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July 17, 2018

Mr. Steven G. Bradbury
General Counsel, U.S. Department of Transportation (DOT)

Mr. Charles M. Trippe, Jr.
General Counsel, Federal Aviation Administration (FAA)

Office of the Secretary of Transportation
1200 New Jersey Avenue, SE
Washington, DC 20590

RE: Tort Law Related to Drones Act

Dear Msrs. Bradbury and Trippe,

Thank you for letter dated July 11, 2018, regarding the draft Tort Law Related to Drones Act (the "Drones Act"). The draft referenced in your letter was prepared for reading at the Uniform Law Commission (ULC) Annual Meeting to be held July 20-26 in Louisville, Kentucky. We will certainly take your comments into consideration as we move forward with the drafting process. We will also clarify at the annual meeting and in the next draft that the Federal Aviation Administration and Department of Transportation have taken no position on the draft act.

The ULC's work has been an important part of the American legal system for more than 100 years, beginning with the Uniform Commercial Code. Our drafting process is both iterative and deliberative. One of the most important aspects of the ULC process is the participation of outside expert observers from all perspectives. Our meetings have included a number of drone industry representatives, as well as academic experts.

When the ULC began considering the legal ramifications of widespread drone use, we reached out to the FAA for input. As a result, we had participation from the FAA General Counsel during the study phase when the scope of the project was limited to tort law, and when the drafting committee was first appointed. After Mr. Trippe's appointment, we renewed our request for participation from the FAA. Input from federal regulators will be essential to avoid conflicts between state and federal law, and to strike the right balance to allow productive use of drones while protecting legitimate privacy interests. Accordingly, we would appreciate, and strongly encourage the participation of the FAA and DOT in our future meetings so the committee has the benefit of those agencies' perspectives.

We could also meet with FAA and DOT staff by phone or in person for a briefing on the drafting committee's work to date.

We look forward to establishing a constructive dialogue with you and appreciate your reaching out to our committee. The committee will meet at least twice more over the next year, with a goal of presenting a final version of the bill for approval by the ULC in July of 2019.

Sincerely,

A handwritten signature in black ink that reads "Paul M. Kurtz". The signature is written in a cursive style with a large initial 'P'.

Paul M. Kurtz, Chair
Tort Law Relating to Drones Drafting Committee

cc: Mark F. Glaser, Vice Chair
Anita Ramasastry, ULC President
Carl H. Lisman, Chair of the ULC Executive Committee