



# **United States Department of Commerce Annual Freedom of Information Act Report**

*Fiscal Year 2016*





**DEPARTMENT of COMMERCE  
FOIA ANNUAL REPORT FY2015**



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2. Electronic link for access to the Report on the agency web site:

[http://www.osec.doc.gov/opog/FOIA/FOIA\\_reports\\_annual.html](http://www.osec.doc.gov/opog/FOIA/FOIA_reports_annual.html):

3. To obtain a copy of the Report in paper form.

Write to the address or contact the person listed above in section I.1.

### II. MAKING A FOIA REQUEST

1. Names, addresses, and telephone numbers of all individual agency components that receive FOIA requests.

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[http://www.osec.doc.gov/opog/FOIA/FOIA\\_foiacontacts.html](http://www.osec.doc.gov/opog/FOIA/FOIA_foiacontacts.html).

2. Brief description of why some requests are not granted and an overview of certain general categories of the agency's records to which the FOIA exemptions apply.

A request for records may be denied if the requested record contains information which falls into one or more of the nine FOIA exemptions listed in section III, 3. If the requested record contains both exempt and nonexempt information, the nonexempt portions which may reasonably be segregated from the exempt portions will be released to the requester.

### III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

#### 1. 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. **Perfect 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).

## 2. 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



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### 3. Agency Component Abbreviations

<b>Component Abbreviation</b>	<b>Component Name</b>
OS	Office of the Secretary
BIS	Bureau of Industry and Security
Census	Bureau of the Census
EDA	Economic Development Administration
ESA	Economic and Statistics Administration/Bureau of Economic Analysis
ITA	International Trade Administration
MBDA	Minority Business Development Agency
NIST	National Institute of Standards and Technology
NOAA	National Oceanic and Atmospheric Administration
NTIA	National Telecommunications and Information Administration
NTIS	National Technical Information Service
OIG	Office of Inspector General
PTO	United States Patent and Trademark Office
AGC/Admin	Assistant General Counsel for Administration and Transactions

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IV. Exemption 3 Statutes

Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
5 U.S.C. app. § 107(a) (Ethics in Govt. Act of 1978)	Financial disclosure information pertaining to certain government employees	Meyerhoff v EPA, 958 F.2d 1498, 1500-02 (9th Cir. 1992); Concepcion v. FBI, 606 F. Supp.2d 14, 33 (D.D.C. 209), renewed motion for summary judgment granted in part on other grounds, 699F.Supp. 2d 106 (D.D.C. 2010).	Census	1	2
			PTO	1	
6 U.S.C. § 133(a)(1)(A)	Voluntary shared critical Infrastructure Information	N/A	OS	1	1
13 U.S.C. § 301(g) (Collection and Publication of Foreign Commerce Act)	Shippers' export declarations or successor documents	Fund Afr. v. Mosbacher, No. 92 Civ. 289, 1993 WL 183736, at *5 (S.D.N.Y. May 26, 1993); Young Conservative Found., Inc. v. U.S. Dep't of Commerce, No. 85-3982, 1987 WL 9244, at *2-3 (D.D.C. Mar. 25, 1987).	OS	2	8
			Census	6	
13 U.S.C. §§ 8(b), 9(a) (Census Act)	Certain Census Data	Baldrige v Shapiro, 455 U.S. 345, 355 (1982).	OS	10	22
			Census	12	

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Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
15 U.S.C. § 7306(c)	Voluntarily provided safety-related information	N/A	NIST	6	6
15 U.S.C. § 7306(d) (National Construction Safety Teams)	[A]ny information . . . receive[d] in the course of an investigation under this chapter if the Director finds that the disclosure of that information might jeopardize public safety	Quick v. Dep't of Commerce, 775 F. Supp. 2d 174, 180-81 (D.D.C. 2011).	NIST	4	4
16 U.S.C. § 1881a(b)(1)	Certain information submitted to the Secretary, a State fishery management agency, or a marine fisheries commission by any person in compliance with the requirements of this chapter	N/A	NOAA	11	11
19 U.S.C. § 1677f (Tariff Act)	Certain "information submitted to the administering authority or the [United States International Trade] Commission which is designated as proprietary by the person submitting the information"	Mudge Rose Guthrie Alexander & Ferdon v. U.S. Int'l Trade Comm'n, 846 F.2d 1527, 1530 (D.C. Cir. 1988).	ITA	4	4
31 U.S.C. § 3730(b)(2)	Records pertaining to civil actions for false claims against the United States Government	N/A	OIG	1	1

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Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
35 U.S.C. § 122 (Patent Act)	Applications for patents; certain information pertaining to applications for patents	Irons & Sears v. Dann, 606 F.2d 1215, 1220 (D.C. Cir. 1979), cert. denied, 444 U.S. 1075 (1980); Leeds v. Quigg, 720 F. Supp. 193, 194 (D.D.C. 1989), aff'd mem., No. 89-5062 (D.C. Cir. Oct. 24, 1989).	OS	3	9
			PTO	6	
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); Margolin v. NASA. No. 09-CV-00421, 2011 WL 1303221, at *6 (D. Nev. Mar. 31, 2011); Hornbostel v. U.S. Dep't of the Interior. 305F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted. No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004).	OS	1	5
			NIST	1	
			NOAA	2	
			PTO	1	
41 U.S.C. § 2102 (amending 41 U.S.C. § 423(a)(1))* (Procurement Integrity Act)	Contractor bid or proposal information; source selection information	Legal & Safety Employer Research, Inc. v. U.S. Dep't of the Army, No. Civ. S001748, 2001 WL 34098652, at *3-4 (E.D. Cal. May 4, 2001) (dictum).	OS	1	1

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Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
50 U.S.C. § 3605	Certain information that could reveal the organization, functions, or activities of the National Security Agency and its employees	N/A	NIST	1	1
50 U.S.C. § 2411(c) (Export Administration Act of 1979)	Information pertaining to license applications under the Export Administration Act	Wis. Project on Nuclear Arms Control v. Dep't of Commerce, 317 F.3d 275, 284 (D.C. Cir. 2003); Times Publ'g Co. v. U.S. Dep't of Commerce, 236 F.3d 1286, 1292 (11th Cir. 2001).	OS	3	15
			BIS	12	
50 U.S.C. app. § 2170(c) (currently at 50 U.S.C. § 4565(c))	Information on documentary material filed with the Committee on Foreign Investment in the United States	N/A	OS	2	6
			BIS	4	
47 U.S.C. § 1426(d) (Powers, duties, and responsibilities of the First Responder Network Authority)	N/A	N/A	OS	1	1

## V. FOIA REQUESTS

### V.A. Received, Processed and Pending FOIA Requests

Agency / Component	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
OS*	123	222	269	76
BIS	15	60	70	5
Census	28	431	441	18
EDA	7	32	37	2
ESA	1	17	18	0
ITA**	136	73	102	107
MBDA	1	19	20	0
NIST***	40	132	138	34
NOAA***	144	485	495	134
NTIA	19	98	89	28
NTIS	5	8	3	10
OIG	15	100	110	5
PTO	42	349	356	35
<b>AGENCY OVERALL****</b>	<b>576</b>	<b>2,026</b>	<b>2,148</b>	<b>454</b>

\*In the FY2015 Annual FOIA Report, OS reported the number of requests pending at the end of FY2015 as "99." This number was reported incorrectly. The difference of "24" requests is due to 24 requests pending from FY 2015 but not reported, which were fulfilled in FY 2016. The correct number is "123." Therefore, the number of requests pending as of the start of FY2016 for OS has been amended to "123" in the FY2016 Annual FOIA Report.

\*\*In the FY2015 Annual FOIA Report, ITA reported the number of requests pending at the end of FY2015 as "137." This number was reported incorrectly. The difference of "1" request is due to ITA determining in FY2016 that 1 pending request from FY2015 was closed in FY2015. The correct number is "136." Therefore, the number of requests pending as of the start of FY2016 for ITA has been amended to "136" in the FY2016 Annual FOIA Report.



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*\*\*\*In the FY2015 Annual FOIA Report, NIST reported the number of requests pending at the end of FY2015 as "41." This number was reported incorrectly. The difference of "1" request is due to NIST determining in FY2016 that 1 pending request from FY2015, which was under appeal, was closed on 05/05/15. The correct number is "40." Therefore, the number of requests pending as of the start of FY2016 for NIST has been amended to "40" in the FY2016 Annual FOIA Report.*

*\*\*\*In the FY2015 Annual FOIA Report, NOAA reported the number of requests pending at the end of FY2015 as "147." This number was reported incorrectly. The difference of "3" requests is due to NOAA determining in FY2016 that 3 requests were entered by both a requester and by NOAA, so "3" requests were closed as duplicate requests. The correct number is "144." Therefore, the number of requests pending as of the start of FY2016 for NOAA has been amended to "144" in the FY2016 Annual FOIA Report.*

*\*\*\*In the FY2015 Annual FOIA Report, the agency overall number of requests pending at the end of FY2015 was reported as "557." Due to the amendment in the number of requests pending as of the start of FY2016 for OS, ITA, NTIS, and NOAA (see footnotes above), the agency overall number of requests pending as of the start of FY2016 has been amended to "576."*

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V.B. Disposition of FOIA Requests

V.B.(1) All Processed Requests

Agency / Component	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	*Explain in Chart Below	
OS	34	54	2	26	3	46	9	4	7	51	14	19	269
BIS	12	15	11	4	2	4	4	1	2	8	7	0	70
Census	208	30	17	22	5	24	52	17	4	10	22	30	441
EDA	11	12	1	5	0	2	2	4	0	0	0	0	37
ESA	4	0	0	6	0	0	0	4	0	1	3	0	18
ITA	16	13	0	37	1	23	0	2	6	0	4	0	102
MBDA	2	0	0	17	0	0	0	0	1	0	0	0	20
NIST	63	23	7	13	0	4	15	1	1	4	7	0	138
NOAA	140	146	15	58	3	69	26	0	6	3	12	17	495
NTIA	9	10	0	33	3	17	3	1	0	2	11	0	89
NTIS	0	0	0	0	0	0	0	0	1	0	2	0	3
OIG	8	61	2	11	0	6	2	1	5	8	6	0	110
PTO	93	84	7	61	0	9	43	5	8	1	8	37	356
<b>AGENCY OVERALL</b>	<b>600</b>	<b>448</b>	<b>62</b>	<b>293</b>	<b>17</b>	<b>204</b>	<b>156</b>	<b>40</b>	<b>41</b>	<b>88</b>	<b>96</b>	<b>103</b>	<b>2,148</b>

V.B.(2). "Other" Reasons for "Full Denials Based on Reasons Other Than Exemptions"

Agency / Component	Description of "Other" Reasons for Denials from Chart B(1)	Number of Times "Other" Reason Was Relied Upon	TOTAL
OS	Aggregate cases	2	19
	Publicly available information	14	
	Request opened in error	3	
BIS	N/A	0	0
Census	Aggregate cases	26	30
	Publicly available information	1	
	Request opened in error	3	
EDA	N/A	0	0
ESA	N/A	0	0
ITA	N/A	0	0
MBDA	N/A	0	0
NIST	N/A	0	0
NOAA	Aggregate cases	3	17
	Publicly available information	14	
NTIA	N/A	0	0
NTIS	N/A	0	0
OIG	N/A	0	0
PTO	Publicly available information	37	37
<b>AGENCY OVERALL</b>			<b>103</b>

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V.B.(3). Number of Times Exemptions Applied

Agency / Component	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
OS	1	5	10	3	15	47	2	1	5	1	1	2	0	0
BIS	1	1	16	3	7	7	4	0	8	0	1	0	0	0
Census	0	3	19	4	3	8	0	0	0	0	1	0	0	0
EDA	0	0	0	1	4	10	0	0	0	0	0	0	0	0
ESA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ITA	0	0	4	3	5	7	0	0	0	0	0	0	0	0
MBDA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NIST	0	1	11	7	4	14	7	1	1	0	1	1	0	0
NOAA	0	3	13	52	58	72	5	0	29	2	6	0	0	0
NTIA	0	0	0	2	5	6	0	0	0	0	0	0	0	0
NTIS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OIG	0	0	1	4	20	60	0	0	57	0	5	0	0	0
PTO	1	3	7	12	39	64	2	0	20	1	0	0	0	0
<b>AGENCY OVERALL</b>	<b>3</b>	<b>16</b>	<b>81</b>	<b>91</b>	<b>160</b>	<b>295</b>	<b>20</b>	<b>2</b>	<b>120</b>	<b>4</b>	<b>15</b>	<b>3</b>	<b>0</b>	<b>0</b>



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

### VI.A. Received, Processed, and Pending Administrative Appeals

Agency / Component	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
AGC/Admin	56	77	89	44
OIG	0	3	3	0
PTO	3	31	30	4
<b>AGENCY OVERALL</b>	<b>59</b>	<b>111</b>	<b>122</b>	<b>48</b>

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**VI.B. Disposition of Administrative Appeals – All Processed Appeals**

<b>Agency / Component</b>	<b>Number Affirmed on Appeal</b>	<b>Number Partially Affirmed &amp; Partially Reversed/Remanded on Appeal</b>	<b>Number Completely Reversed/Remanded on Appeal</b>	<b>Number of Appeals Closed for Other Reasons</b>	<b>TOTAL</b>
AGC/Admin	37	29	10	13	89
OIG	1	2	0	0	3
PTO	17	6	6	1	30
<b>AGENCY OVERALL</b>	<b>55</b>	<b>37</b>	<b>16</b>	<b>14</b>	<b>122</b>

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

Agency / Component	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
AGC/Admin	1	0	11	5	15	17	3	0	11	1	1	0	0	0
OIG	0	0	0	0	0	1	0	0	1	0	0	0	0	0
PTO	0	0	2	1	10	0	0	0	0	0	0	0	0	0
<b>AGENCY OVERALL</b>	<b>1</b>	<b>0</b>	<b>13</b>	<b>6</b>	<b>25</b>	<b>18</b>	<b>3</b>	<b>0</b>	<b>12</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>

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**VI.C.(2). Reasons for Denial on Appeal – Reasons Other Than Exemptions**

Agency / Component	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
AGC/Admin	12	0	11	28	0	1	0	0	8	2	14
OIG	0	0	0	0	0	0	0	0	0	0	0
PTO	0	0	0	0	0	0	0	0	0	0	0
<b>AGENCY OVERALL</b>	<b>12</b>	<b>0</b>	<b>11</b>	<b>28</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>8</b>	<b>2</b>	<b>14</b>



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**VI.C.(3). Reasons for Denial on Appeal – "Other" Reasons**

Agency / Component	Description of "Other" Reasons for Denial on Appeal from Chart C(2)	Number of Times "Other" Reason Was Relied Upon	TOTAL
AGC/Admin	Agency performed adequate search	9	14
	No component response to adjudicate	4	
	Appeal opened in error	1	
OIG	N/A	0	0
PTO	N/A	0	0
<b>AGENCY OVERALL</b>			<b>14</b>

#### VI.C.(4). Response Time for Administrative Appeals

Agency / Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
AGC/Admin	92.00	191.00	1.00	1,011.00
OIG	20.00	18.33	15.00	20.00
PTO	20.00	21.33	9.00	67.00
<b>AGENCY OVERALL</b>	<b>20.00</b>	<b>44.00</b>	<b>1.00</b>	<b>1,011.00</b>

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**VI.C.(5). Ten Oldest Pending Administrative Appeals**

Agency / Component		10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
AGC/Admin	Date of Appeal	2014-10-07	2014-08-15	2014-02-12	2013-09-07	2013-05-02	2013-04-29	2013-01-28	2012-11-30	2012-11-02	2010-03-23
	Number of Days Pending	500	535	664	764	860	863	927	965	983	1642
OIG	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
PTO	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	2016-09-27	2016-09-14	2016-09-08	2016-08-24
	Number of Days Pending	0	0	0	0	0	0	3	12	16	26
<b>AGENCY OVERALL</b>	Date of Appeal	2014-10-07	2014-08-15	2014-02-12	2013-09-07	2013-05-02	2013-04-29	2013-01-28	2012-11-30	2012-11-02	2010-03-23
	Number of Days Pending	500	535	664	764	860	863	927	965	983	1642

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## VII.A. FOIA REQUESTS

### VII.A. Response Time for All Processed Perfected Requests

Agency / Component	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
OS	2	9.07	<1	82	169	198.59	<1	641	430	430	375	485
BIS	13	12.39	3	20	57.5	108.89	10	545	N/A	N/A	N/A	N/A
Census	7	7.33	<1	24	6	27.24	<1	211	4	4.22	<1	12
EDA	13	13	2	20	52.5	79.2	21	418	N/A	N/A	N/A	N/A
ESA	5	8.5	1	28	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ITA	208	263.13	1	1144	671.5	697.45	4	1447	N/A	N/A	N/A	N/A
MBDA	0	10.2	<1	38	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NIST	6.5	7.76	<1	20	58	194.08	21	1741	45.5	45.5	5	86
NOAA	25	59.42	<1	816	40	115	<1	703	N/A	N/A	N/A	N/A
NTIA	4	6.47	1	20	27	72.17	1	747	6	6	6	6
NTIS	N/A	N/A										
OIG	15	15.1	<1	38	53	63.16	6	176	3	3	3	3
PTO	17	17.93	<1	75	31	43.24	19	133	N/A	N/A	N/A	N/A
<b>AGENCY OVERALL</b>	<b>13</b>	<b>36.55</b>	<b>&lt;1</b>	<b>1194</b>	<b>47</b>	<b>136.31</b>	<b>&lt;1</b>	<b>1741</b>	<b>5</b>	<b>36.71</b>	<b>&lt;1</b>	<b>485</b>

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**VII.B. Response Time for Perfected Requests in Which Information Was Granted**

Agency / Component	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
OS	14	15.1	<1	33	184.5	200.05	<1	641	N/A	N/A	N/A	N/A
BIS	14	14.07	5	20	109	152.83	26	545	N/A	N/A	N/A	N/A
Census	6	6.17	<1	24	13	15.11	4	28	4	4.12	<1	11
EDA	19	16.7	11	20	52.5	81.9	22	418	N/A	N/A	N/A	N/A
ESA	15	14.75	1	28	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ITA	209	258.7	1	1144	1198	985.14	105	1447	N/A	N/A	N/A	N/A
MBDA	4.5	4.5	<1	9	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
NIST	6.5	7.76	<1	20	58	197.78	21	1741	45.5	45.5	5	86
NOAA	22	35.197	<1	368	43.5	109.38	1	699	N/A	N/A	N/A	N/A
NTIA	7.5	7.75	1	19	93	227.91	22	747	6	6	6	6
NTIS	N/A	N/A										
OIG	17	16.93	1	38	58	68.64	26	176	3	3	3	3
PTO	19	20.64	3	75	39	47.38	25	125	N/A	N/A	N/A	N/A
<b>AGENCY OVERALL</b>	<b>13</b>	<b>25.33</b>	<b>&lt;1</b>	<b>1144</b>	<b>67.5</b>	<b>162.13</b>	<b>&lt;1</b>	<b>1741</b>	<b>5</b>	<b>11.02</b>	<b>&lt;1</b>	<b>86</b>

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VII.C. Processed Simple Requests – Response Time in Day Increments

Agency / Component	<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
OS	60	9	0	0	1	0	0	0	0	0	0	0	0	70
BIS	29	0	0	0	0	0	0	0	0	0	0	0	0	29
Census	295	2	0	0	0	0	0	0	0	0	0	0	0	297
EDA	19	0	0	0	0	0	0	0	0	0	0	0	0	19
ESA	15	3	0	0	0	0	0	0	0	0	0	0	0	18
ITA	15	3	1	0	2	4	0	2	1	1	9	10	16	64
MBDA	14	6	0	0	0	0	0	0	0	0	0	0	0	20
NIST	86	0	0	0	0	0	0	0	0	0	0	0	0	86
NOAA	156	131	38	20	10	9	9	3	2	2	22	10	6	418
NTIA	42	0	0	0	0	0	0	0	0	0	0	0	0	42
NTIS	1	1	0	0	0	0	0	1	0	0	0	0	0	3
OIG	46	13	0	0	0	0	0	0	0	0	0	0	0	59
PTO	268	52	12	3	0	0	0	0	0	0	0	0	0	335
<b>AGENCY OVERALL</b>	<b>1,046</b>	<b>220</b>	<b>51</b>	<b>23</b>	<b>13</b>	<b>13</b>	<b>9</b>	<b>6</b>	<b>3</b>	<b>3</b>	<b>31</b>	<b>20</b>	<b>22</b>	<b>1,460</b>

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**VII.C. Processed Complex Requests – Response Time in Day Increments**

Agency / Component	<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
OS	12	5	7	5	1	5	5	11	6	7	23	9	13	109
BIS	3	5	1	2	0	2	0	1	1	0	2	0	1	18
Census	86	3	0	1	0	20	0	0	0	0	1	0	0	111
EDA	0	8	3	3	1	0	1	0	0	1	0	0	1	18
ESA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ITA	2	0	1	0	0	2	0	1	0	0	0	1	13	20
MBDA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NIST	0	12	13	7	3	1	1	0	0	1	3	1	7	49
NOAA	9	23	7	4	1	3	2	1	1	2	1	5	45	104
NTIA	15	19	5	2	1	1	0	0	0	0	1	0	3	47
NTIS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OIG	2	10	6	2	8	0	1	1	1	0	0	0	0	31
PTO	2	13	3	1	0	0	2	0	0	0	0	0	0	21
<b>AGENCY OVERALL</b>	<b>131</b>	<b>98</b>	<b>46</b>	<b>27</b>	<b>15</b>	<b>34</b>	<b>12</b>	<b>15</b>	<b>9</b>	<b>11</b>	<b>31</b>	<b>16</b>	<b>83</b>	<b>528</b>

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VII.C. Processed Requests Granted Expedited Processing – Response Time in Day Increments

Agency / Component	<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
OS	0	0	0	0	0	0	0	0	0	0	0	1	1	2
BIS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Census	23	0	0	0	0	0	0	0	0	0	0	0	0	23
EDA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ESA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ITA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
MBDA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NIST	1	0	0	0	1	0	0	0	0	0	0	0	0	2
NOAA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NTIA	1	0	0	0	0	0	0	0	0	0	0	0	0	1
NTIS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OIG	1	0	0	0	0	0	0	0	0	0	0	0	0	1
PTO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>AGENCY OVERALL</b>	<b>26</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>29</b>

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VII.D. Pending Requests – All Pending Perfected Requests

Agency / Component	SIMPLE			COMPLEX			EXPEDITED PROCESSING		
	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
OS	5	27	44.6	42	29	147.71	0	N/A	N/A
BIS	1	4	4	2	225.5	225.5	0	N/A	N/A
Census	1	4	4	11	1	7.82	1	5	5
EDA	1	6	6	1	21	21	0	N/A	N/A
ESA	0	N/A	N/A	0	N/A	N/A	0	N/A	N/A
ITA	42	547.5	567.02	41	432	461.68	1	1254	1254
MBDA	0	N/A	N/A	0	N/A	N/A	0	N/A	N/A
NIST	2	10.5	10.5	32	213	394.63	0	N/A	N/A
NOAA	62	26	25.47	39	74	113.03	0	N/A	N/A
NTIA	5	1	4	22	74	150.8	1	372	372
NTIS	7	175	247.14	0	N/A	N/A	0	N/A	N/A
OIG	0	N/A	N/A	5	14	96	0	N/A	N/A
PTO	17	14	18.12	6	79.5	90.83	0	N/A	N/A
<b>AGENCY OVERALL</b>	<b>143</b>	<b>98</b>	<b>226.58</b>	<b>201</b>	<b>112</b>	<b>238.38</b>	<b>3</b>	<b>372</b>	<b>543.67</b>

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**VII.E. Pending Requests – Ten Oldest Pending Perfected Requests**

Agency / Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
OS	Date of Receipt	2016-03-01	2016-02-16	2015-08-05	2015-07-27	2015-02-10	2015-02-09	2015-01-29	2014-06-24	2014-05-06	2012-12-03
	Number of Days Pending	150	160	292	299	415	416	423	571	605	963
BIS	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2016-09-27	2016-02-02	2015-08-19
	Number of Days Pending	0	0	0	0	0	0	0	4	170	281
Census	Date of Receipt	2016-09-20	2016-09-15	2016-09-15	2016-09-07	2016-08-30	2016-08-23	2016-07-29	2016-07-21	2016-07-12	2016-05-12
	Number of Days Pending	8	11	11	17	22	27	44	50	57	98
EDA	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2016-09-22	2016-08-16
	Number of Days Pending	0	0	0	0	0	0	0	0	6	32
ESA	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0

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Agency / Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
ITA	Date of Receipt	2012-12-28	2012-11-05	2012-08-03	2012-06-27	2012-06-13	2012-05-11	2012-04-11	2012-03-23	2012-02-23	2011-11-10
	Number of Days Pending	931	971	1045	1071	1081	1103	1125	1138	1159	1229
MBDA	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
NIST	Date of Receipt	2014-07-23	2014-03-14	2014-02-05	2013-09-18	2012-12-27	2012-09-24	2012-09-05	2012-08-22	2012-02-27	2011-10-31
	Number of Days Pending	508	642	667	764	943	1008	1020	1029	1154	1233
NOAA	Date of Receipt	2015-08-21	2015-07-02	2015-06-15	2015-03-20	2015-02-19	2014-11-25	2014-11-05	2014-09-23	2014-04-01	2013-02-20
	Number of Days Pending	280	315	328	388	409	466	479	509	630	910
NTIA	Date of Receipt	2016-04-11	2016-01-04	2015-07-15	2015-05-05	2015-04-10	2015-03-31	2014-07-09	2014-04-03	2014-03-27	2014-03-25
	Number of Days Pending	121	189	306	347	372	380	560	626	629	631
NTIS	Date of Receipt	N/A	N/A	N/A	2016-09-27	2016-07-05	2016-04-26	2016-03-28	2016-03-28	2015-07-21	2014-04-21
	Number of Days Pending	0	0	0	3	62	110	143	274	302	616

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Agency / Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
OIG	Date of Receipt	N/A	N/A	N/A	N/A	N/A	2016-09-30	2016-09-23	2016-09-12	2016-02-10	2015-08-13
	Number of Days Pending	0	0	0	0	0	0	5	14	149	311
PTO	Date of Receipt	2016-08-25	2016-08-12	2016-08-10	2016-07-29	2016-06-30	2016-06-23	2016-06-13	2016-05-24	2016-03-25	2016-03-07
	Number of Days Pending	25	34	36	44	64	69	77	90	132	146
AGENCY OVERALL	Date of Receipt	2012-08-03	2012-06-27	2012-06-13	2012-05-11	2012-04-11	2012-03-23	2012-02-27	2012-02-23	2011-11-10	2011-10-31
	Number of Days Pending	1045	1071	1081	1103	1125	1138	1154	1159	1229	1233

## VIII. REQUESTS FOR EXPEDITED PROCESSING AND FOR FEE WAIVERS

### VIII.A. Requests for Expedited Processing

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
OS	2	20	2	4	21
BIS	0	1	1	1	1
Census	24	17	5	4.65	37
EDA	0	2	1	1	1
ESA	0	0	N/A	N/A	N/A
ITA	0	5	2	5	4
MBDA	0	1	1	1	1
NIST	2	0	6	6	2
NOAA	1	39	5	7.1	31
NTIA	1	5	9.5	8.33	6
NTIS	0	0	N/A	N/A	N/A
OIG	1	8	5	5.44	8
PTO	0	0	N/A	N/A	N/A
<b>AGENCY OVERALL</b>	<b>31</b>	<b>98</b>	<b>5</b>	<b>5.44</b>	<b>112</b>

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**VIII.B. Requests for Fee Waiver**

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
OS	10	16	21	30
BIS	6	5	2	2.73
Census	3	8	7	13
EDA	6	2	1	1
ESA	0	0	N/A	N/A
ITA	1	5	3	8
MBDA	3	0	2	2
NIST	3	3	4	4
NOAA	100	65	6	11.46
NTIA	7	7	9	9.57
NTIS	0	0	N/A	N/A
OIG	1	1	3.5	3.5
PTO	0	0	N/A	N/A
<b>AGENCY OVERALL</b>	<b>140</b>	<b>112</b>	<b>6</b>	<b>12.34</b>

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IX. FOIA PERSONNEL AND COSTS

Agency / Component	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
OS	1.9	2.35	4.25	\$494,687.03	\$0.00	\$494,687.03
BIS	0	1	1	\$104,686.64	\$0.00	\$104,686.64
Census	2	4	6	\$390,041.00	\$0.00	\$390,041.00
EDA	0	1	1	\$132,945.00	\$0.00	\$132,945.00
ESA	0	0.15	0.15	\$21,000.00	\$0.00	\$21,000.00
ITA	0	1.39	1.39	\$128,064.88	\$0.00	\$128,064.88
MBDA	0	1	1	\$1,248.00	\$0.00	\$1,248.00
NIST	0	1.5	1.5	\$245,961.64	\$0.00	\$245,961.64
NOAA	1	23	24	\$1,677,988.50	\$0.00	\$1,677,988.50
NTIA	0	2.675	2.675	\$353,181.36	\$0.00	\$353,181.36
NTIS	0.1	0	0.1	\$15,080.00	\$0.00	\$15,080.00
OIG	0	0.87	0.87	\$128,854.59	\$1,584.82	\$130,439.41
PTO	3	1.2	4.2	\$417,768.00	\$0.00	\$417,768.00
AGC/Admin	0	4.03	4.03	\$429,477.68	\$104,220.29	\$533,697.97
<b>AGENCY OVERALL</b>	<b>8</b>	<b>44.165</b>	<b>52.165</b>	<b>\$4,540,984.32</b>	<b>\$105,805.11</b>	<b>\$4,646,789.43</b>

## X. FEES COLLECTED FOR PROCESSING REQUESTS

Agency / Component	Total Amount of Fees Collected	Percentage of Total Costs
OS	\$97.30	0.02%
BIS	\$654.88	0.63%
Census	\$0.00	0.00%
EDA	\$779.50	0.59%
ESA	\$0.00	0.00%
ITA	\$0.00	0.00%
MBDA	\$0.00	0.00%
NIST	\$1,863.34	0.76%
NOAA	\$101,577.71	6.05%
NTIA	\$1,199.27	0.34%
NTIS	\$0.00	0.00%
OIG	\$851.74	0.66%
PTO	\$8,353.01	2.00%
AGC/Admin	\$0.00	0.00%
<b>AGENCY OVERALL</b>	<b>\$115,376.75</b>	<b>2.54%</b>

**XI.A. NUMBER OF TIMES SUBSECTION (C) USED**

Agency / Component	Number of Times Subsection (C) Used
DOC	0
<b>AGENCY OVERALL</b>	<b>0</b>

## XI.B. NUMBER OF SUBSECTION (A)(2) POSTINGS

Agency / Component	Number of (a)(2) Records Posted by the FOIA Office	Number of (a)(2) Records Posted by Program Offices
OS	0	0
BIS	36	0
Census	58	1
EDA	0	0
ESA	0	4
ITA	1	0
MBDA	0	0
NIST	0	0
NOAA	0	75
NTIA	1,220	0
NTIS	0	0
OIG	7	0
PTO	15,578	0
AGC/Admin	0	0
<b>AGENCY OVERALL</b>	<b>16,900</b>	<b>80</b>

## XII. BACKLOGS, CONSULTATIONS, and COMPARISONS

### XII.A. Backlogs of FOIA Requests and Administrative Appeals

Agency / Component	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
OS	30	0
BIS	4	0
Census	2	0
EDA	1	0
ESA	0	0
ITA	103	0
MBDA	0	0
NIST	33	0
NOAA	71	0
NTIA	13	0
NTIS	11	0
OIG	2	0
PTO	4	0
AGC/Admin	0	32
<b>AGENCY OVERALL</b>	<b>274</b>	<b>32</b>

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

Agency / Component	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the 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 the Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>End</u> of the Fiscal Year
OS	2	4	5	1
BIS	0	9	9	0
Census	0	1	1	0
EDA	0	0	0	0
ESA	0	0	0	0
ITA	47	11	40	18
MBDA	0	1	1	0
NIST	0	0	0	0
NOAA	0	19	19	0
NTIA	0	5	5	0
NTIS	0	0	0	0
OIG	0	4	4	0
PTO	0	0	0	0
<b>AGENCY OVERALL</b>	<b>49</b>	<b>54</b>	<b>84</b>	<b>19</b>

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

Agency / Component		10th Oldest Consultation	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Consultation
OS	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2015-02-03
	Number of Days	0	0	0	0	0	0	0	0	0	419
BIS	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
Census	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
EDA	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
ESA	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
ITA	Date	2015-07-16	2015-07-16	2014-12-10	2014-05-30	2013-12-19	2013-12-19	2013-12-19	2013-08-22	2013-06-10	2013-05-29
	Number of Days	305	305	455	588	699	699	699	780	832	840
MBDA	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0

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Agency / Component		10th Oldest Consultation	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Consultation
NIST	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
NOAA	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
NTIA	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
NTIS	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
OIG	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
PTO	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
<b>AGENCY OVERALL</b>	<b>Date</b>	<b>2015-07-16</b>	<b>2015-02-03</b>	<b>2014-12-10</b>	<b>2014-05-30</b>	<b>2013-12-19</b>	<b>2013-12-19</b>	<b>2013-12-19</b>	<b>2013-08-22</b>	<b>2013-06-10</b>	<b>2013-05-29</b>
	<b>Number of Days</b>	<b>305</b>	<b>419</b>	<b>455</b>	<b>588</b>	<b>699</b>	<b>699</b>	<b>699</b>	<b>780</b>	<b>832</b>	<b>840</b>

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**XII.D.(1). Comparison of Numbers of Requests from Previous and Current Annual Report – Requests Received and Processed**

Agency / Component	NUMBER OF REQUESTS <u>RECEIVED</u>		NUMBER OF REQUESTS <u>PROCESSED</u>	
	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
OS	235	222	251	269
BIS	100	60	98	70
Census	543	431	539	441
EDA	42	32	41	37
ESA	11	17	10	18
ITA	69	73	7	102
MBDA	6	19	5	20
NIST	114	132	107	138
NOAA	473	485	498	495
NTIA	76	98	69	89
NTIS	15	8	13	3
OIG	170	100	169	110
PTO	376	349	356	356
<b>AGENCY OVERALL</b>	<b>2,230</b>	<b>2,026</b>	<b>2,163</b>	<b>2,148</b>

**XII.D.(2). Comparison of Numbers of Requests From Previous and Current Annual Report – Backlogged Requests**

<b>Agency / Component</b>	<b>Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report</b>	<b>Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report</b>
OS	72	30
BIS	8	4
Census	2	2
EDA	5	1
ESA	0	0
ITA	135	103
MBDA	1	0
NIST	28	33
NOAA	70	71
NTIA	13	13
NTIS	5	11
OIG	2	2
PTO	2	4
AGC/Admin	0	0
<b>AGENCY OVERALL</b>	<b>343</b>	<b>274</b>



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**XII.E.(1). Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report – Appeals Received and Processed**

Agency / Component	NUMBER OF APPEALS <u>RECEIVED</u>		NUMBER OF APPEALS <u>PROCESSED</u>	
	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
AGC/Admin	51	77	32	89
OIG	6	3	6	3
PTO	29	31	26	30
<b>AGENCY OVERALL</b>	<b>86</b>	<b>111</b>	<b>64</b>	<b>122</b>

*OIG began processing its own appeals on November 19, 2014. All OIG appeals received before November 19, 2014 were processed by AGC/Admin. and are reflected in the AGC/Admin. figures in this Report.*

**XII.E.(2). Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report – Backlogged Appeals**

<b>Agency / Component</b>	<b>Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report</b>	<b>Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report</b>
OS	0	0
BIS	0	0
Census	0	0
EDA	0	0
ESA	0	0
ITA	0	0
MBDA	0	0
NIST	0	0
NOAA	0	0
NTIA	0	0
NTIS	0	0
OIG	0	0
PTO	3	0
AGC/Admin	56	32
<b>AGENCY OVERALL</b>	<b>59</b>	<b>32</b>