

### **Department of Energy**

Richland Operations Office P.O. Box 550 Richland, Washington 99352

March 25, 2010

#### CERTIFIED MAIL

Mr. Don Dickson Government Training, Inc. 5372 Sandhamn Place Longboat Key, Florida 34228

Dear Mr. Dickson:

### FREEDOM OF INFORMATION ACT REQUEST (FOI 2010-01054)

You requested, pursuant to the Freedom of Information Act (FOIA), a copy of the contract/delivery/task order awarded to Government Horizons, Inc., and the proposal submitted by Government Horizons, Inc., on or about February 16, 2010, procurement ID DEDT0001181.

Enclosed is a copy of Contract No. GS-02f-0155T. With respect to the proposal submitted by Government Horizons, Inc., under the provisions of the FOIA, documents held in government files will be disclosed to the public upon request, with nine specific exemptions. One of those, Exemption 3, incorporates into the FOIA other laws that restrict the availability of information. To qualify under this exemption, a statute must require that information be withheld in such a manner as to leave no discretion to the agency. The Defense Authorization Act of 1997, Public Law 104-201, is such a statute. This statute prohibits the release of contractor proposals unless the proposal is set forth or incorporated by reference in the contract. In this case, this proposal is neither set forth nor incorporated by reference in the contract. Therefore, this portion of your request is denied.

The undersigned individual is responsible for this determination. You have the right to appeal to the Office of Hearings and Appeals, as provided in 10 CFR 1004.8, for any information that has been denied to you. Any such appeal shall be made in writing to the Director, Office of Hearings and Appeals (HG-1), L'Enfant Plaza Building, U.S. Department of Energy, 1000 Independence Avenue SW, Washington, D.C. 20585-1615, and shall be filed within 30 days after receipt of this letter. Should you choose to appeal, please provide this office with a copy of your letter.

There will be no charge for your request as search, review and reproduction costs fell under \$15.00. If you have any questions regarding your request, please contact me at our address above or on (509) 376-6288.

Sincerely,

Dorothy Riehle

Freedom of Information Act Officer

Office of Communications

and External Affairs

Enclosure

OCE:DCR

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## ORDER FOR SUPPLIES OR SERVICES SCHEDULE - CONTINUATION

PAGE NO

2

IMPORTANT: Mark all packages and papers with contract and/or order numbers.

DATE OF ORDER CONTRACT NO.

02/16/2010 GS-02F-0155T

ORDER NO. DE-DT0001181

ITEM NO.	SUPPLIES/SERVICES	QUANTITY		UNIT PRICE	AMOUNT	QUANTITY ACCEPTED
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# ORDER FOR SUPPLIES OR SERVICES SCHEDULE - CONTINUATION

IMPORTANT: Mark all packages and papers with contract and/or order numbers.

PAGE NO

3

ITEM NO.	10 GS-02F-0155T  SUPPLIES/SERVICES		ORDER NO. DE-DT0001181						
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