



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

May 11, 2015

CERTIFIED MAIL

Mr. Erich Potter
Oles Morrison Rinker Baker, L.L.P.
701 Pike Street, Suite 1700
Seattle, Washington 98101

Dear Mr. Potter:

FREEDOM OF INFORMATION ACT REQUEST (FOI 2015-01113)

This letter is in response to your Freedom of Information Act (FOIA) request dated March 30, 2015. In that letter you requested the following information regarding Contract No. DE-AC06-08RL14788:

1. "All cost accounting records, invoices, requests for payment with attachment exhibits and wage rates, and other documents relating to amounts CHPRC earned, billed, or charged DOE from January 1, 2013, to present under Contract No. DE-AC06-08RL14788."
2. "Actual annual contract costs earned by CHPRC for which it sought reimbursement from DOE from January 1, 2013, to present. Table B.4-1 taken from Section B Modification 393 of the Contract, indicates estimated contract costs, with this request we are seeking the comparable actual costs."
3. "All documents relating to any and all award fee awards and/or payments made to CHPRC pursuant to Section B and Section J.4 of the CHPRC Conformed Contract (i.e., Contract No. DE-AC06-08RL14788) from 2008 to date."

On April 27, 2015, you withdrew items 1 and 2 of your request and narrowed item 3 to the following items:

1. Summary document(s) that provide what was actually awarded to CHPRC for award fee from FY 2008 to present. If no summary document(s) exist, you requested we provide the RL letter provided to CHPRC that provides the amount for each FY. You stated RL would be the most likely office that would have responsive documents.
2. Correspondence that CHPRC provides to RL that provides the estimated projection of what CHPRC believes it is entitled to and should receive for FY 2015 through FY 2018. You stated CHPRC would be the most likely office that would have responsive documents.
3. Summary documents of DOE Projections of potential fee awards to be provided to CHPRC for FY 2015 through FY 2018. You stated RL would be the most likely office that would have responsive documents.

In response to item 1, enclosed you will find DOE Letters No. 15- PRO-0175, 15-PRO-0002, 11-PRO-0300, 11-PRO-0311, 12-PRO-0288 and 14-PRO-0053 that have been deemed responsive to this item of your request.

Mr. Erich Potter

-2-

May 11, 2015

In response to item 2, according to CHPRC, the only time it provides DOE an entitlement request is when a milestone has been completed. The documents enclosed (CHPRC letters no. CHPRC-1405263 dated December 22, 2014, and CHPRC-1405263.1 dated April 9, 2015) reflect information associated with the completion of a milestone for payment in Fiscal Year 2015. There are no documents associated with this for the remaining requested fiscal years.

In response to item 3, enclosed is a copy of Table B, 4-1 "Contract Cost and Contract Fee" from Modification 394 and "Performance Measure PM-11-1" located in Section J of Modification No. 397.

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 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.

Costs associate with your request are as follows:

Reproduction – 92 pages \$ 0.05/page	\$	4.60
Search time – 2 hours @ \$41.40/hour		82.80
Review time – 1 hour @\$47.16/hour		<u>47.16</u>
Total	\$	134.56

Your check should be made payable to the U.S. Department of Energy and forwarded to my attention at P.O. Box 550, Richland, Washington 99352.

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

Sincerely,

-Original Signed By-

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

OCE:DCR

Enclosures