

# **EXHIBIT 1**

November 5, 2015

Susan B. Gerson, Acting Assistant Director  
FOIA/Privacy Unit  
Executive Office for United States Attorneys  
Department of Justice  
Room 7300, 600 E Street, N.W.  
Washington, DC 20530-0001  
USAEO.FOIA.Requests@usdoj.gov

Re: Freedom of Information Act Request

Dear Ms. Gerson,

On behalf of residents who live within the boundaries of Advisory Neighborhood Commission 6B10, I am filing a Freedom of Information Act request for information regarding the U.S. Department of Justice's prosecution rates for crimes that have occurred in Washington, D.C from 2010-2015.

I have already requested this information three times without attaining success in receiving the data. Twice, in private meetings with Department of Justice (DOJ) officials this summer. The third time during an October 27, 2015 community meeting hosted by Councilmember Charles Allen and attended by U.S. Representative Eleanor Holmes Norton, Metropolitan Police Department (MPD) Chief Cathy Lanier, and Assistant U.S. Attorney Doug Klein.

Each time, I requested that DOJ provide information on the number of rape, assault, theft, burglary, and homicide prosecutions that occur each year in every ward of Washington, D.C. I am the elected Advisory Neighborhood Commissioner for 6B10 and my residents demand to know if the crimes that have been committed are being prosecuted. Sadly, DOJ officials declined my requests stating that DOJ could only provide me with information on a case by case basis instead of categories divided by ward.

DOJ's claim that it does not track the number of prosecutions by crime in Washington, D.C. is puzzling given that MPD is required to provide categorized crime information to the Federal Bureau of Investigations, a DOJ agency. In 2014, MPD reported that there were 40,838 incidents of crime.<sup>1</sup> These crimes were divided into groups - criminal homicide, rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft, and arson. If DOJ keeps track of categorized crime by arrest, surely it can keep track of prosecutions in the same manner.

Currently, the Department of Justice divides prosecutions into two categories - felony and misdemeanor. In the Fiscal Year 2014 United States Attorneys' Annual Statistical Report, DOJ claims to have reviewed 24,978 arrests - 20,576 misdemeanors and 4,402 felonies.<sup>2</sup> Of those cases, 322 felonies and 9 misdemeanors were disposed of by jury trials. The cases disposed of by court trials were equally minimal - 43 felonies and 1,078 misdemeanors.

Given the significant discrepancy between the MPD and DOJ data, I respectfully request the following information:

- ▲ Please provide by category of crime within years 2010 through 2015 (January 1, 2010 - December 31, 2015), the number of criminal homicide, rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft, and arson arrests that DOJ attorneys reviewed by ward. (District of Columbia's wards 1 through 8).
- ▲ Please provide information within years 2010 through 2015 (January 1, 2010 - December 31, 2015), the number of criminal homicide, rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft, and arson cases DOJ attorneys prosecuted by wards 1 through 8. Please separate this information by category of crime.
- ▲ Of those prosecuted, what is the conviction rate of each crime within each ward (1-8) between 2010 and 2015 (January 1, 2010 - December 31, 2015)?

1 2014 Metropolitan Police Department Annual Report,  
[http://mpdc.dc.gov/sites/default/files/dc/sites/mpdc/publication/attachments/MPD%20Annual%20Report%202014\\_lowres\\_0.pdf](http://mpdc.dc.gov/sites/default/files/dc/sites/mpdc/publication/attachments/MPD%20Annual%20Report%202014_lowres_0.pdf).

2 Fiscal Year 2014 United States Attorneys' Annual Statistical Report,  
<http://www.justice.gov/sites/default/files/usao/pages/attachments/2015/03/23/14statrpt.pdf>.

- ▲ How many criminal homicide, rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft, and arson arrests were resolved by plea deals by ward (1-8) between 2010 and 2015 (January 1, 2010 - December 31, 2015)? Please separate this information by category of crime.

In accordance with 5 U.S.C. 552(a)(4)(A)(iii), I request a waiver of fees associated with processing this request. The subject of this request concerns prosecution rates and the disclosure will contribute to a better understanding of DOJ's efforts to prosecute individuals that have committed crimes in Washington, D.C. I will be sharing the information with Washington, DC residents who live within the boundaries of ANC6B, approximately 2,000 individuals.

If you have any questions about this request or foresee any problems in releasing fully the requested records, please contact me at:

K. Denise Rucker Krepp  
1837 A Street, SE  
Washington, DC, 20003  
202 546 2533  
6B10@anc.dc.gov

Thank you for your assistance.

Sincerely,

Handwritten signature of KDR Krepp in black ink.

K. Denise Rucker Krepp  
Advisory Neighborhood Commissioner 6B10