

The following **Annual Freedom of Information Act (FOIA)** report covers the Period  
10/01/2022 through 09/30/2023 as required by 5 U.S.C. 552.

**I. BASIC INFORMATION REGARDING REPORT**

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

Mr. David Brown, Director  
Office of Administration, MA-40  
U.S. Department of Energy  
1000 Independence Avenue, SW  
Washington, DC 20585  
(202) 586-5710

Mr. Alexander Morris, FOIA Officer  
FOIA Office, MA-46  
Office of Public Information  
U.S. Department of Energy  
1000 Independence Avenue, SW  
Washington, DC 20585  
(202) 586-3159

2. *Provide an electronic link for access to the Report on the agency Web site.*

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

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

A paper copy of the report can be obtained at the Headquarters FOIA Public Reading Room located in the Forrestal Building, 1000 Independence Avenue, SW, room 1G-051, Washington, DC 20585, or by submitting a request to the FOIA Office. The hours of the Reading Room at Headquarters are from 9:00 a.m. to 4:00 p.m. weekdays, except federal holidays.

## **II. MAKING A FOIA REQUEST**

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

For the names, addresses and telephone numbers, visit our website at <https://www.energy.gov/management/office-management/operational-management/freedom-information-act/foia-contacts>.

2. *Provide a brief description of why some requests are not granted and an overview of certain general categories of the agency's records to which the FOIA exemptions apply.*

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

## **III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS**

1. *Include the following definitions and terms used in this Report:*

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

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

- h. **Full Grant** – an agency decision to disclose all records in full in response to a FOIA request.
- i. **Full Denial** – an agency decision not to release any records in response to a FOIA request because the records are exempt in the entirety under one or more of the FOIA exemptions, or because of a procedural reason, such as when no records could be located.
- j. **Median Number** – the middle, not average, number. For example, of 3, 7, and 14, the median is 7.
- k. **Multi-Track Processing** – a system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests granted expedited processing are placed in yet another track. Requests in each track are processed on a first in/first out basis.
  - 1. **Expedited Processing** – an agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.
  - 2. **Simple Request** – a FOIA request that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
  - 3. **Complex Request** – a FOIA request that an agency using multi-track processing places in a slower track based on the high volume and/or complexity of the records requested.
- l. **Partial Grant/Partial Denial** – in response to a FOIA request, an agency decision to disclose portions of the records and to withhold other portions that are exempt under the FOIA, or to otherwise deny a portion of the request for a procedural reason.
- m. **Pending Request or Pending Administrative Appeal** – a request or administrative appeal for which an agency has not taken final action in all respects.

- n. **Perfected Request** – a request for records which reasonably describes such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.
- o. **Processed Request or Processed Administrative Appeal** – a request or administrative appeal for which an agency has taken final action in all respects.
- p. **Range in Number of Days** – the lowest and highest number of days to process requests or administrative appeals.
- q. **Time Limits** – the time period in the statute for an agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).

2. *Descriptions of the nine FOIA exemptions:*

- a. **Exemption 1:** classified national defense and foreign relations information
- b. **Exemption 2:** information that is related solely to the internal personnel rules and practices of any agency
- c. **Exemption 3:** information that is prohibited from disclosure by another federal law
- d. **Exemption 4:** trade secrets and other confidential business information
- e. **Exemption 5:** inter-agency or intra-agency communications that are protected by legal privileges
- f. **Exemption 6:** information involving matters of personal privacy
- g. **Exemption 7:** records or information compiled for law enforcement purposes, to the extent that the production of those records (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law

enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions, or (F) could reasonably be expected to endanger the life or physical safety of any individual

h. **Exemption 8:** information relating to the supervision of financial institutions

i. **Exemption 9:** geological information on wells

### 3. Agency Component Abbreviations

Component Abbreviation	Component Name
HQ	Headquarters
CH	Chicago Office
ID	Idaho Operations Office
ORO	Oak Ridge Office
OSTI	Office of Scientific and Technical Information
ROO	Richland Operations Office
SRO	Savannah River Office
NNSA	National Nuclear Security Administration
NR	Office of Naval Reactors
CBFO	Carlsbad Field Office
GFO	Golden Field Office
EMCBC	Environmental Management Consolidated Business Center

BPA	Bonneville Power Administration
SEPA	Southeastern Power Administration
SWPA	Southwestern Power Administration
WAPA	Western Area Power Administration
SPR	Strategic Petroleum Reserve
NETL	National Energy Technology Laboratory
NRLFO	Naval Reactors Laboratory Field Office

#### IV. Exemption 3 Statutes

Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
41 U.S.C § 4702 (formerly at 41 U.S.C. § 253b(m)(1))	Contractor proposals that are in the possession or control of an executive agency and that have not been set forth or incorporated by	Sinkfield v. HUD, No. 10-885, 2012 U.S. Dist. LEXIS 35233, at *13-15 (S.D. Ohio Mar. 15, 2012); Margolin v. NASA, No. 09-00421, 2011 WL 1303221, at *6 (D. Nev. Mar. 31,	BPA	1	4
			GFO	1	
			HQ	1	
			SPR	1	

	reference into contracts.	2011); Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004).			
5 U.S.C. § 13109(a)(2) (formerly at 5 U.S.C. app. 4 § 107(a)(2))	Confidential financial disclosure report pertaining to certain government employees	Meyerhoff v. EPA, 958 F.2d 1498, 1500-02 (9th Cir. 1992); Boyd v. Exec. Off. for U.S. Att'ys, 161 F. Supp. 3d 1, 7 (D.D.C. 2015); Seife v. NIH, 874 F. Supp. 2d 248, 254 (S.D.N.Y. 2012).	GFO	1	1
26 U.S.C. §§ 6103, 6105	Certain tax return information, to include Taxpayer Identification Numbers of third parties, and certain tax convention information	Nosal v. IRS, 523 F. Supp. 3d 72, 79 (D.D.C. 2021); Church of Scientology v. IRS, 484 U.S. 9, 15 (1987) (26 U.S.C. § 6103); Elec. Priv. Info. Ctr. v. IRS, 910 F.3d 1232, 1237 (D.C. Cir. 2018); Leonard v. U.S. Dep'of	HQ	13	14
			ROO	1	



		Treasury, 590 F. App'x. 141, 143-44 (3d Cir. 2014) (per curiam); Pac. Fisheries, Inc. v. IRS, 395 F. App'x. 438, 440 (9th Cir. 2010) (unpublished disposition) (26 U.S.C. §§ 6103, 6105).			
42 U.S.C. §§ 2162, 2167, 2168(a)(1)	"Restricted Data" pertaining to atomic weapons and special nuclear material and certain safeguards information for nuclear material	Meeropol v. Meese, 790 F.2d 942 (D.C. Cir. 1986).	ORO	1	20
			OSTI	1	
			SRO	1	
			NNSA	17	
16 U.S.C. § 470hh	Information pertaining to the nature and location of certain archaeological resources	Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 29-30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004); Starkey v. U.S. Dep't of the	NNSA	1	1

		Interior, 238 F. Supp. 2d 1188, 1192-94 (S.D. Cal. 2002).			
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**V.A. FOIA REQUESTS -- RECEIVED, PROCESSED AND PENDING FOIA REQUESTS**

Agency / Component	Number of Requests Pending as of Start of Fiscal Year	Number of Requests Received in Fiscal Year	Number of Requests Processed in Fiscal Year	Number of Requests Pending as of End of Fiscal Year
BPA	34	74	74	34
CBFO	6	28	17	17
CH	6	50	47	9
EMCBC	5	39	30	14
GFO	14	75	76	13
HQ	515	1126	955	686
ID	7	41	26	22
NETL	11	77	66	22
NNSA	318	268	232	354
NR	2	17	10	9
NRLFO	4	21	15	10
ORO	45	105	96	54

OSTI	23	35	21	37
ROO	1	46	38	9
SEPA	3	18	2	19
SPR	2	59	45	16
SRO	4	43	27	20
SWPA	2	18	13	7
WAPA	9	16	0	25
AGENCY OVERALL	1011	2156	1790	1377

*After reviewing their databases, the following components updated the number of requests pending as of the start of the Fiscal Year: GFO, NETL, and NNSA.*

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

Agency / Component	Number of Full Grants	Number of Partial Grants / Partial Denials	Number of Full Denials Based on Exemptions	Number of Full Denials Based on Reasons Other than Exemptions									TOTAL
				No Records	All Records Referred to Another Component or Agency	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper FOIA Request for Other Reason	Not Agency Record	Duplicate Request	Other *Explain in Chart Below	
BPA	59	4	1	0	2	3	0	1	2	0	2	0	74
CBFO	3	4	0	1	1	1	2	1	0	1	3	0	17
CH	8	2	0	13	7	1	3	2	0	7	4	0	47
EMCBC	3	13	0	5	1	3	2	0	0	1	2	0	30
GFO	6	33	10	12	0	9	3	0	1	0	2	0	76

HQ	96	168	0	448	76	137	0	12	4	9	5	0	955
ID	4	7	7	3	2	0	0	1	0	1	1	0	26
NETL	11	35	0	12	0	4	0	0	1	0	3	0	66
NNSA	63	50	8	52	6	19	3	5	17	5	4	0	232
NR	1	0	0	5	0	1	0	2	1	0	0	0	10
NRLFO	2	2	3	3	0	2	0	2	1	0	0	0	15
ORO	39	15	1	14	0	1	0	6	7	9	4	0	96
OSTI	10	0	1	8	0	0	0	1	0	0	1	0	21
ROO	9	15	0	4	0	7	0	0	1	0	2	0	38
SEPA	2	0	0	0	0	0	0	0	0	0	0	0	2
SPR	25	10	0	7	0	0	0	1	0	0	2	0	45
SRO	5	6	1	7	2	2	0	0	2	1	1	0	27
SWPA	3	0	0	3	0	1	2	0	0	0	4	0	13
WAPA	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	349	364	32	597	97	191	15	34	37	34	40	0	1790

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

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



ROO	0	0	1	1	0	14	0	0	0	0	0	0	0	0
SEPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SPR	0	0	1	9	0	0	0	0	0	0	0	0	0	1
SRO	0	0	1	2	1	4	0	0	0	0	0	0	0	0
SWPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
WAPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	0	2	40	143	95	289	4	0	44	2	37	28	0	2

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

Agency / Component	Number of Appeals Pending as of Start of Fiscal Year	Number of Appeals Received in Fiscal Year	Number of Appeals Processed in Fiscal Year	Number of Appeals Pending as of End of Fiscal Year
HQ	13	27	28	12
AGENCY OVERALL	13	27	28	12





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

Agency / Component	No Records	Records Referred at Initial Request Level	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Appeal Based Solely on Denial of Request for Expedited Processing	Other *Explain in chart below
HQ	10	0	0	3	0	0	1	0	0	2	0
AGENCY OVERALL	10	0	0	3	0	0	1	0	0	2	0

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

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

HQ	N/A	0	0
AGENCY OVERALL			0

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

Agency / Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
HQ	12	13	1	58
AGENCY OVERALL	12	13	1	58

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

Agency / Component		10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
HQ	Date of Appeal	2019-09-26	2019-08-08	2018-11-20	2016-06-21	2015-04-20	2014-12-08	2013-11-15	2013-10-16	2013-10-10	2012-07-03

	Number of Days Pending	994	1028	1205	1806	2100	2191	2453	2474	2477	2795
AGENCY OVERALL	Date of Appeal	2019-09-26	2019-08-08	2018-11-20	2016-06-21	2015-04-20	2014-12-08	2013-11-15	2013-10-16	2013-10-10	2012-07-03
	Number of Days Pending	994	1028	1205	1806	2100	2191	2453	2474	2477	2795

**VII.A. FOIA REQUESTS -- RESPONSE TIME FOR ALL PROCESSED PERFECTED REQUESTS**

Agency / Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
BPA	10	10.67	<1	24	94	161.26	2	643	12	12	12	12
CBFO	9	30.09	<1	130	26	45.4	<1	102	N/A	N/A	N/A	N/A
CH	6	5.92	<1	15	20	17.86	<1	33	N/A	N/A	N/A	N/A
EMCBC	10	52.33	<1	182	48.5	83.56	<1	509	N/A	N/A	N/A	N/A
GFO	17	38.16	<1	461	10	64.19	<1	709	75.5	75.5	6	145
HQ	16	31.81	<1	729	119	227.46	<1	1498	693	693	693	693
ID	40	46.05	11	135	13	32.33	12	72	N/A	N/A	N/A	N/A

NETL	20	39.35	<1	220	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NNSA	N/A	N/A	N/A	N/A	113	229.34	<1	1798	813	813	813	813
NR	16	37.43	<1	109	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NRLFO	16.5	72.08	1	562	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ORO	38.5	107.2	1	1133	986	986	986	986	N/A	N/A	N/A	N/A
OSTI	52	98.05	<1	664	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ROO	8.5	9.07	<1	28	13	25.57	1	91	N/A	N/A	N/A	N/A
SEPA	21.5	21.5	18	25	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SPR	17	20.02	<1	69	N/A	N/A	N/A	N/A	5	5	5	5
SRO	28	49.92	7	205	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SWPA	25	24	3	81	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
WAPA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
AGENCY OVERALL	16	40.03	<1	1133	99	207.51	<1	1798	78.50	279	5	813

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

Agency / Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days

BPA	10	10.86	1	24	94	160.15	2	643	12	12	12	12
CBFO	90	93.67	61	130	52.5	56.75	20	102	N/A	N/A	N/A	N/A
CH	7	6.83	2	12	26.5	21.5	<1	33	N/A	N/A	N/A	N/A
EMCBC	107.5	97	10	163	82.5	122	2	509	N/A	N/A	N/A	N/A
GFO	30	49.69	1	461	25	31.11	<1	109	145	145	145	145
HQ	33	56.88	3	261	146.5	273.41	12	1498	N/A	N/A	N/A	N/A
ID	46	49.11	19	90	12.5	12.5	12	13	N/A	N/A	N/A	N/A
NETL	30	46.11	<1	220	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NNSA	N/A	N/A	N/A	N/A	133.5	256.5	<1	1714	813	813	813	813
NR	38	38	38	38	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NRLFO	10.5	9.75	3	15	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ORO	45	108.19	2	1133	986	986	986	986	N/A	N/A	N/A	N/A
OSTI	39.5	107.5	<1	664	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ROO	12	11.89	<1	28	13	28.2	6	91	N/A	N/A	N/A	N/A
SEPA	21.5	21.5	18	25	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SPR	18	21.71	<1	69	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SRO	33	46.45	7	107	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SWPA	5	14	3	34	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
WAPA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
AGENCY OVERALL	28.50	53.63	<1	1133	117	235.64	<1	1714	145	323.33	12	813









CH	0	0	0	0	0	0	0	0	0	0	0	0	0	0
EMCBC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
GFO	1	0	0	0	0	0	0	1	0	0	0	0	0	2
HQ	0	0	0	0	0	0	0	0	0	0	0	0	1	1
ID	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NETL	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NNSA	0	0	0	0	0	0	0	0	0	0	0	0	1	1
NR	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NRLFO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ORO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OSTI	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ROO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SEPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SPR	1	0	0	0	0	0	0	0	0	0	0	0	0	1
SRO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SWPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
WAPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	3	0	0	0	0	0	0	1	0	0	0	0	2	6

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

Agency / Component	SIMPLE			COMPLEX			EXPEDITED PROCESSING		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
BPA	4	1.5	1	30	116	175	0	N/A	N/A
CBFO	15	18	48	2	330	330	0	N/A	N/A
CH	1	<1	<1	0	N/A	N/A	0	N/A	N/A
EMCBC	11	10	41	3	61	64	0	N/A	N/A
GFO	12	10	101	0	N/A	N/A	0	N/A	N/A
HQ	134	76.5	109	439	311	429	1	331	331
ID	22	23	93	0	N/A	N/A	0	N/A	N/A
NETL	21	18	22	0	N/A	N/A	0	N/A	N/A
NNSA	1	47	47	343	334	482	0	N/A	N/A
NR	9	10	7	0	N/A	N/A	0	N/A	N/A
NRLFO	10	10	7	0	N/A	N/A	0	N/A	N/A
ORO	53	114	237	1	1578	1578	0	N/A	N/A
OSTI	35	252	416	1	622	622	0	N/A	N/A
ROO	1	6	6	0	N/A	N/A	0	N/A	N/A
SEPA	18	16	79	0	N/A	N/A	1	190	190

SPR	15	10	40	0	N/A	N/A	0	N/A	N/A
SRO	18	10	19	0	N/A	N/A	0	N/A	N/A
SWPA	7	10	7	0	N/A	N/A	0	N/A	N/A
WAPA	24	128	191	1	978	978	0	N/A	N/A
AGENCY OVERALL	411	46	125.25	820	294	431.69	2	260.50	260.50

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

Agency / Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
BPA	Date of Receipt	2023- 01-31	2022- 11-04	2022- 08-26	2022- 07-25	2022- 07-14	2022- 05-13	2022- 05-13	2021- 10-07	2021- 03-16	2019- 11-18
	Number of Days Pending	168	225	273	297	304	346	346	496	640	971
CBFO	Date of Receipt	2023- 09-05	2023- 08-07	2023- 08-03	2023- 07-12	2023- 06-20	2023- 05-09	2023- 03-10	2022- 11-15	2022- 07-05	2022- 05-10
	Number of Days Pending	18	35	40	56	71	99	141	219	311	349
CH	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2023- 09-12

	Number of Days Pending	0	0	0	0	0	0	0	0	0	14
EMCBC	Date of Receipt	2023-09-15	2023-09-15	2023-09-15	2023-09-07	2023-08-23	2023-07-27	2023-07-05	2023-04-25	2023-04-20	2022-11-02
	Number of Days Pending	10	10	10	16	26	45	61	107	112	227
GFO	Date of Receipt	2023-09-26	2023-09-25	2023-09-18	2023-09-15	2023-09-15	2023-09-15	2023-09-15	2023-06-21	2023-06-08	2019-09-19
	Number of Days Pending	3	4	9	10	10	10	10	70	78	1011
HQ	Date of Receipt	2017-10-16	2017-10-04	2017-09-01	2017-08-01	2016-10-12	2016-09-21	2016-02-23	2015-09-23	2014-03-13	2013-05-21
	Number of Days Pending	1495	1502	1524	1547	1748	1762	1910	2012	2276	2600
ID	Date of Receipt	2023-07-13	2023-06-07	2023-05-24	2023-02-23	2022-12-28	2022-11-25	2022-11-13	2022-09-30	2022-05-11	2022-05-11
	Number of Days Pending	55	79	88	152	190	212	220	249	348	348
NETL	Date of Receipt	2023-09-05	2023-08-28	2023-08-28	2023-08-25	2023-08-18	2023-07-20	2023-07-20	2023-07-20	2023-07-20	2023-07-13
	Number of Days Pending	18	23	23	24	29	50	50	50	50	55



	Number of Days Pending	0	0	0	0	0	0	0	0	0	6
SEPA	Date of Receipt	2023-08-29	2023-07-24	2023-07-13	2023-06-01	2023-05-30	2023-02-16	2022-12-28	2022-09-22	2022-06-29	2022-03-07
	Number of Days Pending	22	48	55	82	85	156	190	255	314	395
SPR	Date of Receipt	2023-09-15	2023-09-15	2023-09-15	2023-09-13	2023-08-30	2023-08-15	2023-07-20	2023-05-15	2023-04-14	2022-11-17
	Number of Days Pending	10	10	10	12	21	32	50	95	116	217
SRO	Date of Receipt	2023-09-15	2023-09-15	2023-09-15	2023-09-15	2023-09-07	2023-09-07	2023-09-07	2023-08-23	2023-07-06	2023-03-23
	Number of Days Pending	10	10	10	10	16	16	16	26	60	132
SWPA	Date of Receipt	N/A	N/A	N/A	2023-09-28	2023-09-28	2023-09-18	2023-09-15	2023-09-15	2023-09-15	2023-09-15
	Number of Days Pending	0	0	0	1	1	9	10	10	10	10
WAPA	Date of Receipt	2022-11-07	2022-09-22	2022-09-06	2022-06-29	2022-04-20	2022-01-04	2021-08-02	2021-07-15	2020-05-14	2019-11-06
	Number of Days Pending	224	255	267	314	363	437	543	555	848	978

AGENCY OVERALL	Date of Receipt	2017-01-11	2016-12-19	2016-12-19	2016-10-12	2016-09-21	2016-06-14	2016-02-23	2015-09-23	2014-03-13	2013-05-21
	Number of Days Pending	1687	1702	1702	1748	1762	1831	1910	2012	2276	2600

**VIII.A. REQUESTS FOR EXPEDITED PROCESSING**

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
BPA	1	1	14	14	1
CBFO	0	1	1	1	1
CH	0	1	1	1	1
EMCBC	0	1	1	1	1
GFO	2	4	<1	0.33	6
HQ	0	77	5	13.88	64
ID	0	0	N/A	N/A	0

NETL	0	0	N/A	N/A	0
NNSA	0	9	8	8.78	7
NR	0	0	N/A	N/A	0
NRLFO	1	0	18	18	0
ORO	0	0	N/A	N/A	0
OSTI	0	0	N/A	N/A	0
ROO	0	1	7	7	1
SEPA	0	0	N/A	N/A	0
SPR	2	0	11	11	1
SRO	0	0	N/A	N/A	0
SWPA	0	0	N/A	N/A	0
WAPA	0	0	N/A	N/A	0
AGENCY OVERALL	6	95	5	12.16	83

**VIII.B. Requests for Fee Waiver**

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
BPA	22	1	19	56.39



CBFO	2	1	1	3
CH	0	0	N/A	N/A
EMCBC	2	4	3.5	26.33
GFO	17	2	<1	0.63
HQ	151	44	2	9.43
ID	0	0	N/A	N/A
NETL	1	0	35	35
NNSA	3	0	75	187
NR	2	0	8.5	8.5
NRLFO	3	0	10	9
ORO	1	0	8	8
OSTI	0	0	N/A	N/A
ROO	1	0	5	5
SEPA	0	0	N/A	N/A
SPR	6	0	24	24.17
SRO	0	0	N/A	N/A
SWPA	2	0	11.5	11.5
WAPA	0	0	N/A	N/A
AGENCY OVERALL	213	52	3	15.61

**IX. FOIA Personnel and Costs**

Agency / Component	PERSONNEL			COSTS		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff"	Processing Costs	Litigation-Related Costs	Total Costs
BPA	4	1.59	5.59	575267.33	17505.34	592772.67
CBFO	0	0.20	0.20	12420.50	0.00	12420.50
CH	0	1.05	1.05	141414.55	0.00	141414.55
EMCBC	3	2.00	5.00	387955.00	0.00	387955.00
GFO	1	0.30	1.30	102450.00	0.00	102450.00
HQ	26	18.20	44.20	4899630.49	588057.00	5487687.49
ID	0	0.50	0.50	44000.00	0.00	44000.00
NETL	1	1.00	2.00	105250.00	0.00	105250.00
NNSA	4	3.00	7.00	900000.00	61000.00	961000.00
NR	0	0.05	0.05	7400.00	0.00	7400.00
NRLFO	0	0.15	0.15	11200.00	0.00	11200.00
ORO	3	0.00	3.00	197078.00	0.00	197078.00

OSTI	0	0.70	0.70	86861.95	0.00	86861.95
ROO	1	1.60	2.60	284733.00	0.00	284733.00
SEPA	0	0.10	0.10	11200.50	0.00	11200.50
SPR	0	0.30	0.30	33030.00	0.00	33030.00
SRO	0	0.40	0.40	39535.60	0.00	39535.60
SWPA	0	0.25	0.25	23447.30	0.00	23447.30
WAPA	0	0.10	0.10	12000.00	0.00	12000.00
AGENCY OVERALL	43	31.49	74.49	7874874.22	666562.34	8541436.56

**X. Fees Collected for Processing Requests**

Agency / Component	Total Amount of Fees Collected	Percentage of Total Costs
BPA	0.00	0.0000
CBFO	0.00	0.0000
CH	3065.70	2.1700
EMCBC	0.00	0.0000

GFO	0.00	0.0000
HQ	2328.96	0.0500
ID	0.00	0.0000
NETL	0.00	0.0000
NNSA	0.00	0.0000
NR	0.00	0.0000
NRLFO	0.00	0.0000
ORO	0.00	0.0000
OSTI	0.00	0.0000
ROO	59.86	0.0200
SEPA	0.00	0.0000
SPR	0.00	0.0000
SRO	0.00	0.0000
SWPA	0.00	0.0000
WAPA	0.00	0.0000
AGENCY OVERALL	5454.52	0.0700

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

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

WAPA	0
AGENCY OVERALL	0

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

Agency / Component	Number of Records Posted by the FOIA Office	Number of Records Posted by Program Offices
BPA	0	0
CBFO	0	0
CH	0	6
EMCBC	0	0
GFO	0	0
HQ	11	23
ID	0	0
NETL	1	2
NNSA	0	0
NR	0	0

NRLFO	0	0
ORO	0	0
OSTI	0	0
ROO	0	776
SEPA	0	0
SPR	0	0
SRO	0	0
SWPA	0	0
WAPA	0	0
AGENCY OVERALL	12	807

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

Agency / Component	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
BPA	0	N/A
CBFO	9	N/A

CH	0	N/A
EMCBC	6	N/A
GFO	3	N/A
HQ	432	12
ID	12	N/A
NETL	3	N/A
NNSA	319	N/A
NR	0	N/A
NRLFO	0	N/A
ORO	30	N/A
OSTI	26	N/A
ROO	0	N/A
SEPA	5	N/A
SPR	5	N/A
SRO	5	N/A
SWPA	0	N/A
WAPA	16	N/A
AGENCY OVERALL	871	12



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

Agency / Component	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>Start</u> of the Fiscal Year	Number of Consultations <u>Received</u> from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Processed</u> by the Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>End</u> of the Fiscal Year
BPA	0	0	0	0
CBFO	0	0	0	0
CH	1	8	8	1
EMCBC	0	0	0	0
GFO	0	1	1	0
HQ	125	94	97	122
ID	0	0	0	0
NETL	0	1	1	0
NNSA	51	80	81	50
NR	0	0	0	0
NRLFO	0	0	0	0
ORO	1	5	6	0







	Number of Days	0	0	0	0	0	0	0	0	0	0
WAPA	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	Date	2021-04-01	2020-10-15	2020-04-15	2020-02-05	2019-08-06	2018-09-10	2018-05-31	2018-05-07	2017-07-24	2015-09-29
	Number of Days	651	742	869	918	1042	1269	1339	1409	1553	2008

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

Agency / Component	NUMBER OF REQUESTS <u>RECEIVED</u>		NUMBER OF REQUESTS <u>PROCESSED</u>	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
BPA	61	74	55	74
CBFO	11	28	8	17
CH	48	50	47	47

EMCBC	32	39	34	30
GFO	41	75	37	76
HQ	859	1126	765	955
ID	28	41	25	26
NETL	38	77	30	66
NNSA	306	268	242	232
NR	4	17	2	10
NRLFO	13	21	11	15
ORO	145	105	134	96
OSTI	31	35	27	21
ROO	40	46	40	38
SEPA	4	18	3	2
SPR	24	59	23	45
SRO	26	43	24	27
SWPA	6	18	4	13
WAPA	5	16	0	0
AGENCY OVERALL	1722	2156	1511	1790

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

Agency / Component	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
BPA	0	0
CBFO	5	9
CH	0	0
EMCBC	4	6
GFO	8	3
HQ	397	432
ID	3	12
NETL	3	3
NNSA	283	319
NR	1	0
NRLFO	2	0
ORO	37	30
OSTI	19	26
ROO	0	0
SEPA	2	5

SPR	0	5
SRO	3	5
SWPA	0	0
WAPA	7	16
AGENCY OVERALL	774	871

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

Agency / Component	NUMBER OF APPEALS <u>RECEIVED</u>		NUMBER OF APPEALS <u>PROCESSED</u>	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
HQ	29	27	29	28
AGENCY OVERALL	29	27	29	28



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

Agency / Component	Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report
HQ	12	12
AGENCY OVERALL	12	12