U.S. Department of Energy

National Energy Technology Laboratory

June 11, 2009

Mr. Peter J. Fontaine
Cozen O'Connor
457 Haddonfield Road
Suite 300
Cherry Hill, NJ 08002

Re: FOIA-2009-000225

Dear Mr. Fontaine:

This is in final response to your Electronic Freedom of Information Act (EFOIA) request that was submitted to the Department of Energy Headquarters FOIA Office You asked for copies of the 2007 grant applications submitted by 1) the Sacramento Clean Cities Coalition for advanced vehicle purchases in the amount of $56 6 million; and 2) the Los Angeles Clean Cities Coalition for CNG buses in the amount of 45 9 million.

Your request was assigned to the Office of Energy Efficiency and Renewable Energy (EE) at Headquarters to process the request. It was later determined that subject matter of your request was under the jurisdiction of this office

A search was conducted of the files of this office. The search, however, did not locate any documents responsive to the request.

As the Director, National Energy Technology Laboratory, and the FOIA Authorizing/ Denying Official, I am the person responsible for the determination that no documents exist with regard to your request for information.

A "no records" response is considered a denial under DOE's FOIA regulations. As such, you may appeal the adequacy of the search to DOE's Office of Hearings and Appeals by writing the Director, Office of Hearings and Appeals, HG-1, Department of Energy, 1000 Independence Avenue, S.W., Washington, DC 20585, within thirty (30) days from the receipt of this letter. Both the envelope and letter must be clearly marked "Freedom of Information Appeal." Additional requirements of an appeal are set forth in 10 CFR 1004.8(b). Judicial review will be available after the appeal determination either in the district in which you reside or have a principal place of business, or in which the records are situated, or in the District of Columbia.

For your information, I have been advised by Mr. Alexander Morris, FOIA Officer at Headquarters, that he spoke with you on several occasions regarding your request. You advised him that you had found information on a DOE webpage that led you to file this request. You were unable, however, to identify the webpage.

626 Cochrans Mill Road, P.O. Box 10940, Pittsburgh, PA 15236
dunlap@netl.doe.gov • Voice (412) 386-6167 • Fax (412) 386-5949 • www.netl.doe.gov

Also, there were no solicitations or awards made in 2007 under the clean cities program Nor have we ever issued awards in the amounts you indicated.

If additional information is needed, please feel free to call Ann Dunlap, NETL's Freedom of Information Act Officer, at (412) 386-6167.

Sincerely,

Carl O. Bauer
Director, NETL
Authorizing/Denying Official

cc: Alexander Morris
FOIA Officer
DOE Headquarters