

DEPARTMENT OF THE INTERIOR
Freedom of Information Act 2014 Annual Report
(October 1, 2013 – September 30, 2014)

I. BASIC INFORMATION REGARDING REPORT

1. Questions about this Report should be directed to:

Cindy Cafaro
Departmental FOIA Officer
Office of the Executive Secretariat and Regulatory Affairs (OS/OES)
Department of the Interior (DOI)
1849 C. ST., NW
Washington, D.C. 20240
202-208-5342 (p)

2. The electronic address for this Report on DOI's FOIA website is: <http://www.doi.gov/foia/DOI-FOIA-Annual-Reports.cfm>
3. A copy of this Report in paper form may be obtained by contacting the Departmental FOIA Officer (see above).

II. MAKING A FOIA REQUEST

1. FOIA requests should be submitted to the FOIA contact at the bureau/office where the records are maintained (see DOI's FOIA contacts page at <http://www.doi.gov/foia/contacts.cfm>, which provides the names, addresses, and telephone numbers of all individual agency components that receive FOIA requests). A list of the Department's bureaus/offices is located in the Acronyms section below.

2. DOI protects America's natural resources and heritage, honors our cultures and tribal communities, and supplies the energy to power our future. When DOI withholds records requested under the FOIA, it most frequently does so under Exemption 5 (which safeguards inter-agency or intra-agency records which would normally be privileged in the civil discovery context) and Exemption 6 (which safeguards personal privacy interests). However, DOI's diverse mission and records ensures a wide variety of FOIA exemptions may sometimes be appropriately used.

3. The electronic address for DOI's FOIA regulations, including its fee schedule, is: <http://www.ecfr.gov/cgi-bin/text-idx?c=ecfr&sid=0fc3ab3499768eebc2e3691c8cf88dec&rgn=div5&view=text&node=43:1.1.1.1.2&idno=43>

III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Provide any agency-specific acronyms or terms used in this Report.

BIA - Bureau of Indian Affairs

BLM - Bureau of Land Management

BOEM - Bureau of Ocean Energy Management

BOR - Bureau of Reclamation

BSEE - Bureau of Safety and Environmental Enforcement

DOI - Department of the Interior

EFTS - Electronic FOIA Tracking System

FOIA – Freedom of Information Act

FOIA/PA Appeals - FOIA/Privacy Act Appeals Office

FWS - United States Fish and Wildlife Service

N/A - Not Applicable

NPS - National Park Service

OES - Office of the Executive Secretariat and Regulatory Affairs

OIG - Office of Inspector General

OS - Office of the Secretary

OSM - Office of Surface Mining

SOL - Office of the Solicitor

USGS - United States Geological Survey

2. Terms used in this Report:

a. **Administrative Appeal** – a request to a federal agency asking that it review at a higher administrative level a FOIA determination made by the agency at the initial request level.

b. **Average Number** – the number obtained by dividing the sum of a group of numbers by the quantity of numbers in the group. For example, of 3, 7, and 14, the average number is 8.

c. **Backlog** – the number of requests or administrative appeals that are pending at an agency at the end of the fiscal year that are beyond the statutory time period for a response.

d. **Component** – for agencies that process requests on a decentralized basis, a “component” is an entity, also sometimes referred to as an Office, Division, Bureau, Center, or Directorate, within the agency that processes FOIA requests. The FOIA now requires that agencies include in their Annual FOIA Report data for both the agency overall and for each principal component of the agency.

e. **Consultation** – the procedure whereby the agency responding to a FOIA request first forwards a record to another agency for its review because that agency has an interest in the document. Once the agency in receipt of the consultation finishes its review of the record, it responds back to the agency that forwarded it. That agency, in turn, will then respond to the FOIA requester.

f. **Exemption 3 Statute** – a federal statute that exempts information from disclosure and which the agency relies on to withhold information under subsection (b)(3) of the FOIA.

g. FOIA Request – a FOIA request is generally a request to a federal agency for access to records concerning another person (i.e., a “third-party” request), or concerning an organization, or a particular topic of interest. FOIA requests also include requests made by requesters seeking records concerning themselves (i.e., “first-party” requests) when those requesters are not subject to the Privacy Act, such as non-U.S. citizens. Moreover, because all first-party requesters should be afforded the benefit of both the access provisions of the FOIA as well as those of the Privacy Act, FOIA requests also include any first-party requests where an agency determines that it must search beyond its Privacy Act “systems of records” or where a Privacy Act exemption applies, and the agency looks to FOIA to afford the greatest possible access. All requests which require the agency to utilize the FOIA in responding to the requester are included in this Report.

Additionally, a FOIA request includes records referred to the agency for processing and direct response to the requester. It does not, however, include records for which the agency has received a consultation from another agency. (Consultations are reported separately in Section XII of this Report.)

h. Full Grant – an agency decision to disclose all records in full in response to a FOIA request.

i. Full Denial – an agency decision not to release any records in response to a FOIA request because the records are exempt in their entirety under one or more of the FOIA exemptions, or because of a procedural reason, such as when no records could be located.

j. Median Number – the middle, not average, number. For example, of 3, 7, and 14, the median number is 7.

k. Multi-Track Processing – a system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests granted expedited processing are placed in yet another track. Requests in each track are processed on a first in/first out basis.

i. Expedited Processing – an agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.

ii. Simple Request – a FOIA request within DOI’s multi-track processing system that a DOI bureau/office can process within 1-5 workdays based on the low volume and/or simplicity of the records requested.

iii. Normal Request – a FOIA request within DOI’s multi-track processing system that a DOI bureau/office can process within 20 workdays.

iv. Complex Request – a FOIA request within DOI’s multi-track processing system that a DOI bureau/office requires more than 20 workdays to process based on the high volume and/or complexity of the records requested.

l. Partial Grant/Partial Denial – in response to a FOIA request, an agency decision to disclose portions of the records and to withhold other portions that are exempt under the FOIA, or to otherwise deny a portion of the request for a procedural reason.

m. Pending Request or Pending Administrative Appeal – a request or administrative appeal for which an agency has not taken final action in all respects.

n. Perfected Request – a request for records which reasonably describes such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.

o. Processed Request or Processed Administrative Appeal – a request or administrative appeal for which an agency has taken final action in all respects.

p. Range in Number of Days – the lowest and highest number of days to process requests or administrative appeals.

q. Time Limits – the time period in the statute for an agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).

3. The nine FOIA exemptions authorize Federal agencies to withhold information are:

- a. **Exemption 1:** classified national defense and foreign relations information
- b. **Exemption 2:** information that is related solely to the internal agency rules and practices of an agency
- c. **Exemption 3:** information that is prohibited from disclosure by another federal law
- d. **Exemption 4:** trade secrets and other confidential business information
- e. **Exemption 5:** inter-agency or intra-agency communications that are protected by legal privileges
- f. **Exemption 6:** information involving matters of personal privacy
- g. **Exemption 7:** records or information compiled for law enforcement purposes, to the extent that the production of those records (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions, or (F) could reasonably be expected to endanger the life or physical safety of any individual
- h. **Exemption 8:** information relating to the supervision of financial institutions
- i. **Exemption 9:** geological information on wells

IV. EXEMPTION 3 STATUTES

Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
16 U.S.C. § 4304 (Federal Cave Protection Act of 1988)	Information concerning the specific location of any significant cave	None	BLM	4	4
16 U.S.C. § 5937 (National Parks Omnibus Management Act)	Information pertaining to: "endangered, threatened, rare, or commercially valuable" National Park System resources; "mineral or paleontological objects within units of the National Park System"; or "objects of cultural patrimony within units of the National Park System"	Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004); Sw. Ctr. for Biological Diversity v. USDA, 170 F. Supp. 2d 931, 945 (D. Ariz. 2000), aff'd, 314 F.3d 1060, 1062 (9th Cir. 2002); Pease v. U.S. Dep't of Interior, No. 1:99CV113, slip op. at 2, 4 (D. Vt. Sept. 17, 1999).	NPS	5	5
41 U.S.C. § 2102 (amending 41 U.S.C. § 423(a)(1)) (Procurement Integrity Act)	Contractor bid or proposal information; source selection information	Legal & Safety Employer Research, Inc. v. U.S. Dep't of the Army, No. Civ. S001748, 2001 WL 34098652, at *3-4 (E.D. Cal. May 4, 2001)	BLM	1	4

			BOR	1	
			NPS	2	
Fed. R. Crim. P. 32, enacted by Act of July 31, 1975, Pub. L. 94-64, 2, 89 Stat. 370	Presentence reports and recommendations	DOJ v. Julian, 486 U.S. 1, 9 (1988).	FWS	5	6
			OIG	1	
16 U.S.C. § 470hh (Archaeological Resources Protection Act of 1979)	Information pertaining to the nature and location of certain archaeological resources	Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004).	BIA	4	29
			BLM	19	
			NPS	5	
			OSM	1	
16 U.S.C. § 470w-3 (National Historic Preservation Act Amendments)	Information about the location, character or ownership of a historic resource	Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 32-33 (D.D.C. 2003) (dictum), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004)	BLM	8	9
			OSM	1	
16 U.S.C. § 470aaa-8 (Paleontological Resources Preservation Act)	Information concerning the nature and specific location of a paleontological resource	None	BLM	2	2
41 U.S.C. § 253b(m)(1)	Contractor proposals that are in	Sinkfield v. HUD, No. 10-	FWS	5	23

(currently at 41 U.S.C. § 4702)	the possession or control of an executive agency and that have not been set forth or incorporated by reference into contracts	885, 2012 U.S. Dist. LEXIS 35233, at *13-15 (S.D. Ohio Mar. 15, 2012); Margolin v. NASA, No. 09-CV-00421, 2011 WL 1303221, at *6 (D. Nev. Mar. 31, 2011); Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004).			
				NPS	6
				OS	3
				USGS	3
				OIG	1
				BIA	1
				BLM	4
25 U.S.C. § 2103(c) (Indian Mineral Development Act of 1982)	Information related to decisions to grant/disapprove minerals agreements for Indian tribes	Jicarilla Apache v. U.S., 60 Fed. Cl. 611, 613-14 (2004) (dictum) (overturned on other grounds by U.S. v. Jicarilla Apache Nation, 131 S. Ct. 2313 (2011))	BIA	3	5
			BLM	2	
Fed. R. Crim. P. 6(e), enacted by Act of July 30, 1977, Pub. L. No. 95-78,	Certain records pertaining to grand jury proceedings	Sussman v. USMS, 494 F.3d 1106, 1113 (D.C. Cir. 2007); Fund for Constitutional Gov't	FWS	1	1

91 Stat. 319		v. Nat'l Archives & Records Serv., 656 F.2d 856, 867-68 (D.C. Cir. 1981); Durham v. U.S. Atty. Gen., No. 06-843, 2008 WL 620744, at *2 (E.D. Tex. Mar. 3, 2008); Cozen O'Connor v. U.S. Dep't of Treasury, 570 F. Supp. 2d 749, 776 (E.D. Pa. 2008).			
26 U.S.C. § 6103 (Internal Revenue Code)	Certain tax return information, to include Taxpayer Identification Numbers of third parties	Church of Scientology v. IRS, 484 U.S. 9, 15 (1987); Pac. Fisheries, Inc. v. IRS, 395 F. App'x. 438, 440 (9th Cir. 2010) (unpublished disposition); Leonard v. U.S. Dep't of Treasury, No. 10-6625, 2013 WL 4517912, at *2 (D.N.J. Aug. 26, 2013).	OS	1	1

V.A. FOIA REQUESTS -- RECEIVED, PROCESSED AND PENDING FOIA REQUESTS

Agency / Component	Number of Requests Pending as of Start of Fiscal Year	Number of Requests Received in Fiscal Year	Number of Requests Processed in Fiscal Year	Number of Requests Pending as of End of Fiscal Year
BIA	162	1,564	1,587	139
BLM	159	760	778	141
BOEM	17	94	92	19
BOR	24	269	280	13
BSEE	31	153	153	31
FWS	194	1,264	1,168	290
NPS	133	764	712	185
OIG	52	133	162	23
OS	63	447	440	70
OSM	10	72	63	19
SOL	36	80	66	50
USGS	16	164	146	34
AGENCY OVERALL	897	5,764	5,647	1,014

The Department became aware during FY 14 that a few bureaus had failed to enter FOIA requests into the Department's Electronic FOIA Tracking System in a timely fashion. The Department has therefore determined that the total number of requests in FY 14 was greater than initially identified. The Department is working expeditiously to address its expanded workload. (Some other bureaus made entries that resulted in minor adjustments to the number of requests they had received and were pending at the start of FY 14, but these adjustments only slightly affect this expanded workload.)

V.B.(1). DISPOSITION OF FOIA REQUESTS -- ALL PROCESSED REQUESTS

Agency / Component	Number of Full Grants	Number of Partial Grants / Partial Denials	Number of Full Denials Based on Exemptions	Number of Full Denials Based on Reasons Other than Exemptions									TOTAL
				No Records	All Records Referred to Another Component or Agency	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper FOIA Request for Other Reason	Not Agency Record	Duplicate Request	*Explain in Chart Below	
BIA	756	391	66	193	20	28	26	21	42	3	6	35	1,587
BLM	262	225	18	70	16	79	8	12	14	7	25	42	778
BOEM	30	21	1	7	1	7	2	4	1	1	1	16	92
BOR	108	45	6	26	2	17	6	0	3	0	6	61	280
BSEE	54	40	3	29	3	8	1	0	0	7	2	6	153
FWS	591	185	35	127	4	34	4	3	5	3	18	159	1,168
NPS	322	222	32	58	5	26	16	2	1	0	18	10	712
OIG	10	80	21	29	0	2	0	1	0	2	0	17	162
OS	138	66	2	72	10	27	26	9	8	8	12	62	440
OSM	24	8	0	15	0	5	4	1	3	0	1	2	63
SOL	14	12	5	21	0	3	0	1	0	0	2	8	66
USGS	75	17	1	38	1	5	3	0	0	1	3	2	146
AGENCY OVERALL	2,384	1,312	190	685	62	241	96	54	77	32	94	420	5,647

**V.B.(2). DISPOSITION OF FOIA REQUESTS -- "OTHER" REASONS FOR "FULL DENIALS
BASED ON REASONS OTHER THAN EXEMPTIONS"**

Agency / Component	Description of "Other" Reasons for Denials from Chart B(1)	Number of Times "Other" Reason Was Relied Upon	TOTAL
BIA	Requester failed to provide requested clarification	16	35
	Requester did not respond to the bureau's communications/unable to locate requester	7	
	Requester failed to provide written consent of subject individual	1	
	Directed Requester to Another Agency or Entity	5	
	Assigned to Other Bureau/Office for Response	1	
	Request administratively closed	5	
BLM	Requester failed to provide requested clarification	28	42
	Requester did not respond to the bureau's communications/unable to locate requester	6	
	Assigned to Other Bureau/Office for Response	2	
	Human Error	1	
	Records available online	1	
	Request administratively closed	4	
BOEM	Requester failed to provide requested clarification	2	16
	Requester did not respond to the bureau's communications/unable to locate requester	2	
	Assigned to Other Bureau/Office for Response	11	
	Request administratively closed	1	
BOR	Requester failed to provide requested clarification	5	61
	Requester did not respond to the bureau's communications/unable to locate requester	2	
	Assigned to Other Bureau/Office for Response	46	
	Directed Requester to Another Agency or Entity	3	
	Human Error	2	
	Request administratively closed	3	

BSEE	Requester failed to provide requested clarification	4	6
	Assigned to Other Bureau/Office for Response	1	
	Directed Requester to Another Agency or Entity	1	
FWS	Requester failed to provide requested clarification	17	159
	Requester did not respond to the bureau's communications/unable to locate requester	4	
	Assigned to Other Bureau/Office for Response	127	
	Directed Requester to Another Agency or Entity	1	
	Human Error	2	
	Records available online	6	
	Request administratively closed	2	
NPS	Requester failed to provide requested clarification	7	10
	Requester did not respond to the bureau's communications/unable to locate requester	1	
	Directed Requester to Another Agency or Entity	1	
	Request administratively closed	1	
OIG	Requester failed to provide requested clarification	5	17
	Requester did not respond to the bureau's communications/unable to locate requester	5	
	Requester failed to provide written consent of subject individual	1	
	Assigned to Other Bureau/Office for Response	1	
	Request administratively closed	5	
OS	Requester failed to provide requested clarification	1	62
	Requester did not respond to the bureau's communications/unable to locate requester	3	
	Assigned to Other Bureau/Office for Response	20	
	Directed Requester to Another Agency or Entity	3	
	Human Error	7	
	Records available online	14	
	Request administratively closed	14	
OSM	Human Error	1	2

	Request administratively closed	1	
SOL	Assigned to Other Bureau/Office for Response	7	8
	Request administratively closed	1	
USGS	Requester failed to provide requested clarification	1	2
	Records available online	1	
AGENCY OVERALL			420

V.B.(3). DISPOSITION OF FOIA REQUESTS -- NUMBER OF TIMES EXEMPTIONS APPLIED

Agency / Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
BIA	0	2	7	37	20	340	37	0	130	0	3	0	0	3
BLM	0	2	30	39	83	136	10	0	30	0	3	3	0	11
BOEM	0	1	0	7	12	11	0	0	0	0	0	0	0	1
BOR	0	3	1	16	14	28	0	0	6	1	2	7	0	2
BSEE	0	0	0	12	9	31	3	0	3	0	1	1	0	1
FWS	0	3	11	37	76	108	33	0	44	6	30	7	0	0
NPS	0	10	18	25	47	181	26	1	42	2	17	5	0	0
OIG	1	1	2	1	26	81	15	0	58	3	1	2	0	0
OS	0	2	4	17	31	47	2	0	16	0	7	0	0	0
OSM	0	0	1	2	4	5	0	0	0	2	0	0	0	0
SOL	0	0	0	0	16	1	0	0	0	0	0	0	0	0
USGS	0	0	2	10	2	4	0	0	0	0	0	0	0	0
AGENCY OVERALL	1	24	76	203	340	973	126	1	329	14	64	25	0	18

**VIA. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS
 -- RECEIVED, PROCESSED, AND PENDING ADMINISTRATIVE APPEALS**

Agency / Component	Number of Appeals Pending as of Start of Fiscal Year	Number of Appeals Received in Fiscal Year	Number of Appeals Processed in Fiscal Year	Number of Appeals Pending as of End of Fiscal Year
FOIA/PA Appeals	197	165	90	272
				0
AGENCY OVERALL	197	165	90	272

In regard to the number of appeals pending at the start of the fiscal year, the FOIA/PA Appeals Office notes that it opened two additional FOIA appeals at the end of FY 2013 that were not reflected in the data that it submitted to the Department for the FY 2013 report.

VI.B. DISPOSITION OF ADMINISTRATIVE APPEALS -- ALL PROCESSED APPEALS

Agency / Component	Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
FOIA/PA Appeals	10	4	31	45	90
					0
AGENCY OVERALL	10	4	31	45	90

VI.C.(1). REASONS FOR DENIAL ON APPEAL -- NUMBER OF TIMES EXEMPTIONS APPLIED

Agency / Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
FOIA/PA Appeals	0	0	0	1	6	3	0	0	3	0	0	1	0	0
AGENCY OVERALL	0	0	0	1	6	3	0	0	3	0	0	1	0	0

VI.C.(2). REASONS FOR DENIAL ON APPEAL -- REASONS OTHER THAN EXEMPTIONS

Agency / Component	No Records	Records Referred at Initial Request Level	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Appeal Based Solely on Denial of Request for Expedited Processing	Other *Explain in chart below
FOIA/PA Appeals	2	0	0	2	0	0	0	2	19	1	19
AGENCY OVERALL	2	0	0	2	0	0	0	2	19	1	19

VI.C.(3). REASONS FOR DENIAL ON APPEAL -- "OTHER" REASONS

Agency / Component	Description of "Other" Reasons for Denial on Appeal from Chart C(2)	Number of Times "Other" Reason Was Relied Upon	TOTAL
FOIA/PA Appeals	Adequate search conducted	2	19
	Unable to obtain info needed to resolve appeal	8	
	Appeal withdrawn	3	
	Appeal not proper/Not an appeal	2	
	Bureau did not receive request	1	
	Bureau responded before appeal filed	2	
	Vaughn Index not required at admin level	1	
AGENCY OVERALL			19

VI.C.(4). RESPONSE TIME FOR ADMINISTRATIVE APPEALS

Agency / Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
FOIA/PA Appeals	180.00	201.00	10.00	1,617.00
AGENCY OVERALL	180.00	201.00	10.00	1,617.00

VI.C.(5). TEN OLDEST PENDING ADMINISTRATIVE APPEALS

Agency / Component		10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
FOIA/PA Appeals	Date of Appeal	2010-05-18	2010-04-12	2010-03-16	2010-03-16	2009-11-05	2009-05-20	2009-03-11	2009-01-09	2008-10-06	2008-10-03
	Number of Days Pending	1098	1124	1143	1143	1230	1324	1397	1438	1502	1503
AGENCY OVERALL	Date of Appeal	2010-05-18	2010-04-12	2010-03-16	2010-03-16	2009-11-05	2009-05-20	2009-03-11	2009-01-09	2008-10-06	2008-10-03
	Number of Days Pending	1098	1124	1143	1143	1230	1324	1397	1438	1502	1503

VII.A. FOIA REQUESTS -- RESPONSE TIME FOR ALL PROCESSED PERFECTED REQUESTS

Agency / Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
BIA	1	2	<1	36	15	24	<1	508	<1	<1	<1	<1
BLM	5	6	<1	26	27	54	<1	887	N/A	N/A	N/A	N/A
BOEM	4	5	1	14	17	60	<1	389	N/A	N/A	N/A	N/A
BOR	3	4	<1	11	13	20	<1	167	N/A	N/A	N/A	N/A
BSEE	<1	1	<1	3	26	68	2	775	819	819	819	819
FWS	2	7	<1	50	17	36	<1	522	<1	<1	<1	<1
NPS	2	10	<1	45	15	35	<1	786	15	23	4	50
OIG	1	1	<1	3	21	139	<1	1316	202	234	16	488
OS	8	8	6	10	15	44	<1	925	40	202	11	718
OSM	7	7	7	7	16	47	<1	653	N/A	N/A	N/A	N/A
SOL	6	6	6	6	20	98	<1	1279	N/A	N/A	N/A	N/A
USGS	1	1	1	1	9	35	<1	227	N/A	N/A	N/A	N/A
AGENCY OVERALL	1	4	<1	50	17	39	<1	1316	49	165	<1	819

VII.B. PROCESSED REQUESTS -- RESPONSE TIME FOR PERFECTED REQUESTS IN WHICH INFORMATION WAS GRANTED

Agency / Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
BIA	1	3	<1	36	14	24	<1	508	<1	<1	<1	<1
BLM	5	5	<1	22	30	58	<1	887	N/A	N/A	N/A	N/A
BOEM	4	4	1	6	17	64	<1	389	N/A	N/A	N/A	N/A
BOR	3	4	<1	11	15	22	<1	167	N/A	N/A	N/A	N/A
BSEE	N/A	N/A	N/A	N/A	33	70	3	775	819	819	819	819
FWS	1	3	<1	13	19	37	<1	522	<1	<1	<1	<1
NPS	1	2	<1	8	15	37	<1	786	11	17	4	49
OIG	<1	<1	<1	1	36	180	<1	1316	382	295	58	488
OS	6	6	6	6	22	57	<1	925	31	253	11	718
OSM	N/A	N/A	N/A	N/A	20	40	1	233	N/A	N/A	N/A	N/A
SOL	6	6	6	6	29	164	1	1279	N/A	N/A	N/A	N/A
USGS	1	1	1	1	15	41	<1	227	N/A	N/A	N/A	N/A
AGENCY OVERALL	1	3	<1	36	18	42	<1	1316	40	196	<1	819

VII.C. PROCESSED COMPLEX REQUESTS -- RESPONSE TIME IN DAY INCREMENTS

Agency / Component	<1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
BIA	872	227	60	19	21	8	4	1	1	2	18	2	3	1,238
BLM	213	143	66	36	14	15	11	10	5	6	13	6	7	545
BOEM	32	5	5	1	0	0	3	1	1	0	1	4	0	53
BOR	132	27	7	5	3	2	1	0	1	0	0	0	0	178
BSEE	54	30	14	9	5	1	2	1	2	0	3	0	6	127
FWS	530	160	68	47	29	20	14	13	6	3	12	4	5	911
NPS	381	105	51	27	15	12	8	5	1	3	3	5	6	622
OIG	59	18	6	2	1	4	2	1	2	0	7	4	13	119
OS	157	54	23	12	6	7	2	2	5	1	8	4	2	283
OSM	29	9	2	4	1	1	0	2	0	0	1	0	1	50
SOL	26	7	2	4	2	1	2	1	1	0	1	1	3	51
USGS	84	15	12	4	2	1	0	5	3	2	4	0	0	132
AGENCY OVERALL	2,569	800	316	170	99	72	49	42	28	17	71	30	46	4,309

VII.C. PROCESSED REQUESTS GRANTED EXPEDITED PROCESSING -- RESPONSE TIME IN DAY INCREMENTS

Agency / Component	<1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
BIA	2	0	0	0	0	0	0	0	0	0	0	0	0	2
BLM	0	0	0	0	0	0	0	0	0	0	0	0	0	0
BOEM	0	0	0	0	0	0	0	0	0	0	0	0	0	0
BOR	0	0	0	0	0	0	0	0	0	0	0	0	0	0
BSEE	0	0	0	0	0	0	0	0	0	0	0	0	1	1
FWS	1	0	0	0	0	0	0	0	0	0	0	0	0	1
NPS	4	0	2	0	0	0	0	0	0	0	0	0	0	6
OIG	1	0	2	0	1	0	0	0	0	0	0	2	2	8
OS	1	1	1	0	0	0	0	0	0	0	0	0	1	4
OSM	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SOL	0	0	0	0	0	0	0	0	0	0	0	0	0	0
USGS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	9	1	5	0	1	0	0	0	0	0	0	2	4	22

VII.D. PENDING REQUESTS -- ALL PENDING PERFECTED REQUESTS

Agency / Component	SIMPLE			COMPLEX			EXPEDITED PROCESSING		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
BIA	1	1	1	100	14	65	0	N/A	N/A
BLM	1	15	15	129	25	89	0	N/A	N/A
BOEM	0	N/A	N/A	18	29	111	0	N/A	N/A
BOR	0	N/A	N/A	11	25	27	0	N/A	N/A
BSEE	0	N/A	N/A	26	29	65	0	N/A	N/A
FWS	1	6	6	248	57	118	0	N/A	N/A
NPS	3	24	34	153	47	122	1	149	149
OIG	0	N/A	N/A	22	83	172	0	N/A	N/A
OS	0	N/A	N/A	61	142	189	3	239	239
OSM	0	N/A	N/A	15	113	133	0	N/A	N/A
SOL	0	N/A	N/A	46	225	321	0	N/A	N/A
USGS	0	N/A	N/A	33	48	101	0	N/A	N/A
AGENCY OVERALL	6	11	21	862	48	122	4	239	216

VII.E. PENDING REQUESTS -- TEN OLDEST PENDING PERFECTED REQUESTS

Agency / Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
BIA	Date of Receipt	2013-11-22	2013-11-07	2013-08-12	2013-07-01	2013-05-16	2013-02-26	2012-10-24	2012-10-15	2012-06-05	2012-02-16
	Number of Days Pending	214	224	285	314	345	402	484	491	582	658
BLM	Date of Receipt	2013-06-26	2013-04-26	2013-04-05	2012-10-09	2012-09-25	2012-07-16	2012-05-11	2012-01-18	2012-01-09	2011-04-15
	Number of Days Pending	317	359	374	495	504	554	598	679	685	868
BOEM	Date of Receipt	2014-08-20	2014-08-18	2014-07-10	2014-06-03	2014-05-23	2014-04-08	2014-03-27	2013-11-25	2012-12-17	2011-12-07
	Number of Days Pending	28	30	57	83	89	122	130	213	448	706
BOR	Date of Receipt	2014-09-29	2014-09-25	2014-09-24	2014-09-11	2014-08-25	2014-08-21	2014-08-14	2014-08-05	2014-06-17	2014-06-02
	Number of Days Pending	1	3	4	13	25	27	32	39	73	84
BSEE	Date of Receipt	2014-08-01	2014-07-29	2014-07-14	2014-07-09	2014-06-24	2014-06-16	2014-06-06	2014-05-05	2014-01-21	2011-12-16
	Number of Days	41	44	55	58	68	74	80	103	176	699

	Pending											
FWS	Date of Receipt	2012-06-12	2012-05-11	2012-03-06	2012-02-08	2011-10-05	2011-09-30	2011-04-25	2011-03-23	2011-03-10	2010-09-02	
	Number of Days Pending	577	598	646	664	748	751	862	885	894	1021	
NPS	Date of Receipt	2012-09-19	2012-05-06	2012-04-20	2012-03-06	2012-03-05	2012-02-06	2012-01-03	2011-09-26	2011-09-13	2011-01-07	
	Number of Days Pending	508	602	613	646	647	666	689	755	764	936	
OIG	Date of Receipt	2014-02-27	2014-01-21	2014-01-21	2013-12-30	2013-12-03	2013-05-02	2013-04-10	2013-04-10	2012-03-13	2011-12-08	
	Number of Days Pending	150	176	176	190	208	355	371	371	641	705	
OS	Date of Receipt	2013-04-02	2013-02-13	2013-02-12	2013-02-11	2013-02-05	2012-11-16	2012-04-10	2012-02-14	2012-02-03	2011-04-26	
	Number of Days Pending	377	410	411	412	416	468	621	660	667	861	
OSM	Date of Receipt	2014-04-21	2014-04-21	2014-04-21	2014-04-21	2014-04-21	2014-04-21	2014-03-25	2013-09-18	2013-06-14	2013-05-14	
	Number of Days Pending	113	113	113	113	113	113	132	259	325	347	

SOL	Date of Receipt	2012-12-12	2012-10-18	2012-08-20	2012-05-23	2012-02-17	2011-04-11	2011-03-10	2011-02-14	2011-02-10	2010-11-29
	Number of Days Pending	451	488	529	590	657	872	894	911	913	963
USGS	Date of Receipt	2013-12-12	2013-11-26	2013-11-21	2013-11-07	2013-11-05	2013-10-28	2013-10-18	2013-09-19	2013-08-23	2013-08-19
	Number of Days Pending	201	212	215	224	226	232	238	258	276	280
AGENCY OVERALL	Date of Receipt	2011-04-15	2011-04-11	2011-03-23	2011-03-10	2011-03-10	2011-02-14	2011-02-10	2011-01-07	2010-11-29	2010-09-02
	Number of Days Pending	868	872	885	894	894	911	913	936	963	1021

VIII.A. REQUESTS FOR EXPEDITED PROCESSING

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
BIA	2	13	9	13	10
BLM	0	5	8	9	4
BOEM	0	0	N/A	N/A	0
BOR	0	3	2	3	3
BSEE	1	5	12	27	3
FWS	1	7	2	3	8
NPS	6	6	0	4	10
OIG	8	17	0	1	25
OS	4	3	1	2	6
OSM	0	0	N/A	N/A	0
SOL	0	0	N/A	N/A	0
USGS	0	0	N/A	N/A	0
AGENCY OVERALL	22	59	2	7	69

VIII.B. REQUESTS FOR FEE WAIVER

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
BIA	46	2	10	17
BLM	159	5	1	8
BOEM	6	1	1	4
BOR	20	0	6	23
BSEE	10	5	5	10
FWS	211	5	1	11
NPS	52	7	0	4
OIG	28	3	0	1
OS	3	2	3	4
OSM	5	0	0	0
SOL	1	0	0	0
USGS	9	0	0	0
AGENCY OVERALL	550	30	2	12

IX. FOIA PERSONNEL AND COSTS

Agency / Component	PERSONNEL			COSTS		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff"	Processing Costs	Litigation-Related Costs	Total Costs
BIA	3	17.23	20.23	\$1,639,503.74	\$0.00	\$1,639,503.74
BLM	12	20.5	32.5	\$2,925,319.42	\$9,000.00	\$2,934,319.42
BOEM	1	2.8	3.8	\$377,235.70	\$0.00	\$377,235.70
BOR	3	5.5	8.5	\$662,113.93	\$918.00	\$663,031.93
BSEE	4	3.5	7.5	\$548,318.25	\$0.00	\$548,318.25
FWS	3	16.52	19.52	\$1,691,224.04	\$0.00	\$1,691,224.04
NPS	2	10	12	\$978,604.50	\$35,000.00	\$1,013,604.50
OIG	4	0	4	\$346,667.38	\$0.00	\$346,667.38
OS	6	0	6	\$733,427.23	\$0.00	\$733,427.23
OSM	1	0.58	1.58	\$153,193.35	\$0.00	\$153,193.35
SOL	1	0	1	\$84,205.75	\$10,000.00	\$94,205.75
USGS	1	2	3	\$622,881.26	\$22,056.00	\$644,937.26
FOIA/PA Appeals	1	1.5	2.5	\$500,000.00	\$375,000.00	\$875,000.00
AGENCY OVERALL	42	80.13	122.13	\$11,262,694.55	\$451,974.00	\$11,714,668.55

X. FEES COLLECTED FOR PROCESSING REQUESTS

Agency / Component	Total Amount of Fees Collected	Percentage of Total Costs
BIA	\$13,383.30	0.82%
BLM	\$14,843.95	0.51%
BOEM	\$1,951.80	0.52%
BOR	\$16,816.03	2.54%
BSEE	\$5,635.55	1.03%
FWS	\$17,819.70	1.05%
NPS	\$15,450.05	1.58%
OIG	\$0.00	0.00%
OS	\$19,787.25	2.70%
OSM	\$0.00	0.00%
SOL	\$0.00	0.00%
USGS	\$14,402.60	2.31%
AGENCY OVERALL	\$120,090.23	1.07%

XII.A. BACKLOGS OF FOIA REQUESTS AND ADMINISTRATIVE APPEALS

Agency / Component	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
BIA	36	N/A
BLM	67	N/A
BOEM	8	N/A
BOR	5	N/A
BSEE	14	N/A
FWS	192	N/A
NPS	112	N/A
OIG	16	N/A
OS	43	N/A
OSM	13	N/A
SOL	48	N/A
USGS	24	N/A
FOIA/PA Appeals	0	268
AGENCY OVERALL	578	268

XII.B. CONSULTATIONS ON FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING CONSULTATIONS

Agency / Component	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>Start</u> of the Fiscal Year	Number of Consultations <u>Received</u> from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Processed</u> by the Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>End</u> of the Fiscal Year
BIA	0	3	3	0
BLM	0	0	0	0
BOEM	0	5	5	0
BOR	0	0	0	0
BSEE	0	3	3	0
FWS	0	5	5	0
NPS	0	0	0	0
OIG	0	0	0	0
OS	1	20	21	0
OSM	0	0	0	0
SOL	0	0	0	0
USGS	0	2	1	1
AGENCY OVERALL	1	38	38	1

**XII.D.(1). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT --
REQUESTS RECEIVED AND PROCESSED**

Agency / Component	NUMBER OF REQUESTS <u>RECEIVED</u>		NUMBER OF REQUESTS <u>PROCESSED</u>	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
BIA	2,011	1,564	1,958	1,587
BLM	944	760	940	778
BOEM	87	94	96	92
BOR	234	269	219	280
BSEE	183	153	238	153
FWS	1,277	1,264	1,239	1,168
NPS	810	764	811	712
OIG	98	133	113	162
OS	410	447	431	440
OSM	61	72	63	63
SOL	75	80	95	66
USGS	169	164	168	146
AGENCY OVERALL	6,359	5,764	6,371	5,647

Some bureaus made entries in FY 14 that resulted in minor adjustments to the number of requests they had

received and processed during FY 13.

XII.D.(2). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED REQUESTS

Agency / Component	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
BIA	36	36
BLM	66	67
BOEM	8	8
BOR	4	5
BSEE	16	14
FWS	93	192
NPS	60	112
OIG	38	16
OS	43	43
OSM	3	13
SOL	32	48
USGS	3	24
AGENCY OVERALL	402	578

Some bureaus made entries in FY 14 that resulted in minor adjustments to the number of requests that were backlogged at the end of FY 13.

XII.E.(1). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- APPEALS RECEIVED AND PROCESSED

Agency / Component	NUMBER OF APPEALS <u>RECEIVED</u>		NUMBER OF APPEALS <u>PROCESSED</u>	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
FOIA/PA Appeals	177	165	177	90
AGENCY OVERALL	177	165	177	90

In regard to the number of appeals from last year's annual report, the FOIA/PA Appeals Office notes that it opened two additional FOIA appeals at the end of FY 2013 that were not reflected in the data that it submitted to the Department for the FY 2013 report.

XII.E.(2). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED APPEALS

Agency / Component	Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report
FOIA/PA Appeals	164	268
AGENCY OVERALL	164	268

