

3. Agency Component Abbreviations

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

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 | 1 | 1 |
| | | | OIG | 0 | |

V.A. FOIA REQUESTS -- RECEIVED, PROCESSED AND PENDING FOIA REQUESTS

| Agency / Component | Number of Requests Pending as of | Number of Requests Received | Number of Requests Processed | Number of Requests Pending as of |
|--------------------|----------------------------------|-----------------------------|------------------------------|----------------------------------|
|--------------------|----------------------------------|-----------------------------|------------------------------|----------------------------------|

| | Start of Fiscal Year | in Fiscal Year | in Fiscal Year | End of Fiscal Year |
|----------------|----------------------|----------------|----------------|--------------------|
| OGC | 837 | 211 | 473 | 575 |
| OIG | 16 | 79 | 62 | 33 |
| AGENCY OVERALL | 853 | 290 | 535 | 608 |

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 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| | | | | No Records | All Records Referred to Another Component or Agency | Request Withdrawn | Fee-Related Reason | Records not Reasonably Described | Improper FOIA Request for Other Reason | Not Agency Record | Duplicate Request | Other *Explain in Chart Below | |
| OGC | 40 | 74 | 9 | 58 | 7 | 37 | 0 | 61 | 8 | 5 | 15 | 159 | 473 |
| OIG | 2 | 43 | 2 | 0 | 9 | 0 | 0 | 1 | 5 | 0 | 0 | 0 | 62 |
| AGENCY OVERALL | 42 | 117 | 11 | 58 | 16 | 37 | 0 | 62 | 13 | 5 | 15 | 159 | 535 |

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 | TOTAL |
|--------------------|--|--------------------------------|-------|
|--------------------|--|--------------------------------|-------|

| | | | |
|----------------|--|-----------------|-----|
| | | Was Relied Upon | |
| OGC | Contact information provided by the requester is no longer current, or the agency cannot otherwise locate the requester. | 159 | 159 |
| OIG | N/A | 0 | 0 |
| AGENCY OVERALL | | | 159 |

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 | 1 | 64 | 7 | 65 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 |
| OIG | 0 | 0 | 0 | 0 | 15 | 20 | 4 | 0 | 25 | 1 | 1 | 0 | 0 | 0 |
| AGENCY OVERALL | 0 | 0 | 1 | 64 | 22 | 85 | 4 | 0 | 27 | 1 | 1 | 0 | 0 | 0 |

VI.A. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING ADMINISTRATIVE APPEALS

| | | | | | | | | | | | | | | |
|----------------|---|---|---|---|---|---|------|------|------|------|------|------|---|---|
| Component | 1 | 2 | 3 | 4 | 5 | 6 | 7(A) | 7(B) | 7(C) | 7(D) | 7(E) | 7(F) | 8 | 9 |
| OGC | 0 | 0 | 0 | 1 | 5 | 1 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 |
| AGENCY OVERALL | 0 | 0 | 0 | 1 | 5 | 1 | 0 | 0 | 2 | 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 | 1 | 0 |
| AGENCY OVERALL | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |

VI.C.(3). REASONS FOR DENIAL ON APPEAL -- "OTHER" REASONS

| Agency / | Description of "Other" Reasons for Denial on | Number of Times | TOTAL |
|----------|--|-----------------|-------|
|----------|--|-----------------|-------|

| Component | Appeal from Chart C(2) | "Other" Reason Was Relied Upon | |
|----------------|------------------------|--------------------------------|---|
| OGC | NA | 0 | 0 |
| OIG | NA | 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 | 18 | 20 | 3 | 38 |
| OIG | 71 | 80 | 64 | 116 |
| AGENCY OVERALL | 34 | 42 | 3 | 116 |

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 | 2025-09-03 | 2023-10-18 | 2023-10-18 |
| | Number of Days Pending | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 19 | 483 | 483 |
| AGENCY OVERALL | Date of Appeal | N/A | N/A | N/A | N/A | N/A | N/A | N/A | 2025-09-03 | 2023-10-18 | 2023-10-18 |
| | Number of Days Pending | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 19 | 483 | 483 |

VII.A. FOIA REQUESTS -- 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 |
| OGC | 207 | 461 | <1 | 2034 | 82 | 415 | <1 | 2803 | N/A | N/A | N/A | N/A |
| OIG | 5 | 11 | <1 | 74 | 178 | 211 | 7 | 708 | 0 | 0 | 0 | 0 |
| AGENCY OVERALL | 106 | 236 | <1 | 2034 | 130 | 313 | <1 | 2803 | 0 | 0 | 0 | 0 |

VII.B. PROCESSED REQUESTS -- 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 |
| OGC | 109 | 274 | <1 | 1834 | 138 | 335 | 9 | 2773 | N/A | N/A | N/A | N/A |
| OIG | 12 | 16 | 5 | 36 | 206 | 447 | 16 | 708 | 181 | 181 | 96 | 266 |
| AGENCY OVERALL | 61 | 145 | <1 | 1834 | 172 | 391 | 9 | 2773 | 91 | 91 | 96 | 266 |

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 | 27 | 6 | 2 | 2 | 7 | 2 | 1 | 3 | 2 | 5 | 3 | 6 | 71 | 137 |
| OIG | 31 | 2 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 35 |
| AGENCY | 58 | 8 | 2 | 4 | 7 | 2 | 1 | 3 | 2 | 5 | 3 | 6 | 71 | 172 |

| | | | | | | | | | | | | | | |
|---------|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
| OVERALL | | | | | | | | | | | | | | |
|---------|--|--|--|--|--|--|--|--|--|--|--|--|--|--|

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 |
| OGC | 44 | 439 | 529 | 165 | 394 | 462 | 2 | 136 | 136 |
| OIG | 1 | 1 | 1 | 8 | 198 | 287 | 0 | N/A | N/A |
| AGENCY OVERALL | 45 | 220 | 220 | 173 | 296 | 296 | 2 | 68 | 68 |

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 | 2017-02-19 | 2017-02-01 | 2017-01-24 | 2017-01-02 | 2016-11-21 | 2016-06-20 | 2016-06-09 | 2016-02-29 | 2014-09-22 | 2013-10-24 |

| | | | | | | | | | | | |
|----------------|------------------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|
| | Number of Days Pending | 2159 | 2172 | 2178 | 2192 | 2220 | 2302 | 2308 | 2380 | 2733 | 2959 |
| AGENCY OVERALL | Date of Receipt | 2017-02-19 | 2017-02-01 | 2017-01-24 | 2017-01-02 | 2016-11-21 | 2016-06-20 | 2016-06-09 | 2016-02-29 | 2014-09-22 | 2013-10-24 |
| | Number of Days Pending | 2159 | 2172 | 2178 | 2192 | 2220 | 2302 | 2308 | 2380 | 2733 | 2959 |

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 | 1 | 15 | 6 | 79 | 10 |
| OIG | 0 | 10 | 1 | 1 | 10 |
| AGENCY OVERALL | 1 | 25 | 4 | 40 | 20 |

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 | 7 | 2 | 250 | 735 |
| OIG | 0 | 0 | 0 | 0 |
| AGENCY OVERALL | 7 | 2 | 125 | 368 |

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 |
| OGC | 3 | 1.00 | 4.00 | 432776.00 | 0.00 | 432776.00 |
| OIG | 1 | 3.00 | 4.00 | 174406.00 | 0.00 | 174406.00 |
| AGENCY OVERALL | 4 | 4.00 | 8.00 | 607182.00 | 0.00 | 607182.00 |

X. Fees Collected for Processing Requests

| Agency / Component | Total Amount of Fees Collected | Percentage of Total Costs |
|--------------------|--------------------------------|---------------------------|
| OGC | 0.00 | 0.0000 |
| OIG | 0.00 | 0.0000 |
| AGENCY OVERALL | 0.00 | 0.0000 |

XI.A. Number of Times Subsection (C) Used

| Agency / Component | Number of Times Subsection Used |
|--------------------|---------------------------------|
| OGC | 0 |
| OIG | 0 |
| AGENCY OVERALL | 0 |

XI.B. Number of Subsection (A)(2) Postings

| Agency / Component | Number of Records Posted by the FOIA Office | Number of Records Posted by Program Offices |
|--------------------|---|---|
| OGC | 6 | 0 |
| OIG | 0 | 0 |
| AGENCY OVERALL | 6 | 0 |

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 | 211 | 3 |
| OIG | 9 | N/A |

| | | |
|----------------|-----|---|
| AGENCY OVERALL | 220 | 3 |
|----------------|-----|---|

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 |
|--------------------|---|--|--|---|
| OGC | 18 | 4 | 21 | 1 |
| OIG | 0 | 0 | 0 | 0 |
| AGENCY OVERALL | 18 | 4 | 21 | 1 |

XII.C. CONSULTATIONS ON FOIA REQUESTS -- TEN OLDEST CONSULTATIONS RECEIVED FROM OTHER AGENCIES AND PENDING AT THE AGENCY

| Agency / | | 10th Oldest | 9th | 8th | 7th | 6th | 5th | 4th | 3rd | 2nd | Oldest |
|----------|--|-------------|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|----------|--|-------------|-----|-----|-----|-----|-----|-----|-----|-----|--------|

| Component | | Consultation | | | | | | | | | Consultation |
|----------------|----------------|--------------|------------|------------|------------|------------|------------|------------|------------|------------|--------------|
| OGC | Date | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | 2024-06-20 |
| | Number of Days | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 320 |
| 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 OVERALL | Date | 2024-06-20 | 2023-06-20 | 2023-06-05 | 2023-06-02 | 2023-04-13 | 2023-03-01 | 2023-02-08 | 2023-01-25 | 2023-12-11 | 2022-10-11 |
| | Number of Days | 320 | 323 | 333 | 334 | 369 | 400 | 414 | 424 | 452 | 553 |

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 |
| OGC | 348 | 211 | 308 | 473 |

| | | | | |
|----------------|-----|-----|-----|-----|
| OIG | 76 | 79 | 83 | 62 |
| AGENCY OVERALL | 424 | 290 | 391 | 535 |

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 | 769 | 211 |
| OIG | 15 | 9 |
| AGENCY OVERALL | 784 | 220 |

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

| Agency / | NUMBER OF APPEALS <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 | 11 | 11 | 8 | 11 |
| AGENCY OVERALL | 11 | 11 | 8 | 11 |

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 | 3 | 3 |
| AGENCY OVERALL | 3 | 3 |