Department of Energy
Idaho Operations Office
1955 Fremont Avenue
Idaho Falls, ID 83415

April 29, 2010

Joshua Berman
Natural Resources Defense Fund
2 N. Riverside Plaza, Suite 2250
Chicago, IL 60606

SUBJECT: Partial Response to Freedom of Information Act Request NRDC (OM-PA-10-030)

Dear Mr. Berman:

Accompanying this letter and pertaining to our agreement with you to release documents as they are processed, please find the enclosed documents in partial response to your Freedom of Information Act request. Please find enclosed a duplicate list of all the documents that are being released or are currently under review, organized by year.

The remaining documents you have requested are being subjected to a rigorous review relative to the Cooperative Research and Development Agreement release restrictions in coordination with the affected contractor and subcontractor. I anticipate some of the hundreds of e-mails will be releasable and I have asked for an expedited determination by our attorneys. I anticipate that the review should be complete no later than May 5, 2010 and ask for your further forbearance.

As the authorizing official, it is my duty to inform you of your right to appeal this release determination to the Office of Hearings and Appeals with 30 days of receipt of this letter. The address for filing an appeal to this release determination is:

Office of Hearings and Appeals
U.S. Department of Energy
1000 Independence Avenue, SW
Washington, D.C. 20585-1615

If you have any questions regarding this letter or the enclosures, or please feel free to contact me at (208) 526-5190. If you file an appeal, please provide me a copy of your appeal letter

Sincerely,

Clayton Ogilvie
FOIA Officer