

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

K. DENISE RUCKER KREPP,)
)
Plaintiff,)
)
v.)
)
UNITED STATES DEPARTMENT)
OF JUSTICE,)
)
Defendant.)
_____)

Civil Action No. 16-0926 (KBJ)

DECLARATION OF THERESA D. JONES

I, Theresa D. Jones declare the following to be a true and correct statement of facts:

1. I am a Supervisory Paralegal Specialist in the Civil Division of the United States Attorney's Office for the District of Columbia. ("USAO-DC"). My responsibilities include serving as a liaison (Freedom of Information Act Coordinator) to the Freedom of Information Act and Privacy Act Staff ("FOIA/PA Staff") for the Executive Office for United States Attorneys ("EOUSA") in Washington, D.C. My duties require me to receive and be assigned requests filed under both the Freedom of Information Act ("FOIA"), 5 U.S.C. §552, and the Privacy Act of 1974 ("PA"), 5 U.S.C. §552a, when requested records are identified as likely to be located in the District of Columbia.

2. The statements I make in this declaration are made on the basis of my review of the official files and records of the USAO-DC and my personal knowledge, including knowledge acquired by me through the performance of my official duties.

3. I understand that this declaration may be used in support of a motion for summary judgment filed by the defendant in the above-captioned lawsuit.

4. Due to the nature of my official duties, I am familiar with the procedures followed by this office in responding to FOIA/PA requests, including the November 5, 2015, request made by K. Denise Rucker Krepp, to the Department of Justice, EOUSA. It is my understanding that Plaintiff sought the following information:

- ▶ The number of criminal homicide, rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft, and arson arrests that DOJ attorneys reviewed;
- ▶ The number of criminal homicide, rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft, and arson cases DOJ attorneys prosecuted;
- ▶ Of the crimes prosecuted, the conviction rate of each crime; and
- ▶ How many criminal homicide, rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft, and arson arrests were resolved by plea deals.

Complaint (“Cmplt”), ¶ 2.

5. The Plaintiff sought this “data . . . for the time period of January 1, 2010 - December 31, 2015, and requested [that] the data be broken down across [the District of Columbia’s] eight Wards.” *Id.*, ¶ 3.

6. On November 13, 2015, Plaintiff’s FOIA request was sent by EOUSA FOIA/PA Unit to the USAO-DC to conduct a search for records responsive to the request.

7. I did not receive notification from the EOUSA FOIA/PA Unit that Plaintiff had submitted payment for the search.

8. I reviewed the FOIA request and determined that a search for responsive records should be conducted by the Applications Information Management Unit of USAO-DC. Therefore, I sent the FOIA request to that unit to conduct a search.

9. On or about December 10, 2015, Petula Coon, Supervisor, Applications Information Management Unit, USAO-DC, reviewed the FOIA request and determined that a

location which could contain responsive records was the Replicated Criminal Information System II ("RCIS").

10. RCIS is a case management system for District of Columbia Superior Court cases. It is a computerized index of all open and closed criminal cases and investigations that are handled in the USAO-DC.

11. On December 15, 2015, I was informed by Ms. Coon that the RCIS system does not maintain data regarding arrests for crimes handled by the USAO-DC according to the eight wards in which the crime is committed. Instead, that information is maintained according to the Police District in which the crime is committed. Exhibit A.

12. Ms. Coon also informed me that data regarding prosecutions is associated with data regarding arrest, so it also is not maintained in RCIS according to Police District or Police Service Area.

13. Ms. Coon stated that there is no flag or tracking indicator for identifying plea agreements.

14. As a result, Ms. Coon was unable to retrieve the specific information sought in the FOIA request.

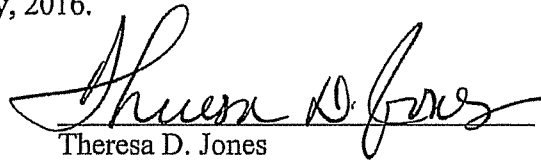
15. Ms. Coon also informed me that she was not aware of any other method or information system by which a further search could be conducted in RCIS, or another location, that would likely uncover the specific records requested by the plaintiff.

16. On December 16, 2015, I informed the EOUSA FOIA/PA Unit of the results of the search.

17. Although the search for records responsive to Plaintiff's instant FOIA request did not reveal any responsive records, the handling of Plaintiff's request was consistent with standard procedures of the USAO-DC with regard to Freedom of Information Act requests.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on the 28th day of July, 2016.



Theresa D. Jones
Supervisory Paralegal Specialist
United States Attorney's Office for the
District of Columbia

**K. DENISE RUCKER KREPP,
Plaintiff**

v.

**UNITED STATES DEPARTMENT
OF JUSTICE,
Defendant.**

Civil Action No. 16-0926 (KBJ)

DECLARATION OF THERESA D. JONES

EXHIBIT A

Jones, Theresa (USADC)

From: Coon, Petula (USADC)
Sent: Tuesday, December 15, 2015 1:59 PM
To: Jones, Theresa (USADC)
Subject: RE: FOIA Requests - Statistical reports

Hi Theresa,

Also, for request 2016-00356 Krepp, can you check to see if she meant DC Districts (1-7) instead of DC Wards (1-8). If she meant wards, we do not track that information in our systems. We track the district that the arrest and offense occurred.

Please let me know.

Thanks,

Petula R. Coon

Supervisor, Applications Information Management Section (AIMS)
United States Attorneys Office, District of Columbia
Petula.Coon@usdoj.gov
ph: (202) 252-0842

From: Coon, Petula (USADC)
Sent: Tuesday, December 15, 2015 1:38 PM
To: Jones, Theresa (USADC)
Subject: RE: FOIA Requests - Statistical reports

Hi Theresa,

After looking at K. Denise Rucker Krepp's request again, I noticed that she wants this information based on ward not district. The MPD information is categorized by District (1-7) not by ward (1-8). I am not able to retrieve the information by ward. Did she mean district?

Petula R. Coon

Supervisor, Applications Information Management Section (AIMS)

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