



Department of Energy

Bonneville Power Administration
P.O. Box 3621
Portland, Oregon 97208-3621

FREEDOM OF INFORMATION ACT PROGRAM

August 9, 2019

In reply refer to: FOIA #BPA-2019-01180-F

Jerome Berryhill
4180 Wood Avenue
Eugene, OR 97402
Email: JBB@jeromeberryhill.com

Dear Mr. Berryhill,

The Bonneville Power Administration (BPA) has received your request for agency records made under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA). BPA received your records request on July 29, 2019, and has assigned your request a tracking number of BPA-2019-01180-F. Please use that tracking number in any correspondence with the agency regarding your FOIA request.

Request

“The BPA currently has a contract with Franklin Contracting Inc., of Pleasant Hill, OR, to provide Vegetation Management Services on BPA easements in Lane County and other places. My request is for the names of all vendors who have submitted bids for Vegetation Management Services contracts including regions in Lane County since 2013.”

Clarification

On August 7, 2019, you limited the scope of your request to, “...the list of contractors in the bidding pool, with contact information.”

Acknowledgement

BPA has reviewed your request and clarification and determined that they fulfill all of the criteria of a proper request under the FOIA and Department of Energy FOIA regulations at Title 10, Code of Federal Regulations, Part 1004.

Response

BPA conducted responsive records searches in the agency’s Services Acquisition Team office. A single page responsive record was located and is herein being release with exemption redactions applied pursuant to 5 U.S.C. § 552 (b)(6) (Exemption 6).

The FOIA generally requires the release of all government records upon request. However, the FOIA permits withholding certain limited information that falls under one or more of nine statutory exemptions (5 U.S.C. §§ 552 (b)(1-9)).

Exemption 6 protects information about individuals in “personnel and medical files and similar files” when the disclosure of such information “would constitute a clearly unwarranted invasion of personal privacy.” The application of Exemption 6 requires balancing the public’s interest in acquiring the information against the individual’s privacy interests. If a significant privacy interest is found to exist, and there is no public interest in disclosure, the information should be protected. Here, BPA relies on Exemption 6 to withhold third party personal telephone numbers which are not related to the business of the agency or the Executive Branch. BPA can find no public interest in the forgoing information and has therefore redacted it under Exemption 6. The privacy interest asserted here belongs to the individual, not to the agency, and therefore information protected under Exemption 6 cannot be discretionarily released.

Fees

There are no fees associated with the response to your request.

Certification

Pursuant to 10 C.F.R. § 1004.7(b)(2), I am the individual responsible for the search, exemption determinations, and record release described above. Your FOIA request BPA-2019-01180-F is now closed with the responsive agency information provided.

Appeal

The adequacy of the search may be appealed within 90 calendar days from your receipt of this letter pursuant to 10 C.F.R. § 1004.8. Appeals should be addressed to:

Director, Office of Hearings and Appeals
HG-1, L’Enfant Plaza
U.S. Department of Energy
1000 Independence Avenue, S.W.
Washington, D.C. 20585-1615

The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. You may also submit your appeal by e-mail to OHA.filings@hq.doe.gov, including the phrase “Freedom of Information Appeal” in the subject line. (The Office of Hearings and Appeals prefers to receive appeals by email.) The appeal must contain all the elements required by 10 C.F.R. § 1004.8, including a copy of the determination letter. Thereafter, judicial review will be available to you in the Federal District Court either (1) in the district where you reside, (2) where you have your principal place of business, (3) where DOE’s records are situated, or (4) in the District of Columbia.

You may contact BPA’s FOIA Public Liaison, Jason Taylor, at 503.230.3537, jetaylor@bpa.gov, or at the address on this letter header, for any further assistance and to discuss any aspect of your request. Additionally you may contact the Office of Government Information Services (OGIS) at

the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, Maryland 20740-6001
E-mail: ogis@nara.gov
Phone: 202-741-5770
Toll-free: 1-877-684-6448
Fax: 202-741-5769

Questions about this communication may be directed to James King, CorSource Technology Group LLC, at jjking@bpa.gov or 503.230.7621.

Sincerely,

A handwritten signature in black ink, appearing to read "Candice D. Palen". The signature is fluid and cursive, with the first name being the most prominent.

Candice D. Palen
Freedom of Information/Privacy Act Officer

The responsive agency record accompanies this communication.

	A	B	C	D	E
1	VEG MGMT Vendors	AREA	PHONE	EMAIL	ADDRESS
2	Basin Tree Service Inc	All	(b) (6)	dan.nelson@unitedrightofway.com joe.whalen@unitedrightofway.com	1302 Hwy 28 W., Ephrata, WA. 98823
3	Brinks Land Improvement	OR, WA, ID, CA	(b) (6)	jeff@brinkslandimprovement.com	83938 Enterprise Rd. Pleasant Hill, OR 97455
4	Corruco Reforestation	Washington State	(b) (6)	corruco.reforestation@yahoo.com	690 Koontz Rd., Chehalis, WA 98532
5	Aspen Urban	All		Ty Mocabee < aspenforestry@yahoo.com >	
6	Franklin Contracting	All	Office: 541-741-2501 Fax: 514-747-7639	gfranklin@fci.bz srowland@fci.bz	P.O. Box 811, Pleasant Hill, OR 97455
7	JTI Commercial Services		(b) (6)	ted@jticommercialservices.com	
8	Phillips & Jordan Inc	Cal, OR, ID, Montana	(b) (6)	djoiner@pandj.com tdollar@pandj.com	25809 Business Center Dr Ste A. Redmond CA 92374
9	Willamette Valley Tree Clearing Inc	Oregon & Washington	(b) (6)	wvtc1@hotmail.com	4915 N.E. Otter Run Ct.NE Salem, OR 97305-2800