## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

AMERICAN SOCIETY FOR TESTING AND MATERIALS d/b/a/ ASTM INTERNATIONAL;

NATIONAL FIRE PROTECTION ASSOCIATION, INC.; and

AMERICAN SOCIETY OF HEATING, REFRIGERATING, AND AIR CONDITIONING ENGINEERS,

Plaintiffs/
Counter-Defendants,

v.

PUBLIC.RESOURCE.ORG, INC.,

Defendant/
Counter-Plaintiff.

Case No. 1:13-cv-01215-TSC

### <u>DECLARATION OF DENNIS J. BERRY</u> IN SUPPORT OF PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT

- I, Dennis J. Berry, declare as follows:
- 1. I am Secretary of the Corporation and Director of Licensing for the National Fire Protection Association ("NFPA"). My duties include negotiating and overseeing NFPA's licenses for its codes and standards. The following facts are based upon my own personal knowledge, and if called upon to do so, I could and would testify competently hereto.
- 2. NFPA owns a United States copyright registration for the 2011 edition of the National Electrical Code. Attached hereto as Exhibit A is a true and correct copy of the registration certificate for this work.

- 3. NFPA owns a United States copyright registration for the 2014 edition of the National Electrical Code. Attached hereto as Exhibit B is a true and correct copy of the registration certificate for this work.
- 4. NFPA owns a United States trademark registration for the trademark National Fire Protection Association. Attached hereto as Exhibit C is a true and correct copy of this trademark registration.
- 5. NFPA owns a United States trademark registration for the trademark NFPA.

  Attached hereto as Exhibit D is a true and correct copy of this trademark registration.
  - 6. NFPA owns a United States trademark registration for the NFPA logo:



Attached hereto as Exhibit E is a true and correct copy of this trademark registration.

- 7. NFPA owns a United States trademark registration for the trademarks National Electrical Code and NEC. Attached hereto as Exhibits F and G are true and correct copies of these trademark registrations.
- 8. NFPA owns a United States trademark registration for the trademark NFPA 70. Attached hereto as Exhibit H is a true and correct copy of this trademark registration.

9. NFPA owns a United States trademark registration for the NEC logo:



Attached hereto as Exhibit I is a true and correct copy of this trademark registration.

- 10. NFPA routinely grants permission to researchers, educators, and others to use portions of NFPA standards for educational and other non-commercial purposes at no cost.
- 11. Attached hereto as Exhibit J is a true and correct copy of a January 22, 2015 email to me from a merchant who attempted to sell a PDF copy of the 2014 NEC on eBay without authorization from NFPA. The reseller asserted that the standard "is public domain and is readily downloadable," and attached a link to an electronic copy of the standard posted by Public.Resource.Org as support for that assertion. This email is a business record of NFPA, recorded at the time of its receipt, created as a regular practice of NFPA to be kept and relied on by NFPA staff in the ordinary course of business.
- 12. Attached hereto as Exhibit K is a true and correct copy of an October 13, 2015 email to me from a merchant who attempted to use a PDF copy of the 2014 NEC as an inducement to purchase another product on the internet without authorization from NFPA. The merchant asserted that the standard is "provided for use by the public, for free," and attached a link to an electronic copy of the standard posted by Public.Resource.Org as support for that assertion. This email is a business record of NFPA, recorded at the time of its receipt, created as a regular practice of NFPA to be kept and relied on by NFPA staff in the ordinary course of business.

13. I understand that Defendant in this case, Public.Resource.Org, recently removed NFPA's standards from its website. NFPA has not received any complaints from any persons claiming that they were unable to access NFPA standards since that time.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this declaration was executed this \( \frac{1}{8} \) \( \frac{2}{3} \) day of November 2015 at Quincy, Massachusetts.

DENNYS J. BERRY

## EXHIBIT A

## Certificates of Registratto TSC Document 118-3 Filed 11/19/15 Page 6 of 30



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maria A Tallante

Date: December 8, 2010

Acting Register of Copyrights, United States of America

Registration Number TX 7-297-325

Effective date of registration:

December 13, 2010

Title Title of Work: National Electrical Code, 2011 Edition Completion/Publication Year of Completion: 2010 Date of 1st Publication: August 25, 2010 Nation of 1st Publication: United States Author Author: Author Created: text, photographs, compilation, editing, artwork Work made for hire: Citizen of: United States Domiciled in: United States Copyright claimant Copyright Claimant: NFPA One Batterymarch Park, Quincy, MA, 02169, United States Previous registration and year: 6-966-113 2008 **Rights and Permissions** Organization Name: **NFPA** Address: One Batterymarch Park Quincy, MA 02169 United States Certification Name: Nancy M. Zagrodny

# EXHIBIT B

## Case 1:13-cv-01215-TSC Document 118-3 Filed 11/19/15 Page 8 of 30 Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Registration Number TX 7-935-064

Effective date of registration:

July 25, 2014

Register of Copyrights, United States of America

Title ·

Title of Work: National Electrical Code, 2014 Edition

Completion/Publication -

Year of Completion: 2013

Date of 1st Publication: November 1, 2013

Nation of 1st Publication: United States

**Author** 

Author: NFPA

Author Created: text, photographs, compilation, editing, artwork

Work made for hire: Yes

Citizen of: United States

Copyright claimant —

Copyright Claimant: NFPA

One Batterymarch Park, Quincy, MA, 02169, United States

Limitation of copyright claim

Previous registration and year: 7-297-325 2011

Certification

Name: Nancy M. Zagrodny

**Date:** July 14, 2014

# EXHIBIT C

Trademark Summary

Software for the Trademark Professional

Trademark

### NATIONAL FIRE PROTECTION ASSOCIATION

National Fire Protection Association, Inc. 1 Batterymarch Park

Owner

Quincy Massachusetts 02169 United States of America

Incorporated In Massachusetts

Address of Record

Regist	ration details				
Country		United States of Americ	ca		
Application number		78729536	Application date	Oct 9 2005	
Registration number		3165010	Registration date	Oct 31 2006	
Status		Registered	Sub status	CANCELL CONTRACTOR CON	
File refe	rence	376	Record reference	TM 08274	
Vext rer	newal due	Oct 31 2016	Type of registration		
Supervis	3Or	Timothy H Hiebert	Client Reference		
Basis of	filing	Actual use (Sec 1A)	Manner of use		
Type of	commerce				
Signato	Ŋ		Position		
Classes, Goods & Services			Language	First use	First use in Commerce
35	regulation to irr safety; promoti association ser safety professi field of fire, ele- and mail order safety codes a	interests of the public by advocat prove fire protection, electrical stang public awareness of the need vices, namely, promoting the interest onals; testing to determine profes ctrical and building safety codes a catalog services featuring fire, ele nd standards in printed and electrical dectapes, DVDs and CD-ROMS in	andards and building for fire and life safety; rests of fire and life sional competence in the and standards; electronic actrical and building onic form, and featuring	1896-00-00	1896-00-00
41	and in the field providing news conducting an a	kshops and conferences in the fle of fire, electrical and building safe letters by e-mail in the field of fire awards program to recognize pers excellence and innovation in the fi	ety codes and standards; and life safety; sons who have	1896-00-00	1896-00-00

### Additional data

life safety

Limitations Disclaimers Associated marks Publication date Journal volume Journal page Notice of Allowance/

Mark in use

Number in series Trademark region

North America

1896

Registry reference

Storage reference

Date

Convention priority Home Registration

Priorities

Number

Country

# EXHIBIT D

Trademark Summary

WebTMS
Software for the Trademark Professional

Trademark

**NFPA** 

National Fire Protection Association, Inc.

Owner

1 Batterymarch Park Quincy Massachusetts 02169

United States of America

Incorporated in Massachusetts

Address of Record

Registra	ation details					
Country	growers and the second	United States of Americ		0000.000.000.000.000.000.000.000.000.000.000.000.000.000.000	and the second s	
Application number Registration number Status File reference		78729540 Application date		Oct 9 2005	Con Light, But To your region of the re-	
		3141884 Registration date Registered Sub-status 375 Record reference	Registration date	Sep 12 2006	Sep 12 2006	
			Record reference	TM 08273		
Next rene	wal due	Sep 12 2016 Timothy H Hiebert Actual use (Sec 1A)	Type of registration Client Reference Manner of use			
Superviso	r					
Basis of fi						
Type of co			<b>5</b> _10/2			
Signatory			Position		First use in	
Classes	, Goods & Serv	ices	Language	First use	Commerce	
16	codes and stand Magazines, new	nely, books containing fire, elect ards recorded on computer med rsletters, pamphlets, brochures y; books containing fire, electric ards	lia and books in the field of	1900-00-00	1900-00-00	
35	regulation to imp safety, promoting association servi safety profession field of fire, elect and mail order ca safety codes and	nterests of the public by advocat rove fire protection, electrical sta g public awareness of the need foces, namely, promoting the inte- hals; testing to determine profess rical and building safety codes a stating services featuring fire, elel I standards in printed and electrications, DVDs and CD-ROMS in	andards and building for fire and life safety; rests of fire and life sional competence in the and standards; electronic otrical and building onic form, and featuring	1900-00-00	1900-90-00	
41	Seminars, works and in the field o providing newsle conducting an av	shops and conferences in the fie f fire, electrical and building safe itters by e-mail in the field of fire wards program to recognize pers icellence and innovation in the fi	ety codes and standards; and life safety; ons who have	1900-00-00	1900-00-00	

### Additional data

Limitations Disclaimers Associated marks

Associated marks
Publication date
Journal volume
Journal page
Notice of Allowance/

Jun 20 2006

Mark in use National classes Number in series Trademark region

Storage reference

Registry reference

Grant date

Type of priority
Convention priority
Home Registration

Date

Number

Country

North America

# EXHIBIT E

### Case 1:13 cv 01215-TSC Document 118-3 Filed 11/19/15 Page 14 of 30

Trademark Summary

Software for the Trademark Professional

Trademark

### NFPA Logo

National Fire Protection Association, Inc.

1 Batterymarch Park Owner

Quincy Massachusetts 02169 United States of America

Incorporated in

Massachusetts

Address of Record



PAT 21	tration details					
Count	У	United States of Americ	ca	and the of the product of the description of the order of		
Applica	ition number	78252924	Application date	May 22 200:	3	
Registr	ation number	2834633 Registration date Registered Sub status		Apr 20 2004	Apr 20 2004	
Status						
File ref	erence	830	Record reference	TM 09356		
Next renewal due Supervisor Basis of filing		Apr 20 2024	Type of registration			
		Timothy H Hiebert	Client Reference Manner of use			
		Actual use (Sec 1A)				
Туре о	f commerce					
Signate	pry		Position			
Class	es, Goods & Sei	∾ices	Language	First use	First use ir Commerce	
9	safety, sold alo	Videotapes and CD-ROMS featuring information in the field of fire and life safety, sold alone or packaged as a unit with instructional booklets and brochures in the field of fire and life safety		1993-00-00	1993-00-00	
16	Magazines, ne fire and life safe	ewsletters, pamphlets, brochures ety	and books in the field of	1993-00-00	1993-00-00	
35	Promoting public awareness of the need for fire and life safety; association services, namely, promoting the interests of fire and life safety professionals; electronic catalog services featuring publications, videotapes and CD-ROMS in the field of fire and life safety; mail order catalog services featuring publications, videotapes and CD-ROMS in the field of fire and life safety.			1993-00-00	1993-00-00	

35	safety professionals, electronic catalog services reading profications.	1993-00-00	1993-00-00
- 7.4	videotapes and CD-ROMS in the field of fire and life safety; mail order		
	catalog services featuring publications, videotapes and CD-ROMS in the		
	field of fire and life safety	X. X	
	Seminars, workshops and conferences in the field of fire and life safety,	A-1/ 11 A1	
44	conducting an awards program to recognize teachers who have	1993-00-00	1001,00.00
	demonstrated excellence and innovation in the field of teaching fire and	1333703104	1300-00
	life safety; Educational testing to evaluate fire and life safety skills		
	Consultation in the fields of fire and life safety; providing information in	1983.00.00	1003.00.00
40	the fields of fire and life safety by means of an Internet web site		1230-00-00

### Additional data

Limitations Disclaimers Associated marks Jan 27 2004 Publication date

Journal volume Journal page Notice of Allowance! Grant date Registry reference

Mark in use

National classes Number in series

Trademark region Storage reference North America

### Priorities

Type of priority Convention priority Home Registration

Date

Number

Country

## EXHIBIT F



### UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451 www.uspto.gov

REGISTRATION NO: 1094460 SERIAL NO: 73/139480 MAILING DATE: 08/10/2007

REGISTRATION DATE: 06/27/1978
MARK: NATIONAL ELECTRICAL CODE

REGISTRATION OWNER: NATIONAL FIRE PROTECTION ASSOCIATION, IN

#### **CORRESPONDENCE ADDRESS:**

I. Stephen Samuels Samuels & Hiebert LLC Two International Place, 23rd Floor BOSTON MA 02110-4104

## NOTICE OF ACCEPTANCE

15 U.S.C. Sec. 1058(a)(3)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 8 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE SECTION 8 AFFIDAVIT IS ACCEPTED.

### NOTICE OF RENEWAL

\*\*\*\*\*\*\*

15 U.S.C. Sec. 1059(a)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 9 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1059.

ACCORDINGLY, THE REGISTRATION IS RENEWED.

THE REGISTRATION WILL REMAIN IN FORCE FOR CLASS(ES): 016.

AHMED, DEBORAH Y PARALEGAL SPECIALIST POST-REGISTRATION DIVISION 571-272-9500

PLEASE SEE THE REVERSE SIDE OF THIS NOTICE FOR INFORMATION CONCERNING REQUIREMENTS FOR MAINTAINING THIS REGISTRATION ORIGINAL

### REQUIREMENTS FOR MAINTAINING A FEDERAL TRADEMARK REGISTRATION

### I) SECTION 8: AFFIDAVIT OF CONTINUED USE

The registration shall remain in force for 10 years, except that the registration shall be canceled for failure to file an Affidavit of Continued Use under Section 8 of the Trademark Act, 15 U.S.C. Sec. 1058, at the end of each successive 10-year period following the date of registration.

Failure to file the Section 8 Affidavit will result in the cancellation of the registration.

### II) SECTION 9: APPLICATION FOR RENEWAL

The registration shall remain in force for 10 years, subject to the provisions of Section 8, except that the registration shall expire for failure to file an Application for Renewal under Section 9 of the Trademark Act, 15 U.S.C. Sec. 1059, at the end of each successive 10-year period following the date of registration.

Failure to file the Application for Renewal will result in the expiration of the registration.

NO FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS WILL BE SENT TO THE REGISTRANT BY THE PATENT AND TRADEMARK OFFICE. IT IS RECOMMENDED THAT THE REGISTRANT CONTACT THE PATENT AND TRADEMARK OFFICE APPROXIMATELY ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.

## EXHIBIT G

## United States of America Builton States Batout and Arahemark Office United States Patent and Trademark Office

## NEC

Reg. No. 4,484,004 Registered Feb. 18, 2014 QUINCY, MA 02169

NATIONAL FIRE PROTECTION ASSOCIATION, INC. (MASSACHUSETTS CORPORATION) ONE BATTERYMARCH PARK

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

FOR: COMPUTER SOFTWARE FOR ACCESSING DATABASES IN THE FIELD OF ELEC-TRICAL CODES AND STANDARDS; DOWNLOADABLE ELECTRONIC PUBLICATIONS IN THE NATURE OF BOOKS AND MANUALS IN THE FIELD OF ELECTRICAL CODES AND STANDARDS; DOWNLOADABLE SOFTWARE FOR ACCESSING DATABASES IN THE FIELD OF ELECTRICAL CODES AND STANDARDS; DOWNLOADABLE SOFTWARE IN THE NATURE OF A MOBILE APPLICATION FOR ACCESSING DATABASES IN THE FIELD OF ELECTRICAL CODES AND STANDARDS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 9-21-2007; IN COMMERCE 9-21-2007.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-TICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,148,903, 2,286,580 AND OTHERS.

SER, NO. 85-924,244, FILED 5-6-2013.

SHAVELL MCPHERSON, EXAMINING ATTORNEY



Michelle K. Zen Deputy Director of the United States Patent and Trademark Office

## REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years\* What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.\*

See 15 U.S.C. \$1059.

Requirements in Successive Ten-Year Periods\* What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.\*

#### **Grace Period Filings\***

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or reminder of these filing requirements.

\*ATTENTION MADRID PROTOCOL REGISTRANTS: The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§ 1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see http://www.wipo.int/madrid/en/.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at http://www.uspto.gov.

Page: 2 / RN # 4,484,004

## EXHIBIT H

Trademark Summary

Software for the Trademark Professional

**NFPA 70** 

National Fire Protection Association, Inc.

Owner

1 Batterymarch Park Quincy Massachusetts 02169

United States of America

Incorporated in Massachusetts

Address of Record

Country	United States of Ameri	ca	
Application number	78913310		Jun 21 2006
Registration number	3354321	Registration date	Dec 11 2007
Status	Registered	Sub status	
File reference	8081	Record reference	TM 01923
Next renewal due	Dec 11 2017	Type of registration	
Supervisor		Client Reference	
Basis of filing		Manner of use	

Position

Type of commerce Signatory

Classes, Goods & Services

First use in Commerce

Periodical publications in the field of electrical and safety standards; books and handbooks in the field of electrical and safety standards

First use 1 Jan 1953

1951

North America

1 Jan 1953

Additional data

Limitations Disclaimers Associated marks

Publication date Journal volume

Apr 3 2007

Journal page Notice of Allowance/ Grant date

Registry reference

Jun 26 2007

Mark in use

National classes Number in series

Trademark region

Storage reference

Priorities

Type of priority Convention priority Home Registration

Date

Number

Country

## **EXHIBIT I**



Int. Cl.: 16

Prior U.S. Cl.: 38

### United States Patent and Trademark Office

Reg. No. 1,148,903 Registered Mar. 24, 1981

TRADEMARK Principal Register



National Fire Protection (Massachusetts corporation) 470 Atlantic Ave. Boston, Mass. 02210

Association, Inc.

For: BOOKS PUBLISHED TRIENNIALLY CONCERNING ELECTRICAL SAFETY RE-QUIREMENTS, in CLASS 16 (U.S. Cl. 38).

First use Nov. 10, 1978; in commerce Nov. 10, 1978.

Ser. No. 196,458, filed Dec. 11, 1978.

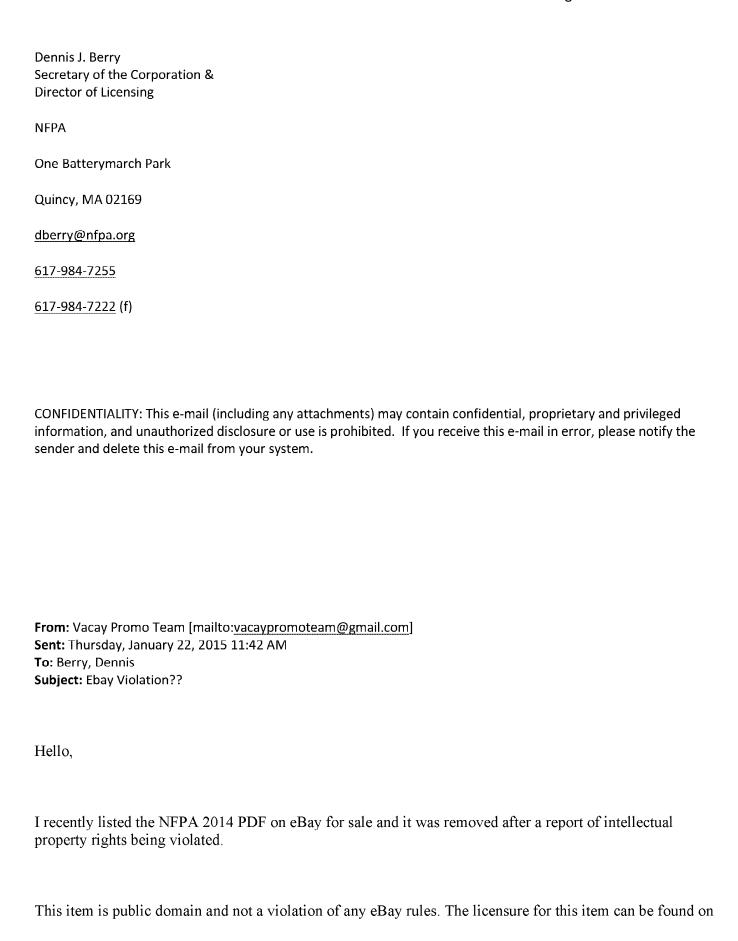
J. H. WEBB, Primary Examiner

JOSEPH DIAMANTE, Examiner

## EXHIBIT J

### Case 1:13-cv-01215-TSC Document 118-3 Filed 11/19/15 Page 26 of 30

From: Vacay Promo Team <vacaypromoteam@gmail.com> Sent: Thursday, January 22, 2015 11:37 AM To: Berry, Dennis <dberry@NFPA.org> Re: Ebay Violation?? Subject: Hello Dennis, Please visit https://archive.org/details/nfpa.nec.2014 for details stating this is public domain and is readily downloadable not just through this site but many others. Awaiting your response, On Thu, Jan 22, 2015 at 2:22 PM, Berry, Dennis < dberry@nfpa.org > wrote: Dear Sir or madam, You asked me to contact you, but did not tell me who you are. Nevertheless, I am happy to respond and would like to discuss this with you further. Please feel free to call be at the number indicated below. The 2014 National Electrical Code ☐ is copyrighted by the NFPA, the title itself is a trademark of the NFPA. The Code is sold in paper and licensed in pdf format. Each pdf license includes stated restrictions that do not allow copying for further distribution. As with all NFPA standards it is available on the internet a read-only free access format. Contrary to your understanding as set out below while available in free access from the NFPA web site, it is not downloadable. Furthermore, the NFPA has not dealt with or entered this document into creative commons. In a search of their web site just now, we could not find the Code there. If you could be more specific about where this is located, I would appreciate your direction. As you can see from the above we do cannot accept your assertion that the document has entered the public domain and have taken steps to prevent that. I hope this provides further information and response; again, I would be happy to discuss. Very truly yours, **Dennis Berry** 



http://creativecommons.org/publicdomain/zero/1.0/

**Standards Organization Source:** NFPA National Electrical Code (Free Access Available Form Original Publisher)

Once Free access is granted and available for download it is public domain and there is no violation of any law to distribute the information.

Please contact me as soon as possible with information as to how to move forward.

## EXHIBIT K

Case 1:13-cv-01215-TSC Document 118-3 Filed 11/19/15 Page 30 of 30

**From:** Scott Schwartz <scotts@dale-electric.com>

**Sent:** Tuesday, October 13, 2015 3:09 PM **To:** Berry, Dennis <dberry@NFPA.org>

**Subject:** RE: Use of Electronic NEC

Dennis,

Please see the below links.

https://law.resource.org/pub/table01.html

https://law.resource.org/pub/us/code/safety.html

https://law.resource.org/pub/us/code/ibr/nfpa.nec.2014.pdf

This bottom link is a copy of the 2014 NEC that if provided for use by the public, for free.

If you look around the web site, you can find most of your publications online.

Scott Schwartz

**From:** Berry, Dennis [mailto:dberry@NFPA.org] **Sent:** Tuesday, October 13, 2015 4:55 PM

**To:** ScottS@Dale-electric.com **Subject:** Use of Electronic NEC

Dear Mr. Schwartz,

Please find enclosed a letter regarding a promotional piece which I have recently seen regarding the National Electrical Wholesale Providers. Would you please respond as soon as possible.

Very truly yours,

**Dennis Berry** 

Dennis J. Berry
Secretary of the Corporation &
Director of Licensing
NFPA
One Batterymarch Park
Quincy, MA 02169
dberry@nfpa.org
617-984-7255
617-984-7222 (f)

CONFIDENTIALITY: This e-mail (including any attachments) may contain confidential, proprietary and privileged information, and unauthorized disclosure or use is prohibited. If you receive this e-mail in error, please notify the sender and delete this e-mail from your system.