



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

Certified Mail

April 24, 2017

Ms. Jamie Robison
Tri-City Railroad Company
10 North Washington Street
Kennewick, Washington 99336

Dear Ms. Robison:

FREEDOM OF INFORMATION ACT REQUEST (FOI 2017-00912)

This letter is in response to the electronic Freedom of Information Act (FOIA) request you submitted to this office requesting "a copy of the recent (2017) agreement between the Mission Support Alliance and Burlington Northern Santa Fe Railroad to operate on a stretch of DOE owned track in Richland, WA." Your request was received in this office on April 17, 2017.

Your request was assigned to the Mission Support Alliance, L.L.C. (MSA) to conduct a search for records in its files. According to MSA, they do not have an agreement with the Burlington Northern Santa Fe Railroad to operate a stretch of DOE owned track, therefore, no responsive documents were located and your request must be denied.

For the purpose of assessment of fees, you have been categorized under the DOE regulation at Title 10, Code of Federal Regulations (CFR), Section 1004.9(b)(1), as a "commerical" requester. Requesters in this category are charged fees for all reasonable search, review and duplication costs. However, as costs associated with your request were minimal, there will be no charge for this response.

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. Your appeal shall be filed within 90 days after receipt of this letter. You may submit your appeal by e-mail to OHA.filings@hq.doe.gov, including the phrase "Freedom of Information Appeal" in the subject line. Alternatively, any such appeal may 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. Should you choose to appeal, please provide my office with a copy of your e-mail or letter.

You may contact the DOE Richland Operations Office's FOIA Public Liaison, Richard Buel, at (509) 376-3375, or by mail at P.O. Box 550, Richland, Washington, 99352 for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

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

Sincerely,

-Original Signed By-

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

OCE:DCR