



Department of Energy

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

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

November 22, 2023

In reply refer to: FOIA #BPA-2023-01602-F

SENT VIA EMAIL ONLY TO: nicole@renewablenw.org

Nicole Hughes, Executive Director
Renewable Northwest
421 SW 6th Avenue, Suite 1400
Portland, OR 97204-1625

Dear Ms. Hughes,

This communication concerns your records request sent to the Bonneville Power Administration (BPA) and made under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA). BPA received your FOIA request on September 12, 2023. BPA formally acknowledged your records request on October 16, 2023. This communication is the agency's response to your FOIA request for records.

Request

"...a full copy of the E3 WMEG: Western Day Ahead Market Production Cost Impact Study, and any other markets studies that Bonneville Power Administration is using to analyze its potential participation or non-participation in a regional day-ahead market, and to help direct its decision towards a specific market option."

Response

Knowledgeable agency personnel in BPA's Market Initiatives office, in coordination with personnel in the agency's General Counsel office, have publicly posted agency records responsive to your FOIA request. Those publicly available and responsive records can be found at the following internet location:

<https://www.bpa.gov/learn-and-participate/projects/day-ahead-market>

The agency believes the posted records adequately and wholly respond to your FOIA request. If you disagree, and seek greater detail, BPA invites your response to this communication.

Fees

You requested a fee waiver. A fee waiver was granted; no fees are associated with processing your FOIA request.

Expedited Processing

You requested expedited processing. Expedited processing was denied, as fully described in the agency's October 16, 2023, letter to you.

Certification

Pursuant to 10 C.F.R. § 1004.7(b)(2), I am the individual responsible for the records search and release described above. Your FOIA request BPA-2023-01602-F is now closed, with the responsive agency records and information provided.

Appeal

Note that the records release certified above is final. Pursuant to 10 C.F.R. § 1004.8, you may appeal the adequacy of the records search, and the completeness of this final records release, within 90 calendar days from the date of this communication. 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.

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, FOIA Public Liaison, at jjking@bpa.gov or 503-230-7621.

Sincerely,

Rachel L. Hull
Freedom of Information/Privacy Act Officer