

EPA FOIA ANNUAL REPORT

FOR
10/01/2012
THROUGH
09/30/2013

The following **Annual Freedom of Information Act** report covers the Period 10/01/2012, through 09/30/2013, as required by 5 U.S.C. 552.

I. BASIC INFORMATION REGARDING REPORT

1. Name, Title, Address, and Telephone Number

Larry F. Gottesman
National FOIA Officer
Headquarters

U.S Environmental Protection Agency
1200 Pennsylvania Ave, NW
Washington, DC 20460
202-566-2162

2. Electronic address for Report on the agency web site.

<http://www.epa.gov/foia/annual.html>

3. How to obtain a copy of the report in paper form.

National FOIA Officer, FOIA and Privacy Branch, Office of Environmental Information, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave, NW, Mail Code 2822 T, Washington, DC 20460, (202) 566-1667

II. MAKING A FOIA REQUEST

III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Acronyms used :

Acronym	Definition
HQ EPA	Headquarters
Region 1	Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont
Region 2	New Jersey, New York, Puerto Rico, U.S. Virgin Islands and 7 Tribal Nations
Region 3	Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia
Region 4	Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina
Region 5	Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin
Region 6	Arkansas, Louisiana, New Mexico, Oklahoma, Texas
Region 7	Iowa, Kansas, Missouri, Nebraska
Region 8	Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming
Region 9	Arizona, California, Hawaii, Nevada, American Samoa, Guam
Region 10	Alaska, Idaho, Oregon, Washington

2. Definition of terms used in this report :

- 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.
- 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.
- l. **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.
- m. **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.
- n. **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.
- o. **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.

- p. **Pending Request or Pending Administrative Appeal** - a request or administrative appeal for which an agency has not taken final action in all respects.
 - q. **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.
 - r. **Processed Request or Processed Administrative Appeal** - a request or administrative appeal for which an agency has taken final action in all respects.
 - s. **Range in Number of Days** - the lowest and highest number of days to process requests or administrative appeals.
 - t. **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).
3. 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

IV. EXEMPTION 3 STATUTES

Statute	Type of Information Withheld	Case Citation	Number of Times Relied Upon per Component	Total Number of Times Relied Upon by Agency
7 U.S.C. § 136i-1 (Federal Insecticide, Fungicide, and Rodenticide Act)	Data "that would directly or indirectly reveal the identity of individual producers [of certain pesticides]"	Doe v. Veneman, 380 F. 3d 807, 818 (5th Cir. 2004).	HQ : 16	16
Fed. R. Crim. P. 6(e), enacted by Act of July 30, 1977, Pub. L. No. 95-78, 91 Stat. 319	Certain records pertaining to grand jury proceedings	Sussman v. USMS. 494 F.3d 1106, 1113 (D.C. Cir. 2007); Fund for Constitutiona l Gov't v. Nat'l Archives & Records Serv., 656 F.2d 856, 867-68 (D.C. Cir. 1981); Durham v. U.S. Atty. Gen. No. 06-843, 2008 WL 62744, at *2 (E.D. Tex. Mar. 3, 2008); Cozen O'Con	HQ : 2	2

V. FOIA REQUESTS

A. Received, Processed and Pending FOIA Requests				
	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
HQ	666	1986	1656	996
REGION 1	40	224	239	25
REGION 2	11	1798	1521	288
REGION 3	114	1105	1030	189
REGION 4	88	868	875	81
REGION 5	127	1365	1346	146
REGION 6	92	605	581	116
REGION 7	41	559	544	56
REGION 8	36	361	342	55
REGION 9	39	604	589	54
REGION 10	94	476	408	162
TOTAL	1348	9951	9131	2168

B.(1) Disposition of FOIA Requests -- All Processed Requests													
				Number of Full Denials Based on Reasons Other than Exemptions									TOTAL
				No records	All records referred to another agency	Request withdrawn	Fee-related reason	Records not reasonably described	Improper FOIA request for other reason	Not an agency record	Duplicate request	Other	
HQ	870	201	54	170	3	174	32	13	13	13	113	0	1656
REGION 1	123	28	0	68	0	13	0	0	0	0	7	0	239
REGION 2	473	10	0	836	1	39	4	78	15	3	62	0	1521
REGION 3	734	10	2	222	0	39	12	0	0	0	11	0	1030
REGION 4	345	81	2	308	2	70	25	4	0	4	34	0	875
REGION 5	678	65	3	502	0	61	4	7	2	1	23	0	1346
REGION 6	279	30	2	194	1	39	4	0	2	12	18	0	581
REGION 7	344	19	1	124	1	39	1	1	5	0	9	0	544
REGION 8	187	21	2	70	2	30	3	4	2	0	21	0	342
REGION 9	264	46	3	220	1	22	18	6	1	1	7	0	589
REGION 10	251	41	0	58	2	40	8	1	2	0	5	0	408
TOTAL	4548	552	69	2772	13	566	111	114	42	34	310	0	9131

B.(2) Disposition of FOIA Requests -- Other Reasons for Full Denials Based on Reasons Other than Exemptions		
	Description of Other Reasons for Denials from Chart B.(1) & Number of Times Those Reasons Were Relied Upon	TOTAL

B.(3) Disposition of FOIA Requests -- Number of Times Exemptions Applied

	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
HQ	2	6	18	27	48	58	22	0	33	32	13	0	0	0
REGION 1	0	1	0	1	24	2	3	0	0	1	0	0	0	0
REGION 2	0	0	0	1	1	0	1	0	0	0	0	0	0	0
REGION 3	0	0	0	0	11	1	2	0	1	1	0	0	0	0
REGION 4	0	0	0	22	49	45	22	0	8	0	0	0	0	0
REGION 5	0	0	0	20	42	21	26	1	8	0	1	0	0	0
REGION 6	0	1	0	1	5	6	1	1	0	13	1	1	0	0
REGION 7	0	0	0	6	7	4	2	0	0	1	1	0	0	0
REGION 8	0	0	0	1	6	1	4	1	0	2	0	0	0	0
REGION 9	0	2	0	17	18	7	12	0	0	3	3	0	0	1
REGION 10	0	0	0	0	14	8	2	0	4	7	0	0	0	0
TOTAL	2	10	18	96	225	153	97	3	54	60	19	1	0	1

VI. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS

A. Received, Processed and Pending FOIA Appeals				
	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
HQ	81	283	182	182
REGION 5	1	0	1	0
REGION 6	1	0	1	0
TOTAL	83	283	184	182

B. Disposition of Administrative Appeals All Processed Appeals					
	Number of Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number of Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
HQ	159	0	0	23	182
REGION 5	1	0	0	0	1
REGION 6	0	0	0	1	1
TOTAL	160	0	0	24	184

C.(1) Reasons for Denial on Appeal Number of Times Exemptions Applied														
	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
HQ	0	1	0	2	6	7	4	1	1	7	0	0	0	0
REGION 5	0	0	0	1	0	1	0	0	1	0	0	0	0	0
TOTAL	0	1	0	3	6	8	4	1	2	7	0	0	0	0

C.(2) Reasons for Denial on Appeal Reasons Other than Exemptions													
	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 for expedited processing	Other		
HQ	6	1	4	2	2	1	0	3	0	0	0		
REGION 6	0	0	0	0	0	0	0	0	0	0	1		
TOTAL	6	1	4	2	2	1	0	3	0	0	1		

C.(3) Reasons for Denial on Appeal Other Reasons		
	Description of Other Reasons for Denials from Chart C.(2) & Number of Times Those Reasons Were Relied Upon	TOTAL
REGION 6	Per OGC - FOIA appeal is moot, because REGION 6 ORC is required to issue a final determination on the information claimed as CBI prior to disclosing any information claimed as CBI to the public. 1	1
TOTAL		1

C.(4) Response Time for Administrative Appeals				
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
HQ	36	66.91	< 1	1762
REGION 5	79	79	79	79
REGION 6	373	373	373	373
TOTAL	36	68.66	< 1	1762

VII. FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS

C.(5) Ten Oldest Pending Administrative Appeals										
	10th Oldest Appeal and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal and Number of Days Pending
HQ	2007-05-18 1662	2006-08-03 1868	2006-06-28 1894	2006-05-24 1919	2006-05-23 1920	2006-03-24 1967	2006-03-24 1967	2006-03-09 1973	2006-02-22 1983	2005-05-12 2106
TOTAL	2007-05-18 1662	2006-08-03 1868	2006-06-28 1894	2006-05-24 1919	2006-05-23 1920	2006-03-24 1967	2006-03-24 1967	2006-03-09 1973	2006-02-22 1983	2005-05-12 2106

A. Processed Requests -- Response Time for All Processed Perfected Requests												
	SIMPLE				COMPLEX				EXPEDITED			
	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
HQ	16	73.69	< 1	2044	54	99.96	1	1344	254.50	261.75	14	524
REGION 1	11	13.54	< 1	74	27	45.65	21	482	-	-	-	-
REGION 2	11	10.42	< 1	88	32	43	21	213	-	-	-	-
REGION 3	20	29.94	< 1	97	36	43.03	21	397	35	35	35	35
REGION 4	13	12.06	< 1	20	28	39.54	11	438	-	-	-	-
REGION 5	16	17.26	< 1	365	27	37.80	12	634	56	56	30	82
REGION 6	220	245.79	< 1	779	34	53.03	< 1	695	28	36	28	52
REGION 7	19	18.40	< 1	148	24	37.55	< 1	181	4	4	4	4
REGION 8	16	25.52	< 1	390	29	47.79	14	449	-	-	-	-
REGION 9	14	12.71	< 1	20	36	55.42	< 1	455	-	-	-	-
REGION 10	10	19.67	< 1	666	51.50	72.70	8	327	-	-	-	-
TOTAL	15	27.18	< 1	2044	34	55.86	< 1	1344	30	118.73	4	524

B. Processed Requests Response Time for Perfected Requests in Which Information Was Granted												
	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
HQ	15	40.78	< 1	922	51	86.48	1	1223	254.50	261.75	14	524
REGION 1	16	19.40	< 1	74	27	40.80	21	482	-	-	-	-
REGION 2	9	10.45	< 1	88	33	45.20	21	204	-	-	-	-
REGION 3	22	32.56	2	97	36	41.03	21	397	-	-	-	-
REGION 4	14	12.13	< 1	20	32	46.22	14	438	-	-	-	-
REGION 5	16	19.27	3	365	29	41.80	12	634	30	30	30	30
REGION 6	454	347.57	17	627	39	59.26	2	695	28	28	28	28
REGION 7	19	19.02	1	105	24	35.53	< 1	109	-	-	-	-
REGION 8	16	21.64	< 1	139	28	42.05	17	261	-	-	-	-
REGION 9	14	12.82	< 1	20	36	54.39	< 1	455	-	-	-	-
REGION 10	9	15.50	< 1	331	51.50	73.92	8	327	-	-	-	-
TOTAL	9	8.05	< 1	14	30	30.56	< 1	49	28	161.86	14	524

C. Processed Requests Response Time in Day Increments

Simple Requests														
	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
HQ	485	12	9	23	8	7	6	5	3	3	12	7	34	614
REGION 1	155	4	18	1	0	0	0	0	0	0	0	0	0	178
REGION 2	514	0	0	0	1	0	0	0	0	0	0	0	0	515
REGION 3	81	32	11	33	1	0	0	0	0	0	0	0	0	158
REGION 4	352	0	0	0	0	0	0	0	0	0	0	0	0	352
REGION 5	774	54	15	1	1	2	1	0	0	0	0	2	0	850
REGION 6	7	0	0	0	0	1	0	2	1	0	7	0	6	24
REGION 7	431	10	2	0	0	2	0	1	0	0	0	0	0	446
REGION 8	164	0	0	0	0	6	10	0	0	0	0	1	0	181
REGION 9	251	0	0	0	0	0	0	0	0	0	0	0	0	251
REGION 10	202	0	1	0	1	0	0	1	0	3	2	1	1	212
TOTAL	3416	112	56	58	12	18	17	9	4	6	21	11	41	3781

Complex Requests														
	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
HQ	47	335	148	83	69	37	33	23	24	21	65	34	25	944
REGION 1	0	45	7	1	1	1	0	0	0	0	0	1	1	57
REGION 2	0	613	170	75	15	18	14	8	7	4	2	0	0	926
REGION 3	0	639	160	29	10	4	2	9	6	1	5	4	0	869
REGION 4	6	358	69	26	4	2	6	2	2	1	5	1	1	483
REGION 5	4	365	56	18	5	6	1	1	3	1	5	0	1	466
REGION 6	93	219	98	73	14	10	4	5	2	5	9	8	2	542
REGION 7	8	60	5	4	5	4	1	0	0	1	0	0	0	88
REGION 8	3	102	21	13	2	3	2	3	2	1	2	0	1	155
REGION 9	6	184	45	22	20	22	18	3	1	1	5	1	1	329
REGION 10	4	62	34	18	17	6	8	3	2	2	0	2	0	168
TOTAL	171	2982	813	362	162	113	89	57	49	38	98	51	32	5027

Expedited Requests														
	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
HQ	1	1	0	0	0	0	0	0	0	0	0	0	2	4
REGION 1	0	0	0	0	0	0	0	0	0	0	0	0	0	0
REGION 2	0	0	0	0	0	0	0	0	0	0	0	0	0	0
REGION 3	0	1	0	0	0	0	0	0	0	0	0	0	0	1
REGION 4	0	0	0	0	0	0	0	0	0	0	0	0	0	0
REGION 5	0	1	0	0	1	0	0	0	0	0	0	0	0	2
REGION 6	0	2	1	0	0	0	0	0	0	0	0	0	0	3
REGION 7	1	0	0	0	0	0	0	0	0	0	0	0	0	1
REGION 8	0	0	0	0	0	0	0	0	0	0	0	0	0	0
REGION 9	0	0	0	0	0	0	0	0	0	0	0	0	0	0
REGION 10	0	0	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL	2	5	1	0	1	0	0	0	0	0	0	0	2	11

D. Pending Requests All Pending Perfected Requests									
	SIMPLE			COMPLEX			EXPEDITED		
	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
HQ	427	110	237.14	457	151	237.04	7	797	887.43
REGION 1	11	12	63.91	13	28	194.08	0	N/A	N/A
REGION 2	112	13.50	41.38	170	18	25.10	0	N/A	N/A
REGION 3	128	14	34.11	55	32	133.53	2	49	49
REGION 4	23	4	11.78	53	14	32.77	0	N/A	N/A
REGION 5	27	1	35.37	100	10.50	36.07	0	N/A	N/A
REGION 6	5	748	352.80	104	36.50	90.05	1	102	102
REGION 7	13	44	49.62	43	10	11.12	0	N/A	N/A
REGION 8	16	8	34.44	33	34	96.82	1	3	3
REGION 9	9	5	28.33	43	9	29.42	0	N/A	N/A
REGION 10	78	160	186.99	54	124.50	154.54	0	N/A	N/A
TOTAL	849	58	153.11	1125	30	133.74	11	993	583.18

E. Pending Requests Ten Oldest Pending Perfected Requests										
	10th Oldest Request and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request and Number of Days Pending
HQ	2008-06-11 1359	2008-05-02 1358	2008-04-17 1370	2007-12-17 1453	2007-12-13 1494	2007-10-19 1492	2007-03-19 1642	2007-03-05 1701	2006-04-27 1867	2005-08-01 2050
REGION 1	2013-07-18 30	2013-05-13 32	2013-05-07 101	2013-04-16 21	2012-05-22 90	2012-03-21 405	2011-04-27 610	2010-11-17 720	2010-10-05 498	2010-06-15 576
REGION 2	2013-01-22 175	2013-01-04 186	2013-01-04 186	2012-12-21 194	2012-12-11 202	2012-12-06 205	2012-12-04 207	2012-12-04 207	2012-11-20 216	2012-11-14 220
REGION 3	2012-03-21 385	2012-03-19 387	2012-03-13 391	2012-03-12 392	2012-02-03 417	2012-02-03 417	2011-10-26 484	2011-06-02 585	2010-12-06 457	2010-04-28 860
REGION 4	2013-07-31 33	2013-07-24 47	2013-07-22 41	2013-07-16 35	2013-06-25 67	2013-06-18 31	2013-05-08 100	2013-04-22 112	2013-03-27 130	2012-10-02 731
REGION 5	2013-04-17 115	2013-03-13 140	2013-02-21 154	2013-02-04 166	2012-11-09 222	2012-10-29 449	2012-10-29 425	2012-10-26 828	2012-10-26 299	2011-09-23 483
REGION 6	2012-05-14 347	2012-03-13 140	2012-03-13 140	2012-02-09 343	2011-04-28 609	2011-04-12 370	2010-12-30 691	2010-12-16 700	2010-10-06 748	2008-01-05 1441
REGION 7	2013-08-12 34	2013-07-29 44	2013-07-24 47	2013-06-24 25	2013-06-19 74	2013-04-16 21	2013-04-16 116	2013-02-12 87	2013-02-05 20	2012-09-21 257
REGION 8	2013-06-24 68	2013-06-21 69	2013-06-18 19	2013-02-06 164	2012-09-18 261	2012-06-18 325	2012-06-06 331	2012-04-03 396	2011-08-22 529	2011-05-24 591
REGION 9	2013-08-16 30	2013-08-12 34	2013-08-08 36	2013-07-31 42	2013-07-31 42	2013-06-24 65	2013-05-14 96	2013-02-21 149	2013-02-14 155	2011-10-04 499
REGION 10	2011-07-28 554	2011-07-28 576	2011-07-28 576	2011-02-16 659	2010-09-28 520	2010-07-30 795	2010-07-21 569	2010-03-31 646	2010-01-20 929	2009-05-29 1089
TOTAL	2008-05-02 1358	2008-04-17 1370	2008-01-05 1441	2007-12-17 1453	2007-12-13 1494	2007-10-19 1492	2007-03-19 1642	2007-03-05 1701	2006-04-27 1867	2005-08-01 2050

VIII. REQUESTS FOR EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER

A. Requests for Expedited Processing					
	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
HQ	2	155	7	11.34	94
REGION 1	0	7	6	5.86	7
REGION 2	0	50	10	11.70	28
REGION 3	2	26	7.50	9.14	19
REGION 4	0	21	13	14.81	9
REGION 5	1	35	6	6.72	27
REGION 6	3	41	10	13.02	22
REGION 7	1	17	1.50	2.44	18
REGION 8	1	25	5	5.08	23
REGION 9	0	48	8	9.52	25
REGION 10	0	33	13	15.33	10
TOTAL	10	458	8	10.53	282

B. Requests for Fee Waiver				
	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
HQ	118	209	8	23.34
REGION 1	6	21	3	16.3
REGION 2	1	41	8	9.76
REGION 3	13	35	11	12.88
REGION 4	9	37	12	18.96
REGION 5	19	68	3	8.41
REGION 6	15	35	9.5	22.8
REGION 7	3	16	3	4.37
REGION 8	28	20	4	10.88
REGION 9	9	33	10	14.29
REGION 10	11	26	16	19.76
TOTAL	232	541	8	14.7

IX. FOIA PERSONNEL AND COSTS

	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
HQ	9	52.39	61.39	\$ 8,877,092.22	\$578,406.40	\$ 9,455,498.62
REGION 1	0	0.45	0.45	\$ 65,070.72	\$0.00	\$ 65,070.72
REGION 2	3	3.77	6.77	\$ 978,952.83	\$0.00	\$ 978,952.83
REGION 3	5	0.9	5.9	\$ 853,149.44	\$0.00	\$ 853,149.44
REGION 4	7	0.35	7.35	\$ 1,062,821.76	\$0.00	\$ 1,062,821.76
REGION 5	10	0.99	10.99	\$ 1,589,171.58	\$0.00	\$ 1,589,171.58
REGION 6	2	0.55	2.55	\$ 368,734.08	\$0.00	\$ 368,734.08
REGION 7	1	0.24	1.24	\$ 179,305.98	\$0.00	\$ 179,305.98
REGION 8	1	7.66	8.66	\$ 1,252,249.86	\$0.00	\$ 1,252,249.86
REGION 9	1	0.56	1.56	\$ 225,578.50	\$0.00	\$ 225,578.50
REGION 10	7	0.2	7.2	\$ 1,041,131.52	\$0.00	\$ 1,041,131.52
TOTAL	46	68.06	114.06	\$ 16,493,258.50	\$578,406.40	\$ 17,071,664.90

* 1 FTE equals \$144,601.60

X. FEES COLLECTED FOR PROCESSING REQUESTS

	Total Amount of Fees Collected	Percentage of Total Costs
HQ	\$ 52,572.41	0.56%
REGION 1	\$ 6,725.10	10.34%
REGION 2	\$ 9,416.80	0.96%
REGION 3	\$ 11,671.60	1.37%
REGION 4	\$ 9,583.63	0.90%
REGION 5	\$ 50,960.90	3.21%
REGION 6	\$ 18,647.20	5.06%
REGION 7	\$ 24,086.02	13.43%
REGION 8	\$ 15,462.54	1.23%
REGION 9	\$ 15,562.18	6.90%
REGION 10	\$ 26,778.66	2.57%
TOTAL	\$ 241,467.10	0.00%

XI. FOIA REGULATIONS

1. For more information, please consult the following website:
<http://www.epa.gov/foia/foiaregs.htm>

XII. BACKLOGS, CONSULTATIONS, AND COMPARISONS

A. Backlogs of FOIA Requests and Administrative Appeals		
	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
HQ	790	157
REGION 1	9	0
REGION 2	115	0
REGION 3	89	0
REGION 4	25	0
REGION 5	15	0
REGION 6	61	0
REGION 7	10	0
REGION 8	26	0
REGION 9	9	0
REGION 10	116	0
TOTAL	1265	157

B. Consultations on FOIA Requests Received, Processed, and Pending Consultations				
	Number of Consultations Received from Other Agencies that Were Pending as of Start of the Fiscal Year	Number of Consultations Received from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Processed During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Pending as of End of the Fiscal Year
HQ	0	16	12	4
REGION 3	0	2	2	0
REGION 8	0	1	1	0
TOTAL	0	19	15	4

C. Consultations on FOIA Requests Ten Oldest Consultations Received from Other Agencies and Pending										
	10th Oldest Consultation and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Consultation and Number of Days Pending
HQ							2013-09-25 3	2013-07-02 62	2013-06-18 72	2013-06-06 80
TOTAL							2013-09-25 3	2013-07-02 62	2013-06-18 72	2013-06-06 80

D. Comparison of Numbers of Requests from Previous and Current Annual Report Requests Received, Processed, and Backlogged				
	NUMBER OF REQUESTS RECEIVED		NUMBER OF REQUESTS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Year's Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
HQ	2059	1986	2002	1656
REGION 1	271	224	263	239
REGION 2	1551	1798	1200	1521
REGION 3	1130	1105	1129	1030
REGION 4	822	868	824	875
REGION 5	1394	1365	1392	1346
REGION 6	584	605	609	581
REGION 7	572	559	578	544
REGION 8	341	361	339	342
REGION 9	534	604	526	589
REGION 10	431	476	397	408
TOTAL	9689	9951	9259	9131

	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
HQ	372	790
REGION 1	2	9
REGION 2	33	115
REGION 3	1	89
REGION 4	21	25
REGION 5	8	15
REGION 6	9	61
REGION 7	1	10
REGION 8	0	26
REGION 9	0	9
REGION 10	21	116
TOTAL	468	1265

E. Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report Appeals Received, Processed, and Backlogged				
	NUMBER OF APPEALS RECEIVED		NUMBER OF APPEALS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
HQ	215	283	246	182
REGION 5	0	0	0	1
REGION 6	0	0	0	1
TOTAL	215	283	246	184

	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
HQ	57	157
TOTAL	57	157

ⁱ As part of EPA's migration into FOIAonline, cases that were "closed" (responses sent to requester), but not closed in the legacy system, prior to the start of the fiscal year were subsequently closed in FOIAonline using the date the letter was mailed to the requester. Accordingly, the number of pending request at the beginning of the fiscal year was updated. The information provided in this report is accurate.