

Freedom of Information Act Report

Annual FOIA Report

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NATIONAL SCIENCE FOUNDATION FREEDOM OF INFORMATION ACT REPORT FOR OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014

I. BASIC INFORMATION

a. Point of Contact:
Sandra Evans, NSF FOIA Officer Office of the General Counsel
4201 Wilson Blvd, Room 1265
Arlington, VA 22230
(703) 292-5065

 b. Electronic Address for report: The FY 2014 FOIA Report for the National Science Foundation (NSF) will be available as one of the choices under the References section of the FOIA page on the NSF web site: <u>http://www.nsf.gov/policies/foia.jsp</u>.

c. Paper Copies of report:

Paper copies can be requested from the Point of Contact listed above.

II. HOW TO MAKE A FOIA REQUEST

NSF policy is to make the fullest possible disclosure of information and records to any requester, without unnecessary expenses or delay. NSF's "Public Information Handbook" is available electronically as one of the choices under the Reference Materials section of the FOIA page on the Foundation's web site: <u>http://www.nsf.gov/publications/pub_summ.jsp?ods_key=nsf11012</u>.

There are four basic agency requirements for making a FOIA request:

- 1. the request must be in writing (mailed correspondence, fax, or email) and include the requester's mailing address;
- 2. the envelope and letter content must identify the request as a FOIA request;
- 3. the request must provide enough detail to allow identification of the requested records; and
- 4. the request must include agreement to pay fees chargeable under NSF's fee schedule.

A. Agency Components:

Requests for records of the agency should be sent to the NSF FOIA Officer, Office of the General Counsel, Room 1265, 4201 Wilson Blvd, Arlington, VA 22230. Phone: 703-292-5065, Fax: 703-292-9242. Email: <u>foia@nsf.gov</u>.

Requests for documents maintained by the Office of the Inspector General should be addressed directly to the OIG, FOIA, Room 1135, 4201 Wilson Blvd, Arlington, VA 22230. Phone: 703-292-7100. Email: <u>oig@nsf.gov</u>.

B. Why some requests are not granted:

Requests for records may not be granted if the records do not exist; if records have been transferred to the ownership of the National Archives and Records Administration (NARA); if records contain predecisional information that if released would cause harm to NSF's decision-making processes; if records contain personal and/or proprietary information; if records contain information compiled for law enforcement purposes; or if the requester asked for information specifically prohibited from disclosure by other statutes.

III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

- 1. Agency-specific terms and acronyms:
 - a. NSF -National Science Foundation The National Science Foundation was established by Congress to promote progress in science and engineering. The agency does so primarily through grants and cooperative agreements with colleges, universities, K-12 school systems, businesses, information science organizations and other research institutions throughout the U.S.
- 2. Basic terms:
 - 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 individuals seeking records concerning themselves (i.e., "first-party" requests) when those requestors 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.
- 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 relative 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 satisfied the requirement 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.
- I. 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.
- 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.
- 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 statue for an agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).
- 3. 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 be 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. Agency Component Abbreviations

Component Abbreviation	Component Name
OGC	Office of General Counsel
OIG	Office of Inspector General

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
35 U.S.C. § 122	Applications for patents - certain information pertaining to applications for patents	Irons & Sears v. Dann, 606 F.2d 1215, 1219-21 (D.C.Cir.1979.)	OGC	2	2
			OIG	0	
41 U.S.C. § 4702	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); Hornbostel v. U.S. Dept. of the Interior, 305 F.Supp.2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004).	OGC	1	1
			OIG	0	

V.A. FOIA REQUESTS -- 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
OGC	143	315	281	177
OIG	5	23	25	3
AGENCY OVERALL	148	338	306	180

The pending value for OGC should have been 143 last year to reflect one request counted as pending which was actually closed. There were also 5 pending requests for OIG that were inadvertently left off the count for last year.

V.B.(1). DISPOSITION OF FOIA REQUESTS -- ALL PROCESSED REQUESTS

Agency/ Component	Number of Full Grants	Number Of Partial Grants/ Partial Denials	Number of Full Denials Based on Exemption	No Records	All Records Referred to Another Component or Agency	Request Withdrawn	Fee- Related Reason	Records not Reasonably Described	Improper FOIA Request or Other Reason	Not Agency Record	Duplicate Request	Other Explanation Chart Below	TOTAL
OGC	33	190	1	35	0	21	0	0	0	1	0	0	281
OIG	1	13	6	4	1	0	0	0	0	0	0	0	25
AGENCY OVERALL	34	203	7	39	1	21	0	0	0	1	0	0	306

Number of Full Denials Based on Reasons Other than Exemptions

V.B.(2). DISPOSITION OF FOIA REQUESTS -- "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
OGC	N/A	0	0
OIG	N/A	0	0
AGENCY OVERALL			0

V.B.(3). DISPOSITION OF FOIA REQUESTS -- 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
OGC	0	0	4	161	5	175	0	0	1	0	0	0	0	0
OIG	0	0	0	1	4	7	3	0	8	0	0	0	0	0
AGENCY OVERALL	0	0	4	162	9	182	3	0	9	0	0	0	0	0

VI.A. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS --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
OGC	6	5	10	1
OIG	0	4	4	0
AGENCY OVERALL	6	9	14	1

VI.B. DISPOSITION OF ADMINISTRATIVE APPEALS -- ALL PROCESSED APPEALS

Agency / Component	Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
OGC	5	5	0	0	10
OIG	2	2	0	0	4
AGENCY OVERALL	7	7	0	0	14

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
OGC	0	0	0	0	0	2	0	0	1	0	0	0	0	0
OIG	0	0	0	0	0	3	0	0	3	0	0	0	0	0
AGENCY OVERALL	0	0	0	0	0	5	0	0	4	0	0	0	0	0

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
OGC	1	0	0	0	0	0	0	0	0	0	0
OIG	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	1	0	0	0	0	0	0	0	0	0	0

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
OGC	N/A	0	0
OIG	N/A	0	0
AGENCY OVERALL			0

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
OGC	20.00	63.00	19.00	400.00
OIG	10.00	10.00	4.00	15.00
AGENCY OVERALL	20.00	48.00	4.00	400.00

VI.C.(5). TEN OLDEST PENDING ADMINISTRATIVE APPEALS

Agency / Component		10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
OGC	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-01-10
	Number of Days Pending	0	0	0	0	0	0	0	0	0	183
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
AGENCY OVERALL	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-01-10
	Number of Days Pending	0	0	0	0	0	0	0	0	0	183

The requester was contacted and she agreed to a rolling production for the responsive documents.

VII.A. FOIA REQUESTS -- RESPONSE TIME FOR ALL PROCESSED PERFECTED REQUESTS

Agency /						СОМ	PLEX		EXPEDITED PROCESSING			
Component	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
OGC	22	29	1	185	81	150	1	1058	N/A	N/A	N/A	N/A
OIG	N/A	N/A	N/A	N/A	26	23	3	81	28	28	28	28
AGENCY OVERALL	22	29	1	185	98	132	1	1058	28	28	28	28

VII.B. PROCESSED REQUESTS -- RESPONSE TIME FOR PERFECTED REQUESTS IN WHICH INFORMATION WAS GRANTED

Agency /						СОМ	PLEX		EXPEDITED PROCESSING			
Component	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
OGC	14	29	4	184	89	83	1	1053	N/A	N/A	N/A	N/A
OIG	N/A	N/A	N/A	N/A	33	26	9	81	28	28	28	28
AGENCY OVERALL	14	29	4	184	37	79	1	1053	28	28	28	28

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
OGC	85	19	11	10	4	2	3	1	1	1	0	0	0	137
OIG	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	85	19	11	10	4	2	3	1	1	1	0	0	0	137

OIG requests were placed in the complex track.

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
OGC	30	32	7	9	9	11	4	3	3	4	19	2	11	144
OIG	15	6	2	0	1	0	0	0	0	0	0	0	0	24
AGENCY OVERALL	45	38	9	9	10	11	4	3	3	4	19	2	11	168

The combination of the simple and complex tracks totals 306 requests.

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
OGC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OIG	0	1	0	0	0	0	0	0	0	0	0	0	0	1
AGENCY OVERALL	0	1	0	0	0	0	0	0	0	0	0	0	0	1

VII.D. PENDING REQUESTS -- ALL PENDING PERFECTED REQUESTS

Agency /		SIMPLE			COMPLEX		EXPEDITED PROCESSING			
Component	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	
OGC	18	16	28	159	110	108	0	N/A	N/A	
OIG	0	N/A	N/A	3	17	12	0	N/A	N/A	
AGENCY OVERALL	18	16	28	162	110	108	0	N/A	N/A	

VII.E. PENDING REQUESTS -- TEN OLDEST PENDING PERFECTED REQUESTS

Agency/ Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
OGC	Date of Receipt	2011-03- 14	2011-03- 14	2011-03- 14	2011-03- 14	2011-03- 14	2011-03- 14	2011-03- 14	2010-08- 09	2010-07- 23	2010-07- 23
	Number of Days Pending	893	893	893	893	893	893	893	1040	1051	1051
OIG	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-09- 25	2014-09- 05	2014-09- 05
	Number of Days Pending	0	0	0	0	0	0	0	3	17	17
AGENCY OVERALL	Date of Receipt	2011-03- 14	2011-03- 14	2011-03- 14	2011-03- 14	2011-03- 14	2011-03- 14	2011-03- 14	2010-08- 09	2010-07- 23	2010-07- 23
	Number of Days Pending	893	893	893	893	893	893	893	1040	1051	1051

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
OGC	0	0	N/A	N/A	N/A
OIG	0	1	10	10	1
AGENCY OVERALL	0	1	10	10	1

OIG had one request for expedited processing which was adjudicated in 10 days.

VIII.B. Requests for Fee Waiver

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
OGC	0	0	N/A	N/A
OIG	0	0	N/A	N/A
AGENCY OVERALL	0	0	N/A	N/A

IX. FOIA Personnel and Costs

Agency /		PERSONNEL			COSTS			
Component	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		
OGC	0	2.2	2.2	\$211,467.00	\$0.00	\$211,467.00		
OIG	0	0.18	0.18	\$29,453.00	\$0.00	\$29,453.00		
AGENCY OVERALL	0	2.38	2.38	\$240,920.00	\$0.00	\$240,920.00		

X. Fees Collected for Processing Requests

Agency / Component	Total Amount of Fees Collected	Percentage of Total Costs
OGC	\$400.64	0.19%
OIG	\$0.00	0.00%
AGENCY OVERALL	\$400.64	0.17%

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
OGC	150	1
OIG	0	0
AGENCY OVERALL	150	1

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>Re</u> <u>ceived</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
OGC	0	0	0	0
OIG	0	0	0	0
AGENCY OVERALL	0	0	0	0

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
OGC	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
AGENCY	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
OVERALL	Number of Days	U	U	U	U	U	U	U	U	U	U

XII.D.(1). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- REQUESTS RECEIVED AND PROCESSED

Agency /	NUMBER OF REQ	UESTS <u>RECEIVED</u>	NUMBER OF REQUESTS PROCESSED		
Component	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	
OGC	346	315	272	281	
OIG	32	23	33	25	
AGENCY OVERALL	378	338	305	306	

XII.D.(2). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED REQUESTS

Agency / Component	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
OGC	125	150
OIG	0	0
AGENCY OVERALL	125	150

While OIG had 3 requests pending at the end of the fiscal year, the due dates for all of the requests were for the new fiscal year.

XII.E.(1). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT - APPEALS RECEIVED AND PROCESSED

Agency /	NUMBER OF APP	PEALS <u>RECEIVED</u>	NUMBER OF APPEALS <u>PROCESSED</u>		
Component	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	
OGC	8	5	2	10	
OIG	2	4	2	4	
AGENCY OVERALL	10	9	4	14	

XII.E.(2). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED APPEALS

Agency / Component	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
OGC	0	1
OIG	0	0
AGENCY OVERALL	0	1

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