



SOCIAL SECURITY ADMINISTRATION

FREEDOM OF INFORMATION ACT

ANNUAL REPORT

FISCAL YEAR 2019

**FREEDOM OF INFORMATION ACT (FOIA) ANNUAL REPORT
FOR THE SOCIAL SECURITY ADMINISTRATION
FOR FISCAL YEAR 2019**

I. BASIC INFORMATION REGARDING REPORT

1. Provide name, title, address, and telephone number of person(s) to be contacted with questions about the Report.

Name: Mary Ann Zimmerman

Title: Freedom of Information Act Officer

Agency/Component: Social Security Administration
Office of the General Counsel
Office of Privacy and Disclosure

Telephone Number: (410) 966-6645
FAX: (410) 966-4304

Mailing Address: Social Security Administration
Office of the General Counsel
Office of Privacy and Disclosure
G-401 West High Rise
6401 Security Boulevard
Baltimore, MD 21235-0001

2. Provide an electronic link for access to the Report on the agency Web site.

Website: <https://www.ssa.gov/foia/annualreports.html>

3. Explain how to obtain a copy of the Report in paper form.

To obtain a paper copy of this report, write to the address shown above, or phone, fax, or e-mail the Office of Privacy and Disclosure (OPD). Our e-mail address is foia.public.liaison@ssa.gov.

II. MAKING A FOIA REQUEST

1. Provide names, addresses, and telephone numbers of all individual agency components that receive FOIA requests.

Office of Privacy and Disclosure, G-401 West High Rise, 6401 Security Boulevard, Baltimore, MD 21235-0001, (410) 966-6645.

Division of Earnings and Business Services (DEBS), P.O. Box 33003, Baltimore, MD 21290-3003, (410) 597-1730.

2. Provide a brief description of why some requests are not granted and an overview of certain general categories of the agency's records to which the FOIA exemptions apply.

In general, we do not disclose: classified records; internal personnel rules; records of investigation; information deemed confidential by law; personal information about living people; information that is otherwise legally privileged; or trade secrets found in confidential financial information within procurement records.

The following are some examples of agency records covered by FOIA exemptions:

- **Exemption 2, Internal Personnel Rules and Practices.** We withhold information regarding Federal agency personnel matters such as conditions of employment, hiring tests, work rules, disciplinary actions, and employee benefits.
- **Exemption 3, Prohibited by Law.** We use Exemption 3 when the law strictly prohibits disclosing the requested information or when we can withhold information under specific criteria set by law. For example, the Internal Revenue Code (26 U.S.C. §§ 6103, 6105) restricts the disclosure of tax return information, such as third-party addresses, employers' names, addresses, and earnings information. The Federal Information Security Management Act of 2002 ([44 U.S.C. § 3541](#)) protects sensitive information about our systems because its release would increase the opportunity of fraud and pose cyber-security risks to our networks.
- **Exemption 4, Trade Secrets and Commercial or Financial Information.** We withhold information contained in contracts that relates to "trade secrets and commercial or financial information which, if disclosed, would either cause substantial harm to a person's ability to compete with others in his business or impair the Government's ability to obtain needed information." These records may include detailed information concerning profits, losses, and business costs.
- **Exemption 5, Deliberative Process.** We withhold documents that contain advice, opinions, recommendations, predecisional discussion, and evaluative remarks that are part of the government decision-making process.
- **Exemption 6, Invasion of Privacy.** We withhold any personal information if disclosing it would constitute a clearly unwarranted invasion of personal privacy. For example, we would invoke this exemption when a requester asks if his neighbor receives Social Security benefits. Disclosing this information would not serve the public interest and would constitute an invasion of the neighbor's privacy.
- **Exemption 7, Investigatory Records.** We withhold records compiled for law enforcement purposes if the production of this information could reasonably be expected to interfere with law enforcement proceedings, deprive a person of his or her right to a fair trial, disclose the identity of a confidential source, disclose investigative techniques or procedures, or endanger the life or physical safety of law enforcement personnel. We

apply this exemption to Office of the Inspector General (OIG) reports and investigations.

3. Provide a functional electronic link to agency FOIA regulations, including the agency's fee schedule.

Website: <http://www.socialsecurity.gov/foia/>

III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Provide any agency-specific acronyms or terms used in this report.

OPD- Office of Privacy and Disclosure

SSA- Social Security Administration

SSN- Social Security number

OIG – Office of the Inspector General

2. Include the following 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 or component within the same 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 it. That agency, in turn, will then respond to the FOIA requester.

- 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. **Perfect 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).
3. Include the following concise descriptions of the nine FOIA exemptions:
- a. **Exemption 1:** classified national defense and foreign relations information
 - b. **Exemption 2:** information that is related solely to the internal personnel rules and practices of an agency
 - 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

3. Agency Component Abbreviations

| Component Abbreviation | Component Name |
|------------------------|----------------|
| | |
| | |
| | |

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 |
|---|--|---|--------------------|---|---|
| 26 U.S.C. §§ 6103, 6105 (Internal Revenue Code) | Certain tax information, to include Taxpayer Identification Numbers, numbers of third parties, and certain tax convention information | Church of Scientology v. IRS, 484 U.S. 9, 15 (1987) (26 U.S.C. § 6103); Leonard v. U.S. Dep't of Treasury, 590 F. App'x. 141, 143-44 (3d Cir. 2014) (per curiam); Pac. Fisheries, Inc. v. IRS, 395 F. App'x. 438, 440 (9th Cir. 2010) (unpublished disposition) (26 U.S.C. §§ 6103, 6105); Tax Analysts v. IRS, 217 F. Supp. 2d 23, 27-29 (D.D.C. 2002) (26 U.S.C. § 6105). | SSA | 11 | 11 |
| 41 U.S.C. § 4702 (formerly at 41 U.S.C. § 253b(m)(1)) | 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 | 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). | SSA | 5 | 5 |
| | Death certificates and records pertaining to deaths provided to the | Int'l Diatomite Producers Ass'n v. SSA, No. 92-1634, 1993 WL | SSA | 5 | 5 |

| | | | | | |
|---|--|--|-----|---|---|
| 42 U.S.C. § 405(r) (Social Security Act) | Commissioner of Social Security under this subsection | 137286, at 3*(N.D. Cal. Apr. 28, 1993) appeal dismissed per stipulation, No. 93-16204 (9th Cir. Oct. 27, 1993) | | | |
| Fed. R. Crim. P. 6(e), enacted by Act of July 30, 1977, Pub. L. No. 95-78, §2, 91 Stat. 319 | Certain records that would reveal some secret aspect pertaining to grand jury proceedings | Sussman v. USMS, 494 F.3d 1106, 1113 (D.C. Cir. 2007); Sorin v. DOJ, No. 18-99, 2018 WL 6431027 (2d Cir. Dec. 6, 2018) (per curium); Widi v. McNeil, No. 12-CV-00188, 2016 WL 4394724, at *23 (D. Me. Aug 16, 2016); Durham v. U.S. Atty. Gen., No. 06-843, 2008 WL 620744, at *2 (E.D. Tex. Mar. 3, 2008); Cozen O'Connor v. U.S. Dep't of Treasury, 570 F. Supp. 2d 749, 776 (E.D. Pa. 2008). | SSA | 1 | 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 |
|--------------------|---|--|---|---|
| SSA | 524 | 14,987 | 15,148 | 363 |
| | | | | 0 |
| AGENCY OVERALL | 524 | 14,987 | 15,148 | 363 |

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 | |
| SSA | 10,004 | 2,894 | 760 | 317 | 685 | 26 | 187 | 133 | 18 | 32 | 92 | 0 | 15,148 |
| | | | | | | | | | | | | | 0 |
| AGENCY OVERALL | 10,004 | 2,894 | 760 | 317 | 685 | 26 | 187 | 133 | 18 | 32 | 92 | 0 | 15,148 |

**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 |
|-----------------------|--|--|-------|
| SSA | N/A | 0 | 0 |
| AGENCY OVERALL | | | 0 |
| | | | |

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 |
|--------------------|-------|-------|-------|-------|-------|-------|----------|----------|----------|----------|----------|----------|-------|-------|
| SSA | 0 | 41 | 16 | 25 | 35 | 3,566 | 7 | 0 | 16 | 1 | 21 | 1 | 0 | 0 |
| | | | | | | | | | | | | | | |
| AGENCY OVERALL | 0 | 41 | 16 | 25 | 35 | 3,566 | 7 | 0 | 16 | 1 | 21 | 1 | 0 | 0 |

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 |
|--------------------|--|---|--|--|
| SSA | 45 | 539 | 569 | 15 |
| | | | | 0 |
| AGENCY OVERALL | 45 | 539 | 569 | 15 |

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 |
|--------------------|---------------------------|---|---|--|-------|
| SSA | 251 | 104 | 172 | 42 | 569 |
| | | | | | 0 |
| AGENCY OVERALL | 251 | 104 | 172 | 42 | 569 |

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 |
|--------------------|-------|-------|-------|-------|-------|-------|----------|----------|----------|----------|----------|----------|-------|-------|
| SSA | 0 | 1 | 4 | 1 | 6 | 16 | 0 | 0 | 3 | 0 | 4 | 0 | 0 | 0 |
| | | | | | | | | | | | | | | |
| AGENCY OVERALL | 0 | 1 | 4 | 1 | 6 | 16 | 0 | 0 | 3 | 0 | 4 | 0 | 0 | 0 |

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 |
|--------------------|------------|---|-------------------|--------------------|----------------------------------|------------------------------------|-------------------|-----------------------------|-----------------------|---|-------------------------------|
| SSA | 181 | 15 | 5 | 19 | 1 | 3 | 1 | 10 | 0 | 0 | 0 |
| | | | | | | | | | | | |
| AGENCY OVERALL | 181 | 15 | 5 | 19 | 1 | 3 | 1 | 10 | 0 | 0 | 0 |

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 |
|--------------------|---|--|-------|
| SSA | N/A | 0 | 0 |
| AGENCY OVERALL | | | 0 |
| | | | |

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 |
|--------------------|-----------------------|------------------------|-----------------------|------------------------|
| | | | | |
| | | | | |
| AGENCY OVERALL | 9.00 | 16.00 | <1 | 289.00 |

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

| Agency / Component | | 10th Oldest Appeal | 9th | 8th | 7th | 6th | 5th | 4th | 3rd | 2nd | Oldest Appeal |
|--------------------|------------------------|--------------------|------------|------------|------------|------------|------------|------------|------------|------------|---------------|
| | Date of Appeal | | | | | | | | | | |
| | Number of Days Pending | | | | | | | | | | |
| AGENCY OVERALL | Date of Appeal | 2019-08-27 | 2019-08-23 | 2019-08-20 | 2019-08-14 | 2019-07-31 | 2019-06-12 | 2019-05-03 | 2019-04-29 | 2019-04-22 | 2019-01-08 |
| | Number of Days Pending | 24 | 27 | 29 | 34 | 44 | 79 | 107 | 110 | 115 | 189 |

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 |
| | | | | | | | | | | | | |
| | | | | | | | | | | | | |
| AGENCY OVERALL | 4 | 6 | <1 | 361 | 54 | 91 | <1 | 563 | N/A | N/A | N/A | N/A |

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 |
| | | | | | | | | | | | | |
| | | | | | | | | | | | | |
| AGENCY OVERALL | 4 | 5 | <1 | 286 | 97 | 143 | 4 | 563 | N/A | N/A | N/A | N/A |

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 |
|--------------------|------------|------------|------------|------------|-------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|-----------|--------|
| SSA | 14,235 | 235 | 36 | 24 | 11 | 17 | 3 | 9 | 1 | 4 | 8 | 1 | 0 | 14,584 |
| | | | | | | | | | | | | | | 0 |
| AGENCY OVERALL | 14,235 | 235 | 36 | 24 | 11 | 17 | 3 | 9 | 1 | 4 | 8 | 1 | 0 | 14,584 |

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 |
|--------------------|------------|------------|------------|------------|-------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|-----------|-------|
| SSA | 80 | 87 | 52 | 41 | 30 | 16 | 12 | 12 | 9 | 8 | 38 | 18 | 10 | 413 |
| | | | | | | | | | | | | | | 0 |
| AGENCY OVERALL | 80 | 87 | 52 | 41 | 30 | 16 | 12 | 12 | 9 | 8 | 38 | 18 | 10 | 413 |

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 |
| | | | | | | | | | |
| | | | | | | | | | |
| AGENCY OVERALL | 252 | 3 | 8 | 81 | 48 | 62 | 1 | 374 | 374 |

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

| Agency / Component | | 10th Oldest Request | 9th | 8th | 7th | 6th | 5th | 4th | 3rd | 2nd | Oldest Request |
|--------------------|------------------------|---------------------|------------|------------|------------|------------|------------|------------|------------|------------|----------------|
| | Date of Receipt | | | | | | | | | | |
| | Number of Days Pending | | | | | | | | | | |
| AGENCY OVERALL | Date of Receipt | 2019-03-12 | 2019-03-07 | 2019-03-06 | 2019-03-01 | 2019-02-26 | 2019-01-17 | 2018-10-30 | 2018-09-10 | 2018-04-24 | 2018-03-13 |
| | Number of Days Pending | 144 | 148 | 149 | 152 | 154 | 183 | 239 | 275 | 374 | 404 |

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 |
|--------------------|----------------|---------------|-------------------------------------|--------------------------------------|---|
| | | | | | |
| | | | | | |
| AGENCY OVERALL | 0 | 81 | 3 | 7 | 70 |

VIII.B. REQUESTS FOR FEE WAIVER

| Agency / Component | Number Granted | Number Denied | Median Number of Days to Adjudicate | Average Number of Days to Adjudicate |
|--------------------|----------------|---------------|-------------------------------------|--------------------------------------|
| | | | | |
| | | | | |
| AGENCY OVERALL | 4 | 165 | 5 | 10 |

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 |
| SSA | 3 | 32 | 35 | \$3,281,076.76 | \$19,737.50 | \$3,300,814.26 |
| | | | 0 | | | \$0.00 |
| AGENCY OVERALL | 3 | 32 | 35 | \$3,281,076.76 | \$19,737.50 | \$3,300,814.26 |

X. FEES COLLECTED FOR PROCESSING REQUESTS

| Agency / Component | Total Amount of Fees Collected | Percentage of Total Costs |
|--------------------|--------------------------------|---------------------------|
| SSA | \$287,309.32 | 8.76% |
| | | |
| AGENCY OVERALL | \$287,309.32 | 8.76% |

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

| Agency / Component | Number of Times Subsection Used |
|--------------------|---------------------------------|
| SSA | 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 |
|--------------------|---|---|
| SSA | 124 | 0 |
| | | |
| AGENCY OVERALL | 124 | 0 |

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 |
|--------------------|--|---|
| SSA | 88 | 11 |
| | | |
| AGENCY OVERALL | 88 | 11 |

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 |
|--------------------|---|--|--|---|
| SSA | 0 | 3 | 3 | 0 |
| | | | | 0 |
| AGENCY OVERALL | 0 | 3 | 3 | 0 |

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 |
| SSA | 16,427 | 14,987 | 16,631 | 15,148 |
| | | | | |
| AGENCY OVERALL | 16,427 | 14,987 | 16,631 | 15,148 |

When we transitioned to our new system, originally there was no way to separate PA requests from FOIA requests. We developed a way to separate the PA requests out partway through FY2018. Some of our cases were processed prior to the separation was developed, so there were still some PA requests in the 2018 counts.

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 |
|--------------------|--|---|
| SSA | 149 | 88 |
| | | |
| AGENCY OVERALL | 149 | 88 |

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 |
| SSA | 507 | 539 | 477 | 569 |
| | | | | |
| AGENCY OVERALL | 507 | 539 | 477 | 569 |

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 |
|--------------------|---|--|
| SSA | 17 | 11 |
| | | |
| AGENCY OVERALL | 17 | 11 |

