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FETTERMAN

March 26, 2014

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Christina J. Munro, FOIA Officer
Mail Stop DK-7
Bonneville Power Administration
P.O. Box 3621
Portland, OR 97208

Re: FOIA Request; Low Density Discounts awarded to Ferry County PUD #1; Mason County PUD #3; Emerald County PUD; Klickitat County PUD #1; Kootenai Electric Co-op; Oregon Trail Co-Op; Lewis County PUD #1

Dear Ms. Munro:

This request is sent pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552. It seeks production of information related to the Bonneville Power Administration's ("BPA") Low Density Discount ("LDD") program and seven of its LDD customers from 2003 to the present. These seven customers are:

1. Ferry County PUD #1
2. Mason County PUD #3
3. Emerald County PUD
4. Klickitat County PUD #1
5. Kootenai Electric Co-op
6. Oregon Trail Co-Op
7. Lewis County PUD #1

Based on information we obtained from BPA's website, we understand that the seven customers listed above ("Customers") all receive the LDD. This request is meant to include information related to these Customers any time from 2003 to 2014, inclusive. If any of these Customers did not begin receiving a LDD until some point after 2003, please consider this request to apply to all years during which that Customer as received a LDD between 2003 and the present date, inclusive.

Please provide this office with all responsive documents and records regarding Customers, in the following topic areas:

(1) For each Calendar Year ("CY") from 2003 to 2013, please produce the "Low Density Discount Data Requirements" form that was filled out by Customers and submitted to BPA by June 30th of each year. We understand that this form is provided by BPA to its customers and is typically due by June 30th of each year. A redacted version of this form is attached to this request as Annex A.

(2) In the event that any Customer did not submit the Low Density Discount Data Requirements form provided by BPA, please provide the form(s) or document(s) that such Customer did submit each year for consideration of the Low Density Discount. Such forms or documents should contain substantially the same information as the Low Density Discount Data Requirements form provided by BPA. This includes, but is not limited to:

- (a) Total Retail Sales (kWh)
- (b) Total Retail Sales Revenue (\$)
- (c) Total Retail Load (kWh) for Calendar Year
- (d) Depreciated Electric Plant Investment
- (e) Consumers for Calendar Year
- (f) Miles of Distribution Lines
- (g) Miles of Service Drops, if any
- (h) Customer's certification that the data submitted is true and correct

If BPA's data submission requirements between CY 2003 to 2013 have varied from the types of documents listed above (which we understand to be the current requirements), please provide us with whatever data Customers submitted for each CY from 2003 to 2014 to enable BPA's determination of Customer's LDD under the then-applicable guidelines.

(3) For each year from 2003 to 2014, please produce the document(s) which states BPA's award of the Low Density Discount to Customer beginning in that year. This document or documents should specify the applicable discount percentage and annual dollar benefit awarded to Customer, as well as the date of the award and effective date of discount. We understand that this document is typically in the form of an award letter and that discounts typically begin on October 1st of each year.

Please note that we are not requesting all of BPA's internal calculations, correspondence, or other documentation of BPA's LDD adjustments based on certain types of loads and ineligible charges. Such information is not intended to be within the scope of this FOIA request. However, we are requesting BPA's customary form of notice to or communication with LDD recipients that informs Customers of BPA's award of the LDD discount for each year from 2003 to 2014.

Ms. Christina Munro

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Thank you for your assistance with this request. We are willing and able to pay any applicable fees associated with the retrieval and production of this information. We are not requesting a fee waiver at this time, although we are acting in the public interest in obtaining this information. If, however, the costs associated with this request are going to be greater than five hundred dollars (\$500.00), please contact me to discuss whether this request could be modified to manage those costs.

If I can provide any further information regarding the scope of this FOIA request, or the nature of the information requested, please let me know. We look forward to receiving BPA's response to this request at the soonest possible date.

Sincerely,

HELSELL FETTERMAN LLP



Shawn Q. Butler

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