

Subject: FW: Freedom of Information Act (FOIA) Request Federal Highway Administration (FHWA)
Date: Thursday, December 22, 2022 at 10:35:34 AM Mountain Standard Time
From: Sheila Curleyhair
To: Michelle F. Kantor - McDonald Hopkins (mkantor@mcdonaldhopkins.com)
CC: B.Bobby Ramirez, Brent Frye

FYI

From: Schreiner, Shannon (FHWA) <shannon.schreiner@dot.gov>
Sent: Thursday, December 22, 2022 10:22 AM
To: Sheila Curleyhair <Sheila.Curleyhair@arrowindian.com>
Cc: FOIA Officer (FHWA) <FOIA.Officer@dot.gov>
Subject: Freedom of Information Act (FOIA) Request Federal Highway Administration (FHWA)

Good Morning Ms. Curelyhair,

Attached for your reference is the acknowledgement letter for the Freedom of information Act (FOIA) request you submitted to the Federal Highway Administration (FHWA). Your request has been assigned to the responsive office within FHWA for further action. The contact information for that office is included in the letter.

If you have any questions with regards to this , please feel free to reach me at (720)963-3488 or shannon.schreiner@dot.gov.

Sincerely

Thank you,
Shannon Schreiner
Management & Program Analyst
DOT|FHWA|Central Federal Lands
12300 West Dakota Avenue
Suite 260
Lakewood, CO 80228
Phone: (720)963-3488

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U.S. Department
of Transportation
**Federal Highway
Administration**

1200 New Jersey Avenue, SE
Washington, D.C. 20590

December 19, 2022

FOIA Control Number:
2023-0044

In Reply Refer To:
FHWA-HAD-1

SENT ELECTRONICALLY

Sheila Curleyhair, President
Arrow Indian Contractors, Inc.
449 South 48th Street, Suite 101
Scottsdale, AZ 85252

Dear Ms. Curleyhair:

The Federal Highway Administration (FHWA) has received your Freedom of Information Act (FOIA) request dated December 9, 2022 for which you seek copies of the following records:

- 1) Regarding Solicitation FHWA No. 6982AF21B000007:
 - a. Final Acquisition Plan for the Project;
 - b. Written Engineer's Estimate, also known as the Independent Government Cost Estimate ("IGCE") for Project AZ FLAP 202(2) Red Cloud Mine Road, (hereinafter referred to as the "Project"); and
 - c. all FHWA evaluations, decisions, actions, and written conclusions reached regarding the IGCE;
- 2) Regarding FHWA Contract No. 6982AF21C000030 ("Contract") for the Project:
 - a. approved Federal Funding document for the Project; and
 - b. any and all post Contract award updated or revised IGCE's for the Project;
- 3) Regarding FHWA Request for Proposal (RFP) PCM B – Repair Work Red Cloud Mine Road 202(1) (hereinafter referred to as "RCMR RFP# 1"):
 - a. any and all IGCEs for RCMR RFP# 1" prepared by FHWA between the dates of September 1, 2021 and June 30, 2022;
 - b. all FHWA evaluations, decisions, actions, and written conclusions reached regarding the IGCE between September 1, 2021 and June 30, 2022 regarding RCMR RFP# 1;
 - c. FHWA Funding approval for RCMR RFP# 1 to Contract No. 6982AF21C000030 regarding RCMR RFP# 1;
 - d. any and all FHWA final Price Negotiation Memoranda (PNM), regarding RCMR RFP# 1 between September 1, 2021 and June 30, 2022; and
 - e. any procurement request, Form DOT F 4200.1, between September 1, 2021 and June 30, 2022 regarding RCMR RFP# 1.

- 4) Regarding the Request for Proposal (RFP) – Completion of AZ FLAP 439(1) & 202(1), Martinez Lake Road and Red Cloud Mine Road, PCM B – Repair Work Red Cloud Mine Road 202(1) (hereinafter referred to as RCMR RFP# 2):
 - a. any and all IGCEs for RCMR RFP# 2 prepared by FHWA between the dates of September 1, 2021 and June 30, 2022;
 - b. all FHWA evaluations, decisions, actions, and written conclusions reached between September 1, 2021 and June 30, 2022 regarding the IGCE regarding RCMR RFP# 2;
 - c. FHWA Funding approval for RCMR RFP# 2 to Contract No. 6982AF21C000030 regarding RCMR RFP# 2;
 - d. all FHWA final Price Negotiation Memoranda (PNM), regarding RCMR RFP# 2 between September 1, 2021 and June 30, 2022; and
 - e. any procurement request, Form DOT F 4200.1 made between September 1, 2021 and June 30, 2022 regarding RCMR RFP# 2; and
- 5) Regarding Anti-Deficient Act Reporting:
 - a. all final reports to the President of the United States and to Congress of all relevant facts and a statement of actions taken regarding the appropriations for RCMR RFP#1 and/or RCMR RFP# 2.

Your request was received by our office on December 16, 2022 and has been assigned FOIA Control Number 2023-0044-CFL. After reviewing your request, we have determined that any responsive records, if they exist, would likely reside in the Central Federal Lands office (CFL). Your request has been forwarded to this office for action, and you will receive a response from CFL directly. The point of contact is Shannon Schreiner and she can be reached via phone at (720) 963-3488 or email at shannon.schreiner@dot.gov.

Pursuant to 49 CFR part 7, the FHWA may be required to charge fees for processing your FOIA request. These fees may cover search, review, and duplication costs. Please do not send any payment at this time. The FHWA will notify you if your request requires payment of fees. Multiple FOIA requests for clearly related matters may be aggregated for purposes of assessing fees. Your request may be narrowed in scope to reduce the total amount of fees. Your request will be processed after you agree to pay any fee assessed by the FHWA. The FHWA may require payment of fees before the release of requested documents. Failure to pay fees may result in the agency closing your request without further action.

If you have any questions with regard to this letter, please feel free to contact me via phone at (512-536-5919 or FOIA.Officer@dot.gov).

Sincerely,



Robert Goodacre
Government Information Specialist

cc: CFL