



## *Florida Department of Transportation*

**JEB BUSH**  
GOVERNOR

605 Suwannee Street  
Tallahassee, FL 32399-0450

**DENVER J. STUTLER, JR.**  
SECRETARY

July 19, 2005

Mr. Donald Davis  
Program Operations Engineer  
Federal Highway Administration  
545 John Knox Road  
Tallahassee, Florida 32303

Re: Office of Design, Specifications  
Section 337  
Proposed Specification: 3370261-Asphalt Concrete Friction Courses-Notice of Patented  
Process

Dear Mr. Davis:

We are submitting, for your approval, two copies of a proposed Supplemental Specification for Asphalt Concrete Friction Courses-Notice of Patented Process.

This change was proposed by Jim Musselman of the State Materials Office to delete reference to the patent for mineral fiber currently held by Fiberand, which expires in August 2005.

Please review and transmit your comments, if any, within two weeks. Comments should be sent via Email to SP965DB or [duane.brautigam@dot.state.fl.us](mailto:duane.brautigam@dot.state.fl.us).

If you have any questions relating to this specification change, please call Duane F. Brautigam, State Specifications Engineer at 414-4110.

Sincerely,

Signature on file

Duane F. Brautigam, P.E.  
State Specifications Engineer

DFB/sh  
Attachment

cc: General Counsel  
Florida Transportation Builders' Assoc.  
State Construction Engineer

**ASPHALT CONCRETE FRICTION COURSES-NOTICE OF PATENTED  
PROCESS.  
(REV 6-13-05)**

SUBARTICLE 337-2.6.1.1 (of the Supplemental Specifications) is deleted.

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~~**337-2.6.1.1 Notice of Patented Process:** Take notice that the use of mineral fibers treated with cationic sizing agent and the size analysis range for average fiber thickness are subject to U.S. Patent No. 4,613,376, held by Fiberand Corporation, 7150 Southwest 62nd Avenue, South Miami, FL. 33143. Obtain all mineral fibers required to meet the FC-5 requirements of this Contract only from Fiberand Corporation or a duly authorized licensee of Fiberand. Assume responsibility, pursuant to 7-3, for obtaining any and all necessary rights to use such processes and pay any and all royalties, license fees or other costs incurred in order to meet the FC-5 requirements of this Contract. Include any and all royalties, license fees and other costs arising due to the existence of U.S. Patent No. 4,613,376 in the bid unit price for friction course FC-5.~~

**ASPHALT CONCRETE FRICTION COURSES-NOTICE OF PATENTED  
PROCESS.  
(REV 6-13-05)**

SUBARTICLE 337-2.6.1.1 (of the Supplemental Specifications) is deleted.