

**U.S. Department of Transportation (DOT)
Freedom of Information Act (FOIA)
FY 2014 Annual Report**

I. BASIC INFORMATION REGARDING REPORT

A. *Person to be contacted with questions about the report*

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B. *Electronic address for report on the World Wide Web*

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C. *Person to be contacted for a copy of the report in paper form*

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II. MAKING A FOIA REQUEST

A. Agency components that receive FOIA requests

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<p>Judy A. Shipp, FOIA Coordinator, ASW-31 FAA Southwest Region (9-ASW-FOIA@faa.gov) FAA Great Lakes Region (9-ASW-FOIA@faa.gov) FAA Central Region (9-ACE-FOIA@faa.gov) 2601 Meacham Boulevard Fort Worth, TX 76137 Tel (817) 222-5059 Fax (817) 222-5891</p>	<p>Douglas Burdette, FOIA Coordinator FAA Regulatory Support Division, AFS-600 6500 S. MacArthur PO Box 25082 Oklahoma City, OK 73125 Tel (405) 954-6501 Fax (405) 954-4655 9-AMC-AFS620-FOIA@faa.gov</p>
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<p>Mary Elaine Midgley, FOIA Coordinator FAA Air Traffic Organization – Central Service Area FAA CSAATO, CS-JA1 2601 Meacham Boulevard Fort Worth, TX 76137 Tel (817) 222-5511 Fax (817) 222-4299 9-ATO-CSA-AdminSvcS-FOIA@faa.gov</p>	<p>Terry Julian, FOIA Coordinator FAA Aeronautical Center, AMC-003 6500 S. MacArthur PO Box 25082 Oklahoma City, OK 73125 Tel (405) 954-9469 Fax (405) 954-9964 9-AMC-FOIA-Request@faa.gov</p>
<p>Stacy Thomas, FOIA Coordinator, ES-JA1 FAA Air Traffic Organization – Eastern Service Area 1701 Columbia Avenue PO Box 20636 Atlanta, GA 30320 Tel (404) 305-5549 Fax (404) 305-5599 9-ATOE-ESA-FOIA@faa.gov</p>	<p>Note: Up-to-date information can be found on each component's FOIA page via www.dot.gov/foia</p>

II. B. *A brief description of why some requests are not granted and an overview of certain general categories of the agency's records to which the FOIA exemptions apply*

Some requested records, or portions of records, were withheld pursuant to the FOIA's exemptions. The most frequently used exemption in DOT for FY 2014 was Exemption 6, which protects against a clearly unwarranted invasion of personal privacy. Other reasons for not granting requests included: (a) DOT did not have the records sought; (b) the requester did not seek records; rather, he or she was seeking answers to questions; or (c) the information from the records sought was publicly available. For a detailed breakdown, see Section V. B of this report, Disposition of FOIA Requests.

III. 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
MARAD	Maritime Administration
NHTSA	National Highway Traffic Safety Administration
OIG	Office of the Inspector General
OST	Office of the Secretary of Transportation
PHMSA	Pipeline and Hazardous Materials Safety Administration
RITA	Research and Innovative Technology Administration
SLSDC	Saint Lawrence Seaway Development Corporation

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
49 U.S.C. § 60138(a)(2)	Certain information contained in pipeline facility response plans	N/A	PHMSA	1	1
49 U.S.C. § 40115(a)	Information harmful to U.S. position in international aviation negotiations or harmful to any U.S. international carrier	N/A	FAA	1	1
49 U.S.C. § 40119(b)	Certain information obtained or developed in ensuring transportation security if disclosure of that information would: constitute an invasion of personal privacy, reveal a trade secret or confidential commercial or financial information, or be detrimental to transportation safety	Pub. Citizen, Inc. v. FAA, 988 F.2d 186, 194 (D.C. Cir. 1993); Gordon v. FBI, 390 F. Supp. 2d 897, 900 (N.D. Cal. 2004).	FAA	22	58
			FRA	2	
			FMCSA	34	
49 U.S.C. § 46311(a), (b)	Certain information contained in air carrier records	N/A	FAA	1	1

Fed. R. Crim. P. 6(e), enacted by Act of July 30, 1977, Pub. L. No. 95-78, 91 Stat. 319	Grand jury material	Sussman v. USMS, 494 F.3d 1006, 1113 (D.C. Cir. 2007); Fund for Constitutional Gov't v. Nat'l Archives & Records Serv., 656 F.2d 856, 867-68 (D.C. Cir. 1981); Durham v. U.S. Atty. Gen., No. 06-843, 2008 WL 620744, at *2 (E.D. Tex. Mar. 3, 2008); Cozen O'Connor v. U.S. Dep't of Treasury, 570 F. Supp. 2d 749, 776 (E.D. Pa. 2008).	FAA	4	7
			FTA	2	
			NHTSA	1	
35 U.S.C. § 205	Certain information on inventions in which U.S. has interest	N/A	FAA	1	1
49 U.S.C. § 40110(e)	Contract proposal not incorporated into contract	N/A	FAA	2	2
49 U.S.C. § 40123(a)	Aviation Safety Action Program voluntarily submitted information	N/A	FAA	1	1
41 U.S.C. § 2102(a)	Contractor bid or proposal information; source selection information	Legal & Safety Employer Research, 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	1	3
			FHWA	1	
			NHTSA	1	
51 U.S.C. § 50916	Restricted commercial space launch activities information	N/A	FAA	1	1

5 U.S.C. App. § 107(a) (Ethics in Government Act of 1978)	Financial disclosure information pertaining to certain government employees	Meyerhoff v. EPA, 958 F.2d 1498, 1500-02 (9th Cir. 1992); Seife v. NIH, 874 F. Supp. 2d 248, 254 (S.D.N.Y. 2012); Concepcion v. FBI, 606 F. Supp. 2d 14, 33 (D.D.C. 2009), renewed motion for summary judgment granted in part on other grounds, 699 F. Supp. 2d 106 (D.D.C. 2010); Glascoe v. DOJ, No. 04-0486, 2005 WL 1139269, at *1 (D.D.C. May 15, 2005).	FHWA	1	1
16 U.S.C. § 470w-3	National historic preservation information	N/A	FHWA	1	1
41 U.S.C. § 4702	Contractor proposals that are in the possession or control of an executive agency and that have not been set forth or incorporated by reference into contracts	Sinkfield v. HUD, No. 10-885, 2012 U.S. Dist. LEXIS 35233, at *13-15 (S.D. Ohio Mar. 15, 2012); 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	3	5
			FTA	1	
			NHTSA	1	
49 U.S.C. § 20109(i)	Information identifying railroad employee whistleblowers	N/A	FRA	2	2
49 U.S.C. § 31105(h)(1)	Information identifying motor carrier employee whistleblowers	N/A	FMCSA	106	106

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	899	8,131	7,753	1,277
FHWA	52	438	463	27
FMCSA	388	1,815	1,431	772
FRA	102	412	396	118
FTA	24	252	265	11
MARAD	65	71	100	36
NHTSA	34	269	225	78
OIG	26	114	110	30
OST	72	318	287	103
PHMSA	71	165	154	82
RITA	4	16	18	2
SLSDC	0	11	11	0
AGENCY OVERALL	1,737	12,012	11,213	2,536

The number of requests pending at the start of the fiscal year is sixteen lower for FAA, one lower for FHWA, one lower for MARAD, three lower for NHTSA, and nine lower for PHMSA. The adjustment reflects requests where all final action was taken in FY 2013, but not all database closures were entered in FY 2013.

The number of requests pending at the start of the fiscal year is one higher for FMCSA that reported in last year's report. The adjustment reflects requests that were received at the end of FY 2013, but not logged until FY 2014.

For the reasons stated above, the number of requests pending at the start of the fiscal year for the agency overall is 29 lower than reported in last year's report.

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	4,856	1,199	56	1,086	10	376	93	3	63	11	0	0	7,753
FHWA	227	89	7	68	4	12	12	6	3	8	8	19	463
FMCSA	327	760	2	122	0	132	5	14	2	11	56	0	1,431
FRA	176	103	2	86	2	14	0	0	0	4	9	0	396
FTA	98	86	7	59	0	5	5	0	0	0	5	0	265
MARAD	36	36	0	19	0	7	0	0	0	1	1	0	100
NHTSA	62	60	14	38	9	7	12	5	2	2	5	9	225
OIG	14	34	11	27	0	6	0	0	4	4	1	9	110
OST	66	78	0	39	0	9	0	1	1	3	7	83	287
PHMSA	49	20	0	37	1	37	2	0	0	0	4	4	154
RITA	6	5	1	6	0	0	0	0	0	0	0	0	18
SLSDC	2	3	0	6	0	0	0	0	0	0	0	0	11
AGENCY OVERALL	5,919	2,473	100	1,593	26	605	129	29	75	44	96	124	11,213

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

Agency / Component	Description of "Other" Reasons for Denials from Chart B(1)	Number of Times "Other" Reason Was Relied Upon	TOTAL
PHMSA	Transferred to another DOT component	4	4
FHWA	Transferred to another DOT component	19	19
OST	Transferred to another DOT component	83	83
OIG	Transferred to another DOT component	9	9
NHTSA	Transferred to another DOT component	9	9
AGENCY OVERALL			124

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

Agency / Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
FAA	0	8	34	84	212	528	66	1	5	0	6	0	0	0
FHWA	0	0	5	33	28	31	1	0	3	0	0	0	0	0
FMCSA	0	0	123	17	1	746	4	0	397	96	1	0	0	0
FRA	0	0	4	19	2	84	1	0	77	0	0	0	0	0
FTA	0	0	0	10	20	51	1	0	0	0	0	0	0	0
MARAD	0	0	1	25	40	25	0	0	0	0	0	0	0	0
NHTSA	0	0	3	14	17	52	2	0	0	0	0	0	0	0
OIG	0	0	3	1	12	31	6	0	32	3	1	1	0	0
OST	0	0	0	5	20	61	1	0	2	0	0	0	0	0
PHMSA	0	0	1	4	2	13	3	1	3	0	0	6	0	0
RITA	0	0	2	2	0	1	0	0	0	0	0	0	0	0
SLSDC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	0	8	176	214	354	1,623	85	2	519	99	8	7	0	0

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

Agency / Component	Number of Appeals Pending as of Start of Fiscal Year	Number of Appeals Received in Fiscal Year	Number of Appeals Processed in Fiscal Year	Number of Appeals Pending as of End of Fiscal Year
FAA	32	49	60	21
FHWA	10	19	27	2
FMCSA	1	3	3	1
FRA	1	1	1	1
FTA	2	5	6	1
MARAD	0	3	2	1
NHTSA	0	9	9	0
OIG	3	0	2	1
OST	0	6	5	1
PHMSA	0	3	3	0
RITA	1	1	2	0
SLSDC	0	0	0	0
AGENCY OVERALL	50	99	120	29

The number of pending appeals at the start of the fiscal year for FAA is three higher than reported in last year's report. This adjustment is due to three appeals that were received in FY 2013, but not logged until FY 2014.

The number of pending appeals at the start of the fiscal year for FTA is one lower than reported in last year's report. This adjustment is due to one appeal that was closed in FY 2013, but not logged out until FY 2014.

For the reasons stated above, the number pending at the start of the FY for the agency overall is two higher than reported in last year's report.

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

Agency / Component	Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
FAA	16	8	36	0	60
FHWA	2	16	2	7	27
FMCSA	0	1	1	1	3
FRA	0	1	0	0	1
FTA	2	3	1	0	6
MARAD	1	1	0	0	2
NHTSA	2	2	1	4	9
OIG	1	0	0	1	2
OST	1	4	0	0	5
PHMSA	1	1	0	1	3
RITA	0	0	0	2	2
SLSDC	0	0	0	0	0
AGENCY OVERALL	26	37	41	16	120

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

Agency / Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
FAA	0	1	0	2	5	5	0	0	1	0	0	0	0	0
FHWA	0	0	0	6	11	1	0	0	0	0	0	0	0	0
FMCSA	0	0	0	0	0	1	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	1	2	0	0	0	0	0	0	0	0	0
MARAD	0	0	0	0	1	0	0	0	0	0	0	0	0	0
NHTSA	0	0	0	2	3	0	0	0	0	0	0	0	0	0
OIG	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OST	0	0	0	1	3	1	0	0	0	0	0	0	0	0
PHMSA	0	0	0	0	0	0	0	0	0	0	0	1	0	0
RITA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SLSDC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	0	1	0	12	25	8	0	0	1	0	0	1	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	8	0	9	0	0	5	0	0	0	0	0
FHWA	2	0	2	0	0	0	0	1	0	0	2
FMCSA	0	0	1	0	0	0	0	0	0	0	0
FRA	1	0	0	0	0	0	0	0	0	0	0
FTA	3	0	0	0	0	0	0	0	0	0	0
MARAD	1	0	0	0	0	0	0	0	0	0	0
NHTSA	2	0	0	0	0	0	0	0	2	0	0
OIG	0	0	1	0	0	0	0	0	0	0	0
OST	0	0	0	0	0	0	0	0	0	0	0
PHMSA	0	0	0	0	0	0	0	1	0	0	0
RITA	1	0	0	0	0	0	0	0	0	0	1
SLSDC	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	18	0	13	0	0	5	0	2	2	0	3

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

Agency / Component	Description of "Other" Reasons for Denial on Appeal from Chart C(2)	Number of Times "Other" Reason Was Relied Upon	TOTAL
FHWA	Search was found to be adequate	2	2
RITA	Administratively "transferred" to OST when RITA became part of OST	1	1
AGENCY OVERALL			3

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

Agency / Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
FAA	37.00	147.00	<1	806.00
FHWA	114.00	204.00	3.00	716.00
FMCSA	217.00	151.00	12.00	224.00
FRA	48.00	48.00	48.00	48.00
FTA	96.00	89.00	34.00	131.00
MARAD	143.50	143.50	136.00	151.00
NHTSA	20.00	19.00	3.00	42.00
OIG	365.00	365.00	111.00	618.00
OST	19.00	30.00	6.00	94.00
PHMSA	45.00	45.00	1.00	90.00
RITA	91.00	91.00	91.00	91.00
SLSDC	0.00	0.00	0.00	0.00
AGENCY OVERALL	80.00	163.00	<1	806.00

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

Agency / Component		10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
FAA	Date of Appeal	2014-02-18	2013-07-18	2013-07-11	2013-07-10	2013-05-08	2013-05-07	2012-10-10	2012-10-04	2012-09-20	2012-09-12
	Number of Days Pending	157	302	307	308	351	352	494	497	507	513
FHWA	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-06-10	2014-05-14
	Number of Days Pending	0	0	0	0	0	0	0	0	78	96
FMCSA	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-08-14
	Number of Days Pending	0	0	0	0	0	0	0	0	0	32
FRA	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-09-16
	Number of Days Pending	0	0	0	0	0	0	0	0	0	11
FTA	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-05-23
	Number of Days Pending	0	0	0	0	0	0	0	0	0	156
MARAD	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-04-08
	Number of Days Pending	0	0	0	0	0	0	0	0	0	122
NHTSA	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
OIG	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2012-01-17
	Number of Days Pending	0	0	0	0	0	0	0	0	0	681
OST	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-01-24
	Number of Days Pending	0	0	0	0	0	0	0	0	0	173
PHMSA	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
RITA	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
SLSDC	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	Date of Appeal	2013-07-18	2013-07-11	2013-07-10	2013-05-08	2013-05-07	2012-10-10	2012-10-04	2012-09-20	2012-09-12	2012-01-17
	Number of Days Pending	302	307	308	351	352	494	497	507	513	681

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	16.1	<1	1969	31	56	<1	1380	16	23	4	108
FHWA	16	27	<1	553	21	46	<1	716	15	14	1	27
FMCSA	60	59	<1	144	71	75	<1	367	<1	10	<1	30
FRA	N/A	N/A	N/A	N/A	55	92	<1	685	49	62	<1	234
FTA	20	30	<1	440	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
MARAD	76	206.55	1	971	48	133.38	2	706	N/A	N/A	N/A	N/A
NHTSA	19	33	<1	673	176	231	6	610	N/A	N/A	N/A	N/A
OIG	12	47	<1	183	112	121	18	328	N/A	N/A	N/A	N/A
OST	6	14	<1	304	40	116	<1	866	N/A	N/A	N/A	N/A
PHMSA	28	54	<1	442	157	178	<1	601	581	526	227	667
RITA	11	15	3	34	65	65	65	65	0	N/A	N/A	N/A
SLSDC	12	15	2	40	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
AGENCY OVERALL	16	24.575	<1	1969	44	74.305	<1	1380	20.5	108.304	<1	667

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

Agency / Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
FAA	16	19	<1	1,969	32	57	<1	1,380	15	23	4	108
FHWA	19	31	<1	553	29	63	1	716	12	13	3	21
FMCSA	64	63	2	144	72	77	<1	367	<1	<1	<1	<1
FRA	N/A	N/A	N/A	N/A	66	102	<1	685	49	73	<1	234
FTA	21	35	<1	440	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
MARAD	78	187.86	1	733	58	111.61	6	706	N/A	N/A	N/A	N/A
NHTSA	21	44	<1	673	105	182	27	610	N/A	N/A	N/A	N/A
OIG	109	93	<1	183	130	138	18	328	N/A	N/A	N/A	N/A
OST	12	24	<1	304	52	140	2	866	N/A	N/A	N/A	N/A
PHMSA	47	63	<1	442	139	162	<1	568	563	563	563	563
RITA	10	15	6	34	65	65	65	65	0	N/A	N/A	N/A
SLSDC	18	20	11	40	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
AGENCY OVERALL	17	27.5459	<1	1,969	44	76.1206	<1	1,380	13	38.3448	<1	563

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

Agency / Component	<1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
FAA	5,714	707	58	30	25	14	8	4	3	3	17	4	10	6,597
FHWA	268	67	18	13	4	3	3	2	0	0	4	0	4	386
FMCSA	72	120	280	324	113	41	8	1	0	0	0	0	0	959
FRA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
FTA	139	91	16	5	1	5	0	0	0	1	2	4	1	265
MARAD	28	4	3	3	4	2	2	1	0	2	1	3	18	71
NHTSA	111	44	14	10	8	1	2	1	0	1	0	2	1	195
OIG	55	5	3	3	4	4	5	9	2	2	0	0	0	92
OST	107	15	6	0	2	0	0	0	0	0	0	1	0	131
PHMSA	40	15	10	7	5	3	7	2	0	0	0	2	1	92
RITA	12	5	0	0	0	0	0	0	0	0	0	0	0	17
SLSDC	9	2	0	0	0	0	0	0	0	0	0	0	0	11
AGENCY OVERALL	6,555	1,075	408	395	166	73	35	20	5	9	24	16	35	8,816

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

Agency / Component	<1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
FAA	286	429	173	50	28	23	6	11	10	7	17	5	18	1,063
FHWA	30	18	5	0	1	1	0	1	2	1	1	0	1	61
FMCSA	13	8	112	188	91	22	6	3	1	3	4	2	0	453
FRA	98	62	41	35	41	20	16	10	11	11	18	8	14	385
FTA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
MARAD	7	5	6	3	2	1	1	0	0	0	0	2	2	29
NHTSA	2	3	2	2	0	0	1	1	1	0	1	4	6	23
OIG	1	1	1	2	0	3	1	2	1	0	1	1	0	14
OST	2	43	37	23	7	5	6	5	7	2	4	7	6	154
PHMSA	12	1	2	4	1	2	3	3	0	3	12	6	5	54
RITA	0	0	0	1	0	0	0	0	0	0	0	0	0	1
SLSDC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	451	570	379	308	171	77	40	36	33	27	58	35	52	2,237

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

Agency / Component	<1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
FAA	15	7	3	1	0	1	0	0	0	0	0	0	0	27
FHWA	6	2	0	0	0	0	0	0	0	0	0	0	0	8
FMCSA	2	1	0	0	0	0	0	0	0	0	0	0	0	3
FRA	3	2	1	1	1	0	1	1	0	0	1	0	0	11
FTA	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	0	0	0	0	0	0	0	0	0	0	0	0	0	0
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	2	0	6	8
RITA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SLSDC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	26	12	4	2	1	1	1	1	0	0	3	0	6	57

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

Agency / Component	SIMPLE			COMPLEX			EXPEDITED PROCESSING		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
FAA	841	28	115	428	53	175	8	76	237
FHWA	16	10	10	9	34	39	1	2	2
FMCSA	487	44	58	283	52	62	2	21	21
FRA	0	N/A	N/A	98	69	100	12	50	55
FTA	11	16	46	0	N/A	N/A	0	N/A	N/A
MARAD	13	41	183	23	315	248	0	N/A	N/A
NHTSA	57	77	87	20	86	127	0	N/A	N/A
OIG	22	64	63	8	205	189	0	N/A	N/A
OST	18	34	92	85	127	186	0	N/A	N/A
PHMSA	38	80	81	37	251	303	7	310	312
RITA	0	N/A	N/A	0	N/A	N/A	0	N/A	N/A
SLSDC	0	N/A	N/A	0	N/A	N/A	0	N/A	N/A
AGENCY OVERALL	1503	40	94.522	991	71	180.97	30	226	242.47

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	2011-04-19	2011-03-04	2011-02-28	2010-10-21	2010-10-07	2010-09-29	2010-09-23	2010-07-14	2010-05-19	2009-03-12
	Number of Days Pending	858	898	902	988	997	1003	1007	1057	1095	1394
FHWA	Date of Receipt	2014-09-09	2014-09-09	2014-09-09	2014-09-05	2014-08-18	2014-08-12	2014-08-05	2014-07-25	2014-06-17	2014-04-09
	Number of Days Pending	15	15	15	17	30	30	39	46	73	121
FMCSA	Date of Receipt	2014-05-05	2014-05-05	2014-05-02	2014-05-01	2014-05-01	2014-05-01	2014-05-01	2014-02-04	2014-01-09	2013-05-06
	Number of Days Pending	150	150	151	154	154	154	155	242	266	353
FRA	Date of Receipt	2013-09-09	2013-08-08	2013-07-29	2013-06-03	2013-05-10	2013-04-23	2013-03-27	2013-03-27	2012-08-08	2012-06-25
	Number of Days Pending	263	284	292	331	346	359	378	378	533	564
FTA	Date of Receipt	2014-09-23	2014-09-22	2014-09-09	2014-09-09	2014-09-08	2014-09-02	2014-09-02	2014-08-25	2014-07-31	2013-05-22
	Number of Days Pending	5	6	15	15	16	20	20	25	42	341
MARAD	Date of Receipt	2013-05-28	2013-05-28	2013-05-24	2013-04-15	2013-04-04	2012-12-28	2012-12-28	2012-12-28	2012-11-07	2012-11-02
	Number of Days Pending	327	327	328	357	364	430	430	430	464	467
NHTSA	Date of Receipt	2014-01-17	2013-12-19	2013-12-02	2013-11-18	2013-10-07	2013-10-07	2013-07-19	2013-05-21	2013-03-20	2012-07-12
	Number of Days Pending	170	178	195	223	244	244	289	335	365	550
OIG	Date of Receipt	2014-04-08	2014-04-01	2014-03-25	2014-03-18	2014-01-22	2013-12-11	2013-12-03	2013-11-14	2013-10-17	2013-09-10
	Number of Days Pending	122	127	130	137	175	202	208	220	239	265
OST	Date of Receipt	2013-03-01	2013-02-25	2013-01-22	2012-12-14	2012-10-04	2012-09-20	2012-09-17	2012-09-05	2012-08-16	2012-01-13
	Number of Days Pending	399	403	426	450	498	508	511	519	532	682
PHMSA	Date of Receipt	2013-04-15	2013-03-13	2013-01-29	2012-11-16	2012-09-10	2012-08-06	2011-07-12	2011-07-06	2011-04-25	2011-04-07
	Number of Days Pending	368	391	421	469	516	540	809	813	863	875
RITA	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
SLSDC	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
AGENCY OVERALL	Date of Receipt	2011-04-07	2011-03-04	2011-02-28	2010-10-21	2010-10-07	2010-09-29	2010-09-23	2010-07-14	2010-05-19	2009-03-12
	Number of Days Pending	875	898	902	988	997	1003	1007	1057	1095	1394

VIII.A. REQUESTS FOR EXPEDITED PROCESSING

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
FAA	31	172	1	2	193
FHWA	6	3	9	12	7
FMCSA	5	0	1	1	5
FRA	29	0	1	1	29
FTA	0	0	N/A	N/A	N/A
MARAD	0	0	N/A	N/A	N/A
NHTSA	0	0	N/A	N/A	N/A
OIG	0	1	3	1	1
OST	0	0	N/A	N/A	N/A
PHMSA	1	2	4	4	3
RITA	0	0	N/A	N/A	N/A
SLSDC	0	0	N/A	N/A	N/A
AGENCY OVERALL	72	178	1	2.10267	238

VIII.B. REQUESTS FOR FEE WAIVER

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
FAA	17	74	1	3
FHWA	10	8	13	11
FMCSA	0	0	1	1
FRA	56	0	1	1
FTA	0	0	N/A	N/A
MARAD	0	2	2	2
NHTSA	0	0	N/A	N/A
OIG	3	1	1	1
OST	0	0	N/A	N/A
PHMSA	7	1	1	1
RITA	1	0	1	1
SLSDC	0	0	N/A	N/A
AGENCY OVERALL	94	86	1	4.27559

IX. FOIA PERSONNEL AND COSTS

Agency / Component	PERSONNEL			COSTS		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff"	Processing Costs	Litigation-Related Costs	Total Costs
FAA	18	31.13	49.13	\$7,311,225.16	\$205,338.45	\$7,516,563.61
FHWA	1	4.95	5.95	\$1,120,052.00	\$45,731.00	\$1,165,783.00
FMCSA	2	4.3	6.3	\$708,664.50	\$0.00	\$708,664.50
FRA	1	1.2	2.2	\$242,602.00	\$0.00	\$242,602.00
FTA	0	1.37	1.37	\$148,564.00	\$0.00	\$148,564.00
MARAD	2	1	3	\$355,604.62	\$24,786.00	\$380,390.62
NHTSA	2	2.6	4.6	\$1,038,384.00	\$0.00	\$41,038,384.00
OIG	2	0.418	2.418	\$210,886.00	\$0.00	\$210,886.00
OST	4	0.62	4.62	\$581,122.00	\$9,941.00	\$591,063.00
PHMSA	0	2.139	2.139	\$229,017.00	\$107,269.00	\$336,286.00
RITA	1	3	4	\$352,415.00	\$0.00	\$352,415.00
SLSDC	0	0.05	0.05	\$2,112.00	\$0.00	\$2,112.00
AGENCY OVERALL	33	52.777	85.777	\$12,300,648.28	\$393,065.45	\$12,693,713.73

Note: The FHWA processing costs include the annual cost to run the FOIA database used by seven components during the fiscal year.

Note: The NHTSA processing costs include funds provided for assistance in processing a series of particularly large and complex requests.

X. FEES COLLECTED FOR PROCESSING REQUESTS

Agency / Component	Total Amount of Fees Collected	Percentage of Total Costs
FAA	\$24,761.88	0.34%
FHWA	\$11,946.36	1.07%
FMCSA	\$9,010.00	1.27%
FRA	\$0.00	0.00%
FTA	\$0.00	0.00%
MARAD	\$11,616.93	3.27%
NHTSA	\$9,177.42	1.88%
OIG	\$9,177.42	4.35%
OST	\$300.00	0.05%
PHMSA	\$3,743.00	1.63%
RITA	\$1,780.24	0.51%
SLSDC	\$0.00	0.00%
AGENCY OVERALL	\$81,513.25	0.69%

XI. FOIA REGULATIONS

[HTTP://WWW.ECFR.GOV/CGI-BIN/TEXT-IDX?TPL=/ECFRBROWSE/TITLE49/49CFR7_MAIN_02.TPL](http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/title49/49cfr7_main_02.tpl)

XII.A. BACKLOGS OF FOIA REQUESTS AND ADMINISTRATIVE APPEALS

Agency / Component	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
FAA	645	21
FHWA	6	2
FMCSA	597	1
FRA	93	0
FTA	5	1
MARAD	31	1
NHTSA	58	0
OIG	21	1
OST	95	1
PHMSA	73	0
RITA	0	0
SLSDC	0	0
AGENCY OVERALL	1,624	28

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

Agency / Component	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>Start</u> of the Fiscal Year	Number of Consultations <u>Received</u> from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Processed</u> by the Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>End</u> of the Fiscal Year
FAA	0	9	5	4
FHWA	0	1	1	0
FMCSA	0	0	0	0
FRA	0	0	0	0
FTA	0	0	0	0
MARAD	0	0	0	0
NHTSA	0	5	5	0
OIG	2	10	11	1
OST	0	5	5	0
PHMSA	1	0	1	0
RITA	0	0	0	0
SLSDC	0	0	0	0
AGENCY OVERALL	3	30	28	5

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

Agency / Component		10th Oldest Consultation	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Consultation
FAA	Date	N/A	N/A	N/A	N/A	N/A	N/A	2014-04-18	2014-04-16	2014-04-16	2014-04-16
	Number of Days	0	0	0	0	0	0	114	114	114	116
FHWA	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
FMCSA	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
FRA	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
FTA	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
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	N/A	N/A	N/A
	Number of Days	0	0	0	0	0	0	0	0	0	0
OIG	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2014-09-11
	Number of Days	0	0	0	0	0	0	0	0	0	13
OST	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
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
RITA	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
SLSDC	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	2014-09-11	2014-04-18	2014-04-16	2014-04-16	2014-04-16
	Number of Days	0	0	0	0	0	13	114	116	116	116

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

Agency / Component	NUMBER OF REQUESTS <u>RECEIVED</u>		NUMBER OF REQUESTS <u>PROCESSED</u>	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
FAA	6,650	8,131	6,434	7,753
FHWA	407	438	416	463
FMCSA	1,793	1,815	1,785	1,431
FRA	376	412	332	396
FTA	278	252	271	265
MARAD	134	71	136	100
NHTSA	220	269	243	225
OIG	117	114	107	110
OST	345	318	327	287
PHMSA	198	165	151	154
RITA	27	16	26	18
SLSDC	7	11	7	11
AGENCY OVERALL	10,552	12,012	10,235	11,213

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

Agency / Component	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
FAA	352	645
FHWA	23	6
FMCSA	255	597
FRA	83	93
FTA	13	5
MARAD	51	31
NHTSA	24	58
OIG	19	21
OST	58	95
PHMSA	58	73
RITA	2	0
SLSDC	0	0
AGENCY OVERALL	938	1,624

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

Agency / Component	NUMBER OF APPEALS <u>RECEIVED</u>		NUMBER OF APPEALS <u>PROCESSED</u>	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
FAA	83	49	83	60
FHWA	13	19	16	27
FMCSA	3	3	4	3
FRA	5	1	4	1
FTA	3	5	1	6
MARAD	3	3	4	2
NHTSA	9	9	9	9
OIG	6	0	5	2
OST	4	6	4	5
PHMSA	0	3	0	3
RITA	1	1	0	2
SLSDC	0	0	0	0
AGENCY OVERALL	130	99	130	120

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

Agency / Component	Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report
FAA	26	21
FHWA	10	2
FMCSA	1	1
FRA	1	0
FTA	3	1
MARAD	0	1
NHTSA	0	0
OIG	3	1
OST	0	1
PHMSA	0	0
RITA	1	0
SLSDC	0	0
AGENCY OVERALL	45	28