



Department of Energy

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

FREEDOM OF INFORMATION ACT PROGRAM

May 29, 2020

In reply refer to: FOIA #BPA-2020-00800-F

Douglas J. Albright
Actuation Test Equipment Company
3393 Eddie Road
Winnebago, IL 61088
Email: DudleyDevices@Aol.com

Dear Mr. Albright,

The Bonneville Power Administration (BPA) has received your request for agency records made under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA). BPA received your records request on May 20, 2020, and has assigned your request a tracking number of BPA-2020-00800-F. Please use that tracking number in any correspondence with the agency regarding your FOIA request.

Request

“...updated numbers to compare with the numbers received in the earlier (Jan 2020) FOIA #BPA-2020-00255-F response... [including] ...new numbers resulting from the CRSO and NOAA Fisheries deliberations for comparison.”

For reference, the BPA-2020-00255-F request sought, “...information regarding the annual total generation in MWhr and dollars for all FCRPS [Federal Columbia River Power System] power plants and the amount of spilling and where it is happening that is mandated by the Court... [including] ...the overview numbers or a few pages in a brief report. [And] “...any memos or reports [that] have been circulated through BPA on the subject of the Index Test Box (ITB) or the Gate Blade Optimizer (GBO).”

Acknowledgement

BPA has reviewed your new request and determined that it fulfills all of the criteria of a proper request under the FOIA and Department of Energy (DOE) FOIA regulations at Title 10, Code of Federal Regulations, Part 1004.

Response

BPA conducted records and information searches in the agency’s Long Term Power Planning office. That office reports that no new records or data, not already provided in response to your

prior request (BPA-2020-00255-F), are currently available to provide. The requested spill information (as well as the other numerical measures) provided in response to BPA-2020-00255-F are all actual, after-the-fact, values. Long Term Power Planning personnel note that you are now requesting, “updated numbers...resulting from the Columbia River System Operation (CRSO) and National Oceanic and Atmospheric Administration (NOAA) Fisheries deliberations”. Those agency personnel report that since CRSO Environmental Information Management (EIM) results will not affect spill operations until 2022, any new spill information will not be applicable. Further, there is no complete data available for year 2020, or for the 2020 spill season (i.e., April through June). The agency has no new hydro spill operation data available to provide; and most germane to your request, with respect to the CRSO and NOAA deliberations, the agency has no new hydro spill data available to provide.

Fees

There are no fees associated with the agency’s response to your FOIA request.

Certification

Pursuant to 10 C.F.R. § 1004.7(b)(2), I am the individual responsible for the search and information release described above. Your FOIA request BPA-2020-00800-F is now closed with no agency records available to provide.

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, 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 503.230.3537, jetaylor@bpa.gov, or 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
Phone: 202-741-5770
Toll-free: 1-877-684-6448
Fax: 202-741-5769

Questions about this communication may be directed to James King, CorSource Technology Group LLC, at jjking@bpa.gov or 503.230.7621.

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