

United States Senate

WASHINGTON, DC 20510

April 29, 2009

Via Facsimile: (309) 782-4236

Major General Robert M. Radin
Commanding General
U.S. Army Sustainment Command
1 Rock Island Arsenal
Rock Island, IL 61299-6500

Dear General Radin:

We are writing to request information and documents related to the decision by the Army Field Support Command (AFSC) to grant fee awards to Kellogg, Brown & Root (KBR) under LOGCAP III task order 139 for work performed in Iraq in 2006 and 2007.

As you know, the Democratic Policy Committee (DPC) has held eighteen hearings on waste, corruption, and contracting abuses in Iraq, during which numerous witnesses testified about KBR's performance as a Department of Defense contractor in Iraq. In response to a previous request, the Army has confirmed to the DPC staff that AFSC gave two fee awards, totaling \$83.4 million, under LOGCAP III task order 139 for work performed in Iraq in 2006 and 2007.

The AFSC awarded the first fee of \$48.9 million on October 7, 2007 for work performed from September 1, 2006 to June 7, 2007. The second fee of \$34.4 million was awarded by the AFSC on April 7, 2008 for work performed from July 1, 2007 to December 31, 2007.

Please provide us with the following information and documents related to the AFSC's decision to grant these fee awards:

- 1) The name, title, and organizational affiliation of every individual who was involved in the fee award evaluation process, including but not limited to voting and non-voting members of Award Fee Boards, Award Fee Determining Officers, program managers, performance monitors, contractor officer representatives, and quality assurance evaluators;
- 2) Any and all materials consulted by the relevant Award Fee Boards and Award Fee Determining Officers in making these decisions, including but not limited to Award Fee Plans, Award Fee Board Member Guides, Army Acquisition Agency Handbooks, evaluation reports, KBR's self-evaluations and the Award Fee Boards' responses to KBR's self-evaluations, the Award Fee Boards' consolidated ratings, findings and recommendations, and the Award Fee Determining Officers' briefing memos and decision letters; and
- 3) Any and all materials in KBR's official contract file not already requested above.

Please provide us with this information and these documents as soon as possible, but no later than May 11, 2009. If you have any questions or comments, please contact Leslie Gross-Davis at the DPC at (202) 224-3571 or Jofi Joseph with Senator Casey at (202) 224-6324. We look forward to your prompt attention to this important matter.

Sincerely,



Senator Byron L. Dorgan
Chairman, Democratic Policy Committee



Senator Robert P. Casey

cc: Secretary Robert M. Gates
Secretary of Defense

Secretary William J. Lynn
Deputy Secretary of Defense

Under Secretary Ashton B. Carter, Jr.
Under Secretary of Defense for
Acquisition, Technology, and Logistics