



Department of Energy

Official File

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

CORPORATE

March 20, 2006

In reply refer to: DK-7

Public Employees for Environmental Responsibility (PEER)
Mr. Richard E. Condit
Ms. Nancy P. Ruggeri
2000 P Street NW, Suite 240
Washington D.C. 20036

RE: FOIA Request #06-018

Dear Mr. Condit and Ms. Ruggeri:

This letter responds to your Freedom of Information Act request #06-018. Enclosed is a partial release of information requested in items one, two and four of your original FOIA request.

1. For the period January 1, 2004, through the present, all documents reflecting any communications (including email) between Bonneville Power Administration (BPA) and Senator Larry Craig, or any member of his staff or person working in his office, pertaining in any manner to the Fish Passage Center or any persons working at the Center.
2. Copies of all documents that BPA relies upon to justify closing the Fish Passage Center.
4. For the period January 1, 2004, through the present, copies of all documents reflecting any type of complaint about the performance of the Fish Passage Center or the performance of any person who worked at the Center.

This partial release includes documents released by BPA in response to another FOIA request we received early this year, FOIA #06-008, from Save Our Wild Salmon. These documents are public record. We have provided them in CD format.

We are in the process of searching for remaining documents responsive to your request.

If you have any questions, please contact my associate, Debra Smiley at 503/230-3419, or mail stop DKC-7.

Sincerely,

/s/ Debra Smiley for Christina J. Brannon

Debra Smiley for Christina J. Brannon
Freedom of Information Officer

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



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

CORPORATE

May 5, 2006

In reply refer to: DK-7

Public Employees for Environmental Responsibility (PEER)
Mr. Richard E. Condit
Ms. Nancy P. Ruggeri
2000 P Street NW, Suite 240
Washington D.C. 20036

RE: FOIA Request #06-018

Dear Mr. Condit and Ms. Ruggeri:

I am writing regarding your Freedom of Information Act (FOIA) request #06-018. On March 20, 2006, we provided a partial release of information requested in items one, two, and four of your original FOIA request. Enclosed are documents representing the final release of the remaining documents responsive to your FOIA request.

Some documents (or parts of documents) are being withheld. BPA has determined that these documents should be withheld under the deliberative process and attorney-client privileges, pursuant to 5 USC § 552(b)(5) (Exemption 5) of the FOIA, and for personal privacy reasons, pursuant to 5 USC § 552(b)(6) (Exemption 6) of the FOIA. The specific documents or portions that are being withheld are described in Appendix A.

BPA asserts the deliberative process privilege under Exemption 5. The documents were prepared by employees in the Executive Branch of the Federal government or its consultants. These documents have not been released outside the Executive Branch of the Federal government. These documents do not reflect any final agency decision. The documents are deliberative because they contain recommendations or express the author's opinion on legal and policy matters. Appendix A specifically describes which documents contain information being withheld under this privilege.

BPA also asserts the attorney-client privilege under Exemption 5 for those documents that contain confidential communications between Executive Branch attorneys and their clients. These documents have not been released outside the Executive Branch of the Federal government. The attached Appendix A describes which documents contain information being withheld under this privilege.

BPA asserts the personal privacy exemption under Exemption 6 for information compiled that contains personal information, disclosure of which could reasonably be expected to constitute an unwarranted invasion of personal privacy. Appendix A specifically describes which documents contain information being withheld under this privilege.

If you are dissatisfied with this determination, you may appeal within 30 days from the date you receive this letter to the Director, Office of Hearings and Appeals, Department of Energy, 1000 Independence Avenue, SW, Washington, D.C. 20585. The appeal must be in writing and both the envelope and letter must be clearly marked "Freedom of Information Act Appeal."

If you have any questions, please contact Joel Scruggs at 503-230-5511, or mail stop DKC-7.

Sincerely,

Christina J. Brannon
Freedom of Information Officer

Enclosures:
Appendix A
CD with releasable FOIA documents
Two sets of responsive documents identified post CD production