



GOVERNMENT OF THE DISTRICT OF COLUMBIA

METROPOLITAN POLICE DEPARTMENT

August 16, 2017

Sent Via Email: ellinger.locke@gmail.com

Maggie Ellinger-Locke
Demonstration Support Committee
National Lawyers Guild, DC Chapter
2000 P Street, NW Suite 415
Washington, DC 20036

Re: 2017-FOIA-04875

Dear Ms. Ellinger-Locke,

This letter is in response to your Freedom of Information Act (FOIA) request for the following:

- *We request public records and/or data regarding the use of force on January 19 and 20, 2017, by the Washington, D.C. Metropolitan Police Department (MPD) against demonstrators and bystanders, including D.C. NLG Legal Observers. We also request public records, including records containing data, regarding actions involving the monitoring and surveillance of public protest.*

After due consideration, we must deny your request in part. D.C. Official Code § 2-534(a)(3)(A) (i) protects from disclosure investigatory records compiled for law enforcement purposes to the extent that the production of such records would interfere with enforcement proceedings. Because this is an ongoing and active investigation, release of this information may give opportunity to witness(es) or suspect(s) to confirm any future testimony to what is learned in the investigative file.

Documents that are available under this request are the Incident Reports. The link has been provided for your convenience.

<https://mpdc.dc.gov/node/186832>

Please know that, under D.C. Official Code § 2-537 and 1 DCMR § 412, you have the right to appeal this letter to the Mayor or to the Superior Court of the District of Columbia. If you elect to appeal to the Mayor, your appeal must be in writing and contain “Freedom of Information Act Appeal” or “FOIA Appeal” in the subject line of the letter, as well as, on the outside of the envelope. The appeal must include (1) a copy of the original request; (2) a copy of any written denial; (3) a statement of the circumstances, reasons, and/or arguments advanced in support of disclosure; and (4) a daytime telephone number, an e-mail and/or U.S. mailing address at which you can be reached.



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The appeal must be mailed to: The Mayor's Office of Legal Counsel, FOIA Appeal, 1350 Pennsylvania Avenue, N.W., Suite 407, Washington, D.C. 20004. Electronic versions of the same information can instead be e-mailed to the Mayor's Office of Legal Counsel at foia.appeals@dc.gov

Further, a copy of all appeal materials must be forwarded to the Freedom of Information Officer of the involved agency, or to the agency head of that agency, if there is no designated Freedom of Information Officer there.

Failure to follow these administrative steps will result in delay in the processing and commencement of a response to your appeal to the Mayor.

Regards,

A handwritten signature in blue ink, appearing to read 'V. Parker'.

Inspector Vendette T. Parker
Metropolitan Police Department
Freedom of Information Act (FOIA) Office