The following Annual Freedom of Information Act (FOIA) Report covers the period of October 1, 2015 through September 30, 2016, as required by 5 U.S.C. 552.

I: Basic Information Regarding Report

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

David M. Sena, Chief FOIA Officer
Export-Import Bank of the United States
811 Vermont Avenue, N.W.
Washington, D.C. 20571
(202) 565-3272
david.sena@exim.gov

Lennell Jackson, FOIA Public Liaison
Export-Import Bank of the United States
811 Vermont Avenue, N.W.
Washington, D.C. 20571
(202) 565-3290
david.sena@exim.gov
II: Making A FOIA Request

1. All FOIA request are received and processed at the following address:

Export-Import Bank of the United States
811 Vermont Avenue, N.W.
Washington, D.C. 20571
(202) 565-3290

Guidance on making a FOIA request can be found at:

http://www.exim.gov/about/foia

2. Brief description of why some request are not granted:

Ex-Im Bank most commonly withholds information pursuant to FOIA Exemptions (b)(4) and (b)(5). Exemption (b)(4) is mostly applied to information received as part of Ex-Im Bank’s review of credit applications. The information is received from buyers, commercial financial institutions, suppliers, and other private sector entities and is sensitive and business confidential in nature. Exemption (b)(5) is generally applied to staff correspondence generated during the credit review process, and to pre-decisional memoranda prepared for the Bank’s Directors containing staff analyses and recommendations.

3. Electronic link to agency FOIA regulations:

Ex-Im Bank FOIA Regulations - eCFR (link is external)

III: Acronyms, Definitions, and Exemptions

1. Including the following definitions of terms used in this Report:

a. Administrative Appeal- a request to 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 quantity of numbers in the group. For example, 3, 7, and 14, the average number is 8.

c. **Backlog**- the number of request 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 request. 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 or component within the same agency that forwarded it. That agency, in turn, will then respond to the FOIA request.

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., “third party” request), or concerning and organization, or particular topic of interest. FOIA request also include request made by requesters seeking records concerning themselves (i.e., “first party” request) 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 request also include any first-party requests where an agency determines that it must search beyond its Privacy Act “system of records” or where 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** – any agency decision to disclose all records in full in response to a FOIA request.
i. **Full Denial** – any agency decision not to release any records in response to a FOIA request because the records are exempt in their entireties 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** – any 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 Granted/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 request or administrative appeals.

q. **Time Limits** – the time period in the statute for any agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).

2. Include the following concise description 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

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<th>Component Abbreviation</th>
<th>Component Name</th>
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<th>Number of Requests Received in Fiscal Year</th>
<th>Number of Requests Processed in Fiscal Year</th>
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<th>Number of Full Grants</th>
<th>Number of Partial Grants / Partial Denials</th>
<th>Number of Full Denials Based on Exemptions</th>
<th>No Records</th>
<th>All Records Referred to Another Component or Agency</th>
<th>Request Withdrawn</th>
<th>Fee-Related Reason</th>
<th>Records not Reasonably Described</th>
<th>Improper FOIA Request for Other Reason</th>
<th>Not Agency Record</th>
<th>Duplicate Request</th>
<th>Other *Explain in Chart Below</th>
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<th>Number of Appeals Received in Fiscal Year</th>
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### VI.B. DISPOSITION OF ADMINISTRATIVE APPEALS -- ALL PROCESSED APPEALS

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<th>Agency / Component</th>
<th>Number Affirmed on Appeal</th>
<th>Number Partially Affirmed &amp; Partially Reversed/Remanded on Appeal</th>
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<th>Ex. 7(A)</th>
<th>Ex. 7(B)</th>
<th>Ex. 7(C)</th>
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### VI.C.(2). REASONS FOR DENIAL ON APPEAL -- REASONS OTHER THAN EXEMPTIONS

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VII.B. PROCESSED REQUESTS -- RESPONSE TIME FOR PERFECTED REQUESTS IN WHICH INFORMATION WAS GRANTED

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</tr>
<tr>
<td>OIG</td>
<td>12</td>
<td>14</td>
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<td>27</td>
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<tr>
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<td>10</td>
<td>26.18</td>
<td>&lt;1</td>
<td>320</td>
<td>79</td>
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</table>
## VII.C. PROCESSED SIMPLE REQUESTS -- RESPONSE TIME IN DAY INCREMENTS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>&lt;1-20 Days</th>
<th>21-40 Days</th>
<th>41-60 Days</th>
<th>61-80 Days</th>
<th>81-100 Days</th>
<th>101-120 Days</th>
<th>121-140 Days</th>
<th>141-160 Days</th>
<th>161-180 Days</th>
<th>181-200 Days</th>
<th>201-300 Days</th>
<th>301-400 Days</th>
<th>401+ Days</th>
<th>TOTAL</th>
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<tbody>
<tr>
<td>HQ</td>
<td>41</td>
<td>12</td>
<td>1</td>
<td>2</td>
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<td>0</td>
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<td>1</td>
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</tr>
<tr>
<td>OIG</td>
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### VII.C. PROCESSED COMPLEX REQUESTS -- RESPONSE TIME IN DAY INCREMENTS

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<th>81-100 Days</th>
<th>101-120 Days</th>
<th>121-140 Days</th>
<th>141-160 Days</th>
<th>161-180 Days</th>
<th>181-200 Days</th>
<th>201-300 Days</th>
<th>301-400 Days</th>
<th>401+ Days</th>
<th>TOTAL</th>
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<td>12</td>
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<tr>
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<td>12</td>
<td>4</td>
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<td>3</td>
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<td>0</td>
<td>1</td>
<td>1</td>
<td>7</td>
<td>6</td>
<td>3</td>
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### VII.C. PROCESSED REQUESTS GRANTED EXPEDITED PROCESSING – RESPONSE TIME IN DAY INCREMENTS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>&lt;1-20 Days</th>
<th>21-40 Days</th>
<th>41-60 Days</th>
<th>61-100 Days</th>
<th>101-120 Days</th>
<th>121-140 Days</th>
<th>141-160 Days</th>
<th>161-180 Days</th>
<th>181-200 Days</th>
<th>201-300 Days</th>
<th>301-400 Days</th>
<th>401+ Days</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>HQ</td>
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<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
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<tr>
<td>OIG</td>
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### VII.D. PENDING REQUESTS -- ALL PENDING PERFECTED REQUESTS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>SIMPLE</th>
<th></th>
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<th>COMPLEX</th>
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<th></th>
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<tbody>
<tr>
<td></td>
<td>Number</td>
<td>Median Number of Days</td>
<td>Average Number of Days</td>
<td>Number</td>
<td>Median Number of Days</td>
<td>Average Number of Days</td>
<td>Number</td>
<td>Median Number of Days</td>
<td>Average Number of Days</td>
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<tr>
<td>HQ</td>
<td>4</td>
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<td>34</td>
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<td>OIG</td>
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<td>106</td>
<td>178</td>
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### VII.E. PENDING REQUESTS -- TEN OLDEST PENDING PERFECTED REQUESTS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>10th Oldest Request</th>
<th>9th</th>
<th>8th</th>
<th>7th</th>
<th>6th</th>
<th>5th</th>
<th>4th</th>
<th>3rd</th>
<th>2nd</th>
<th>Oldest Request</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Number of Days Pending</td>
<td>290</td>
<td>334</td>
<td>338</td>
<td>378</td>
<td>396</td>
<td>396</td>
<td>399</td>
<td>468</td>
<td>543</td>
</tr>
<tr>
<td>OIG</td>
<td>Date of Receipt</td>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
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<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
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<td>Number of Days Pending</td>
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<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>5</td>
</tr>
<tr>
<td></td>
<td>Number of Days Pending</td>
<td>290</td>
<td>334</td>
<td>338</td>
<td>378</td>
<td>396</td>
<td>396</td>
<td>399</td>
<td>468</td>
<td>543</td>
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</table>
## VIII.A. REQUESTS FOR EXPEDITED PROCESSING

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>Number Granted</th>
<th>Number Denied</th>
<th>Median Number of Days to Adjudicate</th>
<th>Average Number of Days to Adjudicate</th>
<th>Number Adjudicated Within Ten Calendar Days</th>
</tr>
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<tbody>
<tr>
<td>HQ</td>
<td>1</td>
<td>4</td>
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<td>2</td>
<td>5</td>
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<tr>
<td>OIG</td>
<td>0</td>
<td>0</td>
<td>N/A</td>
<td>N/A</td>
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</tr>
<tr>
<td>AGENCY OVERALL</td>
<td>1</td>
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<td>5</td>
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</table>
### VIII.B. REQUESTS FOR FEE WAIVER

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>Number Granted</th>
<th>Number Denied</th>
<th>Median Number of Days to Adjudicate</th>
<th>Average Number of Days to Adjudicate</th>
</tr>
</thead>
<tbody>
<tr>
<td>HQ</td>
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<td>25</td>
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<td>1</td>
</tr>
<tr>
<td>OIG</td>
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<td>N/A</td>
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<tr>
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### IX. FOIA PERSONNEL AND COSTS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>PERSONNEL</th>
<th>COSTS</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>Number of &quot;Full-Time FOIA Employees&quot;</td>
<td>Number of &quot;Equivalent Full-Time FOIA Employees&quot;</td>
<td>Total Number of &quot;Full-Time FOIA Staff&quot;</td>
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<tr>
<td>HQ</td>
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<td>6.55</td>
</tr>
<tr>
<td>OIG</td>
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<td>0.1</td>
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<tr>
<td>AGENCY OVERALL</td>
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<td>0.65</td>
<td>6.65</td>
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</table>
### X. FEES COLLECTED FOR PROCESSING REQUESTS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>Total Amount of Fees Collected</th>
<th>Percentage of Total Costs</th>
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</thead>
<tbody>
<tr>
<td>HQ</td>
<td>$733.76</td>
<td>0.09%</td>
</tr>
<tr>
<td>OIG</td>
<td>$0.00</td>
<td>0.00%</td>
</tr>
<tr>
<td>AGENCY OVERALL</td>
<td>$733.76</td>
<td>0.09%</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>Number of Times Subsection (C) Used</th>
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</thead>
<tbody>
<tr>
<td>HQ</td>
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<tr>
<td>OIG</td>
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</tr>
<tr>
<td>AGENCY OVERALL</td>
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### XI.B. NUMBER OF SUBSECTION (A)(2) POSTINGS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>Number of (a)(2) Records Posted by the FOIA Office</th>
<th>Number of (a)(2) Records Posted by Program Offices</th>
</tr>
</thead>
<tbody>
<tr>
<td>HQ</td>
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<tr>
<td>OIG</td>
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</table>
### XII.A. BACKLOGS OF FOIA REQUESTS AND ADMINISTRATIVE APPEALS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>Number of Backlogged Requests as of End of Fiscal Year</th>
<th>Number of Backlogged Appeals as of End of Fiscal Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>HQ</td>
<td>33</td>
<td>0</td>
</tr>
<tr>
<td>OIG</td>
<td>0</td>
<td>0</td>
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<td>AGENCY OVERALL</td>
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### XII.B. CONSULTATIONS ON FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING CONSULTATIONS

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>Number of Consultations Received from Other Agencies that were Pending at the Agency as of Start of the Fiscal Year</th>
<th>Number of Consultations Received from Other Agencies during the Fiscal Year</th>
<th>Number of Consultations Received from Other Agencies that were Processed by the Agency during the Fiscal Year</th>
<th>Number of Consultations Received from Other Agencies that were Pending at the Agency as of End of the Fiscal Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>HQ</td>
<td>0</td>
<td>2</td>
<td>2</td>
<td>0</td>
</tr>
<tr>
<td>OIG</td>
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<td>0</td>
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## XII.C. CONSULTATIONS ON FOIA REQUESTS -- TEN OLDEST CONSULTATIONS RECEIVED FROM OTHER AGENCIES AND PENDING AT THE AGENCY

<table>
<thead>
<tr>
<th>Agency / Component</th>
<th>10th Oldest Consultation</th>
<th>9th</th>
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### XII.D.(1). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- REQUESTS RECEIVED AND PROCESSED

<table>
<thead>
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<th>Agency / Component</th>
<th>NUMBER OF REQUESTS RECEIVED</th>
<th>NUMBER OF REQUESTS PROCESSED</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Number Received During Fiscal Year from Last Year's Annual Report</td>
<td>Number Received During Fiscal Year from Current Annual Report</td>
</tr>
<tr>
<td>HQ</td>
<td>94</td>
<td>118</td>
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XII.D.(2). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED REQUESTS

<table>
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<th>Agency / Component</th>
<th>Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report</th>
<th>Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report</th>
</tr>
</thead>
<tbody>
<tr>
<td>HQ</td>
<td>33</td>
<td>33</td>
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<td>OIG</td>
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<td>AGENCY OVERALL</td>
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### XII.E.(1). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- APPEALS RECEIVED AND PROCESSED

<table>
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<th>Agency / Component</th>
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<th>NUMBER OF APPEALS PROCESSED</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Number Received During Fiscal Year from Last Year's Annual Report</td>
<td>Number Received During Fiscal Year from Current Annual Report</td>
</tr>
<tr>
<td>HQ</td>
<td>4</td>
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XII.E.(2). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED APPEALS

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<tr>
<th>Agency / Component</th>
<th>Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report</th>
<th>Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report</th>
</tr>
</thead>
<tbody>
<tr>
<td>HQ</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>OIG</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>AGENCY OVERALL</td>
<td>0</td>
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</tr>
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</table>