



Department of Energy

Official File

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

CORPORATE

April 6, 2006

In reply refer to: DK-7

Mr. Erik Anderson
1601 Fifth Ave.
Suite 2300
Seattle, WA 98101-1618

RE: FOIA Request #06-013

Dear Mr. Anderson:

This letter responds to your Freedom of Information Act request, dated January 19, 2006. In your letter, you requested copies of the following:

1. All documents relating to the purchase of the subject transformer and its two companion transformers, including but not limited to contracts, correspondence, notes, invoices, purchase orders, specifications, etc.
2. All documents relating to shipment or transportation of the subject transformer and its two companion transformers, including but not limited to correspondence, notes, transportation requirements, transportation documents, bills of lading, import documentation, insurance requirements, insurance policies, etc.
3. All documents regarding investigation of loss, including but not limited to surveys, test reports, expert reports, photographs, descriptions of damage, condition of the subject transformer, repair of salvage, claims documentation, correspondence, notes, etc.
4. All documents regarding resolution of the transaction or claim with Sumitomo and/or Fuji, including but not limited to correspondence, notes, rebates, refunds, contracts, renegotiations, amendments, correspondence, and the provision of any replacement transformers, etc.

In fulfillment of your request, enclosed are copies of BPA's solicitation and award, contract, modifications, correspondence and all other documents relating to the purchase, shipment and investigation of the transformer purchase and shipment of subject transformer with Sumitomo and/or Fuji.

BPA has withheld unit price information from the enclosed documents because BPA considers this information business sensitive. BPA has withheld this information pursuant to 5 U.S.C. § 552(b)(4) (Exemption 4 of the FOIA). This commercial information is confidential and release of this information would provide Fuji's competitors with information that otherwise is not

publicly available concerning Fuji's unit pricing. This information is commercially sensitive and if released, could cause significant competitive harm to Fuji. This information has been traditionally protected from disclosure under the FOIA by BPA.

In addition, pursuant to 5 U.S.C. § 552(b)(4) (Exemption 4 of the FOIA), BPA is withholding Dunn & Bradstreet Business Information Reports contained within the contract as these are copywrited materials.

We have provided the responsive documents in CD format. You will be billed for \$250.00, under separate cover, for the processing of your request.

No other material is responsive to this request. If you are dissatisfied with this determination, you may make an appeal within thirty (30) days of receipt of this letter to Director of Office of Hearings and Appeals, Department of Energy, 1000 Independence Avenue S.W., Washington, D.C. 20585. Both the envelope and the letter must be clearly marked "Freedom of Information Act Appeal."

Sincerely,

/s/ Debra Smiley

Debra Smiley for Christina J. Brannon
Freedom of Information Officer

Due to the size of this response, you need to call the BPA FOIA Officer to obtain a copy - 503-230-7303 or 503-230-7305.