

## U. S. DEPARTMENT OF AGRICULTURE

### **Freedom of Information Act Annual Report FY 2018**

#### **I. BASIC INFORMATION REGARDING REPORT**

For questions concerning this report please contact **Alexis Graves**, Departmental FOIA Officer, Office of the Chief Information Officer, 1400 Independence Avenue, South Building, Room 4101, Washington DC 20250-0706, telephone number (202) 690-3318, email [USDAFOIA@ocio.usda.gov](mailto:USDAFOIA@ocio.usda.gov).

This report is available at <http://www.usda.gov/da/foia.htm>. You may obtain a paper copy of this report by visiting the USDA website or by contacting the Departmental FOIA Officer using the information above.

#### **II. MAKING A FOIA REQUEST**

Before submitting FOIA requests, we encourage you to review USDA's website. USDA routinely posts information so you may find what you are looking for is already posted.

You should also keep in mind that because we have a decentralized FOIA program, each FOIA agency or staff office is independently handling and processing its requests. Therefore, before emailing or mailing your request, you should try to determine whether it is likely that the agency or staff office will have the records you are seeking. The names, addresses, and telephone numbers of all FOIA agencies or staff offices that receive FOIA requests are available at: <http://www.dm.usda.gov/foia/poc.htm>.

If you are unsure about which FOIA agency or staff office will have responsive records, submit your request to the USDA Departmental FOIA Officer using the above information. Requesters will be notified by the Departmental FOIA Office when their requests are routed. This notification will include the FOIA agency or staff office likely to have responsive records in addition to the point(s) of contact.

A FOIA request can be made for any agency record. This does not mean however, that the USDA will disclose every record sought. There are statutory exemptions that authorize the withholding of agency records in part or full. For additional information regarding USDA's FOIA processing procedures and regulations, please visit: <http://www.dm.usda.gov/foia/poc.htm>.

### III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

#### Acronyms

<b>Component Abbreviation</b>	<b>Component Name</b>
AMS	Agricultural Marketing Service
APHIS	Animal and Plant Health Inspection Service
ASCR	Office of Civil Rights
DA/OSEC	Departmental Administration / Office of the Secretary
FAS	Foreign Agricultural Service
FNCS	Food and Nutrition Consumer Services
FS	Forest Service
FSA	Farm Service Agency
FSIS	Food Safety and Inspection Service
GIPSA	Grain Inspection, Packers and Stockyards Administration
NAD	National Appeals Division
NRCS	Natural Resources Conservation Service
OBPA	Office of Budget and Program Analysis
OCFO	Office of the Chief Financial Officer
OGC	Office of General Counsel
OIG	Office of the Inspector General
RD	Rural Development
REE	Research, Education, and Economics
RMA	Risk Management Agency

## Definitions of Terms Used in this Report

- a. **Administrative Appeal** - a request to a federal agency asking that it review at a higher administrative level a FOIA determination made by the agency at the initial request level.
- b. **Average Number** - the number obtained by dividing the sum of a group of numbers by the quantity of numbers in the group. For example, of 3, 7, and 14, the average number is 8.
- c. **Backlog** - the number of requests or administrative appeals that are pending at an agency at the end of the fiscal year that are beyond the statutory time period for a response.
- d. **Component** - for agencies that process requests on a decentralized basis, a “component” is an entity, also sometimes referred to as an Office, Division, Bureau, Center, or Directorate, within the agency that processes FOIA requests. The FOIA now requires that agencies include in their Annual FOIA Report data for both the agency overall and for each principal component of the agency.
- e. **Consultation** - the procedure whereby the agency responding to a FOIA request first forwards a record to another agency for its review because that other agency has an interest in the document. Once the agency in receipt of the consultation finishes its review of the record, it responds back to the agency that forwarded.
- f. **Exemption 3 Statute** - a federal statute that exempts information from disclosure and which the agency relies on to withhold information under subsection (b)(3) of the FOIA.
- g. **FOIA Request** - a FOIA request is generally a request to a federal agency for access to records concerning another person (i.e., a “third-party” request), or concerning an organization, or a particular topic of interest. FOIA requests also include requests made by requesters seeking records concerning themselves (i.e., “first-party” requests) when those requesters are not subject to the Privacy Act, such as non-U.S. citizens. Moreover, because all first-party requesters should be afforded the benefit of both the access provisions of the FOIA as well as those of the Privacy Act, FOIA requests also include any first-party requests where an agency determines that it must search beyond its Privacy Act “systems of records” or where a Privacy Act exemption applies, and the agency looks to FOIA to afford the greatest possible access. All requests which require the agency to utilize the FOIA in responding to the requester are included in this Report. Additionally, a FOIA request includes records referred to the agency for processing and direct response to the requester. It does not, however, include records for which the agency has received a consultation from another agency. (Consultations are reported separately in Section XII of this Report.)
- h. **Full Grant** - an agency decision to disclose all records in full in response to a FOIA request.
- i. **Full Denial** - an agency decision not to release any records in response to a FOIA request because the records are exempt in their entirety under one or more of the FOIA exemptions, or because of a procedural reason, such as when no records could be located.
- j. **Median Number** - the middle, not average, number. For example, of 3, 7, and 14, the median number is 7.
- k. **Multi-Track Processing** - a system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests granted expedited processing are placed in yet another track. Requests in each track are processed on a first in/first out basis.

- i. **Expedited Processing** - an agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.
- ii. **Simple Request** - a FOIA request that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
- iii. **Complex Request** - a FOIA request that an agency using multi-track processing places in a slower track based on the high volume and/or complexity of the records requested.
- l. **Partial Grant/Partial Denial** - in response to a FOIA request, an agency decision to disclose portions of the records and to withhold other portions that are exempt under the FOIA, or to otherwise deny a portion of the request for a procedural reason.
- m. **Pending Request or Pending Administrative Appeal** - a request or administrative appeal for which an agency has not taken final action in all respects.
- n. **Perfected Request** - a request for records which reasonably describes such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.
- o. **Processed Request or Processed Administrative Appeal** - a request or administrative appeal for which an agency has taken final action in all respects.
- p. **Range in Number of Days** - the lowest and highest number of days to process requests or administrative appeals.
- q. **Time Limits** - the time period in the statute for an agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).

### **Nine FOIA Exemptions Referenced in this Report**

- a. **Exemption 1:** classified national defense and foreign relations information
- b. **Exemption 2:** internal agency rules and practices
- c. **Exemption 3:** information that is prohibited from disclosure by another federal law
- d. **Exemption 4:** trade secrets and other confidential business information
- e. **Exemption 5:** inter-agency or intra-agency communications that are protected by legal privileges
- f. **Exemption 6:** information involving matters of personal privacy
- g. **Exemption 7:** records or information compiled for law enforcement purposes, to the extent that the production of those records (A) could reasonably be expected to interfere with enforcement proceedings,(B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions, or (F) could reasonably be expected to endanger the life or physical safety of any individual
- h. **Exemption 8:** information relating to the supervision of financial institutions

i. **Exemption 9:** geological information on wells

**IV. EXEMPTION 3 STATUTES**

Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
5 U.S.C. § 574(j)	Dispute Resolution Communications	N/A	AMS	3	3
7 U.S.C. § 1502(c)	Personal information provided by agricultural producer (policy information, yield data, etc.)	N/A	FSA	14	24
			NRCS	2	
			RMA	8	
7 U.S.C. § 2018(c)	Information obtained pursuant to chapter 51 of title 7 of the United States Code, which concerns the handling of information submitted by applicants to the Supplemental Nutrition Assistance Program	Argus Leader Media v. USDA, 740 F.3d 1172, 1175-76 (8th Cir. 2014).	FNCS	2	2
	“[I]nformation furnished under a provision of law	Strunk v. U.S. Dept. of Interior,	FSA	2	6

7 U.S.C. § 2276(a)(2) (Food Security Act of 1985)	referred to in subsection (d) of this section . . . unless such information has been transformed into a statistical or aggregate form that does not allow the identification of the person who supplied particular information”	752 F. Supp. 2d 39, 44-45 (D.D.C. 2010).			
				NRCS	1
				REE	3
7 U.S.C. § 8791(b)(2) (Food, Conservation, and Energy Act of 2008)	“[I]nformation provided by an agricultural producer or owner of agricultural land concerning the agricultural operation, farming or conservation practices, or the land itself, in order to participate in programs of the Department” or “geospatial information . . . maintained by the Secretary about agricultural land or operations”	Cent. Platte Nat. Res. Dist. v. U.S. Dep’t of Agric., 643 F.3d 1142, 1147-48 (8th Cir. 2011); Ctr. for Biological Diversity v. USDA, 626 F.3d 1113, 1118 (9th Cir. 2010); Zaroni v. USDA, 605 F. Supp. 2d 230, 237-38 (D.D.C. 2009).	APHIS		14
				FSA	459
				NRCS	74
				OBPA	1
				RMA	2

550

<p>15 U.S.C. § 3710a(c) (Federal Technology Transfer Act)</p>	<p>“[T]rade secrets or commercial or financial information that is privileged or confidential, under the meaning of section 552(b)(4) of Title 5, which is obtained in the conduct of research or as a result of activities under this chapter,” which pertains to cooperative research and development agreements for the purpose of technological and industrial innovation</p>	<p>Pub. Citizen Health Research Group v. NIH, 209 F. Supp. 2d 37, 43, 51 (D.D.C. 2002); DeLorme Pub. Co., Inc. v. NOAA, 917 F. Supp. 867, 871-72 (D. Me. 1996), appeal dismissed per stipulation, No. 96-1601 (1st Cir. July 8, 1996).</p>	<p>REE</p>	<p>3</p>	<p>3</p>
<p>16 U.S.C. § 470hh (Archaeological Resources Protection Act of 1979)</p>	<p>Information pertaining to the nature and location of certain archaeological resources</p>	<p>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); Starkey v. U.S. Dep’t of the Interior, 238 F. Supp. 2d 1188, 1193-94 (S.D. Cal. 2002).</p>	<p>FS</p>	<p>21</p>	<p>23</p>
			<p>NRCS</p>	<p>2</p>	

<p>41 U.S.C. § 4702 (formerly at 41 U.S.C. § 253b(m)(1))</p>	<p>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</p>	<p>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).</p>	<p>FS</p>	<p>7</p>	<p>9</p>
<p>5 U.S.C. app. 3 § 7(b)</p>	<p>Names of employees who provide information or complaints to the Inspector General</p>	<p>N/A</p>	<p>APHIS</p>	<p>2</p>	<p>2</p>
			<p>APHIS</p>	<p>1</p>	
			<p>FAS</p>	<p>1</p>	

18 U.S.C. § 5038(c)	Records of juvenile delinquency proceedings	N/A	FS	1	3
			FSA	1	
			GIPSA	1	

## 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
AMS	43	272	223	92
APHIS	1,628	882	1,371	1,139
ASCR	1	32	29	4
DA/OSEC	122	403	340	185
FAS	15	44	38	21
FNCS	122	899	873	148
FS	461	1,828	1,767	522
FSA	2,797	30,591	29,393	3,995
FSIS	52	494	388	158
GIPSA	3	0	3	0
NAD	5	2	1	6
NRCS	49	288	300	37
OBPA	8	14	15	7
OCFO	23	16	26	13
OGC	65	41	67	39
OIG	83	100	80	103
RD	56	426	383	99
REE	8	130	99	39
RMA	18	85	86	17
AGENCY OVERALL	5,559	36,547	35,482	6,624

*After reviewing their databases, AMS, APHIS, ASCR, FAS, FNCS, FS, FSA, GIPSA, NAD, OBPA, OCFO, OGC, and NRCS updated the number of requests pending as of the start of the Fiscal Year.*

**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	
AMS	36	101	12	46	8	9	0	0	1	4	1	5	223
APHIS	139	931	26	140	20	42	0	2	6	6	26	33	1,371
ASCR	6	12	1	3	1	2	0	1	0	3	0	0	29
DA/OSEC	53	131	3	71	13	32	0	2	3	2	12	18	340
FAS	13	8	1	9	0	2	0	0	0	1	0	4	38
FNCS	104	648	10	45	0	18	17	1	8	10	5	7	873
FS	716	563	75	202	34	56	4	3	5	3	46	60	1,767
FSA	27,868	628	217	247	164	82	49	15	36	22	35	30	29,393
FSIS	87	160	3	99	14	23	0	0	0	0	2	0	388
GIPSA	0	3	0	0	0	0	0	0	0	0	0	0	3
NAD	0	0	0	0	0	0	0	0	0	0	1	0	1
NRCS	92	125	14	35	1	9	0	0	5	5	3	11	300
OBPA	5	1	1	2	4	1	0	0	0	0	0	1	15
OCFO	10	0	0	1	5	3	0	0	0	0	2	5	26
OGC	6	18	1	16	8	2	0	0	0	5	0	11	67
OIG	0	23	8	34	0	15	0	0	0	0	0	0	80
RD	173	88	14	31	5	11	5	3	1	0	39	13	383

REE	25	23	3	19	3	14	0	0	1	2	0	9	99
RMA	17	31	0	10	3	6	0	0	2	2	0	15	86
AGENCY OVERALL	29,350	3,494	389	1,010	283	327	75	27	68	65	172	222	35,482

**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
AMS	Directed Requester to Publically Available Information	5	5
APHIS	Directed Requester to Publically Available Information	33	33
ASCR	N/A	0	0
DA/OSEC	Directed Requester to Publically Available Information	18	18
FAS	Directed Requester to Publically Available Information	4	4
FNCS	Directed Requester to Publically Available Information	7	7
FS	Directed Requester to Publically Available Information	20	60
	Unable to Locate or Contact Requester	40	
FSA	Directed Requester to Publically Available Information	30	30
FSIS	N/A	0	0
GIPSA	N/A	0	0
NAD	N/A	0	0
NRCS	Directed Requester to Publically Available Information	11	11
OBPA	Directed Requester to Publically Available Information	1	1

OCFO	Unable to Locate or Contact Requester	5	5
OGC	Unable to Locate or Contact Requester	11	11
OIG	N/A	0	0
RD	Directed Requester to Publically Available Information	13	13
REE	Directed Requester to Publically Available Information	9	9
RMA	Directed Requester to Publically Available Information	10	15
	Unable to Locate or Contact Requester	5	
AGENCY OVERALL			222

**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
AMS	0	0	3	56	29	98	12	0	31	1	2	0	0	0
APHIS	0	0	17	25	30	921	22	1	788	28	5	6	0	0
ASCR	0	0	0	0	6	12	0	0	9	0	0	0	0	0
DA/OSEC	0	0	0	7	35	121	0	0	8	0	0	0	0	0
FAS	0	0	1	2	2	5	0	0	0	0	0	0	0	0
FNCS	0	11	2	13	487	638	4	5	608	62	489	2	0	0
FS	0	5	29	127	151	454	45	5	127	4	52	59	0	7
FSA	0	42	476	8	36	401	3	0	0	0	0	1	2	0
FSIS	0	0	0	122	22	145	3	0	12	0	2	0	0	0
GIPSA	0	0	1	2	2	3	1	0	3	0	3	0	0	0
NAD	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NRCS	0	5	79	27	27	97	1	0	4	0	0	0	0	2
OBPA	0	0	1	0	0	1	0	0	0	0	0	0	0	0
OCFO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OGC	0	0	0	0	13	12	0	0	0	0	0	0	0	0
OIG	0	0	0	0	4	25	6	0	24	1	1	0	0	0
RD	0	1	0	54	19	69	4	0	0	0	0	0	0	0
REE	0	1	6	3	3	18	0	0	0	0	0	0	0	0
RMA	0	3	10	11	6	22	1	0	7	2	0	0	0	0
AGENCY OVERALL	0	68	625	457	872	3,042	102	11	1,621	98	554	68	2	9

**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
AMS	12	28	9	31
APHIS	85	54	54	85
ASCR	0	3	1	2
DA/OSEC	6	6	2	10
FAS	1	0	1	0
FNCS	418	342	89	671
FS	37	47	43	41
FSA	9	1	0	10
FSIS	1	16	10	7
GIPSA	0	0	0	0
NAD	0	0	0	0
NRCS	2	7	6	3
OBPA	0	0	0	0
OCFO	1	0	0	1
OGC	1	3	3	1
OIG	0	3	3	0
RD	7	3	6	4
REE	3	3	6	0
RMA	25	2	17	10
AGENCY OVERALL	608	518	250	876

*After reviewing their databases, AMS, APHIS, GIPSA, FNS, and OGC updated the number of appeals pending as of the start of the Fiscal Year.*

**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
AMS	2	1	0	6	9
APHIS	10	6	1	37	54
ASCR	1	0	0	0	1
DA/OSEC	2	0	0	0	2
FAS	0	0	0	1	1
FNCS	8	55	0	26	89
FS	7	20	6	10	43
FSA	0	0	0	0	0
FSIS	4	1	0	5	10
GIPSA	0	0	0	0	0
NAD	0	0	0	0	0
NRCS	2	2	2	0	6
OBPA	0	0	0	0	0
OCFO	0	0	0	0	0
OGC	0	1	0	2	3
OIG	2	0	0	1	3
RD	0	2	2	2	6
REE	1	4	0	1	6
RMA	1	7	2	7	17

AGENCY OVERALL	40	99	13	98	250
-------------------	----	----	----	----	-----

**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
AMS	0	0	0	0	0	1	0	0	0	0	1	0	0	0
APHIS	0	0	0	0	3	12	0	0	11	0	0	0	0	0
ASCR	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DA/OSEC	0	0	0	0	0	1	0	0	0	0	0	0	0	0
FAS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
FNCS	0	0	2	0	46	54	0	0	54	8	50	0	0	0
FS	0	0	0	5	9	17	2	0	6	0	5	3	0	1
FSA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
FSIS	0	0	0	1	1	1	0	0	1	0	0	0	0	0
GIPSA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NAD	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NRCS	0	0	3	1	1	2	0	0	0	0	0	0	0	0
OBPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OCFO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OGC	0	0	0	0	1	1	0	0	0	0	0	0	0	0
OIG	0	0	0	0	0	1	0	0	1	0	0	0	0	0
RD	0	0	0	0	0	2	0	0	0	0	0	0	0	0
REE	0	0	1	1	0	4	0	0	0	0	0	0	0	0
RMA	0	0	6	7	1	6	0	0	0	0	6	0	0	0
AGENCY OVERALL	0	0	12	15	62	102	2	0	73	8	62	3	0	1

**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
AMS	2	0	2	0	0	0	1	0	1	0	0
APHIS	2	0	17	0	0	1	0	4	7	0	6
ASCR	0	0	0	0	0	0	0	0	0	0	0
DA/OSEC	0	0	0	0	0	0	0	0	0	0	0
FAS	1	0	0	0	0	0	0	0	0	0	0
FNCS	1	0	4	0	0	0	0	0	0	0	21
FS	3	0	2	1	0	0	0	2	0	0	2
FSA	0	0	0	0	0	0	0	0	0	0	0
FSIS	0	0	4	0	0	0	0	0	0	0	1
GIPSA	0	0	0	0	0	0	0	0	0	0	0
NAD	0	0	0	0	0	0	0	0	0	0	0
NRCS	0	0	0	0	0	0	0	0	0	0	0
OBPA	0	0	0	0	0	0	0	0	0	0	0
OCFO	0	0	0	0	0	0	0	0	0	0	0
OGC	0	0	0	0	0	0	0	0	0	0	2
OIG	1	0	0	0	0	0	0	0	0	0	0

RD	0	0	0	0	0	1	0	0	1	0	0
REE	0	0	0	1	0	0	0	0	0	0	0
RMA	0	0	4	0	0	0	0	0	0	0	3
AGENCY OVERALL	10	0	33	2	0	2	1	6	9	0	35

**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
APHIS	Moot	4	6
	Unable to Locate or Contact the Requester	2	
FNCS	Unable to Locate or Contact the Requester	18	21
	Untimely	3	
FS	Moot	1	2
	Unable to Locate or Contact the Requester	1	
FSIS	Moot	1	1
OGC	Moot	1	2
	Unable to Locate or Contact the Requester	1	
RMA	Unable to Locate or Contact the Requester	3	3
AMS	N/A	0	0
ASCR	N/A	0	0
DA/OSEC	N/A	0	0
FAS	N/A	0	0
FSA	N/A	0	0
GIPSA	N/A	0	0
NAD	N/A	0	0

NRCS	N/A	0	0
OBPA	N/A	0	0
OCFO	N/A	0	0
OIG	N/A	0	0
RD	N/A	0	0
REE	N/A	0	0
AGENCY OVERALL			35

**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
AMS	551.00	528.67	22.00	1,263.00
APHIS	107.00	457.43	1.00	2,742.00
ASCR	74.00	74.00	74.00	74.00
DA/OSEC	145.50	145.50	125.00	166.00
FAS	177.00	177.00	177.00	177.00
FNCS	665.00	630.98	23.00	1,217.00
FS	104.50	152.34	2.00	879.00
FSIS	117.50	102.60	6.00	148.00
NRCS	32.50	37.33	1.00	93.00
OGC	38.00	40.33	2.00	81.00
RD	237.00	281.83	9.00	664.00
REE	36.50	38.13	23.00	69.00
RMA	1,135.75	955.22	2.00	1,747.00
OIG	17.00	17.33	17.00	18.00
AGENCY OVERALL	234.50	352.00	1.00	2,742.00

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

Agency / Component		10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
AMS	Date of Appeal	2018-01-11	2018-01-05	2017-12-28	2017-12-11	2017-10-26	2017-04-14	2016-08-25	2016-08-25	2014-05-28	2012-12-10
	Number of Days Pending	181	185	190	202	232	367	524	524	1089	1454
APHIS	Date of Appeal	2012-06-19	2012-05-21	2012-04-17	2012-04-02	2012-04-02	2011-10-20	2011-10-06	2011-08-24	2011-07-08	2011-05-16
	Number of Days Pending	1573	1593	1617	1628	1628	1739	1748	1778	1811	1848
ASCR	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2018-01-23
	Number of Days Pending	0	0	0	0	0	0	0	0	174	196
DA/OSEC	Date of Appeal	2018-08-27	2018-08-09	2018-08-06	2018-07-24	2018-01-29	2017-11-29	2015-01-30	2014-05-09	2014-04-14	2012-04-02
	Number of Days Pending	23	35	38	47	170	210	920	1101	1120	1628
FAS	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

FNCS	Date of Appeal	2014-11-08	2014-11-04	2014-11-03	2014-10-01	2014-09-30	2014-08-18	2013-12-18	2013-08-14	2012-12-05	2012-10-22
	Number of Days Pending	974	978	979	1001	1002	1032	1199	1285	1457	1487
FS	Date of Appeal	2017-06-07	2017-05-30	2017-04-27	2017-04-19	2017-03-28	2016-07-13	2015-09-14	2014-08-29	2014-03-17	2014-01-24
	Number of Days Pending	330	336	358	364	380	555	763	1023	1140	1175
FSA	Date of Appeal	2017-11-15	2017-09-05	2017-08-15	2017-08-14	2017-08-10	2017-08-09	2017-06-23	2017-06-02	2017-04-07	2016-07-14
	Number of Days Pending	219	268	282	283	285	286	318	333	372	554
FSIS	Date of Appeal	N/A	N/A	N/A	2018-08-24	2018-08-09	2018-08-08	2018-04-23	2018-04-19	2018-04-19	2017-10-18
	Number of Days Pending	0	0	0	24	35	36	111	113	113	238
GIPSA	Date of Appeal	N/A									
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
NAD	Date of Appeal	N/A									

	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
NRCS	Date of Appeal	N/A	2018-08-14	2018-06-22	2018-02-07						
	Number of Days Pending	0	0	0	0	0	0	0	32	68	163
OBPA	Date of Appeal	N/A	N/A	N/A							
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
OCFO	Date of Appeal	N/A	N/A	2012-07-19							
	Number of Days Pending	0	0	0	0	0	0	0	0	0	1552
OGC	Date of Appeal	N/A	N/A	2018-08-27							
	Number of Days Pending	0	0	0	0	0	0	0	0	0	23
OIG	Date of Appeal	N/A	N/A	N/A							
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0

RD	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	2018-08-22	2017-04-24	2017-04-06	2017-01-07
	Number of Days Pending	0	0	0	0	0	0	26	361	373	433
REE	Date of Appeal	N/A									
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
RMA	Date of Appeal	2017-01-25	2015-05-11	2014-09-08	2014-04-30	2013-06-25	2013-05-22	2013-05-22	2013-03-28	2011-09-20	2011-08-18
	Number of Days Pending	423	850	1018	1108	1320	1343	1343	1382	1760	1782
AGENCY OVERALL	Date of Appeal	2012-04-02	2012-04-02	2012-04-02	2011-10-20	2011-10-06	2011-09-20	2011-08-24	2011-08-18	2011-07-08	2011-05-16
	Number of Days Pending	1628	1628	1628	1739	1748	1760	1778	1782	1811	1848

**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
AMS	24	40.65	1	410	45	81.53	2	210	N/A	N/A	N/A	N/A
APHIS	146	172.72	1	1318	238	305.5	2	1364	80	80	80	80
ASCR	7	11.09	1	44	16	31.4	12	62	N/A	N/A	N/A	N/A
DA/OSEC	33	49.5	3	135	150	156.42	1	425	N/A	N/A	N/A	N/A
FAS	24	46.21	1	361	157	168.5	43	492	N/A	N/A	N/A	N/A
FNCS	17	24.41	1	850	79.5	79.5	56	103	N/A	N/A	N/A	N/A
FS	17	46.01	1	1262	37	93.63	1	932	N/A	N/A	N/A	N/A
FSA	1	1.58	1	1024	6	20.16	1	1195	1	1	1	0
FSIS	39	55.96	1	354	106	143.96	5	366	N/A	N/A	N/A	N/A
GIPSA	N/A	N/A	N/A	N/A	86	86	86	86	N/A	N/A	N/A	N/A
NAD	N/A	N/A	N/A	N/A	20	20	20	20	N/A	N/A	N/A	N/A
NRCS	13	24.79	1	345	33	95	9	862	1	12	1	35
OBPA	3.5	5.83	1	23	177	135.67	44	186	N/A	N/A	N/A	N/A
OCFO	168.5	179.81	1	805	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
OGC	42.5	192.1	1	1507	82.5	179.69	1	968	92	92	92	92
OIG	31	37.73	5	175	115	338.12	37	1531	N/A	N/A	N/A	N/A
RD	12	28.78	1	497	71.5	115.2	1	655	6	6	2	10
REE	14	19.85	1	80	50	73.8	14	179	N/A	N/A	N/A	N/A
RMA	6	23.91	1	378	31	100.84	1	1151	N/A	N/A	N/A	N/A

AGENCY OVERALL	1	12.05	1	1507	22	84.24	1	1364	0.5	18.83	1	92
-------------------	---	-------	---	------	----	-------	---	------	-----	-------	---	----

**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
AMS	27	48.82	1	410	69.5	87.21	17	210	N/A	N/A	N/A	N/A
APHIS	154.5	180.85	1	1318	238	301.99	4	1364	80	80	80	80
ASCR	19	18.31	2	44	16	31.4	12	62	N/A	N/A	N/A	N/A
DA/OSEC	24	48	15	105	141	134.67	1	292	N/A	N/A	N/A	N/A
FAS	52	86	20	361	157	143.75	48	216	N/A	N/A	N/A	N/A
FNCS	17	23.34	1	850	79.5	79.5	56	103	N/A	N/A	N/A	N/A
FS	18	41.07	1	1058	45	96.4	1	932	N/A	N/A	N/A	N/A
FSA	1	1.54	1	1024	7	14.68	1	235	1	1	1	0
FSIS	57	69.42	3	354	156	161.31	5	366	N/A	N/A	N/A	N/A
GIPSA	N/A	N/A	N/A	N/A	86	86	86	86	N/A	N/A	N/A	N/A
NAD	N/A	N/A										
NRCS	13	24.17	1	222	33	103.15	14	862	1	12	1	35
OBPA	6	6.2	1	10	186	186	186	186	N/A	N/A	N/A	N/A
OCFO	17.5	79.6	1	360	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
OGC	46	308.09	10	1507	140	182.77	21	521	N/A	N/A	N/A	N/A
OIG	57	58.5	20	122	68	171.6	37	1415	N/A	N/A	N/A	N/A
RD	15	28.8	1	497	71.5	99.05	12	655	10	10	10	10
REE	17	20.76	1	80	56	69.5	14	154	N/A	N/A	N/A	N/A

RMA	8.5	33.22	1	378	34	148.33	7	1151	N/A	N/A	N/A	N/A
AGENCY OVERALL	1	10.01	1	1507	25.5	84.26	1	1364	1	13.2	1	80

**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
AMS	87	56	30	9	6	3	2	3	6	2	1	1	1	207
APHIS	153	91	60	38	67	91	95	92	96	65	198	107	80	1,233
ASCR	18	4	1	0	0	0	0	0	0	0	0	0	0	23
DA/OSEC	108	44	23	13	8	1	4	1	3	0	0	0	0	205
FAS	14	5	4	0	0	3	1	0	0	0	0	1	0	28
FNCS	570	208	34	13	9	8	4	4	0	3	6	1	2	862
FS	761	226	94	40	22	17	11	6	5	1	13	20	30	1,246
FSA	28,504	79	17	11	4	2	1	2	1	3	5	1	4	28,634
FSIS	101	86	53	38	29	20	8	11	7	5	6	1	0	365
GIPSA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NAD	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NRCS	180	53	19	5	5	5	1	2	2	0	3	1	0	276
OBPA	11	1	0	0	0	0	0	0	0	0	0	0	0	12
OCFO	9	1	1	1	0	0	0	0	3	1	5	2	3	26
OGC	13	6	4	1	0	2	2	1	1	0	2	1	7	40
OIG	16	17	7	5	1	0	1	0	1	0	0	0	0	48
RD	235	46	22	12	8	7	5	7	0	0	1	3	1	347
REE	53	24	8	3	0	0	0	0	0	0	0	0	0	88
RMA	47	9	6	0	0	1	0	0	0	0	1	1	0	65
AGENCY OVERALL	30,880	956	383	189	159	160	135	129	125	80	241	140	128	33,705

**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
AMS	4	3	1	0	1	2	1	0	0	2	1	0	0	15
APHIS	8	2	5	7	2	3	1	8	4	20	17	15	37	129
ASCR	3	0	1	1	0	0	0	0	0	0	0	0	0	5
DA/OSEC	21	22	12	9	7	3	4	7	4	2	30	5	4	130
FAS	0	0	2	1	0	0	1	3	0	0	2	0	1	10
FNCS	0	0	1	0	0	1	0	0	0	0	0	0	0	2
FS	158	110	67	22	16	22	20	6	9	7	32	13	31	513
FSA	567	80	20	9	4	6	2	5	1	0	4	1	4	703
FSIS	2	2	3	1	1	3	1	0	1	0	7	2	0	23
GIPSA	0	0	0	0	3	0	0	0	0	0	0	0	0	3
NAD	1	0	0	0	0	0	0	0	0	0	0	0	0	1
NRCS	5	5	3	0	0	0	2	0	0	0	0	0	1	16
OBPA	0	0	1	0	0	0	0	0	1	1	0	0	0	3
OCFO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OGC	3	4	3	3	1	0	2	1	1	0	2	2	4	26
OIG	0	3	6	4	1	3	0	2	0	0	2	0	11	32
RD	6	4	2	7	2	2	1	0	0	0	4	0	2	30
REE	2	1	3	0	1	1	0	1	1	0	0	0	0	10
RMA	8	5	0	2	1	0	1	0	0	1	0	0	1	19
AGENCY OVERALL	788	241	130	66	40	46	36	33	22	33	101	38	96	1,670

**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
AMS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
APHIS	0	0	0	1	0	0	0	0	0	0	0	0	0	1
ASCR	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DA/OSEC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
FAS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
FNCS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
FS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
FSA	5	0	0	0	0	0	0	0	0	0	0	0	0	5
FSIS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
GIPSA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NAD	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NRCS	2	1	0	0	0	0	0	0	0	0	0	0	0	3
OBPA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OCFO	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OGC	0	0	0	0	1	0	0	0	0	0	0	0	0	1
OIG	0	0	0	0	0	0	0	0	0	0	0	0	0	0
RD	2	0	0	0	0	0	0	0	0	0	0	0	0	2
REE	0	0	0	0	0	0	0	0	0	0	0	0	0	0
RMA	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	9	1	0	1	1	0	0	0	0	0	0	0	0	12

**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
AMS	89	20	23	2	192.5	192	0	N/A	N/A
APHIS	1079	20	21	57	20	20	2	25.5	25
ASCR	1	20	20	1	20	20	0	N/A	N/A
DA/OSEC	7	360	265.14	24	247	243.08	0	N/A	N/A
FAS	14	20	20	2	20	20	5	20	20
FNCS	141	20	20	1	20	20	0	N/A	N/A
FS	339	20	21	143	20	26	1	20	20
FSA	179	151	163.13	44	19	79.95	0	N/A	N/A
FSIS	141	20	20	11	20	20	1	20	20
GIPSA	0	N/A	N/A	0	N/A	N/A	0	N/A	N/A
NAD	6	20	20	0	N/A	N/A	0	N/A	N/A
NRCS	25	20	20	10	20	27	0	N/A	N/A
OBPA	2	20	20	3	20	20	0	N/A	N/A
OCFO	11	20	20	0	N/A	N/A	0	N/A	N/A
OGC	27	20	40	11	20	22	0	N/A	N/A
OIG	1	11	11	102	382	480	0	N/A	N/A
RD	88	20	20	6	20	23	0	N/A	N/A
REE	36	20	20	2	20	20	0	N/A	N/A
RMA	4	30	32	7	30	32	0	N/A	N/A

AGENCY OVERALL	2190	166	242.39	426	141.5	234.28	9	358	320.22
-------------------	------	-----	--------	-----	-------	--------	---	-----	--------

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

Agency / Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
AMS	Date of Receipt	2017-09-18	2017-06-20	2017-06-06	2017-04-27	2017-03-10	2017-01-31	2016-07-18	2016-05-02	2015-12-09	2015-11-19
	Number of Days Pending	259	321	331	358	392	419	552	605	704	717
APHIS	Date of Receipt	2013-07-10	2013-06-06	2013-05-16	2013-04-30	2013-04-23	2013-04-08	2013-04-01	2013-03-14	2012-09-26	2011-12-01
	Number of Days Pending	1310	1333	1347	1359	1364	1375	1380	1392	1504	1711
ASCR	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2018-08-01
	Number of Days Pending	0	0	0	0	0	0	0	0	41	162
DA/OSEC	Date of Receipt	2017-04-24	2017-04-13	2017-04-10	2017-03-30	2017-03-28	2017-03-22	2017-03-22	2017-03-14	2017-02-02	2016-12-09
	Number of Days Pending	361	368	371	378	380	384	384	390	417	452
FAS	Date of Receipt	2017-11-03	2017-10-31	2017-10-20	2017-09-21	2017-06-23	2017-04-27	2017-04-12	2017-02-03	2017-01-23	2016-11-01
	Number of Days Pending	226	229	236	256	318	358	369	416	425	478

FNCS	Date of Receipt	2016-12-14	2016-11-30	2016-11-30	2016-10-21	2016-01-20	2016-01-20	2015-11-17	2015-11-02	2014-11-14	2014-07-17
	Number of Days Pending	449	459	459	485	677	677	719	729	971	1054
FS	Date of Receipt	2016-03-01	2016-02-15	2016-01-25	2015-12-02	2015-11-19	2015-11-05	2015-08-18	2014-07-09	2014-07-08	2013-10-28
	Number of Days Pending	649	659	674	709	717	726	781	1060	1061	1234
FSA	Date of Receipt	2017-02-08	2017-02-08	2017-02-08	2017-02-08	2017-01-20	2016-12-12	2016-06-13	2015-10-13	2015-09-30	2015-06-10
	Number of Days Pending	414	414	414	414	425	451	576	743	751	829
FSIS	Date of Receipt	2017-10-12	2017-10-11	2017-10-05	2017-10-04	2017-09-25	2017-09-19	2017-09-11	2017-08-16	2017-07-19	2017-07-03
	Number of Days Pending	242	243	246	247	254	258	264	281	301	312
GIPSA	Date of Receipt	N/A									
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
NAD	Date of Receipt	N/A	N/A	N/A	N/A	2018-06-19	2014-12-11	2014-07-15	2014-04-16	2013-07-09	2012-10-01

	Number of Days Pending	0	0	0	0	71	953	1056	1118	1311	1501
NRCS	Date of Receipt	2018-03-14	2018-03-14	2018-03-13	2018-03-13	2018-03-13	2018-03-09	2018-02-12	2018-01-30	2017-12-07	2017-10-24
	Number of Days Pending	139	139	140	140	140	142	160	169	204	234
OBPA	Date of Receipt	N/A	N/A	N/A	N/A	N/A	2018-06-29	2018-06-19	2018-02-16	2017-09-26	2017-02-06
	Number of Days Pending	0	0	0	0	0	63	71	156	253	415
OCFO	Date of Receipt	2018-07-31	2018-06-19	2017-10-26	2017-04-24	2017-04-12	2017-03-08	2015-08-18	2014-10-07	2013-11-05	2013-09-23
	Number of Days Pending	42	71	232	361	369	394	781	997	1228	1258
OGC	Date of Receipt	2017-02-16	2017-02-14	2017-02-14	2017-02-14	2017-02-14	2016-01-14	2016-01-14	2015-06-25	2015-06-18	2015-01-26
	Number of Days Pending	407	409	409	409	409	680	680	818	823	924
OIG	Date of Receipt	2014-07-09	2014-05-16	2013-08-22	2013-04-20	2013-01-22	2012-12-10	2012-10-08	2012-08-22	2012-06-19	2012-06-12
	Number of Days Pending	1062	1098	1281	1367	1430	1458	1500	1532	1577	1582

RD	Date of Receipt	2017-07-17	2017-06-23	2017-05-26	2017-04-20	2017-04-04	2017-02-10	2016-11-29	2016-10-21	2015-06-02	2015-03-13
	Number of Days Pending	303	318	337	363	375	411	460	485	835	891
REE	Date of Receipt	2018-05-21	2018-05-02	2018-04-17	2018-03-27	2018-03-23	2018-03-14	2018-02-14	2018-02-05	2018-01-03	2017-12-27
	Number of Days Pending	91	104	115	130	132	139	158	165	187	191
RMA	Date of Receipt	2018-08-29	2018-08-29	2018-08-28	2018-07-30	2018-07-24	2018-07-23	2018-07-23	2018-07-23	2018-05-22	2018-05-21
	Number of Days Pending	21	21	22	43	47	48	48	48	90	91
AGENCY OVERALL	Date of Receipt	2013-03-14	2013-01-22	2012-12-10	2012-10-08	2012-10-01	2012-09-26	2012-08-22	2012-06-19	2012-01-12	2011-12-01
	Number of Days Pending	1392	1430	1458	1500	1501	1504	1532	1577	1582	1711

## 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
AMS	0	4	52	143	0
APHIS	1	25	15	65.46	11
ASCR	1	0	1	1	1
DA/OSEC	0	3	3	6	2
FAS	2	0	3.5	3.5	2
FNCS	0	2	67.5	67.5	0
FS	0	13	4	7.85	10
FSA	5	452	1	1.84	452
FSIS	0	10	1	2.7	9
GIPSA	0	0	N/A	N/A	0
NAD	0	0	N/A	N/A	0
NRCS	3	3	7	12.83	3
OBPA	0	2	3.5	3.5	2
OCFO	0	0	N/A	N/A	0
OGC	0	3	1	2.33	3
OIG	0	2	36.5	36.5	1
RD	1	0	15	15	0
REE	0	1	8	8	1
RMA	0	2	1	1	2
AGENCY OVERALL	13	522	1	6.69	499

## VIII.B. REQUESTS FOR FEE WAIVER

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
AMS	13	1	31	75.79
APHIS	64	9	134	168.27
ASCR	0	0	N/A	N/A
DA/OSEC	1	0	1	1
FAS	7	0	10	12.57
FNCS	1	0	75	75
FS	129	14	7	65.9
FSA	811	41	1	2.41
FSIS	165	16	1	2.04
GIPSA	0	0	N/A	N/A
NAD	0	0	N/A	N/A
NRCS	13	1	13	14.5
OBPA	2	0	2	2
OCFO	11	0	172	151.64
OGC	8	0	4.5	11.5
OIG	0	0	N/A	N/A
RD	14	0	19	21.43
REE	1	0	1	1
RMA	4	0	1	1.75
AGENCY OVERALL	1,263	86	1	20.59

**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
AMS	8	2	10	\$1,652,533.47	\$173,140.00	\$1,825,673.47
APHIS	27	0.5	27.5	\$360,483.48	\$0.00	\$360,483.48
ASCR	1	0	1	\$123,784.67	\$0.00	\$123,784.67
DA/OSEC	4	0	4	\$726,829.00	\$157,253.00	\$884,082.00
FAS	2	0	2	\$166,651.00	\$0.00	\$166,651.00
FNCS	4	6	10	\$207,530.07	\$0.00	\$207,530.07
FS	13	42.34	55.34	\$2,547,026.00	\$157,958.00	\$2,704,984.00
FSA	11	90	101	\$2,810,430.17	\$0.00	\$2,810,430.17
FSIS	9	0	9	\$1,224,142.00	\$5,266.00	\$1,229,408.00
GIPSA	0	0.1	0.1	\$529.68	\$0.00	\$529.68
NAD	1	0	1	\$0.00	\$0.00	\$0.00
NRCS	4	14.25	18.25	\$824,255.00	\$166,006.00	\$990,261.00
OBPA	0	0.21	0.21	\$29,079.35	\$0.00	\$29,079.35
OCFO	3	1.36	4.36	\$0.00	\$0.00	\$0.00
OGC	2	2	4	\$206,356.00	\$19,640.00	\$225,996.00
OIG	2	3.2	5.2	\$359,791.61	\$483,563.43	\$843,355.04
RD	3	13	16	\$1,475,049.00	\$0.00	\$1,475,049.00

REE	1	0.25	1.25	\$105,112.60	\$0.00	\$105,112.60
RMA	1	0.9	1.9	\$211,545.97	\$0.00	\$211,545.97
AGENCY OVERALL	96	176.11	272.11	\$13,031,129.07	\$1,162,826.43	\$14,193,955.50

## X. FEES COLLECTED FOR PROCESSING REQUESTS

Agency / Component	Total Amount of Fees Collected	Percentage of Total Costs
AMS	\$797.99	0.05%
APHIS	\$0.00	0.00%
ASCR	\$0.00	0.00%
DA/OSEC	\$1,920.90	0.26%
FAS	\$0.00	0.00%
FNCS	\$65,289.08	31.46%
FS	\$3,452.73	0.14%
FSA	\$33,809.18	1.20%
FSIS	\$0.00	0.00%
GIPSA	\$0.00	0.00%
NAD	\$0.00	0.00%
NRCS	\$463.35	0.06%
OBPA	\$0.00	0.00%
OCFO	\$0.00	0.00%
OGC	\$0.00	0.00%
OIG	\$0.00	0.00%
RD	\$4,043.07	0.27%
REE	\$139.25	0.13%
RMA	\$674.11	0.32%
AGENCY OVERALL	\$110,589.66	0.85%

**XI.A. NUMBER OF TIMES SUBSECTION (C) USED**

Agency / Component	Number of Times Subsection Used
AMS	0
APHIS	0
ASCR	0
DA/OSEC	0
FAS	0
FNCS	0
FS	0
FSA	0
FSIS	0
GIPSA	0
NAD	0
NRCS	0
OBPA	0
OCFO	0
OGC	0
OIG	0
RD	0
REE	0
RMA	0
AGENCY OVERALL	0

**XI.B. NUMBER OF SUBSECTION (A)(2) POSTINGS**

Agency / Component	Number of Records Posted by the FOIA Office	Number of Records Posted by Program Offices
AMS	1	3,940
APHIS	88	30
ASCR	0	0
DA/OSEC	4	1,313
FAS	0	0
FNCS	0	2,445
FS	0	86,821
FSA	0	0
FSIS	0	564
GIPSA	0	0
NAD	0	0
NRCS	429	429
OBPA	2	12
OCFO	0	0
OGC	0	0
OIG	2	86
RD	5	1,246
REE	0	12
RMA	188	330
AGENCY OVERALL	719	97,228

## 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
AMS	80	30
APHIS	1,081	85
ASCR	2	2
DA/OSEC	157	10
FAS	20	0
FNCS	89	646
FS	366	34
FSA	194	9
FSIS	128	7
GIPSA	0	0
NAD	6	0
NRCS	25	3
OBPA	5	0
OCFO	10	0
OGC	35	1
OIG	98	0
RD	73	1
REE	31	0
RMA	7	10
AGENCY OVERALL	2,407	838

**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
AMS	0	6	5	1
APHIS	1	24	21	4
ASCR	0	0	0	0
DA/OSEC	0	43	41	2
FAS	0	14	14	0
FNCS	0	4	3	1
FS	1	29	28	2
FSA	2	45	43	4
FSIS	0	1	1	0
GIPSA	0	0	0	0
NAD	0	0	0	0
NRCS	0	0	0	0
OBPA	1	0	1	0
OCFO	0	0	0	0
OGC	5	106	74	37
OIG	0	2	0	2
RD	1	0	0	1
REE	0	13	13	0
RMA	0	1	1	0
AGENCY OVERALL	11	288	245	54

**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
AMS	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2018-06-26
	Number of Days	0	0	0	0	0	0	0	0	0	66
APHIS	Date	N/A	N/A	N/A	N/A	N/A	N/A	2018-09-14	2018-08-30	2018-05-02	2017-10-23
	Number of Days	0	0	0	0	0	0	10	20	104	235
ASCR	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
DA/OSEC	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2018-08-31	2018-08-30
	Number of Days	0	0	0	0	0	0	0	0	19	20
FAS	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
FNCS	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2018-09-20
	Number of Days	0	0	0	0	0	0	0	0	0	6
FS	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2018-09-27	2018-04-11
	Number of Days	0	0	0	0	0	0	0	0	1	119
FSA	Date	N/A	N/A	N/A	N/A	N/A	N/A	2013-01-25	2013-01-25	2012-08-30	2012-08-30

	Number of Days	0	0	0	0	0	0	1427	1427	1526	1526
FSIS	Date	N/A									
	Number of Days	0	0	0	0	0	0	0	0	0	0
GIPSA	Date	N/A									
	Number of Days	0	0	0	0	0	0	0	0	0	0
NAD	Date	N/A									
	Number of Days	0	0	0	0	0	0	0	0	0	0
NRCS	Date	N/A									
	Number of Days	0	0	0	0	0	0	0	0	0	0
OBPA	Date	N/A									
	Number of Days	0	0	0	0	0	0	0	0	0	0
OCFO	Date	N/A									
	Number of Days	0	0	0	0	0	0	0	0	0	0
OGC	Date	2018-05-17	2018-05-16	2018-05-14	2018-05-11	2018-05-09	2018-04-05	2018-04-04	2018-03-28	2017-08-11	2017-07-13
	Number of Days	93	94	96	97	99	123	124	129	284	305
OIG	Date	N/A	2017-09-08	2015-01-07							
	Number of Days	0	0	0	0	0	0	0	0	266	938

RD	Date	N/A	2012-04-11								
	Number of Days	0	0	0	0	0	0	0	0	0	1621
REE	Date	N/A									
	Number of Days	0	0	0	0	0	0	0	0	0	0
RMA	Date	N/A									
	Number of Days	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	Date	2017-10-23	2017-09-08	2017-08-11	2017-07-13	2015-01-07	2013-01-25	2013-01-25	2012-08-30	2012-08-30	2012-04-11
	Number of Days	235	266	284	305	938	1427	1427	1526	1526	1621

**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
AMS	181	272	193	223
APHIS	1,762	882	794	1,371
ASCR	32	32	31	29
DA/OSEC	379	403	275	340
FAS	41	44	31	38
FNCS	690	899	641	873
FS	1,832	1,828	1,836	1,767
FSA	19,066	30,591	18,737	29,393
FSIS	350	494	382	388
GIPSA	24	0	19	3
NAD	1	2	0	1
NRCS	278	288	272	300
OBPA	22	14	16	15
OCFO	17	16	2	26
OGC	70	41	39	67
OIG	97	100	110	80
RD	393	426	402	383

REE	138	130	142	99
RMA	88	85	84	86
AGENCY OVERALL	25,461	36,547	24,006	35,482

**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
AMS	28	80
APHIS	1,534	1,081
ASCR	2	2
DA/OSEC	89	157
FAS	10	20
FNCS	70	89
FS	324	366
FSA	33	194
FSIS	29	128
GIPSA	7	0
NAD	10	6
NRCS	22	25
OBPA	3	5
OCFO	28	10
OGC	53	35
OIG	78	98
RD	41	73
REE	3	31
RMA	7	7
AGENCY OVERALL	2,371	2,407

**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
AMS	7	28	12	9
APHIS	24	54	22	54
ASCR	0	3	0	1
DA/OSEC	3	6	2	2
FAS	1	0	0	1
FNCS	186	342	97	89
FS	56	47	74	43
FSA	21	1	22	0
FSIS	5	16	5	10
GIPSA	0	0	0	0
NAD	0	0	0	0
NRCS	16	7	15	6
OBPA	0	0	0	0
OCFO	0	0	0	0
OGC	6	3	5	3
OIG	8	3	10	3
RD	6	3	6	6

REE	7	3	5	6
RMA	3	2	8	17
AGENCY OVERALL	349	518	283	250

**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
AMS	11	30
APHIS	85	85
ASCR	0	2
DA/OSEC	5	10
FAS	1	0
FNCS	405	646
FS	34	34
FSA	7	9
FSIS	0	7
GIPSA	0	0
NAD	0	0
NRCS	1	3
OBPA	0	0
OCFO	0	0
OGC	1	1
OIG	0	0
RD	4	1
REE	0	0
RMA	23	10
AGENCY OVERALL	577	838

*After reviewing their databases, AMS, APHIS, FNS, GIPSA, OGC and RD updated the number of backlogged appeals as of the end of the fiscal year from the previous annual report.*

