

EXHIBIT 4



U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

March 16, 2016

Ms. K. Denise Rucker Krepp
1837 A Street, SE
Washington, DC 20003

Re: Appeal No. AP-2016-01425 &
AP-2016-01556
Request No. FOIA-2016-00356
MWH:RNB

VIA: U.S. Mail

Dear Ms. Krepp:

You appealed from the action of the Executive Office for United States Attorneys (EOUSA) on your Freedom of Information Act request for access to records located in the United States Attorney's Office for the District of Columbia concerning the following: (1) arrests by crime that DOJ attorneys reviewed by DC ward 1 through 8; (2) cases by crime DOJ prosecuted by ward; (3) conviction rate of each crime within each ward; and (4) cases by crime resolved by plea deals by ward from 2010 to 2015.

After carefully considering your appeal, I am affirming EOUSA's action on your request. EOUSA informed you that it could locate no responsive records subject to the FOIA in its files. I have determined that EOUSA's action was correct and that it conducted an adequate, reasonable search for such records. Please be advised that police service areas, also known as the districts, are used for reporting purposes. The USAO does not track this information by ward or in the specific manner which you are requesting.¹

Additionally, by letter dated February 2, 2016, this Office informed you that your administrative appeal from your FOIA request made to EOUSA for access to these records concerning prosecution and conviction rates by ward had been received by this Office and would be assigned for adjudication under Appeal No. AP-2016-01556. However, this Office subsequently learned that your appeal file was a duplicate of Appeal No. AP-2016-01425, which has been adjudicated with this response. In light of these circumstances, I am administratively closing Appeal No. AP-2016-01556 in this Office.

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and

¹ Based on the type of records that you appear to be seeking, you might wish to make a new request to EOUSA for prosecutions and convictions by crime or by district. I trust that this information will be of some assistance to you as you attempt to locate these records.

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analyzed your appeal, your underlying request, and the action of EOUSA in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

3/14/2016

X 

Matthew Hurd, Associate Chief, for
Sean O'Neill, Chief, Administrative Appeals Staff
Signed by: Hurd, Matthew (OIP)