Freedom of Information Act Response: Case #04060291

Acknowledgement Date: June 25, 2004

Request Made By:
Bonne W. Beavers
Center for Justice
Community Building
35 West Main Avenue, Suite 300
Spokane, WA 99201

Request:

1. Vaughn indexes for 3 FOIA requests by Olympic Pipeline dated 6/12/00; 8/28/00; 6/12/01; and one index produced on 9/27/02 pertaining to Olympics alleged violation of Pipeline Safety Act and Clean Water Act

2. All communications, including comments, correspondence, memoranda, letters, and/or e-mails, regarding the NOPV and Civil Penalty, CPF No. 5-2000-5013, alleged pipeline safety violations, proposed civil penalties to or from Shell Pipeline, Equilon Pipeline, their agents and employees and the DOT, RSPOA and OPS; to or from Olympic Pipeline, British Petroleum (BP) their agents and employees and the DOT, RSPA and OPS; to or from DOT, RSPA, OPS, and EPA or any other governmental agency and members of Congress; between DOT, RSPA and OPS

3. All documents filed in administrative proceeding CPF No. 5-2000-5013 and all records produced in the administrative case

4. All documents and communication produced and related to the “administrative case” referenced in RSPA Deputy Administrator’s March 17 2004 letter to Congressman John D. Dingell; all communication between DOT, RSPA, OPS, other Federal agencies, members of Congress, British Petroleum Olympic Pipeline, Equilon, and Shell regarding the administrative proceedings

5. All records, in whatever form, generated by DOT, RSPA, and OPS concerning the identity of the operator of Olympic Pipeline on June 10, 1999 and the prior ten years.

Record requested as paper documents or on disk/CD where these would be time and cost efficient.
Response:

This is to acknowledge receipt of your letter dated May 17, 2004, which you re-submitted by fax on June 24, 2004. Because your original request was not specifically addressed to this office and perhaps was sent during the period when our office was relocating this is the first time I have reviewed your request. Please be advised that we will work with due diligence to process your request.

Release of some of the requested records are of interest to both DOT and another Federal agency, the determination as to release will be made by DOT only after consultation with the other interested agency(s). Additionally, based on your extensive request we will need to search for and collect the requested records from field facilities or other establishments that are separate from the office processing the request, examine a voluminous amount of records, and consult with another agency(s) outside of DOT. Consequently, we may be unable to comply with the twenty-working-day time limit in this case. To enable us to respond more quickly, you may wish to reformulate your request to reduce the amount of time required to complete our consultations and the review of records.

In response to your request, we have not yet made a decision for a fee waiver. You will be notified prior to the completion of processing your request.

I regret the necessity of a possible delay, but I assure you that your request will be processed as quickly as possible. If you have any questions or wish to discuss reformulation or an alternative time frame for the processing of your request, you may contact me at (202) 366-4554.

Sincerely,

Sheila Wright
FOIA
DOT/RSPA/OPS - Room 7128
400 7th Street, S.W.
Washington, DC 20590