



Department of Energy

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

SECURITY AND CONTINUITY OF OPERATIONS

July 16, 2013

In reply refer to: NN-1

Jesse Cowell, Attorney
Davison Van Cleve, PC
333 SW Taylor Street, Suite 400
Portland, OR 97204

FOIA #BPA-2013-01284-F

Dear Mr. Cowell:

Thank you for your request for records that you made to the Bonneville Power Administration (BPA), under the Freedom of Information Act (FOIA), 5 U.S.C. 552. Your request was received in this office on Wednesday, July 10, 2013, and has been assigned control number BPA-2013-01284-F. Please use this number in any correspondence with the Agency about your request.

You requested the following:

All emails, other documents written to or from BPA and its employees or agents, regarding Portland General Electric Company's (PGE) proposed Cascades Crossing Transmission Project, including:

1. The January 25, 2011 Memorandum of Understanding ("MOU") between BPA and PGE concerning the Cascades Crossing Transmission Project;
2. The December 22, 2011 Terms and Conditions for Joint Agreement ("Agreement") between BPA and PGE concerning the Cascades Crossing Transmission Project, including correspondence and information relating to "Action" items listed under each enumerated "Issue" in Attachment 1 to the Agreement;
3. The January 14, 2013 MOU between BPA and PGE concerning modifications to the Cascades Crossing Transmission Project; and
4. The May 30, 2013 MOU between BPA and PGE contemplating a PGE capacity ownership transmission option with BPA and concerning the suspension of the Cascades Crossing Transmission Project.

Excluding the actual, finalized MOUs and Agreements listed above. And copies of all emails, correspondence, information concerning, memoranda and other documents written to or from BPA concerning PGE transmission service requests, transmission service agreements, transmission

inquires, negotiations and arrangements to or with BPA for electric power transmission, and especially dates when PGE entered transmission queues, dating from 2007 to the present.

In a phone conversation with Kim Winn, she related that the fees and time associated with a request so broad would be burdensome to both BPA and you. You agreed to narrow your request in an email dated July 20, 2013, to just the first part of your request involving the Cascade Crossing Transmission Project.

We have reviewed your request and have determined that it addresses all of the criteria of a proper request under the FOIA, DOE, and BPA regulation that implements the FOIA at Title 10, Code of Federal Regulations, Part 1004.

You agreed to pay fees up to \$500 for this request. In a phone conversation today, Ms. Winn provided a fee estimate for \$1,500. Your request has been placed on hold until an agreement to pay those fees can be reached.

Please contact Kim Winn, FOIA Specialist, at 503-230-5273 with any questions about this letter.

Sincerely,

/s/Christina J. Munro

Christina J. Munro

Freedom of Information/Privacy Act Officer



Department of Energy

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

SECURITY AND CONTINUITY OF OPERATIONS

December 30, 2013

In reply refer to: NN-1

Jesse Cowell, Attorney
Davison Van Cleve, PC
333 SW Taylor Street, Suite 400
Portland, OR 97204

FOIA #BPA-2013-01284-F

Dear Mr. Cowell:

As you are aware, Bonneville Power Administration (BPA) has been unable to meet the 30-day timeframe set by statute on your Freedom of Information Act request.

You requested the following:

All emails, other documents written to or from BPA and its employees or agents, regarding Portland General Electric Company's (PGE) proposed Cascades Crossing Transmission Project, including:

1. The January 25, 2011 Memorandum of Understanding ("MOU") between BPA and PGE concerning the Cascades Crossing Transmission Project;
2. The December 22, 2011 Terms and Conditions for Joint Agreement ("Agreement") between BPA and PGE concerning the Cascades Crossing Transmission Project, including correspondence and information relating to "Action" items listed under each enumerated "Issue" in Attachment 1 to the Agreement;
3. The January 14, 2013 MOU between BPA and PGE concerning modifications to the Cascades Crossing Transmission Project; and
4. The May 30, 2013 MOU between BPA and PGE contemplating a PGE capacity ownership transmission option with BPA and concerning the suspension of the Cascades Crossing Transmission Project.

In an email dated September 4, 2013, Melinda Davison limited the request to documents dated 2011- present. Unfortunately the documents had already been gathered.

BPA has determined that your request for information is a "complex" request. A complex request is defined in the FOIA as "unusual circumstances" exist. Unusual circumstances are defined as searching inactive records; where a "voluminous" amount of data is involved; where information about other individuals has to be redacted; or where BPA has to consult with another agency which has a substantial interest in the response.

Your request meets the criteria of "voluminous," and BPA will need to consult with PGE.

We are processing complex requests in a “first in, first out” basis and will keep you apprised of our progress. Our goal date for completing your request is June 30, 2014.

Please contact our office at 503-230-7305 with any questions about this letter.

Sincerely,

/s/Christina J. Munro

Christina J. Munro

Freedom of Information Act/Privacy Act Officer



Department of Energy

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

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

June 25, 2014

In reply refer to: D-1

Jesse Cowell, Attorney
Davison Van Cleve, PC
333 SW Taylor Street, Suite 400
Portland, OR 97204

FOIA #BPA2013-01284-F

Dear Mr. Cowell:

This letter is in reference to your Freedom of Information Act request dated July 10, 2013. In our letter dated December 30, 2013, we notified you that we would not be able to complete the request within the normal statutory timeframe, and set a revised due date of June 30, 2014.

You requested:

All emails, other documents written to or from BPA and its employees or agents, regarding Portland General Electric Company's (PGE) proposed Cascades Crossing Transmission Project, including:

1. The January 25, 2011 Memorandum of Understanding ("MOU") between BPA and PGE concerning the Cascades Crossing Transmission Project;
2. The December 22, 2011 Terms and Conditions for Joint Agreement ("Agreement") between BPA and PGE concerning the Cascades Crossing Transmission Project, including correspondence and information relating to "Action" items listed under each enumerated "Issue" in Attachment 1 to the Agreement;
3. The January 14, 2013 MOU between BPA and PGE concerning modifications to the Cascades Crossing Transmission Project; and
4. The May 30, 2013 MOU between BPA and PGE contemplating a PGE capacity ownership transmission option with BPA and concerning the suspension of the Cascades Crossing Transmission Project.

In an email dated September 4, 2013, Melinda Davison limited the request to documents dated 2011- present.

Additionally, an email from Tyler Pepple dated January 29, 2014, limited the request to "correspondence to and from Lauren Nichols-Kinas and Kyle Kohn."

Additional time will be needed to process and forward documents for review that may have originated from other companies and agencies. Our new target date for response to you is September 30, 2014. We will keep you updated on our progress.

I appreciate the opportunity to assist you. If you have any questions about this letter, please contact Kim Winn, FOIA Public Liaison, at 503-230-5273.

Sincerely,

/s/Christina J. Munro

Christina J. Munro

Freedom of Information Act/Privacy Act Officer



Department of Energy

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

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

October 2, 2014

In reply refer to: FOIA #BPA-2013-01284-F

Jesse Cowell, Attorney
Davison Van Cleve, PC
333 SW Taylor Street, Suite 400
Portland, OR 97204

Mr. Cowell:

This letter is in reference to your Freedom of Information Act request dated July 10, 2013. In our letter dated June 25, 2014, we notified you that we would not be able to complete the request within the normal statutory timeframe, and set a revised due date of September 30, 2014.

You requested:

“All emails, other documents written to or from BPA and its employees or agents, regarding Portland General Electric Company's (PGE) proposed Cascades Crossing Transmission Project, including:

1. The January 25, 2011 Memorandum of Understanding ("MOU") between BPA and PGE concerning the Cascades Crossing Transmission Project;
2. The December 22, 2011 Terms and Conditions for Joint Agreement ("Agreement") between BPA and PGE concerning the Cascades Crossing Transmission Project, including correspondence and information relating to "Action" items listed under each enumerated "Issue" in Attachment 1 to the Agreement;
3. The January 14, 2013 MOU between BPA and PGE concerning modifications to the Cascades Crossing Transmission Project; and
4. The May 30, 2013 MOU between BPA and PGE contemplating a PGE capacity ownership transmission option with BPA and concerning the suspension of the Cascades Crossing Transmission Project.”

In an email dated September 4, 2013, Melinda Davison limited the request to “documents dated 2011- present.” Additionally, an email from Tyler Pepple, from your office, dated January 29, 2014, limited the request to “correspondence to and from Lauren Nichols-Kinas and Kyle Kohn.”

Your narrowing of the request was helpful in reducing the responsive documents from over 17,000 to nearly 4,850 (an estimated 23,500 pages). However, the request is still considered complex in that it is voluminous and will still require the Exemption 4 review process.

Our new target date for response to you is August 31, 2015. We will keep you updated on our progress.

I appreciate your patience. If you have any questions about this letter, please contact Kim Winn, FOIA Public Liaison, at 503-230-5273.

Sincerely,



C. M. Frost
Freedom of Information Act/Privacy Act Officer



Department of Energy

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

Freedom of Information Act Program

August 31, 2015

In reply refer to: FOIA #BPA-2013-01284-F

Jesse Cowell, Attorney
Davison Van Cleve, PC
333 SW Taylor Street, Suite 400
Portland, OR 97204

Dear Mr. Cowell:

This letter is in reference to your Freedom of Information Act request dated July 10, 2013. In our letter dated June 25, 2014, we notified you that we would not be able to complete the request within the normal statutory timeframe, and set a revised due date of September 30, 2014.

In our letter of September 30, 2014, we advised you that, due to the voluminous responsive records we would not be able to complete the request and set a revised target date of August 31, 2014.

You requested:

“All emails, other documents written to or from BPA and its employees or agents, regarding Portland General Electric Company's (PGE) proposed Cascades Crossing Transmission Project, including:

1. The January 25, 2011 Memorandum of Understanding ("MOU") between BPA and PGE concerning the Cascades Crossing Transmission Project;
2. The December 22, 2011 Terms and Conditions for Joint Agreement ("Agreement") between BPA and PGE concerning the Cascades Crossing Transmission Project, including correspondence and information relating to "Action" items listed under each enumerated "Issue" in Attachment 1 to the Agreement;
3. The January 14, 2013 MOU between BPA and PGE concerning modifications to the Cascades Crossing Transmission Project; and
4. The May 30, 2013 MOU between BPA and PGE contemplating a PGE capacity ownership transmission option with BPA and concerning the suspension of the Cascades Crossing Transmission Project.”

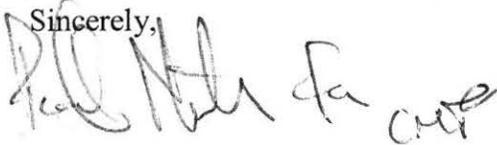
In an email dated September 4, 2013, Melinda Davison limited the request to “documents dated 2011- present.”

Additionally, an email from Tyler Pepple, from your office, dated January 29, 2014, limited the request to “correspondence to and from Lauren Nichols-Kinas and Kyle Kohn.”

We have provided two partial releases to date; the first on March 10, 2015, and the second on July 7, 2015. We anticipate having an additional partial available for release on or before December 31, 2016.

I appreciate your patience. If you have any questions about this letter, please contact Kim Winn, Case Coordinator, at 503-230-5273.

Sincerely,

A handwritten signature in black ink, appearing to read "C. M. Frost". The signature is written in a cursive style with some loops and flourishes.

C. M. Frost
Freedom of Information Act/Privacy Act Officer