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*Rec'd 5/17
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March 30, 2017

FOIA/Privacy Act Officer
Southwestern Power Administration
One West Third Street
Tulsa, Oklahoma 74103-3502

RE: FOIA Request – The Southeastern Federal Power Alliance and Hydropower Storage Reallocation Team

Dear FOIA/Privacy Act Officer:

This is a request under the Freedom of Information Act (“FOIA”) (5 U.S.C. § 552) for all documents, files, and communications, including electronic files and electronic mail (email), in the possession or control of the Southwestern Power Administration (“SWPA”) regarding or relating in any way to the following subjects:

1. The Southeastern Federal Power Alliance (“Power Alliance”) including, but not limited to:
 - SWPA’s participation in the Power Alliance;
 - Meetings of the Power Alliance;
 - Communications (including emails) relating to the Power Alliance, including any and all communications with members of the Power Alliance;
 - Analyses or assessments conducted by, on behalf of, or presented to, the Power Alliance, including those concerning energy production and actual or potential water supply uses at Lake Lanier and Allatoona Lake.
2. The working group that includes the U.S. Army Corps of Engineers (“Corps”), the Southeastern Power Administration (“SEPA”), and SWPA known as the “Hydropower Storage Reallocation Team” or “HSRT” as described in the

presentation to the Power Alliance by Fritha Ohlson, Director, Division of Resources and Rates, SWPA, dated September 15, 2016,¹ including, but not limited to:

- The establishment and/or approval of the HSRT;
- SWPA's participation in the HSRT;
- Meetings (including conference calls) of the HSRT;
- Communications (including emails) relating in any way to the HSRT;
- Analyses or assessments relating to the subject areas to be addressed by the HSRT;
- Data compiled by the Corps relating to a study on the impact of actual water supply withdrawals not restricted to storage yield for determining energy losses;
- The white paper provided by SWPA regarding its water supply storage reallocation comments related to the term "seriously affect" under the Water Supply Act of 1958;
- Any examples of Corps financial reports presented or provided to the HSRT;
- The white paper provided by SEPA regarding handling differences from various Corps districts;
- The assessment provided by SWPA regarding past revenues foregone credits due;
- The Lake Lanier storage reallocation legal opinion and special case hydropower credit documents provided by the Corps;
- The HSRT Charter;
- The Corps' analyses or assessments of the Bull Shoals water supply storage reallocations, contracts, financial process, and credits applied;
- Information provided by the Corps regarding flood control benefits foregone methodologies being used in current water supply storage reallocation studies;
- SWPA's "Methodology Issues Roadmap";

¹ A copy of this presentation is available at:

https://energy.gov/sites/prod/files/2016/09/f33/Ohlson_Southwestern-HSRT-20160915.pdf.

- The white paper provided by SWPA regarding the use of critical year capacity for determining benefits foregone and addressing concerns of “double dipping”;
 - Guidance from the Corps regarding flood control benefits foregone;
 - Guidance from the Corps regarding the definition of “yield” and the “dependable yield”;
 - Information concerning the impact of actual water supply withdrawals not restricted to storage yield for determining energy losses;
 - The Corps’ new methodology on a project-specific basis to determine “seriously affect” for Water Supply Act reallocations; and,
 - Information concerning how the storage reallocation issue impacts power administration rates.
3. The meeting between the Corps’ Hydropower National Business Line Manager and SWPA held in Tulsa, Oklahoma, in August 2005;
 4. The meeting of the Water Storage Reallocation Task Force held in Dallas, Texas in September 2006, involving the Corps, Power Marketing Agencies, and Hydropower Customers; and,
 5. The Federal Hydropower Strategic Planning Workshop held in Las Vegas, Nevada, in May 2008, involving the Corps, Power Marketing Agencies, and Hydropower Customers.

Please exclude from this request any duplicate documents. To the extent the SWPA withholds any responsive documents, or portion of a document, on grounds that it is exempt from release under FOIA, SWPA should provide a legally sufficient index describing each document withheld and the applicable FOIA exemption. *See King v. U.S. Dept. of Justice*, 830 F.2d 210, 219 (D.C. Cir. 1987) (explaining that “when an agency seeks to withhold information, it must provide ‘a relatively detailed justification, specifically identifying the reasons why a particular exemption is relevant and correlating those claims with the particular part of a withheld document to which they apply.’” (quoting *Mead Data Cent., Inc. v. U.S. Dept. of Air Force*, 566 F.2d 242,251 (D.C. Cir. 1977))).

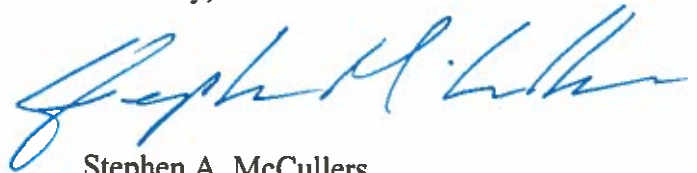
In order to help you determine my status for the purpose of assessing fees, you should know that I am affiliated with a law firm and I am willing to pay the appropriate fees for this request up to a maximum of \$250. If you estimate that the fees will exceed this limit, please inform me first.

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If you wish to discuss any aspect of my request, I can be contacted at the telephone number above.

Sincerely,

A handwritten signature in blue ink, appearing to read "Stephen A. McCullers". The signature is fluid and cursive, with a large initial 'S' and 'M'.

Stephen A. McCullers