



November 5, 2015

**Via E-mail and U.S. Mail**

Ms. Kate Levy  
605 Edison  
Detroit, Michigan 48202  
[kateelizabethlevy@gmail.com](mailto:kateelizabethlevy@gmail.com)

Dear Ms. Levy:

Regarding: **Appeal of Kate Levy Partial FOIA Denial**

This letter is in response to the Freedom of Information Act (FOIA) Appeal dated October 26, 2015. Your appeal of the denial of your request for street addresses of Detroit Water and Sewerage Department (DWSD) residential customers who have encountered water service termination is denied. The reason(s) you provided as the basis for reversing the denial of your request are insufficient to support reversal of the denial. Please note, that your suggestion of a partial redaction of street addresses does not alter our decision that street address information regarding DWSD customers is information of a personal nature exempt from disclosure pursuant to MCL 15.243(1)(a).

Finally, DWSD's policy with respect to FOIA requests is to comply with State law in all respects, and to respond to FOIA requests in a consistent, fair, and even-handed manner regardless of who makes the request. That being said, notwithstanding our denial of releasing information of a personal nature, you are still entitled to the non-exempt portion of the record, subject to applicable statutory charges-if you so choose.

Whether or not you submitted an appeal of a denial to the Director of DWSD, you may file a civil action in Wayne County Circuit Court within 180 days after the Director's final determination to deny your request. If you prevail in the civil action, the court will award you reasonable attorneys' fees, costs and disbursements. If the court determines that DWSD acted arbitrarily and capriciously in refusing to disclose or provide a public record, the court shall award you damages in the amount of \$1,000.

Sincerely yours,

Sue F. McCormick  
Director