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January 18, 2012

New York Passive House
c/o A. M. Benzing Architects PLLC
80 Eighth Avenue, Suite 1503
New York, NY 10011.

Via US Mail
Certified Mail
7011 0110 0001 4417 7836

RE: Infringement of Passive House Institute U.S. trademarks

Dear Sir or Madam,

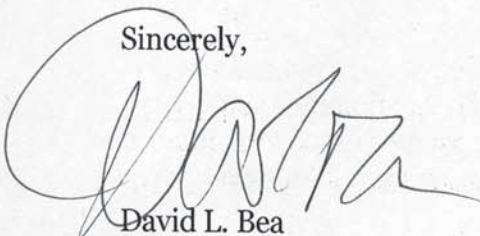
I represent Passive House Institute U.S., Inc. ("PHIUS").

It has come to our attention that New York Passive House has been using PHIUS's e-mail list to solicit business on behalf of Passive House Academy. My client's customers have complained about this. We do not know how you acquired this list, but the e-mail list is one of PHIUS's trade secrets. PHIUS did not authorize you or any other organization to use this list. We demand that you immediately stop using this list.

PHIUS uses the trademarks "Certified Passive House Consultant" and "CPHC" to promote the passive house concept and provide passive house training and certification. PHIUS has common law rights inuring to it from its long-standing use of those marks and has generated substantial goodwill in those marks. Your solicitations on behalf of Passive House Academy have used the terms "Certified Passive House Consultant," "CPHC," and "CPHD." My client has not authorized you to use these terms. Your solicitations on behalf of Passive House Academy constitute trademark infringement and unfair competition. We hereby demand that you cease and desist all solicitations that use "Certified Passive House Consultant," "CPHC," "CPHD," and any similar terms.

If you do not comply with the demands set forth in this letter, we must conclude that you intend to use the confusion created by your trademark infringement to attempt to divert business rather than seeking to develop Passive House Academy's business legitimately. We will take further action to protect PHIUS's interests if you do not notify us of your compliance with the demands in this letter within 10 days of this letter.

Sincerely,



David L. Bea
Attorney at Law

DLB:dm