



Department of Energy

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

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

April 13, 2015

In reply refer to: FOIA #BPA-2015-01157-F

Experis

Attn: David Kraby, Business Development Mgr
10220 SW Greenburg Road, Suite 301
Portland, OR 97223

Mr. Kraby:

We have received your request for records under the Freedom of Information Act (5 U.S.C. § 552). Thank you for your interest in the Bonneville Power Administration (BPA). Your request was received in this office on April 10, 2015, and has been assigned control number BPA-2015-01157-F. Please use this number in any correspondence with the agency about your request.

You requested:

“The proposals that were provided to BPA for the last IT Supplemental Labor RFP and Engineering Supplemental Labor RFP. When do the contracts that were awarded for these RFP's expire?”

We have reviewed your request and determined that the last part of your request where you pose the question; “When do the contracts that were awarded for these RFP's expire?,” is not a proper FOIA request and will not be answered. The FOIA is expressly for providing documents and not answering questions.

The portion of your request that asks for documents, “The proposals that were provided to BPA for the last IT Supplemental Labor RFP and Engineering Supplemental Labor RFP;” however, does address all of the criteria of a proper request under the FOIA and the Department of Energy’s FOIA regulations at Title 10, Code of Federal Regulations, Part 1004.

In an email dated April 13, 2015, to Kim Winn, you limited your request to “the winning proposal for the most recent IT Supplemental Labor RFP.”

You have agreed to pay \$50 in fees.

Complex requests:

FOIA requires that we act on requests “promptly” and that we make a determination on your request and respond within 20 working days (5 U.S.C. § 552(a)(6)). The Bonneville Power Administration has instituted multi-track processing, as permitted by FOIA (5 U.S.C. § 552(a)(6)(D)(i)). Simple requests and complex requests are placed in two different queues, and each queue is processed on its own first-in, first-out basis. Requests are placed in the complex queue if they will require significant agency time or resources to process.

Unusual/exceptional circumstances:

Under FOIA, an agency may extend the normal 20-day deadline by an additional ten business days if “unusual circumstances” exist (5 U.S.C. § 552(a)(6)(B)(i)). Unusual circumstances include the need to search records located in field facilities, requests for a voluminous amount of records, and requests that require consultation with other agencies or agency components including Department of Energy headquarters. If an agency cannot fulfill the request within the 30 working days provided by the extended deadline, agencies must (a) notify the requester and (b) work with the requester to modify or limit the scope of the request or arrange an alternative time frame for processing (5 U.S.C. § 552(a)(6)(B)(ii)).

As Ms. Winn explained in a phone conversation on April 10, 2015, your request is complex because it will require consultation with the vendors involved with any proposals and a legal analysis should they wish to withhold under Exemption 4 of the FOIA. Therefore, we currently estimate the completion of your request by December 31, 2015.

I appreciate the opportunity to assist you. If you have any questions about this letter, please contact Kim Winn, Case Coordinator, at 503-230-5273, or via email at kswinn@bpa.gov.

Sincerely,



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