



## Department of Energy

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

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

May 27, 2014

In reply refer to: D-B1

Ted Sickinger  
The Oregonian  
1320 SW Broadway  
Portland, OR 97201

### FOIA #BPA-2014-00358-F

Dear Mr. Sickinger:

This is the final 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 requested:**

“All communications between David Clark and Elliot Mainzer since June 1, 2013 to present.”

#### **Response:**

BPA conducted a search of the paper and electronic records of Administrator Elliot Mainzer and David Clark, as well as a Boolean search of Mr. Mainzer’s and Mr. Clark’s email boxes.

This release concerns the emails you requested and one draft document. BPA is releasing the enclosed responsive emails in their entirety.

Most of the draft document is redacted under Exemption 5. Exemption 5 of the FOIA protects from mandatory disclosure “inter-agency or intra-agency memorandums or letters that would not be available by law to a party other than an agency in litigation with the agency . . .”

Exemption 5 incorporates the deliberative process privilege which protects advice, recommendations, and opinions that are part of the process by which agency decisions and policies are formulated.

The document withheld under Exemption 5 is a draft document in which recommendations and observations, deliberative in nature, were shared with the BPA Administrator. There were no segregable factual parts of the document that could be released without disclosing the deliberative process.

Pursuant to Department of Energy FOIA regulations at 10 C.F.R. § 1004.8, you may administratively appeal this response in writing within 30 calendar days. If you choose to appeal, please include the following:

- (1) The nature of your appeal - denial of records, partial denial of records, lack of responsive records, or denial of fee waiver;
- (2) Any legal authorities relied upon to support the appeal; and
- (3) A copy of the determination letter.

Clearly mark both your letter and envelope with the words "FOIA Appeal," and direct it to the following address:

Director, Office of Hearings and Appeals  
Department of Energy  
1000 Independence Avenue SW  
Washington DC 20585-1615

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

Sincerely,

*/s/Christina J. Munro*

Christina J. Munro

Freedom of Information/Privacy Act Officer

Enclosure: CD

**From:** [Mainzer, Elliot E \(BPA\) - A-7](#)  
**To:** [Clark, David C \(BPA\) - SR-7](#)  
**Subject:** Re: Message from the Deputy Secretary of Energy: Mainzer appointed BPA Administrator  
**Date:** Tuesday, January 28, 2014 5:24:56 AM

---

Thanks very much, Dave!!

---

**From:** Clark, David C (BPA) - NHI-1  
**Sent:** Monday, January 27, 2014 09:34 AM  
**To:** Mainzer, Elliot E (BPA) - A-7  
**Subject:** FW: Message from the Deputy Secretary of Energy: Mainzer appointed BPA Administrator

Well earned during some highly stressful times.

Wish you the wisdom of Solomon as you lead us forward.

dave

---

**From:** Public Affairs  
**Sent:** Monday, January 27, 2014 9:31 AM  
**To:** ALLBPA  
**Subject:** Message from the Deputy Secretary of Energy: Mainzer appointed BPA Administrator

Dear Colleagues,

Today, I am pleased to share the news that Elliot Mainzer has been appointed as Administrator for the Bonneville Power Administration.

Before telling you a few things about Elliot, I want to take this opportunity to thank you all for your hard work and dedication to our mission. With its storied history and deep expertise, BPA is uniquely capable to help the Nation tackle some of our greatest challenges and continues to provide the Northwest region with clean, affordable power. At the same time, BPA is building a more secure and resilient electric grid for the region and for the Nation. Secretary Moniz and I are grateful for the service and leadership of BPA and its employees, and for their ability to rise to the considerable challenges that lay before them in these complex and demanding times.

Elliot earned his bachelor's degree in geography from the University of California, Berkeley, and received an MBA and Master of Environmental Studies degree from Yale University. Elliot has been with BPA since 2002 – gaining wide experience in a variety of management positions with BPA's Power, Transmission, and Corporate organizations. He has proven that he has what it takes to lead BPA, with the dedication, expertise, and energy that will be needed to serve BPA's employees, customers and constituents well in the years ahead. He has also been active in regional initiatives. Elliot clearly recognizes that our people are our greatest asset, and that we will only succeed through teamwork and continuous improvement.

The Secretary and I look forward to continuing to work with Elliot as he leads BPA into the future. Please join us in congratulating Elliot, and giving him our full support in the months and years

ahead.

Sincerely yours,

Daniel B. Poneman  
Deputy Secretary of Energy

**From:** [Mainzer, Elliot E \(BPA\) - A-7](#)  
**To:** [Clark, David C \(BPA\) - SR-7](#); [Andrews, Claudia R \(BPA\) - K-7](#)  
**Cc:** [Boardman, Sandy \(BPA\) - A-7](#)  
**Subject:** RE: OIG Visit this week  
**Date:** Sunday, December 15, 2013 6:59:00 PM

---

Thank you for sending us a copy of your draft comments, Dave.

Elliot

---

**From:** Clark, David C (BPA) - NHI-1  
**Sent:** Sunday, December 15, 2013 6:00 PM  
**To:** Mainzer, Elliot E (BPA) - A-7; Andrews, Claudia R (BPA) - K-7  
**Cc:** Boardman, Sandy (BPA) - A-7  
**Subject:** OIG Visit this week

Elliot & Claudia

The OIG will be here this week to follow-up on the Wyden letter.

(b) (5)



I've thought about this for the last week and prepared the attached "draft" comments (want to sleep on it overnight) which I will share with the IG.

dave

Notes prepared by Dave Clark for December 17, 2013, meeting with the OIG in response to the letter from Sen. Ron Wyden to the OIG on December 5, 2013.

These notes will address: a) BPA retaliation allegations within Senator Wyden's 12/5/13 letter; and b) this staffer's impact on HR and BPA.

As background, I have been employed at BPA since June 2011 and was this (b) (6) [redacted] Exhibit 1 is a copy of Senator Wyden's letter which contains retaliation allegations. I highlighted seven allegations mentioned within this letter which I will address individually below in "quotations".

In each case, I will illustrate why I believe each allegation is either unfounded, misrepresented or a miscommunication.

A. (b)(5), (b)(6) [redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

f. (b)(5), (b)(6) [Redacted]

[Redacted]

[Redacted]

[Redacted]

a. [Redacted]

b. [Redacted]

■ (b)(5), (b)(6) [Redacted]

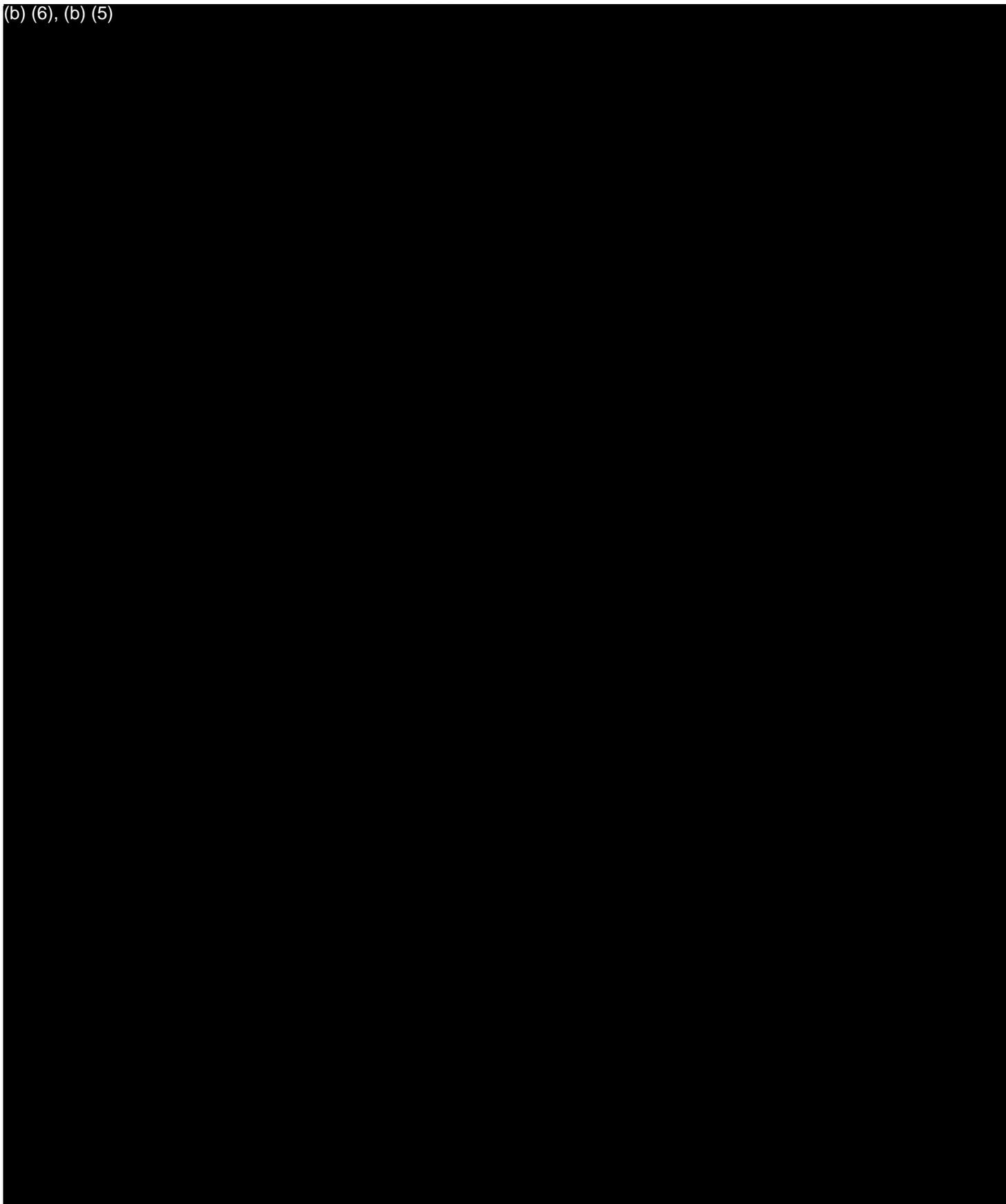
■ [Redacted]

■ [Redacted]

■ [Redacted]

■ [Redacted]

(b) (6), (b) (5)



(b)(5), (b)(6) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b)(5), (b)(6) [Redacted text block]

[Redacted text block]

c. [Redacted text block]

d. [Redacted text block]

[Redacted text block]

[Redacted text block]

(b)(5), (b)(6) [Redacted text block]

c. [Redacted text block]

(b)(5), (b)(6) [Redacted text block]

(b)(5), (b)(6) [Redacted]

[Redacted]

[Redacted]

[Redacted]

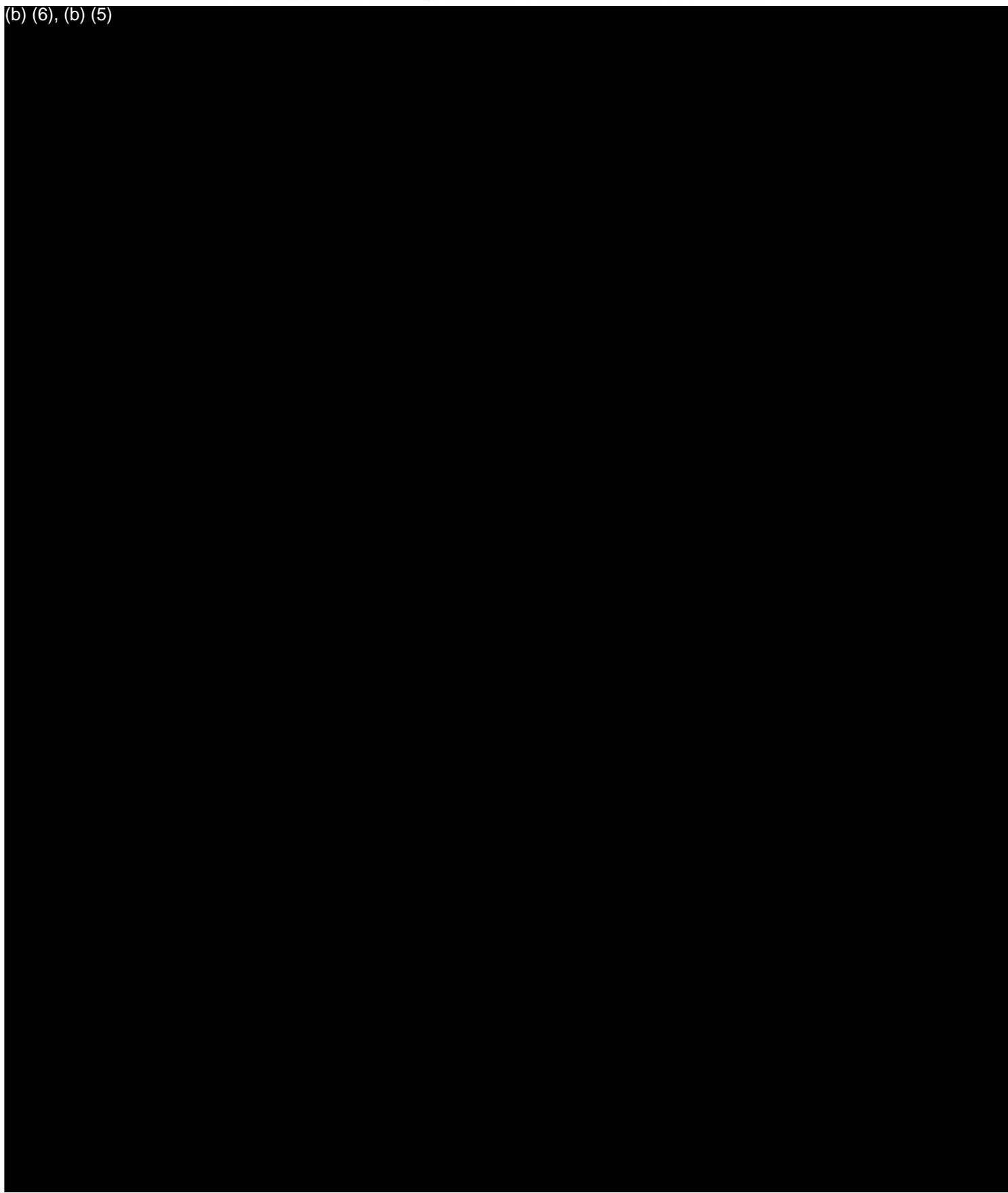
[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b) (6), (b) (5)



(b)(5), (b)(6) [Redacted]

(b)(5), (b)(6) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Notes prepared by Dave Clark for December 17, 2013, meeting with the OIG in response to the letter from Sen. Ron Wyden to the OIG on December 5, 2013.

(b)(5), (b)(6)  
[Redacted text block]

[Redacted text block]



(b)(5), (b)(6)

[Redacted text block containing multiple lines of blacked-out content]