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Docket Number:	23-HERS-02
Project Title:	HERS Home Energy & Labeling Program Updates Pre-Rulemaking
TN #:	252050
Document Title:	Chris Hanson Comments - RESNET Trademarking _HERS_ Violation with CEC Agreement - part 1 of 2
Description:	N/A
Filer:	System
Organization:	Chris Hanson
Submitter Role:	Public
Submission Date:	8/31/2023 10:23:52 AM
Docketed Date:	8/29/2023

Comment Received From: Chris Hanson
Submitted On: 8/31/2023
Docket Number: 23-HERS-02

**RESNET Trademarking _HERS_ Violation with CEC Agreement -
part 1 of 2**

Additional submitted attachment is included below.

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Subject: 23-HERS-02 - RESNET Trademarking "HERS" Violation with CEC Agreement
Date: Tuesday, August 29, 2023 7:42:11 AM
Attachments: [RESNET-CEC_HERS_trademark_agreement_2011.pdf](#)

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Dear CEC staff and 23-HERS-02 docket,

Relevant to any upcoming workshops and rulemakings on home energy rating and labeling systems, attached is an agreement between the CEC and RESNET dated Feb 11, 2011 attempting to prevent trademark disputes and confusion around the term "HERS" and "Home Energy Rating System".

Specifically, Agreement Item 3 states:

The Parties agree that in the future neither CEC nor RESNET will file a federal or state trademark application using the specific term HERS or the phrase "HOME ENERGY RATING SYSTEM" or confusingly similar variations of this phrase or term.

Searching the US Patent and Trademark Office website, RESNET has filed trademarks for:

"[HERS Carbon Index](#)" on July 12, 2022

and

"[RESNET HERS H20](#)" on November 30, 2017

These trademarks appear to be in violation of the CEC agreement. This is relevant information if the CEC intends to evaluate HERS supported energy labeling systems and their potential impact on the California residential building market.

I am a proponent of California residential energy efficiency and programs that support such. Collecting credible stakeholder feedback is essential to any future program success.

Sincerely,
Charles Hanson