

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Tuesday, January 01, 2008 7:11 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: [Tom Clements]

Organization: Friends of the Earth

Address:

2736 Blossom Street  
Columbia, SC 29205

Phone:

FAX:

Email: 1

Record Description:

January 1, 2008

Freedom of Information Officer  
U.S. Department of Energy  
Washington, DC 20585

RE: FOIA Request on DOE's Waste Solidification Building at SRS

To Whom it May Concern -

This is a request being made on behalf of the non-profit public-interest organization Friends of the Earth (FOE) under the Freedom of Information Act (FOIA), as amended. This request is being made under new revisions to the Freedom of Information Act, recently passed by Congress and signed into law by President Bush in December 2007.

If new regulations have not yet been finalized by the Department of Energy (DOE) to comply with the new FOIA requirements, I fully anticipate that this request be administered in such a manner (perhaps under provisional methods) as to comply with the new law, including the time in which a response to me must be made and my ability to find out about the on-going status of the request. Further, once new DOE FOIA regulations are in place I expect that compliance with this request will fully comply with all aspects and intentions of the recently passed law.

Given the poor compliance record of DOE headquarters to my past FOIA requests, I expect this request to be handled in a much more efficient and legally proper manner. The usual manner of foot-dragging and ignoring requests has now hopefully ended. In order to both obtain the information requested and facilitate your rapid implementation of procedures which comply with the new law, I assure that I will closely track your response to this request in order to see if you are complying with the new law and will communicate to Congress, the DOE Inspector General, the SRS Citizens Advisory Board (SRS CAB), and non-governmental organizations (NGOs) which work on DOE and FOIA issues, as appropriate, with the goal of facilitating your efficient work and compliance with legal requirements and Congressional will.

I fully anticipate that the new manner in which DOE administers and responds to FOIA requests will indeed better serve the public interest, as intended by Congress, and that DOE officials of whom information is requested actually take the time to search for and provide the information requested and comply with the full intent of the law. Based on my past experience with FOIA requests over the last two decades, I am well aware that officials often become a roadblock by ignoring or deprioritizing FOIA requests passed to

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them and we shall thus see if that era has now ended.

I realize that DOE may have to go through a new public rule-making process to implement the new FOIA law and thus realize that you may have to work in a provisional manner to apply the new legal requirements. I anticipate commenting on any rule-making published in the Federal Register.

I am filing this request on-line on the DOE FOIA web site. As I have had poor results and non-responses via this method, I will also mail a hard copy under registered mail in order to guarantee its receipt and prompt processing.

I am filing this as a FOIA request because others methods of requesting information of DOE have failed. I have repeatedly asked for information on the subject addressed below over the last many years, including the last half of 2007, but have been met by total non-response by DOE officials in HQ and at SRS. It is indeed unfortunate that DOE officials, especially in HQ, have developed an attitude of non-responsiveness to inquiries from the public which they serve and I am thus seeking to remedy this troubling and chronic problem by filing this request under the new FOIA law. As long as DOE fails to provide and facilitate non-FOIA avenues for obtaining information about public business then the public must turn to tools which will help achieve a more open and responsive government, which is in this case the new FOIA law and the intention of Congress in passing the law. While a simple response to non-FOIA inquiries would often suffice, failure of public officials to respond demands that appropriate tools be used, in this case FOIA, as amended and now revised.

I am hereby requesting all planning documents on the Waste Solidification Building (WSB), planned for construction at the DOE's Savannah River Site. The WSB is a part of the program to fabricate plutonium mixed oxide (MOX) fuel from "surplus" plutonium at the Mixed Oxide Fuel Fabrication facility (MFFF), now under construction at SRS, and would handle waste coming from the MOX plant. Few details are known by the public about this facility, including the timetable for preparation of an Environmental Impact Statement (EIS) under the national Environmental Policy Act (NEPA).

Planning documents on the WSB would include, but not be limited to the following, whether in printed or electronic form, and whether prepared by the National Nuclear Security Administration (NNSA), Environmental Management (EM), SRS or any other office or entity within DOE or contracted by DOE:

- documents reflecting the design and manner of operation of the Waste Solidification Building at the Savannah River Site, including receipt, handling, and processing of waste from the MOX plant and the Pit Disassembly and Conversion Facility;
- documents reflecting Critical Decision determinations on the WSB;
- documents prepared on the WSB project's compliance with the National Environmental Policy Act (NEPA) or discussing steps to be taken to meet the requirements of NEPA, including timetables for preparation of NEPA documents;
- all e-mails (including attachments), in any form, between Mr. Hitesh Nigam (NNSA-HQ), Mr. Tom Cantey (NNSA-SRS and "site lead" for the WSB) and Mr. Drew Grainger (DOE-SRS NPA office) discussing compliance of WSB planning with NEPA and any e-mails between Mr. Nigam, Mr. Cantey and Mr. Grainger related to or discussing my request for NEPA planning information on the WSB.
- documents reflecting any planned or considered use of the WSB for any waste apart from waste generated by the plutonium disposition program [which includes the MOX plant and Pit Disassembly and Conversion Facility (PDCF)];

This request deals with a nuclear waste processing facility and has nothing to do with any aspect of national security matters, so any claim of exemption on grounds of security or that it deals with classified or restricted information will have to be thoroughly documented and explained. If any information is withheld on security or classification grounds, I request the review of any document so denied and release of a public version. I reserve the right to appeal any denial of information on a security or classification justification.

I am hereby requesting a waiver of all fees associated with this request as the information gathered will be used by Friends of the Earth solely for non-profit public educational and informational purposes. Based on many years working on Savannah River Site issues on a regional and national scale, it is clear that the information gathered could likely be very useful to the public in the area around the SRS in learning how DOE plans to process, manage and dispose of plutonium waste, which potentially could have a negative environmental impact. The information will greatly help in the understanding of the internal workings of DOE in making decisions about the Waste Solidification Building, and possibly reveal methodology as to why planning and information about this facility has been kept from public view. The information gathered could also be of use to Congress in discussions about the plutonium disposition program.

As DOE itself has chronically failed to inform the public of details about the operation of the Waste Solidification Building, it is now up to Friends of the Earth and other public interest organizations to be a conduit of information about both the technical details and DOE methodology. In serving such a public capacity for research, interpretation and dissemination there should be no charge for information gathered under this request.

Friends of the Earth (FOE) is a duly incorporated U.S. non-profit public-interest environmental organization with a long history of providing information to the public on a host of environmental issues. FOE is headquartered in Washington, DC, but I (Tom Clements) will be working in South Carolina with a focus on the Savannah River Site, among other nuclear issues, and thus will likely play an important role in providing information about SRS to the public, via news releases, fact sheets, e-mail alerts, public testimony and other methods, and such will be the case with information obtained under this request.

I have a 30-year record on working on DOE issues for various NGOs and have made numerous FOIA request over the years (mostly for Greenpeace) and have never been charged for a FOIA response by DOE as DOE has already established that I have used obtained information with the intention to the benefit of public education and understanding of DOE practices and that a fee waiver is justified for involved NGOs. I clearly have a well-established track record in using information obtained under FOIA for public education and information purposes only, with the results that such information has greatly contributed to public education and discussion about DOE projects being carried out at taxpayer expense. In my earlier roles with Greenpeace and Nuclear Watch South, I have proven that I can provide useful interpretation and analysis about DOE's plutonium disposition program, as many NGOs and journalists will attest. Thus, my fee waiver request has strong justification based both in past performance as well as current intended use of the information sought under this request.

I reserve the right to appeal any denial of this fee waiver request.

Thank you very much for your prompt processing of this request. I fully expect that your response will fully comply with the new FOIA law and the timetables it establishes.

Thank you for confirming electronic receipt of the request, sent on January 1, 2008 at exactly 7:10 p.m. EDT, via DOE's FOIA webform at:  
[http://www.management.energy.gov/FOIA/foia\\_request\\_form.htm](http://www.management.energy.gov/FOIA/foia_request_form.htm)

Please do not hesitate to get in touch if you would like to discuss this request with me or how you will comply with the provisions of the new FOIA law and Congressional expectations of them.

Sincerely,

Tom Clements  
Regional Coordinator  
Friends of the Earth  
2736 Blossom Street  
Columbia, SC 29205

cell :

?cs.com

Preferred Form or Format:

Type of Requester (if provided):

Affiliated with an educational or noncommercial scientific institution, and this request is made for scholarly or scientific purpose and not for commercial use.

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

see justifications in letter above

2. The informative value of the information to be disclosed: Whether the disclosure is "likely to contribute" to an understanding of government operations or activities.

see justifications in letter above

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

see justifications in letter above

4. The significance of the contribution to public understanding: Whether the disclosure is likely to contribute "significantly" to public understanding of government operations or activities.

see justifications in letter above

5. The existence and magnitude of a commercial interest: Whether the requester has a commercial interest that would be furthered by the requested disclosure, and, if so

I have no commercial interest but information gathered could possibly be of use to companies worldwide engaged in processing plutonium fuel (MOX) waste or alpha-contaminated waste.

Expedited Processing:

Specific Justification for Expedited Processing:

I expect processing as required by the new FOIA law of December 2007.

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Saturday, December 29, 2007 11:33 AM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

JAN 02 2008 02

Name (Theran Davis)

Organization:

Address:

OTHER - 2 HOURS SEARCH FREE, 100 FREE PAGES

Phone:

FAX:

Email: tmdav@comcast.net

Record Description:

A printed & bound [copy] including all summaries, appendicies, and other supporting documentation, [of the "Draft Complex Transformation Supplemental Programmatic Environmental Impact Statement" as issued by the National Nuclear Security Agency in December, 2007]

Preferred Form or Format: Printed

Type of Requester (if provided):

An individual seeking information for personal use and not for commercial use.

Fees and Fee Waivers:

I agree to pay all applicable fees.

Expedited Processing:

Specific Justification for Expedited Processing:

FOIA-2007-000002



**Morris, Alexander**

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Friday, December 28, 2007 5:33 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Kristen Stathis

Organization: Altman Riley Esher LLP

Address:

Altman Riley Esher LLP  
100 Franklin Street  
Boston, MA 02110

Phone: 6173997300

FAX: 6173997410

Email: stathis@are-law.com

Record Description:

This request focuses on any Department of Energy documents concerning BioMetrics, Inc. of Waltham, Massachusetts; Biofine, Inc., of Waltham, Massachusetts; or Stephen W. Fitzpatrick of Waltham, Massachusetts and Framingham, Massachusetts between 1990 and 2000.

Specifically, it is believed that the Department of Energy gave a grant to Biofine, Inc. in the early or mid- 1990s. The grant related to construction of a "Biofine Plant" located at 22 Hudson Falls Road, South Glens Falls, New York, 12803, which was a demonstration plant for the "Biofine Process" involving United States Patents 4,897,497 and 5,608,105. The "Biofine Process" converts cellulosic biomass into levulenic acid using high-temperature, dilute-acid hydrolysis. The construction of the "Biofine Plant" involved collaboration with the New York State Energy Research and Development Authority (NYSERDA).

The requestor would like copies of:

1. All documents concerning any grant(s) or funding (including grant, applications, approvals, and subsequent funding) to Biofine, Inc., BioMetrics, Inc., and Stephen W. Fitzpatrick
2. All documents concerning the "Biofine Plant" in South Glens Falls, New York;
3. All documents concerning U.S. Patents 4,897,497 and 5,608,105;
4. All documents concerning the "Biofine Process";
5. All documents concerning Stephen W. Fitzpatrick;
6. All documents concerning Biofine, Inc.;
7. All documents concerning Biometrics, Inc.; and
8. All documents concerning Ashton C. Stocker, of Waltham, Massachusetts or Winchester, Massachusetts.

Preferred Form or Format: cd, pdf, email

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 300.00

Waiver or Reduction of Fees Factors (if provided):

FOIA-2007-000003 1

*Sheik*

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**Expedited Processing:**

**Specific Justification for Expedited Processing:**

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Thursday, January 03, 2008 11:40 AM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Mrs. (Rajitha Uppalli)

Organization: FedSources, Inc.

Address:

8400 Westpark Dr, 4th floor, McLean, VA 22102

Phone: 7036108745

FAX:

Email: uppallir@fedsources.com

Record Description:

Please provide all clearly releasable copy of (Contract # DEAC05070R23256) including statement of work.

This was awarded to Environmental, Safety & Health, Inc. on September 7, 2007.

The CO Karen Shears can be reached at 865-241-6411 or shearsks@oro.doe.gov.

Preferred Form or Format: Electronic Format

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 75

Waiver or Reduction of Fees Factors (if provided):

Expedited Processing:

Specific Justification for Expedited Processing:

FOIA-2008-000026

JAN 03 2008 23

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*Frank*





607 Fourteenth Street N.W.  
Washington, D.C. 20005-2011

PHONE: 202.628.6600

FAX: 202.434.1690

www.perkinscoie.com

Emily K. Merolli  
PHONE: (202) 434-1625  
EMAIL: EMerolli@perkinscoie.com

January 2, 2008

**SENT VIA FEDEX**

Mr. Dan E. Arvizu  
Director  
National Renewable Energy Laboratory  
1617 Cole Boulevard  
Golden, CO 80401

Mr. Palmer Carlin  
National Wind Technology Center  
18200 State Hwy. 128  
Boulder, CO 80303

Mr. Kevin Hagerty  
FOIA Officer  
U.S. Department of Energy  
1000 Independence Ave., SW  
Washington, DC 20585

**Re: FOIA Request**

Dear Mr. Arvizu, Mr. Carlin and Mr. Hagerty:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552 et seq., and the Department of Energy (DOE) FOIA regulations, 10 C.F.R. Part 1004, I am writing on behalf of the Alliance to Protect Nantucket Sound to request all documents relating to Cape Wind Associates' proposed offshore wind energy facility, after the enactment of the Energy Policy Act of 2005 on August 8, 2005. We do not need comments on the Minerals Management Service (MMS) scoping notice, at 71 Fed.Reg. 30,693 (May 30, 2006), or documents previously released by the MMS as referenced by the two enclosed CDs. This request is broad and covers all documents within this general description, however, we specifically seek wind speed data collected by Cape Wind Associates (CWA) from the data tower originally authorized by the U.S.

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39223-0001/LEGAL13843566.1

FOIA-2008-0000267

Mr. Arvizu  
Mr. Carlin  
Mr. Hagerty  
January 2, 2008  
Page 2

Army Corps of Engineers, and all communications with the EIS contractor, TRC Companies, Inc., and any other EIS contractors and consultants working for CWA.

For purposes of this request, the term "document" should be construed in its broadest sense to include letters, memoranda, facsimiles and facsimile cover sheets, telephone message logs, e-mail messages, calendar entries, tapes, meeting notes, etc. Please be sure also to include any documents, letters, emails or conversation notes between the National Renewable Energy Laboratory (NREL), the National Wind Technology Center, or DOE and other agencies concerning these matters.

In the event that any requested documents are not disclosable in their entirety, we request that you release any material that can be reasonably segregated. We also ask that you state with specificity the legal and factual grounds for withholding any documents or portions of documents, including a reasonably detailed description of the document to be withheld. Thank you for your attention to this request. We are willing to pay all reasonable costs incurred in responding to this request. We look forward to your response within 10 days after your receipt of this request, pursuant to 10 C.F.R. § 1004.5(d). Given that MMS anticipates releasing the Draft Environmental Impact Statement for the Cape Wind project in the very near future, any efforts to expedite the treatment of this request, and respond in a timely manner would be greatly appreciated. To that end, we are more than willing to work with you in developing a timeline for response, and prioritizing response items in order to avoid further delays. Please contact me at (202) 434-1625 to discuss how we should proceed.

Very truly yours,

  
Emily K. Merolli

EKM:epm

cc: Ms. Celeste Mullally  
FOIA Officer  
Department of the Interior, Office of the Solicitor  
MS-6556  
1849 C. Street, NW  
Washington, DC 20240

39223-0001/LEGAL13843566.1

*1/3/08 spoke to requester, she will get back to me regarding fees. Requester is willing to pay up to \$1000.00. Please notify if it will be used. ARM*

**Morris, Alexander**

**From:** Michael.Green@pinnaclewest.com  
**Sent:** Thursday, January 03, 2008 12:10 PM  
**To:** FOIA-Central  
**Cc:** afthornh@southernco.com; bradley.fewell@exeloncorp.com; basnapp@pplweb.com; lfvagh@duke-energy.com  
**Subject:** NNSA Public Web Contact

The Energy Daily for January 3, 2008, is running an article titled "Bush Administration Backs Bill Protecting U.S. Uranium Sales." The article indicates that the Administration's endorsement for H.R. 4929 and S. 2532, which were introduced in the Congress in December 2007, was communicated in a letter from the NNSA dated on or about December 23, 2007.

This email submits a FOIA request for a copy of the letter, dated on or December 23, 2007, announcing the Bush Administration support for H.R. 4929 and S. 2532.

A prompt reply is requested.

Michael G. Green  
Senior Regulatory Counsel  
Pinnacle West Capital Corporation  
602.250.3513 (Headquarters Phone)  
602.250.3393 (Headquarters Fax)  
(Cell)  
623.393.5313 (Palo Verde Phone)  
623.393.6077 (Palo Verde Fax)  
Michael.Green@Pinnaclewest.com

400 North 5th Street  
Mail Station 8695  
Phoenix, AZ 85004

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Email Firewall made the following annotations

----- NOTICE -----

This message is for the designated recipient only and may contain confidential, privileged or proprietary information. If you have received it in error, please notify the sender immediately and delete the original and any copy or printout. Unintended recipients are prohibited from making any other use of this e-mail. Although we have taken reasonable precautions to ensure no viruses are present in this e-mail, we accept no liability for any loss or damage arising from the use of this e-mail or attachments, or for any delay or errors or omissions in the contents which result from e-mail transmission.

1/3/08 Left msg.

Requester agrees to pay up to \$100.00 Please  
notify if it will exceed.  
Jan

FOIA-2008-000028

Chm

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Monday, January 07, 2008 10:20 AM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name [ Rachel Shteir ]

Organization: writer

Address:

Phone:

FAX:

Email:

**Record Description:**

an [ investigation of earliest carter ] a chicago-based inventor took place in the late winter and early spring of 1983. mr. carter had designed a booster bag out of tritium, a controlled substance. i would like the records of this investigation and mr. carter's file.

Preferred Form or Format: email

Type of Requester (if provided):

A representative of the news media affiliated with and the request is made as part of news gathering and not for commercial use.

Type of Media (if provided):

Other: book author

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

it concerns an investigation that i am trying to verify

2. The informative value of the information to be disclosed: Whether the disclosure is "likely to contribute" to an understanding of government operations or activities.

mr. carter was engaging in a possibly illegal activity

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

this is a cultural study of theft, its role in our country etc

Expedited Processing:

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"SCIENTIFIC/EDUCATIONAL/NEWS MEDIA"  
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FOIA-2008-000031

I believe a compelling need exists to warrant expedited processing because there is:  
an urgency to inform the public concerning actual or alleged Federal Government activity exists (this option available ONLY for requesters primarily engaged in disseminating information)

Specific Justification for Expedited Processing:

im on deadline.

**Morris, Alexander**

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Monday, January 07, 2008 12:11 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: (Pawandeep Sandhu)

Organization: Centurion Research Solutions, LLC

Address:

8100 Boone BLVD, Suite 410  
Vienna, VA 22182

Phone: 7033789009

FAX: 7033784474

Email: psandhu@4centurion.com

Record Description:

Dear FOIA Officer,

Pursuant to the Freedom of Information Act (FOIA), Centurion Research Solutions requests a copy (pdf soft copy if available) of the task order NNSA-2006-C-2487 including all sections, attachments and modifications.

We understand that there may be charges. However, if the charges are going to exceed \$50.00 please notify us ahead of time.

Please acknowledge receipt of this FOIA request by e-mail (psandhu@4centurion.com), or phone (703-378-9009 + 250). And please reference our Internal Tracking Number F1957 in any communication with our office.

Thank you.  
Sincerely,

Pawandeep Sandhu  
Centurion Research Solutions  
703-378-9009 x250

Preferred Form or Format: pdf

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ \$50.00

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

N/A

2. The informative value of the information to be disclosed: Whether the disclosure is "likely to contribute" to an understanding of government operations or activities.

N/A

FOIA-2007-000032

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N/A

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

N/A

4. The significance of the contribution to public understanding: Whether the disclosure is likely to contribute "significantly" to public understanding of government operations or activities.

N/A

5. The existence and magnitude of a commercial interest: Whether the requester has a commercial interest that would be furthered by the requested disclosure, and, if so

N/A

6. The primary interest in disclosure: Whether the magnitude of the identified commercial interest of the requester is sufficiently large, in comparison with the public interest in disclosure, that disclosure is "primarily in the commercial interest of the requester."

N/A

Expedited Processing:

Specific Justification for Expedited Processing:

Please acknowledge receipt of this FOIA request by e-mail (psandhu@4centurion.com), or phone (703-378-9009 + 250). And please reference our Internal Tracking Number F1957 in any communication with our office.

Thank you.  
Sincerely,

Pawandeep Sandhu  
Centurion Research Solutions  
703-378-9009 x250

December 18, 2007

Department of Energy

Abel Lopez Director, FOIA/PA Division, ME-73  
1000 Independence Avenue, S.W.  
Washington, D.C. 20585

JAN 08 2008 05  
"OTHER" - 2 HOURS SEARCH FREE, 100 FREE PAGES

Dear Mr. Lopez:

Pursuant to the provisions of the Freedom of Information Act, I hereby request a copy of the following record:

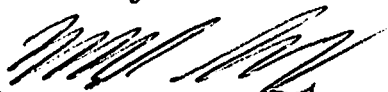
The Dept of Energy FOIA Improvement Status Report from Fall 2007

This is not posted on the DOE website as far as I can determine.

Can you please send it to me and also post it on the DOE website?

This is an individual noncommercial request for research and study purposes. Thank you. I agree to pay up to \$30 for costs if necessary.

Sincerely,

  
Michael Ravnitzky

FOIA-2008-000034

Chin



**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Monday, January 07, 2008 8:17 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: [ Denise D Benoit ]

Organization: Self

Address:

Phone: :

FAX:

Email:

Record Description:

[ NNSA Management Reponse to DOE Inspector General Complain Number P07HL124, KAPL, Inc./Lockheed Martin, dated 9/13/2007 ]

Preferred Form or Format: Email

Type of Requester (if provided):

An individual seeking information for personal use and not for commercial use.

Fees and Fee Waivers:

I agree to pay all applicable fees.

Expedited Processing:

Specific Justification for Expedited Processing:

JAN 08 2008 06

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FOIA-2008-000035

Chris

CAROL LEVIN, MICHIGAN  
DANIEL K. AKANA, HAWAII  
THOMAS R. CARPER, DELAWARE  
MARK L. PRYOR, ARKANSAS  
MARY L. LANDRIEU, LOUISIANA  
BARACK OBAMA, ILLINOIS  
CLAIRE M. CASAREL, MISSOURI  
JON TESTER, MONTANA

SUSAN M. COLLINS, MAINE  
TED STEVENS, ALASKA  
GEORGE V. VOINOVICH, OHIO  
NORM COLLMAN, MINNESOTA  
TOM COBURN, OKLAHOMA  
PETE V. DOMENICI, NEW MEXICO  
JOHN WARNER, VIRGINIA  
JOHN E. SUNUNU, NEW HAMPSHIRE

MICHAEL L. ALEXANDER, STAFF DIRECTOR  
BRANDON L. MELHORN, MINORITY STAFF DIRECTOR

# United States Senate

COMMITTEE ON  
HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS  
WASHINGTON, DC 20510-6250

December 20, 2007

The Honorable Samuel Bodman  
Secretary  
U.S. Department of Energy  
1000 Independence Avenue, SW  
Washington, D.C. 20585

Dear Secretary Bodman:

We are writing to request information regarding implementation by the Department of Energy (DOE) of Section 301(c) of P.L. 109-58, the Energy Policy Act of 2005, regarding the acquisition of crude oil for the Strategic Petroleum Reserve. Section 301(c) directs DOE to use procedures to acquire oil for the Strategic Petroleum Reserve (SPR) that "avoid incurring excessive cost or appreciably affecting the price of petroleum products to consumers" and "avoid adversely affecting current and futures prices, supplies, and inventories of oil."

At the December 11, 2007, joint hearing of the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs and the Subcommittee on Energy of the Committee on Energy and Natural Resources, the witness from DOE, Mr. Guy Caruso, Administrator of the Energy Information Administration, was unable to provide the Subcommittees with any information regarding the extent to which DOE considered or attempted to maximize overall supplies of crude oil or avoid adversely affecting the price of petroleum products to consumers, as required by Section 301(c), while filling the SPR. Mr. Caruso stated that although EIA was not requested to prepare an analysis of whether filling the SPR with sweet crude oil under current market conditions would have any effect on oil prices, he did not have any personal knowledge of whether any other offices may have prepared such an analysis. At our request, Mr. Caruso stated that he would "take that question back to the Department."

As a follow-up to this exchange with Mr. Caruso concerning DOE's implementation of the requirements of Section 301(c), we request that DOE provide us with a copy of all documents in DOE's possession, including any memoranda, reports, analyses, or emails, whether generated by DOE personnel or others, which relate to the current fill program (under the Royalty-in-Kind contract awarded in May 2007) or the upcoming fill program (under the Royalty-in-Kind contracts awarded in November 2007) and which present, examine, discuss, or otherwise relate to:

- (a) the price of the crude oil being delivered to the SPR in connection with these two fill programs;

JAN 08 2008 07

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N/A

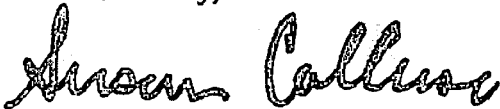
FOIA-2008-00036

Chris

- (b) the cost to the Department of Energy or the Department of Interior (including foregone revenues to the U.S. Treasury) of filling the SPR under these two fill programs;
- (c) potential effects on U.S. crude oil prices or supplies, or on the price of petroleum products or supplies, resulting from these two fill programs;
- (d) implementation of Section 301(c) with respect to these two fill programs;
- (e) requirements for specific types of crude oil to be delivered to the SPR during 2007; or
- (f) deferment of scheduled crude oil deliveries to the SPR during 2007.

Please provide these documents by January 11, 2008. Thank you in advance for your prompt attention to this matter. If you have any questions, please contact Dan Berkovitz (Senator Levin) at 224-9872 or Amy Carroll (Senator Collins) at 224-2523.

Sincerely,



Susan M. Collins  
Ranking Minority Member  
Committee on Homeland Security  
and Governmental Affairs



Carl Levin  
Chairman

Permanent Subcommittee on Investigations

**Morris, Alexander**

---

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Tuesday, January 08, 2008 11:11 AM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

JAN 08 2008 *OK*

Name: Clare Colley

Organization:

Address:

**OTHER - 2 HOURS SEARCH FREE, 100 FREE PAGES**

Phone:

FAX:

Email:

Record Description:

Copy of Management Response to IG Complaint P07HL124 dated 9/13/2007

Preferred Form or Format: electronic

Type of Requester (if provided):

An individual seeking information for personal use and not for commercial use.

Fees and Fee Waivers:

I agree to pay all applicable fees.

Expedited Processing:

Specific Justification for Expedited Processing:

FOIA-2008-000037

*Braden*



# Nelson-Brown Equities, Inc.

5201 SW Westgate Drive, Suite 100, Portland, OR 97221  
Voice: (503) 291-7888 • (800) 456-6234

Mailing Address: P.O. Box 3027, Portland, OR 97208  
Fax: (503) 291-7910 • (800) 871-5071

January 8, 2008

VIA FACSIMILE (202) 586-0575  
One page

JAN 09 2008 01

Ms. Vera Dunmore  
CFO Business Operations Center, CF-60  
US Department of Energy  
1000 Independence Ave SW  
Washington, D.C. 20585

COMMERCIAL\* SEARCH, REVIEW & REPRODUCTION.

RE: FOIA request

Dear Ms. Dunmore:

Pursuant to the Freedom of Information Act, the following is a request for a copy of the Department of Energy and all of its agencies' and field offices' Limited Payability Cancellation Reports for refunds and credits for the undeliverable checks and unclaimed monies for the Fiscal Years of 2006 and 2007. If possible, please indicate or eliminate any checks that have been or are presently being reissued.

We understand the report will be sent to us in its entirety.

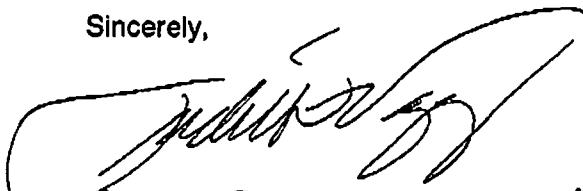
Please select the method of delivery. They are listed below in the order of our preference.

- 1) An e-mail file attachment sent to: [tnelson@nelsonbrown.com](mailto:tnelson@nelsonbrown.com) (Digital format in any PC compatible file format is OK, Excel 2003 or prior version preferred.)
- 2) 3 1/2" disc, CD or a paper report via Federal Express Priority Overnight #1156-9846-0 to:  
5201 SW Westgate Dr, #100, Portland, OR 97221
- 3) Paper report less than thirty pages may be sent our facsimile at 800-871-5071.

We are willing to pay a maximum of \$50.00 for this information. If it is assessed that the fee will exceed this limit, kindly advise us of the estimate before proceeding. If the fee is within our maximum, forward the invoice to us via our facsimile 800-871-5071 and we will send you a check to release our requested materials.

Thank you for your kindness and assistance. Your attention to this matter is greatly appreciated. If additional information is required do not hesitate to call me at 800-456-6234 X116.

Sincerely,



Judith Nagy  
[jnagy@nelsonbrown.com](mailto:jnagy@nelsonbrown.com)

FOIA-2008-000038

*Brennan*

Printed: January 7, 2008



11720 Plaza America Drive, 12<sup>th</sup> Floor  
 FOIA 13936  
 Reston, VA 20190  
 Tel: (703) 707-3500  
 Fax: (703) 707-6201  
 www.input.com

COMMERCIAL<sup>®</sup> SEARCH, REVIEW & REPRODUCTION  
 JAN 09 2008 02

January 7, 2008

Dear FOIA Officer,

Under the Freedom of Information Act, 5 U.S.C. § 552, as amended, , I am requesting documents regarding contract #DEAC0576RL01830 awarded to Battelle Memorial Institute under the MANAGEMENT AND OPERATION OF THE PACIFIC NORTHWEST NATIONAL LABORATORY (PNNL) requirement. Specifically, I am requesting copies of the following information/documents:

- Award fee letters for the past year
- Evaluation reports

If possible, I would prefer to receive the documents in electronic format. If not, hard copies of responsive documents will be more than adequate. If your office does not maintain these public records, please let me know who does and include the proper custodian's name and address.

Your response is respectfully requested within 20 working days of your receipt of this letter. §552(a)(6)(A)(1). I agree to accept clearly releasable portions of the requested documents, but if all or any part of this request is denied, please cite each specific exemption that justifies your withholding of information

I hereby agree to assume all the search, duplication, and review fees in the amount of \$100. Please notify me if the cost of fulfilling my request will exceed that amount.

Whenever possible, please refer to FOIA ID 13936 in any response letter, email, fax, or invoice.

Thank you for your assistance,

*Monica Jones*  
 (Monica Jones)

Member Services Associate, FOIA  
 mjones@input.com

FOIA-2008-000039

*MJA*

*Shwih*

December 3, 2007

Ms. Sheila G. Dillard  
U.S. Department of Energy  
Office of Legacy Management  
1000 Independence Avenue, SW  
Washington, DC 20585

Re: Corrective action, and request for documents.

Dear Ms. Dillard:

Please be advised that I respectfully request that you address the above noted issues described in the following:

First, although I am legally challenging my standing as a "former" U.S. Nuclear Regulatory Commission licensed Radiation Safety Officer for the State of Alaska, Department of Transportation and Public Facilities, I am exercising my duty as the U.S. Nuclear Regulatory Commission Licensee No. 50-14102-1 Trustee (See attached four-page NRC Form 313, "Application for Materials License," dated June 29, 2001, and six-page U.S. Nuclear Regulatory Commission license No. 50-14102-01 issued on November 30, 2001). Therefore, please implement corrective action and amend my address to reflect my legal standing: "U.S. Nuclear Regulatory Commission Licensee No Trustee".

Mr. Robert L. Farmer, P.L.S.  
U.S. Nuclear Regulatory Commission

Second, in response to the Office of Legacy Management, U.S. Department of Energy, Program Update, January -March 2007, "Request for LM Public Documents" (See attached request for information), I am interested in acquiring information concerning the official title and names of all U.S. Atomic Energy Commission officials and their consultants and the Radiation Safety Officers who protect public health and safety of the workers during the "Longshot, Millrow" and "Cannikin" nuclear tests conducted by the Atomic Energy Commission on Amchitka Island, Alaska from 1967 to 1971.

Third, I request any and all information concerning the method, i.e., Thermoluminescent radiation detection device, that was used to monitor radiation exposure of workers and the environment during the nuclear tests, and the historical post-nuclear detonation monitoring activities to the environment that have been performed by officials and their contractors, including but not limited to, the Atomic Energy Commission, U.S. Nuclear Regulatory Commission and/or U.S. Department of Energy from 1971 to date.

FOIA-2008-000040

Chris


JAN 09 2008 03  
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Forth, I request any and all information concerning the nature of the contracts that were executed to clean-up and transform Amchitka Island into a relatively safe environment, i.e., elimination of waste products, environmental hazardous clean-up, atmospheric detonation of chemical or other products that were used cleanse the island and prevent disease or radiation emissions from entering the environment.

I apologize for the general nature of second to fourth request, but you must understand my position; I do not means to sort through all the paperwork, and determine what I want because I am not there and have not seen the documents. So, I realize that it will take some time to sort through all this maze of bureaucracy, and I hope that you do too. If we can work together on these issues and refine and narrow my request to a few documents by faxing me a list of documents relevant to my question, then perhaps that would be the best way to approach this. Therefore, I defer to your judgment.

Should you have any questions, or comments, please feel free to contact me at your convenience.

Merry Christmas; I remain, respectfully



Robert L. Farmer, P.L.S.

U.S. Nuclear Regulatory Commission

Telephone, facsimile

Attachments: as noted in the above.

RLF/rlf



**Morris, Alexander**

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Wednesday, January 09, 2008 10:56 AM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Alexander Duncan

Organization: McGraw-Hill Companies

Address:

1200 G Street, NW, 10th Floor  
Washington, DC. 20005

Phone: 2023832244

FAX: 2023832116

Email:

Record Description:

A copy of the so-called "Cooperative Agreement" that the U.S. Department of Energy announced on April 10, 2007, with the FutureGen Industrial Alliance.

The agreement that I want is described in a press release that DOE Office of Fossil Energy issued on April 10, 2007. Here is the text of that press release:

--  
Issued on: April 10, 2007  
DOE Signs FutureGen Cooperative Agreement

Washington, DC - Today, the Department of Energy's Office of Fossil Energy announces the authorized start of the next phase of the FutureGen project with the FutureGen Alliance after agreeing to terms on the project phase known as Budget Period 1 (BP-1). In total, this phase of the FutureGen project is valued at \$42.5 million and DOE is responsible for providing funding of \$31.5 million. This funding will provide for the project's conceptual and preliminary designs, final site selection, and the negotiation of a site agreement. Additionally, the Department of Energy is responsible for completion of the NEPA process (at an approximate cost of \$25 million).

In addition to providing this phase of project funding, the agreement also outlines updated overall cost estimates for the project.

Under the agreed-upon terms of the 74% government, 26% industry cost share agreement, the initial total project cost estimate was \$950 million, with a government share of \$700 million. While the scope and size of the project have not changed, the price of construction materials and equipment, labor, and other heavy construction expenses have significantly increased, driving the total estimated cost of the FutureGen project to \$1.7 billion through 2016, offset by about \$300 million in anticipated power revenue. The DOE portion of the net total project cost is expected to be slightly over \$1 billion and the FutureGen Alliance share is expected to be just under \$400 million.

Given this vast increase in projected cost, both DOE and the FutureGen Alliance will review progress and expenses before committing to funding for subsequent phases of the project.

FutureGen is a first-of-a-kind effort that, if successful, will demonstrate high-efficiency capture and storage of greenhouse gases, illustrating how the United States can use its 250-year supply of coal for energy in an environmentally sensitive way. In addition, the technologies that will be proven through FutureGen could be used by

FOIA-2008-000041

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SCIENTIFIC/EDUCATIONAL/NEWS MEDIA  
-100 FREE PAGES

developed and developing nations throughout the world to reduce their greenhouse gas emissions. When completed, the FutureGen plant will be the world's first power plant to use coal for the production of electricity and hydrogen while capturing almost all carbon dioxide and criteria pollutants, leaving near-zero levels of atmospheric emissions.

- End of Techline

For more information, contact:

John Grasser, FE Office of Communications, 202-586-6503

--

Here is a direct link to the press release:

[http://www.fossil.energy.gov/news/techlines/2007/07019-DOE\\_Signs\\_FutureGen\\_Agreement.html](http://www.fossil.energy.gov/news/techlines/2007/07019-DOE_Signs_FutureGen_Agreement.html)

Preferred Form or Format: any

Type of Requester (if provided):

A representative of the news media affiliated with Platts Inside Energy and the request is made as part of news gathering and not for commercial use.

Type of Media (if provided):

Other: Trade newsletter

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

Yes. The agreement I am seeking pertains to a major government program.

2. The informative value of the information to be disclosed: Whether the disclosure is "likely to contribute" to an understanding of government operations or activities.

Yes. The FutureGen project is one of DOE's signature initiatives.

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

Yes. I believe the agreement I am seeking will help the public to better understand the FutureGen project.

4. The significance of the contribution to public understanding: Whether the disclosure is likely to contribute "significantly" to public understanding of government operations or activities.

Yes. I believe the agreement I am seeking will help the public to better understand the FutureGen project.

5. The existence and magnitude of a commercial interest: Whether the requester has a commercial interest that would be furthered by the requested disclosure, and, if so

No. We are a news organization.

Expedited Processing:

I believe a compelling need exists to warrant expedited processing because there is:

an urgency to inform the public concerning actual or alleged Federal Government activity exists (this option available ONLY for requesters primarily engaged in disseminating information)

**Specific Justification for Expedited Processing:**

Negotiations are going on right now as DOE and the FutureGen Industrial Alliance are discussing how to structure costs for any funding beyond \$1.8 billion. DOE's funding is contingent on the department releasing the final Record of Decision for the FutureGen project. As of today, January 9, 2008 the Record of Decision has not been issued.

**Morris, Alexander**

---

**From:** Martin, Adrienne  
**Sent:** Thursday, January 10, 2008 11:02 AM  
**To:** Morris, Alexander  
**Cc:** Gatlin, Verlette  
**Subject:** FW: FOIA Request

**Attachments:** image001.gif



image001.gif (167  
B)

Hi Chris,

Please assign to us. Thanks.

Adrienne D. Martin  
FOIA/Privacy Act Officer  
Office of Inspector General  
202/586-1653

-----Original Message-----

**From:** Valkyrie Hanson [mailto:Valkyrie.Hanson@seiu.org]  
**Sent:** Thursday, January 10, 2008 10:03 AM  
**To:** Martin, Adrienne  
**Subject:** FOIA Request

Department of Energy

Office of Inspector General

To Adrienne Martin:

Pursuant to the Federal law that is set forth in Title 5, Section 552, of the United States Code (5 U.S.C. 552), as amended. I am writing as a representative of the Service Employees International Union to request the [Case file and case narrative for Case #S07IS004 pertaining to Wackenhut Protective Force at Oak Ridge National Laboratory, Overtime and Training Issues].

I understand that a legal determination will need to be made by your office regarding what information in the file is publicly releasable. Please send me all publicly releasable information pertaining to my request.

Please send hardcopies of the above mentioned information to the address listed below or email them to me at valkyrie.hanson@seiu.org. I agree to pay any reasonable copying and postage fees but please notify me if such fees exceed \$25.00. Please provide a receipt indicating the charges for each document.

As provided by law, I request your response within twenty (20) business days. If you choose to deny this request, please provide a written explanation for the denial including

FOIA-2008-000042<sup>1</sup>

Chris

JAN 10 2008 02  
"OTHER" 2 HOURS SEARCH FREE, 100 FREE PAGES

a reference to the specific statutory exemption(s) upon which you rely.

Thank you for your help in this matter and please contact me with any questions.

Sincerely,

(Valkyrie Hanson)

Service Employees International Union

1800 Massachusetts Ave., NW

Washington, DC 20036

valkyrie.hanson@seiu.org

(202) 730-7284



INDEPENDENT GUARD ASSOCIATION  
OF NEVADA • LOCAL NO. 1  
P. O. BOX 41      MERCURY, NEVADA 89880



JAN 10 2008 03

January 1, 2008

"OTHER" - 2 HOURS SEARCH FREE, 100 FREE PAGES

Director, FOIA and Privacy Act Office  
U.S. Department of Energy  
1000 Independence Avenue, SW  
Washington, DC 20585

**Re: Wackenhut Services, Inc. (WSI) - Nevada Test Site Operations  
Contract # DE - AC52 - 06N414390**

Dear Concerned:

This is a formal request for information pursuant to the Freedom of Information Act (FOIA) of the United States Code, section 552. Our specific request is for the contract of Wackenhut Services, Inc. (WSI) with the National Nuclear Security Administration (NNSA), Nevada Site Operations (NSO). This contract being awarded in 2006 through 2009 with two (2) one year optional extensions through 2011.

We are interested in the entire contract, to include attachments. Should there be a fee, please advise as we assure prompt remittance.

We look forward to a timely response on this matter.

Sincerely,

Michael J. Cleghorn  
President  
IGAN Local #1

cc: Jeff Cutler, Esquire

FOIA-2008-000043

Shuck

Jason P. DeWitt, Private Investigator  
DeWitt & Associates Investigations-CA PI License #21992  
535 Main Street, Suite 308  
Martinez, CA 94553  
(925) 335-2247

December 26, 2007

Department of Energy  
Abel Lopez  
Director, FOIA/PA Division, ME-731  
1000 Independence Avenue, S.W.  
Washington, D.C. 20585

JAN 10 2008 64

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

**FOIA REQUEST**  
**Expedited review requested**

Dear FOI Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and copies of any and all records containing information regarding the group "Council on American-Islamic Relations" (CAIR) or any regional/State-associated group linked to or containing the CAIR name This includes:

"Council on American Islamic Relations" (no hyphen between American and Islamic),

"Council on American Islamic Relations Action Network" (This is the formal name of the Washington, D.C. based group located at 453 New Jersey Ave. East, which frequently uses the name CAIR) or frequently shortens its name to "Council on American Islamic Relations,

"Council on American Islamic Relations of Santa Clara, aka Council on American Islamic Relations of California.

Council on American Islamic Relations operating out of Garland Texas.

All CAIR groups including those that title themselves "Council on American-Islamic Relations (with or without a hyphen between American and Islamic) and then appends a regional name e.g. "of Santa Clara" or "of Phoenix."

All groups that use the name CAIR as their title, e.g. (but not limited to) CAIR, Michigan, Inc.

I will use the term "CAIR" generically to refer to these groups.

FOIA-2008-000041<sup>1</sup>

Juan

Additionally, please include any and all information and records on the following individuals that are known and/or suspected of being associated with the CAIR organization:

**Abdelhadi, Hussain Ali (Founder of CAIR in Garland Texas)**  
**Abdelrahman, Anan (President of CAIR Michigan, Inc.)**  
**Abelmaksoud, Emad (Accountant for CAIR in Santa Clara)**  
**Alamoudi, Abdurahman (Director of CAIR-Wash DC, currently in federal prison)**  
**al-Hanooti, Muthanna (Director of CAIR-Washington, DC and Dearborn, MI)**  
**Al-Najjar, Ghassan (Employee/Member of CAIR in Santa Clara, CA)**  
**Ansari, Amine (Associated with CAIR in Santa Clara, CA)**  
**Ahmad, Nehad (Treasurer of DC Group in 2004)**  
**Ahmad, Omar (CAIR founder and Chairman emeritus, also associated with HLF)**  
**Ahmed, Omar (Board Member, CAIR in Santa Clara, CA)**  
**Ahmed, Rashid (Board Member, CAIR in Santa Clara, CA)**  
**Ahmed, Tanvir (Vice President, CAIR Michigan, Inc.)**  
**Ali, Hyder (Board Member, CAIR in Santa Clara, CA)**  
**Alsibai, Abdilmouhaymen (Treasurer, CAIR Michigan, Inc.)**  
**Amen, Lila Alcodray (Secretary, CAIR Michigan, Inc.)**  
**Awad, Nihad (Executive Director of CAIR)**  
**Ayad, Tamir (Secretary of CAIR in Garland Texas)**  
**Ayloush, Husam (Board Member & Executive Director CAIR in Santa Clara, CA)**  
**Azeez, Azhar (Vice President of CAIR in Garland Texas)**  
**Baydoun, Khalil (Member, CAIR Michigan, Inc.)**  
**Bazzy, Najab (Member, CAIR Michigan, Inc.)**  
**Bogary, Adnan (Contributor of over \$ 1,000,000 to D.C. group)**  
**Elashi, Ghassan (CAIR-Garland, TX founding member, associated with HLF)**  
**Elfaki, Abuobieda (Treasurer of CAIR in Garland Texas)**  
**Elkarra, Bassim (Exec. Director/Sacramento, CAIR in Santa Clara, CA)**  
**Elmougy, Mohamed (President of CAIR in Garland Texas)**  
**Gindy, Harif (Member, CAIR Michigan, Inc.)**  
**Goraya, Tahra (Secretary, CAIR in Santa Clara, CA)**  
**Hadid, Rabitha (CAIR fundraiser, founder of GRF, deported to Lebanon in 2003)**  
**Hamideh, Khalid (Incorporator of CAIR in Garland Texas)**  
**Hooper, Cary Douglas (aka Ibrahim Hooper) (National Spokesman for CAIR)**  
**Ibrahim, Ashraf (Board Member, CAIR in Santa Clara, CA)**  
**Jaber, Rafeeq (founding member of CAIR, ex-president of IAP)**  
**Jaghlit, Laura (associated with CAIR, SAAR, WISE, and HLF)**  
**Khan, Sabiha (executive director, CAIR-Orlando, FL)**  
**Khafagi, Bassam (CAIR official, 10 months Federal Prison, deported to Egypt)**  
**Khatib, Fouad (Chairman of CAIR in Santa Clara, CA)**  
**Mohammad, Ramzi (Member of CAIR Michigan, Inc.)**  
**Nahas, M. (Founder of CAIR in Garland Texas)**



**Nakhal, Hamza (Vice Chairman of CAIR in Santa Clara, CA)**  
**Nimer, Mohamed (Research Director of CAIR, board director for UASR)**  
**Royer, Randall "Ismail" (CAIR communications specialist, in Federal Prison)**  
**Sadoun, Nabil (CAIR Board member and associated with UASR)**  
**Salem, Hani (Member, CAIR Michigan, Inc.)**  
**Syed, Shafath (Treasurer, CAIR in Santa Clara, CA)**  
**Wahhaj, Siraj (member of CAIR's board of advisors)**  
**Yusuf, Hamza (CAIR board member, made ominous prediction 2 days before 9/11)**

Furthermore, please include any and all information and records on the following organizations that are known and/or suspected of being associated with the CAIR organization and/or CAIR members:

**Zahara Investment Group (ZIG)**  
**The Holy Land Foundation (HLF)**  
**SAAR Foundation**  
**World and Islam Studies Enterprise (WISE)**  
**United Association for Studies and Research (UASR)**  
**Islamic Association for Palestine (IAP)**  
**Global Relief Foundation (GRF)**

I agree to pay reasonable duplication fees for the processing of this request in an amount not to exceed \$2000. However, please notify me prior to your incurring any expenses in excess of that amount.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. Please be advised that I reserve the right to appeal your decision to withhold any information.

***Please provide expedited review because delay in disclosure could cause a loss of substantial due process rights.***

The material requested is believed to be of significant evidentiary value in the current and active case of Michael Savage vs. the Council on American-Islamic Relations (CAIR) in the United States District Court-Northern District of California. This case was filed by Attorney Daniel A. Horowitz, attorney for plaintiff Michael Savage.

The lawsuit (in general) alleges that the CAIR groups are involved in terrorist activities, support and launder money to and for illegal organizations, that its members are involved with Islamic Terrorism. The lawsuit cites statements by the United States Attorney in Texas and other locations in support of the above, the lawsuit cites the status of CAIR as an undicated co-conspirator in a Texas based criminal case, (United States v. Holy Land Foundation).

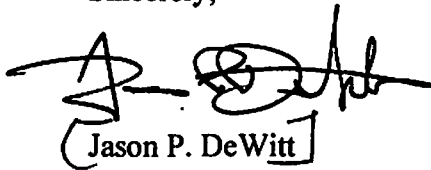
This request seeks information in support of these allegations so that plaintiff, Mr. Savage, can establish that CAIR targeted him and many others like him (Savage is a radio talk show host) as part of a plan to silence opposition to Islamic Terror in the United States (There are many other allegations as well.)

I certify that my statements concerning the need for expedited review are true and correct to the best of my knowledge and belief.

I look forward to your reply within 20 business days, as the statute requires.

Thank you for your assistance.

Sincerely,



Jason P. DeWitt

CLEVELAND, OH  
PATRICK S. CORCORAN  
JEAN F. GAZDAR  
MICHAEL S. HARRINGTON  
MICHAEL D. FITZPATRICK  
KEITH D. THOMAS  
DENNIS G. REHOR

BIRMINGHAM, AL  
JACK CROWELL  
JENNIFER T. DEWITT  
BOSTLEY H. PATRICK

CINCINNATI, OH  
MARK J. HINDS  
C. GREGORY LEWIS  
THOMAS R. McMILLON  
EUGENE M. GELMAN  
BARRY A. MOSE  
DAVID J. BAIZAN  
MATTHEW R. SIKS  
HOLLEN RYKOS  
KEITH W. COLLETT  
THOMAS C. HOGAN  
LEONARD A. MCCREY  
JOHN R. BUCHHEIM  
JAMES P. WAINWRIGHT  
DAVID R. KIMM

**DENNIS G. REHOR**

ATTORNEY AT LAW\*

55 PUBLIC SQUARE, SUITE 930  
CLEVELAND, OHIO 44113

TELEPHONE (216) 696-6454  
FACSIMILE (216) 696-0227

dennis\_rehor@staffdefense.com

COLUMBUS, OH  
DONALD G. TAYLOR  
MICHAEL J. McLANE  
ALAN E. MAZDA  
J. RICHARD BROWN  
BLAIR R. REBERT  
DAVID J. HEIMLEN  
BRADLEY E. STRASMAN

DAYTON, OH  
URBAN R. McHENRY  
ROBERT J. JAMES  
STEVEN E. STOFFEL  
JEFFREY A. HAZZETT  
JONATHAN C. TURNER  
MATTHEW M. SCHMIDT

DETROIT, MI  
PAUL J. JOHNSON  
ROBERT E. HURLEY  
JILL L. ZIMMERMAN

HARRISBURG, PA  
GREGORY E. CASIMATI  
DONALD M. DEASAYE\*

TOLEDO, OH  
STEPHEN C. BOACH  
MICHAEL L. CLARK  
BRIAN A. NEWBERG  
ANDREW R. SCHUMANN

AKRON, OH  
MARY S. PETERSON  
LEON M. DeMARCO  
STEPHEN J. CHURCHOFF  
WILLIAM M. SHUMAKER  
MARK S. HURA  
JENNIFER A. DYERKAR

ATLANTA, GA  
JAMES L. PERRY  
BERNARD F. KISTLER, JR.  
JENNIFER E. JOHNSON  
TIPPAGE I. PAVLICH  
ALEXANDRA B. BOWEN

ATTORNEYS LICENSED UNDER THE RULES OF PROFESSIONAL CONDUCT OF THE SUPREME COURT OF OHIO

\*ALSO ADMITTED IN GA  
\*ALSO ADMITTED IN MI  
\*ALSO ADMITTED IN OH  
\*ALSO ADMITTED IN MD  
\*ALSO ADMITTED IN SC  
\*ALSO ADMITTED IN MS  
\*ALSO ADMITTED IN IL

ALL ABOVE ATTORNEYS ARE EMPLOYEES  
OF THE CINCINNATI INSURANCE COMPANY

December 21, 2007

VIA CERTIFIED MAIL 7006-2150-0003-6646-8774  
James Bisker, P.E.  
Fire Protection Engineer  
U.S. Department of Energy  
11901 Germantown Rd.  
Germantown, MD 20874

Re: Our Insured: \_\_\_\_\_  
Our Claim No.: 506002  
Date of Loss: 5/29/06

**FREEDOM OF INFORMATION REQUEST FOR DOCUMENTS**

Dear Mr. Bisker:

This letter is to serve as a public information request in connection with a Department of Energy Healthy Safety & Health Hazards Alert, Issue No. 99-1 DOE/EH-0518, dated January 1999, and updated August 2001, a copy of the update alert of which is attached hereto for your convenience and reference.

Attorney Dennis G. Rehor has been retained by The Cincinnati Insurance Company (CIC) in connection with a Grinnell sprinkler head malfunction that occurred in the home of CIC's insured, \_\_\_\_\_ on May 29, 2006, in Rocky River, Ohio. Per the ongoing investigation, it appears that it was in fact a Grinnell sprinkler, model number F950 that failed and caused approximately \$17,000.00 in damage to both the personal contents of \_\_\_\_\_ and the physical structure of the condominium.

With regard to alert, at this time I am requesting the following materials and documents, pursuant to the Freedom of Information Act:

\* THE ATTORNEYS LISTED ABOVE ARE NOT A PARTNERSHIP, BUT PRACTICE TOGETHER AS ASSOCIATED ATTORNEYS EMPLOYED BY THE CINCINNATI INSURANCE COMPANY FOR THE EXCLUSIVE PURPOSE OF REPRESENTING THE CINCINNATI INSURANCE COMPANIES AND THEIR POLICYHOLDERS

FOIA-2008-000045

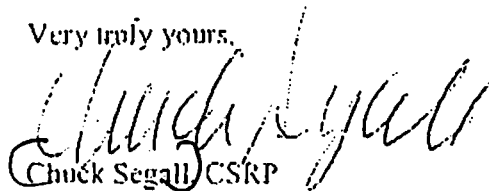
JAN 1 2008  
COMMERCIAL SEARCH, REVIEW & REPRODUCTION

1. A copy of any and all documents, memoranda, announcements, reports and notes of the DOE in connection with the January 1999 alert and the update published in August 2001;
2. A copy of any and all complaints made with the DOE for the Grinnell sprinkler model F950 referenced in the above noted alerts.
3. A copy of any and all photographs, videotapes, investigative reports, electrical engineering studies, notes, correspondence, memoranda and any other documents, including e-mails, relating to the Grinnell sprinkler model F950 referenced in alerts.
4. Any and all correspondence from Grinnell as referenced in the alerts, including reports, e-mails, memoranda, notes, and any other documents in response to any complaints filed with the DOE.

While cost is not an issue with regard to copying the materials for this request, please have your office contact me in order to advise of the anticipated cost associated with the copying and/or retrieval of the above-requested materials and the date I can expect to receive the requested materials. I would like to receive your response no later than thirty (30) days after the receipt of this letter.

If you have any questions regarding this request, please contact me directly. I appreciate your time and effort in responding to this request.

Very truly yours,



Chuck Segall C SRP  
Paralegal to Dennis G. Rehor

/cs  
Enclosures



January 13, 2008

Dept. of Energy  
Dept. of Energy

Director, FOIA/PA Division, ME-73  
1000 Independence Avenue, S.W.  
Washington, DC 205850000  
Sent Via Fax: (202) 586-0575

JAN 14 2008 01

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

RE: FOIA REQUEST

Dear FOIA Officer:

I am making this request under the Freedom of Information Act, ("FOIA"), 5 U.S.C. § 552. I am willing to pay up to \$250 in processing fees to complete this request. Please notify me if the cost exceeds \$250.

Please provide the following records:

- A list of Dept. of Energy contracts with all firms affiliated with The Carlyle Group by year from 2004 through the present. Please include the contract value and total dollars obligated for each contract and year that is applicable. Firms affiliated with the Carlyle Group should include, but not limited to, the firms listed in the attached Appendix A.
- Copies of all Dept. of Energy contracts entered into with firms affiliated with the Carlyle Group. Please include contracts entered into, or renewed, between 2004 through the present. This request includes, but is not limited to, the list of Carlyle-owned firms listed above.
- For each contract, please include the list of all bidders. If no list is available, please specify whether the contract was subject to a competitive bid process.

Furthermore, for any firm affiliated with the Carlyle Group, including those listed in Appendix A, I am requesting:

- Any audits, memorandum, or other communications pertaining to contract solicitation, performance appraisals, improper charges or over-billing, procurement fraud, and any additional contract disputes.
- Please include records detailing any fines, penalties, or settlements associated with contract violations.
- Any documents pertaining to the suspension or debarment of Carlyle-affiliated firms.
- Any minutes of procurement meetings wherein the award of a federal contract to a firm owned by the Carlyle Group was discussed. Include those minutes produced since 2004.
- Any documents, correspondence, or inquiries related to contracts, complaints, and/or violations including, but not limited to, those pertaining to other federal agencies, such as the EPA or the EEOC, or laws, such as the Foreign Corrupt Practices Act.
- Should any of these contracts involve the provision of training, security, or other related services in Iraq or Afghanistan, please include any and all documents and correspondence related to inquiries, investigations and/or incident reports that are relevant to the contract or to the conduct of personnel hired to carry out these services.

ANDREW L. STERN  
International President

ANNA BURGER  
International Secretary-Treasurer

MARY KAY HENRY  
Executive Vice President

GERRY HUDSON  
Executive Vice President

ELISEO MEDINA  
Executive Vice President

TOM WOODRUFF  
Executive Vice President

SERVICE EMPLOYEES  
INTERNATIONAL UNION  
CTW/CLC

1800 Massachusetts Ave NW  
Washington, D.C. 20036

202.730.7000

TDD: 202.730.7481

www.SEIU.org

01/13/2008 18:35 FAX

FOIA-2008-000047

*Shultz*

Please cite the exemptions pursuant to 5 U.S.C. § 552(b) that justify the denial and provide me with the citation, if this request is denied in full or in part. If an exemption applies, however, please consider exercising the agency's discretionary release powers to disclose the records. Additionally, please release all reasonably segregable portions of the records that do not meet an exemption.

I look forward to your response within 20 days of the receipt of this request, unless, in the case of "unusual circumstances," the time limitation is "extended by written notice." I am aware that I have a right to appeal if this request is denied in whole or in part; or if the agency fails to respond within 20 days. I am also aware that if an appeal is successful, a federal district court may assess "reasonable attorney fees and other litigation costs." 5 U.S.C. § 552(a)(4)(E).

Please direct questions and correspondence to Gina Rosen at (202) 730-7409 or, by e-mail, at [gina.rosen@seiu.org](mailto:gina.rosen@seiu.org). Thank you for your prompt attention to this matter.

Sincerely,

  
Gina Rosen  
Research Analyst

Enclosure (Appendix A)

**Morris, Alexander**

---

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Friday, January 11, 2008 9:54 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name:

Organization:

Address:

Phone:

FAX:

Email: :

Record Description:

Management Response to to IG Complaint P07HL124 dated 9/13/2007.

KAPL response to IG Complaint P07HL124 dated P07HL124.

Reports by KAPL on the action plan in response to Complaint P07HL124.

Preferred Form or Format: MS WORD

Type of Requester (if provided):

An individual seeking information for personal use and not for commercial use.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 0.00

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

I am a subject of the request. I deserve a response.

Expedited Processing:

Specific Justification for Expedited Processing:

I am a subject of the request. I worked for KAPL and was abused by Lockheed Martin management as well as the fictitious Ethics Manager who was promoted to corporate level because he refused to see what was presented to him honestly and openly. As a result I was forced to leave KAPL to prevent further abuse.

JAN 14 2008 02

"OTHER" - 2 HOURS SEARCH FREE, 100 FREE PAGES

FOIA-2008-0000 48

Chri



WASHINGTON BUREAU

400 North Capitol Street, N.W.  
Suite 750  
Washington, D.C. 20001  
TEL: (202) 607-8326  
FAX: (202) 607-8357

- Atlanta Constitution
- Atlanta Journal
- Austin American Statesman
- Dayton Daily News
- Elizabeth City Daily Advance
- Grand Junction Daily Sentinel
- Greenfile Daily Reflector
- Longview News-Journal
- Lufkin Daily News
- Marshall News Messenger
- Nacogdoches Daily Sentinel
- Palm Beach Daily News
- Palm Beach Post
- Rocky Mount Telegram
- Springfield News-Sun
- Waco Tribune-Herald

New York Times News Service

JULIA MALONE  
NATIONAL CORRESPONDENT

Jan. 14, 2008

U.S. Department of Energy  
Freedom of Information Office  
Fax 202-586-0575

JAN 14 2008 03  
SCIENTIFIC/EDUCATIONAL NEWS MEDIA  
-100 FREE PAGES

Dear Sir or Madam,

Here is a duplicate of the FOIA request I made today online. Please provide us:

The Database kept by the Department of Energy's Energy Efficiency and Renewable Energy's Golden, Colorado, field office to track "Congressionally Directed Spending (earmarks)" The unofficial title used by employees is "The Earmark Database." Please provide the following information fields: name of project, recipient of grant, congressional sponsor, annual expenditures for each year where spending occurs. I have been informed by DoE officials that information has already been forwarded to headquarters per my request, but that officials cannot verify the spending figures and therefore will not release the information. Please provide information going back as far as fiscal 2000. Because our news organization needs this data as soon as possible, we would welcome a partial release, as available, on projects going back to fiscal 2004.

Format requested: Xcel  
Maximum cost: \$100 (Please notify if cost is higher)  
Type of requester: Newspaper chain (see papers listed above)

This information is of immediate importance to the public in understanding the use of federal funds to solve a critical problem of energy independence. Also, I have been seeking this information from DoE for 1 1/2 months and was promised it would be delivered to me in December. Today I was informed by the press secretary that she cannot release it because she cannot verify the dollar amounts. She advised me to seek this FOIA request.

*Julia Malone*  
Julia Malone National Correspondent  
voice: 202-887-8326  
fax: 202-887-8357  
juliam@coxnews.com

FOIA - 2008-000049

*Chir*



**Morris, Alexander**

---

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Monday, January 14, 2008 12:37 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name [William L. McCrory]

Organization:

Address:

JAN 14 2008 04

Phone:

FAX:

**"OTHER" - 2 HOURS SEARCH FREE, 100 FREE PAGES**

Email:

Record Description:

I request access to and copies of any [documents] which show that during the period January 1, 1999, through December 31, 2007, your agency provided federal money (e.g., grants) to the urban renewal agency in the city of Coeur d'Alene, ID. The name most commonly used by the city's urban renewal agency is the Lake City Development Corporation or LCDC. This information is sought regardless of whether the money was provided directly to the urban renewal agency or to the city of Coeur d'Alene knowing it would be delivered to the urban renewal agency.

Preferred Form or Format: Letter or email

Type of Requester (if provided):

An individual seeking information for personal use and not for commercial use.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 10

Waiver or Reduction of Fees Factors (if provided):

Expedited Processing:

Specific Justification for Expedited Processing:

FOIA-2008-000056

*Frank*

**Morris, Alexander**

---

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Tuesday, January 15, 2008 3:45 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Ted Henson

Organization: Service Employees International Union

Address:

1800 Massachusetts Ave, NW  
Washington, DC 20036

Phone: 2027307377

FAX:

Email: ted.henson@seiu.org

Record Description:

I am writing to request a copy of the [statement of work and/or work order for the current contract between the Department of Energy and Wackenhut for protective forces at the Savannah River Site] (SRS) in Aiken, SC.

Preferred Form or Format: Hard-copy

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 250

Waiver or Reduction of Fees Factors (if provided):

Expedited Processing:

Specific Justification for Expedited Processing:

JAN 16 2008 6/1  
"OTHER" - 2 HOURS SEARCH FREE, 100 FREE PAGES

FOIA-2008-000051

*Branche*

JAN 16 2008 03

Dec 19, 2007

To Sheila Dillards

It is very important to know the  
[name of Nuclear plant in Idaho] was a waste  
dump (in the 70's) My late husband drove a  
truck to this plant made several trips. Your  
name and address was given to me by the  
Union connected to drains - in Las Vegas - the  
waste was coming from the test site there to  
Idaho - The union thinks it is closed now.  
Said you would know of any closed or opened  
plants. I thank you for any help you might  
give me -

Thank you

(Maryann Bell - Klamath)

FOIA-2008-000053

Jean

January 8, 2008

JAN 17 2008 01

Department of Energy  
Abel Lopez  
Director, FOIA/PA Division, ME-73  
1000 Independence Avenue SW  
Washington, DC 20585

~~OTHER~~ 2 HOURS SEARCH FREE, 100 FREE PAGES

Dear Mr. Lopez:

This is a request for records under the provisions of 5 U.S.C. § 552, as amended.

I request a copy of records such as memos, opinions, letters, correspondence, presentations or emails in the Office of the Chief FOIA Officer of the U.S. Department of Energy during the time period calendar year 2007 that discuss matters relating to FOIA, and/or its planning, budgeting, or implementation at the agency.

Naturally, you may omit any documents such as the FOIA Implementation Plan that are posted on the Energy Department website or on the Justice Department website.

This is an individual noncommercial request for noncommercial research and study purposes that best falls into the fee category "all other requesters". I agree to pay up to \$35 for costs if necessary, and I waive the 20-day response time limit.

Please correspond with me regarding this request if necessary using ordinary U.S. mail and not certified or registered mail or Fed Ex. I would appreciate an electronic copy of these documents if at all possible; if that is impracticable, then paper copies are also acceptable. Please release all segregable releasable portions of records. Please use your discretion to release records wherever possible.

Thank you very much for your kind assistance.

Sincerely,

  
Michael Ravnitzky

FOIA-2008-000054

*Chui*

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Wednesday, January 16, 2008 2:31 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Ken Grumski

Organization: MHF Logistical Solutions, Inc

Address:

800 Cranberry Woods Drive  
Suite 450  
Cranberry TWP, PA 16066

Phone: 7247729800

FAX: 7247729850

Email: ken\_grumski@mhfls.com

JAN 17 2008 02  
"COMMERCIAL" SEARCH, REVIEW & REPRODUCTION

Record Description:

Procurement performed by a DOE contractor in Oak Ridge TN, named Bechtel Jacobs Company (BJC). Bechtel Jacobs awarded a contract under a RFP: BJC Request for Quote 23900-MR-KK109 Amendments No. 1-4; (contact at BJC is Lacresha Seiber Bechtel procurement Phone: (865) 241-9320 Fax: (865) 576-3947.

MHF-IS request the following information:

- 1) All Vendor(s) technical submittals that determined award to contract 23900-MR-KK109 Amendments No. 1-4.
- 2) Copy of the awarded contract that pertains to the award of RFP 23900-MR-KK109 Amendments No. 1-4.
- 3) Any/All BJC Internal Technical and Price terminations documents pertaining to award of contracts.
- 4) All BJC email correspondence internal/external pertaining to contract that pertains to the award of RFP 23900-MR-KK109 Amendments No. 1-4.

Thank you

Preferred Form or Format: Hard copy

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 200

Waiver or Reduction of Fees Factors (if provided):

Expedited Processing:

Specific Justification for Expedited Processing:

FOIA 2008-001055

Sheet

RECEIVED OWCP

Raymond W Stephens

2006 SEP 27 A 10:58

DIVISION OF EEOICP  
U.S. DOL  
WASHINGTON, D.C.

Ph  
Fax  
Email -

Case # 278306717

JAN 17 2008 03

Mr. Pete Turcic  
200 West Constitution Avenue NW  
Washington, DC 20210  
Via Facsimile: 202-693-1465

Dear Mr. Turcic,

I would like to request the following documents pursuant to the Acts under FOIA with the understanding that the word "document" encompasses a broad definition (hard copy records, computer records, memos, notes, reports, electronic messages (emails), meeting minutes or transcripts and the like).

1. All documents relating to the interpretation of the law for the probability of causation under Part E.
2. All documents relating to Part E Final Bulletins numbers 06-08 and 06-10.

Item 1.

All Documents/ Contracts Pertaining to, Two Documents Dated May 9, 1991 and June 11, 1991 from EG & G Rocky Flats (A DOE Facility) Terminating Loral American Beryllium Company Status of Off Site- Subcontractor

These Two Documents From EG&G Rocky Flats Prove That Loral American Beryllium Company was Classified as A Sub Contractor, Exactly When It was Classified I do not Have Access to at this time, But it was terminated in May , June of 1991

Further:

Item 2.

All documents/Contracts Dated February 11, 1985 from Loral American Beryllium To Rockwell International Proposing an Expansion By Loral American Beryllium Company to Incorporate an Aqueous Cleaning System

Item 3

FOIA-2008-000056

All documents/Contracts dated March 5, 1985 From Rockwell International Accepting the Proposal and Paying Loral American Beryllium Company for it in the cost of Aqueous Cleaning surcharge, rendering Rockwell the Owner ( A DOE Facility) after Paying LABC \$153,176.22 for it

Items 2 & 3 Consist of a Letter to Rockwell International Proposing The Expansion of the Q Cleared Facility to incorporate an Aqueous Cleaning System and A letter From Rockwell Accepting The Proposal and Paying Loral American Beryllium Company the Amount of \$ 153,176.22 To install it ( Approximately 500-600 Sq Ft of floor Space) Making the system the Property Of Rockwell ( A DOE Facility)

Further:

Item 4.

All Documents/Contracts dated July 25, 1985 From Rockwell International to Loral American Beryllium Company instructing LABC to install A Zeiss UPMC 850/1200 Measuring System, and Rockwell assuming the Lease on such System as it becomes Government - Furnished Property

Item 5

All documents/Contracts dated June 1, 1988 returning a Zeiss CMM Measuring Machine to Speed Ring in Cullman, Alabama The original Owner (A DOE Facility)

Items 4 & 5, These two Letters make it very clear as well That Rocky Flats Instructs Loral American Beryllium Company To Lease a Zeiss Measuring Machine With Rocky Flats Assuming the Lease Responsibility of \$434,937 as the system becomes Government- furnished Property Of Approximately 30 Sq Ft as well as a special poored cement Foundation Measuring 10'x10' x 18" Deep to support this Delicate measuring device, As well as Special Insulation around the whole "Q" Building to insure against infrared and other emissions for safeguard. The cost of all Is incorporated into the cost of the Parts being Manufactured under Contract

"These documents show that Loral meets the definition of DOE facility because they show that Loral was doing work on behalf of DOE (as subcontractor to Loral) (see Section 7384l(12)(A)) and that DOE, through Rockwell (the operator of Rocky Flats, a DOE facility) had a proprietary interest in the Loral facility, as required by Section 7384l(12)(B)i."

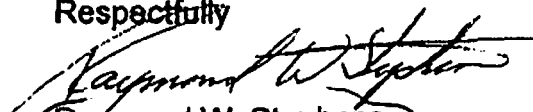
5. All documents related to the "Classification" of the Loral American Beryllium Company status as a covered "Vendor" under Department of Energy EEOICPA, including all inter-agency correspondence.

Each of these nine numbered paragraphs can be treated as separate requests for the purpose of expediting any one of the requests.

If the Agency's response to any part of our request yields classified records, or if the Agency determines that responsive documents can be withheld under FOIA, I request a Vaughn index of withheld, exempt, or classified documents.

I will pay whatever cost are involved in my request for the above Documents./  
Contracts under FOIA

Respectfully



Raymond W. Stephens



**Morris, Alexander**

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Thursday, January 17, 2008 1:02 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Peter Prokop

Organization: JWP Manufacturing

Address:

3500 De La Cruz Blvd.  
Santa Clara, CA 95054

Phone: 4089700641

FAX: 4089708612

Email: peter@jwpmfg.com

Record Description:

JAN 18 2008 01  
COMMERCIAL SEARCH, REVIEW & REPRODUCTION

JWP Manufacturing Incorporated is hereby requesting under the Freedom of Information Act a copy of the prime contract awarded to Shaw Areva Mox Services for the MOX Fuel Fabrication Facility in Aiken, South Carolina

If you deny all or any part of this request, please cite each specific exemption you think justifies your refusal to release the information and notify me of appeal procedures available under the law. In addition, if there are any fees greater than \$100.00 for copying or searching for the records, please let me know before you fill my request.

As prescribed under 5 U.S.C. Section 552, JWP Manufacturing Incorporated anticipates response within 10 working days upon receipt of this request. Portions of this request may be forwarded as you locate the documents; a complete package does not have to be forwarded at once. Please email me an electronic copy of the documents to peter@jwpmfg.com, or mail the documents to the provided address, or fax the documents to the given fax number, or mail a CD with an electronic version of the documents to the provided address.

If you have any questions please feel free to call me at the number below.

Preferred Form or Format: electronic PDF

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 100.00

Waiver or Reduction of Fees Factors (if provided):

Expedited Processing:

I believe a compelling need exists to warrant expedited processing because there is:

an urgency to inform the public concerning actual or alleged Federal Government activity exists (this option available ONLY for requesters primarily engaged in disseminating information)

Specific Justification for Expedited Processing:

FOIA-2008-000057<sup>1</sup>

Chin

I am investigating subcontracting irregularities by Shaw Areva MOX Services for contracts with a bid close date of 24 Jan 2008 and I need to see a copy of their prime contract.

**Morris, Alexander**

---

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Thursday, January 17, 2008 11:46 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Tom Anthony  
Organization: Elyria Neighborhood Association  
Address:  
5001 National Western Drive  
Denver, CO 80216  
Phone: 3032990202  
FAX: 3032991176  
Email: supercab@earthlink.net

**JAN 18 2008 02**  
**OTHER - 2 HOURS SEARCH FREE, 100 FREE PAGES**

**Record Description:**

I would like to review any grant applications received by U.S. Department of Energy and any grant award documents detailing grants given to Bioenergy of Colorado, Bioenergy of Colorado I, Bioenergy of Colorado II, Biofuels of Colorado, Carrier Connect, Thomas Foley, Thomas Davanzo or firms operating under different names in which Thomas Foley or Thomas Davanzo are principals, agents, or shareholders, for the years 2005-2008.]

Preferred Form or Format: pdf or view room

**Type of Requester (if provided):**

A representative of the news media affiliated with and the request is made as part of news gathering and not for commercial use.

**Type of Media (if provided):**

Other: Neighborhood Assn president of affected neighborhood

**Fees and Fee Waivers:**

I request a waiver or reduction of fees.

**Waiver or Reduction of Fees Factors (if provided):**

**Expedited Processing:**

I believe a compelling need exists to warrant expedited processing because there is:  
an imminent threat to the life or physical safety of an individual exists or  
an urgency to inform the public concerning actual or alleged Federal Government activity exists (this option available ONLY for requesters primarily engaged in disseminating information)

**Specific Justification for Expedited Processing:**

this facility commenced operations without permits, and subsequently was denied permits, then subsequently received permits using the barest thread of logic, and are storing hazardous and explosive materials within a few feet of an assembly use adjacent to the Platte River Greenway

FOIA-2008-000258

*Sheik*

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Thursday, January 17, 2008 2:47 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: John H. Barton

Organization: Stanford Law School (emeritus)

Address:

Stanford Law School

Phone:

FAX:

Email:

Record Description:

The [charter or other similar founding documents for FutureGen and any agreements between the U.S. government and the FutureGen partnership for financial support or for the management of technologies deriving from the FutureGen program.]

Preferred Form or Format: electronic

Type of Requester (if provided):

Affiliated with an educational or noncommercial scientific institution, and this request is made for scholarly or scientific purpose and not for commercial use.

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

My interest is in the mechanisms to encourage diffusion of climate change technologies to developing nations. I've prepared reports in this sector for the International Centre for Trade and Sustainable Development (available on line) and for Chatham House, and am expecting to do a further report for Chatham House and a presentation for the European Patent Office at a conference in May.

4. The significance of the contribution to public understanding: Whether the disclosure is likely to contribute "significantly" to public understanding of government operations or activities.

Greater public understanding in this area should contribute to the ability to evaluate possible outcomes of international climate change negotiations.

5. The existence and magnitude of a commercial interest: Whether the requester has a commercial interest that would be furthered by the requested disclosure, and, if so

I've received or expect to receive payments for the studies described above, but they are at academic rates and the results of my studies will be published in academic formats.

JAN 18 2008 03

"SCIENTIFIC/EDUCATIONAL/NEWS MEDIA"  
-100 FREE PAGES

FOIA-2008-000059

*Handwritten signature*

6. The primary interest in disclosure: Whether the magnitude of the identified commercial interest of the requester is sufficiently large, in comparison with the public interest in disclosure, that disclosure is "primarily in the commercial interest of the requester."

The academic interest far outweighs the commercial interest!

Expedited Processing:

Specific Justification for Expedited Processing:

**Morris, Alexander**

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Monday, January 21, 2008 11:59 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Carmon Elliott

Organization: 9/11 Truth, Theosophical Society

Address:

Phone:

FAX:

Email:

Record Description:

Washington based Investigator of the CID of the OIG, informed me that had sent a referral in 11/06, signed off on by his director, [redacted] to the FBI requesting that the FBI do a criminal investigation of the possibility of felonious arson at the World Trade Center on 9/11/01 to circumvent EPA-asbestos regulations related to the Clean Air Act, suspect for this crime being [redacted], et al, who had motive, means and opportunity. I did this based on consideration of a mass of prima facie evidence I'd sent to him.

I want a copy of that referral and request that was sent to the FBI from Vernon Jackson via William Lametti, SAIC of the NY CID EPA.

Preferred Form or Format: Word

Type of Requester (if provided):

An individual seeking information for personal use and not for commercial use.

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

The public has a right to know if the FBI has been asked to finally do a criminal investigation of NY-9/11.

2. The informative value of the information to be disclosed: Whether the disclosure is "likely to contribute" to an understanding of government operations or activities.

The public has a right to know if the FBI has been asked by the FBI to finally do a criminal investigation of possible arson to avoid EPA regulations at NY-9/11, the biggest crime in US history, using the terror attacks as cover to set off pre-positioned explosives. I'm in touch with staffers on the Judicial Committees and Oversight Committee, the release of this document may lead to Congressional hearings.

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

FOIA-2008-000061

jean

JAN 22 2008 01

OTHER - 2 HOURS OR MORE FREE 100 FREE PAGES

The public needs to know if their criminal justice system will do a criminal investigation about what happened in NY on 9/11/01. I'm in touch with staffers on the Judiciary Committees and Oversight Committee who want to see the document I request

4. The significance of the contribution to public understanding: Whether the disclosure is likely to contribute "significantly" to public understanding of government operations or activities.

The largest crime in US history deserves an appropriate FBI investigation, yet so far there has been none. The disclosure of the referral will help me do a FOIA from the FBI as to how it responds to the referral and Congressional Oversight Committees can use this information to pressure the FBI to finally do a criminal investigation of NY-9/11. The public has a right to see that its government does a thorough criminal investigation by interviewing all witnesses and forensic testing for explosives, this has not been done so far.

5. The existence and magnitude of a commercial interest: Whether the requester has a commercial interest that would be furthered by the requested disclosure, and, if so

I have no "commercial interest", am a citizen who wants there to be a thorough, transparent FBI criminal investigation of NY-9/11.

6. The primary interest in disclosure: Whether the magnitude of the identified commercial interest of the requester is sufficiently large, in comparison with the public interest in disclosure, that disclosure is "primarily in the commercial interest of the requester."

The largest crime in US history deserves an appropriate FBI investigation, yet so far there has been none. The disclosure of the referral will help me do a FOIA from the FBI as to how it responds to the referral and Congressional Oversight Committees can use this information to pressure the FBI to finally do a criminal investigation of NY-9/11. The public has a right to see that its government does a thorough criminal investigation by interviewing all witnesses and forensic testing for explosives, this has not been done so far.

**Expedited Processing:**

I believe a compelling need exists to warrant expedited processing because there is:

an urgency to inform the public concerning actual or alleged Federal Government activity exists (this option available ONLY for requesters primarily engaged in disseminating information)

**Specific Justification for Expedited Processing:**

I've currently a mass of evidence before Congressional Committees which they are willing to examine and hold hearing on, once they receive a copy of the information I request through this FOIA. Staffers has indicated that the information I've sent has a "shelf-life", for their consideration and time is of the essence. Please send me a copy of the requested referral to the FBI from the CID of the EPA in a timely fashion, thank you.

**Morris, Alexander**

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Tuesday, January 22, 2008 12:39 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: [David Culp]

Organization: Friends Committee on National Legislation

Address:

245 2nd St. NE  
Washington, DC 20002

Phone: 2029032517

FAX: 2025476019

Email: david@fcnl.org

Record Description:

[Energy Department report to Congress on the status of nuclear materials protection, control, and accounting programs in Russia and other countries] (as outlined in 50 U.S. Code Sec. 2563).

Preferred Form or Format: hard copy

Type of Requester (if provided):

An individual seeking information for personal use and not for commercial use.

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

Yes. We want to the know content of the report given to Congress on nuclear materials protection, control, and accounting programs in Russia and other countries.

2. The informative value of the information to be disclosed: Whether the disclosure is "likely to contribute" to an understanding of government operations or activities.

Yes. The Report itself was designed to provide understanding of these nonproliferation operations. Seeing its content would provide the public the same opportunity.

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

FCNL is a nonprofit public interest lobby. As the largest peace lobby in Washington, we can disseminate the information to our constituents through our website with ease. The public's understanding of these programs would greatly increase as a result of disclosure.

4. The significance of the contribution to public understanding: Whether the disclosure is likely to contribute "significantly" to public understanding of government operations or activities.

JAN 22 2008 02

OTHER - 2 HOURS SEARCH FREE, 100 FREE PAGES

FOIA 2008-000062

Brenner



Yes. Little is known so a significant increase in public understanding would occur if the report is disclosed.

5. The existence and magnitude of a commercial interest: Whether the requester has a commercial interest that would be furthered by the requested disclosure, and, if so

Since FCNL is a nonprofit public interest lobby, commercial interest is very minimal. FCNL does not intend to market or sell this information.

6. The primary interest in disclosure: Whether the magnitude of the identified commercial interest of the requester is sufficiently large, in comparison with the public interest in disclosure, that disclosure is "primarily in the commercial interest of the requester."

The magnitude of commercial interest is significantly smaller than the public interest in disclosure.

Expedited Processing:

Specific Justification for Expedited Processing:

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Tuesday, January 22, 2008 3:28 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: (Rose Galer)

Organization: Tetra Tech Inc.

Address:

5205 Leesburg Pike  
Suite 1400  
Falls Church, Virginia  
22041

Phone: 7039319301

FAX:

Email: rose.galer.tetrattech.com

Record Description:

Document: (Final Environmental Impact Statement (Supplement to ERDA-1535, December 1975)  
Document #: DOE/EIS-0085-FS

Title: Liquid Metal Fast Breeder Teactor Program

Published: May 1982

Preferred Form or Format: Hard Copy or Disk

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay all applicable fees.

Expedited Processing:

Specific Justification for Expedited Processing:

JAN 23 2008 01

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

FOIA-2008-000063

Chin

**INPUT**  
11720 Plaza America Dr. Suite 1200  
Reston, VA 20191  
703-707-3566

**INPUT**

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

January 15, 2008

JAN 24 2008 01

Attn: FOIA Office  
Office of Procurement and Assistance Management  
Forrestal Building, 1000 Independence Ave, SW  
Washington, DC 20585

RE: EOP2 FOIA; INPUT FOIA ID 6007

Good Afternoon,

Pursuant to the Freedom of Information Act, 5 U.S.C. 552, as amended, and as implemented by the Freedom of Information Act Program 32 C.F.R. part 286, we hereby request the following:

- Task Order Award information for all awards after Sept 19, 2006 to include the following:
- Task Order Summary Page/Info (Task Order Number; Award Value; Award, Option and Expiration Dates)

For the following contracts resulting from RFP# DERP0102EI40000 for the EIA OMNIBUS PROCUREMENT (EOP2) requirement:

DEAM0104EI41001; 4EI41006; 4EI41005; 4EI41006; 4EI41002; 4EI41003; 4EI41004; 4EI44001; 4EI42001; 4EI44007; 4EI44002; 4EI42002; 4EI42003; 4EI43001; 4EI44008; 4EI42004; 4EI44004; 4EI44011; 4EI43002; 4EI45001; 4EI42005; 4EI45003; 4EI44009; 4EI42006; 4EI44012; 4EI44003; 4EI44005; 4EI45004; 4EI44010; 4EI44006; 4EI45002

Your response is respectfully requested within 20 working days of your receipt of this letter (32 C.F.R. 289.29 (e)). If any requested record contains information determined to be exempt from disclosure under FOIA Exemptions 1-9, 32 C.F.R. 286.15, it is further requested that nonexempt portions thereof be released. 32C.F.R. 286.29 (d). We are aware of the fee schedule set forth in 32 C.F.R. 286.35 and hereby agree to assume all reasonable costs or searching and reproduction. However please contact me if the fees for complying with this request exceed \$300. I may be reached at [jsherwood@input.com](mailto:jsherwood@input.com) or 703-707-3566 should you have any further questions.

Thank you for your time and kind attention.

Very respectfully,

FOIA-2008-000065

*J. Sherwood*

Ruby English

January 16, 2008

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

United States Department of Energy  
1000 Independence Avenue, S.W.  
Washington, D.C. 20585

Re: FOIA Request

*Yes* Warren Smith, et al. v. Carbide and Chemicals Corporation, et al.  
U. S. District Court, Western District of Kentucky (Paducah),  
No. 5:97CV-3-M]

Dear Ladies and/or Gentlemen:

Pursuant to the Freedom of Information Act, 5 U.S.C. Sec. 552, *et seq.*, I request the following information be made available:

1. The amount of fees spent for attorneys and their paralegals and other support staff, by the Department of Energy for the following law firms representing the Defendants in the above-referenced pending litigation:
  - (a) Robert Tait and Gail Ford of Vorys, Sater, Seymour & Pease, 52 East Gay Street, P.O. Box 1008, Columbus, Ohio 43216;
  - (b) G. Wilson Horde of Kramer, Rayson, Leake, Rodgers & Morgan, P. O. Box 629, Knoxville, TN 37901;
  - (c) Mark Whitlow, Whitlow, Roberts, Houston & Straub, 300 Broadway, Paducah, KY 42002;
  - (d) Joseph DiStefano, 6001 Tracey's Landing Road, Tracey's Landing, MD 20779
  
2. I additionally request the amount of money the Department of Energy has spent for experts, consultants and court reporters, as requested by the above-referenced identified lawyers and law firms in this litigation.

This litigation has been pending and ongoing since 1997 and remains unresolved.

*1/24* Request was not in. I was asked to call back  
in the morning. *FOIA-2008-000067*  
*1/25* called several times, line busy

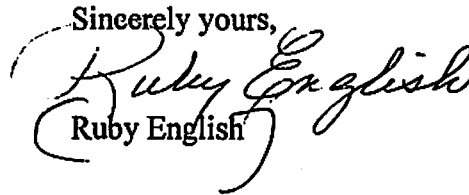
*Jan*

JAN 25 2008 01

"OTHER" 2 NOT IN SET 100 FREE PAGES

Page 2

I would appreciate an immediate reply.

Sincerely yours,  
  
Ruby English

cc: Congressman Ed Whitfield  
1<sup>st</sup> District of Kentucky  
2411 Rayburn House Office Building  
Washington, D.C. 20515

**Morris, Alexander**

---

**From:** FOIA [foia@foia.com]  
**Sent:** Friday, January 25, 2008 10:10 AM  
**To:** FOIA-Central; Morris, Alexander  
**Subject:** Re: NEW FOIA -- [1] Sol# DE-RP2-05NA14390 and [2] Sol# DE-RP2-05NA99344:

PLEASE NOTE - we have tried to send directly to NSO but the email gets rejected as non-deliverable\* Good morning, under the provisions of the Freedom of Information Act, I hereby request a copy of the following documents identified to [1] Sol# DE-RP2-05NA14390 and [2] Sol# DE-RP2-05NA99344.]

Agency records - (a) Contract; (b) Modifications, if any; (c) Source Selection Memo; (c) Award Fee letters, if any; (d) Change & Delivery Orders; (e) Monthly/Quarterly/Annual Contractor Reports; (f) Contractor Performance Reports; (g) winning Proposal - releaseable portions if any;

(h) Agency's Contract Office Visitor Log; (I) Subcontract Plan and list of subcontractors; (j) Quality Assurance Records - including corrective action reports/requests; (k) Abstract of Offerors; (l) Bidders List and

(m) SBA's Certificate of Competency for small businesses.

If you have any questions please contact me. I agree to pay reasonable foia fees, however, please notify me if these fees exceed \$35.00.

Thanks! Please note the new address and contact information for FOIA Group, Inc's new FOIA Processing Center located in New York State, ---[Jeff Stachewicz] c/o FOIA Group, Inc., P.O. Box 368, Depew, New York, 14043 (716) 608-0800.

JAN 25 2008 03

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

FOIA-2008-00069

Ami

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Friday, January 25, 2008 7:06 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: [Daniel W. McKeel, Jr.]

Organization: Southern Illinois Nuclear Workers

Address:

5587 Waterman Blvd., Unit C  
St. Louis, MO 63112

Phone: 3143678888

FAX: 3143677663

Email: danmckeel2@aol.com

Record Description:

(1) The [site photographs for WSSRAP/Weldon Spring site 1986-2002]

(2) A CD-ROM issued by DOE-OLM at the end of the active remediation period for WSSRAP. This CD ROM contains the names of all major contractors at the Weldon Spring Site 1986-2002 (and perhaps to 2004).

(3) THE OFFICIAL; COMPLETE (CERCLA) Administrative Record for the Weldon Spring DOE Site, St. Charles County, MO.

Preferred Form or Format: Paper print, CD-ROM

Type of Requester (if provided):

Affiliated with an educational or noncommercial scientific institution, and this request is made for scholarly or scientific purpose and not for commercial use.

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

Asks for systems of records and site photographs for a U.S. Government agency, DOE. One DOE activity was to remediate the former Weldon Spring Superfund Site, Quarry and Chemical Plant (Uranium Feed Materials Plant of the AEC that operated 1957-1966.

2. The informative value of the information to be disclosed: Whether the disclosure is "likely to contribute" to an understanding of government operations or activities.

Having the site photographs, Administrative Record documents, and remediation contractors is highly likely to contribute to the public understanding of WSSRAP government operations and activities.

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

FOIA-2008-000070

*Open*

JAN 28 2008 01

OTHER: 2 HOURS SEARCH FREE, 100 FREE PAGES

I am assisting former Weldon Spring site workers who filed claims under EEOICPA and are interested in achieving Special Cohort Exposure (SEC) status with NIOSH. I am therefore able to disseminate this information through interaction with workers, the Presidential Advisory Board of Radiation and Worker Health (ABRWH) and NIOSH. I have previous experience with successful SEC petitions for the Dow Madison AWE and Mallinckrodt-Destrehan Street AWE/DOE sites.

4. The significance of the contribution to public understanding: Whether the disclosure is likely to contribute "significantly" to public understanding of government operations or activities.

EEOICPA and the SEC petition process is very confusing to most claimants including former workers and their survivors. Having the requested information will materially aid my ability to advise them and to conduct a successful SEC petition campaign.

5. The existence and magnitude of a commercial interest: Whether the requester has a commercial interest that would be furthered by the requested disclosure, and, if so

There is no commercial interest.

6. The primary interest in disclosure: Whether the magnitude of the identified commercial interest of the requester is sufficiently large, in comparison with the public interest in disclosure, that disclosure is "primarily in the commercial interest of the requester."

The disclosure is NOT primarily in the commercial interest of the requester. The request is to enhance the public understanding of this site.

Expedited Processing:

I believe a compelling need exists to warrant expedited processing because there is:

an urgency to inform the public concerning actual or alleged Federal Government activity exists (this option available ONLY for requesters primarily engaged in disseminating information)

Specific Justification for Expedited Processing:

I request that DOE adhere to provisions of the new FOIA statute S. 2488 that was passed overwhelmingly by both the U.S. Senate and House and was signed into law by President Bush 12/31/07. That law and the previous one it replaces mandate that DOE supply requested documents within 20 business days unless they could cite one of 9 specific exemptions. I ask this 20 day response limit be honored.



**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Friday, January 25, 2008 2:38 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Eileen Montano

Organization: SPSE-UPTE

Address:

4047 First Street, Suite 200  
Livermore, CA 94551

Phone: 9254494846

FAX: 9254494851

Email: spse@spse.org

Record Description:

This request is made under the Freedom of Information Act, 5 U.S.C. Sec. 552.

Please send us an electronic file or a CD (listing all LLNL/LLNS employee's current e-mail addresses). The file should be in the same format we have previously received and include the following fields: employee name, email/official ID, and employee number (see attachment A).

We are willing to pay fees up to \$50.00. However, if the costs are above \$50.00, we would like to be notified.

Preferred Form or Format: cd or electronic file

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

Expedited Processing:

Specific Justification for Expedited Processing:

FOIA-2008-000071

JAN 28 2008 02

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

Ch

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Friday, January 25, 2008 2:34 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Eileen Montano

Organization: SPSE-UPTE

Address:

4047 First Street, Suite 200  
Livermore, CA 94551

Phone: 9254494846

FAX: 9254494851

Email: spse@spse.org

Record Description:

We request a copy of the monthly salary data for all LLNL/LLNS employees for the months of October, November, and December 2007. The data is to include the following fields: last name, first name, middle initial, employee number, appointment code, account code, job code, salary, frequency, building, room number, L-Code, extension, hired date, and time worked (see attachment A). This information has been routinely provided to our organization since 1979. An example of a past report is attached.

Preferred Form or Format: CD

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay all applicable fees.

Expedited Processing:

Specific Justification for Expedited Processing:

FOIA-2008-000072

JAN 28 2008 3

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

Chi

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Monday, January 28, 2008 9:16 AM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: ( Henry Perry )

Organization: HME, Inc.

Address:

109-B Jefferson Ave.  
Oak Ridge, TN 37830-4908

Phone: 8654836563

FAX: 8654836573

Email: hmeinc@mindspring.com

Record Description:

Parallax, Inc. contract  
20201 Century Blvd, Suite 100  
Germantown, MD 20874  
GSA Contract# GS-00F-0041L  
Contract# AT05-03OR23021  
Broad Base Technical Support  
NAICS Code 541330  
Sin#'s 871, 874.7, 899

Preferred Form or Format: Electronic

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 15.00

Waiver or Reduction of Fees Factors (if provided):

Expedited Processing:

Specific Justification for Expedited Processing:

JAN 28 2008 04

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

FOIA 2008-000073

Ch

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Monday, January 28, 2008 5:09 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: (David Lesz )

Organization: Human Resources Institute

Address:

6172 Oxon Hill Road  
Oxon Hill, MD 20745

Phone: 3017495600

FAX: 3018396616

Email: david@federaltraining.com

Record Description:

I am requesting, under the Freedom of Information Act (FOIA), Title 5 U.S.C. §552, copies of the following records:

The (name, office mailing address) (including room number and/or mail stop/mail code, if applicable), grade, and/or and job title of all current GS-3 through GS-11 employees at 1) Headquarters located at 1000 Independence Ave, SW, Washington DC and at all DOE buildings in Germantown, MD;

These records are likely contained within staff directories or within the human resources division.

Preferred Form or Format:

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 75.00

Waiver or Reduction of Fees Factors (if provided):

Expedited Processing:

Specific Justification for Expedited Processing:

JAN 29 2008 01  
COMMERCIAL SEARCH, REVIEW & REPRODUCTION

FOIA-2008-000074

*French*

Printed: January 28, 2008



11720 Plaza America Drive, 12<sup>th</sup> Floor  
FOIA 14082  
Reston, VA 20190  
Tel: (703) 707-3500  
Fax: (703) 707-6201  
www.input.com

JAN 29 2008 02

January 28, 2008

Dear FOIA Officer,

COMMERCIAL SEARCH, REVIEW & REPRODUCTION

Under the Freedom of Information Act, 5 U.S.C. § 552, as amended, I am requesting documents regarding Contract awarded to WACKENHUT SERVICES, INC the TRAINING SUPPORT TO THE OFFICE OF SECURE TRANSPORTATION requirement. Specifically, I am requesting copies of the following information/documents:

- Awarded contract
- All related attachments and modifications

If possible, I would prefer to receive the documents in electronic format. If not, hard copies of responsive documents will be more than adequate. If your office does not maintain these public records, please let me know who does and include the proper custodian's name and address.

Your response is respectfully requested within 20 working days of your receipt of this letter. §552(a)(6)(A)(1). I agree to accept clearly releasable portions of the requested documents, but if all or any part of this request is denied, please cite each specific exemption that justifies your withholding of information

I hereby agree to assume all the search, duplication, and review fees in the amount of \$100. Please notify me if the cost of fulfilling my request will exceed that amount.

Whenever possible, please refer to FOIA ID 14082 in any response letter, email, fax, or invoice.

Thank you for your assistance,

Monica Jones

Monica Jones  
Member Services Associate, FOIA  
mjones@input.com

FOIA-2008-000075

Chris

**Morris, Alexander**

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**From:** FOIA-Central@hq.doe.gov  
**Sent:** Tuesday, January 29, 2008 10:19 AM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Mrs. (Rajitha Uppalli)  
Organization: FedSources, Inc.  
Address:  
8400 Westpark Dr, 4th floor, McLean, VA 22102  
Phone: 7036108745  
FAX:  
Email: uppallir@fedsources.com

JAN 29 2008 03  
COMMERCIAL SEARCH, REVIEW & REPRODUCTION

**Record Description:**

Please provide all clearly releasable (sections A-J of contract # DE-AC01-08NE24424] (Radiological and Environmental Sciences Laboratory) including statement of work, labor categories and descriptions.

The CS John Harris can be reached at (202) 287-1471 or john.harris@hq.doe.gov.

Preferred Form or Format: Electronic Format

Type of Requester (if provided):

Affiliated with a private corporation and seeking information for the use in the company's business.

Fees and Fee Waivers:

I agree to pay up to a specified amount for fees. Enter amount \$ 75

Waiver or Reduction of Fees Factors (if provided):

Expedited Processing:

Specific Justification for Expedited Processing:

FOIA-2008-000076



# RAWLE & HENDERSON LLP



JAMES C. STROUD  
215-575-4305  
[jstroud@rawle.com](mailto:jstroud@rawle.com)

The Nation's Oldest Law Office - Established in 1783

[www.rawle.com](http://www.rawle.com)

THE WIDENER BUILDING  
ONE SOUTH PENN SQUARE  
PHILADELPHIA, PA 19107

TELEPHONE: (215) 575-4200  
FACSIMILE: (215) 563-2583

January 23, 2008

**VIA FACSIMILE (202-586-0575)**

Department of Energy, Abel Lopez  
Director, FOIA/PA Division, ME-73  
1000 Independence Avenue, S.W.  
Washington, D.C. 20585

**RE: FOIA REQUEST**  
Beryllium Litigation  
Our File No.: 446,136

JAN 30 2008 01  
COMMERCIAL SEARCH, REVIEW & REPRODUCTION

Dear Mr. Lopez:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, we request a copy of any and all records, including but not limited to the entire Department of Energy file relating to the following matter: The U.S. Government owned and maintained a strategic beryllium ore stockpile on an open air pad at the facility located at 150 Tuckerton Road, Reading, PA 19605 as part of its defense initiative. The stockpile was removed in September 1988. We believe that the Atomic Energy Commission (AEC) would have cognizance over the records pertaining to this request. However, when the AEC was split several years ago, some of the functions were assigned to the DOE. As such, we believe that the DOE may have possession of the records pertaining to our request.

Kindly forward a copy of the above-requested documents to my attention. As required under FOIA, we will pay all duplication fees incurred in responding to this request. We look forward to your reply within twenty (20) days of this request. If any portion of this request is denied, please provide a detailed statement of the reasons. If you have any questions, please contact Thao Pham at 215-575-4266; email: [tpham@rawle.com](mailto:tpham@rawle.com).

Very truly yours,

RAWLE & HENDERSON LLP

By:   
(James C. Stroud)

JCS/tp

2265373-1

FOIA-2008-000077

**Morris, Alexander**

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Tuesday, January 29, 2008 4:30 PM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Christopher Irwin Smith  
Organization: University of Idaho  
Address:

Life Science South, 252  
Department of Biological Sciences  
University of Idaho  
Moscow, Idaho 83844-3051

Phone: 2088854229

FAX: 2088857905

Email:

Record Description:

Full proposal and project description for ER64455: "The Response of a Seasonal Ectotherm (*Allenemobius Socius*) to Global Warming"  
This is a grant proposal submitted to Biological and Environmental Research through the climate change program.

Principal Investigator:  
Institution: CENTRAL FLORIDA, UNIVERSITY OF

See: <http://www.osti.gov/oberabstracts/searchresults.jsp?&investigator=Wade%20%20Winterhalter&searchpage=search.adv.jsp>

Preferred Form or Format: pdf file

Type of Requester (if provided):

Affiliated with an educational or noncommercial scientific institution, and this request is made for scholarly or scientific purpose and not for commercial use.

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

1. The subject of the request: Whether the subject of the requested records concerns "the operations or activities of the government."

The requested document describes a research project funded by federal dollars.

2. The informative value of the information to be disclosed: Whether the disclosure is "likely to contribute" to an understanding of government operations or activities.

Providing the requested documents will aid in drafting grant proposals to be submitted to DOE by the University of Idaho.

3. The contribution to an understanding by the general public of the subject likely to result from disclosure, taking into account your ability and intent to disseminate the information to the public in a form that can further understanding of the subject matter.

JAN 30 2008 03

SCIENTIFIC/EDUCATIONAL/NEWS MEDIA  
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FOIA-2008-000079





The document will be shared with the Office of Sponsored Research at the University of Idaho, providing a template for future research proposals.

5. The existence and magnitude of a commercial interest: Whether the requester has a commercial interest that would be furthered by the requested disclosure, and, if so

The requestor has no commercial interest that will be effected by the disclosure of the requested information.

6. The primary interest in disclosure: Whether the magnitude of the identified commercial interest of the requester is sufficiently large, in comparison with the public interest in disclosure, that disclosure is "primarily in the commercial interest of the requester."

The requested document is to be used for research and education purposes only, and will not be used for any commercial interest.

Expedited Processing:

Specific Justification for Expedited Processing:

**Morris, Alexander**

---

**From:** FOIA-Central@hq.doe.gov  
**Sent:** Wednesday, January 30, 2008 10:35 AM  
**To:** FOIA-Central  
**Subject:** DOE Headquarters FOIA Request

Name: Adam Allard

Organization:

Address:

Phone:

FAX:

Email:

Record Description:

Please provide all documentation related to a [redacted] submitted a device for evaluation and testing to the OERI entitled 'Improved Rotating Drum Type Friction Heater' on February 27, 1978.

Mr. George P. Lewett acknowledged receipt of the device and stated the testing process had commenced.

I am requesting all documentation on the device that was received as well as all testing documentation and any other documents related to this Mr. Frenette's device.

Preferred Form or Format: any

Type of Requester (if provided):

An individual seeking information for personal use and not for commercial use.

Fees and Fee Waivers:

I agree to pay all applicable fees.

Expedited Processing:

Specific Justification for Expedited Processing:

JAN 30 2008 04

"OTHER" - 2 HOURS SEARCH / FREE 100 FREE PAGES

FOIA - 2008-000080

Handwritten signature



# APPALACHIAN VOICES

*Bringing people together to solve Appalachia's greatest environmental problems*

JAN 30 2008 95

## FREEDOM OF INFORMATION REQUEST

25 JANUARY 2008

OTHER: 2 HOURS SEARCH FREE. 100 FREE PAGES

~~Freedom of Information Act Officer~~  
U.S. Department of Energy  
1000 Independence Avenue, S.W.  
Washington, DC 20585

Freedom of Information Act Officer  
U.S. Department of the Treasury  
Washington, DC 20220

FOIA Officer  
Morgantown Energy Technology Center  
P.O. Box 880  
Morgantown, WV 26507

FOIA Officer  
Pittsburgh Energy Technology Center  
P.O. Box 10940  
Pittsburgh, PA 15236-0940

### VIA E-MAIL CERTIFIED MAIL RETURN-RECEIPT REQUESTED

Greetings:

On behalf of Appalachian Voices, I am submitting this Freedom of Information request pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552, the Department of Energy's FOIA regulations, 10 C.F.R. §§ 1004.1-1004.12, and the Department of the Treasury's FOIA regulations, 31 C.F.R. Pat 1, Subpart A, on behalf of Appalachian Voices. This request arises from the Department of Energy's (DOE) and Department of the Treasury's (DOT) allocation of tax credits pursuant to the Energy Policy Act of 2005, Pub. L. No. 109-58 §§ 101-1840, 119 Stat. 593-1143 (2005), to promote the development of so-called "clean coal" technologies.

#### I. About Appalachian Voices

Headquartered in Boone, North Carolina, Appalachian Voices is a non-profit regional organization that brings people together to solve the environmental problems having the greatest impact on the central and southern Appalachian Mountains. Our mission is to empower people to defend our region's rich natural and cultural heritage by providing them with tools and strategies for successful grassroots campaigns.

FOIA-2008-000081

16 Eagle Street, Suite 200 Asheville, North Carolina 28801  
phone: 828.505.1963 fax: 828.262.1540 scott@appvoices.org

\*licensed to practice in the States of New York and Vermont\*

Shaw

## II. Requested Documents

In accordance with FOIA, please provide copies of all documents related to the Department of Energy's compliance with the National Environmental Policy Act (NEPA), 42 U.S.C. §§ 4321-4370d and the Endangered Species Act, 16 U.S.C. §§ 1531-1544. In the context of approving 1 billion dollars in tax credits for all nine facilities identified in the attached DOE Fact Sheet: Clean Coal Technology Ushers in New Era in Energy. Also, please furnish each document related to, and including, each of the nine facility's application for the tax credits. In addition, please provide any documents relating to the allocation of the remaining tax credit totaling some 650 million dollars.

## III. Document Defined

For purposes of this request the word "document" is defined as: whether singular or plural, *document* includes and means, without limitation, any written, recorded or graphic matter, however produced and reproduced, including, but not limited to, all letters, telegrams, correspondence, reports, memoranda, contracts, contract modifications, photographs, recordings, memorial of telephone conversations or meetings or conferences, interoffice or intra office communications, work papers, handwritten notes, minutes, handwritten drafts, press releases, statements, transcripts, facsimile transmission, field records, reports, endorsements, drawings, sketches, diagrams or other writings of any nature whatsoever (whether digital, written, handwritten, typed, xeroxed, photostated, printed, duplicated, reproduced, recorded, or drafted, however produced or reproduced, including, without limitation, any correspondence, communication, discussion, conclusion, report, recordation or notation) arising out of or concerning the subject matter addressed.

## IV. Request for Fee Waiver

Appalachian Voices further asks that any fees associated with this request be waived because disclosure of the records serves the public interest and is "likely to contribute significantly to public understanding of the operations or activities of government and is not primarily in the commercial interest of the requester." 5 U.S.C. § 552(a)(4)(A)(iii).

### A. Released information concerns the operations or activities of the government

For decades, the public has unambiguously expressed concerns about the social and environmental impacts associated with the lifecycle of coal-based electricity generation. From cradle to grave, coal-based electricity has catastrophic effects on the people, communities and environments where coal is mined, processed, transported, incinerated and disposed of as air pollution and toxic, radioactive post-combustion waste. Accordingly, the requested information will allow Appalachian Voices to determine whether, prior to approving the tax credits underpinning this request, DOE and DOT adequately considered, *inter alia*, the impacts associated with: (1) deforestation associated with surface mining; (2) problems with underground mining; (3) endangered, threatened and rare species; (4) blasting (including destruction of aquifers, and drinking water contamination); (5) valley fills; (6) toxic sludge and air pollution created during coal processing; (7) breaches of sludge dams; (8) injection of slurry/sludge into abandoned mines; (9) subsidence above underground mines; (10) transportation of coal by rail, truck and barge; (11) carbon dioxide and other greenhouse gases produced during coal mining, and transport; (12) acid mine drainage; (13) sedimentation in streams, lakes and rivers; (14) landslides; (15) water use and pollution during processing; (16) socio-economic

impacts of mining, combusting and disposing; (17) air pollution from combustion (including, all criteria pollutants, greenhouse gases and toxic & hazardous air pollutants); (18) post combustion waste storage, handling and disposal; (19) water pollution created during and after combustion; (20) the proposed IGCC facilities as currently designed without sequestration (including the additional pollution they will cause and the costs of retrofitting); and (21) issues of environmental justice. These impacts must be considered by DOE and DOT under the National Environmental Policy Act and the Endangered Species Act.

#### **B. Disclosure of the requested documents serves the public interest**

The requested documents serve the public interest because the information contained therein forms the factual basis from which the public—concerned about eliminating or reducing the social and environmental impacts of coal-based electricity—can determine the degree to which the DOE and DOT have complied with the National Environmental Policy Act, the Administrative Procedure Act and the Endangered Species Act.

#### **C. Disclosure will contribute to the public's understanding of how DOE and DOT perform their governmental functions**

Disclosure of the requested records, and subsequent dissemination of them to the public-at-large by Appalachian Voices, will contribute to the public's understanding of how DOE and DOT perform their governmental functions. The public's enhanced understanding of how DOE and DOT operate and function is distinct and separate from that of Appalachian Voices or a narrower segment of interested persons.

As noted earlier, Appalachian Voices' empowers people to defend our region's rich natural and cultural heritage by providing them with credible resources and strategies for successful grassroots campaigns. A key component in fulfilling this mission is to obtain, analyze and disseminate information, such as that requested herein, to our 1,000+ members, the public, affiliated organizations, political leaders, the news media and others. For instance, our work involves partnerships with a variety of local, regional and national organizations including, *inter alia*: Ohio Valley Environmental Coalition; Coal River Mountain Watch; Natural Resources Defense Council; The Sierra Club; Southern Environmental Law Center; Kentuckians for the Commonwealth; and Southern Appalachian Mountain Stewards. These organizations, as well as Appalachian Voices, regularly publish newsletters, newspapers and magazines in pursuit of their missions.

Congress has recognized the important institutional services watchdog groups, such as Appalachian Voices, provide. Accordingly, Congress expanded FOIA's fee waiver provision specifically to facilitate access to agency records by citizen watchdog organizations that utilize FOIA to monitor and mount challenges to governmental activities. See *Better Gov't Ass'n v. Department of State*, 780 F.2d 86, 88-89 (D.C. Cir. 1986)(fee waiver intended to benefit public interest watchdogs). Fee waivers are essential to such groups because they:

rely heavily and frequently on FOIA and its fee waiver provision to conduct the investigations that are essential to the performance of certain of their primary institutional activities - publicizing governmental choices and highlighting possible abuses that otherwise might go undisputed and thus unchallenged. These investigations are the necessary prerequisites to the fundamental publicizing and

mobilizing functions of these organizations. Access to information through FOIA is vital to their organizational missions. ...

The waiver provision was added to FOIA “in an attempt to prevent government agencies from using high fees to discourage certain types of requesters and requests,” in a clear reference to requests from journalists, scholars and, most importantly for our purposes, nonprofit public interest groups.

*Better Gov't Ass'n*, 780 F.2d at 93-94. Congress was particularly concerned that agencies were using search and copying costs to prevent critical monitoring of their activities.

Experience suggests that agencies are most resistant to granting fee waivers when they suspect that the information sought may cast them in a less than flattering light or may lead to proposals to reform their practices. Yet, that is precisely the type of information that FOIA is designed to disclose, and agencies should not be allowed to use fees as an offensive weapon against access to Government information. *See*, 132 Cong. Rec. S14298 (Statement of Senator Leahy).

#### **D. The public benefit of releasing these documents is significant**

Information that could “support oversight of [an agency’s] operations” is precisely the type of information that Congress considered to have a “high potential for contribution to public understanding.” *McClellan Ecological Seepage Situation v. Carlucci*, 835 F.2d 1282, 1286 (9th Cir. 1987). Watchdog public advocacy groups—organizations like Appalachian Voices which actively monitor and challenge agency actions and policies—help provide this oversight function in our system of government: A requester is likely to contribute significantly to public understanding if the information disclosed is new; supports public oversight of agency operations; or otherwise confirms or clarifies data on past or present operations of the government. *See*, 132 Cong. Rec. H9464 (Representatives English and Kindness); *see also*, *Better Government Association*, 780 F.2d at 94 (arriving at a similar conclusion). Appalachian Voices’ request serves this purpose because the requested information will offer important insight into the actions and decision-making process of DOE and DOT—especially regarding the agencies’ compliance and implementation of NEPA and the ESA.

NEPA “ensures that federal agencies are informed of environmental consequences before making decisions and that the information is available to the public.” *Citizens for Better Forestry*, 341 F.3d at 970-71, quoting *Okanogan Highlands Alliance v. Williams*, 235 F.3d 468, 473 (9th Cir. 2000). The public is both an important source of information and a participant in the planning process, therefore, the public must be fully involved *before* decisions are made. *See* 40 C.F.R. § 1501.4. Without the requested information, the public cannot be meaningfully engaged in the NEPA process. Thus, this FOIA request is likely to contribute significantly to public understanding. *Friends of the Coast Fork v. U.S. Dept. of the Interior*, 110 F.3d 53, 55 (9th Cir. 1997); *Carney v. U.S. Dept of Justice*, 19 F.3d 807, 814 (2nd Cir. 1994); *Etlinger v. FBI*, 596 F. Supp. at 876.

Similarly, the ESA requires DOE and DOT to make informed decisions about the consequences of their actions on threatened and endangered species and critical habitat by consulting with the U.S. Fish and Wildlife Service before commencing proposed activities, *see*, 16 U.S.C. § 1536, in order to conserve species that “are of esthetic, ecological, educational, historical, recreational, and scientific value to the Nation *and its people*.” 16 U.S.C. § 1531(a)(3) (emphasis added). Without the requested information, the public cannot be assured that DOE and DOT have fulfilled their mandate to

"conserve endangered species and threatened species [by] utiliz[ing] their authorities in furtherance of the purposes of this chapter." 16 U.S.C. 1531(c).

**E. Appalachian Voices has *no* commercial interest in the requested information**

This request is not primarily in the commercial interest of Appalachian Voices because we have NO commercial interest whatsoever in these materials. Appalachian Voices' is a non-profit organization that empowers people to defend our region's rich natural and cultural heritage by providing them with credible resources and strategies for successful grassroots campaigns. As part of our mission, we will share information gathered as a result of this request locally, regionally and nationally with our members, the public, political leaders, news media and affiliated organizations via newsletter, newspapers, on-line resources and special notices to concerned groups and individuals. Throughout our history, Appalachian Voices has gathered and disseminated information regarding the impacts associated with the lifecycle of coal-based electricity to our members and the public via our newspaper, *The Appalachian Voice* and the media. We also serve as a clearinghouse of such information.

**In sum, application of the statute to this request compels the conclusion that a fee waiver is appropriate.**

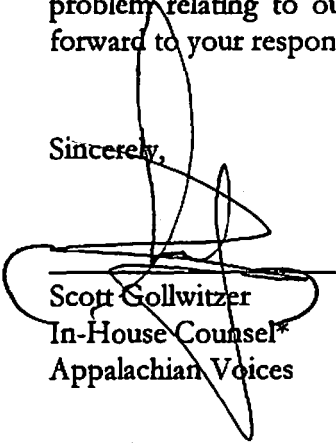
**CONCLUSION**

If you determine that portions of any documents covered by this request are exempt from disclosure, please separate the exempt portions from the nonexempt portions and provide us with copies of the nonexempt portions. For any records that you determine to be exempt from release, please provide us with a specific description of the record or portion of the record along with a particularized description of the legal basis for withholding it as is required. *See Vaughn v. Rosen*, 484 F.2d 820, 827(D.C. Cir. 1973).

If any of the requested documents are available electronically, please send them on a CD. We very much prefer electronic to paper copies. If it is not possible to provide electronic versions, please send paper copies to Appalachian Voices at the address listed on this request.

If you anticipate any delay for valid legal reasons in processing this request or if you foresee any problem relating to our request for a fee waiver, please notify me as soon as possible. I look forward to your response.

Sincerely,



Scott Gollwitzer  
In-House Counsel\*  
Appalachian Voices

\*Licensed to practice law in the state of Vermont and New York



## Fact Sheet: Clean Coal Technology Ushers In New Era in Energy

*"Coal is by far the most abundant and affordable energy resource...so we're developing clean coal technology."*

-President Bush, May 24, 2006

**Today, Energy Secretary Samuel Bodman and Secretary of the Treasury Secretary Henry Paulson announced that \$1 billion in tax credits are being allocated to support the construction of nine clean coal and advanced gasification projects.**

The Bush Administration's award of these tax credits is only one part of a comprehensive strategy to further promote the development, demonstration and deployment of emissions-free energy for the nation and, eventually, the world. Once we are successful in developing and commercializing these and other clean coal technologies, we will be able to slow, stabilize, and eventually reverse atmospheric trends caused by greenhouse gas emissions.

Section 1307 of the Energy Policy Act of 2005 (EPAAct) authorized \$1.65 billion in tax credits for clean coal projects:

- \$800 million of credits to support Integrated Gasification Combined Cycle (IGCC) projects for electricity generation. The credits in this category were to be allocated in relatively equal amounts among IGCC projects that use bituminous coal, sub-bituminous coal, and lignite;
- \$500 million to support advanced coal electricity generation projects that utilize innovative technologies other than IGCC; and
- \$350 million to gasification projects that support activities other than electricity generation such as the production of gases used in chemical production.

The advanced coal technologies being supported by these awards currently face cost, integration and reliability hurdles that must be overcome if they are to be widely deployed. DOE believes deployment incentives, such as tax credits, will accelerate the widespread use of these technologies and assist in driving down their overall cost.

\$1 billion in tax credits will be awarded today; the remaining \$650 million will be available in 2007.

### **Nine Planned Clean Coal Facilities Will Be Awarded \$1 Billion In Tax Credits.**

\*The names of the tax credit recipients are considered confidential taxpayer information. The following recipients chose to publicly acknowledge their award. Two recipients in the Gasification category chose not to have their awards announced.\*

Technology	Recipient	Location	Output	Tax Credit
IGCC Bituminous	Duke Energy – Edwardsport IGCC Project	Edwardsport, IN	795 MW	\$133.5 million
IGCC Bituminous	Tampa Electric	Polk County, FL	789 MW	\$133.5 million
IGCC Lignite	Mississippi Power Company	Kemper County, MS	700 MW	\$133 million
Advanced Coal	Duke Energy Cliffside Modernization Projects	Cleveland and Rutherford Counties, NC	1600 MW	\$125 million

-MORE-



Technology	Region	Location	Output	Cost/Credit
Advanced Coal	DOE/US/Kentucky Bridgmont-Covard Louisville-Carand Electric	Bedford KY	1744 MW	\$125 million
Gasification	Carbon Hydrogen Power LLC/Carson Evergreen Power Project	Carson CA	Hydrogen and 390 MW of electricity	N/A
Gasification	Dynegy/Alstom Lignite Gasification and Rurellin Project	Louisville TX	synthetic gas for chemical feedstock	N/A

**We Must Maximize The Benefits Of Our Domestic Coal Resources.**

**Coal Is, and Will Continue To Be, One of Our Nation's Most Secure Energy Resources.**

Today, 50 percent of the electricity generated in the U.S. comes from coal. Total electricity demand is expected to grow by 39 percent by 2030, at which time, coal will account for 57 percent of our electricity generation. Coal is expected to remain the lowest-cost source of electricity for the foreseeable future.

The United States has more than 27 percent of the world's coal reserves, 267 billion tons according to DOE's Energy Information Administration. Last year we used a little more than 1 billion tons to generate electricity. Without it we would have had to import the energy equivalent of an additional 10 million barrels of oil a day or an additional 22 trillion cubic feet of natural gas to meet the same energy needs.

**The Bush Administration is Supporting Clean Coal Technologies Every Step of the Way, Making it Possible for Americans To Use Our Domestic Coal Resources In An Environmentally Sensitive Manner.** Since President Bush took office in 2001, we have spent or requested about \$2.2 billion to fund clean coal projects from the research and development phase to demonstration to wide-scale commercialization.

**Research and Development:**

- The Coal Research Initiative supports research at DOE's National Energy Technology Laboratory that is helping to develop innovative pollution controls, gasification technologies, advanced combustion systems, turbines and carbon capture and storage technologies.

**Demonstration:**

- The Clean Coal Power Initiative creates industry/government partnerships to support the development of promising new advanced Clean Coal Technologies on a demonstration scale.
- DOE's Carbon Sequestration Program is investing \$450 million over the next 10 years in 7 Regional Partnerships throughout the U.S. to validate the fact that the capture, transportation, injection, and long term storage of carbon dioxide (CO<sub>2</sub>) can be done safely, permanently, and economically.

**Commercialization:**

- Today's tax credit awards promote the wide-scale commercialization of technologies that have been successfully demonstrated, but need support to be cost competitive with currently available technologies.

Each of these programs are contributing to our efforts to develop, demonstrate and deploy FutureGen, the first ever zero-emissions coal fired electric generation plant.

**Our Clean Coal Goal Is To Build on Progress That Has Already Been Made and Achieve Greater Efficiency, More Competitive Costs And Lower Emissions.**

- The efficiency of coal-based electricity generation plants has increased from about 5 percent in 1900 to around 35 percent today, meaning that we've increased the amount of energy we extract from coal by 700%.