



OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT
1700 G STREET NW WASHINGTON DC 20552 (202) 414-3800
Office of Finance and Administration

February 26, 1999

Mr. Richard L. Huff and Mr. Daniel J. Metcalfe
U. S. Department of Justice
Office of Information and Privacy
Flag Building, Suite 570
950 Pennsylvania Avenue
Washington DC 20530-0001

Dear Messers. Huff and Metcalfe:

Enclosed is a copy of the Office of Federal Housing Enterprise Oversight's (OFHEO) FY1998 Annual Report on Freedom of Information Act (FOIA) activities during Fiscal Year 1998, as required by the FOIA (*5 U. S. C. §552(e)*). This is OFHEO's 4th Annual FOIA Report.

As required by the FOIA, OFHEO will be placing this report on its website at "www.ofheo.gov/docs."

I can assure you of OFHEO's firm commitment to the FOIA, to its underlying principles, and to its faithful implementation in the strong spirit of openness in government established by the Administration and Congress.

Should you have any questions, please call me at 202-414-3791.

Sincerely,

[signed, 2/26/99]

Alice Gannon, CRM
FOIA Officer

Enclosure

Office of Federal Housing Enterprise Oversight
Annual Freedom of Information Act (FOIA) Report – FY1998

I. Basic Information Regarding Report

- A. Contact Person: **Ms. Alice Gannon, FOIA Officer, Office of Federal Housing Enterprise Oversight, 1700 G Street, NW, 4th Floor, Washington DC 20552. Telephone 202-414-3791.**
- B. Electronic Address for report on World Wide Web:
“<http://www.ofheo.gov/docs/>.”
- C. For a paper copy of this report, contact **Ms. Alice Gannon, FOIA Officer, at the address above.**

II. How to Make a FOIA Request

- A. See **“Releasing Information” at 12 CFR 1710.13 at “<http://www.ofheo.gov/docs/>” and “<http://www.ofheo.gov/contacts/>.”**
- B. Agency’s response time ranges have been **from 7-22 days.**
- C. Brief description of why some requests are not granted:
 - 1. Records not reasonably described.**
 - 2. No records.**

III. Definitions

- A. Agency-specific acronyms or other terms.

OFHEO – Office of Federal Housing Enterprise Oversight.

IV. Exemption 3 Statutes

- A. List of Exemption 3 statutes relied on by OFHEO during FY98: **None.**
- B. Statement of whether a court has upheld the use of each statute. If so, cite example. **Not applicable.**

V. Initial FOIA/PA Access Requests

- A. Numbers of Initial Requests:
 - 1. Number of requests pending as of the end of CY97 - **0.**
 - 2. Number of requests received during FY98 - **6.**
 - 3. Number of requests processed during FY98 - **5.**

4. Number of requests pending as of the end of FY98 - **1**.

B. Disposition of Initial Requests:

1. Number of total grants - **0**.

2. Number of partial grants - **2**.

3. Number of denials. - **3**.

a. Number of times each FOIA exemption used (counting each exemption once per request):

(1) Exemption 1 - **0**.

(2) Exemption 2 - **0**.

(3) Exemption 3 - **0**.

(4) Exemption 4 - **1**.

(5) Exemption 5 - **1**.

(6) Exemption 6 - **0**.

(7) Exemption 7(A) - **0**.

(8) Exemption 7(B) - **0**.

(9) Exemption 7(C) - **0**.

(10) Exemption 7(D) - **0**.

(11) Exemption 7(E) - **0**.

(12) Exemption 7(F) - **0**.

(13) Exemption 8 - **0**.

(14) Exemption 9 - **0**.

4. Other reasons for nondisclosure (total) - ____:

a. No records - **4**.

b. Referrals - **0**.

c. Request withdrawn - **0**.

d. Fee-related reason - **0**.

e. Records not reasonably described - **2**.

f. Not a proper FOIA request for some other reason - **0**.

g. Not an agency record - **0**.

h. Duplicate request - **0**.

i. Other (specify) - **0**.

VI. Appeals of Initial Denials of FOIA/PA Requests

A. Numbers of appeals.

1. Number of appeals received during FY98 - **0**.

2. Number of appeals processed during FY98 - **0**.

- B. Disposition of appeals.
 - 1. Number completely upheld – **NA**.
 - 2. Number partially reversed – **NA**.
 - 3. Number completely reversed – **NA**.
 - a. Number of times each FOIA exemption used (counting each exemption once per appeal):
 - (1) Exemption 1 – **0**.
 - (2) Exemption 2 – **0**.
 - (3) Exemption 3 – **0**.
 - (4) Exemption 4 – **0**.
 - (5) Exemption 5 – **0**.
 - (6) Exemption 6 – **0**.
 - (7) Exemption 7(A) – **0**.
 - (8) Exemption 7(B) – **0**.
 - (9) Exemption 7(C) – **0**.
 - (10) Exemption 7(D) – **0**.
 - (11) Exemption 7(E) – **0**.
 - (12) Exemption 7(F) – **0**.
 - (13) Exemption 8 – **0**.
 - (14) Exemption 9 – **0**.
 - 4. Other reasons for nondisclosure (total) – **NA**.
 - a. No records - ____.
 - b. Referrals - ____.
 - c. Request withdrawn - ____.
 - d. Fee-related reason - ____.
 - e. Records not reasonably described - ____.
 - f. Not a proper FOIA request for some other - ____.
 - g. Not an agency record - ____.
 - h. Duplicate request - ____.
 - i. Other (specify) - ____.

VII. Compliance with Time Limits/Status of Pending Requests

- A. Median processing time for requests processed during the year.
 - 1. Simple requests (if multiple tracks used).
 - a. Number of requests processed – **5**.
 - b. Median number of days to process – **14**.

2. Complex requests (specify for any and all tracks used).
 - a. Number of requests processed – **NA**.
 - b. Median number of days to process – **NA**.
3. Requests accorded expedited processing.
 - a. Number of requests processed – **0**.
 - b. Median number of days to process – **0**.

B. Status of Pending Requests.

1. Number of requests pending as of end of current fiscal year - **1**.
2. Median number of days that such requests were pending as of that date - **55**.

VIII. Comparisons with Previous Year (**CY97**) (Optional)

- A. Comparison of Numbers of requests received – **2 vs. 6**.
- B. Comparison of Numbers of requests processed – **2 vs. 5**.
- C. Comparison of Median numbers of days requests were pending as of end of the fiscal year – **9 vs. 14**.
- D. Other Statistics Significant to OFHEO – **None**.
- E. Other narrative statements describing OFHEO efforts to improve timeliness of FOIA performance and to make records available to the public (e.g., backlog reduction efforts; specification of average number of hours per processed request; training activities; public availability of new categories of records) – **NA**.

IX. Costs/FOIA Staffing

- A. Staffing levels.
 1. Number of full-time FOIA personnel - **0**.
 2. Number of personnel with part-time or occasional duties (in total work-years) – **2 persons @ 141 hours total for the year, or 1.7% of a work-year each, for a total of 3.38% of 1 work-year**.
 3. Total number of personnel (in work-years) – **2 persons @ 141 hours total for the year, or 3.38 % of 1 work-year**.
- B. Total cost (including staff and all resources).
 1. FOIA Processing (including appeals) - **\$6,843.00**.
 2. Litigation-related activities (estimated) - **\$0.00**.
 3. Total Costs - **\$6,843.00**.
 4. Comparison of previous years (including percentage of change) (optional) - **\$1,640.00 vs. \$6,843.00**.
- C. Statement of additional resources needed for FOIA Compliance (optional) – **NA**.

X. Fees

- A. Total amount of fees collected by agency for processing requests - **\$863.00.**
- B. Percentage of total costs – **12.6%.**

XI. FOIA Regulations (including fee schedule)

The OFHEO fee schedule is described in 12 CFR, Subpart D, Part 1710.20. The regulation may be seen at “www.ofheo.gov/docs.” A copy of the regulation is attached.

cc: Linda L. Gwinn, Deputy Director, OFA
OFA Chron File