



Department of Energy
National Nuclear Security Administration
Office of the General Counsel
P. O. Box 5400
Albuquerque, NM 87185



FEB 22 2018

Mr. Tom Clements
Savannah River Site Watch
1112 Florence Street
Columbia, SC 29201

Dear Mr. Clements:

This letter acknowledges the receipt of your December 4, 2017, Freedom of Information Act (FOIA) request. You requested the following:

1. Fiscal Year 2017 Award Fee Determination Scoreboard(s) for fee award for CB&I AREVA MOX Service in the design and construction of the MOX plant at the Savannah River Site;
2. Fiscal Year 2017 Performance Evaluation Report(s) (PERs) for CB&I AREVA MOX Services in the design and construction of the MOX plant at the Savannah River Site;
3. Any attachments to the above documents, including cover letters.

This request was originally sent to Department of Energy Headquarters (HQ). HQ transferred the request to our office and it was received on January 2, 2018.

We contacted the National Nuclear Security Administration's Acquisition and Project Management (NA-APM) about your request. NA-APM stated that effective October 1, 2016, they are no longer required to develop an Award Fee Plan with CB&I AREVA MOX Services. Therefore, there are no documents responsive to Items 1, 2, and 3 of your request.

You may appeal our inability to locate responsive records pursuant to 10 CFR §1004.8. Such an appeal must be made in writing within 90 calendar days from receipt of this letter. Appeals should be addressed to the Director, Office of Hearings and Appeals, HG-1, U.S. Department of Energy, 1000 Independence Avenue SW, L'Enfant building, Washington, DC 20585. Your appeal must contain all of the elements required by 10 CFR §1004.8, to include a concise statement of the grounds for the appeal and a description of the relief sought. Please submit a copy of this letter with the appeal. Clearly mark both the envelope and the letter "Freedom of Information Appeal." You may also submit your appeal by e-mail to including the phrase "Freedom of Information Appeal" in the subject line. Thereafter, judicial review will be available to you in the Federal District Court either: 1) in the district where you reside; 2) where you have your principal place of business; 3) where DOE's records are situated; or 4) in the District of Columbia.

Mr. Tom Clements

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For further assistance, or to discuss any aspect of your request, you may contact NNSA's FOIA Public Liaison, Jane R. Summerson, FOIA Officer, by telephone at 1-866-747-5994, or by mail at Department of Energy, National Nuclear Security Administration, Office of the General Counsel, PO Box 5400, Albuquerque, NM, 87185. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. Contact information for OGIS: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, email telephone (202) 741-5770; toll free 1-877-684-6448; or by facsimile (202) 741-5769.

There are no fees chargeable to you for processing your FOIA request.

If you have questions concerning the processing of your request, please feel free to email Mrs. Diana Ortega at Diana.Ortega@nnsa.doe.gov, or write to the address above. Please reference Control Number FOIA 18-00070-DO in your correspondence.

Sincerely,

A handwritten signature in dark ink, appearing to read 'J. Summerson', is written over a horizontal line.

Jane Summerson
Authorizing & Denying Official