

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

American Society for Testing and  
Materials; National Fire Protection  
Association, Inc.; American Society  
of Heating, Refrigerating, and Air-  
Conditioning Engineers, Inc.,

*Appellants*

v.

Public.Resource.Org, Inc.,

*Appellee*

No. 22-7063

**CERTIFICATE AS TO PARTIES, RULINGS & RELATED CASES**

In accordance with Circuit Rule 28(a)(1), Appellants certify:

**(A) Parties and Amici.**

Appellants are American Society for Testing and Materials d/b/a ASTM International (“ASTM”), National Fire Protection Association, Inc. (“NFPA”), and American Society of Heating, Refrigerating, and Air-Conditioning Engineers, Inc. (“ASHRAE”), which were the Plaintiffs/Counter-Defendants in the district court. ASTM, NFPA, and ASHRAE are each nongovernmental, not-for-profit corporations without

any parent corporation. No publicly held corporation owns 10% or more of ASTM's, NFPA's, or ASHRAE's stock.

Appellee is Public.Resource.Org, Inc. ("PRO"), which was the Defendant/Counter-Plaintiff in the district court.

The following individuals/entities submitted amicus briefs to the district court:

- Ann Bartow
- American Insurance Association
- American Library Association
- American National Standards Institute, Incorporated
- American Property Casualty Insurance Association
- American Society of Safety Engineers
- Brian L. Frye
- David Ardia
- Elizabeth Townsend Gard
- Institute of Electrical and Electronics Engineers,  
Incorporated
- International Association of Plumbing & Mechanical  
Officials

- International Code Council, Inc.
- James Gibson
- Jessica Silbey
- Jennifer Urban
- Jonathan Zittrain
- Knowledge Ecology International
- National Electrical Manufacturers Association
- North American Energy Standards Board
- Pamela Samuelson
- Public Knowledge
- Rebecca Tushnet
- Reporters Committee for Freedom of the Press
- Sina Bahram
- Stacey Dogan
- Stacey M. Lantagne
- Underwriters Laboratories Inc.

**(B) Rulings Under Review.** The rulings under review are (1) an Order, Dkt. 240 (Chutkan, J.), filed on March 31, 2022, by the U.S. District Court for the District of Columbia in No. 13-cv-1215, for which

no official citation exists; and (2) a Memorandum Opinion, Dkt. 239 (Chutkan, J.), and the Appendix thereto, Dkt. 239-1 (Chutkan, J.), filed on March 31, 2022, by the U.S. District Court for the District of Columbia in No. 13-cv-1215, available at 2022 WL 971735.

**(C) Related Cases.** This case was previously before this Court in No. 17-7035, *American Society for Testing, et al v. Public.Resource.Org, Inc.* Counsel are not aware of any other related cases.

Dated: June 2, 2022

Respectfully submitted,

*s/J. Kevin Fee*

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*Counsel for Appellant*

*American Society for Testing and*

*Materials d/b/a ASTM International*

Dated: June 2, 2022

*s/Kelly M. Klaus*

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*Counsel for Appellant National Fire  
Protection Association, Inc.*

Dated: June 2, 2022

*s/Jeffrey S. Bucholtz*

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*Counsel for Appellant American Society  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 2nd day of June, 2022, a true and correct copy of **CERTIFICATE AS TO PARTIES, RULINGS & RELATED CASES** was electronically filed through the CM/ECF system, which caused all parties to be served by electronic means.

Dated: June 2, 2022

*s/J. Kevin Fee*  
J. Kevin Fee