



KELLOGG BROWN & ROOT SERVICES, INC
GOVERNMENT OPERATIONS - RIO
4100 CLINTON DR, HOUSTON, TX 77020

Mr. Gordon A. Sumner
Contracting Officer
USACE Southwestern Division CESWD-CT
1100 Commerce Street Room 824
Dallas, Texas 75242

28 September 2004
RIO-04-0037

SUBJECT: DACA63-03-D-0005 Proprietary Information, Task Order 0009

Dear Mr. Sumner:

As we have discussed in the past, Kellogg Brown & Root Services, Inc. (KBR) is adamant about maintaining its right to protect KBR proprietary information from disclosure to competitors and to the general public. Protections against such disclosure are written into the Freedom of Information Act and into implementing subparts of the Federal Acquisition Regulations.

To facilitate your continued request for release of the DCAA audit report for Task Order 0009, KBR has redacted the information that KBR considers to be a disclosure of its proprietary policies, procedures, and accounting information. In addition we have redacted the statements of DCAA that we believe are factually incorrect or misleading and could be used by a competitor to damage KBR's ability to win and negotiate new work.

KBR provides information under the subject contract for use by the U.S. Government and its agencies in managing the work under this contract and fulfilling agency objectives and for whatever other uses may be granted to the U. S. Government by law.

Should you require additional information, please contact me at 713-753-2506.

Sincerely,

Michael K. Morrow
Contracts Manager

CC: John H. Rodgers



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Mr. Gordon A. Sumner
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USACE Southwestern Division CESWD-CT
1100 Commerce Street Room 824
Dallas, Texas 75242

5 Oct 2004
RIO-04-0039

SUBJECT: DACA63-03-D-0005 Audit Reports to be Released to the United Nations

REFERENCE: (a) KBR Letter RIO-04-0034 dated 28 Sept 2004
(b) KBR Letter RIO-04-0035 dated 28 Sept 2004
(c) KBR Letter RIO-04-0036 dated 28 Sept 2004 (revised)
(d) KBR Letter RIO-04-0037 dated 28 Sept 2004
(e) KBR Letter RIO-04-0038 dated 28 Sept 2004

Dear Mr. Sumner:

At the request of the U.S. Army Corps of Engineers (USACE), Kellogg Brown & Root Services, Inc. (KBR) agrees to the release to the United Nations of the full Defense Contract Audit Agency (DCAA) reports of the Task Orders 0006 through 0010 in redacted form as contained in the referenced letters. This consent applies only to release to the United Nations for its current audit and does not extend to any release of the redacted audits to any member states.

Should you require additional information, please contact me at 713-753-2506.

Sincerely,

Michael K. Morrow
Contracts Manager

CC: John H. Rodgers