



UNITED STATES DEPARTMENT OF COMMERCE
Chief Financial Officer
Assistant Secretary for Administration
Washington, D.C. 20230

February 15, 2008

Ms. Marcia Hofmann
Staff Attorney
Electronic Frontier Foundation
454 Shotwell Street
San Francisco, CA 94110

Dear Ms. Hofmann:

RE: Freedom of Information Act Request CRRIF 08-074

This is an interim response to your Freedom of Information Act (FOIA) request to the Department of Commerce, dated November 29, 2007, in which you requested, "all memoranda of understanding, contracts or other agreements between DOC and Google or other technology companies from January 2006 to the present for the digitization or other copying of agency information (including pre-existing "legacy" information and data holdings) to promote greater access of such data by the general public." On January 7, 2008 an email was sent to you for clarification regarding the interpretation of "digitization or copying of agency information," and if documents initiated prior to January 1, 2006 but extended past January 1, 2006 be of interest to you. Your response did not amend the initial request.

We have not completed our search and review of all documents responsive to your request. We are, however, enclosing documents we have processed to date that are responsive. The enclosed documents are being released in their entirety.

Sincerely,

A handwritten signature in cursive script that reads "Brenda Dolan".

Brenda Dolan
Departmental Freedom of Information
and Privacy Act Officer

Enclosures

**OCIO Purchase/Procurement Request
CONCURRENCE RECORD**

What? Google Renewal two year support (\$23,400.00)

WHO'S REQUESTING? Andy Wilbanks	TELEPHONE NUMBER 202 482 2147		WHEN? ASAP
	INITIAL	DATE 9/14/2006	

CONCURRENCE INITIALS	INITIALS	DATE	SUBMITTED TO:	RPS	INITIALS	DATE
NAME:			NAME:			
OFFICE: Team Leader			OFFICE:			
Andy Wilbanks		9/14/06	NAME:			
OFFICE: Configuration Manager			OFFICE:			
Curtis Oja			NAME:			
OFFICE: Contract & Finance Manager			OFFICE:			
NAME: Sylvia Burns			NAME:			
OFFICE: Enterprise Architect			OFFICE:			
NAME: Renée Macklin			NAME:			
OFFICE: CIO			OFFICE:			

ADDITIONAL INFORMATION OR SPECIAL INSTRUCTIONS (Continue on reverse if necessary)

Include any additional information.

I certify, as the requiring official, this procurement complies with Section 508 accessibility requirements.

Signature

➔ Attach three vendor quotes if applicable for this purchase ➔

**"Enterprise Account
Management"**
<enterprise-am@google.co
m>

To andy.wilbanks@mail.doc.gov
cc karen@onixnet.com, dstandish@google.com
bcc

10/24/2006 06:23 PM

Subject [#79742396] Google Search Appliance License for: US Dept.
of Commerce/ITA

Thank you for your purchase of the Google Search Appliance!

We have attached your purchased license key to this e-mail. The purchased license key entitles you to obtain two years of support under the purchase agreement. Instructions for installing the license are documented at the bottom of this message.

You can find the latest documentation and FAQs on the Google Search Appliance at <https://support.google.com/enterprise/>.

According to the standard Google Search Appliance contract with you will receive support for your appliance, for two years from the ship date of the appliance.

We encourage you to check out our latest documentation and FAQs at <https://support.google.com/enterprise/> prior to contacting us. It's very likely that you will find your answers there right away. If you have any additional questions or issues, please contact us using the "Contact Us" form on the support site.

Best Regards,
Google Search Appliance Support Team
<http://www.google.com/appliance>

To install the license, follow these steps:

1. Save the attached license key to your local computer.
2. Click on the "Administration > License" link in the admin console.
3. Install the new license by clicking the browse button to upload the license key file that was saved in step 1.
4. Click on "View New License" to check the new license.
5. Click on "Accept and Install new License" to complete the process.
6. Return to the main page and continue to enjoy your Google Search Appliance.



license_S4-NB9BAWVNZQNAT_20061024_151520.gpg

DATE
01/03/07

CONCURRENCE RECORD
(Prescribed by ITA A.I. 8-1)

ROUTING PURPOSE
SYMBOLS (RPS)
C- CONCURRENCES
S- SIGNATURE

SUBJECT OF DOCUMENT:
Additional search licenses) \$16,497.18

NAME AND OFFICE OF ORIGINATOR Andy Wilbanks ITA/OCIO	TELEPHONE NUMBER (202) 482-2147		DEADLINE DATE
	INITIALS	DATE 01/03/07	

SUBMITTED TO	RPS	INITIALS	DATE	SUBMITTED TO	RPS	INITIALS	DATE
NAME: Andy Wilbanks			01/03/07	NAME:			
OFFICE: Configuration Manager				OFFICE:			
NAME: Fred Thornberry				NAME:			
OFFICE: Acquisitions, Contracts & Finance				OFFICE:			
NAME: Stanley Houston				NAME:			
OFFICE: Acquisitions, Contracts & Finance				OFFICE:			
NAME: Renee Macklin				NAME:			
OFFICE: CIO				OFFICE:			

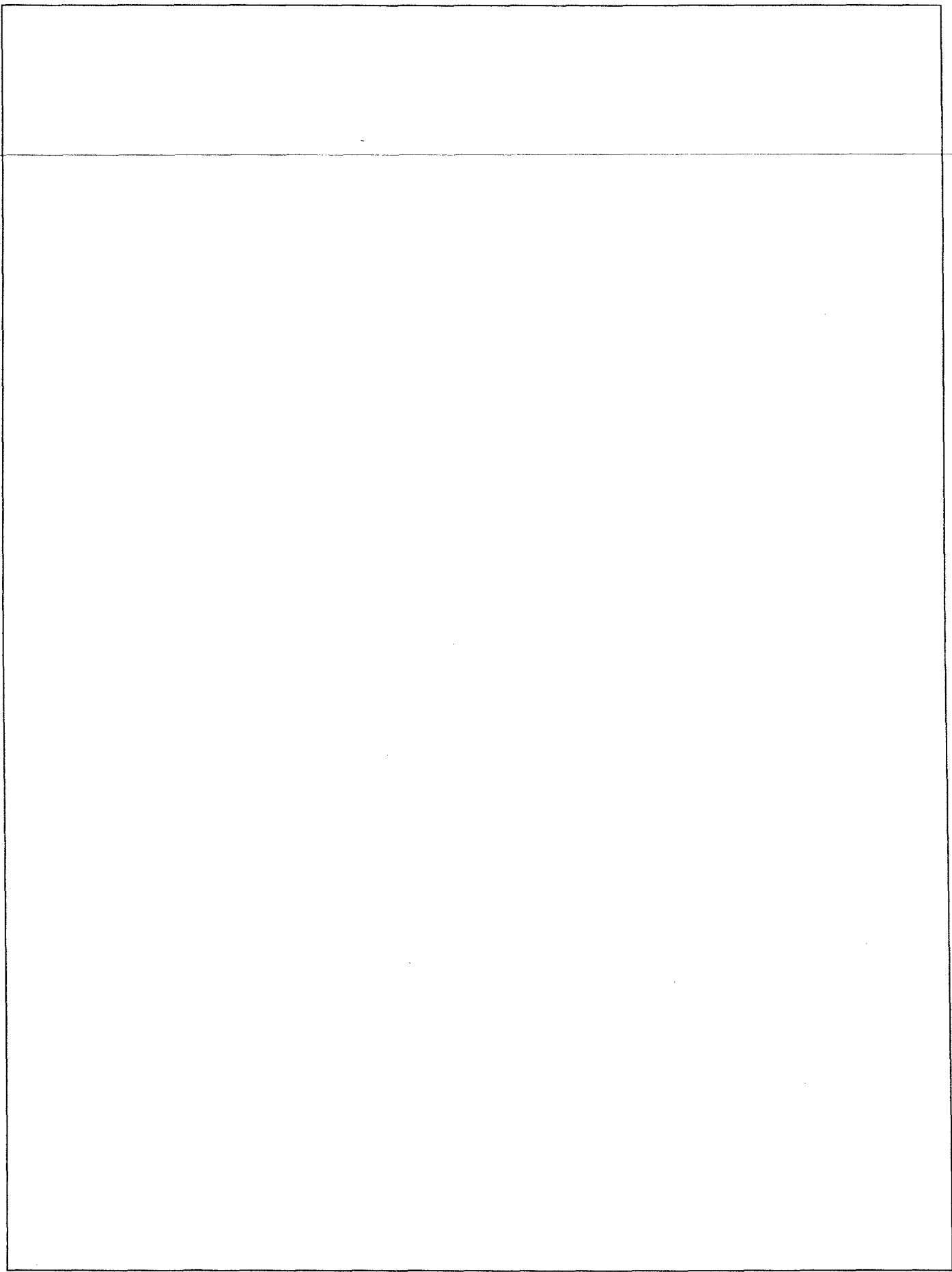
ADDITIONAL INFORMATION OR SPECIAL INSTRUCTIONS: (Continue on reverse if necessary)

I certify, as the requiring official, this procurement complies with Section 508 accessibility requirements.

Signature

(1) OCIO initially purchased a block of 500,000 Google searches for internet based products, but the search level is approaching this limit and consequently an additional block of 500,000 searches need procuring.

(2) Onix is the sole source for this procurement. See attached statement.





GSA Price quotation prepared for:
Andrew Wilbanks
IT Coordinator and Configuration Manager
USDOC/ITA/Office of the Chief Information Officer
202-482-2147 / andy.wilbanks@mail.doc.gov
All Pricing is in U.S. Dollars
RZ0102

11/17/2006
Ray Zilka
800-664-9638 x-20
ray@onixnet.com
www.onixnet.com
Fax: 440-871-0399

PART NUMBER	Short description	GSA Price	Qty	GSA Extended Price
GOOGLE SEARCH APPLIANCE, Version 4.0				
GB-UPG-1001-1	Upgrade from 500K to 1M Documents, price is calculated on a monthly basis and applied to the remaining number of months for the license. 21 months @ \$785.58 per month. Effective date 1/08/07 Through 10/07/08	\$785.58	21	\$16,497.18

This GSA pricing is valid for 30 days.

Address Purchase Orders to:

Onix Networking Corp.
26931 Detroit Rd.
Westlake, OH 44145
Fax - 440-871-0399, Phone- 800-664-9638 x-45, e-mail ray@onixnet.com
EFT: ABA (routing #) 041200555, Acct #5337023435
DFAS - WInS (Web Invoicing System)
GSA Finance Electronic Invoicing System
Terms: Net 30 days from receipt of product and/or beginning of maintenance or support.
www.onixnet.com
D&B Number: 80-7896121
GSA Schedule: GS-35F-5519H
Federal ID Number: 34-1729033
Cage Code: OZZJ6

Status: Small Business

Google

To Whom It May Concern:

Onix Networking is the exclusive reseller on the GSA schedule for the Google Search Appliance. Google does not have a GSA schedule of their own nor do they have any other resellers that have put us on their GSA schedule. The Google Search Appliance is currently not on any other government contracting vehicles.

Cordially,



Candace Wilson
Senior Licensing Mgr
650 623-4353
www.google.com/appliance

From: "Enterprise Account Management" <enterprise-am@google.com>
To: andy.wilbanks@mail.doc.gov
cc: dstandish@google.com, karen@onixnet.com, davel@onixnet.com

Date: Wednesday, January 31, 2007 06:43PM

Subject: [#108592946] Google Search Appliance License for US Dept. of Commerce/ITA

History: ↗ This message has been forwarded.

Thank you for your purchase of the Google Search Appliance!

We have attached your purchased license key to this e-mail. The purchased license key entitles you to obtain two years of support under the purchase agreement. Instructions for installing the license are documented at the bottom of this message.

You can find the latest documentation and FAQs on the Google Search Appliance at <https://support.google.com/enterprise/>.

According to the standard Google Search Appliance contract, you will receive support for two years from the ship date of the appliance.

We encourage you to check out our latest documentation and FAQs at <https://support.google.com/enterprise/prior> to contacting us. It's very likely that you will find your answers there right away. If you have any additional questions or issues, please contact us using the "Contact Us" form on the support site.

Best Regards,
Google Search Appliance Support Team
<http://www.google.com/appliance>

To install the license, follow these steps:

1. Save the attached license key to your local computer.
2. Click on the "Administration > License" link in the admin console.
3. Install the new license by clicking the browse button to upload the license key file that was saved in step 1.
4. Click on "View New License" to check the new license.
5. Click on "Accept and Install new License" to complete the process.
6. Return to the main page and continue to enjoy your Google Search Appliance.

Attachments:

license_S4-NB9BAWVNZQNAT_20070131_154012.gpg

Documentation for Order over \$2,500

I. DETERMINATION OF FAIR AND REASONABLE PRICE (Required on Purchases over \$2,500)

A. Cardholder: Fred Thornberry
(Name)

Fred Thornberry
(Signature)

B. Requirement: Google Search Appliance

C. Competition/Quotes solicited:

Vendor/Merchant	Small Business?*	Date Solicited	Price Quoted	Selected for Award? (Check One)
Onix	Yes <small>Reminder: Orders over \$2,500 are automatically setaside for small businesses</small>	9/14/06	4892	✓

*If award will be made to a large business, complete Justification for use of Large Business below. (See CAM 1313.301, Section 3.1C)

D. Price is determined to be fair and reasonable based on: (Check one)

_____	<p>Competitive Quotes (Multiple quotes solicited; multiple quotes received)(Check one below)</p> <p>_____ Lowest quote was selected.</p> <p>_____ Other than low price was selected. Per FAR 13.106-3, you must support the award decision if other than price-related factors were considered in selecting the supplier.</p> <p>_____</p> <p>_____</p> <p>_____</p>
_____	<p>Multiple quotes were solicited. Only one quote was received.</p> <p>Per FAR 13.106-3, the price is determined to be fair and reasonable based on: (NOTE: All selections require further explanation below).</p> <p>_____ Market Research;</p> <p>_____ Comparison of proposed price with prices found reasonable on previous purchases;</p> <p>_____ Current price lists, catalogs, or advertisements. (However, inclusion of a price in a price list, catalog, or advertisement does not, in and of itself, establish fairness and reasonableness of the price);</p> <p>_____ A comparison with similar items in a related industry;</p> <p>_____ The cardholder's personal knowledge of the item being purchased;</p> <p>_____ Comparison to an independent Government estimate;</p> <p>_____ Other reasonable basis</p> <p>EXPLAIN: _____</p> <p>_____</p> <p>_____</p>
✓ _____	<p>Only one quote was solicited.</p> <p>Per FAR 13.106-3(b)(3), you must explain the absence of competition: <u>Onix is the only authorized reseller for Google products.</u></p> <p>_____</p> <p>_____</p>

II. JUSTIFICATION FOR PURCHASE/ORDER FROM OTHER THAN SMALL BUSINESS

(Required if purchase/order over \$2,500 was placed with other than a small business, per FAR 19.502-2)

The purchase/order was made from other than a small business for the following reason: (check one)

- The order was from a "required source of supply" which is not a small business.
- The order was against a pre-established DoC contract which is not a small business. The purchase card is being used to make payment.
- Subscription/Publication (must be purchased from the publisher, which is a large business).
- The item is proprietary in nature and could only be provided by one source, which was a large business. (Describe item and attach a sole source justification).
- An effort was made to contact small businesses, but a small business could not be located. (Describe efforts.)
- Other. Explain below.



GSA Price quotation prepared for:
Andrew Wilbanks
IT Coordinator and Configuration Manager
USDOC/ITA/Office of the Chief Information Officer
202-482-2147 / andy.wilbanks@mail.doc.gov
All Pricing is in U.S. Dollars

9/14/2006
Ray Zilka
800-664-9638 x-20
dal@onixnet.com
www.onixnet.com
Fax: 440-871-0399

PART NUMBER	Short description	GSA Price	Qty	GSA Extended Price
GOOGLE SEARCH APPLIANCE, Version 4.0				
GB-1001-200K-STD	200,000 documents - 2 years support plus updates	\$4,892.00	1	\$4,892.00
Please see below for Standard description				

This GSA pricing is valid for 30 days.

"Remote Support" (Standard Connected) means a Customer-enabled modem or SSH connection that provides access to the Appliance for Google Technical Support Personnel to diagnose and/or correct a Critical Request, Standard Request, or Time-Critical Request.

Address Purchase Orders to:

Onix Networking Corp.
26931 Detroit Rd.
Westlake, OH 44145

Fax - 440-871-0399, Phone- 800-664-9638 x-45, e-mail ray@onixnet.com

EFT: ABA (routing #) 041200555, Acct #5337023435

DFAS - WinS (Web Invoicing System)

GSA Finance Electronic Invoicing System

Terms: Net 30 days from receipt of product and/or beginning of maintenance or support.

www.onixnet.com

D&B Number: 80-7896121

GSA Schedule: GS-35F-5519H

Federal ID Number: 34-1729033

Cage Code: OZZJ6

Status: Small Business

Documentation for Order over \$2,500

I. DETERMINATION OF FAIR AND REASONABLE PRICE (Required on Purchases over \$2,500)

A. Cardholder: Fred Thornberry *Fred Thornberry*
 (Name) (Signature)

B. Requirement: Google licenses

C. Competition/Quotes solicited:

Vendor/Merchant	Small Business? <small>Reminder: Orders over \$2,500 are automatically set aside for small businesses</small>	Date Solicited	Price Quoted	Selected for Award? (Check One)
Onix	Yes	11/17/06	16497.18	✓

*If award will be made to a large business, complete Justification for use of Large Business below. (See CAM 1313.301, Section 3.1C)

D. Price is determined to be fair and reasonable based on: (Check one)

	<p>Competitive Quotes (Multiple quotes solicited; multiple quotes received)(Check one below)</p> <p><input type="checkbox"/> Lowest quote was selected.</p> <p><input type="checkbox"/> Other than low price was selected. Per FAR 13.106-3, you must support the award decision if other than price-related factors were considered in selecting the supplier.</p>
	<p>Multiple quotes were solicited. Only one quote was received.</p> <p>Per FAR 13.106-3, the price is determined to be fair and reasonable based on: (NOTE: All selections require further explanation below).</p> <p><input type="checkbox"/> Market Research;</p> <p><input type="checkbox"/> Comparison of proposed price with prices found reasonable on previous purchases;</p> <p><input type="checkbox"/> Current price lists, catalogs, or advertisements. (However, inclusion of a price in a price list, catalog, or advertisement does not, in and of itself, establish fairness and reasonableness of the price);</p> <p><input type="checkbox"/> A comparison with similar items in a related industry;</p> <p><input type="checkbox"/> The cardholder's personal knowledge of the item being purchased;</p> <p><input type="checkbox"/> Comparison to an independent Government estimate;</p> <p><input type="checkbox"/> Other reasonable basis</p> <p>EXPLAIN:</p>
✓	<p>Only one quote was solicited.</p> <p>Per FAR 13.106-3(b)(3), you must explain the absence of competition: Only one source is available.</p>

II. JUSTIFICATION FOR PURCHASE/ORDER FROM OTHER THAN SMALL BUSINESS

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- Other. Explain below.

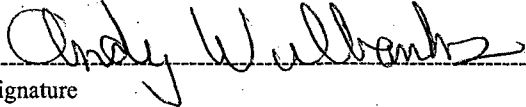
U.S. DEPARTMENT OF COMMERCE INTERNATIONAL TRADE ADMINISTRATION CONCURRENCE RECORD (Prescribed by ITA A.I. 8-1)	DATE 01/03/07 ROUTING PURPOSE SYMBOLS (RPS) C- CONCURRENCES S- SIGNATURE
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SUBJECT OF DOCUMENT:
 Additional search licenses) \$16,497.18

NAME AND OFFICE OF ORIGINATOR Andy Wilbanks ITA/OCIO				TELEPHONE NUMBER (202) 482-2147				DEADLINE DATE			
				INITIALS		DATE 01/03/07					
SUBMITTED TO	RPS	INITIALS	DATE	SUBMITTED TO	RPS	INITIALS	DATE				
NAME: Andy Wilbanks		<i>AW</i>	01/03/07	NAME:							
OFFICE: Configuration Manager				OFFICE:							
NAME: Fred Thornberry		<i>FT</i>	1/4/07	NAME:							
OFFICE: Acquisitions, Contracts & Finance				OFFICE:							
NAME: Stanley Houston		<i>SH</i>	1/4/07	NAME:							
OFFICE: Acquisitions, Contracts & Finance				OFFICE:							
NAME: Renee Macklin		<i>RM</i>	1/4/07	NAME:							
OFFICE: CIO				OFFICE:							

ADDITIONAL INFORMATION OR SPECIAL INSTRUCTIONS: (Continue on reverse if necessary)

I certify, as the requiring official, this procurement complies with Section 508 accessibility requirements.



Signature

- (1) OCIO initially purchased a block of 500,000 Google searches for internet based products, but the search level is approaching this limit and consequently an additional block of 500,000 searches need procuring.
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All Pricing is in U.S. Dollars
RZ0102

11/17/2006
Ray Zilka
800-664-9638 x-20
ray@onixnet.com
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PART NUMBER	Short description	GSA Price	Qty	GSA Extended Price
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GB-UPG-1001-1	Upgrade from 500K to 1M Documents, price is calculated on a monthly basis and applied to the remaining number of months for the license. 21 months @ \$785.58 per month. Effective date 1/08/07 Through 10/07/08	\$785.58	21	\$16,497.18

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Westlake, OH 44145
Fax - 440-871-0399, Phone- 800-664-9638 x-45, e-mail ray@onixnet.com
EFT: ABA (routing #) 041200555, Acct #5337023435
DFAS - WinS (Web Invoicing System)
GSA Finance Electronic Invoicing System
Terms: Net 30 days from receipt of product and/or beginning of maintenance or support.
www.onixnet.com
D&B Number: 80-7896121
GSA Schedule: GS-35F-5519H
Federal ID Number: 34-1729033
Cage Code: OZZJ6

Status: Small Business

Google

To Whom It May Concern:

Onix Networking is the exclusive reseller on the GSA schedule for the Google Search Appliance. Google does not have a GSA schedule of their own nor do they have any other resellers that have put us on their GSA schedule. The Google Search Appliance is currently not on any other government contracting vehicles.

Cordially,



Candace Wilson
Senior Licensing Mgr
650 623-4353
www.google.com/appliance

