

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Human Resources



Office of the General Counsel

December 23, 2009

FOIA Request #09-38

Ms. Amy Leone
WUSA9
4100 Wisconsin Avenue NW
Washington, DC 20016

Re: Freedom of Information Act ("FOIA") Request

Dear Ms. Leone:

In accordance with the Freedom of Information Act ("FOIA") provisions contained in D.C. Official Code § 2-531 *et seq.*, the District of Columbia Department of Human Resources ("DCHR") hereby responds to your FOIA request that was received on December 15, 2009.

You requested the following information:

Access to and copies of any paper work on retirement payment approval and paper work on leave with out pay for DC Fire Department employee Kenneth Ellerbe.

Your FOIA request is denied. D.C. Official Code § 2-534(a)(2) prohibits the release of any such documents regarding retirement payment approval and leave without pay for Mr. Ellerbe on the basis that it is information of a personal nature where the public disclosure thereof would constitute a clearly unwarranted invasion of personal privacy.

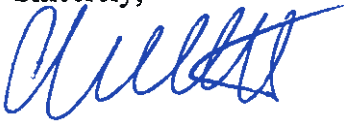
If you deem this response to be a denial of your request, you have the right to appeal to the Mayor, or seek judicial review in the D.C. Superior Court, pursuant to D.C. Official Code § 2-537 and Title 1 of the District of Columbia Municipal Regulations. Any appeal shall include "Freedom of Information Act Appeal" or "FOIA Appeal" in the subject line of the letter and on the outside of the envelope, and shall be mailed to:

Mayor's Correspondence Unit – FOIA Appeal
1350 Pennsylvania Avenue NW, Suite 221
Washington, DC 20024

In addition, if you appeal to the Mayor, you are required to send a copy of your appeal to the FOIA Officer at this agency. Please send the agency's copy of your appeal to:

Andrew L. Gerst, FOIA Officer
D.C. Department of Human Resources
441 4th Street NW, Suite 310S
Washington, DC 20001

Sincerely,



Andrew L. Gerst, DCHR
FOIA Officer