

The following **Annual Freedom of Information Act (FOIA)** report covers the Period  
10/01/2021 through 09/30/2022 as required by 5 U.S.C. 552.

**I. BASIC INFORMATION REGARDING REPORT**

1. *Name, title, address, and telephone number of person(s) to be contacted with questions about the Report.*

Mr. David Brown, Director  
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U.S. Department of Energy  
1000 Independence Avenue, SW  
Washington, DC 20585  
(202)586-5710

Mr. Alexander Morris, FOIA Officer  
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Office of Public Information  
U.S. Department of Energy  
1000 Independence Avenue, SW  
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2. *Provide an electronic link for access to the Report on the agency Web site.*

<https://www.energy.gov/management/office-management/operational-management/freedom-information-act/documents/annual-reports>.

3. *Explain how to obtain a copy of the Report in paper form.*

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, room 1G-051, 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. *Provide 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 <https://www.energy.gov/management/office-management/operational-management/freedom-information-act/foia-contacts>.

2. *Provide a 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 Department of Energy's (DOE) mission is to advance the national, economic, and energy security of the United States; promote scientific and technological innovation in support of the mission; and ensure the environmental cleanup of the national nuclear weapons complex. The records maintained by DOE often involve proprietary matters, classified matters, innovation matters, and environmental matters. 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 FOIA to protect national security, proprietary interests of submitters, personal privacy of individuals, and allow open and frank discussion as part of business deliberations and policy.

## III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. *Include the following definitions and 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 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 bases, 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 “system 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 the 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 the entireties 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 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.
  - 1. **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.
  - 2. **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.
  - 3. **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. **Perfect 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).

2. *Descriptions of the nine FOIA exemptions:*

- a. **Exemption 1:** classified national defense and foreign relations information
- b. **Exemption 2:** information that is related solely to the internal personnel rules and practices of any agency
- 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

3. Agency Component Abbreviations

Component Abbreviation	Component Name
BPA	Bonneville Power Administration
CBFO	Carlsbad Field Office
CH	Chicago Office
EMCBC	Environmental Management Consolidated Business Center
GFO	Golden Field Office
HQ	Headquarters
ID	Idaho Operations Office
NETL	National Energy Technology Laboratory
NNSA	National Nuclear Security Administration
NR	Office of Naval Reactors
NRLFO	Naval Reactors Laboratory Field Office
ORO	Oak Ridge Office
OSTI	Office of Scientific and Technical Information
ROO	Richland Operations Office

SEPA	Southeastern Power Administration
SPR	Strategic Petroleum Reserve
SRO	Savannah River Office
SWPA	Southwestern Power Administration
WAPA	Western Area Power Administration

#### IV. Exemption 3 Statutes

Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
41 U.S.C. § 4702 (formerly at 41 U.S.C. § 253b(m)(1))	Contractor proposals that are in possession or control of an executive agency and that have not been set forth or incorporated by reference into contracts	Sinkfield v. HUD. No. 10-885, 2012 U.S. dist. LEXIS 35233, at *13-15 (S.D. Ohio Mar. 15, 2012); Margolin v. NASA, No. 09-CV-00421, 2011 WL 1303221, at *6 (D. Nev. Mar. 31, 2011); Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 v.	BPA	2	4
			NETL	1	
			ROO	1	

		(D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. cir. Aug. 25, 2004).			
42 U.S.C. 2162, 2167, 2168(a)(1)	“Restricted Data” pertaining to atomic weapons and special nuclear material and certain safeguards information for nuclear material	Meeropol v. Meese, 790 F.2d 942 (D.C. Cir. 1986).	NRLFO	1	7
			NNSA	6	
54 U.S.C. 307103 (formerly at 16 U.S.C. § 470w-3)	Information about the location, character, or ownership of a historic resource	N/A	ID	1	1
16 U.S.C. 470hh	Information pertaining to the nature and location of certain archaeological resources	Hornbostel v. U.S. Dep’t of the Interior, 305 F. Supp. 2d 21, 29- 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004);	ID	1	1



		Starkey v. U.S. Dep't of the Interior, 238 F. Supp. 2d 1188, 1192-94 (S.D. Cal. 2002).			
5 U.S.C. app. § 105	Financial disclosure reports and applications to inspect financial disclosure reports	N/A	HQ	1	1
26 U.S.C. 6103, 6105	Certain tax return information, to include Taxpayer Identification Numbers of third parties, and certain tax convention information	Nosal v. IRS, 523 F. Supp. 3d 72, 79 (D.D.C. 2021); Church of Scientology v. IRS, 484 U.S. 9, 15 (1987) (26 U.S.C. § 6103); Elec. Priv. Info. Ctr. v. IRS, 910 F.3d 1232, 1237 (D.C. Cir. 2018); Leonard v. U.S. Dep'of Treasury, 590 F. App'x. 141, 143-44 (3d Cir. 2014) (per curiam); Pac. Fisheries, Inc. v. IRS, 395 F. App'x. 438, 440 (9th Cir. 2010) (unpublished disposition) (26	CH	2	15
			HQ	12	
			ROO	1	

		U.S.C. §§ 6103, 6105).			
41 U.S.C. § 2102 (amending 41 U.S.C. § 423(a)(1))	Contractor bid or proposal information; source selection information	Legal and Safety Employer Research, Inc. v. U.S. Dep't of the Army, No. Civ. S001748, 2001 WL 34098652, At *3-4 (E.D. Cal. May 4, 2001) (dictum).	ROO	1	2
			SPR	1	
50 U.S.C. § 3024(i)(1) (formerly at 50 U.S.C. § 403- 1(i)(1))	Intelligence sources and methods	CIA v. Sims, 471 U.S. 159, 167 (1985).	HQ	1	1
5 U.S.C. app. § 107(a)(2)	Confidential financial disclosure report pertaining to certain government employees	Meyerhoff v. EPA, 958 F.2d 1498, 1500-02 (9th Cir. 1992); Boyd v. Exec. Off. for U.S. Att'ys, 161 F. Supp. 3d 1, 7 (D.D.C. 2015); Seife v. NIH, 874 F. Supp. 2d 248, 254 (S.D.N.Y. 2012).	HQ	1	1
16 U.S.C. §824o-1(d)	Information pertaining to Critical Electric Infrastructure Security	N/A	BPA	1	1

31 U.S.C. § 3730(b)(2)	Records pertaining to civil actions for false claims against the United States Government	N/A	HQ	1	1
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**V.A. FOIA REQUESTS -- RECEIVED, PROCESSED AND PENDING FOIA REQUESTS**

Agency / Component	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	28	61	55	34
CBFO	3	11	8	6
CH	5	48	47	6
EMCBC	7	32	34	5
GFO	9	41	37	13
HQ	421	859	765	515
ID	4	28	25	7
NETL	1	38	30	9
NNSA	250	306	242	314
NR	0	4	2	2
NRLFO	2	13	11	4

ORO	34	145	134	45
OSTI	19	31	27	23
ROO	1	40	40	1
SEPA	2	4	3	3
SPR	1	24	23	2
SRO	2	26	24	4
SWPA	0	6	4	2
WAPA	4	5	0	9
AGENCY OVERALL	793	1722	1511	1004

*After reviewing its database, DOE updated the number of requests pending at the start of the Fiscal Year for the following components: NNSA.*

**V.B.(1). DISPOSITION OF FOIA REQUESTS -- ALL PROCESSED REQUESTS**

Agency / Component	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 Component or Agency	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper FOIA Request for Other Reason	Not Agency Record	Duplicate Request	Other *Explain in Chart Below	
BPA	18	27	1	4	1	2	0	2	0	0	0	0	55
CBFO	1	1	0	2	0	3	0	0	1	0	0	0	8
CH	4	13	0	11	2	0	8	1	2	6	0	0	47
EMCBC	5	10	0	8	1	5	0	2	0	1	2	0	34

GFO	1	27	1	5	2	0	0	1	0	0	0	0	37
HQ	97	120	7	403	27	94	0	5	1	1	10	0	765
ID	7	16	0	2	0	0	0	0	0	0	0	0	25
NETL	8	11	1	7	0	0	0	0	0	0	3	0	30
NNSA	72	41	5	63	16	21	0	4	9	7	4	0	242
NR	0	0	0	2	0	0	0	0	0	0	0	0	2
NRLFO	2	0	1	3	0	4	0	1	0	0	0	0	11
ORO	59	25	0	24	1	0	0	7	5	5	8	0	134
OSTI	8	0	0	14	0	1	0	2	1	0	1	0	27
ROO	14	16	0	3	1	4	1	0	0	1	0	0	40
SEPA	2	0	0	0	1	0	0	0	0	0	0	0	3
SPR	15	0	1	3	0	4	0	0	0	0	0	0	23
SRO	3	7	0	13	0	0	0	0	0	0	1	0	24
SWPA	1	0	0	2	0	0	0	0	0	0	1	0	4
WAPA	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	317	314	17	569	52	138	9	25	19	21	30	0	1511

**V.B.(2). DISPOSITION OF FOIA REQUESTS -- "OTHER" REASONS FOR "FULL DENIALS BASED ON REASONS OTHER THAN EXEMPTIONS"**

Agency / Component	Description of "Other" Reasons for Denials from Chart B(1)	Number of Times "Other" Reason	TOTAL
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		Was Relied Upon	
BPA	N/A	0	0
CBFO	N/A	0	0
CH	N/A	0	0
EMCBC	N/A	0	0
GFO	N/A	0	0
HQ	N/A	0	0
ID	N/A	0	0
NETL	N/A	0	0
NNSA	N/A	0	0
NR	N/A	0	0
NRLFO	N/A	0	0
ORO	N/A	0	0
OSTI	N/A	0	0
ROO	N/A	0	0
SEPA	N/A	0	0
SPR	N/A	0	0
SRO	N/A	0	0
SWPA	N/A	0	0
WAPA	N/A	0	0



ROO	0	0	2	1	2	15	0	0	0	0	0	0	0	0
SEPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SPR	0	0	1	0	0	0	0	0	0	0	0	0	0	0
SRO	0	0	0	1	1	6	0	0	0	0	1	0	0	0
SWPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
WAPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	2	6	33	91	88	276	3	0	33	2	12	5	0	0

**VI.A. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING ADMINISTRATIVE APPEALS**

Agency / Component	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
HQ	12	29	29	12
AGENCY OVERALL	12	29	29	12



**VI.B. DISPOSITION OF ADMINISTRATIVE APPEALS -- ALL PROCESSED APPEALS**

Agency / Component	Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
HQ	14	3	2	10	29
AGENCY OVERALL	14	3	2	10	29

**VI.C.(1). REASONS FOR DENIAL ON APPEAL -- NUMBER OF TIMES EXEMPTIONS APPLIED**

Agency / Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
HQ	0	0	2	0	2	3	0	0	1	0	0	0	0	0
AGENCY OVERALL	0	0	2	0	2	3	0	0	1	0	0	0	0	0

**VI.C.(2). REASONS FOR DENIAL ON APPEAL -- REASONS OTHER THAN EXEMPTIONS**

Agency / Component	No Records	Records Referred at Initial Request Level	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Appeal Based Solely on Denial of Request for Expedited Processing	Other *Explain in chart below
HQ	2	0	0	1	0	7	1	0	0	5	0
AGENCY OVERALL	2	0	0	1	0	7	1	0	0	5	0

**VI.C.(3). REASONS FOR DENIAL ON APPEAL -- "OTHER" REASONS**

Agency / Component	Description of "Other" Reasons for Denial on Appeal from Chart C(2)	Number of Times "Other" Reason Was Relied Upon	TOTAL
HQ	N/A	0	0
AGENCY OVERALL			0

**VI.C.(4). RESPONSE TIME FOR ADMINISTRATIVE APPEALS**

Agency / Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
HQ	12	54	3	1228
AGENCY OVERALL	12	54	3	1228

**VI.C.(5). TEN OLDEST PENDING ADMINISTRATIVE APPEALS**

Agency / Component		10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
HQ	Date of Appeal	2019-11-07	2019-08-08	2018-11-20	2016-06-21	2015-04-20	2014-12-08	2013-11-15	2013-10-16	2013-10-10	2012-07-03
	Number of Days Pending	718	781	959	1560	1854	1945	2207	2228	2231	2549
AGENCY OVERALL	Date of Appeal	2019-11-07	2019-08-08	2018-11-20	2016-06-21	2015-04-20	2014-12-08	2013-11-15	2013-10-16	2013-10-10	2012-07-03



ORO	35.5	64.41	<1	432	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
OSTI	28.5	65.08	<1	318	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ROO	14	14.52	<1	48	9	17.46	<1	58	N/A	N/A	N/A	N/A
SEPA	189	166	69	240	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SPR	9	13.61	<1	49	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SRO	36	41.29	2	142	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SWPA	9.5	10	5	16	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
WAPA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
AGENCY OVERALL	18	41.74	<1	969	110	199.38	<1	2177	643	491.8	2	739

**VII.B. PROCESSED REQUESTS -- RESPONSE TIME FOR PERFECTED REQUESTS IN WHICH INFORMATION WAS GRANTED**

Agency / Component	SIMPLE				COMPLEX				EXPEDITED 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	9	10.53	<1	39	143	140.31	11	381	N/A	N/A	N/A	N/A
CBFO	8	8	8	8	456	456	456	456	N/A	N/A	N/A	N/A
CH	11	9.71	<1	15	29	30.1	17	64	N/A	N/A	N/A	N/A
EMCBC	18	23.2	12	53	82	125.1	34	389	N/A	N/A	N/A	N/A

GFO	35	75.24	1	291	39.5	37.2	1	78	2	2	2	2
HQ	38	69.72	6	629	202	267.33	10	1255	739	604.67	336	739
ID	42	56.57	<1	185	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NETL	17	20.74	1	66	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NNSA	N/A	N/A	N/A	N/A	112	176.08	5	1538	N/A	N/A	N/A	N/A
NR	41.5	41.5	20	63	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NRLFO	12.5	117.9	<1	969	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ORO	35.5	62.6	5	419	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
OSTI	22.5	30.25	<1	117	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ROO	14	14.87	<1	48	24	25.57	2	58	N/A	N/A	N/A	N/A
SEPA	154.5	154.5	69	240	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SPR	13	16.13	3	49	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SRO	41.5	53.2	16	142	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SWPA	9.5	10	5	16	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
WAPA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
AGENCY OVERALL	27	52.96	<1	969	136.5	212.82	1	1538	537.5	454	2	739











**VII.D. PENDING REQUESTS -- ALL PENDING PERFECTED REQUESTS**

Agency / Component	SIMPLE			COMPLEX			EXPEDITED PROCESSING		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
BPA	2	28	28	27	97	177	0	N/A	N/A
CBFO	2	35	35	4	70.5	75	0	N/A	N/A
CH	2	6	6	1	0	0	0	N/A	N/A
EMCBC	1	4	4	4	187.5	192	0	N/A	N/A
GFO	7	68	230	4	13	162	0	N/A	N/A
HQ	144	74	109	361	313	425	1	580	580
ID	7	6	34	0	N/A	N/A	0	N/A	N/A
NETL	8	1	34	0	N/A	N/A	0	N/A	N/A
NNSA	0	N/A	N/A	308	281	423	1	644	644
NR	2	35.5	35	0	N/A	N/A	0	N/A	N/A
NRLFO	3	75	201	0	N/A	N/A	0	N/A	N/A
ORO	44	160.5	301	1	1329	1329	0	N/A	N/A
OSTI	21	367	460	1	373	373	0	N/A	N/A
ROO	1	6	6	0	N/A	N/A	0	N/A	N/A
SEPA	3	65	72	0	N/A	N/A	0	N/A	N/A

SPR	2	13	13	0	N/A	N/A	0	N/A	N/A
SRO	4	45.5	44	0	N/A	N/A	0	N/A	N/A
SWPA	2	12	12	0	N/A	N/A	0	N/A	N/A
WAPA	8	151	198	1	729	729	0	N/A	N/A
AGENCY OVERALL	263	79	166	712	274	402	2	580	612

**VII.E. PENDING REQUESTS -- TEN OLDEST PENDING PERFECTED REQUESTS**

Agency / Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
BPA	Date of Receipt	2021- 12-09	2021- 10-07	2021- 09-29	2021- 09-20	2021- 07-15	2021- 03-29	2021- 03-16	2020- 10-28	2020- 09-25	2019- 11-18
	Number of Days Pending	205	248	254	261	307	383	392	485	507	723
CBFO	Date of Receipt	N/A	N/A	N/A	N/A	2022- 09-26	2022- 07-05	2022- 06-22	2022- 06-22	2022- 06-21	2022- 05-10
	Number of Days Pending	0	0	0	0	0	63	71	71	72	101
CH	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2022- 09-30	2022- 09-22	2022- 09-22

	Number of Days Pending	0	0	0	0	0	0	0	0	7	7
EMCBC	Date of Receipt	N/A	N/A	N/A	N/A	N/A	2022-09-26	2022-04-21	2022-02-23	2021-11-16	2021-08-18
	Number of Days Pending	0	0	0	0	0	5	114	155	222	282
GFO	Date of Receipt	2022-09-08	2022-08-24	2022-06-29	2022-06-24	2022-04-22	2022-04-22	2021-08-24	2021-02-01	2020-04-13	2019-09-19
	Number of Days Pending	17	27	66	69	111	111	279	422	623	763
HQ	Date of Receipt	2017-10-02	2017-09-25	2017-09-01	2017-08-01	2016-10-12	2016-09-21	2016-02-23	2015-09-23	2014-03-13	2013-05-21
	Number of Days Pending	1256	1261	1276	1299	1500	1514	1662	1764	2028	2352
ID	Date of Receipt	N/A	N/A	N/A	2022-09-30	2022-09-27	2022-09-27	2022-09-07	2022-08-18	2022-05-11	2022-05-11
	Number of Days Pending	0	0	0	0	4	4	7	31	100	100
NETL	Date of Receipt	N/A	N/A	2022-09-29	2022-09-29	2022-09-29	2022-09-29	2022-09-29	2022-06-22	2022-06-17	2022-04-04
	Number of Days Pending	0	0	2	2	2	2	2	71	74	127



	Number of Days Pending	0	0	0	0	0	0	0	0	0	7
SEPA	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2022-09-22	2022-06-29	2022-03-07
	Number of Days Pending	0	0	0	0	0	0	0	7	66	147
SPR	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2022-09-22	2022-09-01
	Number of Days Pending	0	0	0	0	0	0	0	0	7	21
SRO	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	2022-09-22	2022-08-24	2022-06-29	2022-06-08
	Number of Days Pending	0	0	0	0	0	0	7	27	66	81
SWPA	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2022-09-22	2022-09-06
	Number of Days Pending	0	0	0	0	0	0	0	0	7	19
WAPA	Date of Receipt	N/A	2022-09-22	2022-09-06	2022-06-29	2022-04-20	2022-01-04	2021-08-02	2021-07-15	2020-05-14	2019-11-06
	Number of Days Pending	0	7	19	66	115	189	295	307	600	730

AGENCY OVERALL	Date of Receipt	2016- 12-19	2016- 12-01	2016- 10-12	2016- 09-21	2016- 08-01	2016- 06-14	2016- 02-23	2015- 09-23	2014- 03-13	2013- 05-21
	Number of Days Pending	1454	1466	1500	1514	1550	1583	1662	1764	2028	2352

#### VIII.A. REQUESTS FOR EXPEDITED PROCESSING

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
BPA	0	4	7	6.75	2
CBFO	0	0	N/A	N/A	0
CH	0	5	<1	.02	5
EMCBC	0	0	N/A	N/A	0
GFO	1	5	<1	<1	6
HQ	0	60	4	7.22	52
ID	0	0	N/A	N/A	0
NETL	0	0	N/A	N/A	0
NNSA	0	12	7	6	12



NR	0	0	N/A	N/A	0
NRLFO	0	0	N/A	N/A	0
ORO	0	0	N/A	N/A	0
OSTI	0	1	49	49	0
ROO	0	0	N/A	N/A	0
SEPA	0	0	N/A	N/A	0
SPR	0	0	N/A	N/A	0
SRO	0	0	N/A	N/A	0
SWPA	0	0	N/A	N/A	0
WAPA	0	0	N/A	N/A	0
AGENCY OVERALL	1	87	4	6.71	77

#### VIII.B. Requests for Fee Waiver

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
BPA	5	3	21	45
CBFO	2	0	233.5	233.5
CH	0	5	<1	0.4

EMCBC	2	0	6	6
GFO	11	0	<1	0.09
HQ	69	29	3	21.07
ID	0	0	N/A	N/A
NETL	0	0	N/A	N/A
NNSA	0	1	5	5
NR	0	0	N/A	N/A
NRLFO	0	0	N/A	N/A
ORO	0	2	46	46
OSTI	1	0	117	117
ROO	2	2	<1	<1
SEPA	0	0	N/A	N/A
SPR	1	0	15	15
SRO	0	0	N/A	N/A
SWPA	0	0	N/A	N/A
WAPA	0	0	N/A	N/A
AGENCY OVERALL	93	42	3	23.37

**IX. FOIA Personnel and Costs**

Agency / Component	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	3	1.58	4.58	555066.44	3567.98	558634.42
CBFO	0	0.02	0.02	2359.50	0.00	2359.50
CH	0	1.05	1.05	132675.85	0.00	132675.85
EMCBC	3	2.00	5.00	384995.00	0.00	384995.00
GFO	1	0.00	1.00	94373.00	0.00	94373.00
HQ	24	15.60	39.60	4791229.29	317646.00	5108875.29
ID	0	0.30	0.30	20000.00	0.00	20000.00
NETL	0	1.50	1.50	300000.00	0.00	300000.00
NNSA	6	4.00	10.00	1200000.00	115000.00	1315000.00
NR	0	0.02	0.02	3159.00	0.00	3159.00
NRLFO	0	0.05	0.05	9350.00	0.00	9350.00
ORO	3	0.00	3.00	176438.00	0.00	176438.00
OSTI	0	0.70	0.70	86861.95	0.00	86861.95
ROO	1	4.00	5.00	242307.84	0.00	242307.84

SEPA	0	0.04	0.04	2199.75	0.00	2199.75
SPR	0	0.30	0.30	33030.00	0.00	33030.00
SRO	0	0.40	0.40	37598.40	0.00	37598.40
SWPA	0	0.02	0.02	3140.25	0.00	3140.25
WAPA	0	0.25	0.25	15000.00	0.00	15000.00
AGENCY OVERALL	41	31.83	72.83	8089784.27	436213.98	8525998.25

**X. Fees Collected for Processing Requests**

Agency / Component	Total Amount of Fees Collected	Percentage of Total Costs
BPA	0.00	
CBFO	0.00	
CH	1596.90	1.2000
EMCBC	0.00	
GFO	0.00	
HQ	1759.00	0.0400

ID	0.00	
NETL	0.00	
NNSA	0.00	
NR	0.00	
NRLFO	0.00	
ORO	0.00	
OSTI	0.00	
ROO	1468.51	0.6100
SEPA	0.00	
SPR	0.00	
SRO	0.00	
SWPA	0.00	
WAPA	0.00	
AGENCY OVERALL	4824.41	0.0600

**XI.A. Number of Times Subsection (C) Used**

Agency / Component	Number of Times Subsection Used
BPA	0
CBFO	0
CH	0
EMCBC	0
GFO	0
HQ	0
ID	0
NETL	0
NNSA	0
NR	0
NRLFO	0
ORO	0
OSTI	0
ROO	0
SEPA	0
SPR	0
SRO	0

SWPA	0
WAPA	0
AGENCY OVERALL	0

**XI.B. Number of Subsection (A)(2) Postings**

Agency / Component	Number of Records Posted by the FOIA Office	Number of Records Posted by Program Offices
BPA	0	0
CBFO	0	0
CH	0	6
EMCBC	0	0
GFO	0	0
HQ	12	36
ID	0	0
NETL	0	0
NNSA	0	0

NR	0	0
NRLFO	0	0
ORO	0	0
OSTI	0	0
ROO	11	959
SEPA	0	0
SPR	0	0
SRO	0	0
SWPA	0	0
WAPA	0	0
AGENCY OVERALL	23	1001

**XII.A. Backlogs of FOIA Requests and Administrative Appeals**

Agency / Component	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
BPA	0	N/A



CBFO	5	N/A
CH	0	N/A
EMCBC	4	N/A
GFO	8	N/A
HQ	397	12
ID	3	N/A
NETL	3	N/A
NNSA	283	N/A
NR	1	N/A
NRLFO	2	N/A
ORO	37	N/A
OSTI	19	N/A
ROO	0	N/A
SEPA	2	N/A
SPR	0	N/A
SRO	3	N/A
SWPA	0	N/A
WAPA	7	N/A
AGENCY OVERALL	774	12

**XII.B. CONSULTATIONS ON FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING CONSULTATIONS**

Agency / Component	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>Start</u> of the Fiscal Year	Number of Consultations <u>Received</u> from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Processed</u> by the Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>End</u> of the Fiscal Year
BPA	0	0	0	0
CBFO	0	0	0	0
CH	1	14	14	1
EMCBC	0	1	1	0
GFO	1	0	1	0
HQ	145	113	127	131
ID	0	1	1	0
NETL	0	0	0	0
NNSA	40	47	36	51
NR	0	0	0	0
NRLFO	0	0	0	0







	Number of Days	0	0	0	0	0	0	0	0	0	0
WAPA	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	Date	2019-04-11	2019-04-04	2018-09-10	2019-08-16	2018-05-31	2018-02-18	2017-07-24	2017-01-09	2016-10-13	2015-09-29
	Number of Days	863	868	1021	1022	1091	1154	1305	1441	1499	1760

**XII.D.(1). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- REQUESTS RECEIVED AND PROCESSED**

Agency / Component	NUMBER OF REQUESTS <u>RECEIVED</u>		NUMBER OF REQUESTS <u>PROCESSED</u>	
	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	76	61	76	55
CBFO	1	11	0	8
CH	58	48	61	47

EMCBC	31	32	31	34
GFO	5	41	2	37
HQ	799	859	791	765
ID	18	28	15	25
NETL	19	38	18	30
NNSA	289	306	239	242
NR	0	4	0	2
NRLFO	1	13	1	11
ORO	109	145	98	134
OSTI	18	31	8	27
ROO	38	40	38	40
SEPA	2	4	0	3
SPR	6	24	5	23
SRO	19	26	20	24
SWPA	1	6	1	4
WAPA	2	5	4	0
AGENCY OVERALL	1492	1722	1408	1511

**XII.D.(2). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED REQUESTS**

Agency / Component	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	0	0
CBFO	3	5
CH	1	0
EMCBC	6	4
GFO	8	8
HQ	374	397
ID	3	3
NETL	0	3
NNSA	225	283
NR	0	1
NRLFO	2	2
ORO	32	37
OSTI	18	19
ROO	0	0



SEPA	2	2
SPR	0	0
SRO	0	3
SWPA	0	0
WAPA	4	7
AGENCY OVERALL	678	774

**XII.E.(1). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- APPEALS RECEIVED AND PROCESSED**

Agency / Component	NUMBER OF APPEALS <u>RECEIVED</u>		NUMBER OF APPEALS <u>PROCESSED</u>	
	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
HQ	14	29	14	29
AGENCY OVERALL	14	29	14	29

**XII.E.(2). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED APPEALS**

Agency / Component	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
HQ	12	12
AGENCY OVERALL	12	12