

EXHIBIT A

11/26/13

Electronic Submission

Freedom of Information Act Request

Name

Mr. Alan H Price

Email

aprice@wileyrein.com

Address1776 K St. NW
Washington, District of Columbia 20006**Telephone**

202-719-3375

Fax

202-719-7049

Date Range

11/25/2002 to 05/22/2006

DescriptionSheryl L. Walter
Director, Office of Information Programs and Services
Building SA-2
515 22nd Street, NW
Washington, DC 20522-8100

Re: Freedom of Information Act Request – Cables from U.S. Embassy, Ankara

Dear Ms. Walters:

On behalf of Wiley Rein LLP, we hereby request, under the Freedom of Information Act ("FOIA"), the disclosure of the following two cables sent by the U.S. embassy in Ankara, Turkey to the U.S. Department of State:

- Cable 02ANKARA8594, Uncertainty for Pending and Existing BOT/TOR Projects in Turkey (Nov. 25, 2002); and
- Cable 06ANKARA2877, Hopes and Fears in Turkey's Electricity Sector (May 22, 2006).

These documents are currently in the public domain on the Internet, but do not appear to be available from any official U.S. Government source.

The information in these cables demonstrates that the Turkish government is providing a subsidy in the form of electricity for more than adequate remuneration to its domestic power industry. The U.S. steel industry requires this information for purposes of the U.S. Department of Commerce's ("Commerce") currently ongoing countervailing duty ("CVD") investigation of imports of steel concrete reinforcing bar from Turkey.

We emphasize that the above-described documents do not contain U.S. government-classified information. Cable 02ANKARA8594 clearly states that it was declassified as of November 20, 2012.¹ Such a declassification date is consistent with the U.S. Government's general policy of declassifying information after a ten-year period (with the exception of only the most sensitive documents).² Cable 06ANKARA2877 clearly identifies the document's classification status as "unclassified."³

Because a compelling need for this information exists, we request expedited treatment of this disclosure request.⁴ The information contained in the cables described above is critical to the domestic industry's case in the CVD investigation on steel concrete reinforcing bar from Turkey. Commerce's CVD investigation is already underway, and the U.S. steel industry needs this information as soon as possible, in order to ensure that it will be considered in the investigation. In particular, Commerce has declined to initiate the domestic industry's allegation of a subsidy provided by the Turkish government, based largely on a lack of information to value the subsidy, which these cables provide.

We will pay the FOIA fees associated with this request up to, and including, \$1000.

If you have any questions about this request, please feel free to contact me at 202-719-3375 or aprice@wileyrein.com. We appreciate your prompt attention to this request.

Sincerely,

Alan H. Price
Wiley Rein LLP

¹ See DoD Guide to Marking Classified Documents (Apr. 1997) (stating that "DECL" is an abbreviation for "Declassify on"); Guide to Marking Documents, National Imagery and Mapping Agency at 14-15 (Oct. 4, 2001) (showing "DECL:" as a means of identifying a document's date of declassification).

² See Executive Order 13526 - Classified National Security Information (Dec. 29, 2009) at Section 1.5.

³ The document was also marked "Sensitive but unclassified" or "SBU." The SBU designation alone is not sufficient to exempt the information from FOIA disclosure. The U.S. Department of State explains that "Designation of information as SBU is important to

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information from FOIA disclosure, the U.S. Department of State explains that "Designation of information as SBU is important to indicate that the information requires a degree of protection and administrative control but the SBU label does not by itself exempt information from disclosure under the FOIA." See U.S. Department of State Foreign Affairs Manual Volume 12.

4 See 22 C.F.R. § 171.12(b).

Restricted to SAS Documents

No

Expedited Handling

I have a compelling need for expeditious handling:

- An impairment of substantial due process rights of the requester exists.
- Because a compelling need for this information exists, we request expedited treatment of this disclosure request. The information contained in the cables described above is critical to the domestic industry's case in the CVD investigation on steel concrete reinforcing bar from Turkey. Commerce's CVD investigation is already underway, and the U.S. steel industry needs this information as soon as possible, in order to ensure that it will be considered in the investigation. In particular, Commerce has declined to initiate the domestic industry's allegation of a subsidy provided by the Turkish government, based largely on a lack of information to value the subsidy, which these cables provide.

Maximum Fee

I am willing to pay \$1000.00 for my request.

Requester Category

Affiliated with a private corporation and seeking information for use in the company's business.

Fee Waiver

N/A

Additional Comments

If you have any questions about this request, please feel free to contact me at 202-719-3375 or aprice@wileyrein.com. We appreciate your prompt attention to this request.