

# EPA FOIA ANNUAL REPORT

FOR  
10/01/2016  
THROUGH  
09/30/2017

The following **Annual Freedom of Information Act** report covers the Period 10/01/2016, through 09/30/2017, as required by 5 U.S.C. 552.

## I. BASIC INFORMATION REGARDING REPORT

### 1. Name, Title, Address, and Telephone Number

Larry F. Gottesman  
National FOIA Officer  
Headquarters  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave, NW  
Washington, DC 20460  
202-566-2162

### 2. Electronic address for Report on the agency web site.

<http://www.epa.gov/foia/annual.html>

### 3. How to obtain a copy of the report in paper form.

National FOIA Officer, FOIA, Libraries and Accessibility Division, Office of Environmental Information, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave, NW, Mail Code 2821 T, Washington, DC 20460, (202) 566-1667

## II. MAKING A FOIA REQUEST

### 1. 1. Submit a FOIA request directly to EPA though FOIAonline at:

<https://foiaonline.regulations.gov/foia/action/public/request/publicPreCreate>

2. Send a FOIA request to Headquarters or a regional office through regular mail or via courier services. Both addresses are available at: <https://www.epa.gov/foia/forms/contact-us-about-freedom-information-act-and-foia-requests>

3. For information regarding a specific property you may obtain that information immediately, without filing a FOIA request, by using MyProperty. The address is: [www.epa.gov/myproperty](http://www.epa.gov/myproperty).

## III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

### 1. Acronyms used :

<b>Acronym</b>	<b>Definition</b>
HQ EPA	Headquarters
Region 1	Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont
Region 10	Alaska, Idaho, Oregon, Washington
Region 2	New Jersey, New York, Puerto Rico, U.S. Virgin Islands and 7 Tribal Nations
Region 3	Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia
Region 4	Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina
Region 5	Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin
Region 6	Arkansas, Louisiana, New Mexico, Oklahoma, Texas
Region 7	Iowa, Kansas, Missouri, Nebraska

Region 8	Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming
Region 9	Arizona, California, Hawaii, Nevada, American Samoa, Guam

2. Definition 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.
- l. **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.

- m. **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.
  - n. **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.
  - o. **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.
  - p. **Pending Request or Pending Administrative Appeal** - a request or administrative appeal for which an agency has not taken final action in all respects.
  - q. **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.
  - r. **Processed Request or Processed Administrative Appeal** - a request or administrative appeal for which an agency has taken final action in all respects.
  - s. **Range in Number of Days** - the lowest and highest number of days to process requests or administrative appeals.
  - t. **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

Statute	Type of Information Withheld	Case Citation	Number of Times Relied Upon per Component	Total Number of Times Relied Upon by Agency
41 U.S.C. § 253b(m)(1)	Contractor proposals that are in the possession or control of an executive agency and that have not been set forth or incorporated by reference into contracts	Sinkfield v. HUD, No. 10-885, 2012 U.S. Dist. LEXIS 35233, at *13-15 (S.D. Ohio Mar. 15, 2012)	R7 : 2	2
42 U.S.C. 300i-2(a)(3) (Terrorist and Other Intentional Acts)	Vulnerability assessments	N/A	R6 : 1	1
5 U.S.C. 107(a) (Ethics and Govt Act of 1978)	Financial disclosure information pertaining to certain	Seife v. NIH, 874 F. Supp. 2d 248, 254 (S.D.N.Y. 2012)	HQ : 2	2
7 U.S.C. § 136i-1 (Federal Insecticide, Fungicide, and Rodenticide Act)	Data "that would directly or indirectly reveal the identity of individual producers [of certain pesticides]"	Doe v. Veneman, 380 F. 3d 807, 818 (5th Cir. 2004).	HQ : 14	14

## V. FOIA REQUESTS

<b>A. Received, Processed and Pending FOIA Requests</b>				
	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
HQ	1050	3619	2822	1847
R1	25	281	285	21
R10	82	344	369	57
R2	246	2132	2135	243
R3	133	692	691	134
R4	79	737	734	82
R5	141	1711	1639	213
R6	149	615	677	87
R7	44	426	437	33
R8	53	241	274	20
R9	77	720	739	58
TOTAL	2079	11518	10802	2795

<b>B.(1) Disposition of FOIA Requests -- All Processed Requests</b>													
				Number of Full Denials Based on Reasons Other than Exemptions									TOTAL
				No records	All records referred to another agency	Request withdrawn	Fee-related reason	Records not reasonably described	Improper FOIA request for other reason	Not an agency record	Duplicate request	Other	
HQ	1084	375	67	253	8	316	11	451	98	6	130	23	2822
R1	146	12	0	88	1	28	0	0	0	0	10	0	285
R10	99	72	2	97	1	67	6	2	1	0	22	0	369
R2	1796	4	0	176	0	75	1	43	9	0	31	0	2135
R3	325	61	1	213	0	64	0	3	4	3	17	0	691
R4	281	85	0	271	0	72	0	0	2	0	23	0	734
R5	541	29	1	863	0	136	14	2	9	1	42	0	1638
R6	307	26	1	170	0	157	1	0	1	0	14	0	677
R7	236	9	0	128	0	41	1	2	3	0	17	0	437
R8	83	48	1	61	0	43	0	0	2	5	31	0	274
R9	184	59	4	419	0	39	8	4	2	4	16	0	739
TOTAL	5082	780	77	2739	10	1038	42	507	131	19	353	23	10801

<b>B.(2) Disposition of FOIA Requests -- Other Reasons for Full Denials Based on Reasons Other than Exemptions</b>		
	Description of Other Reasons for Denials from Chart B.(1) & Number of Times Those Reasons Were Relied Upon	TOTAL
HQ	Glomar 0 Litigation 21	21
TOTAL		21

**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
HQ	1	0	16	80	95	176	26	0	56	1	15	4	0	3
R1	0	0	0	0	2	3	1	0	1	1	0	2	0	2
R10	0	0	0	13	17	71	2	0	0	0	0	0	0	0
R2	0	0	0	0	0	4	0	0	0	0	0	0	0	0
R3	0	0	0	26	11	36	0	1	0	0	0	1	0	8
R4	0	0	0	20	35	61	16	0	6	0	0	0	0	0
R5	0	0	0	1	15	12	5	0	0	0	1	0	0	2
R6	0	0	1	5	5	19	1	0	0	0	0	0	0	1
R7	0	0	2	4	2	2	0	0	0	0	0	0	0	0
R8	0	0	0	17	29	36	13	0	7	0	1	0	0	9
R9	0	0	0	13	16	29	7	0	1	0	0	0	0	13
TOTAL	1	0	19	179	226	449	71	1	71	2	17	7	0	38

**VI. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS**

<b>A. Received, Processed and Pending FOIA Appeals</b>				
	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
HQ	123	224	204	143
TOTAL	123	224	204	143

<b>B. Disposition of Administrative Appeals All Processed Appeals</b>					
	Number of Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number of Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
HQ	54	35	34	81	204
TOTAL	54	35	34	81	204

<b>C.(1) Reasons for Denial on Appeal Number of Times Exemptions Applied</b>														
	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
HQ	0	0	0	0	10	9	1	0	5	0	0	0	0	0
TOTAL	0	0	0	0	10	9	1	0	5	0	0	0	0	0

<b>C.(2) Reasons for Denial on Appeal Reasons Other than Exemptions</b>													
	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 for expedited processing	Other		
HQ	5	1	24	16	10	6	0	14	4	4	30		
TOTAL	5	1	24	16	10	6	0	14	4	4	30		

<b>C.(3) Reasons for Denial on Appeal Other Reasons</b>		
	Description of Other Reasons for Denials from Chart C.(2) & Number of Times Those Reasons Were Relied Upon	TOTAL
HQ	Appeal Withdrawn 8 Moot 19 Unable to Locate or Contact Requester 2 Untimely 1	30
TOTAL		30

<b>C.(4) Response Time for Administrative Appeals</b>				
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
HQ	40	228.24	< 1	1802
TOTAL	40	228.24	< 1	1802

<b>C.(5) Ten Oldest Pending Administrative Appeals</b>										
	10th Oldest Appeal and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal and Number of Days Pending
HQ	2012-11-28 1214	2012-11-21 1218	2012-09-26 1256	2012-09-14 1264	2012-08-14 1286	2012-07-30 1297	2012-07-12 1309	2012-04-10 1374	2012-02-22 1408	2010-04-07 1878
TOTAL	2012-11-28 1214	2012-11-21 1218	2012-09-26 1256	2012-09-14 1264	2012-08-14 1286	2012-07-30 1297	2012-07-12 1309	2012-04-10 1374	2012-02-22 1408	2010-04-07 1878

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

<b>A. Processed Requests -- Response Time for All Processed Perfected Requests</b>												
	SIMPLE				COMPLEX				EXPEDITED			
	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	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
HQ	17	29.86	< 1	406	95	248.44	< 1	2217	20.5	58.08	< 1	801
R1	11	12.12	< 1	69	40.5	60.89	19	144	-	-	-	-
R10	14	13.78	< 1	123	60.5	113.1	7	813	25	76.33	4	200
R2	4	10.29	< 1	510	397.5	325.05	7	775	6	6	6	6
R3	18	20.18	< 1	272	62	187.51	< 1	886	4	4	4	4
R4	21	25.15	< 1	285	57	130.86	< 1	384	1	49.33	< 1	146
R5	16	16.64	< 1	40	54	73.76	< 1	341	22	23.75	14	37
R6	17	17.89	< 1	178	25	46.6	< 1	614	38	80	30	172
R7	13	16.48	< 1	251	98	111.27	16	223	10	10	9	11
R8	10	10.79	< 1	31	20.5	57.04	< 1	391	390.5	315.1	20	393
R9	16	15.48	< 1	40	59.5	108.93	3	596	6	6	6	6
TOTAL	14	18.15	< 1	510	57	173.35	< 1	2217	22	86.97	< 1	801

<b>B. Processed Requests Response Time for Perfected Requests in Which Information Was Granted</b>												
	SIMPLE				COMPLEX				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	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
HQ	18	30.98	< 1	406	76.50	211.47	< 1	2217	20	53.61	< 1	801
R1	13	13.14	< 1	52	35	59.57	21	131	-	-	-	-
R10	17	17.30	< 1	36	65	109	11	462	25	25	25	25
R2	4	8.61	< 1	510	266	283	20	775	-	-	-	-
R3	16	20.21	< 1	272	62	220.12	41	886	-	-	-	-
R4	23	27.04	< 1	272	57	120.58	< 1	384	73.50	73.50	< 1	146
R5	19	19.73	2	40	59.50	81.18	30	341	25.50	25.50	14	37
R6	16	17.59	< 1	178	33	62.77	< 1	614	38	80	30	172
R7	12	17.47	< 1	251	83	108.11	16	223	10	10	9	11
R8	11	11.96	< 1	31	26	75.50	4	391	390.50	315.10	20	393
R9	18	18.10	1	40	75	115.51	3	596	-	-	-	-
TOTAL	11	18.13	< 1	510	60	160.55	< 1	2217	26	99.36	< 1	801



**C. Processed Requests Response Time in Day Increments**

Simple 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
HQ	911	320	52	40	22	26	12	12	7	6	24	8	1	1441
R1	231	33	2	1	0	0	0	0	0	0	0	0	0	267
R10	195	40	1	0	0	0	1	0	0	0	0	0	0	237
R2	1697	122	3	7	3	7	2	1	4	0	6	6	1	1859
R3	358	230	20	9	3	6	0	1	1	1	2	0	0	631
R4	314	303	51	22	2	2	3	1	0	0	3	0	0	701
R5	1137	335	0	0	0	0	0	0	0	0	0	0	0	1472
R6	122	83	2	1	0	0	0	0	1	0	0	0	0	209
R7	281	105	12	3	5	1	1	0	0	0	1	0	0	409
R8	125	10	0	0	0	0	0	0	0	0	0	0	0	135
R9	515	166	0	0	0	0	0	0	0	0	0	0	0	681
TOTAL	5886	1747	143	83	35	42	19	15	13	7	36	14	2	8042

Complex 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
HQ	141	62	79	53	35	32	22	17	10	8	65	32	161	717
R1	1	8	2	2	0	2	2	1	0	0	0	0	0	18
R10	16	33	10	12	10	4	7	0	5	0	11	4	6	118
R2	2	5	34	9	10	6	2	0	0	2	10	22	102	204
R3	2	0	16	4	4	1	0	1	1	0	2	0	6	37
R4	2	2	4	0	2	0	0	0	0	0	1	3	0	14
R5	7	5	39	13	11	3	1	1	3	2	3	1	0	89
R6	136	159	44	17	5	15	7	2	1	5	8	2	5	406
R7	2	1	0	1	2	0	0	1	2	1	1	0	0	11
R8	51	22	4	8	2	0	0	2	2	2	6	3	0	102
R9	2	5	14	4	5	2	2	0	0	1	5	0	2	42
TOTAL	362	302	246	123	86	65	43	25	24	21	112	67	282	1758

Expedited 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
HQ	24	13	4	2	2	0	0	0	1	0	0	0	2	48
R10	1	1	0	0	0	0	0	0	0	1	0	0	0	3
R2	1	0	0	0	0	0	0	0	0	0	0	0	0	1
R3	1	0	0	0	0	0	0	0	0	0	0	0	0	1
R4	2	0	0	0	0	0	0	1	0	0	0	0	0	3
R5	2	2	0	0	0	0	0	0	0	0	0	0	0	4
R6	0	2	0	0	0	0	0	0	1	0	0	0	0	3
R7	3	0	0	0	0	0	0	0	0	0	0	0	0	3
R8	1	0	1	0	0	0	0	0	0	0	0	8	0	10
R9	1	0	0	0	0	0	0	0	0	0	0	0	0	1
TOTAL	36	18	5	2	2	0	0	1	2	1	0	8	2	77

<b>D. Pending Requests All Pending Perfected Requests</b>									
	SIMPLE			COMPLEX			EXPEDITED		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
HQ	1039	37	101.74	647	175	329.87	118	53.50	123.85
R1	13	6	10	3	41	485	0	-	-
R10	6	8	17.83	51	50	134.31	0	-	-
R2	186	22.50	83.96	27	74	226.81	4	443.50	428.75
R3	99	12	44.81	14	819	759	8	905.50	886.25
R4	63	16	21.29	12	52	76.42	0	-	-
R5	173	13	36.64	18	83.50	138.44	11	399	321.64
R6	6	11.50	51	72	16	57.03	1	25	25
R7	23	13	85.52	9	138	181.56	0	-	-
R8	4	8	7	15	9	66.60	1	533	533
R9	41	11	17.71	13	71	202	0	-	-
TOTAL	1653	36	82.70	881	139	285.19	143	82	192.41

<b>E. Pending Requests Ten Oldest Pending Perfected Requests</b>										
	10th Oldest Request and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request and Number of Days Pending
HQ	2012-04-24 1364	2012-03-28 1383	2012-02-21 1409	2012-02-21 1409	2011-09-08 1520	2011-09-06 1522	2011-08-23 1531	2011-08-23 1531	2011-08-12 284	2010-11-16 1724
R1	2017-09-14 9	2017-09-14 6	2017-09-14 11	2017-09-07 16	2017-08-29 22	2017-08-29 22	2017-08-24 25	2017-08-03 26	2016-07-26 41	2012-03-21 1388
R10	2016-08-15 274	2016-08-15 283	2016-07-07 290	2016-04-25 232	2016-04-19 252	2015-10-28 483	2015-03-06 647	2015-02-17 556	2014-09-23 743	2013-07-30 665
R2	2015-09-16 409	2015-09-08 517	2015-09-08 516	2015-07-02 564	2015-06-10 562	2015-04-30 608	2015-03-18 19	2015-03-10 645	2014-07-16 805	2013-11-27 945
R3	2014-02-27 902	2014-02-25 904	2014-02-20 907	2014-01-29 922	2014-01-24 925	2014-01-16 930	2014-01-14 932	2014-01-14 932	2013-05-06 1105	2013-02-22 1156
R4	2017-07-18 20	2017-07-17 53	2017-07-06 48	2017-06-12 77	2017-05-10 99	2017-05-02 80	2017-04-25 110	2017-03-14 58	2016-06-30 294	2016-04-28 358
R5	2016-02-08 415	2016-02-08 415	2016-02-08 415	2016-02-02 419	2016-01-28 422	2016-01-27 420	2016-01-25 400	2016-01-20 428	2016-01-20 428	2014-02-13 838
R6	2016-10-18 223	2016-10-12 228	2016-09-30 250	2016-08-31 216	2016-07-11 262	2016-07-11 269	2016-06-14 314	2016-06-09 322	2016-04-20 362	2016-01-08 435
R7	2017-03-13 141	2017-02-07 164	2016-12-28 191	2016-10-12 138	2016-09-19 259	2016-06-21 321	2016-04-21 363	2016-03-09 394	2016-03-03 383	2014-01-02 940
R8	2017-09-18 9	2017-09-18 4	2017-09-18 9	2017-08-21 28	2017-08-10 25	2017-03-13 141	2017-03-13 141	2017-01-19 143	2015-11-05 457	2015-08-17 533
R9	2017-06-28 65	2017-06-26 67	2017-06-19 71	2017-04-10 95	2016-11-08 224	2016-10-25 234	2016-08-19 279	2016-06-14 230	2016-03-11 392	2011-10-04 1089
TOTAL	2012-03-21 1388	2012-02-21 1409	2012-02-21 1409	2011-10-04 1089	2011-09-08 1520	2011-09-06 1522	2011-08-23 1531	2011-08-23 1531	2011-08-12 284	2010-11-16 1724

**VIII. REQUESTS FOR EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER**

<b>A. Requests for Expedited Processing</b>					
	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
HQ	153	216	1	7.46	294
R1	0	1	2	2	1
R10	2	17	4	8.11	14
R2	2	25	1	5.04	24
R3	1	8	2	4.67	7
R4	2	16	7	8.83	14
R5	5	15	6.50	9	15
R6	3	17	4	8.25	14
R7	3	2	6	6	5
R8	2	4	1	2.83	5
R9	1	26	2	3.48	26
TOTAL	174	347	1	7.16	419

<b>B. Requests for Fee Waiver</b>				
	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
HQ	485	228	7	11.34
R1	2	9	5	5.91
R10	22	26	9	9.23
R2	3	14	4	6.29
R3	2	4	4.50	7.67
R4	23	17	5	6.48
R5	38	68	6	7.42
R6	3	15	2.50	5.33
R7	7	16	4	5.26
R8	7	27	3	4.41
R9	8	23	5	4.77
TOTAL	600	447	6	9.85

**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	Processing Costs	Litigation-Related Costs	Total Costs
HQ	31	3.91	34.91	\$5,048,041.86	\$931,689.28	\$5,979,731.14
R1	0	0.2	0.2	\$28,920.32	\$0.00	\$28,920.32
R10	5	1.17	6.17	\$892,191.87	\$0.00	\$892,191.87
R2	2	0.19	2.19	\$316,677.50	\$0.00	\$316,677.50
R3	4	0.32	4.32	\$624,678.91	\$0.00	\$624,678.91
R4	11	0	11	\$1,590,617.60	\$0.00	\$1,590,617.60
R5	20	0.62	20.62	\$2,981,664.37	\$0.00	\$2,981,664.37
R6	3	0.68	3.68	\$532,133.89	\$0.00	\$532,133.89
R7	26	0.12	26.12	\$3,776,993.79	\$0.00	\$3,776,993.79
R8	2	2.96	4.96	\$717,223.94	\$0.00	\$717,223.94
R9	2	0.76	2.76	\$399,100.42	\$0.00	\$399,100.42
TOTAL	105	10.93	116.93	\$16,908,244.47	\$931,689.28	\$17,839,933.75

**X. FEES COLLECTED FOR PROCESSING REQUESTS**

	Total Amount of Fees Collected	Percentage of Total Costs
HQ	\$44,322.96	0.010
R1	\$9,817.37	0.340
R10	\$12,924.10	0.000
R2	\$4,990.15	0.020
R3	\$25,934.74	0.040
R4	\$4,175.22	0.000
R5	\$29,614.33	0.010
R6	\$17,946.65	0.030
R7	\$6,185.97	0.000
R8	\$7,374.38	0.010
R9	\$32,925.39	0.080
TOTAL	\$196,211.26	0.010

**XI.A. NUMBER OF TIMES SUBSECTION USED**

Agency / Component	Number of Times Subsection Used
HQ	0
R1	0
R10	0
R2	0
R3	0
R4	0
R5	0
R6	0
R7	0
R8	0
R9	0
AGENCY OVERALL	0

**XI.B. NUMBER OF SUBSECTION POSTINGS**

Agency / Component	Number of Records Posted by the FOIA Office	Number of Records Posted by Program Offices
HQ	0	1,021
R1	0	0
R10	0	0
R2	0	0
R3	0	0
R4	0	0
R5	0	0
R6	0	0
R7	0	0
R8	0	0
R9	0	0
AGENCY OVERALL	0	1,021

## XII. BACKLOGS, CONSULTATIONS, AND COMPARISONS

<b>A. Backlogs of FOIA Requests and Administrative Appeals</b>		
	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
HQ	1529	125
R1	3	0
R10	30	0
R2	121	0
R3	49	0
R4	29	0
R5	71	0
R6	22	0
R7	14	0
R8	6	0
R9	17	0
TOTAL	1891	125

<b>B. Consultations on FOIA Requests Received, Processed, and Pending Consultations</b>				
	Number of Consultations Received from Other Agencies that Were Pending as of Start of the Fiscal Year	Number of Consultations Received from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Processed During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Pending as of End of the Fiscal Year
HQ	2	12	11	3
R10	0	3	3	0
R5	0	4	4	0
R8	1	0	1	0
TOTAL	3	19	19	3

<b>C. Consultations on FOIA Requests Ten Oldest Consultations Received from Other Agencies and Pending</b>										
	10th Oldest Consultation and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Consultation and Number of Days Pending
HQ								2017-09-15 10	2017-09-12 13	2017-09-11 14
TOTAL								2017-09-15 10	2017-09-12 13	2017-09-11 14

<b>D. Comparison of Numbers of Requests from Previous and Current Annual Report Requests Received, Processed, and Backlogged</b>				
	NUMBER OF REQUESTS RECEIVED		NUMBER OF REQUESTS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Year's Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
HQ	2160	3619	2103	2822
R1	304	281	307	285
R10	396	344	398	369
R2	2091	2132	2193	2135
R3	808	692	861	691
R4	791	737	847	734
R5	1691	1711	1687	1639
R6	728	615	677	677
R7	451	426	438	437
R8	300	241	302	274
R9	683	720	685	739
TOTAL	10403	11518	10498	10802

	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
HQ	808	1529
R1	7	3
R10	48	30
R2	208	121
R3	59	49
R4	24	29
R5	34	71
R6	41	22
R7	17	14
R8	29	6
R9	9	17
TOTAL	1284	1891

<b>E. Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report Appeals Received, Processed, and Backlogged</b>				
	NUMBER OF APPEALS RECEIVED		NUMBER OF APPEALS PROCESSED	
	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
HQ	193	224	250	204
TOTAL	193	224	250	204

	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
HQ	113	125
TOTAL	113	125