

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**  
**Office of the Attorney General**

ATTORNEY GENERAL  
KARL A. RACINE



May 24, 2019

VIA ELECTRONIC MAIL

Email: matthewdhardin@gmail.com

**Re: Response to OAG FOIA No. 184-19**

Dear Mr. Hardin:

The Office of the Attorney General (OAG) submits this letter in response to your request under the District of Columbia Freedom of Information Act (FOIA), D.C. Code §§ 2-531-540. OAG received your FOIA request, identified as OAG FOIA No. 184-19, on April 19, 2019. You requested:

1. The Attorney General's (OAG) application form to the Office of Partnerships and Grant Services (OPGS) as required by Mayor's Memorandum 2015-001, Section III, A. This application form should include certifications by both OAG and New York University School of Law's State Energy and Environment Impact Center (NYU);
2. The certification by the Attorney General that NYU's donation is consistent with Mayor's Memorandum 2015-001 as required by Mayor's Memorandum 2015-001, Section III, K;
3. The pre-solicitation application from OAG to OPGS as required in Mayor's Memorandum 2015-001, Section III, C;
4. The written donation agreement, signed by representatives of OAG and NYU, including a statement of authority for OAG's use of the donation, as required by Mayor's Memorandum 2015-001, Section III, E, and
5. OAG's notification to OPGS that the NYU Fellow had began work as required by Mayor's Memorandum 2015-001, Section III, G.

OAG conducted a search and found one record responsive to your request. The record is attached and Bates stamped 184-19 OAG FOIA-000001.

Right to Judicial Review

Pursuant to D.C. Code § 2-537(a-2), you have the right to initiate a civil action in the Superior

Court of the District of Columbia challenging the OAG FOIA Officer's decision.

If you have any questions regarding this response, please contact me by telephone, at (202) 807-0363, or email, at [runako.kumbula-allsopp@dc.gov](mailto:runako.kumbula-allsopp@dc.gov).

Sincerely,

KARL A. RACINE  
Attorney General for the District of Columbia

By:     /s/ Runako Kumbula Allsopp      
RUNAKO KUMBULA ALLSOPP  
FOIA Officer

(AF-19-322)



AAD#

DONATION AGREEMENT  
BETWEEN THE DISTRICT OF COLUMBIA GOVERNMENT  
AND THE STATE ENERGY & ENVIRONMENTAL IMPACT CENTER

1. New York University, a New York not-for-profit education corporation, on behalf of the NYU School of Law's State Energy and Environmental Impact Center ("Donor") agrees to make an in-kind donation valued at \$163,615 to the Office of the Attorney General for the District of Columbia of the services of one attorney to the DCOAG to be used for the following purpose. The donation is being given freely without any expectation of special treatment by the government.
2. The donation will be used to support the DCOAG on clean energy, climate change, and environmental matters of regional and national importance, as more fully described in the Employee Secondment Agreement between the Office of the Attorney General for the District of Columbia and the State Energy & Environmental Impact Center at NYU School of Law. The donation is for an authorized purpose because it is consistent with the functions and purposes of the agency.
3. The donation is being made on the condition that the agency agrees to use the donation for the particular purpose stated in this agreement. If the agency does not use the full balance of the financial donation, I, the donor, give my express consent and authorization to the agency to use the remaining balance in the same or subsequent fiscal years for the same or similar authorized purpose, as reviewed and approved by the D.C. Ethics Officer. Otherwise, the Government of the District of Columbia will mail a refund check to the donor in the amount of any remaining balance. (State any other conditions that may apply).

<input type="checkbox"/>	Yes, with my consent all remaining funds may be applied toward another D.C. Government program with a similar purpose in this fiscal year or subsequent years.
<input type="checkbox"/>	No, please refund all remaining funds to the donor.
<input checked="" type="checkbox"/>	Not Applicable


*Please check the appropriate box*

4. The donor has read the Rules of Conduct regarding Donations set forth in Mayor's Memorandum 2015-001, dated August 21, 2015.
5. To the best of the Donor's knowledge, the Donor is not aware of any material transactions pending before the District of Columbia Government, nor any litigation pending against the District of Columbia government involving the Donor.
6. The District of Columbia government acknowledges that systems are in place for the donation to be accepted by the government and the use of the donation may be properly tracked as required by the Section 115 of the District of Columbia Appropriations Act, 2003, Pub. L. 108-7.

**Signature of the Parties:**

 Date: 2/8/18

Name: David J. Hayes  
Title: Executive Director, State Energy & Environmental Impact Center  
Authorized official representing the Donor

 Date: 2/7/18  
Karl A. Racine  
Office of the Attorney General for the District of Columbia

Date: \_\_\_\_\_

Lafayette Barnes, Director  
Office of Partnerships and Grant Services (OPGS)  
on behalf of the District of Columbia Government