



Department of Energy

Official File

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

CORPORATE

May 30, 2006

In reply refer to: DK-7

Richard A. Pitt
Attorney at Law
P.O. Box 667
Burlington, WA 98233

RE: FOIA Request #06-025

Dear Mr. Pitt:

Thank you for your letter dated May 17, 2006, requesting information under the Freedom of Information Act. Your request was received by our office on May 19, 2006, and has been logged in as #06-025. In your letter, you requested copies of documents relating to:

- Agreements, including all amendments with Northwest Open Access Network, relating to telecommunications. And all documents relating to any breach, non-compliance, or alleged breach or non-compliance under any of the above referenced agreements.

You also requested a waiver of fees associated with this request. Based on the information you provided, you have not adequately shown how this information would significantly contribute to public understanding of the operations and activities at BPA, therefore BPA has decided not to grant your request for a fee waiver. In lieu of the fee waiver, you stated that you are willing to pay search and copy expenses to complete your request, not to exceed \$250 and have asked to be contacted if expenses are likely to exceed that amount.

Mr. Ken Johnston, Customer Account Executive, has been designated the Authorizing Official. As permitted by statute, Mr. Johnston has 20 working days, until June 19, 2006 to respond to your request. Should you have any questions, you can reach Mr. Johnston at Mail Stop TM-OPP-2 or by calling 360-619-6006.

Sincerely,

/s/ Christina J. Brannon

Christina J. Brannon
Freedom of Information Act Officer



Department of Energy

Official File

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

CORPORATE

June 16, 2006

In reply refer to: DK-7

Richard A. Pitt
Attorney at Law
P.O. Box 667
Burlington, WA 98233

RE: FOIA Request #06-025

Dear Mr. Pitt:

I am writing regarding your Freedom of Information Act (FOIA) request #06-025. In your request letter you indicated a willingness to pay fees of up to \$250, and requested to be contacted if fees exceed this amount. Upon detailed review of your request, we have estimated that fees associated with processing your request will run approximately \$4,231.06. Most of this cost is attributed to the breadth of your request; land use agreements, construction agreements and reimbursables, and contracts all fall under the scope of your request. Each of these areas involve search and review by different subject matter experts and some contract information qualifies as proprietary information under Exemption 4, which will take additional time to review. As a commercial user, you are assessed charges to recover the full direct costs of searching for, reviewing for release, and duplicating the records sought. Any additional time required to complete your FOIA request is billed at the hourly salary rate of the searching /reviewing employee(s) plus 16 percent. In addition, requesters are charged \$.05 per page for copy expenses.

In order for BPA to consider your request perfected, we require your signed agreement to pay the estimated fee amount. Please provide your signature on the second page of this letter, indicating your agreement to pay the estimated fees and return it to us either by fax (503-230-4019) or mail. Additionally, because the estimate exceeds \$250, we are requesting advance payment or deposit. Once we receive a payment and your written agreement to the estimated fees, we will reestablish a due date for Mr. Ken Johnston to respond to your request and begin the 20-working-day period of time allowed under the FOIA for processing.

Sincerely,

/s/ Christina J. Brannon
Christina J. Brannon
Freedom of Information Act Officer



Department of Energy

Official File

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

CORPORATE

August 15, 2006

In reply refer to: DK-7

Richard A. Pitt
Attorney at Law
P.O. Box 667
Burlington, WA 98233

RE: FOIA Request #06-025

Dear Mr. Pitt:

I am writing regarding our letter to you dated June 16, 2006, in which we requested your agreement to the fee estimate we provided in order to process your Freedom of Information Act request #06-025. To date, our office has not received your written approval of the fee estimate. If we do not hear from you regarding the estimate by close of business August 31, 2006, we will consider your request withdrawn.

If you have any questions, please contact Joel Scruggs at 503-230-5511.

Sincerely,

Christina J. Brannon
Freedom of Information Act Officer