



June 26, 2013

**VIA FAX AND E-MAIL**

Ayesha Abbasi, FOIA Officer  
Office of the Deputy Mayor for Planning and Economic Development  
1350 Pennsylvania Avenue, NW, Suite 317  
Washington, D.C. 20004  
Phone: (202) 727-6365  
Fax: (202) 727-6703  
E-mail: Ayesha.Abbasi@dc.gov

**RE: Freedom of Information Act Request**

Dear Ms. Abbasi:

Pursuant to the provisions of the District of Columbia Freedom of Information Act (FOIA),<sup>1</sup> Cause of Action hereby requests that the Office of the Deputy Mayor for Planning and Economic Development produce, within fifteen (15) business days, the following records:

1. All communications, including e-mails, letters, faxes or any other records, to or from and any officer, employee, or agent, as well as any lobbyist or consultant, of Forest City Washington, Forest City Ratner or Forest City Enterprises concerning the Southwest D.C. Waterfront and/or the Capper Carrollsburg development, from January 1, 2006 to December 31, 2006;
2. All communications, including e-mails, letters, faxes or any other records, to or from Alex Nyhan mentioning "Southwest Waterfront," "Forest City," "Ratner," "Yards," "Konrad Schlater" or "Capper Carrollsburg" from January 1, 2006 to December 31, 2006;
3. All records of communications, including e-mails, letters, faxes or any other records, to or from Konrad Schlater mentioning "Southwest Waterfront," "Forest City," "Ratner," "Yards," "Alex Nyhan" or "Capper Carrollsburg" from January 1, 2006 to December 31, 2006; and
4. All records regarding the salary, title and dates of employment of Alex Nyhan, pursuant to D.C. Code Ann. § 2-536 (a)(1).

**Production of Information and Contact Information**

Cause of Action is a nonprofit organization as defined under § 501(c)(3) of the Internal Revenue Code and does not seek this information to benefit commercially. Cause of Action uses

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<sup>1</sup> D.C. Code Ann. § 2-534 (2012).

investigative, legal and communications tools to educate the public on how government accountability and transparency protects taxpayer interests and economic opportunity. Cause of Action regularly disseminates information to the public. Cause of Action maintains a frequently visited web site, [www.causeofaction.org](http://www.causeofaction.org), where we distribute articles, blog posts, published reports and newsletters, all of which address current events that are of interest to the general public. Therefore we request that any fees “be limited to reasonable standard charges for document duplication” in accordance with D.C. Code § 2-532(b-1)(2).

If it is your position that any portion of the requested information is exempt from disclosure, Cause of Action requests that you provide a detailed justification, specifically identifying the reasons why a particular exemption is relevant and correlating those claims with the particular part of a withheld document to which they apply.

In the event that some portions of the requested information are properly exempt from disclosure, please redact such portions and produce all remaining reasonable segregable non-exempt portions of the requested record. If you contend that information contains non-exempt segments, but those non-exempt segments are so dispersed throughout as to make segregation impossible, please state what portion of the document is non-exempt and how the material is dispersed through the document. If a request is denied in full, please outline that it is not possible to segregate portions of the record for release.

In an effort to facilitate record production within the statutory limit, Cause of Action prefers to accept information and/or documents in electronic format (*e.g.*, e-mail, .pdf). When possible, Cause of Action prefers the “rolling production” of information and/or documents in order to facilitate production. Once all responsive records are found, please inform us of the number of pages and the copying costs before production begins.

If you do not understand this request or any portion thereof, or if you feel you require clarification of this request or any portion thereof, please contact me ([Alec.Robinson@causeofaction.org](mailto:Alec.Robinson@causeofaction.org)) or Adam Butschek ([Adam.Butschek@causeofaction.org](mailto:Adam.Butschek@causeofaction.org)) at (202) 499-4232. Thank you for your attention to this matter.



Alec Robinson  
Staff Attorney