



## Department of Energy

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

SECURITY AND CONTINUITY OF OPERATIONS

November 19, 2013

In reply refer to: NN-1

Nancy Baker  
Public Power Council  
825 NE Multnomah St, Suite 1225  
Portland, OR 97232

### FOIA #BPA-2014-00154-F

Dear Ms. Baker:

Thank you for your request for records that you made to the Bonneville Power Administration (BPA), under the Freedom of Information Act, 5 U.S.C. 552. Your request was received in this office on Thursday, October 31, 2013, and has been assigned a control number, BPA-2014-00154-F. Please use this number in any correspondence with the Agency about your request.

#### **You requested:**

“Please provide in electronic, non-pdf format each of the following:

1. All tariff and legacy transmission contracts, with a term of one year or more, between PAC and BPA under which PAC obtains transmission service from BPA or rights to use BPA transmission and which contain transmission rights that PAC and BPA have identified would be used for ELM transactions in the future. Please identify which of these contracts contain rights for which there has been dynamic use historically and the nature and purpose of that historic use. In regard to the nature of that dynamic use, please provide the frequency of dynamic changes and the range of dynamic change.
2. All documentation that constitutes or contains an interpretation, understanding or agreement regarding the dynamic use or scope of any of the transmission rights contained in or related to the contracts in (1) above.
3. All documentation of past practices by BPA or PAC that bears or potentially bears on the use or scope of the transmission, scheduling, tagging or dynamic use rights contained in or related to the contracts in (1) above.
4. All analyses that BPA performed regarding PACs current or historic dynamic use of rights in the contracts in (1) above. All analysis that BPA performed regarding PAC's use of its transmission rights in its proposed participation in an ELM. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis. All requests for dynamic use of transmission rights by PAC.

6. All analyses that BPA performed in evaluating all requests by PAC for dynamic use of transmission rights. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.
7. All documentation of any decision by BPA to offer any additional dynamic rights or uses to PAC, which BPA executed or published in the last 24 months.
8. Please provide all analyses that BPA has performed to determine whether or not a currently projected EIM flow would impact an existing flowgate. Please describe whether BPA analyzed simultaneous resource-sink pairs and if so, which ones and with what results. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.
9. Please provide all analyses that BPA has undertaken to estimate the costs of the systems, software, personnel hours, and any other source of cost associated with facilitating PAC's participation in the EIM. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.”

On Friday, November 1, 2013, your request was placed on hold until an estimate of fees could be provided and addressed. In an email dated Friday, November 15, 2013, you agreed to pay fees up to \$978.88 and you limited your request to items #1-7 above.

We have reviewed your letter 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.

BPA has twenty (20) working days to respond to your request. The due date for a response to you is dated from the date of your agreement to pay the estimated fees, and is Monday, December 16, 2013.

Please note that BPA's policy is to release only non-editable documents and the standard electronic format used is the .pdf format.

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

February 10, 2014

In reply refer to: NN-1

Nancy Baker  
Public Power Council  
825 NE Multnomah St, Suite 1225  
Portland, OR 97232

### FOIA #BPA-2014-00154-F

Dear Ms. Baker:

This is a follow up response to 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.

#### **You have requested:**

“Please provide in electronic, non-pdf format each of the following:

1. All tariff and legacy transmission contracts, with a term of one year or more, between PAC and BPA under which PAC obtains transmission service from BPA or rights to use BPA transmission and which contain transmission rights that PAC and BPA have identified would be used for EIM transactions in the future. Please identify which of these contracts contain rights for which there has been dynamic use historically and the nature and purpose of that historic use. In regard to the nature of that dynamic use, please provide the frequency of dynamic changes and the range of dynamic change.
2. All documentation that constitutes or contains an interpretation, understanding or agreement regarding the dynamic use or scope of any of the transmission rights contained in or related to the contracts in (1) above.
3. All documentation of past practices by BPA or PAC that bears or potentially bears on the use or scope of the transmission, scheduling, tagging or dynamic use rights contained in or related to the contracts in (1) above.
4. All analyses that BPA performed regarding PACs current or historic dynamic use of rights in the contracts in (1) above. All analysis that BPA performed regarding PAC's use of its transmission rights in its proposed participation in an EIM. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.
5. All requests for dynamic use of transmission rights by PAC.

6. All analyses that BPA performed in evaluating all requests by PAC for dynamic use of transmission rights. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.

7. All documentation of any decision by BPA to offer any additional dynamic rights or uses to PAC, which BPA executed or published in the last 24 months.

The statute requires that requests be acted on “promptly,” and “every effort” be made to respond within 20 working days. However, 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.

A partial release was forwarded to you on January 27, 2014.

The statute requires that requests be acted on “promptly,” and “every effort” be made to respond within 20 working days. However, an extension is authorized for complex requests. BPA has determined that your request for information qualifies as 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 entity which has a substantial interest in the response. Your complex request involves records that will require redactions and a legal review under Exemption 4 by external entities and our FOIA attorney.

Additionally, “exceptional circumstances” exist due to an unexpected and unusual spike in the volume of requests. We are processing complex requests in a “first in, first out” basis and will keep you apprised of our progress. Our current estimated goal date for completing your request is June 30, 2014.

Under the FOIA, you have the opportunity to limit the scope of your requests, or arrange with BPA an alternative timeframe for processing the requests or modified requests. Please contact our office to make these arrangements.

I appreciate the opportunity to assist you. Please contact Kim Winn, Government Information Specialist (FOIA/Privacy Act) at 503-230-7305 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

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

June 26, 2014

In reply refer to: D-1

Nancy Baker  
Public Power Council  
825 NE Multnomah St, Suite 1225  
Portland, OR 97232

### FOIA #BPA2014-00154-F

Dear Ms. Baker:

This letter is in reference to your Freedom of Information Act request dated October 31, 2013. In our letter dated February 10, 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 June 30, 2014.

#### **You requested:**

“Please provide in electronic, non-pdf format each of the following:

1. All tariff and legacy transmission contracts, with a term of one year or more, between PAC and BPA under which PAC obtains transmission service from BPA or rights to use BPA transmission and which contain transmission rights that PAC and BPA have identified would be used for EIM transactions in the future. Please identify which of these contracts contain rights for which there has been dynamic use historically and the nature and purpose of that historic use. In regard to the nature of that dynamic use, please provide the frequency of dynamic changes and the range of dynamic change.
2. All documentation that constitutes or contains an interpretation, understanding or agreement regarding the dynamic use or scope of any of the transmission rights contained in or related to the contracts in (1) above.
3. All documentation of past practices by BPA or PAC that bears or potentially bears on the use or scope of the transmission, scheduling, tagging or dynamic use rights contained in or related to the contracts in (1) above.
4. All analyses that BPA performed regarding PACs current or historic dynamic use of rights in the contracts in (1) above. All analysis that BPA performed regarding PAC's use of its transmission rights in its proposed participation in an EIM. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.
5. All requests for dynamic use of transmission rights by PAC.

6. All analyses that BPA performed in evaluating all requests by PAC for dynamic use of transmission rights. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.

7. All documentation of any decision by BPA to offer any additional dynamic rights or uses to PAC, which BPA executed or published in the last 24 months.

The statute requires that requests be acted on “promptly,” and “every effort” be made to respond within 20 working days. However, 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.

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

September 18, 2014

In reply refer to: FOIA #BPA-2014-00154-F

Nancy Baker  
Public Power Council  
825 NE Multnomah St, Suite 1225  
Portland, OR 97232

Ms. Baker:

This letter is in reference to your Freedom of Information Act request received in our office on October 30, 2013, with an acknowledgement letter sent to you on November 19, 2013. Partial releases were sent to you on December 19, 2013, January 27, 2014 and April 30, 2014.

### **You requested:**

“Please provide in electronic, non-pdf format each of the following:

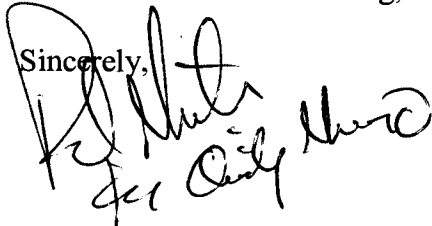
1. All tariff and legacy transmission contracts, with a term of one year or more, between PAC and BPA under which PAC obtains transmission service from BPA or rights to use BPA transmission and which contain transmission rights that PAC and BPA have identified would be used for EIM transactions in the future. Please identify which of these contracts contain rights for which there has been dynamic use historically and the nature and purpose of that historic use. In regard to the nature of that dynamic use, please provide the frequency of dynamic changes and the range of dynamic change.
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4. All analyses that BPA performed regarding PACs current or historic dynamic use of rights in the contracts in (1) above. All analysis that BPA performed regarding PAC's use of its transmission rights in its proposed participation in an EIM. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.
5. All requests for dynamic use of transmission rights by PAC. 2

6. All analyses that BPA performed in evaluating all requests by PAC for dynamic use of transmission rights. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.
7. All documentation of any decision by BPA to offer any additional dynamic rights or uses to PAC, which BPA executed or published in the last 24 months.
8. Please provide all analyses that BPA has performed to determine whether or not a currently projected EIM flow would impact an existing flowgate. Please describe whether BPA analyzed simultaneous resourcesink pairs and if so, which ones and with what results. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.
9. Please provide all analyses that BPA has undertaken to estimate the costs of the systems, software, personnel hours, and any other source of cost associated with facilitating PAC's participation in the EIM. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis."

We previously notified you that we expected to complete your request by September 30, 2014. Because the request involves a voluminous amount of records that must be located, compiled, and reviewed, we will be unable to complete your request by that deadline. Our new target date for response to you is Friday, November 14, 2014. We will keep you updated on our progress.

We appreciate the opportunity to assist you. If you have any questions about this letter, please contact Sarah A. Westenberg, FOIA Case Officer, at (503) 230-3795.

Sincerely,

A handwritten signature in black ink, appearing to read "Christy Munro". The signature is written in a cursive style and is positioned to the right of the word "Sincerely,".

Christy Munro  
Freedom of Information/Privacy Act Officer





## Department of Energy

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

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

November 24, 2014

In reply refer to: FOIA #BPA-2014-00154-F

Nancy Baker  
Public Power Council  
825 NE Multnomah St, Suite 1225  
Portland, OR 97232

Dear Ms. Baker:

This letter is in reference to your Freedom of Information Act request received in our office on October 31, 2013, with an acknowledgement letter sent to you on November 19, 2013. Partial releases were sent to you on December 19, 2013, January 27, 2014 and April 30, 2014.

### **You requested:**

“Please provide in electronic, non-pdf format each of the following:

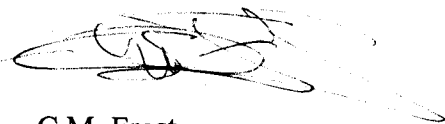
1. All tariff and legacy transmission contracts, with a term of one year or more, between PAC and BPA under which PAC obtains transmission service from BPA or rights to use BPA transmission and which contain transmission rights that PAC and BPA have identified would be used for EIM transactions in the future. Please identify which of these contracts contain rights for which there has been dynamic use historically and the nature and purpose of that historic use. In regard to the nature of that dynamic use, please provide the frequency of dynamic changes and the range of dynamic change.
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4. All analyses that BPA performed regarding PACs current or historic dynamic use of rights in the contracts in (1) above. All analysis that BPA performed regarding PAC's use of its transmission rights in its proposed participation in an EIM. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis.
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9. Please provide all analyses that BPA has undertaken to estimate the costs of the systems, software, personnel hours, and any other source of cost associated with facilitating PAC's participation in the EIM. Please provide all assumptions, methodologies, spreadsheets and data sets that were used in each such analysis."

We had previously notified you that we expected to complete your request by November 14, 2014. We will be unable to complete your request by that deadline. Our new target date for response to you is December 16, 2014. We will keep you updated on our progress.

We appreciate the opportunity to assist you. If you have any questions about this letter, please contact Sarah A. Westenberg, FOIA Case Officer, at (503) 230-3795.

Sincerely,



C.M. Frost  
Freedom of Information Act Officer



## Department of Energy

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

FREEDOM OF INFORMATION ACT PROGRAM

December 23, 2014

In reply refer to: FOIA #BPA-2014-00154-F

Nancy Baker  
Public Power Council  
825 NE Multnomah St, Suite 1225  
Portland, OR 97232

Dear Ms. Baker:

This letter is in reference to your Freedom of Information Act request received in our office on October 31, 2013, with an acknowledgement letter sent to you on November 19, 2013. Partial releases were sent to you on December 19, 2013, January 27, 2014 and April 30, 2014.

### **You requested:**

“Please provide in electronic, non-pdf format each of the following:


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We had previously notified you that we expected to complete your request by December 16, 2014. We will be unable to complete your request by that deadline. Our new target date for response to you is January 23, 2015. We will keep you updated on our progress.

We appreciate the opportunity to assist you. If you have any questions about this letter, please contact Sarah A. Westenberg, FOIA Case Officer, at (503) 230-3795.

Sincerely,



C.M. Frost  
Freedom of Information Act Officer