



**DEPARTMENT OF THE ARMY**  
**U.S. ARMY CORPS OF ENGINEERS**  
441 G STREET NW  
WASHINGTON, D.C. 20314-1000

CECI- ZA (25-1)

S: 9 May 2008  
14 April 2008

MEMORANDUM FOR COMMANDER, PACIFIC OCEAN DIVISION

SUBJECT: Data/Information Quality Act Request for Correction from Trustees for Alaska, 1026 West 4<sup>th</sup> Avenue, Suite 201, Anchorage, AK 99501

1. Enclosed please find a request for correction (RFC) under the Data/Information Quality Act, submitted by the Trustees for Alaska on behalf of Cook Inletkeeper, the Alaska Public Interest Research Group, and Alaska Center for the Environment (“requestors”) concerning the Port of Anchorage (POA) Expansion Project stated in the U.S. Army Corps of Engineers (USACE), Alaska District, *Public Notice* and *Department of the Army Permit Evaluation and Decision Document – Application No. POA-2003-502-N (August 10, 2007)*.
2. The requestors assert that the Alaska District declined to make the draft Decision Document available for public review and comment, and the public had no opportunity to critique the quality of the information submitted by the permit applicant or the information the Alaska District used in making its decision to approve the project. The requestors seek correction of that information and a reversal of the Alaska District’s decision to grant the Permit.
3. The Data/Information Quality Act (the Act) requires agencies to ensure and maximize the quality, objectivity, utility, and integrity of information they disseminate to the public, and allows the public to question the information. Under the Office of Management and Budget (OMB) and Department of Defense (DoD) regulations, affected persons can seek and obtain correction of information that does not comply with OMB and DoD information quality guidelines, 67 Fed. Reg. 8452 (2002).
4. The Study proponent should review the information being challenged to determine whether the study meets the information quality guideline (IQG) requirements of quality, objectivity, utility, and integrity as defined by OMB and DoD. Specifically, the information must be accurate, clear, complete, reliable and unbiased. In reviewing the challenged information, you will need to identify the source of the information, any supporting data and models used, whether there is existing literature or other documentation supporting the data, whether the data was generated and the analytic results developed using sound engineering, statistical and research methods, how the quality of the information was assured (whether it was peer reviewed), etc. You should also determine whether the quality is appropriate to the nature, use, type, importance and timeliness of the information.

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5. Please provide us with a draft response indicating whether you agree or disagree with the RFC and whether the requester has adequately supported his claim. If you agree with the RFC please provide a summary of your analysis and the steps to be taken to correct the information. If you disagree with the RFC, please explain how the information challenged meets the guidelines, based on your substantive review of the information quality (as discussed in paragraph 3) or procedural arguments. The draft response should be coordinated with your Counsel Offices. Since work has already begun on the POA expansion project, the requestors ask that USACE process this RFC as expeditiously as possible.

6. Please forward your draft response to CECC-G (Attn: Richard Frank). We will review the draft response, add a paragraph describing the appellate procedures and coordinate the draft response with the Headquarters Office responsible for the program and OMB. The Director or Deputy Director of the responsible Headquarters Office will sign the response. The RFC and response will be posted to the public USACE Information Quality Act webpage at <http://www.hq.usace.army.mil/ceci/informationqualityact>.

7. If you have any questions concerning this process or anticipate that you will not meet the suspense date, please contact Mr. Richard Frank at 202-761-8557.

FOR THE COMMANDER:



WILBERT BERRIOS  
Director of Corporate Information

Encl

CF:  
CEPOA-OC  
CEPOD-OC