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Description of document: Bureau of Industry and Security (BIS) Meeting Minutes of meetings of the BIS Market Impact Committee (MIC) 2016-2020

Requested date: 02-November-2021

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Posted date: 06-June-2022

Source of document: FOIA Request
Bureau of Industry and Security (BIS)
Office of Administration
Mail Stop H6622
1401 Constitution Avenue, NW
Washington, DC 20230
Fax: (202) 482-0800
Email: grace.agyekum@bis.doc.gov

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UNITED STATES DEPARTMENT OF COMMERCE
Bureau of Industry and Security
1401 Constitution Avenue, Suite 6622
Washington, DC 20230

January 27, 2022

Via electronic mail

FOIAonline Number: DOC-BIS-2022-000174

Re: Freedom of Information Act Request

This letter is in response to your November 2, 2021, Freedom of Information Act (FOIA) (5 U.S.C. § 552), request to the Department of Commerce, Bureau of Industry and Security (BIS) for ‘a copy of the meeting minutes of the Market Impact Committee for the five (5) most recent meetings of the Committee.’

BIS has completed its review and located 41 pages of responsive records pertinent to your request. The records are being released to you in part, under FOIA Exemption (b)(5), which exempts from disclosure “inter-agency or intra-agency” government documents that are both pre-decisional and deliberative.

If you have any questions or would like to discuss any aspect of your request, you may contact Ms. Grace Agyekum, the BIS’s FOIA Public Liaison, at grace.agyekum@bis.doc.gov during business hours.

Please refer to your FOIAonline Tracking Number when contacting us.

In addition, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, MD 20740
E-mail at ogis@nara.gov
Telephone at 202-741-5770
toll free at 1-877-684-6448
facsimile at 202-741-5769



You have the right to appeal this partial denial of your FOIA request. An appeal must be received within 90 calendar days of the date of this response letter. Address your appeal to the following office:

Assistant General Counsel for Employment Litigation and Information
U.S. Department of Commerce
Office of the General Counsel, Room 5896
1401 Constitution Avenue NW
Washington, D.C. 20230

An appeal may also be sent by e-mail to FOIAAppeals@doc.gov or by FOIAonline, if you have an account in FOIAonline, at <https://foiaonline.regulations.gov/foia/action/public/home#>. The appeal should include a copy of the original request and initial denial, if any. All appeals should include a statement of the reasons why the records requested should be made available and why the adverse determination was in error.

The appeal letter, the envelope, and the e-mail subject line should be clearly marked "Freedom of Information Act Appeal." The e-mail, FOIAonline, and office mail are monitored only on working days during normal business hours (8:30 a.m. to 5:00 p.m., Eastern Time, Monday through Friday). FOIA appeals posted to the e-mail box, FOIAonline, or the office after normal business hours will be deemed received on the next normal business day. If the 90th calendar day for submitting an appeal falls on a Saturday, Sunday or legal public holiday, an appeal received by 5:00 p.m., Eastern Time, the next business day will be deemed timely.

Sincerely,

**KEVEN
VALENTIN**

Digitally signed by KEVEN
VALENTIN
Date: 2022.01.27 14:23:57
-05'00'

Keven Valentin
Acting Chief Financial Officer and
Director of Administration

Attachment



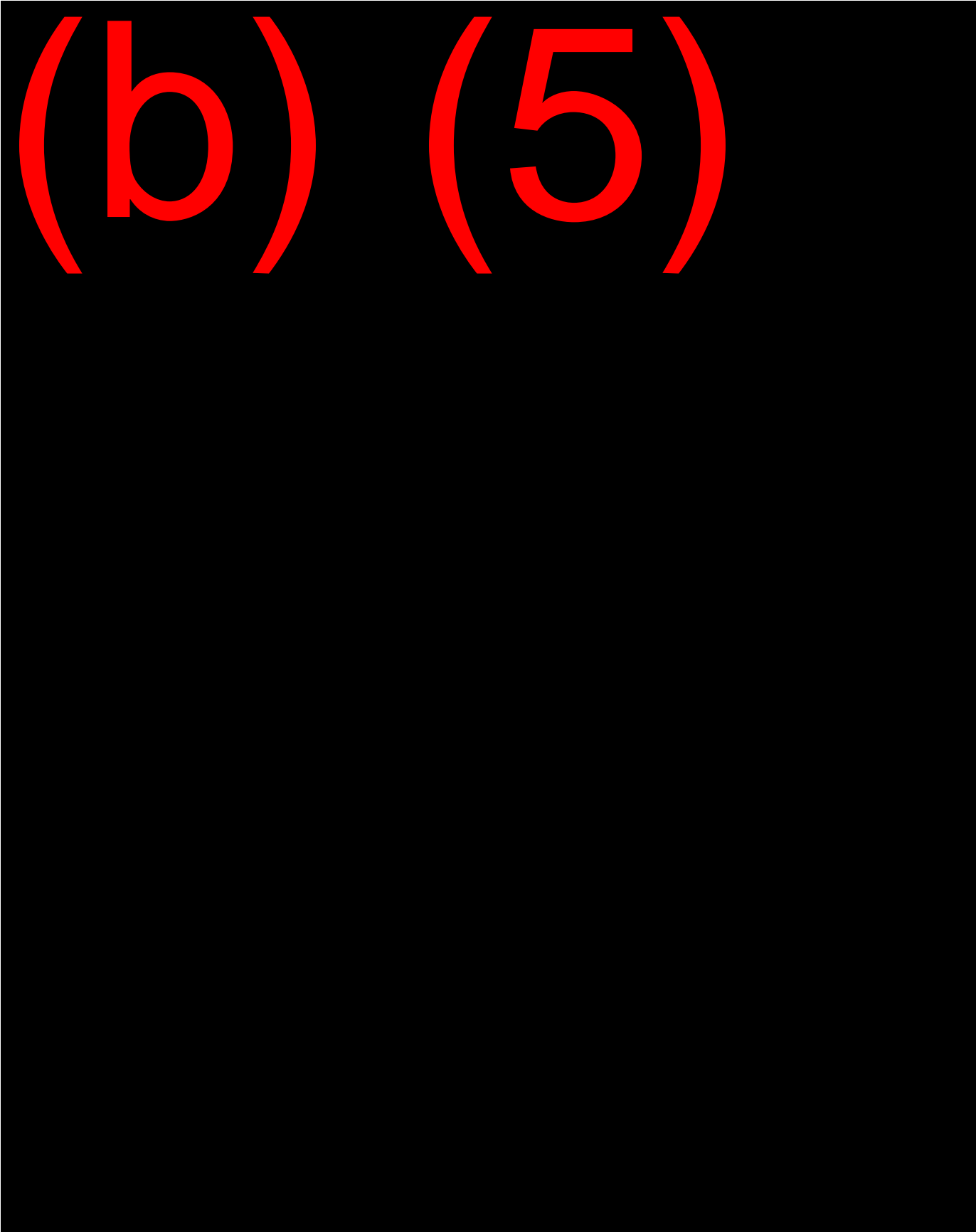
(b) (5)

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(b) (5)



(b) (5)

Other Issues

Mr. Longnecker advised that the MIC would transmit its official recommendation supportive of the amended FY20 AMP and the proposed FY21 AMP by October 29, 2019. The meeting adjourned at 3:30 PM.

(b) (5)

Attachments

List of Attendees

Eric Longnecker, Dept of Commerce
Liam McMenamin, Dept of Commerce
Parya Fenton, Dept of Commerce (phone)
Matt McManus, Dept of State
Nancy Pomerleau, Dept of Homeland Security (phone)
Joe Gambogi, USGS
Eric Mata, Deputy Administrator, DLA-SM
Michelle Pavlak, General Counsel, DLA-SM
Chuck Baker, Director of Contracting, DLA-SM
Watt Lough, Chief, Market Research, DLA-SM
Brian Beruete, Program Analyst, DLA-SM
David Pineault, Economist, DLA-SM
Braden Harker, Economist, DLA-SM
Samuel Stein, Engineer, DLA-SM
John Dustin, Market Analyst, DLA-SM
Kevin Jones, Engagement Liaison, DLA-SM

**Meeting of the
National Defense Stockpile
Market Impact Committee**

Defense Logistics Agency (DLA)
October 4, 2016

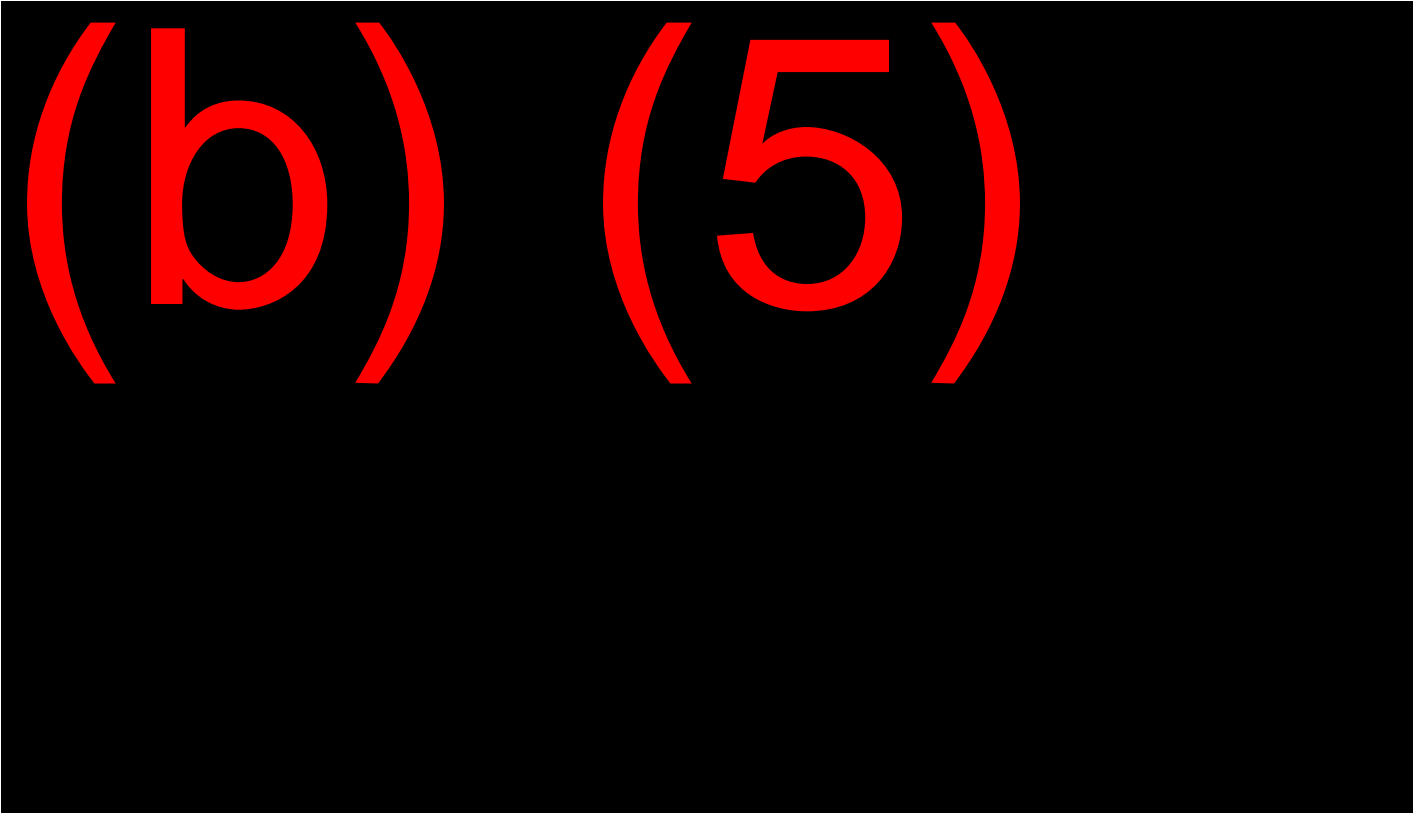
Introduction

Market Impact Committee (MIC) co-chair Eric Longnecker of the Department of Commerce, Bureau of Industry and Security (DOC/BIS) called the meeting to order at 2:00 p.m.

Review of Proposed Fiscal Year 2018 Annual Materials Plan (AMP)

(b) (5)
[Redacted]
[Redacted]
[Redacted]
[Redacted] DLA provided the MIC with datasheets with salient U.S. statistics and world production information for each commodity currently in the Stockpile in addition to those associated with the proposed acquisitions. (b) (5)
[Redacted]
[Redacted]
[Redacted]

The MIC received no public comments from producers, processors, or consumers of materials associated with the Stockpile in response to its August 29, 2016, Federal Register notice requesting public comments on the potential market impact of DLA's proposed FY18 AMP.



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(b) (5)

Other Issues

Mr. Longnecker advised that the MIC would transmit its official recommendation supportive of the proposed FY18 AMP by October 17, 2016. The meeting adjourned at 3:45 PM.

Attachments

1

List of Attendees

Eric Longnecker, Department of Commerce, BIS
Liam McMenamin, Department of Commerce, BIS
Levi White, Department of State
Bryan Athey, DLA-Strategic Materials
K. Watt Lough, DLA-Strategic Materials
Brian Gabriel, DLA-Strategic Materials
Michele Pavlak, DLA-Strategic Materials
Brian Beruete, DLA-Strategic Materials

(b) (5)

**Meeting of the
National Defense Stockpile
Market Impact Committee**

Defense Logistics Agency (DLA)
October 11, 2017

Introduction

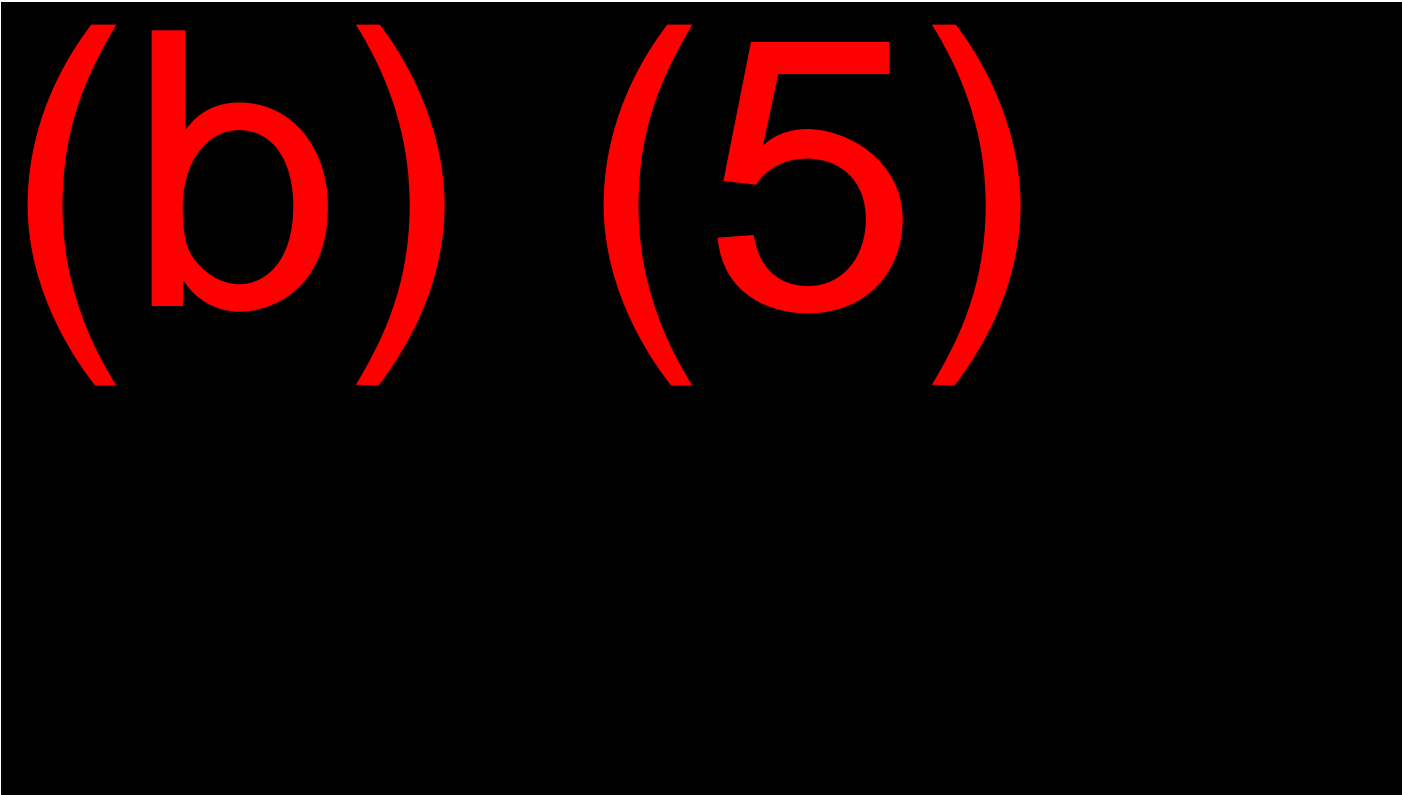
Market Impact Committee (MIC) co-chair Eric Longnecker of the Department of Commerce, Bureau of Industry and Security (DOC/BIS) called the meeting to order at 2:00 p.m.

Review of Proposed Fiscal Year 2019 Annual Materials Plan (AMP)

(b) (5)
[Redacted text block]

DLA provided the MIC with datasheets with salient U.S. statistics and world production information for each commodity currently in the Stockpile in addition to those associated with the proposed acquisitions. (b) (5)
[Redacted text block]

The MIC received no public comments from producers, processors, or consumers of materials associated with the Stockpile in response to its September 5, 2017, Federal Register notice requesting public comments on the potential market impact of DLA's proposed FY19 AMP.

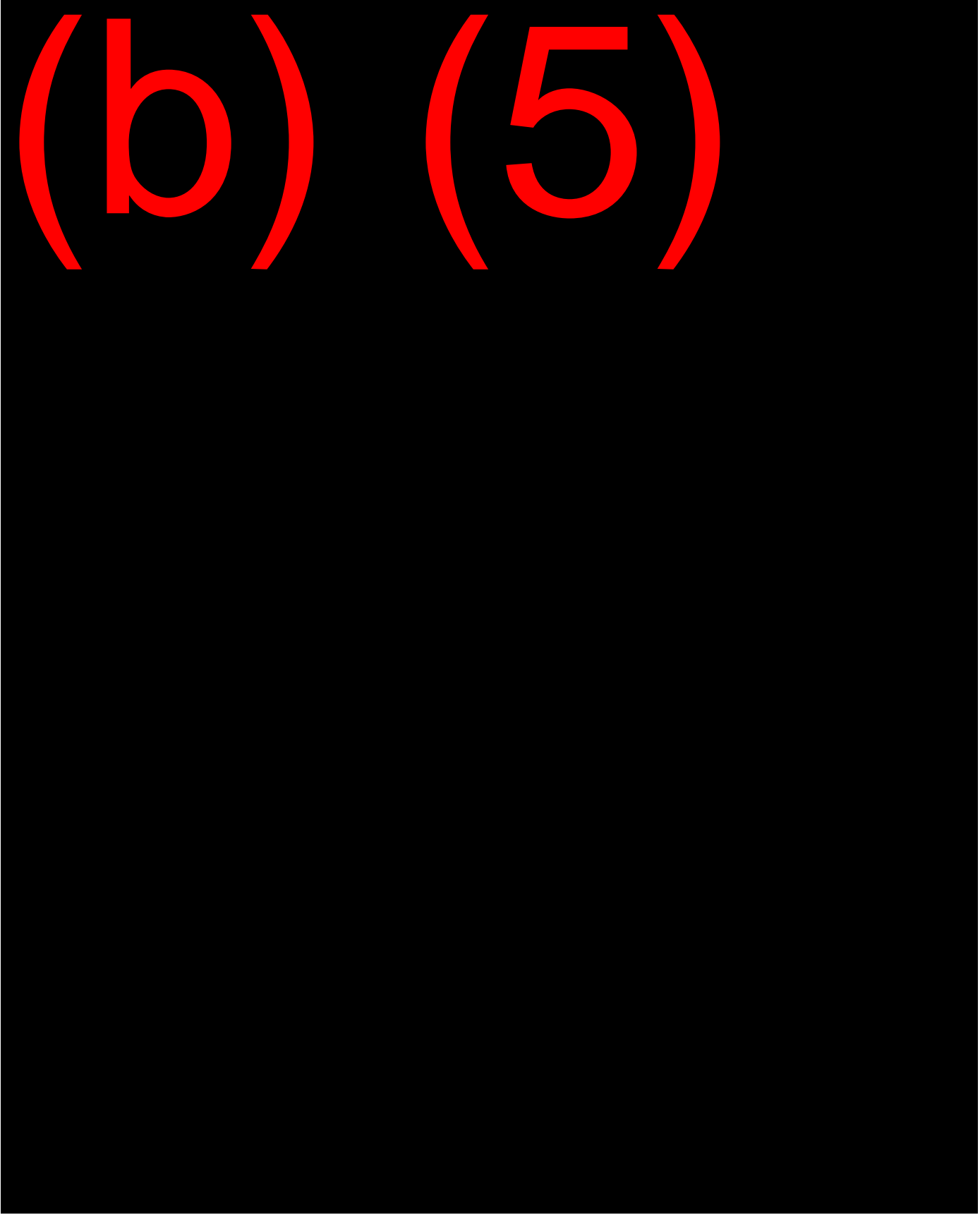


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Other Issues

Mr. Longnecker advised that the MIC would transmit its official recommendation supportive of the proposed FY19 AMP by October 17, 2017. The meeting adjourned at 3:30 PM.

Attachments

1

List of Attendees

Eric Longnecker, Department of Commerce, BIS
Liam McMenamin, Department of Commerce, BIS
Landon Derentz, Department of State
Micah Watson, Department of State
Nancy Pomerleau, Department of Homeland Security

Brian Gabriel, DLA-Strategic Materials
Michele Pavlak, DLA-Strategic Materials
Thomas Rasmussen, DLA-Strategic Materials
Brian Beruete, DLA-Strategic Materials

(b) (5)

**Meeting of the
National Defense Stockpile
Market Impact Committee**

Defense Logistics Agency (DLA)
October 9, 2018

Introduction

Market Impact Committee (MIC) co-chair Eric Longnecker of the Department of Commerce, Bureau of Industry and Security (DOC/BIS) called the meeting to order at 2:00 p.m.

Review of Proposed Fiscal Year 2020 Annual Materials Plan (AMP)

(b) (5)

[Redacted]

[Redacted]

The MIC reviewed DLA's FY20 sales activity for each material currently available for sale in the Stockpile; current inventory levels; and market conditions. DLA provided the MIC with datasheets with salient U.S. statistics and world production information for each commodity currently in the Stockpile in addition to those associated with the proposed acquisitions. (b) (5)

[Redacted]

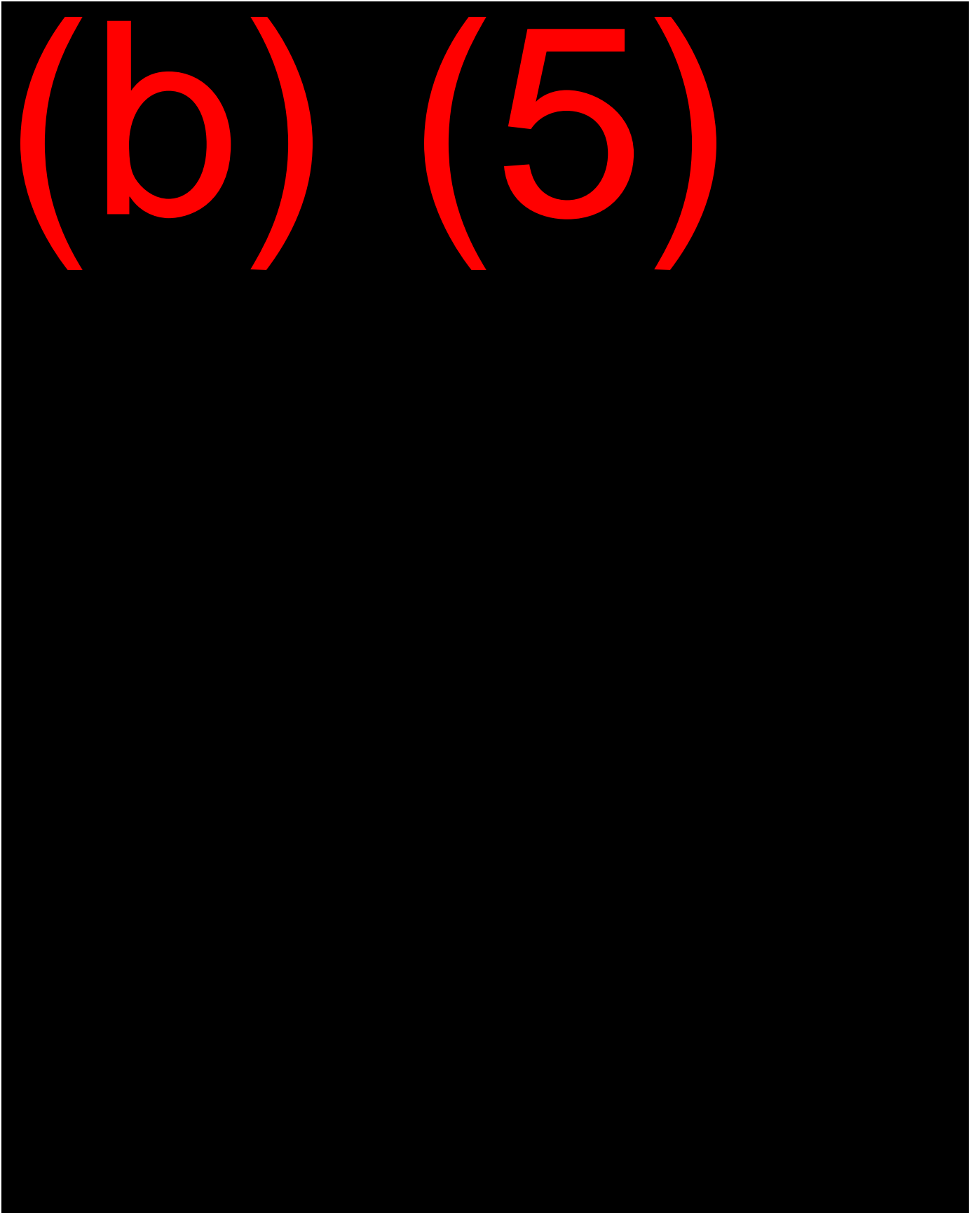
The MIC received **four** public comments from producers, processors, or consumers of materials associated with the Stockpile in response to its September 11, 2018, Federal Register notice requesting public comments on the potential market impact of DLA's proposed FY20 AMP.

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[Redacted]

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Other Issues

Mr. Longnecker advised that the MIC would transmit its official recommendation supportive of the proposed FY20 AMP by **October 16, 2018**. The meeting adjourned at **3:45 PM**.

Attachments

1

List of Attendees

Eric Longnecker, Department of Commerce, BIS
Liam McMenamin, Department of Commerce, BIS
Parya Fenton, Department of Commerce, BIS
Mathew McManus, Department of State
Brian DaRin, Department of State
Brian Gabriel, DLA-Strategic Materials
Kevin Jones, DLA-Strategic Materials
Brian Beruete, DLA-Strategic Materials
Watt Lough, DLA-Strategic Materials

(b) (5)

Ronnie Favors, DLA-Strategic Materials

**Meeting of the
National Defense Stockpile
Market Impact Committee**

Defense Logistics Agency (DLA)
October 14, 2020

Introduction

Market Impact Committee (MIC) co-chair Eric Longnecker of the Department of Commerce, Bureau of Industry and Security (DOC/BIS) called the meeting to order at 2:00 p.m.

Review of Proposed Fiscal Year 2022 Annual Materials Plan (AMP)

(b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] The MIC reviewed DLA's FY22 sales activity for each material currently available for sale in the Stockpile; current inventory levels; and market conditions. DLA provided the MIC with datasheets with salient U.S. statistics and world production information for each commodity currently in the Stockpile in addition to those associated with the proposed acquisitions.

The U.S. Department of State MIC Co-Chair provided an update of the State Department, Bureau of Energy Resources led Energy Resource Governance Initiative (ERGI) given its complementary role in securing the global supply-chain for energy minerals. Increasing demand for renewable energy, electric vehicles, and battery storage technologies is creating unprecedented demand for energy resource minerals. ERGI is designed to promote sound mining governance and resilient energy mineral supply chains and is a government-to-government effort. The Founding Partners of ERGI are the United States, Australia, Botswana, Canada, and Peru. Through this initiative, ENR and the partners are engaging governments in other extractive intensive economies to advance good governance principles, and share best practices in the sector.

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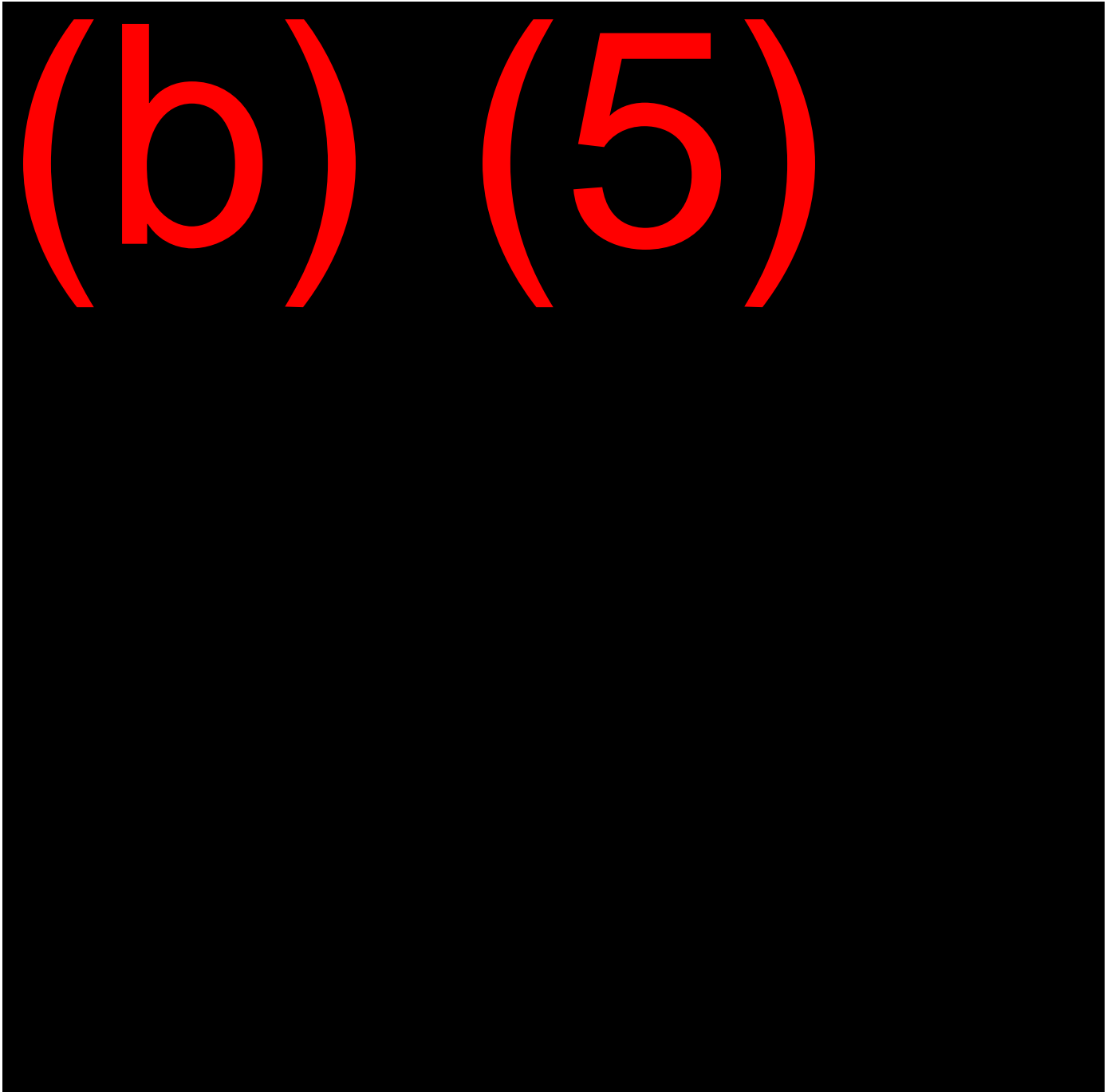
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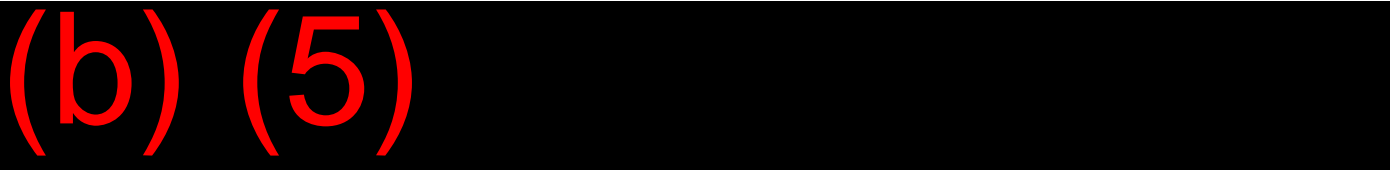
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Cadmium Zinc Tellurium (CZT) substrates (b) (5)

[Redacted text]



(b) (5)

Other Issues

Mr. Longnecker advised that the MIC would transmit its official recommendation supportive of the proposed FY22 AMP as soon as possible following receipt of DLA's response to the public comment. The meeting adjourned at 3:15 PM.

Attachments

List of Attendees

Eric Longnecker, Dept of Commerce
Liam McMenamin, Dept of Commerce
Marina Youssef, Dept of Commerce
Matt McManus, Dept of State
Zach Silberman, Dept of State
Jeff Guziak, Dept of State
Joe Gambogi, USGS
Eric Mata, Deputy Administrator, DLA-SM
Michelle Pavlak, General Counsel, DLA-SM
Watt Lough, Chief, Market Research, DLA-SM
Brian Beruete, Program Analyst, DLA-SM
Braden Harker, Chief, Strategic Planning, DLA-SM