

ADDENDA D.1

The McGraw-Hill Companies

McGraw Hill
CONSTRUCTION

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Gary,

While we won't be able to add a specific disclosure indemnification term to the licensing agreement, we can provide a 24 hour turnaround time on requests for the release of information.

We'd ask that you send these requests to Anita Gryan, Burleigh Morton and Tim Boothroyd with a cc to myself and Bill Lindsay. Anita will respond with her decision within 24 business hours with Tim and Burleigh as her backups in case she is away from the office. The cc is so Bill and I can monitor the request to make sure the response comes to you in a timely manner.

Each request will be reviewed on an individual basis and the final decision based on the following criteria:

- The requestor's relationship with CEC?
- Is the requestor working in conjunction with CEC either doing research for CEC or having CEC do research for them?
- How much data is being requested? Smaller pieces or aggregate pieces are more likely to be approved.
- Is the requestor a public or private entity? Private consulting firms doing research for CEC will likely be approved but they will have to sign an MHC Third Party Agreement (attached).

We understand the Energy Commission's role within the California state government and we will do everything possible to help CEC fulfill its obligation. With that being said, we can't allow CEC to be a free redistribution center for MHC data.

Hopefully this compromise will work for both CEC and MHC. Below is your request from the email dated 9-7-10 for further clarification along with contact emails and phone numbers.

Best Regards,



Kevin Ireland
Strategic Accounts Manager

CC: Anita Gryan, Burleigh Morton, Tim Boothroyd, Bill Lindsay



Notes from Gary's original email 9/7/10:

(c) I request your review of MHC's data disclosure guidelines (see attached e-mail thread: "10-24-08 - from MHC - DATA RELEASE GUIDELINES.doc") to determine if a more workable disclosure policy can be effected. As discussed on 9-1-10, our intent in adding the pivot table products to our routine purchase of MHC's CAS Project Level (MS-Access) database was to facilitate quicker Energy Commission staff responses to stakeholder requests for floor space information, including CA state and local government agencies, academic institutions, and the public at large. However, maximum adherence to MHC's data release guidelines essentially precludes release of the purchased information to all such parties, either by outright restriction or by the untimely burden of the MHC review/approval process. This substantially reduces the inherent value of these pivot table products to our day-to-day operations. To assist me in justifying inclusion of these pivot tables in this proposed PO (which represents the lion's share of the purchase price), I would need either a specific disclosure indemnification term added to the licensing agreement to protect the California Energy Commission from inadvertent data release violations on staff's part, or a real-time (24-hours or less) review/release procedure by MHC concerning our responses to constituent requests.

Name:	Email Address:	Phone Number:
Anita Gryan	anita_gryan@mcgraw-hill.com	781-430-2203
Burleigh Morton	burleigh_morton@mcgraw-hill.com	781-430-2203
Tim Boothroyd	tim_boothroyd@mcgraw-hill.com	781-430-2243
Kevin Ireland	kevin_ireland@mcgraw-hill.com	303-584-6744
Bill Lindsay	bill_lindsay@mcgraw-hill.com	714-621-6264

Please note the underscore between the first and last names in the email addresses.