



Document: NA  
Document Date: 08/03/2011  
Author: UNTI DW  
Addressee: RIEHLE D

**Actionee: Dorothy Riehle**  
Due Date: NO ACTION

Title: Freedom of Information Request

<u>DIR</u>	<u>DIV</u>	<u>NAME</u>	<u>DIR</u>	<u>DIV</u>	<u>NAME</u>
MGR				SSD	
DEP			AMRC		
AMA			AMSE		
	FMD			EMD	
	HRM			OOD	
	PRO			SED	
AMCP			OCC		
AMMS			OCE		Riehle, Dorothy (Actionee)
	ISI		ORP		
	PIC		PNSO		
	SES		RLCI		

Comments: ORIGINAL TO D. RIEHLE

Records Schedule Information:  
ADM-1.28.1

Scan?: Yes Sensitive?: Yes

Sensitive Attachments?: Yes

IDMS Folder: FOIA

Date RL CC Rec'd: 08/09/2011

**If No Action has been assigned to this document and one is needed,  
please advise RL Correspondence Control.**

**CARNEY  
BADLEY  
SPELLMAN**

Daniel W. Unti

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August 3, 2011

**FREEDOM OF INFORMATION ACT REQUEST**

**SENT VIA E-MAIL and U.S. MAIL**

[dorothy.riehle@rl.doe.gov](mailto:dorothy.riehle@rl.doe.gov)

Ms. Dorothy Riehle  
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U.S. Department of Energy  
825 Jadwin Avenue  
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Richland, WA 99352

Copies sent: **Via E-mail and U.S. Mail**  
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**Re: RFQ Number: 00029885**  
**Issue Date: 07/07/2011**  
**Prime Contract No. DE-AC06-09RL 14728**

Dear Ms. Riehle:

We are the attorneys for Capital Industries, Inc. located at 5801 3<sup>rd</sup> Ave South, Seattle, Washington 98108. Pursuant to the Freedom of Information Act (5 U.S.C., Section 552) ("FOIA"), the purpose of this letter is to request access to review and copy records in the possession or control of the United States Department of Energy and/or its contracting agent, Mission Support Alliance, LLC, that in any way relate to the above referenced Request for Quotation. This request includes but is not limited to the documents described in the attached Exhibit A.

We understand that we will be billed for the reasonable cost of locating the requested materials and producing it. Please provide me with an estimate of the cost of locating the materials. We will pay a reasonable cost to have those items which we select copied, either at the Government office or an outside copying service.

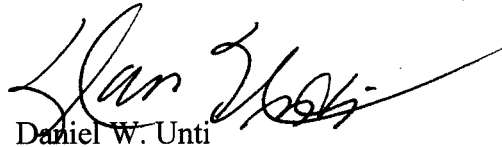
Ms. Dorothy Riehle  
FOIA Office  
Department of Energy  
August 3, 2011  
Page 2

The Freedom of Information Act provides that if some parts of a file are exempt from release, the "reasonably segregable" portions shall be provided. We, therefore, request that if you determine some portions of the requested documents are exempt that you provide the remainder of the request. We, of course, reserve the right to appeal any such decision. We would appreciate you providing a general description of any material withheld and identify which exemption(s) you believe cover any material you elect not to release.

As provided in the amended Act, we will expect to receive a reply within 20 working days from the date of your receipt of this request. If you have any questions regarding this request, please do not hesitate to contact me at the phone number or email address listed above.

Sincerely,

CARNEY BADLEY SPELLMAN, P.S.



Daniel W. Unti

DWU/rls  
Attachment/Enclosure  
cc: Capital Industries, Inc.

<p align="center"><b>OFFICIAL USE ONLY</b></p> <p>May be exempt from public release under the Freedom of Information Act (5 U.S.C. 552) exemption number and category:</p> <p>Exemption 6 - Personal Privacy</p> <p>Department of Energy review required before public release</p> <p>Name/Org: Dorothy Riehle/DOE-FOI/PA Officer Date:</p> <p>Guidance (if applicable): 5USC 552</p>
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**RECEIVED**  
AUG 09 2011  
**DOE-RLCC**

## EXHIBIT A

A. The term "documents" as used herein refers to all written or graphic matter, however produced or reproduced, of every kind and description in the actual or constructive possession, custody, care or control of the responding party, or any of its representatives, including but not limited to papers, letters, e-mail, photographs, correspondence, memoranda, inter-office communications, reports, studies, surveys, contracts, agreements, working papers, daily reports, plans, drawings, change orders, computer printouts, magnetic tapes, magnetic discs, notes or sound recordings of any conversations, notes of meetings or conferences, and minutes of any meetings.

B. The term "RFQ" as used herein refers to all aspects of the Request for Quotation Number 00029885 with an issue date of 07/07/2011 and a Due Date of 07/21/2011, with a description as follows: "Container, Dumpster, Front Load Cardboard Recycling Containers, Standard Blue Paint, Plastic Lid, Auto-Release Lid Lock, No Casters". Manufacturer: Western Systems & Fabrication, Model: WSF-FL6CRFT, Part: FL6CRFT-MSAH-1".

C. The term "DOE" as used herein refers to the U.S. Department of Energy.

D. The term "MSA" as used herein refers to Mission Support Alliance, LLC, which consists of the team of Lockheed Martin, Jacobs Engineering Group, and Wackenhut Services, Incorporated, the prime contractor overseeing Hanford's Mission Support Contract.

E. In responding to this Freedom of Information Act Request, DOE and/or its agent MSA is required to produce documents in its possession, custody, or control, or in any of its offices or branches, or otherwise available to its employees, including, without limitation by reason of enumeration, documents in the possession of its attorneys or their investigators, or in

the possession of its advisors, agents, investigators, engineers, accountants, consultants, or associates whether past or present.

F. If any document is withheld under claim of privilege, or exemption, the privilege or exemption involved shall be stated and each document shall be identified by date, author and subject matter (without disclosing its contents) sufficient to allow its description to the Court for ruling thereon.

G. If you are unable to produce any document called for, state the reason why you are unable to produce such document and identify the document with as much accuracy as possible.

H. "Relating or pertaining to" as used herein shall mean any document which is relevant in any way to the subject RFQ, including without limitation all documents which contain, record, reflect, summarize, evaluate, comment upon, transmit, or discuss the subject matter of this request, as well as drafts, work papers or other preparation materials, exhibits shown or circulated at any meeting, the text or notes of any oral or written presentation or conversation.

Without limitations as to the production of all documents relating to the RFQ, DOE and/or its agent MSA, is requested to produce the following information:

1. All documents regarding the justification and approval of the use of a brand name description in the RFQ.
2. All inquiries regarding the RFQ.
3. All bids or responses to the RFQ.
4. All documents regarding the evaluation of the bids/responses to the RFQ and the determination of the low responsive and responsible bidder.

5. All documents and/or records of communications between DOE and MSA regarding the RFQ.
6. All documents and/or records of communications between DOE or MSA and Western Systems & Fabrication, Inc. regarding the RFQ.
7. All documents and/or records of communication between DOE or MSA and Columbia Rigging Corporation.