

Enclosure
Enclosure DE-AM30-07CC2007
Visionary Solutions, LLC.

Contract DE-AM-30-07CC2007

Page 1 – released in its entirety. Signature deleted (see Office of Management and Budget (OMB) Memorandum M-06-15, entitled “Safeguarding Personally Identifiable Information”).

Page 2 – released in its entirety.

Pages 3 through 8 – under Additional Transportation Services for Base Period – Firm Fixed Prices and Extended Prices are redacted under Exemption 4, under Cost Reimbursable Items – Total Estimated Costs are redacted under Exemption 4.

Pages 9 through 36 – released in their entirety.

Page 37 – under H.10 Key Personnel - contractors’ names are redacted under Exemption 6.

Pages 38 through 71 – released in their entirety.

Modification M001

Pages 1, 2 and 17 – released in their entirety. Signatures deleted.

Modification M002

Page 1 – released in its entirety. Signatures deleted.

Pages 2 through 4 – released in their entirety.

Pages 23, 24 and 40 – released in their entirety.

Modification A003

Pages 1 and 2 – released in their entirety. Signature deleted.

Modification M004

Pages 1, 2 and 66 A – released in their entirety. Signatures deleted.

Modification M005

Page – released in its entirety. Signatures deleted.

Page 2 – under (b) Contract Values are redacted under Exemption 4.

Pages 4 A through 7 – under Additional Transportation Services for Option Period 2 – Firm Fixed Unit Prices and Extended Prices are redacted under Exemption 4. Under Cost Reimbursable Items – Total Estimated Costs are redacted under Exemption 4.

Modification A006

Pages 1 and 2 – released in their entirety. Signature deleted.

Modification M007

Page 1 – released in its entirety. Signatures deleted.

Pages 2 and 3 – under Option 2 Prices – Firm Fixed Unit Prices, Extended Prices Estimated Costs and Totals are redacted under Exemption 4.

Page 4 – under Option 3 – Firm Fixed Unit Prices, Extended Prices, Estimated Costs and Totals are redacted under Exemption 4.

Modification M008

Pages 1 and 2 – released in their entirety. Signature deleted.

Modification A009

Pages 1 and 2 – released in their entirety. Signature deleted.

Modification A010

Pages 1 and 2 – released in their entirety. Signature deleted.

Modification M011

Pages 1 and 2 – released in their entirety. Signature deleted.

Modification A012

Page 1 – released in its entirety. Signature deleted.

Modification A013

Page 1 – released in its entirety. Signature deleted.

Exemption 4 of the FOIA protects “trade secrets and commercial or financial information obtained from a person (that is) privileged or confidential.” This exemption is intended to protect the interests of both the government and submitters of information. The exemption also affords protection to those submitters who are required to furnish commercial or financial information to the government by safeguarding them from the competitive disadvantages that could result from disclosure. The exemption covers two broad categories of information in federal agency records: (1) trade secrets and (2) information which is (a) commercial or financial; (b) obtained from a person; and (c) privileged or confidential. DOE regulations require that we contact any firm submitting this type of information and give them the opportunity to identify proprietary financial or commercial information contained therein. Visionary Solutions, LLC. has identified the redacted information as being proprietary information subject to withholding under Exemption 4.

The redacted information shown in the enclosure, if released, would likely cause substantial harm to the competitive and financial position of Visionary Solutions, LLC. Release could allow a competitor to more easily predict how Visionary Solutions, LLC, might bid in similar future solicitations and to adjust its future competitive bids accordingly. In addition, this type information is held in the

strictest confidence by Visionary Solutions, LLC. and is not customarily released to the general public.

DOE regulations provide that documents exempt from disclosure under the FOIA shall not be released unless the DOE determines that such disclosure is in the public interest. However, we do not make the usual public interest inquiry in Exemption 4 cases because disclosure of confidential or proprietary data under this exemption is prohibited under 18 U.S.C. Section 1905 of the Trade Secrets Act. In this case, because the redacted information falls under Exemption 4, we are prohibited by the Trade Secrets Act from considering whether it is nonetheless in the public interest to disclose the information.

Personal information, such as names of contractor employees, (not in the public domain) was withheld pursuant to Exemption 6 because its disclosure would constitute a clearly unwarranted invasion of personal privacy. The purpose of Exemption 6 is to protect "individuals from the injury and embarrassment that can result from the unnecessary disclosure of personal information." To determine whether disclosure would constitute a clearly unwarranted invasion of personal privacy, any public interest in disclosure must be balanced against the privacy interest, which would be invaded by disclosure of the information. Release of this information pertaining to the Visionary Solutions, LLC, employees may cause harassment and unwarranted solicitation. Also, release of this information would not shed light on the operations of the federal government as Visionary Solutions, LLC, is not a government agency, but a private entity under contract which provides a variety of important, and sometimes vital, goods and services to the federal government. Since its release will not reveal anything of significance to the public, the interest in protecting against the invasion of privacy which would result to the individuals in question, far outweighs the public interest in such disclosure. The names of those individuals not redacted in these documents are already available and accessible in the public domain.