

### 3. Agency Component Abbreviations

| Component Abbreviation | Component Name                                          |
|------------------------|---------------------------------------------------------|
| FAA                    | Federal Aviation Administration                         |
| FHWA                   | Federal Highway Administration                          |
| FMCSA                  | Federal Motor Carrier Safety Administration             |
| FRA                    | Federal Railroad Administration                         |
| FTA                    | Federal Transit Administration                          |
| GLS                    | Great Lakes St. Lawrence Seaway Development Corporation |
| MARAD                  | Maritime Administration                                 |
| NHTSA                  | National Highway Traffic Safety Administration          |
| OIG                    | Office of Inspector General                             |
| OST                    | Office of the Secretary                                 |
| PHMSA                  | Pipeline and Hazardous Materials Safety Administration  |

#### 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 |
|-------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|---------------------------------------------------|-----------------------------------------------------|
| 41 U.S.C. § 4702 (formerly at 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, 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). | FHWA               | 1                                                 | 2                                                   |
|                                                       |                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                        | MARAD              | 1                                                 |                                                     |

|                                                                                             |                                                                                                                                                                    |                                                                                                                        |       |     |     |
|---------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------|-------|-----|-----|
| 49 U.S.C. § 31143(b)                                                                        | Identities of motor carrier safety complainants                                                                                                                    | N/A                                                                                                                    | FMCSA | 662 | 662 |
| 49 U.S.C. § 114(r)<br>(formerly at 49 U.S.C. § 114(s))                                      | Information obtained or developed in carrying out security under the authority of the Aviation and Transportation Security Act or under chapter 449 of this title. | Skurrow v. DHS, 892 F. Supp. 2d 319, 329-30 (D.D.C. 2012)<br>Gordon v. FBI, 390 F. Supp. 2d 897, 900 (N.D. Cal. 2004). | FMCSA | 254 | 261 |
|                                                                                             |                                                                                                                                                                    |                                                                                                                        | FAA   | 7   |     |
| 49 U.S.C. § 30305(c)                                                                        | National Driver Register information on certain individuals                                                                                                        | N/A                                                                                                                    | NHTSA | 3   | 3   |
| 5 U.S.C. app. 3 § 7(b)                                                                      | Names of employees who provide information or complaints to the Inspector General                                                                                  | N/A                                                                                                                    | OIG   | 1   | 1   |
| Fed. R. Crim. P. 6(e), enacted by Act of July 30, 1977, Pub. L. No. 95-78, §2, 91 Stat. 319 | Certain records that would reveal some secret aspect pertaining to grand jury proceedings.                                                                         | Sussman v. USMS, 494 F.3d 1106, 1113 (D.C. Cir. 2007);<br>Sorin v. DOJ, No. 18-99, 2018 WL 6431027 (2d                 | OIG   | 2   | 2   |

|                                               |                                                                                                                            |                                                                                                                                                                                                                                                                   |     |   |   |
|-----------------------------------------------|----------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|---|---|
|                                               |                                                                                                                            | Cir. Dec. 6, 2018) (per curium); Widi v. McNeil, No. 12-CV-00188, 2016 WL 4394724, at *23 (D. Me. Aug 16, 2016); Durham v. U.S. Att'y Gen., No. 06-843, 2008 WL 620744, at *2 (E.D. Tex. Mar. 3, 2008); Cozen O'Connor v. U.S. Dep't of Treasury, 570 F. Supp. 2d |     |   |   |
| 49 U.S.C. § 40115(a)                          | Information harmful to US position in international aviation negotiations, or harmful to any US international air carrier. | N/A                                                                                                                                                                                                                                                               | FAA | 5 | 5 |
| 5 U.S.C. § 7301 note § 503(e), Pub. L. 100-71 | Drug test results of federal employees                                                                                     | N/A                                                                                                                                                                                                                                                               | FAA | 2 | 2 |
| 49 U.S.C. § 1114(f)                           | Any information relating to Board participation in foreign aircraft                                                        | N/A                                                                                                                                                                                                                                                               | FAA | 2 | 2 |

|                                                                               |                                                                                                                                                  |                                                                                                                                         |     |    |    |
|-------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------|-----|----|----|
|                                                                               | accidents, where the country conducting the investigation has not issued its report or two years have not elapsed from the date of the accident. |                                                                                                                                         |     |    |    |
| 49 U.S.C. § 40110(e)                                                          | Contractor proposal not incorporated into the contract                                                                                           | N/A                                                                                                                                     | FAA | 3  | 3  |
| 49 U.S.C. § 40123(a)                                                          | Aviation Safety Action Program voluntarily submitted information                                                                                 | N/A                                                                                                                                     | FAA | 19 | 19 |
| 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 Emp. Rsch., 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) | FAA | 2  | 2  |
| 10 U.S.C. § 130e                                                              | DOD Critical Infrastructure Security information                                                                                                 | N/A                                                                                                                                     | FAA | 27 | 27 |

**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 |
|--------------------|-------------------------------------------------------|--------------------------------------------|---------------------------------------------|-----------------------------------------------------|
| FAA                | 1902                                                  | 8702                                       | 8714                                        | 1890                                                |
| FHWA               | 76                                                    | 241                                        | 270                                         | 47                                                  |
| FMCSA              | 2358                                                  | 5171                                       | 4317                                        | 3212                                                |
| FRA                | 169                                                   | 269                                        | 266                                         | 172                                                 |
| FTA                | 24                                                    | 224                                        | 218                                         | 30                                                  |
| GLS                | 0                                                     | 2                                          | 2                                           | 0                                                   |
| MARAD              | 38                                                    | 97                                         | 115                                         | 20                                                  |
| NHTSA              | 240                                                   | 289                                        | 182                                         | 347                                                 |
| OIG                | 21                                                    | 95                                         | 89                                          | 27                                                  |
| OST                | 666                                                   | 402                                        | 382                                         | 686                                                 |
| PHMSA              | 78                                                    | 248                                        | 199                                         | 127                                                 |
| AGENCY OVERALL     | 5572                                                  | 15740                                      | 14754                                       | 6558                                                |

*After reviewing its database, DOT adjusted the number of requests pending as of the start of the Fiscal Year for the following components: FHWA, FMCSA, FRA, MARAD, NHTSA, OIG, and OST.*

**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 |       |
| FAA                | 3936                  | 1259                                       | 124                                        | 1575                                                          | 125                                                 | 795               | 574                | 101                              | 185                                    | 40                | 0                 | 0                             | 8714  |
| FHWA               | 90                    | 83                                         | 4                                          | 78                                                            | 2                                                   | 3                 | 5                  | 1                                | 2                                      | 0                 | 2                 | 0                             | 270   |
| FMCSA              | 354                   | 3452                                       | 5                                          | 162                                                           | 1                                                   | 211               | 0                  | 0                                | 2                                      | 1                 | 94                | 35                            | 4317  |
| FRA                | 129                   | 108                                        | 13                                         | 13                                                            | 0                                                   | 3                 | 0                  | 0                                | 0                                      | 0                 | 0                 | 0                             | 266   |
| FTA                | 85                    | 40                                         | 0                                          | 88                                                            | 0                                                   | 4                 | 1                  | 0                                | 0                                      | 0                 | 0                 | 0                             | 218   |
| GLS                | 0                     | 1                                          | 0                                          | 1                                                             | 0                                                   | 0                 | 0                  | 0                                | 0                                      | 0                 | 0                 | 0                             | 2     |
| MARAD              | 38                    | 44                                         | 0                                          | 31                                                            | 0                                                   | 2                 | 0                  | 0                                | 0                                      | 0                 | 0                 | 0                             | 115   |
| NHTSA              | 41                    | 23                                         | 3                                          | 51                                                            | 31                                                  | 28                | 0                  | 1                                | 0                                      | 0                 | 4                 | 0                             | 182   |
| OIG                | 4                     | 41                                         | 14                                         | 29                                                            | 1                                                   | 0                 | 0                  | 0                                | 0                                      | 0                 | 0                 | 0                             | 89    |
| OST                | 75                    | 65                                         | 9                                          | 146                                                           | 2                                                   | 49                | 1                  | 2                                | 0                                      | 31                | 1                 | 1                             | 382   |
| PHMSA              | 81                    | 20                                         | 7                                          | 29                                                            | 4                                                   | 13                | 22                 | 3                                | 0                                      | 7                 | 4                 | 9                             | 199   |
| AGENCY OVERALL     | 4833                  | 5136                                       | 179                                        | 2203                                                          | 166                                                 | 1108              | 603                | 108                              | 189                                    | 79                | 105               | 45                            | 14754 |

**V.B.(2). DISPOSITION OF FOIA REQUESTS -- "OTHER" REASONS FOR "FULL DENIALS BASED ON REASONS OTHER THAN EXEMPTIONS"**

| Agency /<br>Component | Description of "Other" Reasons for Denials from<br>Chart B(1) | Number<br>of Times<br>"Other"<br>Reason<br>Was<br>Relied<br>Upon | TOTAL |
|-----------------------|---------------------------------------------------------------|------------------------------------------------------------------|-------|
| FAA                   | N/A                                                           | 0                                                                | 0     |
| FHWA                  | N/A                                                           | 0                                                                | 0     |
| FMCSA                 | Unable to Locate or Contact Requester                         | 35                                                               | 35    |
| FRA                   | N/A                                                           | 0                                                                | 0     |
| FTA                   | N/A                                                           | 0                                                                | 0     |
| GLS                   | N/A                                                           | 0                                                                | 0     |
| MARAD                 | N/A                                                           | 0                                                                | 0     |
| OIG                   | N/A                                                           | 0                                                                | 0     |
| OST                   | Unable to Locate or Contact Requester                         | 1                                                                | 1     |
| PHMSA                 | Directed Requester to Publicly Available<br>Information       | 9                                                                | 9     |
| AGENCY<br>OVERALL     |                                                               |                                                                  | 45    |

**V.B.(3). DISPOSITION OF FOIA REQUESTS -- NUMBER OF TIMES EXEMPTIONS APPLIED**

| Agency /<br>Component | Ex.<br>1 | Ex.<br>2 | Ex.<br>3 | Ex.<br>4 | Ex.<br>5 | Ex. 6 | Ex.<br>7(A) | Ex.<br>7(B) | Ex.<br>7(C) | Ex.<br>7(D) | Ex.<br>7(E) | Ex.<br>7(F) | Ex.<br>8 | Ex.<br>9 |
|-----------------------|----------|----------|----------|----------|----------|-------|-------------|-------------|-------------|-------------|-------------|-------------|----------|----------|
| FAA                   | 0        | 21       | 67       | 113      | 432      | 1042  | 79          | 2           | 51          | 4           | 12          | 4           | 0        | 0        |
| FHWA                  | 0        | 0        | 6        | 34       | 54       | 58    | 0           | 0           | 1           | 0           | 0           | 0           | 0        | 0        |
| FMCSA                 | 0        | 0        | 764      | 78       | 3        | 3431  | 2           | 0           | 1867        | 654         | 1           | 0           | 0        | 0        |
| FRA                   | 0        | 0        | 0        | 16       | 23       | 82    | 0           | 0           | 55          | 0           | 0           | 0           | 0        | 0        |
| FTA                   | 0        | 0        | 2        | 5        | 4        | 32    | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| GLS                   | 0        | 1        | 0        | 0        | 0        | 1     | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| MARAD                 | 0        | 0        | 1        | 23       | 45       | 32    | 0           | 1           | 0           | 0           | 0           | 0           | 0        | 0        |
| NHTSA                 | 0        | 0        | 3        | 3        | 3        | 22    | 1           | 0           | 3           | 0           | 0           | 0           | 0        | 0        |
| OIG                   | 0        | 0        | 3        | 4        | 21       | 40    | 4           | 0           | 33          | 3           | 11          | 0           | 0        | 0        |
| OST                   | 0        | 1        | 1        | 16       | 41       | 47    | 6           | 0           | 4           | 0           | 2           | 0           | 0        | 0        |
| PHMSA                 | 0        | 0        | 0        | 4        | 5        | 15    | 6           | 0           | 5           | 0           | 0           | 5           | 0        | 0        |
| AGENCY<br>OVERALL     | 0        | 23       | 847      | 296      | 631      | 4802  | 98          | 3           | 2019        | 661         | 26          | 9           | 0        | 0        |

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

| Agency /<br>Component | Number of<br>Appeals<br>Pending as of<br>Start<br>of Fiscal Year | Number of<br>Appeals<br>Received<br>in Fiscal Year | Number of<br>Appeals<br>Processed<br>in Fiscal Year | Number of<br>Appeals<br>Pending as of<br>End<br>of Fiscal Year |
|-----------------------|------------------------------------------------------------------|----------------------------------------------------|-----------------------------------------------------|----------------------------------------------------------------|
| FAA                   | 110                                                              | 58                                                 | 22                                                  | 146                                                            |
| FHWA                  | 1                                                                | 7                                                  | 8                                                   | 0                                                              |
| FMCSA                 | 5                                                                | 2                                                  | 3                                                   | 4                                                              |
| FRA                   | 0                                                                | 1                                                  | 1                                                   | 0                                                              |
| FTA                   | 0                                                                | 0                                                  | 0                                                   | 0                                                              |
| GLS                   | 0                                                                | 0                                                  | 0                                                   | 0                                                              |
| MARAD                 | 1                                                                | 4                                                  | 3                                                   | 2                                                              |
| NHTSA                 | 6                                                                | 10                                                 | 12                                                  | 4                                                              |
| OIG                   | 0                                                                | 7                                                  | 4                                                   | 3                                                              |
| OST                   | 3                                                                | 3                                                  | 6                                                   | 0                                                              |
| PHMSA                 | 0                                                                | 8                                                  | 5                                                   | 3                                                              |
| AGENCY<br>OVERALL     | 126                                                              | 100                                                | 64                                                  | 162                                                            |

*After reviewing its database, DOT updated the number of appeals pending at the start of the Fiscal Year for the following components: FAA, FMCSA, FRA and FTA.*

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

| Agency /<br>Component | Number<br>Affirmed on<br>Appeal | Number Partially<br>Affirmed & Partially<br>Reversed/Remanded<br>on Appeal | Number Completely<br>Reversed/Remanded<br>on Appeal | Number of<br>Appeals<br>Closed for<br>Other<br>Reasons | TOTAL |
|-----------------------|---------------------------------|----------------------------------------------------------------------------|-----------------------------------------------------|--------------------------------------------------------|-------|
| FAA                   | 4                               | 16                                                                         | 0                                                   | 2                                                      | 22    |
| FHWA                  | 1                               | 2                                                                          | 5                                                   | 0                                                      | 8     |
| FMCSA                 | 2                               | 0                                                                          | 0                                                   | 1                                                      | 3     |
| FRA                   | 1                               | 0                                                                          | 0                                                   | 0                                                      | 1     |
| FTA                   | 0                               | 0                                                                          | 0                                                   | 0                                                      | 0     |
| GLS                   | 0                               | 0                                                                          | 0                                                   | 0                                                      | 0     |
| MARAD                 | 0                               | 2                                                                          | 0                                                   | 1                                                      | 3     |
| NHTSA                 | 5                               | 0                                                                          | 6                                                   | 1                                                      | 12    |
| OIG                   | 4                               | 0                                                                          | 0                                                   | 0                                                      | 4     |
| OST                   | 2                               | 1                                                                          | 0                                                   | 3                                                      | 6     |
| PHMSA                 | 0                               | 2                                                                          | 0                                                   | 3                                                      | 5     |
| AGENCY<br>OVERALL     | 19                              | 23                                                                         | 11                                                  | 11                                                     | 64    |

**VI.C.(1). REASONS FOR DENIAL ON APPEAL -- NUMBER OF TIMES EXEMPTIONS APPLIED**

| Agency /<br>Component | Ex.<br>1 | Ex.<br>2 | Ex.<br>3 | Ex.<br>4 | Ex.<br>5 | Ex.<br>6 | Ex.<br>7(A) | Ex.<br>7(B) | Ex.<br>7(C) | Ex.<br>7(D) | Ex.<br>7(E) | Ex.<br>7(F) | Ex.<br>8 | Ex.<br>9 |
|-----------------------|----------|----------|----------|----------|----------|----------|-------------|-------------|-------------|-------------|-------------|-------------|----------|----------|
| FAA                   | 0        | 0        | 0        | 1        | 4        | 6        | 4           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| FHWA                  | 0        | 0        | 1        | 1        | 0        | 0        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| FMCSA                 | 0        | 0        | 0        | 0        | 0        | 0        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| FRA                   | 0        | 0        | 0        | 0        | 0        | 0        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| FTA                   | 0        | 0        | 0        | 0        | 0        | 0        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| GLS                   | 0        | 0        | 0        | 0        | 0        | 0        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| MARAD                 | 0        | 0        | 0        | 1        | 2        | 2        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| NHTSA                 | 0        | 0        | 0        | 0        | 0        | 0        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| OIG                   | 0        | 0        | 0        | 0        | 0        | 1        | 0           | 0           | 1           | 0           | 0           | 0           | 0        | 0        |
| OST                   | 0        | 0        | 0        | 0        | 1        | 0        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| PHMSA                 | 0        | 0        | 0        | 0        | 0        | 0        | 0           | 0           | 0           | 0           | 0           | 0           | 0        | 0        |
| AGENCY<br>OVERALL     | 0        | 0        | 1        | 3        | 7        | 9        | 4           | 0           | 1           | 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 |
|--------------------|------------|-------------------------------------------|-------------------|--------------------|----------------------------------|------------------------------------|-------------------|-----------------------------|-----------------------|-------------------------------------------------------------------|-------------------------------|
| FAA                | 0          | 0                                         | 2                 | 1                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 2                             |
| FHWA               | 0          | 0                                         | 0                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| FMCSA              | 0          | 0                                         | 0                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| FRA                | 0          | 0                                         | 0                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| FTA                | 0          | 0                                         | 0                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| GLS                | 0          | 0                                         | 0                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| MARAD              | 0          | 0                                         | 1                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| NHTSA              | 1          | 0                                         | 0                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| OIG                | 4          | 0                                         | 0                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| OST                | 0          | 0                                         | 1                 | 0                  | 0                                | 0                                  | 0                 | 0                           | 0                     | 0                                                                 | 0                             |
| PHMSA              | 1          | 0                                         | 0                 | 0                  | 0                                | 0                                  | 0                 | 1                           | 0                     | 0                                                                 | 0                             |
| AGENCY OVERALL     | 6          | 0                                         | 4                 | 1                  | 0                                | 0                                  | 0                 | 1                           | 0                     | 0                                                                 | 2                             |

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

| Agency /<br>Component | Description of "Other" Reasons for Denial on<br>Appeal from Chart C(2) | Number of<br>Times<br>"Other"<br>Reason<br>Was Relied<br>Upon | TOTAL |
|-----------------------|------------------------------------------------------------------------|---------------------------------------------------------------|-------|
| FAA                   | Litigation.                                                            | 2                                                             | 2     |
| FHWA                  | N/A                                                                    | 0                                                             | 0     |
| FMCSA                 | N/A                                                                    | 0                                                             | 0     |
| FRA                   | N/A                                                                    | 0                                                             | 0     |
| FTA                   | N/A                                                                    | 0                                                             | 0     |
| GLS                   | N/A                                                                    | 0                                                             | 0     |
| MARAD                 | N/A                                                                    | 0                                                             | 0     |
| NHTSA                 | N/A                                                                    | 0                                                             | 0     |
| OIG                   | N/A                                                                    | 0                                                             | 0     |
| OST                   | N/A                                                                    | 0                                                             | 0     |
| PHMSA                 | N/A                                                                    | 0                                                             | 0     |
| AGENCY<br>OVERALL     |                                                                        |                                                               | 2     |

**VI.C.(4). RESPONSE TIME FOR ADMINISTRATIVE APPEALS**

| Agency /<br>Component | Median Number<br>of Days | Average<br>Number of Days | Lowest Number<br>of Days | Highest Number<br>of Days |
|-----------------------|--------------------------|---------------------------|--------------------------|---------------------------|
| FAA                   | 5                        | 33                        | <1                       | 282                       |
| FHWA                  | <1                       | 8.78                      | <1                       | 40                        |
| FMCSA                 | <1                       | 93.89                     | <1                       | 295                       |
| FRA                   | <1                       | 28.67                     | <1                       | 86                        |
| FTA                   | <1                       | <1                        | <1                       | <1                        |
| GLS                   | <1                       | <1                        | <1                       | <1                        |
| MARAD                 | 86.00                    | 63.00                     | <1                       | 126                       |
| NHTSA                 | <1                       | 46.97                     | <1                       | 548                       |
| OIG                   | 47                       | 44.2                      | 33                       | 50                        |
| OST                   | 71.00                    | 103.67                    | <1                       | 738                       |
| PHMSA                 | <1                       | 4.40                      | <1                       | 23                        |
| AGENCY<br>OVERALL     | 33.50                    | 75.17                     | <1                       | 738                       |

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

[illegible]



|                |                        |            |            |            |            |            |            |            |            |            |            |
|----------------|------------------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|
| PHMSA          | Date of Appeal         | N/A        | N/A        | N/A        | N/A        | N/A        | N/A        | N/A        | 2021-07-01 | 2020-12-30 | 2020-11-13 |
|                | Number of Days Pending | 0          | 0          | 0          | 0          | 0          | 0          | 0          | 64         | 191        | 222        |
| AGENCY OVERALL | Date of Appeal         | 2016-08-23 | 2016-08-23 | 2016-08-23 | 2016-08-23 | 2016-08-17 | 2015-11-24 | 2015-11-19 | 2015-11-19 | 2015-09-18 | 2015-07-17 |
|                | Number of Days Pending | 1277       | 1277       | 1277       | 1277       | 1281       | 1465       | 1468       | 1468       | 1510       | 1554       |

# **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 |
| FAA                | 15                    | 34                     | <1                    | 2103                   | 43                    | 151                    | <1                    | 2132                   | 13                    | 43                     | 10                    | 136                    |
| FHWA               | 17.00                 | 43.19                  | 1                     | 528                    | 166.0                 | 173.9                  | 7                     | 528                    | 20.00                 | 34.00                  | 3                     | 122                    |
| FMCSA              | 99.00                 | 97.87                  | <1                    | 442                    | 152.00                | 208.10                 | <1                    | 823                    | N/A                   | N/A                    | N/A                   | N/A                    |
| FRA                | 223.00                | 250.29                 | <1                    | 836                    | 60                    | 115.53                 | <1                    | 1297                   | N/A                   | N/A                    | N/A                   | N/A                    |
| FTA                | 22.00                 | 32.08                  | <1                    | 354                    | N/A                   | N/A                    | N/A                   | N/A                    | N/A                   | N/A                    | N/A                   | N/A                    |
| GLS                | N/A                   | N/A                    | N/A                   | N/A                    | 7                     | 7                      | 2                     | 12                     | N/A                   | N/A                    | N/A                   | N/A                    |
| MARAD              | 8.00                  | 26.12                  | <1                    | 378                    | 117.00                | 246.70                 | 21                    | 712                    | N/A                   | N/A                    | N/A                   | N/A                    |
| NHTSA              | 55.00                 | 113.79                 | <1                    | 731                    | 60.00                 | 187.27                 | 31                    | 564                    | N/A                   | N/A                    | N/A                   | N/A                    |
| OIG                | 17                    | 39.72                  | 1                     | 368                    | 141                   | 191.31                 | 29                    | 392                    | 2                     | 2                      | 2                     | 2                      |
| OST                | 1.50                  | 19.57                  | <1                    | 789                    | 80.00                 | 271.99                 | <1                    | 1132                   | N/A                   | N/A                    | N/A                   | N/A                    |
| PHMSA              | 11.00                 | 16.55                  | <1                    | 95                     | 276.00                | 330.11                 | 10                    | 999                    | N/A                   | N/A                    | N/A                   | N/A                    |
| AGENCY OVERALL     | 18                    | 67.65                  | <1                    | 2103                   | 124.00                | 209.43                 | <1                    | 2132                   | 20.00                 | 34.00                  | 2                     | 136                    |

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

| Agency /<br>Component | SIMPLE                      |                              |                             |                              | COMPLEX                     |                              |                             |                              | EXPEDITED PROCESSING        |                              |                             |                              |
|-----------------------|-----------------------------|------------------------------|-----------------------------|------------------------------|-----------------------------|------------------------------|-----------------------------|------------------------------|-----------------------------|------------------------------|-----------------------------|------------------------------|
|                       | Median<br>Number<br>of Days | Average<br>Number<br>of Days | Lowest<br>Number<br>of Days | Highest<br>Number<br>of Days | Median<br>Number<br>of Days | Average<br>Number<br>of Days | Lowest<br>Number<br>of Days | Highest<br>Number<br>of Days | Median<br>Number<br>of Days | Average<br>Number<br>of Days | Lowest<br>Number<br>of Days | Highest<br>Number<br>of Days |
| FAA                   | 16                          | 33                           | <1                          | 2065                         | 42                          | 142                          | 2                           | 2132                         | 12                          | 12                           | 10                          | 13                           |
| FHWA                  | 20.50                       | 56.34                        | 1                           | 528                          | 202                         | 208.03                       | 14                          | 528                          | 30.00                       | 49.5                         | 10                          | 122                          |
| FMCSA                 | 105.00                      | 102.26                       | <1                          | 442                          | 109.00                      | 176.20                       | <1                          | 823                          | N/A                         | N/A                          | N/A                         | N/A                          |
| FRA                   | 268.00                      | 313.84                       | 11                          | 836                          | 93.5                        | 148.33                       | 5                           | 1297                         | N/A                         | N/A                          | N/A                         | N/A                          |
| FTA                   | 24.00                       | 36.3                         | <1                          | 354                          | N/A                         | N/A                          | N/A                         | N/A                          | N/A                         | N/A                          | N/A                         | N/A                          |
| GLS                   | N/A                         | N/A                          | N/A                         | N/A                          | 12                          | 12                           | 12                          | 12                           | N/A                         | N/A                          | N/A                         | N/A                          |
| MARAD                 | 8.50                        | 36.43                        | <1                          | 378                          | 135.50                      | 256.79                       | 21                          | 712                          | N/A                         | N/A                          | N/A                         | N/A                          |
| NHTSA                 | 77.50                       | 136.48                       | 1                           | 731                          | 277.50                      | 234.00                       | 60                          | 321                          | N/A                         | N/A                          | N/A                         | N/A                          |
| OIG                   | 44                          | 68.74                        | 4                           | 368                          | 175.5                       | 212.1                        | 38                          | 392                          | N/A                         | N/A                          | N/A                         | N/A                          |
| OST                   | 7.00                        | 62.28                        | <1                          | 789                          | 76.50                       | 208.04                       | <1                          | 978                          | N/A                         | N/A                          | N/A                         | N/A                          |
| PHMSA                 | 12.00                       | 19.11                        | <1                          | 95                           | 191.00                      | 202.50                       | 12                          | 501                          | N/A                         | N/A                          | N/A                         | N/A                          |
| AGENCY<br>OVERALL     | 19                          | 69.19                        | <1                          | 2065                         | 109                         | 181                          | <1                          | 2132                         | 30.00                       | 40.20                        | 10                          | 122                          |

# **VII.C. PROCESSED SIMPLE REQUESTS -- RESPONSE TIME IN DAY INCREMENTS**

| Agency /<br>Component | <1-<br>20<br>Days | 21-<br>40<br>Days | 41-<br>60<br>Days | 61-<br>80<br>Days | 81-<br>100<br>Days | 101-<br>120<br>Days | 121-<br>140<br>Days | 141-<br>160<br>Days | 161-<br>180<br>Days | 181-<br>200<br>Days | 201-<br>300<br>Days | 301-<br>400<br>Days | 401+<br>Days | TOTAL |
|-----------------------|-------------------|-------------------|-------------------|-------------------|--------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|--------------|-------|
| FAA                   | 7100              | 561               | 165               | 75                | 42                 | 40                  | 29                  | 30                  | 22                  | 16                  | 52                  | 41                  | 107          | 8280  |
| FHWA                  | 125               | 24                | 17                | 9                 | 6                  | 5                   | 7                   | 5                   | 5                   | 6                   | 3                   | 0                   | 1            | 213   |
| FMCSA                 | 868               | 305               | 184               | 144               | 244                | 267                 | 322                 | 264                 | 329                 | 240                 | 258                 | 21                  | 7            | 3453  |
| FRA                   | 16                | 6                 | 5                 | 5                 | 4                  | 0                   | 0                   | 2                   | 2                   | 2                   | 16                  | 11                  | 18           | 87    |
| FTA                   | 100               | 65                | 25                | 12                | 2                  | 2                   | 2                   | 3                   | 0                   | 0                   | 2                   | 1                   | 0            | 214   |
| GLS                   | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| MARAD                 | 61                | 1                 | 0                 | 0                 | 1                  | 0                   | 0                   | 1                   | 0                   | 0                   | 1                   | 2                   | 0            | 67    |
| NHTSA                 | 46                | 19                | 26                | 14                | 8                  | 7                   | 3                   | 5                   | 3                   | 1                   | 14                  | 5                   | 14           | 165   |
| OIG                   | 1                 | 37                | 14                | 9                 | 5                  | 2                   | 0                   | 1                   | 0                   | 0                   | 2                   | 0                   | 0            | 71    |
| OST                   | 118               | 5                 | 0                 | 1                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 3            | 127   |
| PHMSA                 | 132               | 23                | 15                | 5                 | 3                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 178   |
| AGENCY<br>OVERALL     | 8567              | 1046              | 451               | 274               | 315                | 323                 | 363                 | 311                 | 361                 | 265                 | 348                 | 81                  | 150          | 12855 |

# **VII.C. PROCESSED COMPLEX REQUESTS -- RESPONSE TIME IN DAY INCREMENTS**

| Agency /<br>Component | <1-<br>20<br>Days | 21-<br>40<br>Days | 41-<br>60<br>Days | 61-<br>80<br>Days | 81-<br>100<br>Days | 101-<br>120<br>Days | 121-<br>140<br>Days | 141-<br>160<br>Days | 161-<br>180<br>Days | 181-<br>200<br>Days | 201-<br>300<br>Days | 301-<br>400<br>Days | 401+<br>Days | TOTAL |
|-----------------------|-------------------|-------------------|-------------------|-------------------|--------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|--------------|-------|
| FAA                   | 101               | 55                | 26                | 12                | 6                  | 5                   | 4                   | 3                   | 3                   | 2                   | 10                  | 8                   | 17           | 252   |
| FHWA                  | 5                 | 3                 | 2                 | 4                 | 0                  | 2                   | 2                   | 1                   | 3                   | 1                   | 12                  | 2                   | 3            | 40    |
| FMCSA                 | 169               | 59                | 38                | 26                | 27                 | 25                  | 25                  | 34                  | 24                  | 24                  | 71                  | 74                  | 180          | 776   |
| FRA                   | 45                | 25                | 18                | 7                 | 15                 | 11                  | 3                   | 4                   | 7                   | 9                   | 19                  | 7                   | 5            | 175   |
| FTA                   | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| GLS                   | 2                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 2     |
| MARAD                 | 0                 | 10                | 2                 | 4                 | 4                  | 3                   | 0                   | 3                   | 1                   | 1                   | 2                   | 0                   | 14           | 44    |
| NHTSA                 | 0                 | 1                 | 5                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 1                   | 3                   | 1            | 11    |
| OIG                   | 0                 | 2                 | 2                 | 0                 | 0                  | 0                   | 2                   | 1                   | 0                   | 0                   | 2                   | 4                   | 0            | 13    |
| OST                   | 70                | 30                | 15                | 10                | 4                  | 5                   | 5                   | 4                   | 7                   | 4                   | 16                  | 9                   | 69           | 248   |
| PHMSA                 | 2                 | 0                 | 0                 | 2                 | 0                  | 0                   | 1                   | 1                   | 1                   | 0                   | 4                   | 1                   | 6            | 18    |
| AGENCY<br>OVERALL     | 394               | 185               | 108               | 65                | 56                 | 51                  | 42                  | 51                  | 46                  | 41                  | 137                 | 108                 | 295          | 1579  |

# **VII.C. PROCESSED REQUESTS GRANTED EXPEDITED PROCESSING -- RESPONSE TIME IN DAY INCREMENTS**

| Agency /<br>Component | <1-<br>20<br>Days | 21-<br>40<br>Days | 41-<br>60<br>Days | 61-<br>80<br>Days | 81-<br>100<br>Days | 101-<br>120<br>Days | 121-<br>140<br>Days | 141-<br>160<br>Days | 161-<br>180<br>Days | 181-<br>200<br>Days | 201-<br>300<br>Days | 301-<br>400<br>Days | 401+<br>Days | TOTAL |
|-----------------------|-------------------|-------------------|-------------------|-------------------|--------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|--------------|-------|
| FAA                   | 4                 | 0                 | 0                 | 0                 | 0                  | 0                   | 1                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 5     |
| FHWA                  | 3                 | 2                 | 0                 | 0                 | 0                  | 0                   | 1                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 6     |
| FMCSA                 | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| FRA                   | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| FTA                   | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| GLS                   | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| MARAD                 | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| NHTSA                 | 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     |
| OST                   | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| PHMSA                 | 0                 | 0                 | 0                 | 0                 | 0                  | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 0     |
| AGENCY<br>OVERALL     | 8                 | 2                 | 0                 | 0                 | 0                  | 0                   | 2                   | 0                   | 0                   | 0                   | 0                   | 0                   | 0            | 12    |

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

| Agency /<br>Component | SIMPLE            |                             |                              | COMPLEX           |                             |                              | EXPEDITED PROCESSING |                             |                              |
|-----------------------|-------------------|-----------------------------|------------------------------|-------------------|-----------------------------|------------------------------|----------------------|-----------------------------|------------------------------|
|                       | Number<br>Pending | Median<br>Number<br>of Days | Average<br>Number<br>of Days | Number<br>Pending | Median<br>Number<br>of Days | Average<br>Number<br>of Days | Number<br>Pending    | Median<br>Number<br>of Days | Average<br>Number<br>of Days |
| FAA                   | 1355              | 141                         | 285                          | 535               | 165                         | 295                          | 0                    | N/A                         | N/A                          |
| FHWA                  | 30                | 42.5                        | 68                           | 13                | 122                         | 145                          | 4                    | 335                         | 319                          |
| FMCSA                 | 1787              | 93                          | 103                          | 1423              | 232                         | 253                          | 0                    | N/A                         | N/A                          |
| FRA                   | 20                | 272.5                       | 253                          | 148               | 115.5                       | 177                          | 0                    | N/A                         | N/A                          |
| FTA                   | 30                | 87                          | 296                          | 0                 | N/A                         | N/A                          | 0                    | N/A                         | N/A                          |
| GLS                   | 0                 | N/A                         | N/A                          | 0                 | N/A                         | N/A                          | 0                    | N/A                         | N/A                          |
| MARAD                 | 13                | 116                         | 161                          | 7                 | 408                         | 339                          | 0                    | N/A                         | N/A                          |
| NHTSA                 | 214               | 167.5                       | 245                          | 123               | 416                         | 499                          | 0                    | N/A                         | N/A                          |
| OIG                   | 21                | 74                          | 109                          | 6                 | 117                         | 168                          | 0                    | N/A                         | N/A                          |
| OST                   | 23                | 146                         | 298                          | 639               | 585                         | 577                          | 21                   | 185                         | 276                          |
| PHMSA                 | 57                | 63                          | 122                          | 70                | 310                         | 405                          | 0                    | N/A                         | N/A                          |
| AGENCY<br>OVERALL     | 3550              | 102                         | 245.68                       | 2964              | 298                         | 351.28                       | 25                   | 196                         | 283                          |

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

| Agency / Component |                        | 10th Oldest Request | 9th        | 8th        | 7th        | 6th        | 5th        | 4th        | 3rd        | 2nd        | Oldest Request |
|--------------------|------------------------|---------------------|------------|------------|------------|------------|------------|------------|------------|------------|----------------|
| FAA                | Date of Receipt        | 2014-08-08          | 2014-07-10 | 2014-07-01 | 2014-06-19 | 2014-05-23 | 2014-03-27 | 2014-03-24 | 2014-02-06 | 2014-01-27 | 2014-01-09     |
|                    | Number of Days Pending | 1817                | 1838       | 1842       | 1852       | 1868       | 1909       | 1926       | 1933       | 1951       | 1962           |
| FHWA               | Date of Receipt        | 2020-12-21          | 2020-12-07 | 2020-12-02 | 2020-11-10 | 2020-11-06 | 2020-08-14 | 2020-07-01 | 2019-11-26 | 2019-11-12 | 2019-10-09     |
|                    | Number of Days Pending | 197                 | 207        | 210        | 224        | 226        | 284        | 315        | 465        | 475        | 497            |
| FMCSA              | Date of Receipt        | 2018-11-26          | 2018-11-07 | 2018-10-25 | 2018-10-16 | 2018-10-15 | 2018-09-10 | 2018-08-10 | 2018-04-03 | 2017-04-12 | 2016-11-14     |
|                    | Number of Days Pending | 717                 | 728        | 737        | 744        | 745        | 769        | 789        | 880        | 1124       | 1226           |
| FRA                | Date of Receipt        | 2019-11-20          | 2019-10-29 | 2019-05-06 | 2019-03-26 | 2019-02-21 | 2018-09-24 | 2018-09-19 | 2018-03-15 | 2017-06-29 | 2017-06-29     |
|                    | Number of Days Pending | 469                 | 484        | 606        | 635        | 658        | 759        | 762        | 893        | 1069       | 1069           |
| FTA                | Date of Receipt        | 2020-02-24          | 2020-02-24 | 2019-04-16 | 2018-10-03 | 2018-05-30 | 2018-02-07 | 2018-01-30 | 2018-01-30 | 2018-01-30 | 2017-09-14     |

|       |                        |            |            |            |            |            |            |            |            |            |            |
|-------|------------------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|
|       | Number of Days Pending | 406        | 406        | 620        | 752        | 840        | 918        | 924        | 924        | 924        | 1016       |
| GLS   | 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          |
| MARAD | Date of Receipt        | 2021-04-13 | 2021-04-13 | 2021-03-04 | 2020-05-18 | 2020-03-24 | 2020-02-19 | 2019-11-01 | 2019-05-10 | 2019-04-11 | 2018-11-28 |
|       | Number of Days Pending | 120        | 120        | 148        | 346        | 385        | 409        | 481        | 602        | 623        | 715        |
| NHTSA | Date of Receipt        | 2017-08-17 | 2017-07-19 | 2017-05-25 | 2017-04-25 | 2016-07-19 | 2015-12-01 | 2015-01-30 | 2014-12-06 | 2014-07-22 | 2014-05-27 |
|       | Number of Days Pending | 977        | 1056       | 1093       | 1115       | 1307       | 1466       | 1676       | 1712       | 1807       | 1846       |
| OIG   | Date of Receipt        | 2021-03-31 | 2021-03-24 | 2021-03-04 | 2021-01-26 | 2021-01-25 | 2021-01-25 | 2020-08-24 | 2020-06-17 | 2020-06-17 | 2019-12-10 |
|       | Number of Days Pending | 128        | 133        | 147        | 173        | 174        | 174        | 277        | 324        | 324        | 455        |
| OST   | Date of Receipt        | 2017-03-27 | 2017-03-27 | 2017-03-24 | 2017-02-23 | 2017-02-21 | 2017-02-17 | 2017-02-06 | 2017-02-06 | 2017-02-03 | 2017-02-01 |
|       | Number of Days Pending | 1136       | 1136       | 1137       | 1158       | 1160       | 1161       | 1170       | 1170       | 1171       | 1173       |

|                |                        |            |            |            |            |            |            |            |            |            |            |
|----------------|------------------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|
| PHMSA          | Date of Receipt        | 2018-06-21 | 2018-06-06 | 2018-04-09 | 2018-04-03 | 2018-03-09 | 2018-02-16 | 2018-02-14 | 2017-09-25 | 2017-09-12 | 2017-03-13 |
|                | Number of Days Pending | 824        | 835        | 876        | 880        | 897        | 911        | 913        | 1009       | 1018       | 1146       |
| AGENCY OVERALL | Date of Receipt        | 2017-02-06 | 2017-02-03 | 2017-02-01 | 2016-11-14 | 2016-07-19 | 2015-12-01 | 2015-01-30 | 2014-12-06 | 2014-07-22 | 2014-05-27 |
|                | Number of Days Pending | 1170       | 1171       | 1173       | 1226       | 1307       | 1466       | 1676       | 1712       | 1807       | 1846       |

**VIII.A. REQUESTS FOR EXPEDITED PROCESSING**

| Agency /<br>Component | Number<br>Granted | Number<br>Denied | Median<br>Number of<br>Days to<br>Adjudicate | Average<br>Number of<br>Days to<br>Adjudicate | Number<br>Adjudicated<br>Within Ten<br>Calendar<br>Days |
|-----------------------|-------------------|------------------|----------------------------------------------|-----------------------------------------------|---------------------------------------------------------|
| FAA                   | 5                 | 175              | <1                                           | 4                                             | 170                                                     |
| FHWA                  | 6                 | 2                | 0.5                                          | 2.75                                          | 7                                                       |
| FMCSA                 | 0                 | 0                | 0                                            | 0                                             | 0                                                       |
| FRA                   | 0                 | 0                | 0                                            | 0                                             | 0                                                       |
| FTA                   | 0                 | 0                | 0                                            | 0                                             | 0                                                       |
| GLS                   | 0                 | 0                | 0                                            | 0                                             | 0                                                       |
| MARAD                 | 0                 | 1                | 9                                            | 9                                             | 1                                                       |
| NHTSA                 | 0                 | 1                | 11                                           | 11                                            | 0                                                       |
| OIG                   | 1                 | 4                | 1                                            | 1                                             | 5                                                       |
| OST                   | 1                 | 0                | 3                                            | 3                                             | 1                                                       |
| PHMSA                 | 0                 | 7                | 8                                            | 19.71                                         | 4                                                       |
| AGENCY<br>OVERALL     | 13                | 190              | <1                                           | 6.59                                          | 188                                                     |

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

| Agency /<br>Component | Number<br>Granted | Number Denied | Median Number<br>of Days to<br>Adjudicate | Average<br>Number of Days<br>to Adjudicate |
|-----------------------|-------------------|---------------|-------------------------------------------|--------------------------------------------|
| FAA                   | 21                | 53            | <1                                        | 15                                         |
| FHWA                  | 34                | 2             | <1                                        | 2.39                                       |
| FMCSA                 | 0                 | 0             | N/A                                       | N/A                                        |
| FRA                   | 18                | 0             | <1                                        | <1                                         |
| FTA                   | 0                 | 0             | N/A                                       | N/A                                        |
| GLS                   | 0                 | 0             | N/A                                       | N/A                                        |
| MARAD                 | 1                 | 0             | <1                                        | <1                                         |
| NHTSA                 | 0                 | 0             | N/A                                       | N/A                                        |
| OIG                   | 13                | 4             | 1                                         | 1                                          |
| OST                   | 0                 | 0             | N/A                                       | N/A                                        |
| PHMSA                 | 0                 | 2             | 0.5                                       | 0.5                                        |
| AGENCY<br>OVERALL     | 87                | 61            | <1                                        | 7.82                                       |

## IX. FOIA Personnel and Costs

| Agency /<br>Component | PERSONNEL                                     |                                                             |                                                        | COSTS               |                                 |             |
|-----------------------|-----------------------------------------------|-------------------------------------------------------------|--------------------------------------------------------|---------------------|---------------------------------|-------------|
|                       | Number of<br>"Full-Time<br>FOIA<br>Employees" | Number of<br>"Equivalent<br>Full-Time<br>FOIA<br>Employees" | Total<br>Number<br>of "Full-<br>Time<br>FOIA<br>Staff" | Processing<br>Costs | Litigation-<br>Related<br>Costs | Total Costs |
| FAA                   | 24                                            | 31.08                                                       | 55.08                                                  | 8288636.19          | 50441.00                        | 8339077.19  |
| FHWA                  | 2                                             | 4.28                                                        | 6.28                                                   | 1070999.89          | 6878.00                         | 1077877.89  |
| FMCSA                 | 16                                            | 0.00                                                        | 16.00                                                  | 1813333.40          | 5000.00                         | 1818333.40  |
| FRA                   | 3                                             | 1.80                                                        | 4.80                                                   | 1715015.18          | 402.00                          | 1715417.18  |
| FTA                   | 0                                             | 1.60                                                        | 1.60                                                   | 240077.83           | 0.00                            | 240077.83   |
| GLS                   | 0                                             | 0.02                                                        | 0.02                                                   | 26133.97            | 0.00                            | 26133.97    |
| MARAD                 | 2                                             | 0.50                                                        | 2.50                                                   | 357524.64           | 0.00                            | 357524.64   |
| NHTSA                 | 2                                             | 5.04                                                        | 7.04                                                   | 1044954.30          | 20635.00                        | 1065589.30  |
| OIG                   | 2                                             | 1.40                                                        | 3.40                                                   | 438220.97           | 4585.56                         | 442806.53   |
| OST                   | 5                                             | 0.16                                                        | 5.16                                                   | 820660.07           | 22240.00                        | 842900.07   |
| PHMSA                 | 2                                             | 1.93                                                        | 3.93                                                   | 472268.24           | 10284.44                        | 482552.68   |
| AGENCY<br>OVERALL     | 58                                            | 47.81                                                       | 105.81                                                 | 16287824.68         | 120466.00                       | 16408290.68 |

**X. Fees Collected for Processing Requests**

| Agency /<br>Component | Total Amount of<br>Fees Collected | Percentage of<br>Total Costs |
|-----------------------|-----------------------------------|------------------------------|
| FAA                   | 176,140.77                        | 2.1300                       |
| FHWA                  | 8622.00                           | 0.8100                       |
| FMCSA                 | 0.00                              | 0.0000                       |
| FRA                   | 0.00                              | 0.0000                       |
| FTA                   | 0.00                              | 0.0000                       |
| GLS                   | 0.00                              | 0.0000                       |
| MARAD                 | 4,858.00                          | 1.3600                       |
| NHTSA                 | 0.00                              | 0.0000                       |
| OIG                   | 0.00                              | 0.0000                       |
| OST                   | 0.00                              | 0.0000                       |
| PHMSA                 | 344.00                            | 0.0700                       |
| AGENCY<br>OVERALL     | 189,964.77                        | 1.1700                       |

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

| Agency /<br>Component | Number of Times Subsection Used |
|-----------------------|---------------------------------|
| FAA                   | 0                               |
| FHWA                  | 0                               |
| FMCSA                 | 0                               |
| FRA                   | 0                               |
| FTA                   | 0                               |
| GLS                   | 0                               |
| MARAD                 | 0                               |
| NHTSA                 | 0                               |
| OIG                   | 0                               |
| OST                   | 0                               |
| PHMSA                 | 0                               |
| AGENCY OVERALL        | 0                               |

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

| Agency /<br>Component | Number of<br>Records Posted<br>by the FOIA<br>Office | Number of<br>Records Posted<br>by Program<br>Offices |
|-----------------------|------------------------------------------------------|------------------------------------------------------|
| FAA                   | 0                                                    | 0                                                    |
| FHWA                  | 1                                                    | 0                                                    |
| FMCSA                 | 876                                                  | 0                                                    |
| FRA                   | 1                                                    | 0                                                    |
| FTA                   | 0                                                    | 0                                                    |
| GLS                   | 0                                                    | 0                                                    |
| MARAD                 | 0                                                    | 0                                                    |
| NHTSA                 | 146                                                  | 0                                                    |
| OIG                   | 0                                                    | 210                                                  |
| OST                   | 16                                                   | 0                                                    |
| PHMSA                 | 0                                                    | 0                                                    |
| AGENCY<br>OVERALL     | 1040                                                 | 210                                                  |

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

| Agency /<br>Component | Number of<br>Backlogged<br>Requests as of<br>End of Fiscal<br>Year | Number of<br>Backlogged<br>Appeals as of<br>End of Fiscal<br>Year |
|-----------------------|--------------------------------------------------------------------|-------------------------------------------------------------------|
| FAA                   | 688                                                                | 146                                                               |
| FHWA                  | 31                                                                 | 0                                                                 |
| FMCSA                 | 2784                                                               | 4                                                                 |
| FRA                   | 156                                                                | 0                                                                 |
| FTA                   | 20                                                                 | 0                                                                 |
| GLS                   | 0                                                                  | 0                                                                 |
| MARAD                 | 16                                                                 | 2                                                                 |
| NHTSA                 | 316                                                                | 4                                                                 |
| OIG                   | 26                                                                 | 2                                                                 |
| OST                   | 666                                                                | 0                                                                 |
| PHMSA                 | 108                                                                | 3                                                                 |
| AGENCY<br>OVERALL     | 4811                                                               | 161                                                               |

## XII.B. CONSULTATIONS ON FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING CONSULTATIONS

| Agency /<br>Component | Number of<br>Consultations<br>Received from<br>Other Agencies<br>that were<br><u>Pending</u> at the<br>Agency as of<br><u>Start</u><br>of the Fiscal<br>Year | Number of<br>Consultations<br><u>Received</u> from<br>Other Agencies<br>During the Fiscal<br>Year | Number of<br>Consultations<br>Received from<br>Other Agencies<br>that were<br><u>Processed</u> by<br>the Agency<br>During the Fiscal<br>Year | Number of<br>Consultations<br>Received from<br>Other Agencies<br>that were<br><u>Pending</u> at the<br>Agency as of<br><u>End</u><br>of the Fiscal<br>Year |
|-----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|
| FAA                   | 30                                                                                                                                                           | 5                                                                                                 | 2                                                                                                                                            | 33                                                                                                                                                         |
| FHWA                  | 0                                                                                                                                                            | 0                                                                                                 | 0                                                                                                                                            | 0                                                                                                                                                          |
| FMCSA                 | 0                                                                                                                                                            | 0                                                                                                 | 0                                                                                                                                            | 0                                                                                                                                                          |
| FRA                   | 0                                                                                                                                                            | 0                                                                                                 | 0                                                                                                                                            | 0                                                                                                                                                          |
| FTA                   | 0                                                                                                                                                            | 0                                                                                                 | 0                                                                                                                                            | 0                                                                                                                                                          |
| GLS                   | 0                                                                                                                                                            | 0                                                                                                 | 0                                                                                                                                            | 0                                                                                                                                                          |
| MARAD                 | 0                                                                                                                                                            | 4                                                                                                 | 4                                                                                                                                            | 0                                                                                                                                                          |
| NHTSA                 | 3                                                                                                                                                            | 0                                                                                                 | 0                                                                                                                                            | 3                                                                                                                                                          |
| OIG                   | 1                                                                                                                                                            | 5                                                                                                 | 5                                                                                                                                            | 1                                                                                                                                                          |
| OST                   | 0                                                                                                                                                            | 8                                                                                                 | 6                                                                                                                                            | 2                                                                                                                                                          |
| PHMSA                 | 0                                                                                                                                                            | 0                                                                                                 | 0                                                                                                                                            | 0                                                                                                                                                          |
| AGENCY<br>OVERALL     | 34                                                                                                                                                           | 22                                                                                                | 17                                                                                                                                           | 39                                                                                                                                                         |



|                |                |     |     |     |     |     |            |            |            |            |            |
|----------------|----------------|-----|-----|-----|-----|-----|------------|------------|------------|------------|------------|
| MARAD          | 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          |
| NHTSA          | Date           | N/A | N/A | N/A | N/A | N/A | N/A        | N/A        | 2020-05-12 | 2020-04-30 | 2020-04-14 |
|                | Number of Days | 0   | 0   | 0   | 0   | 0   | 0          | 0          | 350        | 358        | 370        |
| OIG            | Date           | N/A | N/A | N/A | N/A | N/A | N/A        | N/A        | N/A        | N/A        | 2021-08-11 |
|                | Number of Days | 0   | 0   | 0   | 0   | 0   | 0          | 0          | 0          | 0          | 35         |
| OST            | Date           | N/A | N/A | N/A | N/A | N/A | N/A        | N/A        | N/A        | 2021-09-21 | 2021-08-25 |
|                | Number of Days | 0   | 0   | 0   | 0   | 0   | 0          | 0          | 0          | 8          | 26         |
| PHMSA          | 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           | N/A | N/A | N/A | N/A | N/A | 2021-09-21 | 2021-08-25 | 2020-05-12 | 2020-04-30 | 2020-04-14 |
|                | Number of Days | 0   | 0   | 0   | 0   | 0   | 8          | 26         | 350        | 358        | 370        |

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

| Agency /<br>Component | NUMBER OF REQUESTS <u>RECEIVED</u>                                            |                                                                           | NUMBER OF REQUESTS <u>PROCESSED</u>                                               |                                                                               |
|-----------------------|-------------------------------------------------------------------------------|---------------------------------------------------------------------------|-----------------------------------------------------------------------------------|-------------------------------------------------------------------------------|
|                       | Number<br>Received During<br>Fiscal Year from<br>Last Year's<br>Annual Report | Number<br>Received During<br>Fiscal Year from<br>Current Annual<br>Report | Number<br>Processed<br>During Fiscal<br>Year from Last<br>Year's Annual<br>Report | Number<br>Processed<br>During Fiscal<br>Year from<br>Current Annual<br>Report |
| FAA                   | 8486                                                                          | 8702                                                                      | 10056                                                                             | 8714                                                                          |
| FHWA                  | 302                                                                           | 241                                                                       | 277                                                                               | 270                                                                           |
| FMCSA                 | 4174                                                                          | 5171                                                                      | 3513                                                                              | 4317                                                                          |
| FRA                   | 278                                                                           | 269                                                                       | 330                                                                               | 266                                                                           |
| FTA                   | 264                                                                           | 224                                                                       | 274                                                                               | 218                                                                           |
| GLS                   | 5                                                                             | 2                                                                         | 5                                                                                 | 2                                                                             |
| MARAD                 | 90                                                                            | 97                                                                        | 87                                                                                | 115                                                                           |
| NHTSA                 | 286                                                                           | 289                                                                       | 214                                                                               | 182                                                                           |
| OIG                   | 132                                                                           | 95                                                                        | 121                                                                               | 89                                                                            |
| OST                   | 338                                                                           | 402                                                                       | 263                                                                               | 382                                                                           |
| PHMSA                 | 277                                                                           | 248                                                                       | 293                                                                               | 199                                                                           |
| AGENCY<br>OVERALL     | 14632                                                                         | 15740                                                                     | 15433                                                                             | 14754                                                                         |

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

| Agency /<br>Component | Number of<br>Backlogged<br>Requests as of<br>End of the Fiscal<br>Year from<br>Previous Annual<br>Report | Number of<br>Backlogged<br>Requests as of<br>End of the Fiscal<br>Year from Current<br>Annual Report |
|-----------------------|----------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| FAA                   | 1027                                                                                                     | 688                                                                                                  |
| FHWA                  | 61                                                                                                       | 31                                                                                                   |
| FMCSA                 | 2033                                                                                                     | 2784                                                                                                 |
| FRA                   | 163                                                                                                      | 156                                                                                                  |
| FTA                   | 15                                                                                                       | 20                                                                                                   |
| GLS                   | 0                                                                                                        | 0                                                                                                    |
| MARAD                 | 36                                                                                                       | 16                                                                                                   |
| NHTSA                 | 216                                                                                                      | 316                                                                                                  |
| OIG                   | 14                                                                                                       | 26                                                                                                   |
| OST                   | 649                                                                                                      | 666                                                                                                  |
| PHMSA                 | 58                                                                                                       | 108                                                                                                  |
| AGENCY<br>OVERALL     | 4272                                                                                                     | 4811                                                                                                 |

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

| Agency /<br>Component | NUMBER OF APPEALS <u>RECEIVED</u>                                             |                                                                           | NUMBER OF APPEALS <u>PROCESSED</u>                                                |                                                                               |
|-----------------------|-------------------------------------------------------------------------------|---------------------------------------------------------------------------|-----------------------------------------------------------------------------------|-------------------------------------------------------------------------------|
|                       | Number<br>Received During<br>Fiscal Year from<br>Last Year's<br>Annual Report | Number<br>Received During<br>Fiscal Year from<br>Current Annual<br>Report | Number<br>Processed<br>During Fiscal<br>Year from Last<br>Year's Annual<br>Report | Number<br>Processed<br>During Fiscal<br>Year from<br>Current Annual<br>Report |
| FAA                   | 68                                                                            | 58                                                                        | 41                                                                                | 22                                                                            |
| FHWA                  | 5                                                                             | 7                                                                         | 4                                                                                 | 8                                                                             |
| FMCSA                 | 6                                                                             | 2                                                                         | 1                                                                                 | 3                                                                             |
| FRA                   | 2                                                                             | 1                                                                         | 2                                                                                 | 1                                                                             |
| FTA                   | 5                                                                             | 0                                                                         | 4                                                                                 | 0                                                                             |
| GLS                   | 0                                                                             | 0                                                                         | 0                                                                                 | 0                                                                             |
| MARAD                 | 6                                                                             | 4                                                                         | 6                                                                                 | 3                                                                             |
| NHTSA                 | 14                                                                            | 10                                                                        | 14                                                                                | 12                                                                            |
| OIG                   | 4                                                                             | 7                                                                         | 5                                                                                 | 4                                                                             |
| OST                   | 8                                                                             | 3                                                                         | 7                                                                                 | 6                                                                             |
| PHMSA                 | 1                                                                             | 8                                                                         | 1                                                                                 | 5                                                                             |
| AGENCY<br>OVERALL     | 119                                                                           | 100                                                                       | 85                                                                                | 64                                                                            |

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

| Agency /<br>Component | Number of<br>Backlogged<br>Appeals as of End<br>of the Fiscal Year<br>from Previous<br>Annual Report | Number of<br>Backlogged<br>Appeals as of End<br>of the Fiscal Year<br>from Current<br>Annual Report |
|-----------------------|------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|
| FHWA                  | 0                                                                                                    | 0                                                                                                   |
| FMCSA                 | 5                                                                                                    | 4                                                                                                   |
| FRA                   | 3                                                                                                    | 0                                                                                                   |
| FTA                   | 3                                                                                                    | 0                                                                                                   |
| GLS                   | 0                                                                                                    | 0                                                                                                   |
| MARAD                 | 1                                                                                                    | 2                                                                                                   |
| NHTSA                 | 5                                                                                                    | 4                                                                                                   |
| OIG                   | 0                                                                                                    | 2                                                                                                   |
| OST                   | 3                                                                                                    | 0                                                                                                   |
| PHMSA                 | 0                                                                                                    | 3                                                                                                   |
| FAA                   | 106                                                                                                  | 146                                                                                                 |
| AGENCY<br>OVERALL     | 126                                                                                                  | 161                                                                                                 |