/2015	Ayers	MPD	3/23/2015 MOOT	(a)(6); Agency Agreed to Release Documents After Appeal
MLC2015-17	2/25/2015	3/2/2015	3/6/2015	Beasley	DOH	3/9/2015 AFFIRMED	2-534(d) Vital Records Act
MLC2015-18	2/25/2015	3/9/2015	3/20/2015	Bresee	DCRA	3/23/2015 REVERSED, REMANDED	(a)(3)(A)(i); Agency Agreed to Release Documents After Appeal

FOIA APPEAL NUMBER	Date Received in General Counsel Office/MOLC	Date sent to Agency	Date Returned	Requester	FOIA Agency	Decision	Exemption, Issue
MLC2015-19	2/25/2015	3/3/2015	3/6/2015	Myers	OCP	3/6/2015 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-20	2/25/2015	3/4/2015	3/11/2015	Adkins	MPD	3/11/2015 AFFIRMED	No Responsive Public Record Maintained by Agency
MLC2015-21	2/27/2015	3/2/2015	3/9/2015	Hamilton	DMPD	3/10/2015 AFFIRMED	(a)(1)
MLC2015-22	3/2/2015	3/3/2015	3/3/2015	Sundarrajan	FEMSD	03/03/2015 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-23	2/25/2015	3/10/2015	N/A	Schauer	ANC	3/18/2015 REVERSED, REMANDED	No Response; Adequacy of Search
MLC2015-24	2/25/2015	3/19/2015	3/23/2015	Green	OAG	4/2/2015 REVERSED, REMANDED	(a)(4)
MLC2015-25	2/26/2015	N/A	N/A	Trazell	N/A	02/27/2015 CLOSED	Insufficiently Plead; Not Enough Information
MLC2015-26	2/22/2015	2/23/2015	2/23/2015	Bettis	MPD	03/04/2015 WITHDRAWN	Requester Did Not Intend to Appeal
MLC2015-27	2/25/2015	2/25/2015	2/26/2015	Reilly	OSSE	2/27/2015 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-28	2/25/2015	2/26/2015	2/26/2015	Ashe	FEMSD	2/27/2015 MOOT	Agency Released Documents After Appeal

FOIA APPEAL NUMBER	Date Received in General Counsel Office/MOLC	Date sent to Agency	Date Returned	Requester	FOIA Agency	Decision	Exemption, Issue
MLC2015-29	2/25/2015	2/26/2015	2/26/2015	Austermuhle	MPD	2/27/2015 MOOT	Agency Released Documents After Appeal
MLC2015-30	2/25/2015	2/26/2015	2/26/2015	Kahl	DDOE	2/26/2015 MOOT	Agency Released Documents After Appeal
MLC2015-31	2/25/2015	2/27/2015	3/11/2015	Smith	MPD	3/11/2015 AFFIRMED	Adequacy of Search
MLC2015-32	3/3/2015	3/10/2015	3/19/2015	Marcus	DCRA	3/24/2015 MOOT	Requester Received Records From Another Agency
MLC2015-33	2/25/2015	3/4/2015	3/12/2015	Murphy	MPD	3/13/2015 AFFIRMED	(a)(2), (a)(3)(C)
MLC2015-34	2/25/2015	3/4/2015	4/20/2015	Kant	MPD	4/20/2015 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-35	2/25/2015	3/4/2015	3/13/2015	Hawkins	MPD	3/17/2015 AFFIRMED	No Responsive Public Record Maintained by Agency
MLC2015-36	2/25/2015	3/5/2015	3/23/2015	Wilson	MPD	3/23/2015 REVERSED, REMANDED	(a)(2), (a)(3)(C), (a)(3)(D); Adequacy of Search
MLC2015-37	2/25/2015	3/5/2015	5/4/2015	Light	MPD	5/29/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(1), (a)(3)(E), (a)(4), (a)(6); Adequacy of Search
MLC2015-38	2/25/2015	2/26/2015	2/27/2015	Siesser	OCFO	3/10/2015 AFFIRMED	(a)(6)

FOIA APPEAL NUMBER	Date Received in General Counsel Office/MOLC	Date sent to Agency	Date Returned	Requester	FOIA Agency	Decision	Exemption, Issue
MLC2015-39	2/25/2015	2/26/2015	2/27, 3/3/15	McNeil	OSSE	3/13/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(2), (a)(4), (a)(6)
MLC2015-40	2/25/2015	3/3/2015	3/3/2015	McNeil	DCPS	3/18/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(2), (a)(6)
MLC2015-41	2/25/2015	N/A	N/A	Hallenbeck	MPD	3/9/2015 MOOT	Appeal Appeared to Be an Initial Request
MLC2015-42	2/25/2015	N/A	N/A	Hallenbeck	MPD	3/9/2015 MOOT	Appeal Appeared to Be an Initial Request
MLC2015-43	3/9/2015	3/10/2015	4/3/2015	Rosenthal	MPD	4/20/15 REVERSED, REMANDED	(a)(3)(A), (a)(3)(C)
MLC2015-44	3/9/2015	3/17/2015	3/17/2015, 4/9/2015	Sommer	OCA	4/10/2015 AFFIRMED	(a)(4)
MLC2015-45	3/11/2015	3/12/2015	3/12/2015	Burrington	OCTO	4/7/2015 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-46	3/11/2015	3/18/2015	3/18/2015	Moran	DCPS	3/18/2015 WITHDRAWN	Agency Released Documents After Appeal
MLC2015-47	3/11/2015	3/11/2015	3/16/2015, 3/23/2015	Gambrell	DCRA	3/24/2015 AFFIRMED IN PART, REMANDED IN PART	Available Online; Adequacy of Search
MLC2015-48	3/11/2015	3/12/2015	3/24/2015	Holden	DCRA	3/24/2015 REVERSED, REMANDED	Request as Interrogatory

FOIA APPEAL NUMBER	Date Received in General Counsel Office/MOLC	Date sent to Agency	Date Returned	Requester	FOIA Agency	Decision	Exemption, Issue
MLC2015-49	3/11/2015	3/12/2015	3/16/2015	Malloy	MPD/DOC	3/17/2015 MOOT/PREMATURE	Agency Still Within Timeframe to Respond
MLC2015-50	3/20/2015	N/A	N/A	Rahman	N/A	3/20/2015 CLOSED	Request for Federal Agency Documents
MLC2015-51	3/23/2015	3/23/2015	3/27/2015, 4/1/2015	Lewis	DBH	4/10/2015 AFFIRMED	(a)(2)
MLC2015-52	3/27/2015	3/27/2015	N/A	Duffy	ABRA	3/31/2015 WITHDRAWN	Requester Had Received Documents
MLC2015-53	4/1/2015	4/1/2015	4/3/2015	Lewis	DYRS	4/3/2015 MOOT	Agency Responded to Request After Appeal
MLC2015-54	4/1/2015	4/1/2015	4/8/2015	Balog	DOES	4/9/2015 MOOT	N/A
MLC2015-55	4/7/2015	4/7/2015	4/14/2015	Marshall	MPD	4/24/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(2), (a)(3)(A)(iii), (a)(3)(C); Agency Capacity for Redactions; Adequacy of Search
MLC2015-56	4/7/2015	4/7/2015	N/A	Concerned Citizen	OUC	4/21/2015 MOOT	Agency Responded to Request After Appeal
MLC2015-57	4/10/2015	4/13/2015	N/A	Jennings	OUC, WMATA	5/7/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(2)
MLC2015-58	4/13/2015	4/13/2015	4/30/2015	Wolf	OPC	5/4/2015 AFFIRMED	(a)(2), (a)(3)(C)
MLC2015-59	4/15/2015	4/17/2015	4/28/2015	Fournier	MPD	4/28/2015 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-60	4/24/2015	4/25/2015	4/30/2015	Israel	OAG	5/8/2015 AFFIRMED	(a)(4)



FOIA APPEAL NUMBER	Date Received in General Counsel Office/MOLC	Date sent to Agency	Date Returned	Requester	FOIA Agency	Decision	Exemption, Issue
MLC2015-61	4/30/2015	4/30/2015	5/12/2015	Martin	MPD	5/15/2015 AFFIRMED	(a)(2), (a)(3)(C)
MLC2015-62	4/30/2015	4/30/2015	5/13/2015	Winstead	MPD	5/14/2015 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-63	4/30/2015	4/30/2015	6/18/2015	Wilson	MPD	6/19/2015 AFFIRMED	(a)(2), (a)(3)(C), (a)(3)(D)
MLC2015-64	4/30/2015	4/30/2015	5/12/2015	French	DOC	5/14/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(4)
MLC2015-65	5/1/2015	5/1/2015	5/6/2015	Young	MPD	5/15/2015 AFFIRMED	(a)(2), (a)(3)(C)
MLC2015-66	5/4/2015	5/4/2015	N/A	Campbell	OSSE	5/18/2015 MOOT	Agency Released Documents After Appeal
MLC2015-67	5/15/2015	5/15/2015	6/5/2015	Syed	PCSB	6/15/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(2), (a)(6)
MLC2015-68	5/15/2015	5/15/2015	5/27/2015	Doleac	MPD	6/1/2015 REMANDED	Creation of Records
MLC2015-69	5/15/2015	5/22/2015	6/1/2015	Wang	MPD	6/5/2015 AFFIRMED	Adequacy of Search
MLC2015-70	5/15/2015	5/21/2015	6/4/2015	Adelman	OCFO	6/19/2015 MOOT	Agency Released Revised Documents After Appeal
MLC2015-71	5/27/2015	5/27/2015	5/28/2015	Merkle	OTR	5/28/2015 AFFIRMED	Adequacy of Search; Creation of Records
MLC2015-72	5/27/2015	5/27/2015	6/4/2015	Hazel	MPD	6/8/2015 AFFIRMED	(a)(2), (a)(3)(C); Adequacy of Search
MLC2015-73	5/27/2015	5/27/2015	6/4/2015	Hazel	DOC	6/4/2015 AFFIRMED	Adequacy of Search

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MLC2015-74	5/28/2015	5/28/2015	6/4/2015	Stanek	MPD	6/4/2015 MOOT	Agency Agreed to Release Documents After Appeal
MLC2015-75	6/2/2015	6/3/2015	6/18/2015	Leval	DDOT	6/18/2015 AFFIRMED	Adequacy of Search
MLC2015-76	6/2/2015	N/A	N/A	Thrift	OSSE	6/9/2015 MOOT	Agency Released Revised Documents After Appeal
MLC2015-77	6/2/2015	N/A	N/A	Sterman	MPD	6/9/2015 MOOT	Agency Released Revised Documents After Appeal
MLC2015-78	6/2/2015	6/4/2015	6/10/2015	Lee-Bey	DPW	6/12/2015 AFFIRMED	Creation of Records
MLC2015-79	6/11/2015	6/12/2015	6/16/2015	Sleeper	OAG	6/16/2015 MOOT	Agency Responded to Request After Appeal
MLC2015-80	6/12/2015	6/12/2015	6/23/2015	Syed	OSSE	7/10/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(2), (a)(6); Format and Delivery Method of Records
MLC2015-81	6/16/2015	6/16/2015	N/A	Sushner	OCFO	6/23/2015 WITHDRAWN	Agency Released Documents After Appeal
MLC2015-82	6/29/2015	6/29/2015	7/16/2015	Ciaramella	MPD	8/4/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(2)
MLC2015-83	7/7/2015	7/7/2015	7/30/2015	Flynn	DCRA	7/31/2015 MOOT	Agency Released Documents After Appeal
MLC2015-84	7/9/2015	7/9/2015	7/16/2015	Harvey	MPD	8/3/2015 AFFIRMED	(a)(3)(A)(i), (a)(3)(C)

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MLC2015-85	7/22/2015	7/22/2015	7/29/2015	Greer	UDC	8/3/2015 AFFIRMED	(a)(2)
MLC2015-86	7/31/2015	7/31/2015	8/17/2015	Scott	OCFO	9/3/2015 REVERSED, REMANDED	(a)(3)(A), (a)(3)(E)
MLC2015-87	8/7/2015	8/7/2015	8/22/2015	Vining	DMPD	8/26/2015 AFFIRMED IN PART, REMANDED IN PART	(a)(1), (a)(4)
MLC2015-88	8/10/2015	8/10/2015	8/10 and 8/17/2015	Schnaubelt	DOH	8/17/2015 AFFIRMED	(a)(2)
MLC2015-89	8/10/2015	8/10/2015	8/19/2015	Fre	MPD	8/24/2015 AFFIRMED	Adequacy of Search
MLC2015-90	8/11/2015	8/11/2015	8/19/2015, 8/27/2015	McClanahan	MPD	8/28/2015 AFFIRMED	Adequacy of Search
MLC2015-91	8/18/2015	8/18/2015	8/19/2015	Perry	DDS	9/10/2015 AFFIRMED	(a)(2)
MLC2015-92	8/18/2015	8/18/2015	8/26/2015	Jefferson	DDOT	8/27/2015 MOOT	Time and Fee for Response
MLC2015-93	8/24/2015	8/25/2015	9/1/2015	Valdez	OUC	9/3/2015 MOOT	Agency Responded to Request After Appeal
MLC2015-94	9/2/2015	9/2/2015	9/11/2015	Fech	FEMS	9/18/2015 REVERSED, REMANDED	(a)(2), (a)(6)
MLC2015-95	9/3/2015	N/A	N/A	Parker	N/A	9/3/2015 NO JURISDICTION	Request to D.C. Superior Court
MLC2015-96	9/3/2015	9/3/2015	9/16/2015	Joseph	DCRA	9/17/2015 MOOT	Agency Responded to Request After Appeal
MLC2015-97	9/3/2015	N/A	N/A	Arrington	N/A	9/3/2015 NO JURISDICTION	Request to D.C. Superior Court
MLC2015-98	9/15/2015	9/15/2015	9/19/2015	Gillum	MPD	9/28/2015 AFFIRMED	(a)(3)(A)(i)

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MLC2015-99	9/15/2015	9/16/2015	9/24/2015	Wedekind	DCPS	10/9/2015 AFFIRMED IN PART, REMANDED IN PART.	(a)(4)
MLC2015-100	9/17/2015	9/17/2015	10/5/2015	Bailey	MPD	10/6/2015 MOOT	Agency Responded to Request After Appeal
MLC2015-101	9/21/2015	9/21/2015	9/21/2015	Trivelli	PSC	10/9/2015 AFFIRMED IN PART, REMANDED IN PART.	(a)(1), (a)(4)
MLC2015-102	9/23/2015	9/23/2015	10/9/2015	Hazel	ORM	10/13/2015 MOOT	Reasonable Interpretation of Request; Agency Directed to Respond
MLC2015-103	9/24/2015	9/24/2015	10/1/2015	Greenlaw	DBH	10/5/2015 AFFIRMED	(a)(2), (a)(6)