



## Department of Energy

Bonneville Power Administration  
Seattle Customer Service Center  
909 First Avenue, Suite 380  
Seattle, Washington 98104-3636

POWER BUSINESS LINE

October 31, 2001

In reply refer to: PSW/Seattle

Irion A. Sanger  
Davison Van Cleve PC  
1300 SW Fifth Avenue  
Portland, OR 97205

Dear Mr. Sanger:

This letter is in response to your Freedom of Information Act (FOIA) request (No. 02-001). Your request was made in a letter dated October 4, 2001, which was received by the Bonneville Power Administration (BPA) FOIA office on October 5, 2001. Your letter requested the following:

Copy of the Power Sales Agreement between the Bonneville Power Administration and Tacoma Power

We assume, and you may clarify, that the scope of your request is for the Subscription Power Sales Contract No. 01PB-12228. Enclosed is a copy of the document responsive to your request that I have determined is appropriate for release. Certain portions of the document contain commercial information that BPA has obtained from Tacoma Power which it considers privileged and confidential. Tacoma Power requested BPA to redact and withhold from public disclosure such information. Certain contract terms contain information that are considered by Tacoma Power to be confidential in nature, such as its forecasted load, purchase amount, and its customer specific non-federal resource operation information. Accordingly, and pursuant to 5 U.S.C. § 552(b)(4), (Exemption 4 of FOIA) BPA has redacted such information contained in the documents responsive to your request. See 10 C.F.R. 1004.10(b)(4) & 1004.11(f); National Parks & Conservation Ass'n v. Morton, 498 F.2d 765, 766 (D.C. Cir. 1974); see also Association of Public Agency Customers, Case No. VFA-0162, 25 DOE ¶ 80,200.

If you are dissatisfied with this determination, you may make an appeal within thirty (30) days of the receipt of this letter to the Director, Office of Hearings and Appeals, Department of Energy, 1000 Independence Ave., S.W., Washington, D.C. 20585. Both the envelope and letter must be clearly marked "Freedom of Information Act Appeal."

Sincerely,

A handwritten signature in black ink, appearing to read "Stuart H. Clarke, Jr.", is written over a horizontal line.

Stuart H. Clarke, Jr.  
Senior Account Executive

Enclosure