

FOIA ANNUAL REPORT
FOR
Department of Energy
10/01/2010
THROUGH
09/30/2011

The following **Annual Freedom of Information Act** report covers the Period 10/01/2010, through 09/30/2011, as required by 5 U.S.C. 552.

I. BASIC INFORMATION REGARDING REPORT

1. Kevin T. Hagerty, Director
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2. An electronic copy of the Freedom of Information Act (FOIA) report can be obtained at <http://energy.gov/management/office-management/operational-management/freedom-information-act/documents/annual-reports>.
3. A paper copy of the report can be obtained at the Headquarters FOIA Public Reading Room located in the Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585, or by submitting a request to the FOIA Office. The hours of the Reading Room at Headquarters are from 9:00 a.m. to 4:00 p.m. weekdays, except federal holidays.

II. MAKING A FOIA REQUEST

1. Names, addresses, and telephone numbers of all individual agency components that receive FOIA requests.

For the names, addresses and telephone numbers, visit our website at <http://energy.gov/management/office-management/operational-management/freedom-information-act/foia-contacts>.
2. Brief description of why some requests are not granted and an overview of certain general categories of the agency's records to which the FOIA exemptions apply.

The DOE's mission is to advance the national, economic, and energy security of the United States; to promote scientific and technological innovation in support of that mission; and to ensure the environmental cleanup of the national nuclear weapons complex. The records maintained by the DOE often involve proprietary matters, classified matters, innovation matters, and environmental matters. The DOE invokes several of the FOIA's exemptions to protect information that is: 1) classified as restricted data or formerly restricted data; 2) proprietary; 3) personal; and 4) pre-decisional and deliberative. These types of information may not be granted under the FOIA to protect national security, proprietary interests of submitters; personal privacy of individuals, and open and frank discussion.

III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Agency-specific acronyms or terms used in this Report.

DOE	Department of Energy
Field Offices	DOE offices not located in Washington metropolitan area
HQ	DOE Headquarters
NNSA/AL	National Nuclear Security Administration Service Center Albuquerque (The NNSA is a separately organized agency within the DOE. NNSA operates a separate FOIA tracking system autonomous from the DOE)
BPA	Bonneville Power Administration
CBFO	Carlsbad Field Office
CH	Chicago Operations Office
EMCBC	Environmental Management Consolidated Business Center
GFO	Golden Field Office
ID	Idaho Operations Office
NETL	National Energy Technology Laboratory
NR	Office of Naval Reactors
NRLFO	Naval Reactors Laboratory Field Office
ORO	Oak Ridge Office
ROO	Richland Operations Office
SROO	Savannah River Operations Office

OSTI	Office of Scientific and Technical Information
SEPA	Southeastern Power Administration
SWPA	Southwestern Power Administration
SPR	Strategic Petroleum Reserve
WAPA	Western Area Power Administration

2. Definitions of terms used in this Report:

- a. **Administrative Appeal** - a request to a federal agency asking that it review at a higher administrative level a FOIA determination made by the agency at the initial request level.
- b. **Average Number** - the number obtained by dividing the sum of a group of numbers by the quantity of numbers in the group. For example, of 3, 7, and 14, the average number is 8.
- c. **Backlog** - the number of requests or administrative appeals that are pending at an agency at the end of the fiscal year that are beyond the statutory time period for a response.
- d. **Component** - for agencies that process requests on a decentralized basis, a "component" is an entity, also sometimes referred to as an Office, Division, Bureau, Center, or Directorate, within the agency that processes FOIA requests. The FOIA now requires that agencies include in their Annual FOIA Report data for both the agency overall and for each principal component of the agency.
- e. **Consultation** - the procedure whereby the agency responding to a FOIA request first forwards a record to another agency for its review because that other agency has an interest in the document. Once the agency in receipt of the consultation finishes its review of the record, it responds back to the agency that forwarded it. That agency, in turn, will then respond to the FOIA requester.
- f. **Exemption 3 Statute** - a federal statute that exempts information from disclosure and which the agency relies on to withhold information under subsection (b)(3) of the FOIA.
- g. **FOIA Request** - a FOIA request is generally a request to a federal agency for access to records concerning another person (i.e., a "third-party" request), or concerning an organization, or a particular topic of interest. FOIA requests also include requests made by requesters seeking records concerning themselves (i.e., "first-party" requests) when those requesters are not subject to the Privacy Act, such as non-U.S. citizens. Moreover, because all first-party requesters should be afforded the benefit of both the access provisions of the FOIA as well as those of the Privacy Act, FOIA requests also include any first-party requests where an agency determines that it must search beyond its Privacy Act "systems of records" or where a Privacy Act exemption applies, and the agency looks to FOIA to afford the greatest possible access. All requests which require the agency to utilize the FOIA in responding to the requester are included in this Report.

Additionally, a FOIA request includes records referred to the agency for processing and direct response to the requester. It does not, however, include records for which the agency has received a consultation from another agency. (Consultations are reported separately in Section XII of this Report.)

- h. **Full Grant** - an agency decision to disclose all records in full in response to a FOIA request.
- i. **Full Denial** - an agency decision not to release any records in response to a FOIA request because the records are exempt in their entirety under one or more of the FOIA exemptions, or because of a procedural reason, such as when no records could be located.
- j. **Median Number** - the middle, not average, number. For example, of 3, 7, and 14, the median number is 7.
- k. **Multi-Track Processing** - a system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests granted expedited processing are placed in yet another track. Requests in each track are processed on a first in/first out basis.
 - i. **Expedited Processing** - an agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.
 - ii. **Simple Request** - a FOIA request that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
 - iii. **Complex Request** - a FOIA request that an agency using multi-track processing places in a slower track based on the high volume and/or complexity of the records requested.
- l. **Partial Grant/Partial Denial** - in response to a FOIA request, an agency decision to disclose portions of the records and to withhold other portions that are exempt under the FOIA, or to otherwise deny a portion of the request for a procedural reason.
- m. **Pending Request or Pending Administrative Appeal** - a request or administrative appeal for which an agency has not taken final action in all respects.
- n. **Perfected Request** - a request for records which reasonably describes such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.
- o. **Processed Request or Processed Administrative Appeal** - a request or administrative appeal for which an agency has taken final action in all respects.
- p. **Range in Number of Days** - the lowest and highest number of days to process requests or administrative appeals.
- q. **Time Limits** - the time period in the statute for an agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).

3. Concise descriptions of the nine FOIA exemptions:
 - a. **Exemption 1:** classified national defense and foreign relations information
 - b. **Exemption 2:** internal agency rules and practices
 - c. **Exemption 3:** information that is prohibited from disclosure by another federal law
 - d. **Exemption 4:** trade secrets and other confidential business information
 - e. **Exemption 5:** inter-agency or intra-agency communications that are protected by legal privileges
 - f. **Exemption 6:** information involving matters of personal privacy
 - g. **Exemption 7:** records or information compiled for law enforcement purposes, to the extent that the production of those records (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions, or (F) could reasonably be expected to endanger the life or physical safety of any individual
 - h. **Exemption 8:** information relating to the supervision of financial institutions
 - i. **Exemption 9:** geological information on wells

IV. Exemption 3 Statutes

A. For Initial Requests				
Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component	Total Number of Times Relied upon by Agency
41 U.S.C. §423(a)(1)	Contractor bid information, proposal information, or source selection information	<u>Legal and Safety Employer Research, Inc. v. U.S. Dep't of the Army</u> , No. Civ. S001748, 2001 WL 34098652, at *3-4 (E.D. Cal. May 4, 2001) (dictum).	BPA: 1 EMCBC: 3 HQ: 3 ID: 1 SEPA: 1 WAPA: 1	10
15 U.S.C. §638(k)(4)	Company commercialization information		CH: 1	1
42 U.S.C. §2162	Information that is classified as Restricted Data, Formerly Restricted Data, or Unclassified Controlled Nuclear Information.	<u>Meeropol v. Smith</u> , No. 75-1121, slip op. at 53-55 (D.D.C. Feb. 29, 1984), <u>aff'd in relevant part & remanded in part on other grounds sub nom. Meeropol v. Meese</u> , 790 F.2d 942 (D.C. Cir. 1986).	EMCBC: 2 HQ: 2 SRO: 1 NNSA: 14	19
35 U.S.C. §181	Patent Information		GFO: 1	1
42 U.S.C. §7256(g)(5)	Contracts, leases, etc., with public agencies and private organizations and persons		GFO: 1	1
41 U.S.C. §253	Contractor proposals that are in the possession or control of an executive agency and that have not been set forth or incorporated by reference into	<u>Hornbostel v. U.S. Dep't of the Interior</u> , 305 F. Supp. 2d 21, 30 (D.D.C. 2003), <u>summary affirmance granted</u> , No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug.	HQ: 1 ORO: 1 NNSA: 2	4

	contracts.	25, 2004).		
16 U.S.C. §470hh	Information pertaining to the nature and location of certain archaeological resources.	<u>Hornbostel v. U.S. Dep't of the Interior</u> , 305 F. Supp. 2d 21, 30 (D.D.C. 2003), <u>summary affirmance granted</u> , No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004).	WAPA: 1	1

B. For Appeals

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component	Total Number of Times Relied upon by Agency
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V. FOIA REQUESTS

A. Received, Processed and Pending FOIA Requests

	Number of Requests Pending as of Start of Fiscal Year	Number of Requests Received in Fiscal Year	Number of Requests Processed in Fiscal Year	Number of Requests Pending as of End of Fiscal Year
BPA	19	115	125	9
CBFO	-	7	6	1
CH	-	66	65	1
EMCBC	3	38	38	3
GFO	3	255	242	16
HQ	215	1012	931	296
ID	-	35	32	3
NETL	8	69	71	6
NR	-	-	-	-
NRLFO	1	17	14	3
ORO	14	219	223	10
OSTI	2	4	5	1
ROO	-	81	78	3
SEPA	-	5	5	-
SPR	1	13	14	-
SRO	8	57	62	3
SWPA	-	6	3	3
WAPA	1	35	36	-
NNSA	190	281	272	201
AGENCY OVERALL	465	2315	2222	558

B.(1) Disposition of FOIA Requests - All Processed Requests

	Number of Full Grants	Number of Partial Grants / Partial Denials	Number of Full Denials Based on Exemptions	Number of Full Denials Based on Reasons Other than Exemptions									TOTAL
				No records	All records referred to Another compone	Request withdrawn	Fee-related reason	Records not reasonably described	Improper FOIA Request for Other Reason	Not Agency Record	Duplicate Request	Other *Explanation in chart below	

CBFO	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
CH	-	-	1	3	4	6	-	-	-	-	-	-	-	-	-	-
EMCBC	-	-	5	3	3	4	-	-	-	-	-	-	-	-	-	-
GFO	-	2	2	73	16	20	-	-	1	-	-	-	-	-	-	-
HQ	2	4	6	114	51	137	12	-	22	7	-	-	-	-	-	-
ID	-	-	1	3	2	4	1	-	-	-	-	-	-	-	-	-
NETL	-	-	-	37	-	2	-	-	-	-	-	-	-	-	-	-
NR	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
NRLFO	-	-	-	2	1	1	-	-	-	-	-	-	-	-	-	-
ORO	-	-	1	2	2	18	1	-	-	-	-	-	-	-	-	-
OSTI	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
ROO	-	1	-	1	3	20	-	-	-	-	-	-	-	2	-	-
SEPA	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	-
SPR	-	-	-	5	-	-	-	-	-	-	-	-	-	-	-	-
SRO	-	-	1	1	1	4	-	-	1	-	-	-	-	-	-	-
SWPA	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
WAPA	-	-	2	11	1	1	-	-	-	-	-	-	-	-	-	-
NNSA	5	12	16	11	12	27	-	-	-	-	-	-	-	7	-	-
AGENCY OVERALL	7	19	37	273	102	258	14	-	24	7	-	-	-	9	-	-

VI. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS

A. Received, Processed and Pending Administrative Appeals				
	Number of Appeals Pending as of Start of Fiscal Year	Number of Appeals Received in Fiscal Year	Number of Appeals Processed in Fiscal Year	Number of Appeals Pending as of End of Fiscal Year
BPA	-	-	-	-
CBFO	-	-	-	-
CH	-	-	-	-
EMCBC	-	-	-	-
GFO	-	-	-	-
HQ	7	74	70	11
ID	-	-	-	-
NETL	-	-	-	-
NR	-	-	-	-
NRLFO	-	-	-	-
ORO	-	-	-	-
OSTI	-	-	-	-
ROO	-	-	-	-
SEPA	-	-	-	-
SPR	-	-	-	-
SRO	-	-	-	-
SWPA	-	-	-	-
WAPA	-	-	-	-
NNSA	-	-	-	-
AGENCY	7	74	70	11

GFO	-	-	-	-	-	-	-	-	-	-	-	-	-
HQ	18	29	1	745	-	-	-	-	-	-	-	-	-
ID	-	-	-	-	-	-	-	-	-	-	-	-	-
NETL	-	-	-	-	-	-	-	-	-	-	-	-	-
NR	-	-	-	-	-	-	-	-	-	-	-	-	-
NRLFO	-	-	-	-	-	-	-	-	-	-	-	-	-
ORO	-	-	-	-	-	-	-	-	-	-	-	-	-
OSTI	-	-	-	-	-	-	-	-	-	-	-	-	-
ROO	-	-	-	-	-	-	-	-	-	-	-	-	-
SEPA	-	-	-	-	-	-	-	-	-	-	-	-	-
SPR	-	-	-	-	-	-	-	-	-	-	-	-	-
SRO	-	-	-	-	-	-	-	-	-	-	-	-	-
SWPA	-	-	-	-	-	-	-	-	-	-	-	-	-
WAPA	-	-	-	-	-	-	-	-	-	-	-	-	-
NNSA	-	-	-	-	-	-	-	-	-	-	-	-	-
AGENCY OVERALL	18.00	29.00	1	745	-	-	-	-	-	-	-	-	-

C.(5) Ten Oldest Pending Administrative Appeals										
	10th Oldest Appeal and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal and Number of Days Pending
BPA										
CBFO										
CH										
EMCBC										
GFO										
HQ	9/27/2011 3	9/27/2011 3	7/14/2011 55	5/19/2011 93	3/14/2011 141	2/25/2011 152	1/13/2011 181	10/5/2010 248	8/10/2010 288	7/19/2010 303
ID										
NETL										
NR										
NRLFO										
ORO										
OSTI										
ROO										
SEPA										
SPR										
SRO										
SWPA										
WAPA										
NNSA										
AGENCY OVERALL	9/27/2011 3	9/27/2011 3	7/14/2011 55	5/19/2011 93	3/14/2011 141	2/25/2011 152	1/13/2011 181	10/5/2010 248	8/10/2010 288	7/19/2010 303

VII. FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS

A. Processed Requests - Response Time for All Processed Perfected Requests
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	SIMPLE				COMPLEX				EXPEDITE PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
BPA	17	27.97	<1	190	18	26.42	1	116	-	-	-	-
CBFO	10	10.83	1	27	-	-	-	-	-	-	-	-
CH	4	5.6	<1	20	19	19.5	<1	41	-	-	-	-
EMCBC	32	52.11	<1	318	48	63.33	16	126	-	-	-	-
GFO	<1	9.08	<1	108	-	-	-	-	-	-	-	-
HQ	17	53.8	<1	2674	67	128.6	<1	699	221	221	221	221
ID	13	14.22	<1	45	-	-	-	-	-	-	-	-
NETL	13	16.68	<1	53	-	-	-	-	-	-	-	-
NR	-	-	-	-	-	-	-	-	-	-	-	-
NRLFO	14.5	31.79	4	189	-	-	-	-	-	-	-	-
ORO	12	15.16	<1	58	27	38.5	<1	182	18	18	18	18
OSTI	23	23.2	9	46	-	-	-	-	-	-	-	-
ROO	6	8.53	<1	50	43	43	43	43	-	-	-	-
SEPA	13	11.4	<1	23	-	-	-	-	-	-	-	-
SPR	15.5	14.93	<1	35	-	-	-	-	-	-	-	-
SRO	12	17.76	<1	366	-	-	-	-	-	-	-	-
SWPA	12	11.67	3	20	-	-	-	-	-	-	-	-
WAPA	6.5	8.56	<1	39	-	-	-	-	-	-	-	-
NNSA	12	21.24	1	146	58	134.19	1	1092	268	268	268	268
AGENCY OVERALL	11.00	32.31	<1	2674	51.00	117.08	<1	1092	221.00	169.00	18	268

B. Processed Requests - Response Time for Perfected Requests in Which Information Was Granted												
	SIMPLE				COMPLEX				EXPEDITE PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
BPA	17	24.97	<1	146	23	34	11	116	-	-	-	-
CBFO	14.5	14.5	2	27	-	-	-	-	-	-	-	-
CH	8.5	7.8	<1	16	23	22.88	<1	41	-	-	-	-
EMCBC	40	57.47	1	161	48	63.33	16	126	-	-	-	-
GFO	<1	12.18	<1	108	-	-	-	-	-	-	-	-
HQ	58	102.63	<1	2674	119	172.77	<1	682	-	-	-	-
ID	15.5	14.85	<1	45	-	-	-	-	-	-	-	-
NETL	16	17.67	<1	53	-	-	-	-	-	-	-	-
NR	-	-	-	-	-	-	-	-	-	-	-	-
NRLFO	12	22.33	5	78	-	-	-	-	-	-	-	-
ORO	12	15.44	<1	58	39	52.36	4	182	18	18	18	18
OSTI	23	23.2	9	46	-	-	-	-	-	-	-	-
ROO	9	11.06	<1	50	43	43	43	43	-	-	-	-
SEPA	16.5	14.25	1	23	-	-	-	-	-	-	-	-
SPR	17.5	16.75	<1	35	-	-	-	-	-	-	-	-
SRO	13	21.37	<1	366	-	-	-	-	-	-	-	-
SWPA	11.5	11.5	3	20	-	-	-	-	-	-	-	-
WAPA	7	8.69	<1	20	-	-	-	-	-	-	-	-
NNSA	5	18.62	1	146	70	153.86	1	1092	268	268	268	268

SRO	3	10	9	-	-	-	-	-	-	-
SWPA	3	9	7	-	-	-	-	-	-	-
WAPA	-	-	-	-	-	-	-	-	-	-
NNSA	4	169	211	196	189	276	1	134	134	
AGENCY OVERALL	263	116.00	153.23	292	154.50	255.26	3	324.00	325.33	

E. Pending Requests - Ten Oldest Pending Perfected Requests										
	10th Oldest Appeal and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal and Number of Days Pending
BPA		09/30/201 1 0	09/30/201 1 0	09/28/201 1 2	09/14/201 1 12	08/22/201 1 28	08/08/201 1 38	08/08/201 1 38	07/25/201 1 48	06/15/201 1 75
CBFO										09/07/201 1 17
CH										09/30/201 1 0
EMCBC								07/26/201 1 47	07/26/201 1 47	09/30/201 0 251
GFO	09/12/201 1 14	09/12/201 1 14	09/06/201 1 18	08/26/201 1 24	08/15/201 1 33	06/24/201 1 68	04/08/201 1 122	04/08/201 1 122	04/08/201 1 122	04/04/201 1 126
HQ	02/12/200 7 1165	11/28/200 6 1216	11/02/200 6 1232	10/06/200 6 1250	06/16/200 6 1328	06/09/200 6 1333	08/05/200 5 1544	08/05/200 5 1544	02/02/200 5 1673	03/12/200 3 2149
ID								09/26/201 1 4	09/26/201 1 4	09/08/201 1 16
NETL					09/27/201 1 3	09/19/201 1 9	09/09/201 1 15	09/07/201 1 17	09/06/201 1 18	09/06/201 1 18
NR										
NRLFO								08/22/201 1 28	05/16/201 1 96	11/30/201 0 211
ORO		09/21/201 1 7	09/21/201 1 7	09/19/201 1 9	09/19/201 1 9	09/15/201 1 11	09/13/201 1 13	08/25/201 1 25	07/28/201 1 45	05/18/201 1 94
OSTI										07/01/200 9 565
ROO								09/28/201 1 2	09/15/201 1 11	07/20/201 1 51
SEPA										
SPR										
SRO								09/20/201 1 8	09/16/201 1 10	09/15/201 1 11
SWPA								09/27/201 1 3	09/19/201 1 9	09/15/201 1 11
WAPA										
NNSA	10/24/200 7 988	10/24/200 7 988	10/24/200 7 988	10/23/200 7 989	10/22/200 7 990	08/01/200 7 1046	07/30/200 7 1048	06/21/200 7 1074	02/12/200 7 1165	02/08/200 7 1167

AGENCY	02/08/200	11/28/200	11/02/200	10/06/200	06/16/200	06/09/200	08/05/200	08/05/200	02/02/200	03/12/200
OVERALL	7	6	6	6	6	6	5	5	5	3
L	1167	1216	1232	1250	1328	1333	1544	1544	1673	2149

VIII. REQUESTS FOR EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER

A. Requests for Expedited Processing					
	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
BPA	-	-	-	-	-
CBFO	-	-	-	-	-
CH	-	3	<1	<1	3
EMCBC	-	8	0.5	1.5	8
GFO	-	1	<1	<1	1
HQ	1	63	7	7.7	48
ID	-	-	-	-	-
NETL	-	-	-	-	-
NR	-	-	-	-	-
NRLFO	-	1	<1	<1	1
ORO	1	2	<1	2	3
OSTI	-	-	-	-	-
ROO	-	-	-	-	-
SEPA	-	-	-	-	-
SPR	-	-	-	-	-
SRO	-	-	-	-	-
SWPA	-	-	-	-	-
WAPA	-	2	0.5	0.5	2
NNSA	1	7	0.5	2	8
AGENCY OVERALL	3	87	3.00	5.87	74

B. Requests for Fee Waiver				
	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
BPA	39	5	<1	0.57
CBFO	-	-	-	-
CH	5	4	<1	0.44
EMCBC	3	-	9	7.33
GFO	21	7	7	20.21
HQ	48	6	2	7.39
ID	-	-	-	-
NETL	-	-	-	-
NR	-	-	-	-
NRLFO	1	1	<1	<1
ORO	64	-	<1	<1
OSTI	-	-	-	-
ROO	4	1	<1	3.4
SEPA	-	-	-	-

SPR	-	-	-	-
SRO	8	-	<1	<1
SWPA	-	-	-	-
WAPA	1	2	7	6
NNSA	2	-	<1	<1
AGENCY OVERALL	196	26	<1	4.73

IX. FOIA PERSONNEL AND COSTS

	PERSONNEL			COSTS		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff"	Processing Costs	Litigation-Related Costs	Total Costs
BPA	1	0.50	1.50	\$122,000.00	\$0.00	\$122,000.00
CBFO	0	0.15	0.15	\$12,750.00	\$0.00	\$12,750.00
CH	0	0.60	0.60	\$50,429.00	\$0.00	\$50,429.00
EMCBC	1	1.00	2.00	\$165,000.00	\$0.00	\$165,000.00
GFO	2	0.00	2.00	\$166,000.00	\$0.00	\$166,000.00
HQ	21	41.87	62.87	\$5,100,693.00	\$180,504.00	\$5,281,197.00
ID	1	0.00	1.00	\$104,525.00	\$0.00	\$104,525.00
NETL	1	0.00	1.00	\$100,000.00	\$0.00	\$100,000.00
NR	0	0.00	0.00	\$0.00	\$0.00	\$0.00
NRLFO	0	0.05	0.05	\$442.95	\$0.00	\$442.95
ORO	4	2.00	6.00	\$379,414.34	\$0.00	\$379,414.34
OSTI	0	0.06	0.06	\$3,602.00	\$0.00	\$3,602.00
ROO	1	2.00	3.00	\$122,779.81	\$0.00	\$122,779.81
SEPA	0	0.01	0.01	\$0.00	\$0.00	\$0.00
SPR	0	0.08	0.08	\$7,200.00	\$0.00	\$7,200.00
SRO	0	0.75	0.75	\$60,403.00	\$0.00	\$60,403.00
SWPA	0	0.03	0.03	\$144.73	\$0.00	\$144.73
WAPA	0	0.60	0.60	\$54,445.20	\$0.00	\$54,445.20
NNSA	4.00	2.00	6.00	\$498,300.00	\$20,000.00	\$518,300.00
AGENCY OVERALL	36	51.70	87.70	\$6,948,129.03	\$200,504.00	\$7,148,633.03

X. FEES COLLECTED FOR PROCESSING REQUESTS

	Total Amount of Fees Collected	Percentage of Total Costs
BPA	\$50.00	0.04
CBFO	\$0.00	0
CH	\$531.47	1.05
EMCBC	\$0.00	0
GFO	\$302.34	0.18
HQ	\$6,165.74	0.12
ID	\$0.00	0
NETL	\$0.00	0
NR	\$0.00	0
NRLFO	\$0.00	0
ORO	\$618.68	0.16

OSTI	\$0.00	0
ROO	\$1,871.46	1.52
SEPA	\$0.00	0
SPR	\$925.19	12.85
SRO	\$0.00	0
SWPA	\$0.00	0
WAPA	\$0.00	0
NNSA	\$0.00	0
AGENCY OVERALL	\$10,464.88	0.15

XI. FOIA Regulations (Including Fee Schedule)

The DOE FOIA regulation can be found at http://ecfr.gpoaccess.gov/cgi/t/text/text-idx?c=ecfr&tpl=/ecfrbrowse/Title10/10cfr1004_main_02.tpl

XII. BACKLOGS, CONSULTATIONS, AND COMPARISONS

A. Backlogs of FOIA Requests and Administrative Appeals		
	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
BPA	5	-
CBFO	-	-
CH	-	-
EMCBC	3	-
GFO	-	-
HQ	197	8
ID	-	-
NETL	-	-
NR	-	-
NRLFO	3	-
ORO	4	-
OSTI	1	-
ROO	1	-
SEPA	-	-
SPR	-	-
SRO	-	-
SWPA	-	-
WAPA	-	-
NNSA	176	-
AGENCY OVERALL	390	8

Discuss/Explain the backlog here(Optional)

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B. Consultations on FOIA Requests - Received, Processed, and Pending Consultations				
	Number of Consultations Received from Other Agencies that Were Pending at Your Agency as of	Number of Consultations Received from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Processed by Your Agency During	Number of Consultations Received from Other Agencies that Were Pending at Your Agency as of

SEPA											
SPR											
SRO											
SWPA											
WAPA											
NNSA											
AGENCY OVERALL	06/28/2010 317	05/25/2011 0	04/30/2011 0	03/31/2011 0	03/24/2011 0	03/12/2011 0	02/01/2011 0	01/29/2011 0	11/18/2010 9	12/05/2010 1137	
L		340	357	379	384	392	420	421	469		

D. Comparison of Numbers of Requests from Previous and Current Annual Report - Requests Received, Processed, and Backlogged

	NUMBER OF REQUESTS RECEIVED		NUMBER OF REQUESTS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
BPA	118	115	101	125
CBFO	15	7	16	6
CH	58	66	63	65
EMCBC	30	38	33	38
GFO	197	255	206	242
HQ	897	1012	851	931
ID	35	35	36	32
NETL	89	69	90	71
NR	-	-	-	-
NRLFO	10	17	9	14
ORO	240	219	249	223
OSTI	3	4	2	5
ROO	105	81	106	78
SEPA	-	5	-	5
SPR	4	13	3	14
SRO	57	57	54	62
SWPA	6	6	6	3
WAPA	24	35	24	36
NNSA	318	281	299	272
AGENCY OVERALL	2206	2315	2149	2222

	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
BPA	9	5
CBFO	-	-
CH	-	-
EMCBC	1	3
GFO	-	-
HQ	158	197
ID	-	-

NETL	1	-
NR	-	-
NRLFO	-	3
ORO	1	4
OSTI	2	1
ROO	-	1
SEPA	-	-
SPR	-	-
SRO	1	-
SWPA	-	-
WAPA	-	-
NNSA	161	176
AGENCY OVERALL	334	390

E. Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report - Appeals Received, Processed, and Backlogged

	NUMBER OF APPEALS RECEIVED		NUMBER OF APPEALS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
BPA	-	-	-	-
CBFO	-	-	-	-
CH	-	-	-	-
EMCBC	-	-	-	-
GFO	-	-	-	-
HQ	91	74	88	70
ID	-	-	-	-
NETL	-	-	-	-
NR	-	-	-	-
NRLFO	-	-	-	-
ORO	-	-	-	-
OSTI	-	-	-	-
ROO	-	-	-	-
SEPA	-	-	-	-
SPR	-	-	-	-
SRO	-	-	-	-
SWPA	-	-	-	-
WAPA	-	-	-	-
NNSA	-	-	-	-
AGENCY OVERALL	91	74	88	70

	Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report
BPA	-	-
CBFO	-	-
CH	-	-
EMCBC	-	-

GFO	-	-
HQ	3	8
ID	-	-
NETL	-	-
NR	-	-
NRLFO	-	-
ORO	-	-
OSTI	-	-
ROO	-	-
SEPA	-	-
SPR	-	-
SRO	-	-
SWPA	-	-
WAPA	-	-
NNSA	-	-
AGENCY OVERALL	3	8