



PUBLIC.RESOURCE.ORG ~ A Nonprofit Corporation

Public Works for a Better Government

September 10, 2015

VIA EMAIL AND FIRST CLASS MAIL

FOIA Requester Service Center
US Consumer Product Safety Commission
4330 East West Highway, Room 820
Bethesda, MD 20814
E-mail: cpsc-foia@cpsc.gov

RE: Freedom of Information Act Request

Dear FOIA Officer:

On behalf of Public.Resource.Org, and pursuant to the Freedom of Information Act, **5 U.S.C. § 552**, I request a copy of *ANSI/UL 325, Safety for Door, Drapery, Gate, Louver, and Window Operators and Systems, Sixth Edition*. A copy of this record was transmitted to the U.S. Consumer Product Commission on June 4, 2015 by Amy K. Walker and Joe Musso of Underwriters' Laboratories, Inc. A copy of that letter is attached.

In addition, I request a copy of *UL 325, Standard for Safety for Door, Drapery, Gate, Louver, and Window Operators and Systems, Fifth Edition (2002)* as initially mandated by Section 203 of the Consumer Product Safety Improvement Act of 1990 (Public Law No. 101-608) and updated to the Fifth Edition on September 27, 2007 (**72 FR 54816**).

Finally, I request any communications that the Consumer Product Safety Commission has had with Underwriters' Laboratories discussing the making available to the public of the above-named standard or other standards produced by Underwriters' Laboratories as part of the NPRM currently underway for garage door openers (**80 FR 53036**), or after such documents become required by law.

If it is your position that these records are exempt from disclosure, please state the basis of the denial of each portion of the records withheld. In addition, please provide the nonexempt portions of the records.

Public.Resource.Org requests that all fees in connection with this FOIA request be waived in accordance with **5 U.S.C. § 552(a)(4)(A)(iii)**, because it does not seek the records for a commercial purpose and disclosure "is in the public interest because it is likely to contribute significantly to public understanding of the operations and activities of the government." Because they are or will be incorporated by reference into the Code of Federal Regulations, the requested records are part of the agency's governing law, or are discussions about how the agency's binding law will be made available to the public. Accordingly, it is the essence of the "operations and activities of the government." However, because they are not published in the Federal Register,

the public does not have the same access to it that it has to other parts of the agency's regulations. Disclosure of the records will allow the public to gain knowledge about what is included in the agency's binding law.

Public.Resource.Org does not have a commercial interest in the requested records. Public.Resource.Org is a 501(c)(3) public charity chartered to make government information more broadly available without fee to any and all users.

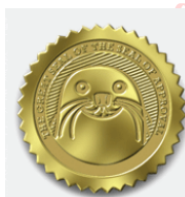
Public.Resource.Org has demonstrated an ability to disseminate information about the government and its activities to the public. It is one of the largest distribution sites for public information related to the U.S. government, including over 14,000 hours of video from Congressional hearings posted at the request of the Speaker of the House, over 8 million Form 990 reports filed with the Internal Revenue Service, over 6,000 U.S. government videos posted in cooperation with the Archivist of the United States, and the historical opinions of the U.S. Court of Appeals. As the President of Public.Resource.Org, I am frequently quoted in major media publications such as **the New York Times, Business Week, the New Republic, and the Washington Post**. I also testify before Congress on issues of public access to government information and am a frequent public speaker on the subject.

Accordingly, we request that you waive all fees for locating and duplicating the requested records. If, however, a waiver is not granted, and if the fees to be assessed in connection with this request exceed \$200, please obtain my approval before any such costs are incurred.

We will expect a response within 20 working days as provided by law. As these documents are directly relevant and necessary to a Notice of Proposed Rulemaking which has a comment closing period of November 16, 2015, we would appreciate your timely production of these documents, including expedited treatment, as failure to produce these documents will lead to loss of substantial due process rights. If you have any questions regarding this request, please contact me at (707) 827-7290.

Thank you very much for your attention to this matter.

Sincerely,



Digitally signed by Carl Malamud
DN: cn=Carl Malamud,
o=Public.Resource.Org,
ou,
email=carl@media.org,
c=US
Date: 2015.09.10
07:10:57 -07'00'

Carl Malamud
President & CEO
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cc: David Halperin
Of Counsel
Public.Resource.Org

Document Retrieved From:

<http://www.cpsc.gov/Global/Newsroom/FOIA/CommissionBriefingPackages/2015/DraftNoticeofProposedRulemakingtoAmendSafetyStandardforAutomaticResidentialGarageDoorOperators08122015.pdf>

June 4, 2015

U.S. Consumer Product Safety Commission
Mr. Todd Stevenson
Office of the Secretary
4330 East-West Highway
Bethesda, MD 20814

Subject: UL 325 - Published Revisions

Dear Mr. Stevenson,

In accordance with Public Law 101-608, Underwriters Laboratories Inc. hereby notifies the CPSC regarding published revisions to the sixth edition of the Standard for Door, Drapery, Gate, Louver, and Window Operators and Systems, UL 325.

On October 17, 2014, UL proposed revisions to the residential garage door operator portion of UL 325. Ballots and comments to these proposed revisions were due December 1, 2014. During the course of UL's consensus (STP) process, additional revisions to proposal were necessary. UL proposed these revisions to the STP on February 20, 2015. Ballots and comments to these proposed revisions were due March 20, 2015. No additional changes were made to the proposal, and revisions were published May 26, 2015.

Attached is a copy of the revised pages, related to residential garage door operators, as published in the Standard. If you have any questions, please feel free to contact me.

Yours truly,

Reviewed by:

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