



January 4, 2023

Betsy Kim  
PO Box 1558  
Bellevue, WA 98009  
Phone 7818356464  
betsyk@usafacts.org

Re: **FOIA Request, 2023-FOIA-01758**

Dear Ms. Kim,

This is in response to your Freedom of Information Act (FOIA) request 2023-FOIA-01758. Your request has been granted in part, as DFS FBU does not capture the information specifically as requested. However, attached please find PERK monthly data for 2018 - 2022.<sup>1</sup> You have made a request for the following information, and please find the associated responses:

“(a) The DC rape kit backlog in 2022, broken down by:

1. rape kits that were not tested within 30 days of being submitted to the DC Department of Forensic Sciences’ labs, in addition to any other accredited forensic or crime lab in DC that tests rape kits.

**DFS does not track PERKs in that manner – PERKs are tracked in accordance with the DC SAVRAA legislation and the number currently unassigned.**

2. rape kits that were not submitted to the aforementioned crime labs and held by entities that collect rape kits, including, but not limited to, police stations and hospitals.

**Question should be directed to LEA and/or hospital.**

(b) The month/date that the 2022 rape kit backlog numbers from (a) were collected.

**See attachment.**

(c) Whether the numbers from (a) are reflective of the rape kit backlog for the entire state. If not, please list the municipalities, police stations, or crime labs that have been excluded from the counts provided in (a). N/A

Please prioritize (a), (b), and (c) in your response. In addition, I would like:

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<sup>1</sup> Note that in the attached, “Sex Kit Backlog (per DFS definition)”, includes: currently unassigned/testing not in progress and that “Sex Kit backlog (anything over 90 days that is not due to PTC)” pertains to DC SAVRAA legislation.



(d) The information from (a), (b), and (c) for 2018, 2019, 2020, and 2021.

**See attachment.**

(e) Of the rape kits that were tested in 2022, the count tested within 30 days of being submitted to a lab.

**The average TAT for 2022 is 79 days. None were worked in less than 30 days.**

Please know that, under D.C. Official Code § 2-537 and 1 DCMR § 412, you have the right to appeal this letter to the Mayor or to the Superior Court of the District of Columbia. If you elect to appeal to the Mayor, your appeal must be in writing and contain “Freedom of Information Act Appeal” or “FOIA Appeal” in the subject line of the letter as well on the outside of the envelope. The appeal must include (1) a copy of the original request; (2) a copy of any written denial; (3) a statement of the circumstances, reasons, and/or arguments advanced in support of disclosure; and (4) a daytime telephone number, an e-mail and/or U.S. mailing address at which you can be reached. The appeal must be mailed to: The Mayor’s Office of Legal Counsel, FOIA Appeal, 1350 Pennsylvania Avenue, N.W., Suite 407, Washington, D.C. 20004. Electronic versions of the same information can instead be e-mailed to The Mayor’s Office of Legal Counsel at [foia.appeals@dc.gov](mailto:foia.appeals@dc.gov). Further, a copy of all appeal materials must be forwarded to the FOIA Officer of the involved agency, or to the agency head of that agency, if there is no designated FOIA Officer there.

Sincerely,

Shannon Hall  
FOIA Officer  
Department of Forensic Sciences  
401 E Street SW  
Washington DC, 20024  
[dfs.foia@dc.gov](mailto:dfs.foia@dc.gov)