



## Department of Energy

Bonneville Power Administration  
P.O. Box 3621  
Portland, Oregon 97208-3621

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

November 29, 2018

In reply refer to: FOIA #BPA-2019-00098-F

Philip Fleming

(b) (6)

Email: (b) (6)

Dear Mr. Fleming,

This communication is the Bonneville Power Administration's (BPA) final response to your request for agency records made under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA). Your records request was received on October 24, 2018 and was formally acknowledged on November 2, 2018.

### Request

"...documents related to the construction of the tower on property 54532 SR2 Sultan, WA 98294 Parcel #27103400400100....[the] construction happened after September 11, 2001, [seeking] beginning and ending construction dates as boundary fence gate and access driveway were destroyed [and] seeking permit obtained to construct the tower on a flood plain."

### Response in Part

BPA conducted a search for responsive information in the Transmission Engineering Office. Responsive information was gathered in regards to the construction dates you seek. The BPA FOIA Office released the construction dates information of September 16, 2007, thru October 15, 2007, via an email to you on November 7, 2018.

### Withdrawal in Part

Thereafter, you indicated in your November 7, 2018, reply email to the FOIA Office that you are withdrawing those portions of your request for the permit and environmental reports. This communication serves as notice that your partial request for reports and permits is now administratively closed. No further action will be taken in response to your request for the reports and the permit. As a reminder, if you do still seek those permit and environmental report records you may, of course, submit a new FOIA request for them.

### Fee

There are no FOIA fees applicable to the fulfillment of your request for BPA records.

**Certification**

Pursuant to 10 C.F.R. § 1004.7(b)(2), I am the individual responsible for the records release and determinations described above. Your FOIA request BPA-2019-00098-F is now closed, in part, with all available agency records provided, and administratively closed, in part, following your stated request for withdrawal.

**Appeal**

The adequacy of the search may be appealed within 90 calendar days from your receipt of this letter pursuant to 10 C.F.R. § 1004.8. Appeals should be addressed to:

Director, Office of Hearings and Appeals  
HG-1, L'Enfant Plaza  
U.S. Department of Energy  
1000 Independence Avenue, S.W.  
Washington, D.C. 20585-1615

The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. You may also submit your appeal by e-mail to [OHA.filings@hq.doe.gov](mailto:OHA.filings@hq.doe.gov), including the phrase "Freedom of Information Appeal" in the subject line. (The Office of Hearings and Appeals prefers to receive appeals by email.) The appeal must contain all the elements required by 10 C.F.R. § 1004.8, including a copy of the determination letter. Thereafter, judicial review will be available to you in the Federal District Court either (1) in the district where you reside, (2) where you have your principal place of business, (3) where DOE's records are situated, or (4) in the District of Columbia.

You may contact BPA's FOIA Public Liaison, Jason Taylor, at the address on this letter header for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, Maryland 20740-6001  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Phone: 202-741-5770  
Toll-free: 1-877-684-6448  
Fax: 202-741-5769

Questions about this communication may be directed to Thanh Knudson, Flux Resources, LLC, at [etknudson@bpa.gov](mailto:etknudson@bpa.gov) or 503.230.522.

Sincerely,

A handwritten signature in black ink, appearing to read "Candice D. Palen". The signature is fluid and cursive, with the first name being the most prominent.

Candice D. Palen  
Freedom of Information/Privacy Act Officer