



## Department of Energy

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

PUBLIC AFFAIRS

November 30, 2010

In reply refer to: DK-7

Benjamin D. Johnson  
Bennett, Tueller, Johnson & Deere  
3165 East Millrock Drive, Suite 500  
Salt Lake City, UT 84121

**RE: BPA-2011-00300-F**

Dear Mr. Johnson:

Thank you for your request for information that you made to the Bonneville Power Administration (BPA) under the Freedom of Information Act (FOIA), 5 U.S.C. 552. Your letter was received in this office on Monday, November 22, 2010, and has been assigned a control number, BPA-2011-00300-F. Please use this number in any correspondence with the Agency about your request.

Black Pine Direction, Inc., by and through its attorney Benjamin D. Johnson, and pursuant to the Freedom of Information Act, requests the following un-redacted documents concerning the Augspurgen Mountain Radio Station Fiber Upgrade Contract, Contract No. 00048810:

1. All job site meeting minutes;
2. All job site inspection reports;
3. All payment and performance bonds posted by Intelpoint, LLC and/or Robinson Brothers Construction, Inc.,;
4. All contracts between BPA and Intelpoint, LLC and/or Robinson Brothers Construction, Inc.,
5. All correspondence (including, but not limited to emails) between and among BPA, Intelpoint, LLC and Robinson Brothers Construction, Inc. (and their employees or attorneys, including, but not limited to, Glenn Nishida, Jared Perez, Glenn Van Bergen, Chris Gorman, Craig Sorenson, Brad Cheney, Mike Rokoz, Mike Silvey, John Bradach, and David Leatherwood) relating to the Augspurgen project including, but not limited to, correspondence relating to Black Pine Directional, Inc., differing site conditions at the project, and/or equitable adjustments requested at the project;
6. All directives or orders issued by BPA relating to performing or continuing to perform work at the project;
7. All documents submitted to BPA by Intelpoint, LLC and/or Robinson Brothers Construction, Inc. including, but not limited to, documents submitted concerning differing site conditions and equitable adjustments requested at the Augspurgen project;
8. All reports and documents relating to investigations conducted by BPA on differing site conditions at the Augspurgen project;
9. All geo-technical reports or investigations relating to Augspurgen Mountain and the subject contract;
10. All documents relating to a determination of job completion percentages at the project, specifically including, but not limited to, job completion percentages assigned to boring on the Augspurgen project;
11. All cost reference guides applicable to the project;
12. All documents relating to the work performed by APEX at the Augspurgen project;
13. All documents relating to boring or drilling performed at the Augspurgen project;

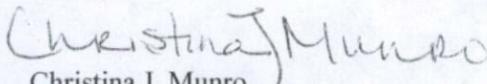
14. All notices submitted to BPA by Intelepoint, LLC and/or Robinson Brothers Construction, Inc., including, but not limited to, notices of differing site conditions or notices concerning equitable adjustments;
15. All photographs of the Augspurgen project;
16. All payment applications submitted to BPA by Intelepoint, LLC and/or Robinson Brothers Construction, Inc.;
17. All payments made by BPA to Intelepoint, LLC and/or Robinson Brothers Construction, Inc.; and
18. All directives or orders to disturb site conditions or to continue with drilling and/or boring after Black Pine Directional, Inc., provided its notice of differing site conditions on September 30, 2010.

We have reviewed your letter and have determined that it addresses all the criteria of a proper request under the FOIA and the DOE regulation that implements the FOIA at Title 10, Code of Federal Regulations, Part 1004. You have agreed to pay \$500.00 in fees associated with the FOIA.

Mr. Glenn Nishida, Contract Administrator, Capital & O&M Services/Purchasing, has been designated as the Authorizing Official for your request. Mr. Nishida has twenty (20) working-days to respond to your request and you may contact him at (360) 619-6099 with any questions. The due date for your response is Monday, January 3, 2011.

I appreciate the opportunity to assist you. Please contact Laura M. Atterbury, FOIA/Privacy Act Specialist, at (503) 230-7305 with any questions about this letter.

Sincerely,

Handwritten signature of Christina J. Munro in cursive script.

Christina J. Munro  
Freedom of Information Act/Privacy Act Officer