



February 28, 2018

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Via Email (meredith@seacc.org)

Meredith Trainor, Executive Director
Southeast Alaska Conservation Council
224 Gold Street
Juneau, Alaska 99801

Re: Use of Hecla Mining Company Copyrighted Materials

Dear Ms. Trainor:

We represent Hecla Mining Company ("Hecla"). We are writing in regards to Southeast Alaska Conservation Council's ("SEACC") use of copyrighted materials owned by Hecla in the *Irreparable Harm* film.

Hecla owns the copyrights in a number of "A Day in the Life" videos that highlight work done at various Hecla mines, including a video entitled Greens Creek - A Day in the Life ("Greens Creek Video"). These videos, including the Greens Creek Video, are posted on Hecla's YouTube channel, which can be found at <https://www.youtube.com/channel/UCGYDtYkAObrPZGotculY1ng>. Although the videos are posted on YouTube, Hecla has maintained the copyright rights in the videos. Indeed, they are posted on YouTube under YouTube's Standard License, which specifically states that the content owner maintains all ownership rights in the content posted on YouTube.

Our client recently became aware that SEACC's film entitled *Irreparable Harm* uses footage from the Greens Creek Video. Specifically, our client noted that the *Irreparable Harm* film incorporates many shots of Hecla's mining activities that were directly taken from the Greens Creek Video. Under the United States Copyright Act, Hecla has the exclusive right to distribute, reproduce and publicly display its copyrighted work. 17 U.S.C. § 106. SEACC has used these scenes from Hecla's video without a license or permission from Hecla. Thus, SEACC's unauthorized reproduction of scenes from Hecla's video constitutes copyright infringement. The Copyright Act provides severe penalties for such infringement, including the recovery of any and all profits attributable to the infringement. 17 U.S.C. § 504.

Accordingly, on behalf of Hecla, and to resolve this matter amicably without further expense to either party, we demand that SEACC, and any of its members or related entities, immediately take the following actions:

1. Cease any and all reproduction of Hecla's copyrighted works, including but not limited to, any showings of the *Irreparable Harm* film;
2. Remove all copies of Hecla's copyrighted works from all SEACC materials, including the *Irreparable Harm* film;
3. Cease all use of any Hecla copyrighted works; and
4. Provide written confirmation that you have ceased all use of Hecla's copyrighted works.

Hecla reserves the right to pursue all available remedies with respect to its intellectual property. Please confirm in writing within seven (7) days of the date of this letter that you will comply with our request as indicated above.

This letter does not constitute a complete or exhaustive statement of Hecla's claims or contentions. Nothing contained herein is intended as, nor should it be deemed to constitute, a waiver or relinquishment of any of Hecla's rights or remedies, whether legal or equitable, all of which are hereby expressly reserved.

Very truly yours,



Kathryn Starshak

cc: Hecla Mining Company, Inc.