

BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY
OFFICE OF OPEN GOVERNMENT



July 5, 2017

VIA ELECTRONIC MAIL

Honorable Eugene Adams
Chief Judge
Office of Administrative
Hearings
One Judiciary Square
441 4th Street, NW, Suite 450N
Washington, DC 20001
eugene.adams@dc.gov

Ms. Vanessa Natale
General Counsel
Office of Administrative
Hearings
One Judiciary Square
441 4th Street, NW, Suite 450N
Washington, DC 20001
vanessa.natale@dc.gov

RE: #OOG-0003_7.03.17 Notice of Complaint_COST

Dear Chief Judge Adams:

The Director of the Office of Open Government (OOG), pursuant to the authority set forth in § 503(a)(4) of the District of Columbia Administrative Procedure Act, effective March 31, 2011, (D.C. Law 18-350); D.C. Official Code § 2-593 *et seq.* (2017), and 3 DCMR §§ 10400 *et seq.* (2016), is investigating an Open Meetings Act (OMA) (D.C. Official Code §§ 2-571 *et seq.* (2017)) complaint regarding the June 29, 2017 meeting of the District of Columbia Commission on Selection and Tenure of Administrative Law Judges (COST) The complaint, **#OOG-0003_7.03.17**, is attached for your review.

Specifically, the complaint alleges the COST failed to properly notice June 29, 2017 meeting in violation of D.C. Official Code § 2-576(1)(2)(A)(B). Accordingly, please provide all records regarding the timely notice of the June 29, 2017 meeting of the COST, and any links on the Office of Administrative Hearings (OAH) website to the meeting. Please provide all records, including the meeting publication request, the request date, and the corresponding agenda for the June 29th meeting.¹ Please provide all requested records by July 19, 2017.

¹ The OOG has undertaken a review of the OAH website, and finds no indication the meeting was published on the OAH website, nor on the central calendar maintained by the OOG.¹ (Please see attached screen shot of the calendar search results on the OAH website.) To meet the notice requirements of the OMA, the OAH had previously published to the OOG central calendar. The last COST meeting published on the OOG calendar was for a meeting which occurred on June 21, 2016. (See, <https://www.open-dc.gov/meeting/commission-selection-and-tenure-administrative-law-judges-office-administrative-hearings>). The COST has not published to the central calendar since June 3, 2016.

Thank you for your attention to this matter. Please do not hesitate to contact the OOG should you have any questions regarding this Notice of Complaint.

Sincerely,



TRACI L. HUGHES, ESQ.

Director, Office of Open Government

Board of Ethics and Government Accountability

Additionally, please provide any meeting minutes or recordings from the June 20, 2017 meeting.