



Department of Energy
Richland Operations Office
P.O. Box 550
Richland, Washington 99352

May 1, 2012

CERTIFIED MAIL

Mr. Mike Nartker
Weapons Complex Monitor
4455 Connecticut Avenue, NW
Suite A-700
Washington, D.C. 20008

Dear Mr. Nartker:

FREEDOM OF INFORMATION ACT REQUEST (FOI 2012-01149)

Your Freedom of Information Act (FOIA) request dated April 13, 2012, addressed to the U.S. Department of Energy (DOE) Headquarters FOIA Office has been forwarded to this office for response and was received on April 27, 2012. In that letter you requested the following information:

1. "Information on any noncompetitive personnel services contract CH2M Hill Plateau Remediation Co. awarded to CH2M Hill, Inc. from Jan. 1, 2009, to Jan. 1, 2011."
2. "Information on any and all purchase orders awarded from Jan. 1, 2009, to Jan. 1, 2011, under any personnel services contract CH2M Hill Plateau Remediation Co. awarded to CH2M Hill, Inc, including types of service personnel sought, periods of performance and estimated cost."

According to the U.S. Department of Energy's (DOE) contract with CH2M Hill Plateau Remediation Company (CHPRC), records relating to any procurement action by the Contractor are the property of the Contractor, with the exception of records that under 48 CFR 970.5232-3, Accounts, Records, and Inspections, are described as the property of the Government. The documents you have requested relate to procurement actions between CHPRC and the subcontractor. Accordingly, the documents do not fall under 48 CFR 970.5232-3 and are not subject to the provisions of the FOIA.

We have conducted a thorough search for any records in the possession of the government and were unable to locate any. This search was conducted by those within the agency who are most familiar with the subject matter of your request, in locations where documents would most likely be found.

Mr. Mike Nartker

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The undersigned individual is responsible for this determination. You have the right to appeal to the Office of Hearings and Appeals, as provided in 10 CFR 1004.8, for any information denied to you in this letter or for the adequacy of our search. Any such appeal shall be made in writing to the following address: Director, Office of Hearings and Appeals (HG-1), U.S. Department of Energy, L'Enfant Plaza Building, 1000 Independence Avenue SW, Washington, D.C. 20585-1615, and shall be filed within 30 days after receipt of this letter. Should you choose to appeal, please provide this office with a copy of your letter.

If you have any questions regarding your request, please contact me at our address above or on (509) 376-6288.

Sincerely,



Dorothy Riehle
Freedom of Information Act Officer
Office of Communications
and External Affairs

OCE:DCR