



governmentattic.org

"Rummaging in the government's attic"

Description of document: Office of Management and Budget (OMB) records provided to Chairman Darrell Issa, House Oversight and Government Reform Committee, concerning the administration of the Freedom of Information Act (FOIA), 2011

Requested: 10-December-2011

Released date: 22-February-2011

Posted date: 12-March-2012

Source of document: Dionne Hardy, FOIA Officer
Office of Management and Budget
725 17th Street NW, Room 9026
Washington, DC 20503
Fax: 202.395.3504

Note: This is one of several files on the same subject for various agencies available on governmentattic.org. See: <http://www.governmentattic.org/5docs/chairmanIssa.htm>

The governmentattic.org web site ("the site") is noncommercial and free to the public. The site and materials made available on the site, such as this file, are for reference only. The governmentattic.org web site and its principals have made every effort to make this information as complete and as accurate as possible, however, there may be mistakes and omissions, both typographical and in content. The governmentattic.org web site and its principals shall have neither liability nor responsibility to any person or entity with respect to any loss or damage caused, or alleged to have been caused, directly or indirectly, by the information provided on the governmentattic.org web site or in this file. The public records published on the site were obtained from government agencies using proper legal channels. Each document is identified as to the source. Any concerns about the contents of the site should be directed to the agency originating the document in question. GovernmentAttic.org is not responsible for the contents of documents published on the website.



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

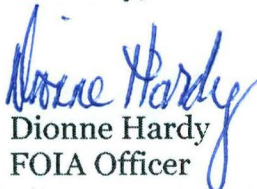
February 22, 2011

This responds to your Freedom of Information Act (FOIA) request to the Office of Management and Budget (OMB) dated December 10, 2011, which was received in this office on December 12, 2011, and assigned tracking number 12-043. Your request asked for copies of records and correspondence provided to the Honorable Darrell Issa, Chairman of the House Committee on Oversight and Government Reform, in response to his office's January 2011 inquiry concerning OMB's administration of FOIA, and copies of any correspondence sent during 2011 to his office concerning FOIA.

After reviewing your request, OMB conducted a search of its files for the information described above, and we have identified 166 pages that are responsive to your request. The pages are enclosed herein in their entirety.

If you have any questions, please feel free to contact me at 202-395-3642.

Sincerely,


Dionne Hardy
FOIA Officer

Enclosures

DARRELL E. ISSA, CALIFORNIA
CHAIRMAN

ELIJAH E. CUMMINGS, MARYLAND
RANKING MINORITY MEMBER

ONE HUNDRED TWELFTH CONGRESS
Congress of the United States
House of Representatives
COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

Majority (202) 225-5074
Minority (202) 225-5051

January 25, 2011

Dionne Hardy
FOIA Officer
Office of Management and Budget
9026 New Executive Office Building
Washington, D.C. 20503

Dear Ms. Hardy:

The Freedom of Information Act ("FOIA") is one of the most important tools for government transparency and accountability. In their mission to find waste, fraud, and abuse, the oversight and investigative committees of Congress, including the Committee on Oversight and Government Reform ("Committee"), are often assisted by tips, complaints, and briefings from media organizations, watchdog groups, and concerned citizens. These private-sector actors are often the first to become aware of federal inefficiency or malfeasance. FOIA allows them to scrutinize the activities of federal agencies. Without FOIA, they could not hold the government accountable, nor could they provide crucial assistance to Congressional oversight. President Obama recognized the importance of FOIA when he made it the subject of an executive memorandum on his second day in office.¹

The Committee, as the principal oversight committee in the House of Representatives with broad oversight jurisdiction as set forth in House Rule X, is very interested in ensuring that all federal agencies respond in a timely, substantive, and non-discriminatory manner to requests for information under FOIA. To enable the Committee to understand the impact of recent changes to FOIA procedures and to evaluate agencies' compliance with FOIA, please provide the following information, records, and explanations by **February 15, 2011 at 5:00 pm**.

1. Provide your agency's FOIA log(s) for the five years preceding the date of this letter, in Microsoft Excel or a similar format that allows sorting by column or information category, including at least the following information: (a) the name of the requestor; (b) the date of the request; (c) a brief description of the documents or records sought by the request; (d) any tracking number assigned to the request by your agency pursuant to Section 7 of the OPEN Government Act of 2007²; (e) the date the request was closed, if it

¹ The White House, Memorandum for the Heads of Executive Departments and Agencies, Jan. 21, 2009, available at http://www.whitehouse.gov/the_press_office/FreedomofInformationAct/ ("[T]he Freedom of Information Act, which encourages accountability through transparency, is the most prominent expression of a profound national commitment to ensuring an open Government").

² Pub. L. No. 110-175.

126581

20352

Dionne Hardy
January 24, 2011
Page 2

is not still outstanding; (f) whether any records were provided in response to the request; and (g) any additional identification number or code assigned to the request by your agency for internal use.

2. On each log provided in response to Request No. 1, identify each FOIA request to your agency that was submitted more than 45 days prior to the date of this letter and to which your agency has not yet issued a complete and final response.

3. For each FOIA request identified in response to Request No. 2, provide all communications between your agency and the requestor.

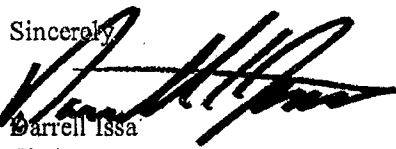
4. Identify any federal judicial action in which your agency, within the five years preceding the date of this letter, has been ordered by the court to pay any attorneys' fees or other litigation costs incurred by a FOIA requestor under 5 U.S.C. § 552(a)(4)(E) or under any similar law or regulation.

5. For each federal action identified in response to Request No. 4, provide a copy of the court order requiring your agency to pay attorney fees or other litigation costs.

Please note that for purposes of responding to this request, the terms "records," "communications," and "referring or relating" should be interpreted consistently with the attached Definitions of Terms.

Thank you for your prompt attention to this matter. If you have any questions regarding this request, please contact Hudson Hollister or Tegan Millspaw with the Committee staff at (202) 225-5074.

Sincerely,



Darrell Issa
Chairman

cc: Hon. Elijah Cummings, Ranking Member, Committee on Oversight and Government Reform

David Ferriero, Archivist of the United States

Miriam Nisbet, Director, National Archives, Office of Government Information Services

Attachment

Definition of Terms

1. The term "record" means any written, recorded, or graphic matter of any nature whatsoever, regardless of how recorded, and whether original or copy, including, but not limited to, the following: memoranda, reports, expense reports, books, manuals, instructions, financial reports, working papers, records notes, letters, notices, confirmations, telegrams, receipts, appraisals, pamphlets, magazines, newspapers, prospectuses, interoffice and intra office communications, electronic mail (e-mail), contracts, cables, notations of any type of conversation, telephone call, meeting or other communication, bulletins, printed matter, computer printouts, teletypes, invoices, transcripts, diaries, analyses, returns, summaries, minutes, bills, accounts, estimates, projections, comparisons, messages, correspondence, press releases, circulars, financial statements, reviews, opinions, offers, studies and investigations, questionnaires and surveys, and work sheets (and all drafts, preliminary versions, alterations, modifications, revisions, changes, and amendments of any of the foregoing, as well as any attachments or appendices thereto), and graphic or oral records or representations of any kind (including without limitation, photographs, charts, graphs, microfiche, microfilm, videotape, recordings and motion pictures), and electronic, mechanical, and electric records or representations of any kind (including, without limitation, tapes, cassettes, disks, and recordings) and other written, printed, typed, or other graphic or recorded matter of any kind or nature, however produced or reproduced, and whether preserved in writing, film, tape, disk, videotape or otherwise. A record bearing any notation not a part of the original text is to be considered a separate record. A draft or non-identical copy is a separate record within the meaning of this term.
2. The term "communication" means each manner or means of disclosure or exchange of information, regardless of means utilized, whether oral, electronic, by document or otherwise, and whether face-to-face, in a meeting, by telephone, mail, telexes, discussions, releases, personal delivery, or otherwise.
3. The terms "referring or relating," with respect to any given subject, means anything that constitutes, contains, embodies, reflects, identifies, states, refers to, deals with or is in any manner whatsoever pertinent to that subject.



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

MAR - 7 2011

The Honorable Darrell Issa
Chairman
Committee on Oversight and
Government Reform
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

Thank you for your letter of January 25, 2011, regarding the Office of Management and Budget's (OMB) administration of the Freedom of Information Act (FOIA). As you note in your letter, the President on January 22, 2009, issued a Memorandum on the Freedom of Information Act. In this Memorandum, the President emphasized that FOIA "encourages accountability through transparency" and "is the most prominent expression of a profound national commitment to ensuring an open Government." As the Chief FOIA Officer, I am responding on OMB's behalf.

In response to your letter, I am enclosing a FOIA log for each of the five previous years. These logs contain the following information for each FOIA request that OMB received during this time period: (1) the name of the requester, (2) the date of the request, (3) a brief description of the documents sought by the request, (4) the tracking number OMB assigned to the request, (5) the date the request was closed, and (6) whether records were provided in response. In response to your request, we have highlighted in the logs all of the open FOIA requests that had been pending at OMB for over forty-five calendar days as of the date of your letter. The entries in the logs that correspond to those requests are in bold, with an asterisk in the left hand margin, for your reference. All correspondence between OMB and the requesters regarding those pending requests is also enclosed here.

In addition, your letter asked about federal judicial action in which, within the past five years, a court ordered OMB to pay attorneys' fees or other litigation costs. During this time period, OMB did not receive any such court orders. However, settlement agreements were reached in three FOIA lawsuits, initiated prior to 2008, in which OMB, in consultation with the Department of Justice, agreed to make additional disclosures of documents and to pay reasonable attorneys' fees. These cases were Public Citizen, Inc. v. OMB, 569 F.3d 434 (D.C. Cir. 2009); Center for Biological Diversity v. OMB, 625 F. Supp. 2d 885 (N.D. Cal. 2009); and Natural Resources Defense Council, Inc. v. DOD, 388 F. Supp. 2d 1086 (C.D. Cal. 2005), 442 F. Supp. 2d 857 (C.D. Cal. 2006). Pursuant to those settlement agreements, OMB paid \$175,000, \$63,000 and \$20,519, respectively.

I have also enclosed copies of OMB's Annual FOIA Reports for the past five years, which are available on OMB's website at http://www.whitehouse.gov/omb/foia_annual_reports/. These annual reports demonstrate OMB's commitment to ensuring that there is an effective system in place at OMB for responding to FOIA requests and for applying the

"presumption of disclosure" that, as the President stated in his Memorandum, "should be applied to all decisions involving FOIA."

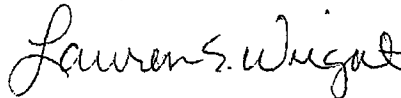
As an illustration of OMB's commitment, OMB had only one FOIA request on the backlog list at the end of Fiscal Year (FY) 2009, and only two such requests at the end of FY 2010. In addition, during FY 2009, OMB increased the number of FOIA requests for which OMB responded with a full or partial release and, during that same period, OMB's full withholdings decreased by over 50% percent. This trend continued during FY 2010, with a further increase in OMB's full or partial releases and a further substantial reduction in full withholdings (during FY 2010, OMB responded with a full withholding to only 4% of the FOIA requests).

OMB has also been pro-actively increasing transparency. This in accordance with the President's Memorandum on Transparency and Open Government, which the President issued on the same day he issued the Memorandum on FOIA. Specifically, OMB has made significant progress in increasing its use of the Internet to increase dissemination of information, thereby enabling the public to obtain information and data without having to file FOIA requests.

Information regarding OMB's transparency activities is provided in OMB's Chief FOIA Officer reports (the Chief FOIA Officer reports are in addition to the annual FOIA reports previously discussed). The issuance of Chief FOIA Officer reports began last year, and OMB's report for last year is publicly available on OMB's website http://www.whitehouse.gov/sites/default/files/omb/assets/foia/Chief_FOIA_Report_05-2010.pdf (a copy is enclosed for your reference as well). OMB is currently developing its second Chief FOIA Officer report and anticipates that it will be finalized and publicly available shortly. These reports summarize the information OMB now proactively disseminates, such as information on OIRA reviews of draft rules and a history of economic forecasts. The reports also explain the various Federal websites that OMB uses to disseminate information, which include USAspending.gov and Recovery.gov. As these reports indicate, OMB's transparency activities involve offices throughout OMB.

We hope that you find this information helpful.

Sincerely,



Lauren E. Wright
Assistant Director for
Management and Operations

Enclosures

Initial FOIA Requests - 2006

FOIA Number	Days Pending	In	Out	Requester	Subject	Grant
06-001	47	10/4/2005	12/9/2005	Thomas Selgas	Form Information Release Request	All
06-002	47	10/4/2005	12/9/2005	Mac Allen Edwards	Form Information Release Request	None
06-003	37	10/14/2005	12/6/2005	Devorah Adler	Correspondence Information Release Request	None
06-004	40	10/14/2005	12/9/2005	Andrew Arndt	Transmittal of An Adoption of A Variance to the National Consensus Standard Information Release Request	None
06-005	40	10/14/2005	12/9/2005	Robert Kelliher	Form Information Release Request	All
06-006	37	10/14/2005	12/6/2005	Devorah Adler	Correspondence Information Release Request	None
06-007	49	10/14/2005	12/27/2005	James Mayberry	Federal Acquisition Computer Network Electronic Commerce, Electronic Procurement System Information Release Request	All
06-009	42	10/18/2005	12/14/2005	Marc Melnick	Motor Vehicle Carbon Dioxide Emissions Regulation Information Request	Part
06-010	13	10/18/2005	10/31/2005	John Sullivan	FOIA Status Request	Withdrawn
06-011	13	10/20/2005	11/7/2005	Johann King	Procurement Contracts Information Release Request	All
06-012	36	11/2/2005	12/27/2005	James L. Wells	Form Information Release Request	All
06-013	5	11/2/2005	11/7/2005	Michael Litherland	Form Information Release Request	Duplicate
06-014	78	11/2/2005	2/27/2006	Joseph Banister	Form Information Release Request	All
06-015	20	11/2/2005	12/2/2005	Kimberly Palmer	Implementing Strategic Sourcing Documents Release Request	Denied
06-016	9	11/2/2005	11/16/2005	Timothy Condon	Federal Acquisition Conference and Exposition Materials Release Request	None
06-017	2	11/8/2005	11/9/2005	Monica Gable	Motor Vehicle Carbon Dioxide Emissions Regulation Information Request	Duplicate
06-018	8	11/8/2005	11/23/2005	Melina Baez	Contract Information Release Request	None
06-019	11	11/8/2005	11/23/2005	Jeffrey Richelson	Military Information Release Request	None
06-020	20	11/15/2005	12/14/2005	Nick Schwellenbach	Office of Federal Procurement Policy Personnel Information Release Request	Denied
06-021	88	11/15/2005	3/22/2006	Bryan Malatesta	Form Information Release Request	All
06-022	70	11/15/2005	2/27/2006	Edward C. Knittel	Form Information Release Request	All
06-023	17	11/17/2005	12/9/2005	David Glasgal	Document Search Request	None
06-024	61	11/17/2005	2/17/2006	Michael Jack Stephens	Form Information Release Request	All
06-025	35	11/17/2005	1/10/2006	Greg Talmage	Correspondence Information Release Request	All

06-026	2	11/17/2005	11/17/2005	Alfreda Lanier	Homeland Security Presidential	Duplicate
					Directive-12 Information Release Request	
06-027	20	11/17/2005	12/16/2005	Nick Schwellenbach	OMB Personnel Information Release	Denied
					Request	
06-028	4	11/17/2005	11/23/2005	The Caldwells	Grant Information Release Request	None
06-029	7	11/22/2005	12/9/2005	Nathan Hellem	Contract Information Release Request	None
06-030	97	11/22/2005	3/30/2006	Ronald Weston	Form Information Release Request	All
06-031	32	11/22/2005	12/27/2005	Kenneth Gollither	Banks Information Release Request	All
06-032	79	11/30/2005	3/27/2006	Robert Schwartz	Drug Information Release Request	Part
06-033	58	12/2/2005	2/21/2006	Jennifer Soule	Office of Federal Procurement Policy	None
					Information Release Request	
06-034	76	12/2/2005	3/22/2006	Richard Orville Torp	Form Information Release Request	All
06-035	7	12/2/2005	12/9/2005	William MacDonald	Grant Information Release Request	None
06-036	57	12/5/2005	2/27/2006	Paul Robert Erb	Form Information Release Request	All
06-037	12	12/8/2005	12/27/2005	Linda Lockwood	Federal Procurement Information	None
					Release Request	
06-038	72	12/8/2005	3/22/2006	Richard Lawrence Moats	Form, Fee and United States Code	All
					Information Release Request	
06-039	21	12/8/2005	12/29/2005	James F. Kerrigan	Additional Information Release Request	None
06-040	12	12/8/2005	12/27/2005	Linda Lockwood	Contract Information Release Request	None
06-041	48	12/8/2005	2/17/2006	Herbert Tast	Form Information Release Request	None
06-042	20	12/19/2005	1/19/2006	Nuri Temur	E-Government Project Information	None
					Request	
06-043	64	12/20/2005	3/22/2006	Stephen Junior Lindsey	Form Information Release Request	All
06-044	91	12/20/2005	4/24/2006	Jeffrey Richelson (2006-019)	Additional Information Release Request	None
06-045	20	12/29/2005	2/13/2006	Kurt Regep	GGG Catalog Contact Request Concern	None
06-046	22	1/5/2006	2/6/2006	Bruno Choiniere	Information Release Request	All
06-047	20	1/12/2006	2/13/2006	Kurt Regep	Centralized Mailing List Service	None
			2/27/2006		Information Release Request	
06-048	37	1/12/2006	2/27/2006	Haywood Burgess Bey	Form Information Release Request	All
06-049	20	1/20/2006	2/21/2006	Ruthie Williams	Form Information Release Request	None
06-050	26	1/20/2006	2/27/2006	Kevin Cobbs	Form Information Release Request	All
06-051	46	1/20/2006	3/29/2006	James Brown	Form Information Release Request	All
06-052	11	1/20/2006	1/31/2006	David Cassidy	Contract Information Release Request	None
06-053	16	1/20/2006	2/17/2006	Deborah Vergara	Cost Accounting Standards Board	All
					Information Release Request	
06-054	33	1/20/2006	3/10/2006	Gavin McCabe	Additional FOIA Information Request	Part
06-055	17	1/24/2006	2/17/2006	Kevin Cobbs	OFPP Information Release Request	All
06-056	15	1/24/2006	2/17/2006	Michael Ravnitzky	Information Release Request	All
06-057	7	1/24/2006	1/31/2006	Michael Petrelis	FOIA Log Information Release Request	None

06-058	24	1/24/2006	2/27/2006	Jose Emilio Martinez	Form Information Release Request	None
06-059	21	1/24/2006	2/23/2006	Clinton Brass	Legislative Clearance Process Information Request	Denied
06-060	50	1/24/2006	4/5/2006	Edward Boling	Documents Review Request	Part
06-061	19	1/31/2006	2/27/2006	Jose Emilio Martinez	Form Information Release Request	None
06-062	20	1/31/2006	3/1/2006	Eunice Greenwood	Form Information Release Request	All
06-063	71	1/31/2006	5/10/2006	Jonathan Kaplan	OMB Personnel Information Release Request	Part
06-064	30	1/31/2006	3/15/2006	Margaret Grafeld	Document Review Request	All
06-065	49	1/31/2006	4/11/2006	Margaret Grafeld	Document Review Request	All
06-067	20	2/7/2006	3/9/2006	Duane Panter	Form Information Release Request	All
06-068	15	2/10/2006	2/27/2006	Byron Smith	Federal Regulation Information Release Request	All
06-069	7	2/10/2006	2/17/2006	RG Ratcliffe	Contract Information Release Request	None
06-070	6	2/10/2006	2/16/2006	Rita Morgan	Document Review Request	Part
06-071	39	2/17/2006	4/3/2006	Adina Rosenbaum	Preemptive Effect of Any Federal Regulation on State Common Law Information Release Request	Part
06-072	17	2/17/2006	3/15/2006	Donna Lease	Personnel Information Confirmation Request	None
06-073	13	2/23/2006	3/17/2006	Drew Himmelstein	Table of Contents of the Strategic Plan Developed to Meet the Requirements of Homeland Security Presidential Directive 7	None
06-074	19	2/23/2006	3/22/2006	Stephen-Bruce Bradley	Form Information Release Request	All
06-075	33	2/24/2006	4/11/2006	Jason Penland	Human Resources Line of Business E-Government Initiative Information Release Request	Part
06-076	33	2/24/2006	4/11/2006	Jason Penland	E-Government Initiative Information Release Request	Part
06-077	33	2/24/2006	4/11/2006	Jason Penland	E-Government Initiative Information	Denied
06-078	33	2/24/2006	4/11/2006	Jason Penland	E-Government Initiative Information	Part
06-079	33	2/24/2006	4/11/2006	Jason Penland	E-Government Initiative Information	Denied
06-080	13	2/28/2006	3/21/2006	Stephannie Oriabure	Document Review and Declassification Request	All
06-081	16	3/7/2006	3/29/2006	Jose Emilio Martinez	Form Information Release Request	All
06-082	32	3/7/2006	4/17/2006	Christopher J. Farrell	Seaport or Terminal Facilities Information Release Request	Denied
06-083	20	3/7/2006	4/5/2006	David Cassidy	Contract Information Release Request	None
06-084	83	3/10/2006	7/7/2006	Joyce Battle	OMB Personnel Information Release Request	Part

06-086	19	3/15/2006	4/11/2006	Joe Donohue	Homeland Security Presidential Directive Information Release Request	Part
06-087	19	3/15/2006	4/11/2006	Tad Anderson	BDR on Federal Contact Center Release Request	Part
06-088	25	3/15/2006	4/17/2006	Christopher J. Farrell	Seaport or Terminal Facilities Additional Information Release Request	Denied
06-089	15	3/24/2006	4/14/2006	David Wheeler	Form Information Release Request	All
06-090	19	3/24/2006	4/24/2006	Ron Barrett	Lease/Leaseback Transactions Information Release Request	None
06-091	2	3/28/2006	3/30/2006	Shon Hopkins	Form Information Release Request	All
06-092	26	4/5/2006	5/9/2006	Matthew Fuehrmeyer	Correspondence Information Release	None
06-093	32	4/7/2006	5/22/2006	Jon Devine	Concentrated Animal Feeding Operations Proposed Rule Information Release	Part
06-094	5	4/7/2006	4/12/2006	Billy Ray Jackson	Grant Information Release Request	None
06-095	13	4/7/2006	4/24/2006	Stephen Bruce Bradley	Form Information Release Request	All
06-096	11	4/11/2006	4/24/2006	Haywood Burgess Bey	Form Information Release Request	All
06-097	11	4/11/2006	4/24/2006	Steve Plaughter	Homeland Security Presidential Information Release Request	Part
06-099	20	4/12/2006	5/10/2006	Shon Hopkins	Form Information Release Request	Duplicate (See 2006-091)
06-100	8	4/14/2006	4/24/2006	Marcus Raymond Reish	Form Information Release Request	All
06-101	22	4/14/2006	5/11/2006	Kevin Cobbs	Form Information Release Request	None
06-102	2	4/18/2006	5/16/2006	Marlene Wahowiak	Records Within The Jurisdiction of The President's Council on Integrity and Efficiency	None
06-103	9	4/18/2006	4/24/2006	Elizabeth Stephonkus	Computech Documents Request	None
06-104	9	4/28/2006	5/9/2006	JD Anderson	Form Information Release Request	All
06-105	9	4/28/2006	5/9/2006	Kevin Jarvis	Additional Form Information Release Request	All
06-106	11	4/28/2006	5/11/2006	Judith Nagy	Limited Payability Cancellation Reports For Refunds and Credits Information	None
06-107	113	5/4/2006	10/27/2006	Jacqueline Landells	Cost Accounting Standards Board Information Release Request	None
06-108	2	5/11/2006	5/11/2006	Kevin Cobbs	Form Information Release Request	None
06-109	24	5/11/2006	6/15/2006	Meredith Fuchs	Document Review Release Request	All
06-110	20	5/17/2006	6/15/2006	Daniel Turner	Contract Information Release Request	None
06-111	26	5/17/2006	6/23/2006	Jim Morris	Proposed Rule Information Release	All
06-112	12	5/19/2006	6/5/2006	Maya Cabrera-Lopez	OMB Personnel Manual Information Release Request	None

06-113	19	5/23/2006	6/20/2006	Kinzie At Washington Post	Study or Audit of the Finances at Galladuet University	All
06-114	17	5/26/2006	6/23/2006	Len Suzio	Metropolitan Statistical Areas Information Release Request	None
06-115	3	6/1/2006	6/5/2006	James Standfield	IMPAC Cardholder/Purchase Cardholder Information Release Request	All
06-116	25	6/1/2006	7/7/2006	David Hawkins	2002 Regulation Information Release Request	None
06-119	26	6/5/2006	7/12/2006	Ron Barrett	Lease/Leaseback Public Transportation Services Information Release Request	None
06-120	15	6/13/2006	7/7/2006	Michael Person	Strategic Sourcing Information Release Request	Denied
06-121	23	6/13/2006	7/17/2006	Joanne Seglem	New York Department of the Army Corps of Engineers Dredging Project Information Release Request	Part
06-122	20	6/16/2006	7/17/2006	Joseph Riofrio	Federal Bureau of Prisons Budget Information Release Request	Denied
06-123	43	6/22/2006	9/6/2006	Holly Gordon	ACE Wetland Projects Information Release Request	Part
06-124	10	6/27/2006	7/12/2006	William Trimble	FOIA Log Information Release Request	All
06-125	20	7/7/2006	8/4/2006	John Sexton	OMB Control Number Related to Qualified Product List For Foam Fire Suppressants Information Release Request	All
06-126	20	7/7/2006	8/4/2006	John Sexton	OMB Control Number Related to Qualified Product List For Long Term Retardant Fire Suppressants Information Release Request	All
06-127	20	7/7/2006	8/4/2006	John Sexton	OMB Control Number Related to Qualified Product List For Water Enhancers Information Release Request	All
06-128	16	7/7/2006	7/27/2006	Kim Minneman	Document Review Request	Part
06-129	22	7/11/2006	8/10/2006	Ronald Carlson	Form Information Release Request	All
06-130	15	7/14/2006	8/4/2006	Wilbur Burt Hale	Form Information Release Request	All
06-131	21	7/14/2006	8/10/2006	Daniel Gabino Martinez	Form Information Release Request	All
06-132	15	7/14/2006	8/4/2006	John Philip Ellis Sr.	Form Information Release Request	All
06-133	11	7/14/2006	7/27/2006	Tomoko Homza	Form Information Release Request	All
06-134	15	7/14/2006	8/4/2006	Carl Boltz	Form Information Release Request	All
06-135	9	7/24/2006	8/4/2006	Krystin Kasak	Log Information Release Request	All
06-136	27	7/24/2006	8/29/2006	Gregory Fraser	Acquisition of Investment Management or Investment Advisory Services	None

					Information Release Request	
06-137	41	7/24/2006	9/20/2006	Sandra Goldberg	Corporate Average Fuel Economy	Part
					Information Release Request	
06-138	44	7/26/2006	9/27/2006	Richard Belzer	National Academics Project Information	Denied
					Release Request	
06-139	7	7/26/2006	8/4/2006	Richard Jerry Dixon	Form Information Release Request	All
06-140	31	8/2/2006	9/15/2006	Ruthie Williams	Uniform Rules For Bank-to-Bank	None
					Reimbursements Under Documentary	
					Credits Information Release Request	
06-141	19	8/2/2006	8/29/2006	Daniel Gabino Martinez	Additional Form Information Release	All
					Request	
06-142	35	8/3/2006	9/15/2006	Scott Higham	Online Reverse Auctioning Program	Denied
					Information Release Request	
06-143	39	8/4/2006	10/16/2006	Scott Higham	SmartBuy Interagency Program	None
					Information Release Request	
06-144	2	8/8/2006	8/10/2006	Dale Krohn	Form Information Release Request	All
06-145	14	8/22/2006	9/11/2006	Central Intelligence Agency	Document Review Request	All
06-146	17	8/22/2006	9/15/2006	Michael Person	United States Navy FY07 Exhibit 300s	None
					Information Release Request	
06-148	9	8/30/2006	9/11/2006	Kim Minneman	Document Review Release Request	Part
06-149	5	8/30/2006	9/6/2006	Jason Webb Yackee	Budget Information Release Request	All
06-150	8	8/30/2006	9/11/2006	Josh Israel	Meeting Information Release Request	None
06-151	11	8/30/2006	9/22/2006	Sharon Eubanks	Health Information Release Request	Denied
06-152	6	9/1/2006	9/11/2006	Brady Byrum	Form Information Release Request	All
06-153	6	9/1/2006	9/11/2006	G.Martin Breneman	Form Information Release Request	None
06-154	6	9/1/2006	9/11/2006	Carl Boltz	Form Information Release Request	None
06-155	6	9/1/2006	9/11/2006	Charles Dewey Tobias	Form Information Release Request	None
06-156	3	9/7/2006	9/11/2006	Tomoko Homza	Form Information Release Request	All
06-157	20	9/7/2006	10/5/2006	Ronald Weiss	Federal Workplace Drug Testing	Part
					Program Mandatory Guidelines	
					Withdrawal Information Release Request	
06-158	19	9/14/2006	10/12/2006	Kassie Siegel	Average Fuel Economy Standards Final	None
					Rule Correspondence Request	
06-159	34	9/14/2006	10/27/2006	James Rife	Correspondence Information Release	None
					Request	
06-161	40	9/29/2006	11/20/2006	Todd Mack	Cost Accounting Standard Correct	All
					Language Request	

Initial FOIA requests - 2007

FOIA Number	Days Pending	In	Out	Requester	Subject	Grant
07-002	34	10/4/2006	11/24/2006	Joyce Battle	Coalition Provisional Authority Information Request	Part
07-003	11	10/4/2006	10/20/2006	Michael David Martin	Annual Report Information Request	None
07-008	51	10/20/2006	1/5/2007	Shawn McCarthy	Information Technology Spending Report	None
07-009	10	10/20/2006	11/3/2006	William Veith	Information Release Request	All
07-010	8	10/25/2006	11/6/2006	Margaret Grafeld	Form Information Release Request	None
07-011	27	10/25/2006	12/19/2006	William Jason	Document Review Release Request	None
07-012	13	10/27/2006	11/16/2006	John Laynas	Faith-Based and Community Initiative	Denied
07-013	5	10/27/2006	11/3/2006	Scott Higham	Information Release Request	None
07-014	4	11/1/2006	11/7/2006	Viorel Popa	Form Information Release Request	None
07-015	22	11/1/2006	12/5/2006	Michael Person	Correspondence Information Release Request	None
07-016	4	11/1/2006	11/7/2006	David Murphrey	OMB Control Number Information	None
07-017	19	11/1/2006	11/30/2006	Gloria Gibson	Release Request	None
07-018	21	11/1/2006	12/4/2006	Dennis Heins	Competitive-Sourcing Database Contract	None
07-019	5	11/3/2006	11/13/2006	Brian Segee	Information Release Request	None
07-020	51	11/9/2006	1/26/2007	Justine Augustine	Travel Information Release Request	None
07-021	24	11/15/2006	12/20/2006	David Donato	Health Information Release Request	All
07-022	10	11/15/2006	11/30/2006	Deborah Hoeldtke	Human Resources Management Line of Business Shared Service Center Due Diligence Checklists Information	None
07-023	49	11/15/2006	1/29/2007	Joan Mulhern	Release Request	None
07-024	15	11/15/2006	12/7/2006	Bonnie Mani	Enrolled Bill Information Release Request	Denied
07-025	114	11/15/2006	5/1/2007	Gaurav Pal	Average Fuel Economy Standards Information	None
07-027	15	11/21/2006	12/13/2006	Michael Wickersham	USGS National Geospatial Technical Operations Center Reduction In Force Information Release Request	Part
					Form Information Release Request	None
					Clean Water Act Jurisdictional Information	Part
					Release Request	None
					Employee Training and Development	None
					Information Release Request	None
					Contractor Firms Information Release	All
					Request	None
					FY 2007 Budget Information Release	All

					Request	
07-028	21	11/21/2006	12/21/2006	John Burkholder	Federal Acquisition Regulation Information	None
					Release Request	
07-029	15	11/21/2006	12/13/2006	Kristine Nelson	USCG National Distress and Response	None
					System Modernization Project	
07-030	20	11/21/2006	12/20/2006	Michael Wishnie	Operation Front Line Information	None
07-031	7	11/22/2006	12/4/2006	Elizabeth Steponkus	Interior and Agriculture Due Dilligence	Denied
					Checklist	
07-032	2	11/28/2006	11/30/2006	Roland Hayden	Form Information Release Request	None
07-033	2	11/28/2006	11/30/2006	Claude Whalen	Form Information Release Request	None
07-034	26	11/28/2006	1/5/2007	Jack Mays	Paperwork Reduction Act Information	None
					Request	
07-035	31	11/30/2006	1/17/2007	James McLaughlin	Correspondence Release Request	None
07-036	22	12/8/2006	1/11/2007	Warner Williams	FOIA Information Release Request	All
07-037	7	12/8/2006	12/19/2006	W.S. Williams	Equal Employment Opportunity	All
					Information	
07-038	49	12/8/2006	2/21/2007	Anthony Lacey	Confirmation Hearing Information	Part
					Release Request	
07-039	21	12/8/2006	1/10/2007	Adina Rosenbaum	Legislative or Budget-Related Clearance	Denied
					Information	
07-040	15	12/19/2006	1/11/2007	Glenn French	FDA Information Release Request	None
07-041	22	12/19/2006	1/22/2007	Jack Mays	Form Information Approval Process	None
					Request	
07-042	15	12/19/2006	1/11/2007	Danny McDaniel	Federal/State of Flordia Department of	None
					Corrections Information Request	
07-043	20	12/19/2006	1/19/2007	Josh Harkinson	Contract Information Release Request	None
07-046	18	1/8/2007	2/2/2007	Sandi Soendker	Meeting Information Release Request	All
07-047	28	1/9/2007	2/20/2007	Patty Lovaas	Bureau of Land Management Budget	None
					Information Request	
07-048	25	1/12/2007	2/20/2007	Sholomo Katz	Intermodal Hazardous Materials	Part
					Database Project Information Request	
07-049	69	1/16/2007	4/24/2007	Scott Amey	SHINE Project Information Release	Part
					Request	
07-050	10	1/19/2007	2/2/2007	Tom Kehmeier	Form Information Release Request	None
07-051	10	1/19/2007	2/2/2007	Brenda Dolan	Document Review Release Request	Denied
07-052	35	1/22/2007	3/12/2007	Daniel Roth	NASA Earth Science Budget Information	None
					Request	
07-053	5	1/26/2007	2/2/2007	Robert Frye	Form Information Request	None
07-054	5	1/26/2007	2/2/2007	Cassandra Jo Godwin	Form Information Request	All
07-057	13	1/31/2007	2/20/2007	Catherine Nielsen	Open/Pending FOIA Request Information	All

07-058	24	2/1/2007	3/8/2007	James Kerrigan	Acquisition Survey Information Release Request	All
07-059	12	2/1/2007	2/20/2007	Daniel Gottfried	OMB Personnel Information	All
07-061	18	2/5/2007	3/2/2007	Kevin Cobbs	Bank-to-Bank Reimbursement Information	None
07-062	13	2/5/2007	2/23/2007	Harry Van Heldorf	PRA Questions	All
07-063	9	2/6/2007	2/20/2007	Hamilton Booker	OMB Information Request	None
07-064	17	2/6/2007	3/2/2007	Patrick Warren	Information Security Oversight Information Request	None
07-065	21	2/9/2007	3/13/2007	Gordon Rollins	Executive Order Information Release Request	Denied
07-066	31	2/9/2007	3/27/2007	Michael Person	Interagency Contracts Information Request	All
07-067	18	2/9/2007	3/8/2007	Addison Neville	Military Information Request	None
07-068	19	2/13/2007	3/13/2007	Margaret Grafeld	Document Review Release Request	Denied
07-069	12	2/22/2007	3/12/2007	Jose Emilio Martinez	Form Information Release Request	None
07-070	8	2/22/2007	3/6/2007	Ronnie Korman	Form Information Release Request	All
07-071	21	2/22/2007	3/23/1997	Rob Seibert	Declassification Request	None
07-072	23	2/27/2007	3/30/2007	Brenda Dolan	Document Review Release Request	Denied
07-073	20	2/27/2007	3/27/2007	Andrew Strelka	Facilities Capital Cost of Money Information Request	None
07-074	10	2/27/2007	3/13/2007	James Evans	Form Information Release Request	None
07-075	9	2/27/2007	3/12/2007	Gerry Lanosga	FOIA Case Log Information Release Request	All
07-076	10	2/27/2007	3/13/2007	Tom Kehmeier	Form Information Release Request	All
07-077	149	2/27/2007	9/28/2007	James A. McLaughlin	Correspondence Information Release	Part
07-078	5	3/7/2007	3/14/2007	Michael David Martin	Budget Request	None
07-079	14	3/7/2007	3/27/2007	Douglas Raimford Smith	Form Information Request	All
07-080	23	3/14/2007	4/16/2007	Christopher Stofko	Chemical Agency Resistant Coatings Information Request	None
07-081	9	3/14/2007	3/27/2007	Lari Sebree Vogelsang	Form Information Release Request	All
07-082	9	3/14/2007	3/27/2007	Peter Morley	Contact Information Release Request	None
07-083	8	3/15/2007	3/27/2007	John Richard Peacock	Form Information Request	None
07-084	3	3/22/2007	3/27/2007	Jose A. Gutierrez	Form Information Request	None
07-085	21	3/27/2007	4/25/2007	Rob Seibert	Declassification Request	None
07-087	12	4/3/2007	4/19/2007	Michael David Martin	Circular Information Release Request	All
07-088	12	4/3/2007	4/19/2007	Anupama Narayanswamy	Correspondence Information Release	All
07-089	27	4/3/2007	5/10/2007	M.L. Wahling	Federal Activities Inventory Reform Information	None
07-090	12	4/3/2007	4/19/2007	Kevin McKeon	High Impact Drug Trafficking Areas Program Information	None

07-091	46	4/3/2007	6/7/2007	Mike Harrison	Gases and Particles Documentation	Part
					Release Request	
07-093	20	4/9/2007	5/7/2007	James Kerrigan	Citizen Inquiry and Response	None
					Activities Information	
07-094	35	4/20/2007	6/11/2007	Linda Huffman	Declassification Request	Part
07-095	11	4/25/2007	5/10/2007	Dwayne Daniels	Form Information Request	None
07-096	11	4/25/2007	5/10/2007	Sharon Lee Shields	Form Information Request	None
07-097	11	4/25/2007	5/10/2007	Neil Stephenson	Form Information Request	All
07-098	7	5/1/2007	5/10/2007	John Nelson	Contract Information Release Request	None
07-099	21	5/1/2007	5/31/2007	Robert Pritsker	Circular A-87 Information	Denied
07-100	14	5/4/2007	5/24/2007	Zoe Greenberg	Rule Information Release Request	Denied
07-101	43	5/11/2007	7/13/2007	Craig Cardullo	HSPD-12 Program Agency	All
					Information Request	
07-102	23	5/11/2007	6/14/2007	M.L. Wahling	Document Review Request	Part
07-103	30	5/11/2007	6/5/2007	Jeanne Ratchford	Document Review Request	Part
07-104	5	5/18/2007	5/18/2007	L. Cabrera	Budget Information Request	None
07-105	3	5/21/2007	5/24/2007	Erica Bolte	Budget Request	All
07-107	24	5/25/2007	6/29/2007	Gloria Gibson	Mental Health Information Request	None
07-108	10	5/25/2007	6/11/2007	Caryn Mandelbaum	Seafood Marketing Council Rule	All
					Information Request	
07-109	78	5/31/2007	9/20/2007	Sandra Goldberg	Emissions Regulatory Information Request	Denied
07-110	22	5/31/2007	7/2/2007	Anupama Narayanswamy	Correspondence Log Information	Part
07-111	46	5/31/2007	8/6/2007	Anthony Abate	Correspondence Information Release	None
07-112	18	6/5/2007	6/29/2007	Gloria Gibson	Additional Mental Health Information	None
					Request	
07-113	17	6/6/2007	6/29/2007	Bryan Atkins	Contract Information Request	None
07-114	22	6/7/2007	7/10/2007	Michael A. Litherland	Form Information Request	None
07-115	10	6/15/2007	6/29/2007	Rachel Willis	IMPAC Information Request	All
07-116	7	6/20/2007	6/29/2007	Joe N. Perdue	Grant Mones For Research Devices	None
					Information Request	
07-117	21	6/20/2007	7/20/2007	Jeff Ruch	Business Systems, Fee	None
					Demonstration Program, Sustainable	
					Recreation Information Request	
07-118	12	6/21/2007	7/10/2007	Michael David Martin	Circular and Executive Order	All
					Information Request	
07-119	6	6/21/2007	6/29/2007	Sheik Cleveland Smith-Bey	Form Information Request	None
07-120	27	6/21/2007	7/31/2007	Peter J. Morley	HSPD-12 Informaion Request	All
07-121	27	7/3/2007	8/10/2007	Marcia Hofmann	Technology Information Release Request	Part
07-122	19	7/3/2007	7/31/2007	John Burkholder	Federal Acquisition Regulation Information	None
					Request	

07-124	30	7/10/2007	8/21/2007	Murtaza Baxamusa	Acquisition Advisory Panel Personnel	Part
					Information Request	
07-125	30	7/10/2007	8/21/2007	Murtaza Baxamusa	Personnel Information Request	Part
07-126	38	7/10/2007	9/4/2007	Justin Kirkpatrick	Acquisition of Software Information	All
					Release Request	
07-127	7	7/20/2007	7/31/2007	Murray Crews	Form Information Request	None
07-128	8	7/20/2007	8/1/2007	Anupama Narayanswamy	Correspondence Information Release	All
07-129	29	8/1/2007	9/12/2007	Alexander Levine	CASB Documents Release Request	All
07-130	16	8/8/2007	8/29/2007	Margaret Grafeld	Document Review Request	All
07-131	26	8/9/2007	9/17/2007	Michael Marquis	Document Review Release Request	All
07-132	13	8/9/2007	8/28/2007	Willie Polk	Document Review Release Request	Denied
07-133	12	8/10/2007	8/28/2007	N.Palilonis	Form Information	All
07-134	12	8/10/2007	8/28/2007	Jerold Barringer	Form Information	All
07-135	4	8/22/2007	8/28/2007	Ernest Cornes	Federal Expenditure Information Request	None
07-136	12	8/22/2007	9/10/2007	Michael Nolt	Form Information Request	All
07-137	12	8/22/2007	9/10/2007	Samuel Saldana	Form Information Request	All
07-138	17	8/22/2007	9/17/2007	Michael David Martin	Poverty Guidelines Information Request	All
07-139	11	8/22/2007	9/7/2007	W. Alan Schroeder	Interior and Agriculture Equal Access	Part
					To Justice Act Claims Line Item Budget	
07-140	62	8/28/2007	11/29/2007	Charles Fitzpatrick	Proposed Rule Information Request	Part
07-141	7	8/28/2007	9/7/2007	Michael David Martin	Circular Information	All
07-142	7	8/30/2007	9/11/2007	Rickard Scruggs	Form Information Request	None
07-143	14	8/30/2007	9/20/2007	John Jackson III	Regulation Information Release Request	All
07-144	17	9/7/2007	10/2/2007	T.Diane Cejka	Document Review Release Request	Denied
07-145	25	9/7/2007	10/15/2007	Jonathan McFarlane	Form Information Release Request	All
07-146	23	9/7/2007	10/11/2007	Rita Morgan	Document Review Release Request	Denied
07-147	4	9/7/2007	9/13/2007	Trina M. Porter	Document Review Release Request	All
07-148	41	9/17/2007	11/15/2007	Mary Graffam	Executive Order Information Release	None
07-149	30	9/17/2007	10/30/2007	Alisa Brady	Form Information Release Request	All
07-150	12	9/17/2007	10/3/2007	Michael David Martin	Combatting Terrorism Report Release	All
07-151	22	9/17/2007	10/18/2007	Catherine Nielsen	FOIA Improvement Plan Information	All
					Release Request	
07-152	39	9/17/2007	11/13/2007	Daniel Rounds	CASB Information Release Request	Part
07-153	10	9/19/2007	10/3/2007	Anupama Narayanswamy	Correspondence Information Release	All
07-154	15	9/19/2007	10/11/2007	David Hawkins	Federal Acquisition Regulations	None
					Information Request	

Initial FOIA Requests - 2008

FOIA Number	Days Pending	In	Out	Requester	Subject	Grant
08-001	48	10/1/2007	11/15/2007	Meredith Fuchs	Procedures on Archiving and Preserving Electronic Documents Information	All
08-002	21	10/1/2007	10/31/2007	Pamela Phillips	Document Review Release Request	All
08-003	22	10/12/2007	11/14/2007	Norman Peck	Form Information Release Request	All
08-004	42	10/12/2007	12/13/2007	Neil Gordon	FAIR Act Information Release Request	All
08-005	48	10/17/2007	1/7/2009	Murtaza Baxamusa	Performance Institute Contract/Personnel Information Request	None
08-006	38	10/18/2007	11/29/2007	Karen Kowalik	Form Information Release Request	All
08-007	17	10/18/2007	11/13/2007	Scott Hodes	Educational Loan Information Request	None
08-008	23	10/18/2007	11/21/2007	David Clemens	MultiAgency Contracts Information Release Request	All
08-009	18	10/18/2007	11/14/2007	Kathy Olson	Document Review Release Request	Denied
08-010	30	10/19/2007	12/4/2007	John Moreno Gonzales	FEMA Initiative Information Request	Part
08-011	31	10/19/2007	12/5/2007	Edward Boling	Document Review Release Request	Denied
08-013	24	10/24/2007	11/29/2007	Diane Reynolds	Form Information Release Request	All
08-014	21	10/29/2007	11/29/2007	Mark E and Linda Holm	Form Information Release Request	None
08-015	26	10/29/2007	12/6/2007	Brian Averill	International Information Release Request	None
08-016	21	11/13/2007	12/13/2007	Thomas Corley	VA Budget Information Request	All
08-018	17	11/27/2007	12/20/2007	Brenda Dolan	Document Review Release Request	Part
08-019	17	11/27/2007	12/20/2007	Central Intelligence Agency	Document Review Release Request	Part
08-020	6	11/27/2007	12/6/2007	Michael David Martin	Circular Information Release Request	All
08-021	17	11/27/2007	12/20/2007	Jonathan McFarlane	Privacy Guideline Information Request	All
08-022	75	12/20/2007	4/10/2008	Jay Gourley	Atrazine Records Information Release	All
08-024	12	1/11/2008	1/30/2008	Vania Lockett	Document Review Release Request	Denied
08-025	22	1/15/2008	2/15/2008	Kevin Bogardus	Correspondence Logs Information Request	All
08-026	35	1/15/2008	3/6/2008	Kevin Bogardus	EO Information on Consolidated Appropriations Act of 2008	None
08-027	22	1/15/2008	2/15/2008	Kevin Bogardus	Correspondence Log Information Request Release Request	All
08-028	22	1/18/2008	2/21/2008	John Chaplinks	Information Collections and Form Information Request	None
08-029	22	1/18/2008	2/21/2008	Hope Babcock	Guidance on Off-Premise Changeable Message Signs Information Request	None
08-030	18	1/25/2008	2/21/2008	John Chaplinks	Form 83-I Supporting Statement	None
08-031	28	1/25/2008	3/6/2008	Conrad Franz	Correspondence on EPA's Performance Appraisal System	Denied

08-032	14	1/25/2008	2/14/2008	Salvatore Monte	Chemical Information Release Request	None
08-033	13	1/25/2008	2/13/2008	Everett Spears	Federal Assistance Information Request	None
					Request	
08-034	53	1/25/2008	4/10/2008	Osha Gray Davidson	Waiver on Tailpipe Emissions Information	Denied
					Request	
					Initiative Information Release Request	
08-035	16	1/29/2008	2/21/2008	John Philip Ellis	Form Information Release Request	None
08-036	16	1/29/2008	2/21/2008	John Philip Ellis	Form Information Release Request	None
08-037	16	1/29/2008	2/21/2008	John Philip Ellis	Form Information Release Request	None
08-038	33	2/4/2008	3/21/2008	Diane Reynolds	Form Information Release Request	None
08-039	12	2/4/2008	2/21/2008	John Philip Ellis	Form Information Release Request	None
08-040	12	2/4/2008	2/21/2008	John Philip Ellis	Form Information Release Request	None
08-041	12	2/4/2008	2/21/2008	John Philip Ellis	Form Information Release Request	None
08-042	27	2/4/2008	3/13/2008	Gerald Hobbs	Federal Register Notice Information	All
					Collection Request	
08-043	33	2/4/2008	3/21/2008	Lena Pons	Fuel Economy Standards Greenhouse	None
					Gas Emissions Information	
08-044	24	2/8/2008	3/14/2008	Darryl Araron	Document Review Release Request	Denied
08-045	23	2/8/2008	3/13/2008	Jerry Davis & Melissa Ann Seaver	Form Information Release Request	All
08-046	13	2/8/2008	2/28/2008	Matthew Madia	Budget Appendix Requests	None
08-047	28	3/3/2008	4/10/2008	Edward Boling	Document Review Release Request	None
08-048	18	3/4/2008	3/28/2008	Carmen Mallon	Document Review Release Request	Denied
08-049	18	3/10/2008	4/3/2008	Bryant Adams	Correspondence Release Request	All
08-050	14	3/10/2008	3/28/2008	Michael Frandsen	Disability Statistic Information Request	Part
08-051	8	3/11/2008	3/21/2008	Jacqueline Caldwell	Document Review Release Request	Denied
08-052	18	3/17/2008	4/10/2008	John Philip Ellis	Form Information Release Request	All
08-053	13	3/17/2008	4/3/2008	Linda Bell	Document Review Release Request	Part
08-054	7	3/19/2008	3/28/2008	Anupama Narayanswamy	Correspondence Logs Information Request	All
08-055	8	3/26/2008	4/7/2008	Carmen Mallon	Document Review Release Request	Denied
08-056	10	4/2/2008	4/16/2008	George Vargas	Document Review Release Request	Part
08-057	16	4/2/2008	4/24/2008	Matthew Weigelt	OFPP Correspondence Release Request	All
08-058	20	4/2/2008	4/30/2008	Stephen Collier	Form Information Release Request	None
08-059	85	4/4/2008	8/5/2008	Taylor Lincoln	Name and Affiliation Information Request	All
08-060	6	4/8/2008	4/16/2008	Russell Nichols	Document Review Release Request	Denied
08-061	6	4/8/2008	4/16/2008	Rachael Leonard	Document Review Release Request	Denied
08-062	6	4/8/2008	4/16/2008	Rachael Leonard	Document Review Release Request	Part
08-063	12	4/8/2008	4/24/2008	Daniel Cole	Federal Employer Identification Number	None
08-064	22	4/8/2008	5/8/2008	Kathy Olson	Declassification Request	None
08-065	5	4/9/2008	4/16/2008	Jacqueline Caldwell	Document Review Release Request	All
08-066	51	4/9/2008	6/20/2008	Lena Pons	Fuel Economy Standards Information	Denied

					Request	
08-067	21	4/9/2008	5/23/2008	Monica Jones	Independent Agency Budget For IT	Denied
08-068	7	4/15/2008	4/24/2008	Anupama Narayanswamy	Correspondence Log Request	All
08-069	8	4/17/2008	4/29/2008	Carmen Mallon	Document Review Release Request	All
08-070	31	4/17/2008	6/2/2008	Steven Aftergood	Declassification of Classified National	All
					Security Information Request	
08-071	84	4/17/2008	8/14/2008	Greg Bruno	Comprehensive National Cyber Security	Denied
					Initiative Information Request	
08-072	76	4/17/2008	8/5/2008	Dan Seligman	Correspondence Information Release	Part
					Request	
08-074	58	4/22/2008	7/15/2008	Melissa Thrailkill	Endangered Species Act Listing	Part
					Decision Information Request	
08-075	22	4/22/2008	5/22/2008	Robert Fensterheim	Design for the Environment Program and	
					Safer Detergents Stewardship Initiative	
					Information Request	
08-076	21	4/24/2008	5/23/2008	Brian Frazee	OMB Exhibit 300 Documents	None
					Request	
08-077	20	4/24/2008	5/22/2008	Aaron Colangelo	Bisphenol A Records Release Request	None
08-078	105	4/29/2008	9/26/2008	Mary Graffam	Executive Order Information Release	Denied
					Request	
08-079	105	4/29/2008	9/26/2008	Mary Graffam	Executive Order Information Release	Denied
08-080	105	4/29/2008	9/26/2008	Mary Graffam	Executive Order Information Release	Denied
08-081	105	4/29/2008	9/26/2008	Mary Graffam	Executive Order Information Release	Denied
08-082	42	4/29/2008	6/27/2008	Margaret Grafeld	Document Review Release Request	All
08-083	23	4/29/2008	6/2/2008	Lynne Skelley	Consolidation of Federal Data Centers	All
					Final Report Request	
08-084	22	5/1/2008	6/3/2008	Anita Henry	Control Number and Form Information	None
					Request	
08-085	28	5/6/2008	6/16/2008	David WR Brown	Job Description, Continuity Plan, Form	All
					Approval Procedure	
08-086	24	5/12/2008	6/16/2008	Vania Lockett	Document Review Release Request	Denied
08-087	17	5/12/2008	6/5/2008	Kate Keane	Correspondence Release Request	None
08-088	21	5/12/2008	6/11/2008	Glenn Kiesewetter	Defense Outlays Information Request	None
08-089	14	5/12/2008	6/2/2008	Murray Crews	Form Information Release Request	None
08-090	15	5/12/2008	6/3/2008	Stephen Collier	IRS Form Information Request	All
08-091	23	5/13/2008	6/16/2008	Nathan McCarroll	Correspondence Release Request	All
08-092	9	5/20/2008	6/3/2008	Ardan Taylor	Form Information Release Request	None
08-093	60	5/20/2008	8/14/2008	Steven Cook	Greenhouse Gas Vehicle Rule Information	Denied
					Request	
08-094	17	5/21/2008	6/16/2008	Janice Nicely	OMB Updates Information Request	None

08-095	53	5/22/2008	8/7/2008	Alvin Lodish	Lease Information Release Request	Part
08-096	16	5/22/2008	6/16/2008	Cynthia Swidzinski	Document Review Release Request	All
08-097	9	5/22/2008	6/5/2008	William Ralph	Clearance Level Information Release Request	None
08-098	8	5/23/2008	6/5/2008	Eric Williams	Purchase Order Information Release Request	None
08-099	12	5/27/2008	6/12/2008	Kevin Bogardus	Non-government Sponsored Trips Information Release Request	All
08-100	36	5/27/2008	7/17/2008	Kevin Bogardus	Executive Order Information Release	Denied
08-101	16	5/27/2008	6/18/2008	Kevin Bogardus	Correspondence Log Information Request	All
08-102	14	5/27/2008	6/16/2008	Anupama Narayanswamy	Correspondence Logs and Replies Release Request	All
08-103	18	5/27/2008	6/20/2008	Kevin Bogardus	Correspondence Release Request	All
08-104	33	5/27/2008	7/14/2008	Anthony DeStefano	Cost Accounting Standard Board Meetings Minutes Request	None
08-105	33	5/30/2008	7/17/2008	Kathy Olson	Declassification Request	None
08-106	29	6/5/2008	7/17/2008	Kathy Olson	Declassification Request	None
08-107	13	6/5/2008	6/24/2008	Edward Boling	Document Review Release Request	Denied
08-108	34	6/9/2008	6/27/2008	Linda Hathaway	Document Review Release Request	Denied
08-109	15	6/16/2008	7/8/2008	Vania Lockett	Document Review Release Request	Denied
08-110	30	6/23/2008	8/4/2008	Stanley Jones	Form Information Release Request	None
08-111	16	6/25/2008	7/18/2008	Rachael Leonard	Document Review Release Request	Denied
08-112	9	6/26/2008	7/10/2008	Kevin Bogardus	Correspondence Release Request	All
08-113	58	6/27/2008	9/19/2008	Seth Borenstein	Cost Benefit and Regulatory Impact Analysis Information Release Request	Part
08-114	36	7/9/2008	8/28/2008	Nathan Weber	PCB Remediation Waste Discussion Information Request	None
08-115	11	7/9/2008	7/24/2008	Diana Marrero	Correspondence Request	All
08-116	26	7/9/2008	8/14/2008	Claudette Juska Papathanasopoulos	Motor Vehicle Air Conditional Systems Information Request	Denied
08-117	26	7/9/2008	8/14/2008	Claudette Juska Papathanasopoulos	Motor Vehicle Air Conditioning Systems Information Request	Denied
08-118	30	7/17/2008	8/28/2008	Claudette Juska Papathanasopoulos	Motor Vehicle Air Conditioning Systems (Honeywell) Information Request	None
08-119	30	7/17/2008	8/28/2008	Claudette Juska Papathanasopoulos	Motor Vehicle Air Conditioning Systems (Dupont) Information Request	None
08-120	20	7/17/2008	8/14/2008	Rob Seibert	Declassification Request	None
08-121	45	7/22/2008	9/24/2008	James Kerrigan	Citizen Inquiry and Response Activities Additional Information Request	None
08-122	42	7/22/2008	9/19/2008	James Kerrigan	Citizen Inquiry and Response BDR	All

					Information Request	
08-123	17	7/22/2008	8/14/2008	Sam Krinsky	Federal Single Audit Information Request	None
08-124	13	7/28/2008	8/14/2008	Darren Samuelsohn	Greenhouse Gas Emissions Information	Denied
					Release Request	
08-126	8	7/28/2008	8/7/2008	Bob Cusack	FOIA Log Request	All
08-127	8	7/28/2008	8/7/2008	Anupama Narayanswamy	Correspondence Log Request	All
08-128	15	8/7/2008	8/28/2008	Richard A. Block	Collection of Information Request	None
08-129	16	8/7/2008	8/29/2008	Patricia Stasco	Proposed Rule Information Request	All
08-130	15	8/7/2008	8/28/2008	Paul Murphy	Contract Information Release Request	None
08-131	32	8/12/2008	9/26/2008	Elise Castelli	Circular A-76 Information Request	None
08-132	17	8/12/2008	9/5/2008	Evan Peterson	Correspondence Information Release	All
08-134	19	8/26/2008	9/23/2008	Jim Sherwood	FDCC Initiative Information Request	All
08-135	17	8/26/2008	9/19/2008	Jonathan McFarlane	Risk Assessment Information Request	All
08-136	13	8/26/2008	9/15/2008	Diane Walker	Form Information Release Request	None
08-138	15	9/9/2008	9/30/2008	Kevin Bogardus	Correspondence Information Release	None
08-140	21	9/16/2008	10/16/2008	Anna Dick	Agency Position Information Request	None
08-141	68	9/17/2008	12/29/2008	Naphtali Offen	Veterans Disability Payments Information	None
					Request	
08-148	23	9/23/2008	10/27/2008	Amna Nawaz	Correspondence Release Request	All
08-149	53	9/23/2008	12/10/2008	Sabrina Hamilton	Document Review Release Request	Part
08-150	41	9/25/2008	11/25/2008	Kristen Lombardi	Coal Combustion Waste Regulation	Denied
					Information Request	

Initial FOIA requests - 2009

FOIA Number	Days Pending	In	Out	Requester	Subject	Grant (total/partial/none)
09-001	18	10/3/2008	10/30/2008	Rickard Scruggs	Form Information	All
09-002	34	10/3/2008	11/24/2008	Dan Heily	PCIE Information	None
09-003	18	10/3/2008	10/30/2008	Illenna Hamilton	Form Information	All
				McClure		
09-004	18	10/3/2008	10/30/2008	Illenna Hamilton	Form Information	All
				McClure		
09-005	1	10/3/2008	10/6/2008	Melanie Ann Pustay	Document Review	Denied
09-008	65	10/10/2008	1/21/2009	Nancy Stoner	Small Entity Representative	Part
09-009	72	10/10/2008	2/2/2009	John Roche	High Risk IT Project List	None
09-010	39	10/10/2008	12/9/2008	Rena Kim	Document Review	Denied
09-011	29	10/10/2008	11/24/2008	Paul Colborn	Document Review	Denied
09-012	46	10/20/2008	12/29/2008	Maureen Leary	DOE/NIT Corridors Information	None
09-014	19	11/4/2008	12/3/2008	Christina Coloroso	Job Position Information	None
09-015	14	11/4/2008	11/25/2008	Robert Adler	BIA Guidance Memo Information	None
09-016	22	11/10/2008	12/12/2008	Peter McKeen	CASB Info Request	All
09-017	20	11/28/2008	12/29/2008	Michael Ravnitzky	Employee Information Request	All
09-019	22	12/15/2008	1/21/2009	Margaret Grafeld	Document Determination Request	All
09-020	16	12/15/2008	1/9/2009	Will Kammer	Document Review	All
09-021	16	12/15/2008	1/9/2009	Jeffrey Crawford	Proposed Rule Information	None
09-022	54	12/15/2008	3/9/2009	Bruce Goldstein	Proposed Rule Information	Part
09-023	24	12/15/2008	1/23/2009	Jose Emilio Martinez	Form Information	None
09-024	28	1/6/2009	2/18/2009	Michael Kunzelman	Hurricane Budget Information	Part
09-025	10	1/6/2009	1/22/2009	David M. Hardy	Document Review Release	Part
09-026	35	1/6/2009	2/27/2009	Jon McLeod	OFPP Policy Letter Information	All
09-027	31	1/12/2009	2/27/2009	Neil Gordon	Competitive Sourcing Information	Part
09-028	6	1/12/2009	1/22/2009	Thomas Ripp	Military Information Request	None
09-029	25	1/15/2009	2/24/2009	James Hogan	Document Review Release	Denied
09-030	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-031	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-032	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-033	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-034	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-035	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All

09-036	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-037	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-038	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-039	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-040	13	1/21/2009	2/9/2009	Ben Evans	Correspondence Information	All
09-041	10	1/22/2009	2/5/2009	Lauren Schumacher	Form Information	None
				Oriani		
09-042	39	1/22/2009	3/19/2009	Elizabeth Glaser	Document Review Release	Part
09-043	3	2/2/2009	2/5/2009	Margaret Grafeld	Document Review Release	All
09-044	37	2/2/2009	3/26/2009	Mark McIntosh	Document Review Release	Part
09-045	26	2/2/2009	3/11/2009	Claudette	MACs/MVAC Information Request	Part
				Papathanasopoulos		
09-046	16	2/12/2009	3/9/2009	Alexander Cohen	Ethics, Employment and	
					Compensation Information Request	All
09-047	29	2/12/2009	3/26/2009	Mark James	Form Information	All
09-048	51	2/18/2009	4/30/2009	Meredith Fuchs	Transition Information Request	Part
09-049	83	2/26/2009	6/24/2009	Amy Morris	Email Information Request	Part
09-050	28	2/27/2009	4/8/2009	David Schulke	Medicare Information Request	Part
09-051	47	3/3/2009	4/24/2009	Larry Klayman	Budget Information Request	Part
09-052	20	3/3/2009	3/31/2009	Yvette Chin	Oldest FOIA Information Request	All
09-053	18	3/9/2009	4/2/2009	Peter Appignani	Industrial Park Water System Request	None
09-054	31	3/12/2009	4/24/2009	Cynthia O'Murchu	Armed Forces Information Request	All
09-055	6	3/18/2009	3/26/2009	Kwesi Muhammad	Executive Order Information Request	All
09-056	8	3/23/2009	4/2/2009	Robert Pritsker	A-87 Information Release Request	Part
09-058	23	3/30/2009	4/30/2009	James Roberts	Form Information	All
09-059	23	3/30/2009	4/30/2009	John Deaton	Form Information	None
09-060	5	4/1/2009	4/8/2009	Larry Klayman	Expenditures Information Request	None
09-061	15	4/3/2009	4/24/2009	Craig Elmer	Document Review Release	All
09-062	46	4/3/2009	6/9/2009	Kwame Gyamfi	HHS Document Review Process Info	None
09-063	22	4/3/2009	5/5/2009	Margaret Grafeld	Document Review Release	Part
09-064	21	4/13/2009	5/12/2009	Walter Alarkon	Correspondence Information	All
09-065		4/10/2009		Walter Alarkon	Correspondence Information	See FOIA 09-123
09-067	30	4/23/2009	6/5/2009	Vera Pardee	Average Fuel Economy Standards	All
09-069	21	5/8/2009	6/9/2009	Leslie Jensen	Document Review Release	Denied
09-070	21	5/11/2009	6/9/2009	Thomas Lemmer	Federal Acquisition Regulation Request	None
09-071	32	5/11/2009	6/25/2009	Robert Bohn	Federal Acquisition Regulatory Council	Part
09-072	34	5/14/2009	7/2/2009	Mark Rodney Sunde	Form Information	None

09-073	11	5/14/2009	6/1/2009	Edward A. Boling	Document Review Release	Denied
09-074	9	5/21/2009	6/4/2009	Jeffrey Lewis	HUD Budget Information Request	Withdrew (See File)
09-075	22	5/27/2009	6/26/2009	William Reichle	Form Information Release Request	All
09-076	21	5/28/2009	6/26/2009	Richard Kelley	Form Information Release Request	All
09-077	82	5/29/2009	9/24/2009	Thomas Schatz	ARRA Expenditure Information Request	Part
09-078	18	6/1/2009	6/25/2009	Rita Morgan	Document Review Release	Denied
09-079	18	6/2/2009	6/26/2009	Carl Gulley	Form Information Release Request	All
09-080	7	6/2/2009	6/11/2009	David Cawthon	Budget Document Request	All
09-081	25	6/2/2009	7/8/2009	William Henderson	Security Clearance Oversight Group	
					FY 2009 Report	All
09-082	17	6/3/2009	6/26/2009	Rena Kim	Document Review Release	Denied
09-083	24	6/3/2009	7/8/2009	Carl Malamud	PACER System Budget Information	
					Request	None
09-084	28	6/5/2009	7/16/2009	Margaret Grafeld	Document Review Release Request	All
09-085	38	6/5/2009	7/30/2009	Robert Hirsch	Federal Construction Projects	Part
					Information Release	
09-086	4	6/5/2009	6/11/2009	Nicholas Howie	Correspondence Information	None
09-087	15	6/11/2009	7/2/2009	Susan Casey	Security Contracts Information Request	None
09-088	30	6/11/2009	7/24/2009	Steven Masiello	Federal Acquisition Regulation Request	None
					Supplement Information Request	
09-089	26	6/23/2009	7/30/2009	Abigail Brown	Federal Acquisition Circular Information	All
					Request	
09-090	16	6/23/2009	7/16/2009	Amy Gooden	Correspondence Information	All
09-091	26	6/23/2009	7/30/2009	Amy Gooden	Schedule and Travel Information Request	Part
09-092	64	6/23/2009	9/23/2009	Greggory Mendenhall	Circulars Information Request	All
09-093	4	6/23/2009	6/29/2009	Clifford Rohrer	Form Information	None
09-094	21	6/23/2009	7/23/2009	Chris DeMarco	Funding Information Request	None
09-095	16	6/23/2009	7/16/2009	Diane Lenore Griffith	Personal Information Request	None
09-096	21	6/23/2009	7/23/2009	Bridget Harrell	Inauguration Ball Information Request	None
09-097	10	6/23/2009	7/8/2009	Leslie Jensen	Document Review Release Request	Denied
09-098	27	6/23/2009	7/31/2009	Carmen Mallon	Document Review Release Request	Part
09-099	16	6/23/2009	7/16/2009	Carmen Mallon	Document Review Release Request	Denied
09-100	19	6/23/2009	7/21/2009	Margaret Grafeld	Document Review Release Request	Transferred (See File)
09-101	24	6/25/2009	7/30/2009	Bob Cusack	FOIA Log Request	All
09-102	50	6/25/2009	9/4/2009	Aron Goldberg	Document Review Release Request	Part
09-103	15	7/9/2009	7/30/2009	Leonard Story	Photographs Release Request	None

09-104	10	7/9/2009	7/23/2009	Rose Procopio	Photographs Release Request	None
				Barondess		
09-105	24	7/9/2009	8/12/2009	Henry Hayes	Form Information Release Request	All
09-106	10	7/9/2009	7/23/2009	Joe Brooks	Form Information Release Request	All
09-107	13	7/13/2009	7/30/2009	Greg B. Smith	WH Personnel Information Request	None
09-108	55	7/13/2009	9/29/2009	Christyne Brennan	Discussion Paper Records Release	All
09-109	3	7/20/2009	7/23/2009	Josephine Miller	Transportation Programs Funding	None
					Information Request	
09-110	22	7/21/2009	8/20/2009	Caroline Grace	Troubled Asset Relief Program	All
					Funding Program	
09-111	8	7/21/2009	7/31/2009	Margo Stevens	Document Review Release Request	Part
09-112	32	7/29/2009	9/14/2009	Timothy Kehrer	Correspondence Release Request	All
09-113	32	7/29/2009	9/14/2009	Timothy Kehrer	Correspondence Release Request	All
09-114	44	7/29/2009	9/30/2009	Ken Vogel	Media Organizations Correspondence	Part
					Request	
09-115	40	7/29/2009	9/24/2009	Ken Vogel	Executive Order Information Request	All
09-116	16	7/29/2009	8/20/2009	Marissa Mitchell	Hurricane Katrina Relief Programs	All
					FOIA Log Request	
09-117	9	7/30/2009	8/12/2009	Aaron Winters	Circular A-130 Directives Request	All
09-118	43	7/30/2009	9/30/2009	Jenny Small	Administration Czars Information Request	All
09-119	15	7/30/2009	8/20/2009	Michael Groves	Contract Information Request	None
09-120	23	7/30/2009	9/1/2009	Brad Montagne	Form Information Release Request	None
09-121	31	8/10/2009	9/23/2009	Shannon Goessling	2010 Census Process Information Request	Part
09-122	9	8/10/2009	8/21/2009	Aleksander Lamvol	CASB Info Request 418 and 419	None
09-123		8/11/2009		Walter Alarkon	Calendar/Schedule Information	
					April 1 to Present	
09-124	6	8/13/2009	8/21/2009	Tanya Meekins	Document Review Release Request	Denied
09-125	17	8/21/2009	9/16/2009	Robert Tashbook	BoP Budget Information Request	All
09-126	62	8/21/2009	11/20/2009	Les Zaitz	Forest Service ARRA Projects	Part
					Information (Sally Ericsson)	
09-127	62	8/21/2009	11/20/2009	Les Zaitz	Forest Service ARRA Projects	Part
					Information (Adrienne Erbach)	
09-128	29	8/25/2009	10/6/2009	Kenneth Rennie	Czar Salary and Personnel Information	All
09-129	14	8/25/2009	9/15/2009	C. Timothy McKeown	H.R. 5237 Correspondence Information	Denied
09-130	6	8/31/2009	9/9/2009	David Cook	Contract Cost Information Request	None
09-131	11	8/31/2009	9/16/2009	Charles Robert	SSI Recipients Budget Information	None
					Release Request	

09-132	134	9/3/2009	3/26/2010	Craig Jennings	Websites Implementation/Development Information Release Request	None
09-133	134	9/3/2009	3/26/2010	Craig Jennings	Websites Implementation/Development Correspondence and Communications Information Release Request	None
09-134	6	9/3/2009	9/14/2009	James Carter	White House Personnel Information Release Request	None
09-135	6	9/8/2009	9/16/2009	Shaun Hegarty	Ohio Marina District Project Funding Information Request	None
09-136	131	9/9/2009	3/26/2010	David Lewis	Schedule C, SES and Senate Confirmed Presidential Appointments Information Request	All
09-137	42	9/9/2009	11/9/2009	Margaret Grafeld	Document Review Release Request	None (NOT an OMB Document)
09-138	42	9/9/2009	11/9/2009	Margaret Grafeld	Document Review Release Request	All
09-139	20	9/9/2009	10/7/2009	Philip Nacke	American Recovery and Reinvestment Act of 2009 for Financial Assistance Awards Public Comments Release Request	All
09-140	17	9/11/2009	10/9/2009	Justin Rietz	Budget Data Information Request	None (Phone Call)
09-141	55	9/15/2009	12/4/2009	Avi Baldinger	Armed Services Procurement Regulation in the FAR Documentation Release Request	part(b)(5)
09-142	23	9/15/2009	10/19/2009	Yvette Chin	FOIA Guidance Implementation Information Request	All
09-143	15	9/15/2009	10/6/2009	Barbara Hammond	FOIA Case Log Release Request	All
09-144	40	9/18/2009	11/17/2009	Eric Kansa Raymond Yee	Recovery Act Treasury Appropriation Fund Symbols Release Request	All
09-145	17	9/18/2009	10/14/2009	Paul Jacobsmeyer	Document Review Release Request	None (Not an OMB Document)

Initial FOIA Requests - 2010							
FOIA	Days						
Number	Pending	In	Out	Requester	Subject	Grant	
10-001	33	10/14/2009	12/2/2009	Benjamin Vetter	Information Collection Release	Part (B)(5)	
10-002	16	10/14/2009	11/5/2009	Timothy Kehrer	Daily Schedule Information Release	None	
10-003	16	10/14/2009	11/5/2009	Marilyn Levitt	Document Review Release		
10-004	10	10/14/2009	10/28/2009	Steven Masiello	FAR, Case 85-64, Company Furnished Automobiles Information		
10-005	23	10/14/2009	11/17/2009	Jeff Meyer	IT Portfolio Management Guidance	All	
10-006	22	10/15/2009	11/17/2009	Richard Short	Military Recreation Center COLA Information	None	
10-007	43	10/21/2009	12/23/2009	Kel McClanahan	Intelligence Reform and Terrorism Prevention Act Requirement Information	None	
10-008	21	10/21/2009	11/20/2009	Rebecca Clark	Document Review Release	Denied(b)(5)	
10-009	8	10/26/2009	11/5/2009	Timothy Kehrer	Correspondence Release	All	
10-010	108	10/26/2009	4/8/2010	Alexander Hart	EPA's Endocrine Disruptor Screening Program Information Release	None	
10-011	26	10/26/2009	12/3/2009	Brett Tarnutzer	FCC Exhibit 300 Information	Denied(b)(5)	
10-012	15	10/26/2009	11/17/2009	James Kovakas	Document Review Release	Part(b)(5)	
10-013	8	10/26/2009	11/5/2009	Allison Clark	2009 Federal Stimulus Package FOIA Information	All	
10-014	218	10/27/2009	9/30/2010	Charles Duhigg	Arsenic, Arsenic Standards, Toxicity Assessments Information Release	Part (b)(5)(6)	
10-015	39	10/27/2009	12/23/2009	Bruno Choiniere	Health Insurance Claim Form Information	All	
10-018	17	11/5/2009	12/2/2009	Chad Kastle	FOIA and Privacy Agency Regulations and Guidelines Information Release	All	
10-019	25	11/5/2009	12/11/2009	Ferrel Benjamin	Paperwork Reduction Act Documentation Release Request	None	
10-020	28	11/5/2009	12/17/2009	Paul Jacobsmeyer	Document Review Release	Denied(b)(5)	
10-021	7	11/5/2009	11/17/2009	Luke Martin	WH Event Costs and Expenses Info Request	None	
10-022	48	11/9/2009	1/21/2010	Christopher Zealand	Gun Control Laws Report Information Release	All	
10-023	236	11/9/2009	10/22/2010	David Grossack	Health Care Reform Correspondence Release Request	Part	
10-024	52	11/12/2009	1/29/2010	Adam Rappaport	EGOV Travel Service Information Release Request	Part	

	10-025	217	11/12/2009	9/30/2010	Alicia Haselton	Integrated Risk Information System Assessment for Arsenic Information Release Request	Part(b)(5)(6)
	10-028	25	11/17/2009	12/23/2009	Eric Flagel	Gun Control Laws Report Information	All
	10-029	87	11/25/2009	4/8/2010	Jeff Stachewicz	2009 FISMA Report Information	None
	10-030	19	11/25/2009	12/23/2009	Dianne Shawley	Document Review Release	Part(b)(5)
	10-031	22	12/7/2009	1/8/2010	Jon McFarlane	Memo 99-05 Information Release	All
	10-032	80	12/7/2009	4/8/2010	Timothy Shea	Cargo Preference Act Information Request	None
	10-033	200	12/7/2009	9/29/2010	Kenneth Boehm (Four To	Expense, Travel, Visitor Log, and Daily Schedules for Vivek Kundra	Part(b)(2)(5)(6)
	10-034	19	12/8/2009	1/6/2010	Margaret Grafeld	Document Review Release	Denied(b)(5)
	10-035	11	12/8/2009	12/23/2009	Paul Jacobsmeyer	Document Review Release	Denied(b)(5)
	10-036	50	12/10/2009	3/2/2010	Charles McLavy	Travel Information Release Request	Part (B)(2)(6)
	10-037	24	12/10/2009	1/15/2010	Nelson Deleme	Contract Information Release Request	None
	10-038	193	12/16/2009	9/29/2010	Pete Yost	Open Government Directive Information Release Request M-10-06	Part(b)(5)(6)
	10-039	23	12/17/2009	1/22/2010	Jeremy Redmon	ARRA Funds Report Information Request M-10-05	All
	10-040	16	12/22/2009	1/15/2010	Kevin McKeon	Correspondence Release	All
	10-041	43	12/24/2009	3/5/2010	Elizabeth Steponkus	Internet Connections Initiative Information Release (M-09-032)	All
	10-042	71	1/4/2010	4/21/2010	Amy Walborn	Service Contract Act Commercial Item Exception Information Release	None
	10-043	62	1/4/2010	4/8/2010	David Tuller	Endocrine Disruptor Screening Program Information Release Request	None
	10-044	16	1/6/2010	1/29/2010	Paul Jacobsmeyer	Document Review Request	Part(b)(2)
	10-045	128	1/6/2010	7/15/2010	Scott Albright	Document Review Request	Part(b)(5)
	* 10-046		1/8/2010		John Althen	Pending Health Reform Legislation Information Release Request	
	10-047	5	1/22/2010	1/29/2010	Amy Gooden	Correspondence Release	All
	10-048	85	1/22/2010	5/24/2010	Bobbie Parsons	Document Review Request	None*
	10-049	43	2/4/2010	4/13/2010	Martha Mendoza	Spending on 2010 Earthquake Relief in Haiti Information Release	None
	10-050	77	2/12/2010	6/3/2010	James Riding In	Native American Graves Protection and Repatriation Act Regulation Information	Part(b)(2)(6)
	10-051	5	2/19/2010	2/26/2010	Jennifer Weaver	Correspondence Information Release	None
	10-052	149	2/19/2010	9/21/2010	Jennifer Haberkorn	Health Care Organizations Information	None
	10-053	5	2/19/2010	2/26/2010	Amy Gooden	Correspondence Release (Daniel Coats)	None

	10-054	73	2/19/2010	6/3/2010	John Haugen	Resource Conservation and Development Program SAVE Award Submissions Information	Denied (b)(5)
	10-055	155	2/19/2010	9/29/2010	Bridget Kessler	Immigration and Customs Enforcement Agency Secure Communities Program Information	Part (b)(5)(b)(6)
	10-056	32	2/23/2010	4/8/2010	Winifred Carson Smith	Standard Occupational Classification Information (CNS) Release Request	None
	10-057	35	2/23/2010	4/13/2010	Neil McNab	Information Collection Requets For Health Reform.gov Release Request	None
	10-058	14	2/26/2010	3/18/2010	Kelly Miller	Government-Wide Survey Data Centers Information Request (09-041)	All
	10-059	11	3/3/2010	3/18/2010	Gail Madoff	SES Information Release Request	All
	10-060	43	3/3/2010	5/3/2010	Jeffrey Richelson	Civil Applications Committee Information Release Request (1998-2000)	All
	10-061	146	3/5/2010	9/30/2010	Meg Kissinger	OIRA Chemical Action Plan Information Request (Bisphenol A)	Part (b)(5)(6)
	10-062	9	3/5/2010	3/18/2010	Emily Aden	Correspondence Information Release (John Boozman)	All
	10-063	51	3/5/2010	5/17/2010	Jim McElhatton	Transition Report Information Request (November 2008 and January 2009)	None
	10-064	23	3/5/2010	4/7/2010	Henry Schuck	Chief Information Officer Information Release Request	All
	10-065	139	3/5/2010	9/21/2010	Charles Brown	Mercury Amalgam Rule Information Release Request	Part(b)(5)(6)
	10-066	27	3/11/2010	4/19/2010	John Carr	Foreign Aid Information Release Request	All
	10-068	123	3/11/2010	9/2/2010	Dianne Shawley	Documents Review Release Request	None
	10-070	8	3/16/2010	3/26/2010	John Livornese	Document Review Release Request	All
	10-071	25	3/16/2010	4/20/2010	Angela Stoy	Form Information Release Request	None
	10-072	26	3/16/2010	4/21/2010	Kyle Huwer	Form Information Release Request	None
	10-073	36	3/16/2010	5/5/2010	Bobbie Parsons	Documents Review Release Request	All
	10-074	138	3/17/2010	9/30/2010	James Goodwin	OIRA Schedule Information Request	Part(b)(2)(5)(6)
	10-075	136	3/19/2010	9/30/2010	Kel McClanahan	Intelligence Reform and Terrorism Prevention Act Information	All
	10-076	4	3/31/2010	4/6/2010	Candy Anne Canino	Budget Information Release Request	All
	10-077	79	4/1/2010	7/23/2010	Gregory Korte	Appeals Information Request	None
	10-078	75	4/9/2010	7/27/2010	Kathy Ray	Document Review Release Request	Part (B)(5)
	10-079	75	4/9/2010	7/27/2010	Hugh Gilmore	Document Review Release Request	All

10-080	13	4/9/2010	4/28/2010	William Henderson	Security Clearance Oversight Group FY 2010 Report Request	All
10-081	39	4/20/2010	6/15/2010	Patrick McGilvery	Valid Control Number Document Information Request	All
10-082	79	4/20/2010	8/11/2010	Nancy Krieger	E-Gov Information Request	None
10-083	105	4/22/2010	9/21/2010	K. Colleen Wallace	Document Review Release Request	Pending
10-084	63	4/26/2010	7/26/2010	Rebecca Clark	Document Review Release Request	Part (B)(5)
10-086	105	4/28/2010	9/27/2010	Joyce Battle	White House Personnel Information	None
10-087	109	5/7/2010	9/28/2010	Aimee Simpson	Tire Fuel Efficiency Consumer Information Program Information Release Request	None Done
10-088	109	5/7/2010	9/28/2010	Aimee Simpson	Standards For the Management of Coal Combustion Residuals Generated by Commerical Electric Power Producers Information Request	None
10-089	94	5/7/2010	9/21/2010	Matt Laslo	Funding Information Request	All
10-091	23	5/10/2010	6/11/2010	Penland Woods	Job Announcement Information Request	None
10-092	100	5/10/2010	9/30/2010	Josh Gerstein	Intellectual Property Meeting Information Release Request	Part (b)(5)(6)
10-093	54	5/10/2010	7/28/2010	Carmen Mallon	Document Review Release Request	None
10-094	25	5/10/2010	6/15/2010	Kevin Baron	Contract Information Release Request	None
10-095	24	5/14/2010	6/18/2010	Richard Pacheco	Form Information Release Request	None
10-096	48	5/14/2010	7/26/2010	Claudette Juska	Correspondence and Meeting Information Request	None
10-097	32	5/14/2010	7/30/2010	Claudette Juska	BP Meeting Information Release Request	None
10-098	17	5/18/2010	6/11/2010	Alexander Schultz	Federal Employees Compensation Act Wage Loss Payments Information	None
10-099	109	5/18/2010	9/28/2010	Aimee Simpson	Carbon Task Force Information	None
10-100	15	5/20/2010	6/11/2010	Judy Tran	Contract Information Release Request	None
10-101	17	5/25/2010	6/18/2010	Richard Pacheco	Form Information Release Request (IRS, Levies)	None
10-102	42	6/11/2010	8/11/2010	Dan Seligman	Bonneville Environmental Foundation Information Release Request	None
10-103	72	6/15/2010	9/27/2010	Robert Eckert	Document Review Release Request	Part (b)(6)(5)
10-104	17	6/15/2010	7/9/2010	Carmen Mallon	Document Review Release Request	All
10-105	29	6/15/2010	7/27/2010	Craig McDaniel	Retirement Savings Program Information Release Request	None
10-106	16	7/2/2010	7/27/2010	Vania T. Lockett	Document Review Release Request	None*
					* (OMB Documents are not responsive to request)	

10-107	60	7/2/2010	9/28/2010	Jim McElhatton	BP America Information Release Request	Part(B)(5)(6)
10-108	19	7/2/2010	7/30/2010	Jeffrey Volshteyn	DOE NPRM Title IV Program Integrity Issue Information Release Request	Part (b)(6)
10-109	49	7/2/2010	9/13/2010	Rose Santos	IT Data Center Consolidation Plans Document Release Request	None
10-110	61	7/2/2010	9/29/2010	Jim Snyder	Oil Spill Independent Claim Information Release Request	Part(b)(5)(6)
10-111	62	7/2/2010	9/30/2010	Rose Santos	Federal Data Center Activity Information Release Request	All
10-112	18	7/6/2010	7/30/2010	Carmen Mallon	Document Review Release Request	Part(b)(5)
10-113	15	7/7/2010	7/28/2010	Catherine Fletcher	Document Review Release Request	Part(b)(5)
10-114	57	7/7/2010	9/27/2010	David Perera	Information Technology Meeting Information Release Request (Tech Stat)	Part(b)(5)
10-115	19	7/9/2010	8/5/2010	Carmen Mallon	Document Review Release Request	Part(b)(5)
10-116	23	7/9/2010	8/11/2010	Carmen Mallon	Document Review Release Request	Part(b)(5)
10-118	65	7/14/2010	9/30/2010	Russell Carollo	Google Information Release Request	Part(b)(5)(6)
10-119	34	7/14/2010	8/31/2010	Rose Santos	2010 IT Asset Inventory Baseline Report Release Request	None
10-120	13	7/14/2010	8/3/2010	Gary Jonesi	Document Review Release Request	Part(B)(5)
10-121	46	7/15/2010	9/21/2010	James Love	HHS/FDA RIN 0910-AG21 Information	Part(B)(5)(6)
10-122	2	7/22/2010	7/26/2010	Adam Sutton	Document Review Release Request	None
10-123	35	7/23/2010	9/13/2010	Kimberly Wilburn	Data Centers Information Release Request	None
10-124	27	7/23/2010	8/31/2010	Richard Terrill	WH Personnel Travel Information Release Request	None
10-125	30	8/9/2010	9/21/2010	Brad Stenger	OIRA FOIA Log Information Release Request	Part(B)(6)
10-126	30	8/9/2010	9/21/2010	Brad Stenger	OIRA Correspondence Information Release Request	None
10-127	52	8/9/2010	10/22/2010	David Grossack	Patient Protection and Affordable Care Act Information Request	Part
10-128	35	8/10/2010	9/29/2010	Russell Carollo	Director and Deputy Director Travel Information Release Request	Part (b)(6)
10-129	33	8/10/2010	9/27/2010	Russell Carollo	Employee Travel Information Release Request	All
10-130	8	8/10/2010	8/20/2010	Dominique Padurano	Tax Return Information Request	None
10-131	15	8/10/2010	8/31/2010	Bruce Ameil Williams	Census Form Word Definition Information Request	None
10-132	23	8/10/2010	9/13/2010	Greg Mello	DOD Program Funding Information	None

	10-133	14	8/11/2010	8/31/2010	Adam Schwartzman	Political Appointment Information Release Request	None
	10-134	34	8/12/2010	9/30/2010	James Coleman	EPA Rules Information Release Request	Part(b)(5)(6)
	10-135	33	8/13/2010	09/30/10	William Wilson	Executive Order Information Release Request	None
	* 10-136		8/13/2010		William Wilson	Tort Law, Executive Order, Presidential Memorandum Information Release Request	
	10-137	82	9/2/2010	1/4/2011	Jason Smathers	Email, Correspondence Information Release Request	None
	10-138	46	9/2/2010	11/9/2010	Jason Smathers	FOIA Log Release Request	All
	* 10-139		9/2/2010		Michael Bekesha	Federal Awardee Performance and Integrity Information System Information Request	
	* 10-140		9/7/2010		Michael von Loewenfeld	Advisory Committee on Servicemembers' Group Life Insurance Information	
	10-141	24	9/10/2010	10/15/2010	Gary Jones	Document Review Release	All
	10-142	41	9/10/2010	11/9/2010	Jason Smathers	FOIA Requests Investigator or Investigative Agency Release Request	None
	10-143		9/10/2010		Jared Montagne	Form Information Release Request	
	10-144	37	9/17/2010	11/10/2010	Vania T. Lockett	Document Review Release Request	All
	10-145	37	9/17/2010	11/10/2010	Ed Burk	Foreign Aid Spending Information Release Request	None
	10-146	36	9/17/2010	11/9/2010	Kevin Baron	Federal Acquisitions Information Release Request	None
	* 10-147		9/21/2010		Jona Ashe	Government Performance and Results Act of 1993 Information Request	
	* 10-148		9/23/2010		Michael Worsham	Form Information Release Request	
	10-149		9/23/2010	12/2/2010	David Perera	Financial Systems Advisory Board Charter Document Release Request	All
	* 10-150		9/23/2010		Gregory Korte	Acquisition Human Capital Plans Information Release Request	
	* 10-151		9/24/2010		Kaitlin Lee	Federal Procurement Data System Quality Reports Information Request	
	10-152	31	9/24/2010	11/9/2010	Gregory Korte	American Recovery and Reinvestment Act Compliance Information Request	None

						Tire Fuel Efficiency Consumer Information Program, Coal Combustion Residuals, Interagency Working Group on Social Cost of Carbon Information Release Request	
*	10-153		9/28/2010		Aimee Simpson		

Initial FOIA Requests - 2011						
FOIA	Days					
Number	Pending	In	Out	Requester	Subject	Grant
11-001		10/5/2010		Nate Jones	FOIA Action Plan Information Release Request	
* 11-002		10/5/2010		Gregory Korte	Presidential Memorandum Agency Plan Information Release Request Disposing of Unneeded Real Estate	
11-003	24	10/5/2010	11/9/2010	Kelly Thornton	9th Circuit Judicial Conference Information Release Request	None
11-004	60	10/5/2010	1/4/2011	Ardis Hammock	Farm Service Agency Biomass Crop Assistance Program Information Release Request	None
11-005	15	10/5/2010	10/27/2010	Joseph Willging	Agency Document Review Release Request	Part(B)(5)
11-006	27	10/22/2010	12/2/2010	Kelly Miller	Final Data Center Asset Inventory Results Release	All
* 11-007		10/22/2010		Gregory Korte	Updated Guidance on the American Recovery and Reinvestment Act Highest Risk Audit Findings Information Release Request	
* 11-008		10/22/2010		Jeff Stachewicz	Federal Data Center Consolidation Plan Information Release Request	
* 11-009		10/22/2010		Audra Parker	Wind Farm Information Release Request	
* 11-011		10/22/2010		Lauren O'Neil	Oil and Gas Tax Preference Issue Budget Information Release Request	
* 11-012		10/25/2010		Thad Hall	Program Assessment Rating Tool Information Release Request	
11-013	26	10/25/2010	12/2/2010	Lynne Skelley	Federal Data Center Location Information Release Request	All
* 11-014		10/25/2010		Kwame Gyamfi	OIRA - Appointment Book Information Release Request	
* 11-016		11/2/2010		John Edwards	Grand Prairie Demonstration Project Information Release Request	
* 11-019		11/5/2010		Marvelle Butler	Certified Medical Necessity Form Approval Information Release Request	

	11-020		11/8/2010		Jeff Stachewicz	Contractor Performance Assessment Reporting System Information Release Request	
	* 11-022		11/12/2010		David Blackshire	Federal Data Center Consolidation Initiative Information Release Request	
	* 11-025		11/17/2010		Jason Smathers	Email Information Release Request	
	* 11-026		11/17/2010		Kel McClanahan	Joint Reform Team Monthly Briefings Information Release Request	
	11-027		11/23/2010		Michael A. Goodfellow	White House Travel Information Request	
	* 11-028		11/29/2010		Ben King	ARRA Provision Information Request	
	11-029		12/16/2010		Arthur Schroeder	Government Pension Information Release Request	
	11-030		12/16/2010		Frank Bass	Correspondence Information Release Request	
	11-031		12/16/2010		Larry Bush	FOIA Information Release Request	
	11-032		12/16/2010		Jared Favole	Correspondence Information Release	
	11-033		12/16/2010		Alex Galovich	Document Review Release Request	
	11-034		12/16/2010		Jeff Mang	Energy Independence and Security Act Report Request	
	11-035		12/16/2010		David Perera	Financial Systems Advisory Board Written Assessment Information Release Request	
	11-036		12/16/2010		P.L. Hyde	Form Information Release Request	
	11-037		12/23/2010		Gregory Korte	Recovery Act Projects Information Release Request	
	11-038		12/23/2010		Douglas Cox	Email Information Release Request	
	11-039		1/5/2011		Gregory Korte	Improper Payments Elimination and Recovery Act Information Release	
	11-040		1/5/2011		Ryan Reilly	Email Information Release Request	
	11-041		1/14/2011		Russell Carollo	Joint Strike Fighter Program Initiative Information Request	
	11-042		1/25/2011		Amy Woodward	FOIA Log Request	



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

Office of Management and Budget
Annual Freedom of Information Act (FOIA) Report for FY 2006
(October 1, 2005 through September 30, 2006)

I. Basic Information Regarding Report

- A. Any questions concerning this report, as well as requests for a copy of the report in paper form, should be addressed to the Office of Management and Budget (OMB), Attention: Dionne Hardy, FOIA Officer, 725 17th Street N.W., Washington, D.C. 20503, (202) 395-7214.
- B. Copies of this report, as well as information on how to make a Freedom of Information Act (FOIA) request to OMB, are available at the "FOIA" site on the OMB home page at <http://www.whitehouse.gov/omb/foia/index.html>.
- C. To obtain a copy of the report in paper form, see A above.

II. How to Make a FOIA Request

- A. Guidance on how/where to submit a FOIA request can be found on the OMB Home Page mentioned above. As noted in the guidance, all FOIA requests to OMB are received at the address shown on the Home Page.
- B. OMB processed a total of 152 FOIA initial requests during fiscal year 2006 with median response time 22 days.
- C. Of the 152 initial requests processed, 60 were granted in total. With respect to the 92 remaining requests, either OMB had no documents responsive to the request, some or all of the responsive documents were withheld under one of the FOIA exemptions, or the request was referred to another agency, withdrawn, duplicate, or records were not reasonably described.

III. Definitions of Terms and Acronyms Used in the Report

- A. Agency-specific acronyms or other terms. N/A
- B. Basic terms, expressed in common terminology.
 - 1. FOIA/PA request – Freedom of Information Act/Privacy Act request. A FOIA request is generally a request for access to records concerning a third party, an organization, or a particular topic of interest. A Privacy Act request is a request for records concerning oneself; such requests are also treated as FOIA requests. (All requests for access to records, regardless of which law is cited by the requester, are included in this report.)

2. Initial Request – a request to a federal agency for access to records under the Freedom of Information Act.
3. Appeal – a request to a federal agency asking that it review at a higher administrative level a full denial or partial denial of access to records under the Freedom of Information Act, or any other FOIA determination such as a matter pertaining to fees.
4. Processed Request or Appeal – a request or appeal for which an agency has taken a final action on the request or the appeal in all respects.
5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).
6. Expedited processing – an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.
7. Simple request – a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.
8. Complex request – a FOIA request that an agency using multi-track processing places in a slower track based on the volume and/or complexity of records requested.
9. Grant – an agency decision to disclose all records in full in response to a FOIA request.
10. Partial grant – an agency decision to disclose a record in part in response to a FOIA Request, deleting information determined to be exempt under one or more of the FOIA's exemptions; or a decision to disclose some records in their entireties, but to withhold others in whole or in part.
11. Denial – any agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA's exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).
12. Time limits – the time period in the Freedom of Information Act for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a "perfected" FOIA request).
13. "Perfected" request – a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

14. Exemption 3 statute – a separate federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b) (3).

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

16. 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.

IV. Exemption 3 Statutes

A. List of Exemption 3 statutes relied on by agency during current fiscal year. 1
Section 721 (c) of the Defense Production Act, 50 U.S.C. App. 2170(c).

1. Brief description of type(s) of information withheld under each statute.
Documents filed with the Committee on Foreign Investment in the United States and its staff.

2. Statement of whether a court has upheld the use of each statute. If so, then cite example. None.

V. Initial FOIA/PA Access Requests

A. Number of Initial Requests

1. Number of requests pending as of end of preceding fiscal year	<u>8</u>
2. Number of requests received during current fiscal year	<u>152</u>
3. Number of requests processed during current fiscal year	<u>152</u>
4. Number of requests pending as of end of current fiscal year	<u>8</u>

B. Disposition of initial requests.

1. Number of total grants	<u>60</u>
2. Number of partial grants	<u>20</u>
3. Number of denials	<u>14</u>
a. number of times each FOIA exemption used (counting each exemption once per request)	

(1) Exemption 1	<u>1</u>
(2) Exemption 2	<u>4</u>
(3) Exemption 3	<u>2</u>
(4) Exemption 4	<u>3</u>
(5) Exemption 5	<u>31</u>
(6) Exemption 6	<u>4</u>
(7) Exemption 7 (A)	<u>0</u>
(8) Exemption 7 (B)	<u>0</u>

(9) Exemption 7 (C)	<u>0</u>
(10) Exemption 7 (D)	<u>0</u>
(11) Exemption 7 (E)	<u>0</u>
(12) Exemption 7 (F)	<u>0</u>
(13) Exemption 8	<u>0</u>
(14) Exemption 9	<u>0</u>

4. Other reasons for nondisclosure (total) <u>58</u>	
a. no records	<u>38</u>
b. referrals	<u>1</u>
c. request withdrawn	<u>1</u>
d. fee-related reason	<u>8</u>
e. records not reasonably described	<u>2</u>
f. not a proper FOIA request for some other reason	<u>3</u>
g. not an agency record	<u>0</u>
h. duplicate request	<u>5</u>
i. other (specify)	<u>0</u>

VI. Appeals of Initial Denials of FOIA/PA Requests

A. Numbers of appeals.

1. Number of appeals received during fiscal year	<u>6</u>
2. Number of appeals processed during fiscal year	<u>6</u>

B. Disposition of appeals.

1. Number completely upheld	<u>4</u>
2. Number partially reversed	<u>2</u>
3. Number completely reversed	<u>0</u>
a. number of times each FOIA exemption used (counting each exemption once per appeal)	

(1) Exemption 1	<u>1</u>
(2) Exemption 2	<u>1</u>
(3) Exemption 3	<u>0</u>
(4) Exemption 4	<u>0</u>
(5) Exemption 5	<u>5</u>
(6) Exemption 6	<u>0</u>
(7) Exemption 7 (A)	<u>0</u>
(8) Exemption 7 (B)	<u>0</u>
(9) Exemption 7 (C)	<u>0</u>
(10) Exemption 7 (D)	<u>0</u>
(11) Exemption 7 (E)	<u>0</u>
(12) Exemption 7 (F)	<u>0</u>
(13) Exemption 8	<u>0</u>
(14) Exemption 9	<u>0</u>

4. Other reasons for nondisclosure (total)
 - a. no records 0
 - b. referrals 0
 - c. request withdrawn 0
 - d. fee-related reason 0
 - e. records not reasonably described 0
 - f. not a proper FOIA request for some other reason 0
 - g. not an agency record 0
 - h. duplicate request 0
 - i. other (specify) 0

VII. Compliance with Time Limits/Status of Pending Requests

A. Median processing time for requests processed during the year.

1. Simple requests (if multiple tracks used).
 - a. number of requests processed 152
 - b. median number of days to process 22
2. Complex requests (specify for any and all tracks used).
 - a. number of request processed 0
 - b. median number of days to process 0
3. Requests accorded expedited processing.
 - a. number of requests processed 0
 - b. median number of days to process 0

B. Status of pending requests.

1. Number of requests pending as of end of current fiscal year 8
2. Median number of days that such requests were pending as of that date 36.5

VIII. Comparisons with Previous Year(s) Optional

- A. Comparison of numbers of requests received 223 (FY2001); 87 (FY 2002); 99 (FY2003); 152 (FY2004); 169 (FY 2005); and 152 (FY2006).
- B. Comparison of numbers of requests processed 238 (FY2001); 82 (FY2002); 65 (FY2003); 173 (FY 2004); 218 (FY2005); and 152 (FY2006).
- C. Comparison of median numbers of days requests were pending as of end of fiscal year: 59 days (FY2001); 203 days (FY2002); 56 days (FY2003); 218 (FY 2004); 9 days (FY 2005); and 36.5 (FY2006).
- D. Other statistics significant to agency: As an aside, OMB, unlike some other agencies, does not have a centralized FOIA process in which requests are handled on a consecutive basis: the processing of one request generally does not delay OMB's ability to respond to

other requests. For this reason, when OMB receives a request for expedited processing, (OMB received 14 such requests in FY06), OMB's practice is to inform the requester that OMB does not operate a first-in, first-out system for processing FOIA requests and that, accordingly, OMB will begin the processing of the person's request. This reply, along with OMB's prompt response to the requests themselves, appears to have addressed the requesters' goal in requesting expedited processing.

- E. Other narrative statements describing agency efforts to improve timeliness of FOIA performance and to make records available to the public (e.g., backlog-reduction efforts; specification of average number of hours per processed request; training activities; public availability of new categories of records)

IX. Costs/FOIA Staffing

A. Staffing levels.

1. Number of full-time FOIA personnel 1
2. Number of personnel with part-time or occasional FOIA duties (in total work-years)
4 personnel (.35 work-years)
3. Total number of personnel (in work-years) 1.35 work years

B. Total costs (including staff and all resources).

- | | |
|---|------------------|
| 1. FOIA processing (including appeals) | <u>\$119,000</u> |
| 2. Litigation-related activities (estimated) | <u>\$ 36,500</u> |
| 3. Total costs | <u>\$155,500</u> |
| 4. Comparison with previous year(s) (including percentage of change) (optional) | |

C. Statement of additional resources needed for FOIA compliance (optional)

X. Fees

- A. Total amount of fees collected by agency for processing requests
\$459.00

- B. Percentage of total costs
0.295% of total costs.

XI. FOIA Regulations (Including Fee Schedule)

(Agencies should provide electronic link for availability in electronic form and attach copy in paper form)

OMB's FOIA regulations are located at 5 CFR 1303 and can be found on the OMB Home Page at <http://www.whitehouse.gov/omb/fedreg/5cfr-part1303.html>.

XII. Report on FOIA Executive Order Implementation

The President issued Executive Order 13,392 on December 14, 2005, "Improving Agency Disclosure of Information."¹ As required under the Order, and pursuant to Implementing Guidance from the Department of Justice,² this section provides information about OMB's activities under the Order and, in particular, its activities under OMB's FOIA Improvement Plan.³

OMB receives relatively few FOIA requests, as compared to other agencies. At the end of FY2006 (September 30, 2006), OMB had 8 pending FOIA requests. OMB has subsequently responded to all of them. Accordingly, all of the FOIA requests that are currently pending at OMB were received during the current fiscal year (FY2007).

Because of OMB's up-to-date status of its FOIA inventory, OMB's FOIA Improvement Plan concentrated on activities that would continue to assist OMB in maintaining its very good FOIA inventory. To that end, the plan proposed improvements in four areas: (1) tracking FOIA requests, including follow-up on requests that have been assigned; (2) establishing a more formal process for reviewing released records to identify records that have become, or are likely to become, the subject of subsequent FOIA requests, in order to post those records on OMB's website; (3) pro-active dissemination and customer service activities such as updating OMB's FOIA webpage (and FOIA handbook and reading room) and the roll-out of ROCIS, OMB's internet-based system that contains Paperwork Reduction Act (PRA) -related records; and (4) the role of OMB's new FOIA Officer.

As described below, OMB was very successful in meeting each of its Improvement Plan milestones, within the timeframes OMB identified in its Improvement Plan. As a result, OMB has successfully implemented its entire FOIA Improvement Plan.

A. Description of supplementation/modification of agency improvement plan (if applicable).

Not applicable.

B. Report on agency implementation of its plan, including its performance in meeting milestones, with respect to each improvement area.

As noted above, OMB has successfully implemented each of its improvement areas, within the timeframes OMB identified in its Improvement Plan.

Area # 1. OMB's Processes for Tracking FOIA Requests and Appeals. OMB has improved its status reminder form that OMB's Administration Office sends to the OMB lead offices for pending FOIA requests and appeals. In addition, OMB staff have developed a more formal process to discuss OMB's FOIA inventory. In weekly meetings, staff from OMB's Administration Office and the General Counsel's Office meet to discuss FOIA matters, including the status of pending FOIA requests. In addition, OMB's Administration Office and the General

¹ Found at: <http://a257.g.akamaitech.net/7/257/2422/01jan20051800/edocket.access.gpo.gov/2005/pdf/05-24255.pdf>

² Found at: <http://www.usdoj.gov/oip/foiapost/2006foiapost6.htm>

³ Found at: http://www.whitehouse.gov/omb/foia/report_re_eo13392.pdf

Counsel's Office have developed a helpful fact sheet to apprise newcomers to the FOIA process, including internal suggested deadlines to respond to FOIA requests, as well as a process to annually update and disseminate this fact sheet.

Area # 2. OMB's Responses to Relatively Simple FOIA Requests. As noted above, OMB staff have developed a more formal process to discuss OMB's FOIA requests. At monthly meetings, staff from OMB's Administration Office and the General Counsel's Office discuss requests that have been responded to in the previous time frame to determine whether documents released have become, or are likely to become, the subject of subsequent FOIA requests, in order to post those records on OMB's website.

Area # 3. OMB's Dissemination of Information to the Public through its Website. OMB successfully rolled-out ROCIS, which allows access to PRA-related information available on the Internet (without the need for a person to file a FOIA request). In addition, OMB successfully updated its FOIA webpage. OMB's new more customer-friendly webpage, located at: <http://www.whitehouse.gov/omb/foia/index.html>, has links to frequently asked questions; a comprehensive reading room, which gives visitors to the webpage links to the many different subjects on OMB's website; and helpful links to information on other government websites. Finally, the update to OMB's new FOIA webpage also includes an updated copy of OMB's FOIA handbook. Since implementation of these activities last year, OMB has seen a marked decline in the number of requests for PRA-related information.

Area # 4. The Role of OMB's FOIA Officer. OMB successfully hired a new FOIA Officer. In addition, OMB has identified training and development activities for the FOIA Officer in the Officer's Individual Development Plan.

C. Identification and discussion of any deficiency in meeting plan milestones (if applicable).

As noted above, OMB successfully implemented each of its improvement areas in the timeframe OMB indicated in its plan, and thus, this section is not applicable.

D. Additional narrative statement regarding other executive order-related activities (optional).

Not applicable.

E. Concise descriptions of FOIA exemptions

In compliance with section 3(v) of the Order, which states that to "facilitate public understanding of the purposes of the FOIA's statutory exemptions [agencies are to include] concise descriptions of the exemptions in ... the agency's annual FOIA report, and ...[provide] an overview, where appropriate, of certain general categories of agency records to which those exemptions apply."

While the FOIA statute provides a total of nine exemptions that agencies may rely on in processing a FOIA request (these exemptions are briefly described below), the nature of OMB's

position within the Executive Branch causes OMB to rely more readily on some exemptions rather than others. OMB's mission is to assist the President in the discharge of his budgetary, management, and other executive responsibilities. As such, OMB works primarily with other Executive Branch staff in the accomplishment of that mission, in contrast with agencies whose mission is to serve the public in the discharge of a particular program. Accordingly, the bulk of records OMB creates consist of those that analyze various policy or legal issues, identify available options, evaluate their relative merits, consult with officials and staff in the relevant agencies and offices, and reach a decision (assuming that a decision is reached). Final OMB actions are typically posted to OMB's website, whereas those documents which reveal deliberative, pre-decisional activities in reaching a decision are typically withheld under FOIA exemption (b)(5).

In addition, like other agencies, OMB also utilizes, where appropriate, FOIA exemption (b)(2) for internal agency rules and practices and (b)(6) for information the disclosure of which would constitute an unwarranted invasion of personal privacy. OMB also has cause to utilize FOIA exemptions provided by statute ((b)(3) of the FOIA) in order to withhold documents from release, information that would impair the national security under (b)(1) of the FOIA, and the confidential business information and trade secrets exemption, (b)(4).

A concise description of FOIA exemptions is as follows:

- (b)(1) – for information that would impair the national security
- (b)(2) – for internal agency rules and practices
- (b)(3) – for exemptions provided by another statute
- (b)(4) – for confidential business information and trade secrets
- (b)(5) – for deliberative, predecisional information and attorney-client information
- (b)(6) – for information that would constitute an unwarranted invasion of personal privacy
- (b)(7) – for law enforcement information
- (b)(8) – for information regarding financial institution supervision
- (b)(9) – for information pertaining to wells

F. Additional statistics:

1. Time range of requests pending, by date of request (or, where applicable, by date of referral from another agency)

- 11/15/06 – 2/1/07

2. Time range of consultations pending with other agencies, by date of initial interagency communication

- Not applicable.

G. Attachment: Agency improvement plan (in current form)

Attachment:

**The Office of Management and Budget's FOIA Improvement Plan under Executive
Order 13,392 of December 14, 2005**



THE DIRECTOR

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

June 14, 2006

Honorable Alberto R. Gonzales
United States Attorney General
Washington, D.C. 20530

Dear Mr. Attorney General:

In accordance with Section 3 of Executive Order 13,392 of December 14, 2005, "Improving Agency Disclosure of Information," enclosed is the Office of Management and Budget's (OMB) report that summarizes the results of its review of OMB's FOIA operations and encloses a copy of OMB's plan that addresses OMB's administration of the FOIA during fiscal years 2006 and 2007.

OMB looks forward to continuing to work with the Department of Justice on this important Presidential initiative. If your staff should have any questions regarding OMB's report, they may call Acting Deputy General Counsel Kimberley S. Luczynski at 202.395.7870.

Sincerely,

A handwritten signature in black ink, reading "Rob Portman", is positioned above the printed name.

Rob Portman

Enclosure

**OFFICE OF MANAGEMENT AND BUDGET
REPORT UNDER EXECUTIVE ORDER 13,392
ON OMB'S ADMINISTRATION OF THE
FREEDOM OF INFORMATION ACT
(June 14, 2006)**

This is the report of the Office of Management and Budget (OMB) issued pursuant to Section 3(c) of Executive Order 13,392 of December 14, 2005, "Improving Agency Disclosure of Information."¹

In accordance with the Executive Order, this report summarizes the results of the review that OMB has conducted (under Section 3(a) of the Order) of its Freedom of Information Act (FOIA) operations, and encloses a copy of OMB's plan that OMB has developed (under Section 3(b) of the Order) for ensuring that OMB's administration of the FOIA is in accordance with applicable law and the policies set forth in Section 1 of the Order. This plan addresses OMB's implementation of the FOIA during fiscal years (FYs) 2006 and 2007, and the plan has been approved by the OMB Director.

The outline of this report follows the template that was provided by the Department of Justice (DOJ) in the government-wide guidance that DOJ issued on April 27, 2006 ("Executive Order 13,392 Implementation Guidance," Part II, Plan/Report Template), and which is found at <http://www.usdoj.gov/oip/foiapist/2006foiapist6.htm>.

A. Characterize overall nature of agency's FOIA operations (degree of detail optional), with optional reference to areas preliminarily considered for agency review. (Agencies may also describe any particular FOIA challenges that they face.)

OMB receives relatively few FOIA requests, when compared to larger Departments and many other Federal agencies.

As of June 5, 2006, OMB had received 114 FOIA requests and 5 administrative appeals during FY2006, which began on October 1, 2005. This number of FOIA requests, at this point in the fiscal year, is consistent with the volume of requests that OMB received in the two prior fiscal years: FY2005 (169 initial requests) and FY2004 (152 initial requests).²

¹ The Executive Order was published in the Federal Register at 70 FR 75373 (December 19, 2005), and is found on the White House website at <http://www.whitehouse.gov/news/releases/2005/12/20051214-4.html>.

² See <http://www.whitehouse.gov/omb/foia/annualrpt.html> (OMB's FOIA reports for FYs 2004 and 2005).

At the end of FY2005 (September 30, 2005), OMB had 8 pending FOIA requests, and the median number of days that these requests had been pending at OMB was 9 days.³ The pending requests had all been received by OMB during September 2005, and OMB has subsequently responded to all of them. Accordingly, all of the FOIA requests that are currently pending at OMB were received during the current fiscal year (FY2006).

As of June 5, 2006, there were pending at OMB 11 initial requests and 2 administrative appeals.

OMB administers the FOIA on a decentralized basis. OMB's FOIA Officer, its FOIA Requester Service Center, and its Public Liaison are all located in OMB's Administration Office. Under OMB's decentralized system, a FOIA request is received by the Administration Office, is logged-in, and is assigned to a lead OMB office that is responsible for processing that request. The lead office is the OMB office that, in the Administration Office's view, is most likely to have documents that are responsive to the FOIA request in question. In the case of many FOIA requests, the lead role is assigned to one of the OMB program offices that are responsible for carrying out, or supporting, OMB's activities in the budgetary, legislative, regulatory, or management areas.⁴ The lead office then conducts a search of its files and also coordinates additional searches by those other OMB offices that are reasonably likely to have agency records that are responsive to the FOIA request. In conducting and coordinating these searches, the OMB staff are advised and assisted by the FOIA Officer and by OMB's Office of General Counsel. The General Counsel's Office, working with the relevant program office and the FOIA Officer, conducts the document review to identify those responsive agency records that fall within one of the FOIA's nine exemptions in 5 U.S.C. § 552(b). Working together, these three offices prepare the response to an initial request. The response letter is signed by the FOIA Officer or, in his or her absence, by the Deputy Assistant Director for Administration (or a designee).

Administrative appeals are handled by the General Counsel's Office, with the assistance of OMB's FOIA officer and the relevant program office. The response letter is signed by the Deputy General Counsel.

FOIA litigation is handled by the General Counsel's Office, with the assistance of OMB's FOIA officer and the relevant program office.

³ See <http://www.whitehouse.gov/omb/foia/foiaan05.pdf> (OMB's FOIA report for FY2005). The pending FOIAs were initial requests. OMB had no pending administrative appeals at the end of FY2005.

⁴ OMB's offices include the four Resource Management Offices (General Government Programs, Human Resource Programs, National Security Programs, and Natural Resource Programs); OMB's statutory offices (the Office of Federal Procurement Policy, the Office of Information and Regulatory Affairs, the Office of Federal Financial Management, and the Office of Electronic Government and Information Technology); and OMB-wide support offices (the largest two being the Budget Review Division and the Legislative Reference Division). See http://www.whitehouse.gov/omb/omb_org_chart.pdf (OMB's organizational chart). OMB has approximately 500 employees, who work in the Eisenhower Executive Office Building and the New Executive Office Building, both located in Washington, D.C.

B. List all areas selected for review

Introduction.

In the six months since the President issued Executive Order 13,392, OMB has taken a number of significant steps in implementing the Order.

In accordance with Section 2 of the Order, and as indicated on OMB's website, OMB has designated its Chief FOIA Officer, has designated its FOIA Public Liaison, and has established its FOIA Requester Service Center.⁵

Moreover, as part of its review of OMB's FOIA operations, and in order to monitor OMB's FOIA implementation,⁶ OMB held a public-input session on May 10, 2006, in the White House Conference Center. OMB provided public notice of this session on the FOIA page of OMB's website,⁷ and OMB's FOIA Officer also placed calls to OMB's more frequent FOIA requesters inviting them to the session. As the website notice explained, the purpose of the session was for OMB to receive "the input of members of the public regarding their experiences in submitting FOIA requests to OMB, and any recommendations that they may have for OMB's implementation of the Executive Order." The public-input session was well attended, and OMB received valuable input from the public that OMB has taken into account in OMB's ongoing review and the development of its plan (for ensuring that OMB's administration of FOIA is in accordance with the Executive Order's policies that agency FOIA operations be "citizen-centered" and "results-oriented").

As noted above, OMB concluded FY2005 with very few pending FOIA requests, and these open requests had been pending at OMB for a very short period of time (and OMB has subsequently responded to all of those requests). The up-to-date status of OMB's inventory at the end of FY2005 was the culmination of OMB's sustained and successful effort, which started in FY2004, to reduce and then eliminate the FOIA backlog that OMB had been carrying for several years.⁸

In addition, as noted above, OMB has received during the current fiscal year 114 FOIA requests and 5 administrative appeals as of June 5, 2006, of which 11 requests and 2 appeals were pending on that date.

⁵ See <http://www.whitehouse.gov/omb/foia/officers.html>.

⁶ See Executive Order 13,392, Section 2(b)(ii).

⁷ See <http://www.whitehouse.gov/omb/foia/index.html> (the notice has remained on OMB's website).

⁸ See <http://www.whitehouse.gov/omb/foia/annualrpt.html> (OMB's FOIA reports for FYs 2003, 2004, and 2005).

Areas Selected for Review.

Having eliminated its FOIA backlog by the end of FY2005, a major focus of OMB's FOIA efforts during this current fiscal year – and thus a major focus of OMB's review under the Executive Order – has been to ensure that OMB responds to incoming FOIA requests and administrative appeals as promptly as possible, taking into account the relative complexity of the specific FOIA request or appeal and consistent with OMB carrying out its other responsibilities (including its handling of FOIA litigation) within OMB's available resources.

To this end, OMB focused its Executive Order review of its FOIA operations on four main areas: (1) OMB's Processes for Tracking FOIA Requests and Appeals; (2) OMB's Responses to Relatively Simple FOIA Requests; (3) OMB's Dissemination of Information to the Public through its Website; and (4) the Role of the OMB FOIA Officer.

1. OMB's Processes for Tracking FOIA Requests and Appeals. One of the areas that OMB selected for review was the Administration Office's processes for (1) tracking the status of OMB's pending FOIA requests and appeals, (2) assigning the lead responsibility for handling a FOIA request to one of the OMB offices, and (3) sending periodic reminders to the relevant OMB lead offices that one or more of the FOIA requests (or appeals) to which they have been assigned "lead" responsibility are still pending on OMB's FOIA inventory. The purpose of this review was to ensure that FOIA requests (including requests for expedited processing, which under the FOIA such requests have to be acted upon within 10 calendar days of receipt) do not fall through the cracks but instead remain a focus of the lead OMB offices as well as of the Administration Office and the General Counsel's Office. Keeping people's attention on the status of the pending requests will help to ensure that the searches and reviews are conducted, and the responses are prepared and issued, as promptly as possible (taking into account the complexity of the request and the relevant offices' other responsibilities).

2. OMB's Responses to Relatively Simple FOIA Requests. A second area that OMB selected for review was the manner in which OMB responds to those relatively simple FOIA requests that ask for a limited number of readily-identifiable and publicly-available agency records (that is, those agency records that do not fall within one or more of the nine FOIA "exemptions" in 5 U.S.C. § 552(b)). The purpose of this review was to identify ways for the OMB "lead" office and/or for the Administration Office to more quickly and easily locate the responsive documents and then to prepare and send out the FOIA response. Making the FOIA process more efficient in responding to these relatively simple requests will enable OMB to focus more of its FOIA efforts on responding to the more complex requests.

3. OMB's Dissemination of Information to the Public through its Website. A third area that OMB selected for review was the ease by which the public can relatively easily find information on OMB's website, including on the FOIA section of OMB's website, that relate to topics that are of interest to OMB's FOIA requesters. This area can directly

relate to the second area of review (e.g., when OMB posts on its website those records that OMB has released in response to several FOIA requests). In addition, this area can involve OMB pro-actively posting on OMB's website publicly-available information that OMB offices believe may be of interest to the public. Finally, this area can involve OMB making it easier for the public to navigate OMB's website to locate information that is already posted on OMB's website (or perhaps on another Federal website) and may be of interest to them. "By placing publicly-available information on its website, an agency makes it easier for the public to obtain the information, which can reduce the number of FOIA requests that the agency receives and needs to process,"⁹ thus enabling the agency to focus more of its FOIA efforts to responding to its remaining requests.

4. The Role of the OMB FOIA Officer. In the summer of 2004, OMB established the FOIA Officer position in OMB's Administration Office. The person who was hired as the FOIA Officer had experience in FOIA administration in another agency. The establishment of this position, and the hiring of that individual, played a significant part in OMB initially reducing its FOIA backlog, in eliminating the backlog by the end of FY2005, and in continuing to make progress during the current fiscal year. The person who was OMB's FOIA Officer has recently left OMB, and the Administration Office has posted a job announcement to fill the vacancy.

C. Include narrative statement summarizing results of review.

The results of OMB's review are as follows.

1. OMB's Processes for Tracking FOIA Requests and Appeals. During the course of the past year, OMB has already significantly improved its processes for tracking the status of OMB's pending FOIA requests and appeals and for sending periodic reminders to the relevant OMB lead offices that one or more of the FOIA requests (or appeals) to which those offices have been assigned lead responsibility are still pending on OMB's FOIA inventory. These improvements have included (1) sending the reminders more frequently and (2) sending the reminders to the senior career managers of the lead offices (in addition to sending them to the administrative contacts for those offices). These changes have already had the positive effect of giving more prominence to the FOIA inventory and, thus, to the importance of processing FOIA requests and appeals as promptly as possible. As a result, OMB has been processing its FOIA requests and appeals on a timelier basis during FY2006 than in prior years.

Additional improvements can be made in this area. One area is in the periodic status reminders that the Administration Office sends to the lead OMB offices. For example, while the standard 20-day working day deadline (under the FOIA for responding to a request or an appeal) is already reflected in the initial assignment sheet for a new FOIA

⁹ OMB Memorandum M-06-04 of December 30, 2005 ("Implementation of the President's Executive Order 'Improving Agency Disclosure of Information'"), which is found on OMB's website at <http://www.whitehouse.gov/omb/memoranda/fy2006/m06-04.pdf>.

request or appeal, the subsequent status reminders can be reformatted to highlight the 20 working day deadline (and the 30 working day deadline, when a 10 day extension is issued). The status reminders could also be revised to distinguish further the status of pending FOIA requests by marking them off by additional time periods (e.g., pending for over 30 working days, for over 50 working days, for over 70 working days, etc.); this should reinforce to the relevant OMB offices the importance of processing FOIA requests and appeals as promptly as possible.

Another area for improvement is in the status-feedback that the relevant OMB lead offices provide to the Administration Office, both when a FOIA request has been initially assigned to the lead office and, later, when the status reminder has been sent to the lead office. At the beginning of OMB's handling of a new FOIA request, a more formal process could be developed for ensuring that an incoming FOIA request has been assigned to the appropriate staff person within the lead office and, in addition, that this person receives timely and appropriate advice and assistance from the Administration Office and from the General Counsel's Office. Later on, to address the cases when a FOIA request continues to remain on the inventory, a more formal process could be developed for ensuring that the lead office is taking timely action on that FOIA request and is receiving timely and appropriate assistance from the Administration Office and from the General Counsel's Office.

Staying on top of the status of each FOIA request and appeal, and ensuring that the relevant offices have identified the next steps that need to be taken as the request or appeal is being processed (and that these next steps are taken in a timely and appropriate manner) are two main ways by which OMB will ensure that FOIA requests and appeals are processed in as timely manner as possible (taking into account the relative complexity of the specific FOIA request and consistent with OMB carrying out its other responsibilities within OMB's available resources).

2. OMB's Responses to Relatively Simple FOIA Requests. One of the issues identified in OMB's review is that a significant number of OMB's FOIA requests ask for publicly-available records that relate to OMB's review and approval, under the Paperwork Reduction Act (PRA), of proposed collections of information. In most cases, such FOIA requests seek records relating to OMB's review and approval under the PRA of tax-return forms issued by the Internal Revenue Service (IRS), in particular the Form 1040 (and related schedules and forms filed by individual taxpayers. Making it easier for OMB to respond to such FOIA requests, and/or for the public to obtain such information on OMB's website (without the need to file a FOIA request), would enable the public to obtain this information sooner and also enable OMB to focus its FOIA efforts on its other (more complex) FOIA requests.

To this end, OMB has already posted, on its website's FOIA Reading Room, the OMB records relating to OMB's review and approval of the IRS Form 1040 and related schedules and forms filed by individual taxpayers.¹⁰

¹⁰ See <http://www.whitehouse.gov/omb/foia/reading.html> (index for OMB's FOIA Reading Room).

In addition, this summer, through the culmination of a multi-year project spearheaded by OMB's Office of Information and Regulatory Affairs (OIRA) and the Regulatory Information Service Center (RISC) of the General Services Administration, the public will be able to have access for the first time, via the Internet, to information and documentation regarding OMB's review and approval of the entire universe of PRA-covered collections of information. This access will be provided through ROCIS, which stands for the RISC and OIRA Consolidated Information System. ROCIS will enable Federal agencies to electronically submit proposed collection of information to OIRA for review. ROCIS will assign each submission a unique Reference Number, track the proposed collection through the OIRA review and approval process, and contain the documents relating to the collection that, until now, have been maintained in OMB's paper-based Records Management System for the PRA.¹¹ By making OMB's PRA information available to the public via the Internet, ROCIS should play a key role in reducing the number of FOIA requests that OMB receives, and, whenever OMB does receive a FOIA request for such information, ROCIS will make it far easier for OMB to respond quickly to such requests.

3. OMB's Dissemination of Information to the Public through its Website.

As noted immediately above, OMB has already posted on its website the records relating to OMB's review and approval of the IRS Form 1040 and related schedules and forms filed by individual taxpayers. In addition, the roll-out of ROCIS this summer will give the public the opportunity to access, on the Internet, the documents regarding OMB's review and approval of all PRA-covered collections of information that, up to now, have been maintained in OMB's paper-based library.

In addition, as part of the recent review, OMB has already taken initial steps to make it easier for potential FOIA requesters to locate information that is already on OMB's website. OMB has done so by expanding the number of listings on its FOIA Reading Room of information that is available elsewhere on OMB's website.¹² Further improvements to the FOIA section of OMB's website can be made to make the OMB website more "citizen-centered." Such improvements could include revising the FOIA section of OMB's website to provide a more visitor-friendly organization of OMB documents that are already on OMB's website, through the use of simple subject matter references that would provide a link to materials in other sections of OMB's website.

In addition, OMB needs to update its FOIA Handbook to facilitate greater public understanding of OMB's FOIA operations, including by adding descriptions of the FOIA exemptions that apply to OMB's records (in accordance with Section 2(b)(v) of Executive Order 13,392) and by adding information regarding OMB's FOIA Requester Service Center and FOIA Public Liaison.

¹¹ See <http://www.whitehouse.gov/omb/gils/oira-gils.html> (description of the current paper-based Records Management Center for OMB's PRA records).

¹² See <http://www.whitehouse.gov/omb/foia/reading.html> (index for OMB's FOIA Reading Room).

4. The Role of the OMB FOIA Officer. The timely hiring of a new FOIA Officer (to replace the FOIA Officer who recently left OMB) will be a key element in OMB preserving the substantial gains that OMB has made over the past two years (in eliminating its FOIA backlog by the end of FY2005) and in continuing to make further progress in its FOIA operations. It will also be important to ensure that the new FOIA Officer becomes as familiar as possible, as quickly as possible, with OMB's FOIA operations and with the issues that frequently arise in responding to OMB's FOIA requests, so that the new FOIA Officer can make the maximum possible contribution to the daily processing of OMB's FOIA requests and appeals and to improving OMB's FOIA operations.

D/E. Areas chosen as improvement areas for agency plan¹³

1. OMB's Processes for Tracking FOIA Requests and Appeals.

As recounted above, OMB's goal is to make further improvements to OMB's processes for (1) tracking the status of OMB's pending FOIA requests and appeals, (2) assigning the "lead" responsibility for handling a FOIA request to one of the OMB offices, and (3) sending periodic reminders to the relevant OMB "lead" offices that one or more of the FOIA requests (or appeals) to which they have been assigned "lead" responsibility are still "pending" on OMB's FOIA inventory.

To this end, OMB will review and make appropriate revisions to the status reminder form that the Administration Office sends to the OMB lead offices for pending FOIA requests and appeals. In addition, OMB will develop and implement a more formal process for receiving feedback from the lead offices, and providing appropriate advice and assistance to those offices, both when a FOIA request is initially assigned to a lead office and, later, when the periodic status reminder is sent to the lead offices.

This review will be conducted, and these improvements will be made, by the Administration Office in consultation with the General Counsel's Office (and other OMB offices as appropriate). The review will be concluded, and the improvements will be made, by October 1, 2006.

2. OMB's Responses to Relatively Simple FOIA Requests.

As recounted above, OMB's goal is to identify those records that OMB releases, in response to FOIA requests, which should be posted on OMB's website because they are likely to be the subject of several FOIA requests.

To this end, OMB will establish a more formal process under which OMB will review the records that OMB releases in response to FOIA requests to identify those

¹³ For convenience of presentation, this section combines sections D and E from the Department of Justice template issued on April 27, 2006.

records that have become, or are likely to become, the subject of subsequent FOIA requests.¹⁴ Such records will be posted on OMB's website in its FOIA Reading Room.

This process will be developed by the Administration Office in consultation with the General Counsel's Office (and other OMB offices as appropriate). The process will be developed and put into place by October 1, 2006.

3. OMB's Dissemination of Information to the Public through its Website.

As recounted above, OMB's goal is to expand the opportunity for members of the public, including potential FOIA requesters, to obtain publicly-available information on OMB's website quickly and easily.

To this end, OMB will complete the planned roll-out of ROCIS, which will make PRA-related information available on the Internet (without the need for a person to file a FOIA request) rather than maintaining those records in OMB's paper-based Records Management System. OMB's Office of Information and Regulatory Affairs is the OMB office that is responsible for the ROCIS roll-out. The ROCIS roll-out will occur by September 1, 2006.

In addition, OMB will review and update the FOIA section of OMB's website, including its FOIA Reading Room and FOIA handbook, to reflect the Executive Order and to make it easier for members of the public to identify information on OMB's website that might be of interest to them. This review will be conducted jointly by the Administration Office and the General Counsel's Office, in consultation with other OMB offices as appropriate. The review will be conducted, and the website's FOIA section will be updated, by December 31, 2006. In addition, by this same date, the Administration Office and the General Counsel's Office will also put into place a process for these offices to review the website's FOIA section on a periodic basis to identify any updates that are needed or improvements that should be made.

4. The Role of OMB's FOIA Officer.

As recounted above, OMB's goal is to fill the recent vacancy in the position of OMB's FOIA Officer and to provide the new FOIA Officer with appropriate training (or developmental experience) so that the new FOIA Officer becomes as familiar as possible, as quickly as possible, with OMB's FOIA operations and with the issues that frequently arise in responding to OMB's FOIA requests. This will ensure that the new FOIA Officer can make the maximum possible contribution to the daily processing of OMB's FOIA requests and appeals and to improving OMB's FOIA operations.

To this end, OMB will hire a new FOIA Officer by September 1, 2006. The new FOIA Officer will be hired by the Administration Office, in consultation with the General Counsel's Office.

¹⁴ See 5 U.S.C. § 552(a)(2)(D).

In addition, OMB will develop a training/development plan for the new FOIA Officer. The training/development plan will be developed by the Administration, in consultation with the General Counsel's Office. The training/development plan will be developed by November 1, 2006, and will be implemented during FY2007.

F. For the entire plan, group the improvement areas into the following time periods:

1. Areas anticipated to be completed by December 31, 2006

- Area # 1. OMB's Processes for Tracking FOIA Requests and Appeals.
- Area # 2. OMB's Responses to Relatively Simple FOIA Requests.
- Area # 3. OMB's Dissemination of Information to the Public through its Website.
- Area # 4. The Role of OMB's FOIA Officer (development but not implementation of the plan).

2. Areas anticipated to be completed by December 31, 2007

- Area # 4. The Role of OMB's FOIA Officer (implementation of the plan).

3. Areas anticipated to be completed after December 31, 2007

NONE.



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

**Office of Management and Budget
Annual Freedom of Information Act (FOIA) Report for FY 2007
(October 1, 2006 through September 30, 2007)**

I. Basic Information Regarding Report

- A. Any questions concerning this report, as well as requests for a copy of the report in paper form, should be addressed to the Office of Management and Budget (OMB), Attn: Dionne Hardy, FOIA Officer, 725 17th Street NW, Washington, DC 20503, (202) 395-7214.
- B. Copies of this report, as well as information on how to make a Freedom of Information Act (FOIA) request to OMB, are available at the "FOIA" site on the OMB Home Page at <http://www.whitehouse.gov/omb/foia/index.html>.
- C. To obtain a copy of the report in paper form, see A above.

II. How to Make a FOIA Request

- A. Guidance on how/where to submit a FOIA request can be found on the OMB Home Page mentioned above. As noted in the guidance, all FOIA requests to OMB are received at the address shown on the Home Page.
- B. OMB processed a total of 137 FOIA initial requests during fiscal year 2007 with median response time of 17 working days.
- C. Of the 137 initial requests processed, 43 were granted in total. With respect to the 94 remaining requests, OMB had no documents responsive to the request, some or all of the responsive documents were withheld under one of the FOIA exemptions, or the request was referred to another agency, withdrawn, duplicate, or records were not reasonably described.

III. Definitions of Terms and Acronyms Used in the Report

- A. Agency-specific acronyms or other terms. N/A
- B. Basic terms, expressed in common terminology.
 - 1. FOIA/PA request -- Freedom of Information Act/Privacy Act request. A FOIA request is generally a request for access to records concerning a third party, an organization, or a particular topic of interest. A Privacy Act request is a request for records concerning the requester; such requests are also treated as FOIA requests. (All requests for access to records,

regardless of which of these laws are cited by the requester, are included in this report.)

2. Initial Request -- a request to a federal agency for access to records under the Freedom of Information Act.
3. Appeal -- a request to a federal agency asking that it review at a higher administrative level a full denial or partial denial of access to records under the Freedom of Information Act, or any other FOIA determination such as a matter pertaining to fees.
4. Processed Request or Appeal -- a request or appeal as to which an agency has taken a final action with respect to the request or the appeal.
5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).
6. Expedited processing -- an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.
7. Simple request -- a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.
8. Complex request -- a FOIA request that an agency using multi-track processing places in a slower track based on the volume and/or complexity of records requested.
9. Grant -- an agency decision to disclose all records in full in response to a FOIA request.
10. Partial grant -- an agency decision to disclose a record in part in response to a FOIA request, deleting information determined to be exempt under one or more of the FOIA's exemptions; or a decision to disclose some records in their entireties, but to withhold others in whole or in part.
11. Denial -- an agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA's exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).

12. Time limits -- the time period in the Freedom of Information Act for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a "perfected" FOIA request).

13. "Perfected" request -- a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

14. Exemption 3 statute -- a separate federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b)(3).

15. Median number -- the middle, not average, number. For example, of 3, 7, and 14, the median number is 7.

16. 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.

IV. Exemption 3 Statutes

List of Exemption 3 statutes relied on by agency during current fiscal year. 0

1. Brief description of type(s) of information withheld under each statute.

N/A

2. Statement of whether a court has upheld the use of each statute. If so, then cite example. N/A

V. Initial FOIA/PA Access Requests

A. Number of Initial Requests

1. Number of requests pending as of end of preceding fiscal year 8

2. Number of requests received during current fiscal year 140

3. Number of requests processed during current fiscal year 137

4. Number of requests pending as of end of current fiscal year 11

B. Disposition of initial requests.

1. Number of total grants 43
2. Number of partial grants 17
3. Number of denials 14
 - a. number of times each FOIA exemption used
(counting each exemption once per request)
 - (1) Exemption 1 1
 - (2) Exemption 2 4
 - (3) Exemption 3 0
 - (4) Exemption 4 0
 - (5) Exemption 5 27
 - (6) Exemption 6 5
 - (7) Exemption 7(A) 0
 - (8) Exemption 7(B) 0
 - (9) Exemption 7(C) 0
 - (10) Exemption 7(D) 0
 - (11) Exemption 7(E) 0
 - (12) Exemption 7(F) 0
 - (13) Exemption 8 0
 - (14) Exemption 9 0
4. Other reasons for nondisclosure (total) 63
 - a. no records 51
 - b. referrals 4
 - c. request withdrawn 1
 - d. fee-related reason 2
 - e. records not reasonably described 0
 - f. not a proper FOIA request for some other reason 5
 - g. not an agency record 0
 - h. duplicate request 0
 - i. other (specify) 0

VI. Appeals of Initial Denials of FOIA/PA Requests

A. Numbers of appeals.

1. Number of appeals received during fiscal year 12
2. Number of appeals processed during fiscal year 11

B. Disposition of appeals.

1. Number completely upheld 3
2. Number partially reversed 6

3. Number completely reversed 2
 a. number of times each FOIA exemption used
 (counting each exemption once per appeal)
- (1) Exemption 1 1
 - (2) Exemption 2 1
 - (3) Exemption 3 0
 - (4) Exemption 4 0
 - (5) Exemption 5 2
 - (6) Exemption 6 1
 - (7) Exemption 7(A) 0
 - (8) Exemption 7(B) 0
 - (9) Exemption 7(C) 0
 - (10) Exemption 7(D) 0
 - (11) Exemption 7(E) 0
 - (12) Exemption 7(F) 0
 - (13) Exemption 8 0
 - (14) Exemption 9 0
4. Other reasons for nondisclosure (total) 0
- a no records 0
 - b referrals 0
 - c. request withdrawn 0
 - d. fee-related reason 0
 - e. records not reasonably described 0
 - f. not a proper FOIA request for some other reason
0
 - g. not an agency record 0
 - h. duplicate request 0
 - i. other (specify) 0

VII. Compliance with Time Limits/Status of Pending Requests

A. Median processing time for requests processed during the year.

Note: OMB does not use multi-track processing; See Section VIII. D., below.

1. Requests.

- a. number of requests processed 137
- b. median number of work days to process 17

2. Requests accorded expedited processing.

- a. number of requests processed 0
- b. median number of days to process 0

B. Status of pending requests.

- 1. Number of requests pending as of end of current fiscal year 11
- 2. Median number of working days that such requests were pending as of that date 9

Note: The oldest of the 11 requests had been pending at OMB for 22 working days as of the end of FY 2007 (it was under a 10-day extension).

VIII. Comparisons with Previous Year(s) (Optional)

A. Comparison of numbers of requests received: 223 (FY 2001) & 87 (FY 2002) & 99 (FY 2003) & 152 (FY 2004) & 169 (FY 2005) & 152 (FY 2006) & 140 (FY 2007).

B. Comparison of numbers of requests processed: 238 (FY 2001) & 82 (FY 2002) & 65 (FY 2003) & 173 (FY 2004) & 218 (FY 2005) & 152 (FY 2006) & 137 (FY 2007).

C. Comparison of median numbers of working days requests were pending as of end of fiscal year: 59 days (FY 2001) & 203 days (FY 2002) & 56 days (FY 2003) & 218 (FY 2004) & 9 days (FY 2005) & 36.5 (FY 2006) & 9 (FY 2007).

D. Other statistics significant to agency: As an aside, OMB, unlike some other agencies, does not have a centralized FOIA process in which requests are handled on a consecutive basis: the processing of one request generally does not delay OMB's ability to respond to other requests. For this reason, when OMB receives a request for expedited processing, (OMB received one (1) such request in FY07), OMB's practice is to inform the requester that OMB does not operate a first-in, first-out system for processing FOIA requests and that, accordingly, OMB will begin the processing of the person's request. (This reply, along with OMB's prompt response to the requests themselves, appears to have addressed the requester's goal in requesting expedited processing.) In addition, for this same reason, OMB does not use multi-track processing.

E. Other narrative statements describing agency efforts to improve timeliness of FOIA performance and to make records available to the public (e.g., backlog-reduction efforts; specification of average number of hours per processed request; training activities; public availability of new categories of records) See Section XII below.

IX. Costs/FOIA Staffing

A. Staffing levels.

1. Number of full-time FOIA personnel 1
2. Number of personnel with part-time or occasional FOIA duties (in total work-years) 1.5
3. Total number of personnel (in work-years) 2.5

B. Total costs (including staff and all resources).

1. FOIA processing (including appeals) \$150,000
2. Litigation-related activities (estimated) \$80,000
3. Total costs \$230,000
4. Comparison with previous year(s) (including percentage of change) (optional) (See OMB's prior-year reports)

C. Statement of additional resources needed for FOIA compliance: None

X. Fees

- A. Total amount of fees collected by agency for processing requests \$100
- B. Percentage of total costs negligible (.00044% of total costs)

XI. FOIA Regulations (Including Fee Schedule)

(Agencies should provide electronic link for availability in electronic form and attach copy in paper form.)

OMB's FOIA regulations are located at 5 CFR 1303 and can be found at OMB Home Page at <http://www.whitehouse.gov/omb/fedreg/5cfr-part1303.html>.

XII. Report on FOIA Executive Order Implementation

On December 14, 2005, the President issued Executive Order 13,392 on "Improving Agency Disclosure of Information." As required under the Order, and pursuant to Implementing Guidance from the Department of Justice, this section provides information about OMB's activities under the Order and, in particular, its activities under OMB's FOIA Improvement Plan of June 2006.

OMB's FOIA Improvement Plan concentrated on activities that would ensure that OMB processed FOIA requests and appeals in as timely a manner as possible. As outlined below, OMB was very successful in meeting all of its Improvement Plan goals and milestones. In sum, OMB has implemented its entire FOIA Improvement Plan and

has eliminated its FOIA backlog with there being no overdue FOIA requests pending at OMB as of September 30, 2007 and as of January 1, 2008.

OMB receives relatively few FOIA requests, as compared to other agencies. At the end of FY2007 (September 30, 2007), OMB had 11 pending FOIA requests, the oldest of which had been pending at OMB for 22 days (this request was under a 10-day extension, as were the others that were pending beyond 20 working days.) OMB has subsequently responded to these 11 requests. Moreover, as of January 1, 2008, the oldest pending request had been received by OMB on December 20, 2007 (less than 20 working days earlier).

A. Description of supplementation/modification of agency improvement plan.

Not applicable. OMB has not needed to supplement or modify its agency improvement plan because OMB has met all of its goals and has an up-to-date FOIA inventory.

B. Report on agency implementation of its plan, including its performance in meeting milestones, with respect to each improvement area.

OMB has successfully implemented its FOIA improvement plan and has met all of its goals and milestones in each improvement area of the plan. OMB's plan, as stated in its Report of June 14, 2006, included four improvement areas, each of which has been successfully implemented. The four areas of improvement are:

Area # 1. OMB's Process for Tracking FOIA Requests and Appeals

Area #2. OMB's Responses to Relatively Simple FOIA Requests

Area #3. OMB's Dissemination of Information to the Public through its Website.

Area #4. The Role of OMB's FOIA Officer.

In the first two of the four areas listed above, OMB made further improvements to OMB's process for tracking the status of FOIA requests and appeals in which responsibility is assigned to the lead OMB office for the handling of a FOIA request. In addition, OMB has implemented a system of sending periodic reminders to the relevant OMB lead offices to ensure that FOIA requests are responded to in a timely fashion. As a result, for FY 2007, OMB had no backlog of overdue FOIA requests as of September 30, 2007. Moreover, as of January 1, 2008, OMB's oldest pending FOIA request was received on December 20, 2007.

In the third area of improvement, OMB has expanded the opportunity for members of the public, including FOIA requesters, to obtain publicly-available government information on OMB's Internet Website quickly and easily. For example, OMB's Office of Information and Privacy, through its ROCIS system has made Paperwork Reduction Act related information available publicly on OMB's website, without the need to file a FOIA request for such information.

In the final of the four areas for improvement, OMB filled the vacancy for the FOIA Officer position and has successfully implemented a training/development plan for the FOIA Officer.

The successful implementation of these four improvement areas has resulted in that more efficient processing of FOIA requests and appeals such that OMB's FOIA "pipeline" had no overdue pending FOIA requests at the end of FY 2007 (and as of January 1, 2008).

C. Identification and discussion of any deficiency in meeting plan milestones (if applicable)

Not applicable. As noted above, OMB has met all of its goals and milestones in each improvement area of its plan.

D. Additional narrative statement regarding other executive order-related activities (optional)

See OMB's response to Section B above.

E. Concise descriptions of FOIA exemptions

A concise description of FOIA exemptions is as follows:

- (b)(1) – information that would impair the national security
- (b)(2) – internal agency rules and practices
- (b)(3) – exemptions provided by another statute
- (b)(4) – confidential business information and trade secrets
- (b)(5) – deliberative, predecisional information and attorney-client and attorney work-product information
- (b)(6) – information that would constitute an unwarranted invasion of personal privacy
- (b)(7) – law enforcement information
- (b)(8) – information regarding financial institution supervision
- (b)(9) – information pertaining to wells

While the FOIA statute provides a total of nine exemptions that agencies may rely on when responding to FOIA requests, the nature of OMB's position within the Executive Branch causes OMB to rely more frequently on one of the exemptions rather than the others. OMB's mission is to assist the President in the discharge of his budgetary, management, and other executive responsibilities. As such, OMB works primarily with other Executive Branch staff in the accomplishment of that mission, in contrast with agencies that have operational responsibilities in carrying out programs. Accordingly, the bulk of records OMB creates and receives consist of those that analyze various policy or legal issues, identify available options, evaluate their relative merits, and make recommendations. Those documents that are deliberative and pre-decisional are typically withheld under FOIA exemption (b)(5).

In addition, like other agencies, OMB also utilizes, where appropriate, FOIA exemption (b)(2) for internal agency rules and practices and (b)(6) for information the disclosure of which would constitute an unwarranted invasion of personal privacy. Much less frequently, OMB also has occasion to utilize FOIA exemptions (b)(1), (b)(3), and (b)(4), which are described above.

F. Additional Statistics

1. Ten Oldest Pending FOIA Requests

Using the template provided below, please list in the appropriate column labeled by year, each of your ten oldest pending requests as of January 1, 2008. Please list the requests by the date it was received by your agency.

As reflected in the chart below, as of January 1, 2008, OMB had only one pending FOIA request. That request was received on December 20, 2007.

Calendar Year	2000	2001	2002	2003	2004	2005	2006	2007
Pending Requests (Date Received)	None	None	None	None	None	None	None	One (December 20)

2. Consultations

a.) Number of Consultations Received, Processed, and Pending

Please provide the number of consultations received, processed, and currently pending, in the appropriate column below.

Consultations Received From Other Agencies During FY07	Consultations Received From Other Agencies That Were Processed by Your Agency During FY07 (includes those received prior to FY07)	Consultations Received From Other Agencies That Were Pending at Your Agency as of October 1, 2007 (includes those received prior to FY07)
12	10	2 (Note: These two consultations were completed before January 1, 2008.)

b.) Ten Oldest Pending Consultations Received From Other Agencies

Using the template provided below, please list in the appropriate column labeled by year, each ten oldest pending consultations received from other agencies as of January 1, 2008.

As reflected in the chart below, as of January 1, 2008, OMB had no pending FOIA consultations from other agencies.

Calendar Year	1999	2000	2001	2002	2003	2004	2005	2006	2007
Pending Consults (Received)	None	None	None	None	None	None	None	None	None

G. Attachment: Agency Improvement Plan (in current form)

The current version of OMB's FOIA Improvement Plan can be located on the Web at http://www.whitehouse.gov/omb/foia/report_re_eo13392.pdf

Office of Management and Budget
Annual Freedom of Information Act (FOIA) Report for FY 2008
(October 1, 2007 through September 30, 2008)

I. BASIC INFORMATION REGARDING REPORT

1. Any questions concerning this report, as well as requests for a copy of the report in paper form, should be addressed to the Office of Management and Budget (OMB), Attn: Ms. Dionne Hardy, FOIA Officer, 725 17th Street, N.W., Washington, DC 20503, (202) 395-7214.
2. Copies of this report, as well as information on how to make a Freedom of Information Act (FOIA) request to OMB, are available at the "FOIA" site on the OMB Home Page at <http://www.whitehouse.gov/omb.foia/index.html>. You may wish to submit your request in writing at the following address: Office of Management and Budget, New Executive Office Building, FOIA Officer, Room 9026, 725 17th Street, N.W., Washington, DC 20503.
3. To obtain a copy of this Report in paper form, see Section I. 1. above.

II. MAKING A FOIA REQUEST

1. Guidance on how/where to submit a FOIA request can be found on the OMB website Home Page mentioned above. As noted in the guidance, all FOIA requests to OMB are received at the address shown on the Home page. Please note that OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from OMB's central FOIA Office.
2. OMB processed 142 FOIA initial requests during fiscal year 2008. Of the initial 142 requests processed, 48 were granted in total. With respect to the 94 remaining requests, OMB either had no documents responsive to the request, some or all of the responsive documents were withheld under one of the FOIA exemptions listed below in Section III. 3., the request was referred to another agency, or the records were not reasonably described.

III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Agency-specific acronyms or other terms: N/A.
2. Include the following definitions of 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 other 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 entireties 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 that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
 - iii. **Complex Request** – a FOIA request that an agency using multi-track processing places in a slower track 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. Concise descriptions of the nine FOIA exemptions:
- a. **Exemption 1:** classified national defense and foreign relations information
 - b. **Exemption 2:** internal agency rules and practices
 - 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

A. Exemption 3 Statutes Relied upon to Withhold Information

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component*	Total Number of Times Relied upon by Agency
N/A	N/A	N/A	N/A	0

V. FOIA REQUESTS

A. Received, Processed and Pending FOIA Requests

***NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	Column 1	Column 2	Column 3	Column 4
	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
Component A*				
Component B*				
AGENCY OVERALL	11	136	142	5

B. (1) Disposition of FOIA Requests – All Processed Requests

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	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	Other *Explain in chart below	
Comp. A*													
Comp. B*													
AGENCY OVERALL	48	13	30	48	1	0	0	0	0	2	0	0	142

B. (2) Disposition of FOIA Requests – “Other” Reasons for “Full Denials Based on Reasons Other than Exemptions” from Section V, B (1) Chart

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB’s central FOIA Office.

Component	Description of “Other” Reasons for Denials from Chart B (1) & Number of Times Those Reasons Were Relied upon	TOTAL
Component A*	Description #	N/A
	Description #	
Component B*	Description #	N/A
	Description #	

B. (3) Disposition of FOIA Requests – Number of Times Exemptions Applied

*** NOTE: As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.**

	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
Component A*														
Component B*														
AGENCY OVERALL	1	5	0	0	37	2	0	0	0	0	0	0	0	0

VI. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS

A. Received, Processed and Pending Administrative Appeals

Column 1	Column 2	Column 3	Column 4
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
1	8	7	2

B. Disposition of Administrative Appeals – All Processed Appeals

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
1	5	0	1	7

C. (1) Reasons for Denial on Appeal – Number of Times Exemptions Applied

* **NOTE:** As indicated below, OMB withheld information under Exemption 6 (disclosure of the information would constitute a clearly unwarranted invasion of personal privacy) in response to four administrative appeals. As previously indicated in the chart in Section V. B. (3), OMB withheld information under Exemption 6 in response to two initial requests. The explanation for the two additional invocations of Exemption 6 at the appeal stage is that, during OMB's re-review of withheld materials on appeal, OMB identified information for which an Exemption 6 withholding was warranted in two matters for which this exemption had not been invoked at the initial response stage.

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
0	4	0	0	5	4	0	0	0	0	0	0	0	0

C. (2) Reasons for Denial on Appeal – Reasons Other than Exemptions

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
0	0	0	0	0	0	0	0	0	0	1

C. (3) Reasons for Denial on Appeal – “Other” Reasons from Section VI, C (2) Chart

Description of “Other” Reasons for Denial on Appeal from Chart C (2) & Number of Times Those Reasons Were Relied upon	TOTAL
Description: In this appeal response OMB explained to the requester that OMB had previously provided all of the responsive documents to the requester in OMB’s prior initial full release of documents.	1

C. (4) Response Time for Administrative Appeals

Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
24	28	18	41

C. (5) Ten Oldest Pending Administrative Appeals

***** NOTE:** The two pending Administrative Appeals, as of the end of fiscal year 2008, were received near the end of fiscal year 2008 and were completed during fiscal year 2009. Consequently, the number of days pending is beyond the scope of the FY 2008 reporting period and this information will be reported on next year's report (the fiscal year 2009 report.)

	10 th Oldest Appeal	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Appeal
Date of Receipt of Ten Oldest Appeals	Date	None	None	None	None	None	None	None	September 16, 2008	September 5, 2008
Number of Days Pending	#								N/A ***	N/A ***

VII. FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS

A. Processed Requests – Response Time for All Processed Perfected Requests

***NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

**** NOTE:** OMB does not have multi-track processing system and does not designate separate tracks for "simple" and "complex" FOIA requests. Instead OMB classifies all incoming FOIA requests together in one category as incoming requests regardless of their complexity. Consequently, for this report OMB is substituting one category: "All Requests" in place of the "simple" and "complex" categories.

	All Requests					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
Component A									
Component B									
Agency Overall	20	26	5	105		0	0	0	0

B. Processed Requests – Response Time for Perfected Requests in Which Information Was Granted

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

**** NOTE:** OMB does not have multi-track processing system and does not designate separate tracks for “simple” and “complex” FOIA requests. Instead OMB classifies all incoming FOIA requests together in one category as incoming requests regardless of their complexity. Consequently, for this report OMB is substituting one category: “All Requests” in place of the “simple” and “complex” categories.

	All Requests					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
Component A*									
Component B*									
Agency Overall	19	25	5	85		0	0	0	0

C. Processed Requests – Response Time in Day Increments

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

**** NOTE:** OMB does not have multi-track processing system and does not designate separate tracks for "simple" and "complex" FOIA requests. Instead OMB classifies all incoming FOIA requests together in one category as incoming requests regardless of their complexity. Consequently, for this report OMB is substituting one category: "All Requests" in place of the "simple" and "complex" categories.

	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
Comp. A														
Comp. B														
AGENCY OVERALL	71	51	11	4	1	4	0	0	0	0	0	0	0	142

Requests Granted Expedited Processing

	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
Comp. A														
Comp. B														
AGENCY OVERALL	0	0	0	0	0	0	0	0	0	0	0	0	0	0

D. Pending Requests – All Pending Perfected Requests

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

**** NOTE:** OMB does not have multi-track processing system and does not designate separate tracks for "simple" and "complex" FOIA requests. Instead OMB classifies all incoming FOIA requests together in one category as incoming requests regardless of their complexity. Consequently, for this report OMB is substituting one category: "All Requests" in place of the "simple" and "complex" categories.

	All Requests				Expedited Processing		
	Number Pending	Median Number of Days	Average Number of Days		Number Pending	Median Number of Days	Average Number of Days
Component A							
Component B							
Agency Overall	5	5	6		0	0	0

E. Pending Requests – Ten Oldest Pending Perfected Requests

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	10 th Oldest Request and Number of Days Pending	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Request and Number of Days Pending
Total	Date Number of Days	None	None	None	None	09/25/08 3 days	09/23/08 5 days	09/23/08 5 days	09/17/08 9 days	09/16/08 10 days

VIII. REQUESTS FOR EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER

A. Requests for Expedited Processing

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
Component A					
Component B					
Agency Overall	0	0	0	0	0

B. Requests for Fee Waiver

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
Component A					
Component B					
Agency Overall	31	0	22	21	0

IX. FOIA PERSONNEL AND COSTS

* NOTE: As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	Personnel			Costs		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff" (The sum of Columns 1 & 2)	Processing Costs	Litigation-Related Costs	Total Costs
Component A						
Component B						
Agency Overall	1	1.5	2.5	\$162,000	\$250,000	\$412,000

X. FEES COLLECTED FOR PROCESSING REQUESTS

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	Total Amount of Fees Collected	Percentage of Total Costs
Component A		
Component B		
AGENCY OVERALL	0	0%

XI. FOIA REGULATIONS

- The electronic link to OMB's FOIA regulations, including OMB's fee schedule, can be located at www.whitehouse.gov/omb/foia/5cfr1303.html.

XII. BACKLOGS, CONSULTATIONS, AND COMPARISONS

A. Backlogs of FOIA Requests and Administrative Appeals

NOTE: As of the end of FY 2008, OMB had no backlogs in either FOIA Requests or FOIA Administrative Appeals.

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

N/A. As of the end of FY 2008, OMB had no backlogs in either FOIA Requests or FOIA Administrative Appeals.

	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
Component A		
Component B		
Agency Overall	0	0

B. Consultations on FOIA Requests – Received, Processed, and Pending Consultations

NOTE: As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	Column 1	Column 2	Column 3	Column 4
	Number of Consultations Received from Other Agencies that Were <u>Pending</u> at Your 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 Your Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that Were <u>Pending</u> at Your Agency as of <u>End</u> of the Fiscal Year
Component A				
Component B				
Agency Overall	0	24	24	0

C. Consultations on FOIA Requests – Ten Oldest Consultations Received from Other Agencies and Pending at Your Agency

1. Provide the dates of receipt of the ten oldest consultations received from other agencies pending at your agency as of the end of the fiscal year.

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	10 th Oldest Consultation and Number of Days Pending	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Consultation and Number of Days Pending
Total	None	None	None	None	None	None	None	None	None	None

D. Comparison of Numbers of Requests from Previous and Current Annual Report – Requests Received, Processed, and Backlogged

Provide the number of requests received and the number of requests processed during the fiscal year from last year's Annual Report and the number of those received and processed during the fiscal year from the current Annual Report.

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	Column 1	Column 2	Column 3	Column 4
	Number of Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number of Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
Component A				
Component B				
Agency Overall	140	136	137	142

Starting with the Annual Report for Fiscal Year 2009, provide the number of backlogged requests as of the end of the fiscal year from the previous Annual Report and the number of backlogged requests as of the end of the fiscal year from the current Annual Report.

	Column 1	Column 2
	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
Component A		
Component B		
Agency Overall	0	0

E. Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report – Appeals Received, Processed, and Backlogged

Provide the number of administrative appeals received and the number of administrative appeals processed during the fiscal year from last year's Annual Report and the number of those received and processed during the fiscal year from the current Annual Report.

*** NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

	Column 1	Column 2	Column 3	Column 4
	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
Component A				
Component B				
Agency Overall	12	8	11	7

Starting with the Annual Report for Fiscal Year 2009, provide the number of backlogged administrative appeals as of the end of the fiscal year from the previous Annual Report and the number of backlogged administrative appeals as of the end of the fiscal year from the current Annual Report.

	Column 1	Column 2
	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
Component A		
Component B		
Agency Overall	0	0

F. Discussion of Other FOIA Activities (Optional)

Office of Management and Budget
Annual Freedom of Information Act (FOIA) Report for FY 2009
(October 1, 2008 through September 30, 2009)

I. BASIC INFORMATION REGARDING REPORT

1. Any questions concerning this report, as well as requests for a copy of the report in paper form, should be addressed to the Office of Management and Budget (OMB), Attn: Ms. Dionne Hardy, FOIA Officer, 725 17th Street, N.W., Room 9026, Washington, DC 20503, (202) 395-7214.
2. Copies of this report, as well as information on how to make a Freedom of Information Act (FOIA) request to OMB, are available at the "FOIA" site on the OMB Home Page at http://www.whitehouse.gov/omb/foia_default/. You may wish to submit your request in writing at the following address: Office of Management and Budget, New Executive Office Building, FOIA Officer, Room 9026, 725 17th Street, N.W., Washington, DC 20503.
3. To obtain a copy of this Report in paper form, see Section I. 1. above.

II. MAKING A FOIA REQUEST

1. Guidance on how/where to submit a FOIA request can be found on the OMB website Home Page mentioned above. As noted in the guidance, all FOIA requests to OMB are received at the address shown on the Home page. Please note that OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from OMB's central FOIA Office.
2. OMB processed 126 FOIA initial requests during fiscal year 2009. Of the initial requests processed, 51 were granted in total. With respect to the remaining 75 requests, OMB either had no documents responsive to the request, some or all of the responsive documents were withheld under one of the FOIA exemptions listed below in Section III. 3. (illustrative examples include Exemption 5 which was asserted to withhold deliberative and predecisional documents and Exemption 6 to withhold privacy protected information.) In other instances, where appropriate, the request was referred to another agency, or the records were not reasonably described.

III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Agency-specific acronyms or other terms: Office of Management and Budget (OMB)
2. Include the following definitions of 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 other 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 entireties 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 that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
 - iii. **Complex Request** – a FOIA request that an agency using multi-track processing places in a slower track 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. Concise descriptions of the nine FOIA exemptions:
- a. **Exemption 1:** classified national defense and foreign relations information
 - b. **Exemption 2:** internal agency rules and practices
 - 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

A. Exemption 3 Statutes Relied upon to Withhold Information

***NOTE: As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.**

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component*	Total Number of Times Relied upon by Agency
N/A	N/A	N/A	N/A	0

V. FOIA REQUESTS

A. Received, Processed and Pending FOIA Requests

	Column 1	Column 2	Column 3	Column 4
	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
AGENCY OVERALL	5	138	126	17

B. (1) Disposition of FOIA Requests – All Processed Requests

	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									
				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	Other *Explain in chart below	
AGENCY OVERALL	51	24	13	36	1	1	0	0	0	0	0	0	126

B. (2) Disposition of FOIA Requests – “Other” Reasons for “Full Denials Based on Reasons Other than Exemptions” from Section V, B (1) Chart

Component	Description of “Other” Reasons for Denials from Chart B (1) & Number of Times Those Reasons Were Relied upon	TOTAL
	Description # Description #	N/A

B. (3) Disposition of FOIA Requests – Number of Times Exemptions Applied

	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
AGENCY OVERALL	0	8	0	0	32	9	0	0	1	0	0	0	0	0

VI. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS

A. Received, Processed and Pending Administrative Appeals

Column 1	Column 2	Column 3	Column 4
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
2	7	9	0

B. Disposition of Administrative Appeals – All Processed Appeals

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
1	8	0	0	9

C. (1) Reasons for Denial on Appeal – Number of Times Exemptions Applied

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
0	4	0	0	5	4	0	0	0	0	0	0	0	0

C. (2) Reasons for Denial on Appeal – Reasons Other than Exemptions

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
0	0	0	0	0	0	0	0	0	0	0

C. (3) Reasons for Denial on Appeal – “Other” Reasons from Section VI, C (2) Chart

Description of “Other” Reasons for Denial on Appeal from Chart C (2) & Number of Times Those Reasons Were Relied upon	TOTAL
Description: N/A	0

C. (4) Response Time for Administrative Appeals

Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
44	45	19	70

C. (5) Ten Oldest Pending Administrative Appeals

NOTE: OMB had no administrative appeals pending at the end of FY 2009.

	10 th Oldest Appeal	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Appeal
Date of Receipt of Ten Oldest Appeals	Date N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Number of Days Pending	None	None	None	None	None	None	None	None	None	None

VII. FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS

A. Processed Requests – Response Time for All Processed Perfected Requests

***NOTE: With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.**

	All Requests					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
Agency Overall	18	23	3	83		0	0	0	0

B. Processed Requests – Response Time for Perfected Requests in Which Information Was Granted

***NOTE:** With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	All Requests					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
Agency Overall	20	24	3	83		0	0	0	0

B. Processed Requests – Response Time in Day Increments

	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
AGENCY OVERALL	62	47	11	4	2	0	0	0	0	0	0	0	0	126

Requests Granted Expedited Processing*

***NOTE:** With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	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
AGENCY OVERALL	0	0	0	0	0	0	0	0	0	0	0	0	0	0

D. Pending Requests – All Pending Perfected Requests

***NOTE:** With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	All Requests				Expedited Processing*		
	Number Pending	Median Number of Days	Average Number of Days		Number Pending	Median Number of Days	Average Number of Days
Agency Overall	16	15	17		0	0	0

E. Pending Requests – Ten Oldest Pending Perfected Requests

	10 th Oldest Request and Number of Days Pending	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Request and Number of Days Pending
Total	09/09/09 15 Days	09/09/09 15 Days	09/09/09 15 Days	09/09/09 15 Days	09/03/09 18 days	09/03/09 18 days	08/25/09 25 days	08/21/09 27 days	08/21/09 27 days	08/11/09 35 days

VIII. REQUESTS FOR EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER

A. Requests for Expedited Processing

***NOTE:** With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
Agency Overall	0	0	0	0	0

B. Requests for Fee Waiver

	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
Agency Overall	20	0	5	7

IX. FOIA PERSONNEL AND COSTS

	Personnel			Costs		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff" (The sum of Columns 1 & 2)	Processing Costs	Litigation-Related Costs	Total Costs
Agency Overall	1	1.5	2.5	\$195,000	\$340,000	\$535,000

X. FEES COLLECTED FOR PROCESSING REQUESTS

	Total Amount of Fees Collected	Percentage of Total Costs
AGENCY OVERALL	0	0%

XI. FOIA REGULATIONS

- The electronic link to OMB's FOIA regulations, including OMB's fee schedule, can be located at www.whitehouse.gov/omb/foia/5cfr1303.html.

XII. BACKLOGS, CONSULTATIONS, AND COMPARISONS

A. Backlogs of FOIA Requests and Administrative Appeals

	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
Agency Overall	1	0

B. Consultations on FOIA Requests – Received, Processed, and Pending Consultations

	Column 1	Column 2	Column 3	Column 4
	Number of Consultations Received from Other Agencies that Were <u>Pending</u> at Your 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 Your Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that Were <u>Pending</u> at Your Agency as of <u>End</u> of the Fiscal Year
Agency Overall	0	27	24	3

C. Consultations on FOIA Requests – Ten Oldest Consultations Received from Other Agencies and Pending at Your Agency

1. Provide the dates of receipt of the ten oldest consultations received from other agencies pending at your agency as of the end of the fiscal year.

	10 th Oldest Consultation and Number of Days Pending	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Consultation and Number of Days Pending
Total	None	None	None	None	None	None	None	09/18/09 8 days	09/09/09 15 days	09/09/09 15 days

D. Comparison of Numbers of Requests from Previous and Current Annual Report – Requests Received, Processed, and Backlogged

Provide the number of requests received and the number of requests processed during the fiscal year from last year's Annual Report and the number of those received and processed during the fiscal year from the current Annual Report.

	Column 1	Column 2	Column 3	Column 4
	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
Agency Overall	136	138	142	126

Starting with the Annual Report for Fiscal Year 2009, provide the number of backlogged requests as of the end of the fiscal year from the previous Annual Report and the number of backlogged requests as of the end of the fiscal year from the current Annual Report.

	Column 1	Column 2
	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
Agency Overall	0	1

E. Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report – Appeals Received, Processed, and Backlogged

Provide the number of administrative appeals received and the number of administrative appeals processed during the fiscal year from last year's Annual Report and the number of those received and processed during the fiscal year from the current Annual Report.

	Column 1	Column 2	Column 3	Column 4
	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
Agency Overall	8	7	7	9

Starting with the Annual Report for Fiscal Year 2009, provide the number of backlogged administrative appeals as of the end of the fiscal year from the previous Annual Report and the number of backlogged administrative appeals as of the end of the fiscal year from the current Annual Report.

	Column 1	Column 2
	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
Agency Overall	0	0

F. Discussion of Other FOIA Activities (Optional)

Office of Management and Budget
Annual Freedom of Information Act (FOIA) Report for FY 2010
(October 1, 2009 through September 30, 2010)

I. BASIC INFORMATION REGARDING REPORT

1. Any questions concerning this report, as well as requests for a copy of the report in paper form, should be addressed to the Office of Management and Budget (OMB), Attn: Ms. Dionne Hardy, FOIA Officer, 725 17th Street, N.W., Room 9026, Washington, DC 20503, (202) 395-7214.
2. Copies of this report, as well as information on how to make a Freedom of Information Act (FOIA) request to OMB, are available at the "FOIA" site on the OMB Home Page at <http://www.whitehouse.gov/omb/foia>. You may wish to submit your request in writing at the following address: Office of Management and Budget, New Executive Office Building, FOIA Officer, Room 9026, 725 17th Street, N.W., Washington, DC 20503.
3. To obtain a copy of this Report in paper form, see Section I. 1. above.

II. MAKING A FOIA REQUEST

1. Guidance on how/where to submit a FOIA request can be found on the OMB website Home Page mentioned above. As noted in the guidance, all FOIA requests to OMB are received at the address shown on the Home page. Please note that OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from OMB's central FOIA Office.
2. OMB processed 162 FOIA initial requests during fiscal year 2010. Of the initial requests processed, 39 were granted in total. With respect to the remaining 102 requests, OMB either had no documents responsive to the request, some or all of the responsive documents were withheld under one of the FOIA exemptions listed below in Section III.
3. (illustrative examples include Exemption 5 which was asserted to withhold deliberative and predecisional documents and Exemption 6 to withhold privacy protected information.) In other instances, where appropriate, the request was referred to another agency, or the records were not reasonably described.

III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Agency-specific acronyms or other terms: Office of Management and Budget (OMB)
2. Include the following definitions of 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 other 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 that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
 - iii. **Complex Request** – a FOIA request that an agency using multi-track processing places in a slower track 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. Concise descriptions of the nine FOIA exemptions:
- a. **Exemption 1:** classified national defense and foreign relations information
 - b. **Exemption 2:** internal agency rules and practices
 - 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

A. Exemption 3 Statutes Relied upon to Withhold Information

***NOTE:** As noted above in Section II. 1. OMB has one FOIA Office and does not have any individual components that receive FOIA requests aside from its FOIA Office. Consequently, all numbers listed below refer to OMB's central FOIA Office.

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component*	Total Number of Times Relied upon by Agency
N/A	N/A	N/A	N/A	0

V. FOIA REQUESTS

A. Received, Processed and Pending FOIA Requests

	Column 1	Column 2	Column 3	Column 4
	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
AGENCY OVERALL	15	147	141	21

B. (1) Disposition of FOIA Requests – All Processed Requests

	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									
				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	Other *Explain in chart below	TOTAL
AGENCY OVERALL	39	39	6	57	0	0	0	0	0	0	0	0	141

B. (2) Disposition of FOIA Requests – “Other” Reasons for “Full Denials Based on Reasons Other than Exemptions”

Component	Description of “Other” Reasons for Denials from Chart B (1) & Number of Times Those Reasons Were Relied upon	TOTAL
	Description # Description #	0

B. (3) Disposition of FOIA Requests – Number of Times Exemptions Applied – Report all exemptions, but count each exemption once/request

	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
AGENCY OVERALL	0	5	0	2	33	20	0	0	0	0	0	0	0	0

VI. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS

A. Received, Processed and Pending Administrative Appeals

Column 1	Column 2	Column 3	Column 4
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
0	7	7	0

B. Disposition of Administrative Appeals – All Processed Appeals

Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number Completely Reversed/Remanded on Appeal	Numbers Closed For Other Reasons	Total
0	2	3	2	7

C. (1) Reasons for Denial on Appeal – Number of Times Exemptions Applied – Report all exemptions, but count each exemption once/appeal

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
0	1	0	0	1	2	0	0	0	0	0	0	0	0

C. (2) Reasons for Denial on Appeal – Reasons Other than Exemptions

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	In Litigation	Appeal Based Solely on Denial of Request for Expedited Processing	Other *Explain in chart below
2	0	0	0	0	0	0	0	0	0	0

C. (3) Reasons for Denial on Appeal – “Other” Reasons from Section VI, C (2) Chart

Description of “Other” Reasons for Denial on Appeal from Chart C (2) & Number of Times Those Reasons Were Relied upon	TOTAL
Description:	0

C. (4) Response Time for Administrative Appeals

Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
49	57	10	146

C. (5) Ten Oldest Pending Administrative Appeals

NOTE: OMB had no administrative appeals pending at the end of FY 2010.

	10 th Oldest Appeal	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Appeal
Date of Receipt of Ten Oldest Appeals	Date									
	0	0	0	0	0	0	0	0	0	0
Number of Days Pending										
	0	0	0	0	0	0	0	0	0	0

VII. FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS

A. Processed Requests – Response Time for All Processed Perfected Requests

***NOTE:** With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	All Requests					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
Agency Overall	33	52	2	236		0	0	0	0

B. Processed Requests – Response Time for Perfected Requests in Which Information Was Granted

***NOTE:** With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	All Requests					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
Agency Overall	37	56	4	236		0	0	0	0

B. Processed Requests – Response Time in Day Increments

	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
AGENCY OVERALL	40	40	19	17	3	6	8	3	0	2	3	0	0	141

C. Requests Granted Expedited Processing*

***NOTE:** With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	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
AGENCY OVERALL	0	0	0	0	0	0	0	0	0	0	0	0	0	0

D. Pending Requests – All Pending Perfected Requests

***NOTE:** With regard to expedited processing, OMB does not have a “first-in, first-out” FOIA processing system, therefore OMB’s processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	All Requests				Expedited Processing*		
	Number Pending	Median Number of Days	Average Number of Days		Number Pending	Median Number of Days	Average Number of Days
Agency Overall	21	14	31		0	0	0

E. Pending Requests – Ten Oldest Pending Perfected Requests

	10 th Oldest Request and Number of Days Pending	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Request and Number of Days Pending
	09/17/10	09/10/10	09/10/10	09/10/10	09/09/10	09/02/10	09/02/10	09/02/10	08/13/10	01/08/10
Total	9	14	14	14	17	19	19	19	33	180

VIII. REQUESTS FOR EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER

A. Requests for Expedited Processing

***NOTE:** With regard to expedited processing, OMB does not have a "first-in, first-out" FOIA processing system, therefore OMB's processing of incoming FOIA requests is not delayed by the processing of other pending requests.

	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
Agency Overall	0	0	0	0	0

B. Requests for Fee Waiver

	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
Agency Overall	10	1	20	19

IX. FOIA PERSONNEL AND COSTS

	Personnel			Costs		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff" (The sum of Columns 1 & 2)	Processing Costs	Litigation-Related Costs	Total Costs
Agency Overall	1	1.5	2.5	\$215,000	\$50,000	\$265,000

X. FEES COLLECTED FOR PROCESSING REQUESTS

	Total Amount of Fees Collected	Percentage of Total Costs
AGENCY OVERALL	76.95	

XI. FOIA REGULATIONS

- The electronic link to OMB's FOIA regulations, including OMB's fee schedule, can be located at www.whitehouse.gov/omb/foia/5cfr1303.html.

XII. BACKLOGS, CONSULTATIONS, AND COMPARISONS

A. Backlogs of FOIA Requests and Administrative Appeals

	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
Agency Overall	2	0

B. Consultations on FOIA Requests – Received, Processed, and Pending Consultations (Note: Report consultations received from other agencies, not sent to other agencies)

	Column 1	Column 2	Column 3	Column 4
	Number Received that Were <u>Pending</u> at OMB as of <u>Start</u> of the Fiscal Year	Number <u>Received</u> During the Fiscal Year	Number Received that Were <u>Processed</u> by OMB During the Fiscal Year	Number Received that Were <u>Pending</u> at OMB as of <u>End</u> of the Fiscal Year
Agency Overall	3	30	31	2

C. Consultations on FOIA Requests – Ten Oldest Pending Consultations

1. Provide the dates of receipt of the ten oldest consultations received from other agencies pending at OMB as of the end of the fiscal year.

	10 th Oldest Consultation and Number of Days Pending	9 th	8 th	7 th	6 th	5 th	4 th	3 rd	2 nd	Oldest Consultation and Number of Days Pending
Total	0	0	0	0	0	0	0	0	09/17/10 9	09/10/10 14

D. Comparison of Numbers of Requests Received, Processed, and Backlogged (Previous Annual Report vs. Current Annual Report)

	Column 1	Column 2	Column 3	Column 4
	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
Agency Overall	138	147	126	141

	Column 1	Column 2
	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
Agency Overall	1	2

E. Comparison of Numbers of Administrative Appeals Received, Processed, and Backlogged (Previous Annual Report vs. Current Annual Report)

	Column 1	Column 2	Column 3	Column 4
	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
Agency Overall	7	7	9	7

	Column 1	Column 2
	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
Agency Overall	0	0

F. Discussion of Other FOIA Activities (Optional)

Office of Management and Budget (OMB)
Chief Freedom of Information Act (FOIA) Officer's Report
(May 2010)

This Chief FOIA Officer's Report is issued in accordance with Attorney General Eric Holder's Guidelines on FOIA issued on March 19, 2009. In compliance with the Attorney General's Guidance, OMB's Chief FOIA Officer has reviewed all aspects of OMB's FOIA administration and issues this report on the steps OMB has taken to improve FOIA operations and facilitate information disclosure.

Copies of this report, as well as information on how to make a Freedom of Information Act (FOIA) request to OMB, are available at the "FOIA" site on the OMB Home Page at <http://www.whitehouse.gov/omb/foia>.

Those wishing to submit FOIA requests to the Office of Management and Budget (OMB) should submit their request, in writing, to OMB either via e-mail (OMBFOIA@omb.eop.gov), fax (202) 395-3504, or to the following mailing address: Office of Management and Budget, New Executive Office Building, FOIA Officer, Room 9026, 725 17th Street, N.W., Washington, DC 20503.

I. Steps Taken to Apply the Presumption of Openness

1. Describe below the steps your agency has taken to ensure that presumption is being applied to all decisions involving the FOIA. This section should include a discussion of the range of steps taken by your agency to apply this presumption, from publicizing the President's FOIA Memorandum and Attorney General's FOIA Guidelines and providing training on them, to implementing the presumption in response to FOIA requests and administrative appeals, with examples or statistics illustrating your agency's action in making discretionary releases of records or partial releases when full disclosure is not possible.

In implementing the guiding principles underlying President Obama's FOIA Memorandum and the Attorney General's FOIA Guidelines, OMB has taken the following steps:

OMB's FOIA Office and its Office of the General Counsel have thoroughly reviewed the President's FOIA Memorandum and the Attorney General's FOIA Guidelines and have implemented their presumption of openness. In OMB's review of documents that are responsive to a FOIA request, OMB applies the "presumption of disclosure" by conducting a

document-by-document, line-by-line review to identify materials that, to the maximum extent practicable, are appropriate for release, including through OMB's discretionary release of materials that fall within one of the FOIA's "exemptions" from mandatory release (given the substantially deliberative nature of OMB's activities, the FOIA exemption that most often applies to OMB's records is Exemption 5, for the deliberative process privilege).

In its recent report of March 15, 2010, on the Executive Branch's FOIA activities, the National Security Archive noted (pp. 3, 13) that OMB has had a positive record of "both increases in releases and decreases in denials under the FOIA" – with a decrease of over 50% in OMB's full denials (withholdings).

As reflected in OMB's Annual FOIA report for Fiscal Year 2009, over the past year OMB has made full releases of information requested in 51 FOIA requests. Moreover, OMB made partial releases of information in response to 24 requests and only fully denied 13 requests. Stated another way, of the 88 requests for which OMB had responsive records, approximately 85% were released either in full or in part (with the majority, nearly 60%, being full releases).

We would also note that OMB was involved in litigation, *Public Citizen v. OMB*, in which a FOIA requester sought deliberative documents from OMB under FOIA. On remand from the DC Circuit's ruling, OMB determined that it was appropriate to settle the case rather than continue to litigate our Exemption 5 claim before the District Court. In so doing, OMB released additional deliberative materials to the FOIA requester, again demonstrating OMB's commitment to following the Administration's presumption of openness.

2. Report whether your agency shows an increase in the number of requests where records have been released in full or where records have been released in part when compared with those numbers in the previous year's Annual FOIA Report.

Over the past year, OMB has increased the number of full and partial information releases for records requested under FOIA.

As noted above, in its recent report of March 15, 2010, on the Executive Branch's FOIA activities, the National Security Archive noted (pp. 3, 13) that OMB has had a positive record of "both increases in releases and decreases in denials under the FOIA" – with a decrease of over 50% in OMB's full denials (withholdings).

As reflected in OMB's Annual FOIA report for Fiscal Year 2009, OMB provided a full release of requested records for 51 FOIA requests. OMB also provided a partial release of requested

records for an additional 24 requests. OMB fully withheld information for only 13 requests. By comparison, as reflected in OMB's Annual FOIA report for the prior fiscal year (Fiscal Year 2008), OMB provided a full release of requested records for 48 FOIA requests, provided a partial release of requested records for an additional 13 requests, and fully withheld information for 30 requests.

A comparison of this data shows that, from Fiscal Year 2008 to Fiscal Year 2009, OMB increased its full release of information from 48 requests to 51, and increased its partial release of information from 13 requests to 24. As a result of these additional releases, OMB's full withholding decreased in one year from 30 requests to 13.

II. Steps Taken to Ensure that Your Agency has an Effective System for Responding to Requests

As the Attorney General emphasized in his FOIA Guidelines, "[a]pplication of the proper disclosure standard is only one part of ensuring transparency. Open government requires not just a presumption of disclosure, but also an effective system for responding to FOIA requests." Describe here the steps your agency has taken to ensure that your system for responding to requests is effective and efficient. This section should include a discussion of how your agency has addressed the key roles played by the broad spectrum of agency personnel who work with FOIA professionals in responding to requests, including, in particular, steps taken to ensure that FOIA professionals have sufficient IT support.

When a FOIA request is received by OMB's FOIA Office, the FOIA Officer logs in every request and assigns the request to the appropriate program office(s) within OMB to conduct a search for potentially responsive records. The FOIA Officer directly interacts with the appropriate OMB program offices and OMB's General Counsel's Office to answer questions regarding the conduct of FOIA searches within the agency. The FOIA Office informs the program offices of the statutory deadlines imposed by FOIA and follows up to ensure that searches are conducted and completed as quickly as possible. The FOIA Office also determines whether OMB needs to contact other agencies regarding the necessary consultations or referrals of information that originated from another agency. Where appropriate, the FOIA Office communicates with requesters to clarify requests.

OMB's FOIA Office is located within the agency's Management and Operations Division, which houses OMB's Information Technology Office. Working within the same Division as the IT Team provides the FOIA Office with IT resources to meet its needs. Moreover, this year OMB created

a new e-mail address (OMBFOIA@omb.eop.gov) to provide FOIA requesters with an easy method for contacting the FOIA office.

In addition, as is noted under item #1 above, OMB's Office of General Counsel devotes substantial resources in careful, line-by-line reviews of potentially responsive documents following their identification. This careful line-by-line review allows OMB to identify materials that, to the maximum extent practicable, are appropriate for release, including through OMB's discretionary release of materials that fall within one of the FOIA's "exemptions" from mandatory release (given the substantially deliberative nature of OMB's activities, the FOIA exemption that most often applies to OMB's records is Exemption 5, for the deliberative process privilege). Furthermore, the line-by-line review is followed by a senior level review of any redactions made during the initial line-by-line review to ensure that OMB has properly and appropriately implemented the presumption of openness. The substantial increase in General Counsel resources through both the line-by-line review, and senior level review, demonstrate OMB's commitment to following the Administration's presumption of openness.

III. Steps Taken To Increase Proactive Disclosures

Both the President and Attorney General focused on the need for agencies to work proactively to post information online without waiting for individual requests to be received. Describe here the steps your agency has taken to increase the amount of material that is available on your agency website, including providing examples of proactive disclosures that have been made since issuance of the new FOIA Guidelines.

OMB has posted information online in response to the government-wide Open Government Directive that the OMB Director issued December 8, 2009 (OMB Memorandum M-10-06, available at http://www.whitehouse.gov/omb/assets/memoranda_2010/m10-06.pdf). This information includes data in machine-readable format regarding draft regulations, information on improper payments and economic forecast information. This information is available to the public on the OMB website (at www.OMB.gov/open) as well as on the government website www.Data.gov.

The information that OMB has placed on its website includes:

Data on OIRA Reviews of Draft Rules. OMB's Office of Information and Regulatory Affairs (OIRA) conducts reviews of significant draft regulations proposed by Executive Branch agencies. OMB has placed information and data concerning the draft regulations reviewed by OIRA under Executive Orders 12291 and 12866. OMB reviews significant regulations for the Executive

Branch and this data provides information by agency, length of review in days, and economic significance of the regulation. The information provided contains information of rulemaking going back to 1981.

Improper Payments Database. Improper payments occur when Federal funds go to the wrong recipient, or the recipient receives the incorrect amount of funds, or documentation is not available to support a payment, or the recipient uses the funds in an improper manner. This data set provides the dollar amounts of improper payments as reported by agencies in their Performance and Accountability Reports (PARs) and Agency Financial Reports (AFRs).

History of Economics Forecasts. This data provides economics forecasts going back to 1976. This data was collected by the Office of Management and Budget from all Federal Budgets submitted since FY 1976. During transition years, it includes economic forecasts from both incoming and outgoing Administration budgets.

Moreover, the data on another OMB website, www.USAspending.gov, is being expanded and enhanced. USAspending.gov was originally developed to meet the specific requirements of the Federal Funding Accountability and Transparency Act of 2006 (FFATA), co-sponsored by then-Senator Obama and Senator Coburn. The information on this website displays data, provided by other Executive Branch agencies, pertaining to contracts, assistance awards, purchase cards recipients and programs. The data shown on USAspending.gov reflects obligations (amounts awarded for federally sponsored projects during a given budget period), but not outlays or expenditures (actual monetary disbursements made against each project). Beginning in 2010, USAspending will be launching on a new platform with greater capacity and enhancements, such as interactive maps to visualize spending by state, interactive charts to show spending trends from year to year and cross-agency spending comparisons. These efforts reflect OMB's commitment to openness and also serve to proactively release agency information in advance of requests under FOIA.

IV. Steps Taken To Greater Utilize Technology

A key component of the President's Memorandum was the direction to "use modern technology to inform citizens about what is known and done by their Government." In addition to using the internet to make proactive disclosures, agencies should also be exploring ways to utilize technology in responding to requests. For this section of the Chief FOIA Officer Report, please answer the following questions:

1.) Does your agency currently receive requests electronically.

Yes. As noted above, OMB has established a new e-mail address (OMBFOIA@omb.eop.gov) to receive requests electronically.

2.) If not, what are the current impediments to your agency establishing a mechanism to receive requests electronically.

N/A

3.) Does your agency track requests electronically.

Yes.

4.) If not, what are the current impediments to your agency utilizing a system to track requests electronically.

N/A

5.) Does your agency use technology to process requests.

Yes.

6.) If not, what are the current impediments to your agency utilizing technology to process requests.

N/A

7.) Does your agency utilize technology to prepare you agency Annual FOIA Report.

Yes.

8.) If not, what are the current impediments to your agency utilizing technology in preparing your Annual FOIA Report.

N/A

V. Steps Taken to Reduce Backlogs and Improve Timeliness in Responding to Requests

1. If you have a backlog, report here whether your backlog is decreasing. That reduction should be measured both in terms of the numbers of backlogged requests and administrative appeals that remain pending at the end of the fiscal year, and in terms of the age of those requests and appeals.

As noted in OMB's annual FOIA report for Fiscal Year 2009, OMB had a backlog at the end of the fiscal year of one overdue FOIA request (which was five days overdue at the end of the fiscal year). Of the 16 FOIA requests that were pending at OMB at the end of Fiscal Year 2009, they had been pending for a median period of 15 days and an average period of 17 days. OMB did not have any overdue FOIA appeals at the end of Fiscal Year 2009.

2. If there has not been a reduction in the backlog describe why that has occurred and what steps your agency is taking to bring about a reduction.

Please see the answer to #V.1, above.

3. Describe the steps your agency is taking to improve timeliness in responding to requests and to administrative appeals.

Please see the answer to #V.1, above. In addition, OMB's FOIA Office and the Office of the General Counsel work proactively with other OMB offices to improve the processing of all FOIA requests and appeals. OMB is exploring ways, including through increased reliance on information technology, of further decreasing OMB's response times.