

**Baltzan, Elizabeth**

**From:** Suro-Bredie, Carmen  
**Sent:** Friday, April 25, 2008 4:27 PM  
**To:** DL-USTR-Austr; DL-USTR-DAUSTR; Bae, Rachel S.; Baltzan, Elizabeth; Mehta, Probir J.; Young), (Brenda; Alex Daman; Alisa Howell ; Alysha Taylor; Andrew Burst; Angela Bandemehr; Baier, Scott L.; Benjamin Simon; Bernestine.allen@ost.dot.gov; Betfarhad, Ramsen; bill.schall@do.treas.gov; Brands, William; Brenda Brockman Smith; Brinton Bohling; Campbell, russell; Carlos Romero; Carol Crane; Carol Lynn MacCurdy; Carrie LaCrosse; Charles Bertsch; Capozzola, Christa; Cynthia Lee; Dana Crute; Daniel Baldwin; Darla Brown; Dennis.marvich@ost.dot.gov; Doug Hembrey; Downes, David; Dwayne London; Earp, Gordana; Eckel, Matthew; Edwin Sagurton; Ellen Goodwin; Fernando Pena; Ferrante, joe; Gary Blasser; Greg T. Delawie; Gregoory Schoepfle; Gregory Hicks; Gryniewicz, Barbara; Ha Nguyen; Hand, edward; heather sykes; Hemmer, Marian; Hildner, Susan; James Schwemlein; Jamison, Yvonne; Broggi3, Jeremy J.; Herrmann, John M.; John Leyden; Joseph Rees; Josselin Phan; Joyce, William T.; Kearney, Chris; Kristen Sabella; Lana Ekimoff; Iarm, richard; Larry Finfer; Linda Neilson; Branch, Lisa D. (CEA); Mark Abdoo; Mitsler, Elaine M.; Monika Brenner; Muehling, Brian; Patterson Brown; Posner, Theodore R.; Purcell, Anne; renee Mathieu; Robert Riemenschneider; Ross, Adam J.; Schliitt, Lyn; Schultz, Elizabeth M.; Thomas, Sharon K.; Sherri Braxton; Smart, Michael J.; stephen jacobs; Suzanne Miller; Timothy Wedding; Tracy Quilter; Tyler Shields; walker, james; William Craft; Won Chang  
**Cc:** Blue, Gloria  
**Subject:** TPSC 2008-037 ACTA border measures for TPS Clearance due 4/29 at 4 pm firm  
**Attachments:** ACTA Text Border Measures 4 25 08.doc

Attached is the text on border measures within the "Legal Framework" section of the Anti-Counterfeiting Trade Agreement (ACTA). The TPSC will be receiving the other sections of the agreement at a later time. Just to clarify, we are asking for clearance ONLY on the border measures provisions. Clearance to Gloria Blue and Comments/Changes to Rachel Bae at [REDACTED] or ext [REDACTED]

← ← (b)(2)

**From:** [Blue, Gloria](#)  
**To:** [Alex Daman](#); [Alisa Howell](#); [Ana Valdes](#); [Angela Bandemehr](#); [Banks, George D.](#); [Monarch, Benjamin L.](#); [Benjamin Simon](#); [Bernestine.allen@ost.dot.gov](#); [Betfarhad, Ramsen](#); [bill.schall@do.treas.gov](#); [Boling, Edward A.](#); [Brands, William](#); [Brenda Brockman Smith](#); [Brinton Bohling](#); [Broggi, Jeremy J.](#); [Campbell, russell](#); [Carlos Romero](#); [Carrie LaCrosse](#); [Capozzola, Christa](#); [Daniel Baldwin](#); [Dennis.marvich@ost.dot.gov](#); [Dickenson, Howard E.](#); [Doug Hembrey](#); [Downes, David](#); [Dwayne London](#); [Earp, Gordana](#); [Eckel, Matthew](#); [Ellen Goodwin](#); [Fernando Pena](#); [Ferrante, joe](#); [Greggory Schoepfle](#); [Gregory Hicks](#); [Gryniewicz, Barbara](#); [Ha Nguyen](#); [Hand, edward](#); [Heather Sykes](#); [Hemmer, Marian](#); [James Schwemlein](#); [Jamison, Yvonne](#); [Jan Gilbreath](#); [Herrmann, John M.](#); [John Leyden](#); [Joseph Rees](#); [Josselin Phan](#); [Kearney, Chris](#); [Kimberly Wye](#); [Kristen Sabella](#); [Lana Ekimoff](#); [Iarm, richard](#); [Larry Finfer](#); [Branch, Lisa D. \(CEA\)](#); [Mark Abdoq](#); [Mikael Lurie](#); [Mitsler, Elaine M.](#); [Monika Brenner](#); [Muehling, Brian](#); [Patterson Brown](#); [Posner, Theodore R.](#); [Powers, William M.](#); [Purcell, Anne](#); [renee Mathieu](#); [Ross, Adam J.](#); [Schlitt, Lyn](#); [Schultz, Elizabeth M.](#); [Thomas, Sharon K.](#); [Sherri Braxton](#); [Simonetti, John M.](#); [Smart, Michael J.](#); [Sue Saarnio](#); [Suzanne Miller](#); [Sweterlitsch, Julia P.](#); [Timothy Wedding](#); [Tracy Quilter](#); [walker, james](#); [William Craft](#); [Williams, Mary C.](#); [Won Chang](#); [Young](#). ([Brenda](#); [Alysha Taylor](#); [Andrew Burst](#); [Carol Crane](#); [Charles Bertsch](#); [Cynthia Lee](#); [Darla Brown](#); [Dawn Williams](#); [Gary Blasser](#); [Lesley Elouaradia](#); [Robert Reimenschneider](#); [Stephen Jacobs](#); [Susan Hildner](#); [Tyler Shields](#))  
**Cc:** [DL-USTR-DAUSTR](#); [DL-USTR-Austr](#); [Mehta, Probir J.](#); [Baltzan, Elizabeth](#); [Bae, Rachel S.](#)  
**Subject:** TPSC Draft Document 2008-082, Criminal Enforcement Section of the Anti-Counterfeiting Trade Agreement (ACTA)  
**Date:** Monday, August 11, 2008 9:49:32 AM  
**Attachments:** [TPSCMemoUnclassf\\_doc.doc](#)  
[ACTA.Chap2.Section3.Criminal.draft.8aug2008.doc](#)

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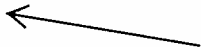
Attached is TPSC Draft Document 2008-082, Criminal Enforcement Section of the Anti-Counterfeiting Trade Agreement (ACTA).

Comments/clearances are due by cob, Tuesday, August 12, 2008. Please excuse the short turnaround time.

Thanks!!

Gloria Blue  
Executive Secretary  
Trade Policy Staff Committee

[Redacted]




(b)(2)

**From:** [Blue, Gloria](#)  
**To:** [Baltzan, Elizabeth](#)  
**Subject:** FW: TPSC Draft Document 2008-125, Initial U.S. Negotiating Position on ACTA Cooperation and Enforcement Practices Chapters  
**Date:** Tuesday, January 13, 2009 3:35:43 PM  
**Attachments:** [US position ACTA Text International Cooperation and Enforcement Practices toTPSC.doc](#)  
[TPSC Unclassified memo.doc](#)

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Gloria Blue  
Executive Secretary  
Trade Policy Staff Committee

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**From:** Blue, Gloria  
**Sent:** Monday, December 01, 2008 3:12 PM  
**To:** Alisa Howell ; Ana Valdes; Banks, George D.; Ben Monarch; Benjamin Simon; Bernestine.allen@ost.dot.gov; Betfarhad, Ramsen; bill.schall@do.treas.gov; Boling, Edward A.; Brands, William; Brenda Brockman Smith; Brinton Bohling; Broggi, Jeremy J.; Campbell, russell; Carlos Romero; Chris Herman; Christa Capozzola; Daniel Baldwin; Dennis.marvich@ost.dot.gov; DHS Trade Policy; Dickenson, Howard E.; Downes, David; Dwayne London; Earp, Gordana; Eckel, Matthew; Fernando Pena; Ferrante, joe; Gregoory Schoepfle; Hand, edward; Heather Sykes; Jamison, Yvonne; John Herrmann; Joseph Rees; Kristen Sabella; Lana Ekimoff; Iarm, richard; Monika Brenner; Muehling, Brian; Patterson Brown; Posner, Theodore R.; Powers, William M.; Purcell, Anne; Renee Chovanec; Robert Manogue; Ross, Adam J.; Schlitt, Lyn; Sen, Aditi P.; Sharon Thomas; Sherri Braxton; Simonetti, John M.; Smart, Michael J.; Timothy Wedding; Tracy Quilter; walker, james; William Craft; Young), (Brenda  
**Cc:** DL-USTR-DAUSTR; DL-USTR-Austr; McCoy, Stanford  
**Subject:** TPSC Draft Document 2008-125, Initial U.S. Negotiating Position on ACTA Cooperation and Enforcement Practices Chapters

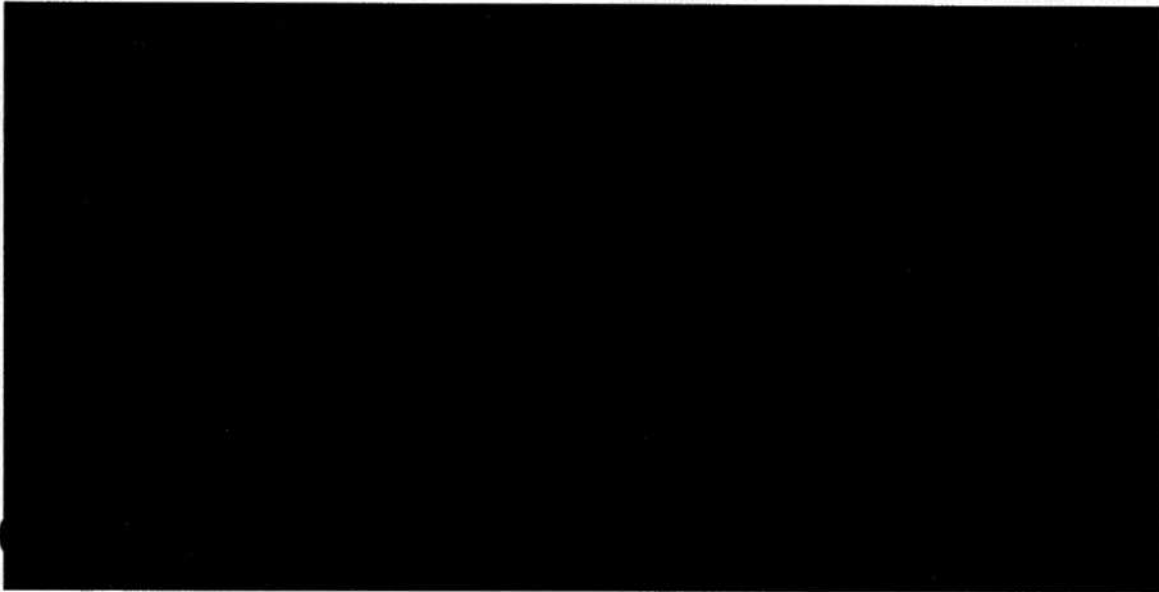
Attached is TPSC Draft Document 2008-125, **Initial U.S. Negotiating Position on ACTA Cooperation and Enforcement Practices Chapters.**

Comments/clearances are due by 5:00pm, Wednesday, December 3, 2008.

Gloria Blue  
Executive Secretary  
Trade Policy Staff Committee

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non-responsive

**From:** Blue, Gloria

**Sent:** Wednesday, December 03, 2008 4:37 PM

**To:** Alisa Howell ; Ana Valdes; Banks, George D.; Ben Monarch; Benjamin Simon; Bernestine.allen@ost.dot.gov; Betfarhad, Ramsen; bill.schall@do.treas.gov; Boling, Edward A.; Brands, William; Brenda Brockman Smith; Brinton Bohling; Broggi, Jeremy J.; Campbell, russell; Carlos Romero; Chris Herman; Christa Capozzola; Daniel Baldwin; Dennis.marvich@ost.dot.gov; DHS Trade Policy; Dickenson, Howard E.; Downes, David; Dwayne London; Earp, Gordana; Eckel, Matthew; Fernando Pena; Ferrante, joe; Gregoory Schoepfle; Hand, edward; Heather Sykes; Jamison, Yvonne; John Herrmann; Joseph Rees; Kristen Sabella; Lana Ekimoff; Iarm, richard; Monika Brenner; Muehling, Brian; Patterson Brown; Posner, Theodore R.; Powers, William M.; Purcell, Anne; Renee Chovanec; Robert Manogue; Ross, Adam J.; Schlitt, Lyn; Sen, Aditi P.; Sharon Thomas; Sherri Braxton; Simonetti, John M.; Smart, Michael J.; Timothy Wedding; Tracy Quilter; walker, james; William Craft; Young), (Brenda

**Cc:** DL-USTR-DAUSTR; DL-USTR-Austr; McCoy, Stanford; Bae, Rachel S.; Vetere, Gina M.

**Subject:** TPSC Draft Document 2008-127, discussing certain issues associated with TPSC Draft Document 2008-123, and TPSC Draft Document 2008-125

Attached is TPSC Draft Document 2008-127, discussing certain issues associated with TPSC Draft Document 2008-123, and TPSC Draft Document 2008-125, Anti-Counterfeiting Trade Agreement; Initial Provisions; and Cooperation and Enforcement Practices Provisions, which will be discussed at the **TPSC Meeting at 3:00pm, Thursday, December 4, 2008 in Conference Room 2, 1724 F Street, NW.**

**If your agency has not sent in the names of attendees, please do so ASAP.**

Thanks!!

Gloria Blue  
Executive Secretary  
Trade Policy Staff Committee



(b)(2)

**From:** Suro-Bredie, Carmen  
**To:** DL-USTR-Austr; DL-USTR-DAUSTR; Bae, Rachel S.; Baltzan, Elizabeth; Mehta, Probir J.; Young). (Brenda; Alex Daman; Alisha Howell; Alysha Taylor; Andrew Burst; Angela Bandemehr; Baier, Scott L.; Monarch, Benjamin L.; Benjamin Simon; Bernestine.allen@ost.dot.gov; Betfarhad, Ramsen; bill.schall@do.treas.gov; Brands, William; Brenda Brockman Smith; Brinton Bohling; Campbell, russell; Carlos Romero; Carol Crane; Carol Lynn MacCurdy; Carrie LaCrosse; Charles Bertsch; Capozzola, Christa; Cynthia Lee; Dana Crute; Daniel Baldwin; Daria Brown; Dennis.maryich@ost.dot.gov; Dickenson, Howard E.; Doug Hembrey; Downes, David; Dwayne London; Earp, Gordana; Eckel, Matthew; Edwin Sagurton; Ellen Goodwin; Fernando Pena; Ferrante, joe; Gary Blasser; Greg T. Delawie; Gregoory Schoepfle; Gregory Hicks; Gryniewicz, Barbara; Ha Nguyen; Hand, edward; heather sykes; Hemmer, Marian; Hildner, Susan; Jackson, Katie E.; James Schwemlein; Jamison, Yvonne; Broggi, Jeremy J.; Herrmann, John M.; John Leyden; Joseph Rees; Josselin Phan; Kearney, Chris; Kristen Sabella; Lana Ekimoff; Iarm, richard; Larry Finfer; Lesley Elouaradia; Linda Neilson; Branch, Lisa D. (CEA); Mark Abdo; Mikael Lurie; Mitsler, Elaine M.; Monika Brenner; Muehling, Brian; Patterson Brown; Posner, Theodore R.; Purcell, Anne; renee Mathieu; Robert Riemensneider; Ross, Adam J.; Schlitt, Lyn; Schultz, Elizabeth M.; Thomas, Sharon K.; Sherri Braxton; Smart, Michael J.; stephen jacobs; Suzanne Miller; Timothy Wedding; Tracy Quilter; Tyler Shields; walker, james; William Craft; Williams, Mary C.; Won Chang

**Subject:** TPSC2008-068-ACTA for clearance by 5pm Wed. June 25  
**Date:** Monday, June 23, 2008 4:29:57 PM  
**Attachments:** ACTA Text Civil Remedies 6 23 08.tpsc.doc

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Attached is the civil enforcement section of the Anti-Counterfeiting Trade Agreement (ACTA) for TPSC clearance. The definitions section has already been cleared, we are just sending it forward as a reference. Send clearance to Gloria Blue by 5 p.m. Wednesday. Comments to Rachel Bae.

**From:** [Baltzan, Elizabeth](#)  
**To:** [Baltzan, Elizabeth](#)  
**Subject:** FW: TPSC Draft Document 2008-038, Anti-Counterfeiting Trade Agreement (Definitions).  
**Date:** Tuesday, April 28, 2009 3:42:38 PM  
**Attachments:** [ACTA Text Definitions 4-30-08.doc](#)  
[Unclassified TPSC memo.doc](#)

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**From:** Freiberg, Ken  
**Sent:** Friday, May 02, 2008 9:56 AM  
**To:** Mehta, Probir J.; York, George; Baltzan, Elizabeth  
**Subject:** FW: TPSC Draft Document 2008-038, Anti-Counterfeiting Trade Agreement (Definitions).

-----Original Message-----

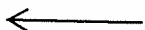
**From:** Blue, Gloria  
**Sent:** Thursday, May 01, 2008 8:29 PM  
**To:** Alex Daman; Alisa Howell ; Alysha Taylor; Andrew Burst; Angela Bandemehr; Baier, Scott L.; Benjamin Simon; Bernestine.allen@ost.dot.gov; Betfarhad, Ramsen; bill.schall@do.treas.gov; Brands, William; Brenda Brockman Smith; Brinton Bohling; Campbell, russell; Carlos Romero; Carol Crane; Carol Lynn MacCurdy; Carrie LaCrosse; Charles Bertsch; Capozzola, Christa; Cynthia Lee; Daniel Baldwin; Darla Brown; Dawn Williams; Dennis.marvich@ost.dot.gov; Doug Hembrey; Downes, David; Dwayne London; Earp, Gordana; Eckel, Matthew; Edwin Sagurton; Ellen Goodwin; Fernando Pena; Ferrante, joe; Gary Blasser; Greg T. Delawie; Gregoory Schoepfle; Gregory Hicks; Gryniewicz, Barbara; Ha Nguyen; Hand, edward; Heather Sykes; Hemmer, Marian; Hildner, Susan; James Schwemlein; Jamison, Yvonne; Jan Gilbreath; Jeremy Broggi; Herrmann, John M.; John Leyden; Joseph Rees; Josselin Phan; Joyce, William T.; Kearney, Chris; Kristen Sabella; Lana Ekimoff; Iarm, richard; Larry Finfer; Linda Neilson; Branch, Lisa D. (CEA); Mark Abdo; Mitsler, Elaine M.; Monika Brenner; Muehling, Brian; Patterson Brown; Posner, Theodore R.; Purcell, Anne; renee Mathieu; Robert Riemenschneider; Ross, Adam J.; Schlitt, Lyn; Schultz, Elizabeth M.; Thomas, Sharon K.; Sherri Braxton; Smart, Michael J.; Stephen Jacobs; Suzanne Miller; Timothy Wedding; Tracy Quilter; Tyler Shields; walker, james; William Craft; Won Chang; Young), (Brenda  
**Cc:** DL-USTR-DAUSTR; DL-USTR-Austr; Bae, Rachel S.  
**Subject:** TPSC Draft Document 2008-038, Anti-Counterfeiting Trade Agreement (Definitions).

Attached is TPSC Draft Document 2008-038, **Anti-Counterfeiting Trade Agreement (Definitions)**.

Comments/clearances are due by cob, Monday, May 5, 2008.

Thanks!!

Gloria Blue  
Executive Secretary  
Trade Policy Staff Committee



(b)(2)

**From:** Blue, Gloria  
**To:** Alisa Howell; Ana Valdes; Banks, George D.; Monarch, Benjamin L.; Benjamin Simon; Bernestine.allen@ost.dot.gov; Betfarhad, Ramsen; bill.schall@do.treas.gov; Boling, Edward A.; Brands, William; Brenda Brockman Smith; Brinton Bohling; Broggi, Jeremy J.; Campbell, russell; Carlos Romero; Chris Herman; Capozzola, Christa; Daniel Baldwin; Dennis.marvich@ost.dot.gov; DHS Trade Policy; Dickenson, Howard E.; Downes, David; Dwayne London; Earp, Gordana; Eckel, Matthew; Fernando Pena; Ferrante, joe; Gregory Schoepfle; Hand, edward; Heather Sykes; Jamison, Yvonne; Herrmann, John M.; Joseph Rees; Kristen Sabella; Lana Ekimoff; Iarm, richard; Monika Brenner; Muehling, Brian; Patterson Brown; Posner, Theodore R.; Powers, William M.; Purcell, Anne; Renee Chovanec; Robert Manogue; Ross, Adam J.; Schlitt, Lyn; Sen, Aditi P.; Thomas, Sharon K.; Sherri Braxton; Simonetti, John M.; Smart, Michael J.; Timothy Wedding; Tracy Quilter; walker, james; William Craft; Young). (Brenda  
**Cc:** DL-USTR-DAUSTR; DL-USTR-Austr; Bae, Rachel S.; Mehta, Probir J.; Baltzan, Elizabeth; McCoy, Stanford  
**Subject:** TPSC Draft Document 2008-123, Anti-counterfeiting Trade Agreement [Chapter 1 (Initial Provisions)].  
**Date:** Monday, November 24, 2008 10:35:18 AM  
**Attachments:** ACTA Chapter One Initial Provisions Nov 21 2008 TPSC.doc  
TPSC Unclassified memo.doc

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Attached is TPSC Draft Document 2008-123, Anti-counterfeiting Trade Agreement [Chapter 1 (Initial Provisions)].

Comments/clearances are due by noon, Wednesday, November 26, 2008.

**Gloria Blue**  
**Executive Secretary**  
**Trade Policy Staff Committee**

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**This Document Contains Foreign Government Information to be treated as  
U.S. CONFIDENTIAL MODIFIED HANDLING AUTHORIZED\***

**Document Relating to the  
Anti-Counterfeiting Trade Agreement**

Derived From: Classification Guidance  
dated February 8, 2008

Reason: 1.4(b)

Declassify on: February 8, 2018

\* This document must be protected from unauthorized disclosure, but may be mailed or transmitted over unclassified e-mail or fax, discussed over unsecured phone lines, and stored on unclassified computer systems. It must be stored in a locked or secured building, room, or cabinet.

**This Document Contains Foreign Government Information to be treated as  
U.S. CONFIDENTIAL MODIFIED HANDLING AUTHORIZED\***

August 1, 2007

**TPSC Paper: Launch of Anti-Counterfeiting Trade Agreement Negotiations**

USTR submitted a proposal for a plurilateral Anti-Counterfeiting Trade Agreement (ACTA) to the TPSC in June 2006. With TPSC approval to [REDACTED] certain trading partners to join ACTA, USG agencies developed a paper that would serve as a basis for the ACTA, and USTR [REDACTED]. After agreeing on the overall approach and the paper, the U.S. [REDACTED] [REDACTED] to seek a consensus on the discussion paper. [REDACTED] [REDACTED] have reached consensus on the paper and are now preparing to launch negotiations.

(b)(1),(b)(5)

**RECOMMENDATION**

USTR should proceed with the pre-negotiation steps described below, and should launch ACTA negotiations in Fall 2007.

**BACKGROUND**

The United States put forward the ACTA concept in response to the growing problem of counterfeiting and piracy around the world and the realization that the current internationally accepted minimum level of obligations under the WTO TRIPS Agreement (1994) for IPR enforcement is less than adequate to meet new and emerging challenges. These challenges include the speed and ease of digital reproduction, the growing importance of the internet as a means of distribution and the sophistication, and the resources of international counterfeiters and pirates.

Successful conclusion of the ACTA will further the Administration's STOP! objective to aggressively engage our trading partners to join U.S. efforts to fight counterfeiting and piracy.

As envisioned in the attached consensus discussion paper, ACTA would include provisions similar to those found in U.S. free trade agreements and the STOP! best practices for IPR enforcement. ACTA would establish a TRIPS-plus standard for IPR enforcement that is better suited to today's challenges both in terms of strengthening the relevant laws themselves and in terms of strengthening various frameworks for enforcing those laws. ACTA would not be a "global" agreement; it would be limited to those trading partners willing to endorse high standards of protection and cooperation. We hope to expand that group over time, progressively building the international consensus on strong IPR enforcement.

Industry and Congress have both reacted positively to ACTA. We have discussed the initiative with industry cleared advisors and have kept the ITAC informed of the progress in the pre-negotiation discussions. We also have provided information on ACTA in various Hill briefings over the last six months. In addition, this initiative is in line with the wide support in Congress for improving IPR enforcement around the world. [REDACTED]

(b)(1), (b)(5)

[REDACTED]

Outreach

[REDACTED] have been reaching out to other potential partners to the agreement to gauge their interest in joining ACTA. Now that we have an agreed discussion [REDACTED]

[REDACTED]

(b)(1)

Seeking Mandates

[REDACTED] each must obtain a formal negotiating mandate from their governments. [REDACTED]

[REDACTED]

(b)(1)

Public Announcement

We need to confer internally and with the core countries on timing of a public announcement that we are launching negotiations. Considerations include the following:

- [REDACTED] would like to launch a public announcement and the formal negotiation in October (following a pre-negotiation meeting in September).

- [REDACTED]

(b)(1)

- Ideally, we would like to give ourselves ample time to [REDACTED]

(b)(5)

Start of Negotiations

A pre-negotiation meeting is expected to take place in September or October, at which [REDACTED] would be joined by other interested trading partners and would acquaint them with the substance and objectives of ACTA. Negotiations could start in earnest later in the fall, either following a public announcement or, if necessary, on an informal basis even prior to a formal announcement.

(b)(1)