

Attn. Mr. Alugoro Mulyowahyudi
PT Krakatau Daya Listrik
Kawasan Industri Krakatau, Jalan Amerika 1
Samangraya, Citangkil, Samangraya
43443 Cilegon
Indonesia

Per email: alugoro.mulyowahyudi@kdl.co.id
Cc.: info@kdl.co.id
Date: May 3, 2018
Our reference: **Case 654990#1**

WITHOUT PREJUDICE

Re: Copyright Infringement; PT Krakatau Daya Listrik

Dear Mr. Mulyowahyudi,

IT Compliance Association ("ITCA") is a worldwide organization, headquartered in The Hague, Netherlands, that serves the Software Industry by securing intellectual property and taking actions to protect against copyright infringement, or other IP related contract disputes.

We write you on behalf of Trimble Solutions Oy. ("Trimble"), a company organized and existing under the laws of Finland and with its primary business address at Metsänpojankuja 1, FI-02130 Espoo, Finland.

Trimble, formerly known as Tekla, produces information modeling software for construction, energy and infrastructure industries. One of Trimble's primary products is Tekla Structures. Trimble is firmly committed to ensuring the protection of its software users' rights, Trimble's rights, and the rights of other software suppliers. Please refer to <http://www.tekla.com/license-compliance> for information on Trimble's anti-piracy efforts. For more information please visit www.trimble.com.

Based on reliable sources, there is strong evidence to demonstrate that PT Krakatau Daya Listrik ("PT KDL") and/or its direct and/or indirect affiliated companies, consultants, agents and/or any other persons in any way associated with PT KDL, is/are using and has/have used software applications designed by Trimble for which PT KDL does not have sufficient licenses.

Software is protected under local and international copyright laws. Indonesia is a signatory to the Berne Convention for the Protection of Literary and Artistic Works. All Trimble technology/software is copyright-protected as a literary work. Unauthorized use of the Trimble software constitutes a copyright infringement which -if unresolved- can result in criminal and civil prosecution such as prison sentences of up to 5 years, fines of up to 500.000 USD, statutory damages, punitive damages, actual damages and legal fees/costs for each infringement.

Trimble, as the copyright holder, is entitled to take legal action against PT KDL for its unlicensed usage of the said software for which costs PT KDL will be held fully liable.

Before considering any legal action however, Trimble is willing to offer PT KDL the opportunity to voluntarily cooperate with ITCA. PT KDL cooperation provides an opportunity to mitigate the seriousness of this matter, based on resolving all outstanding licensing issues.



We request that PT KDL:

1. Conduct a thorough investigation into any unauthorized use of the Trimble software;
2. Do not erase or destroy any computer readable license files, directories or project files pertaining to the legal or illegal use of Trimble software ("Trimble Data"); all Trimble Data should be backed up and stored safely and permanently such that the files may be provided as evidence in the event that we cannot resolve this matter amicably;
3. Immediately cease all unauthorized use of the Trimble software, and
4. Report the results of such research to us no later than 17-05-2018

We will refrain from taking legal action pending the receipt of your report before 17-05-2018.

The required reporting format is attached to this letter as Annex 1.

This letter is not intended to be, nor shall it be deemed to constitute, a full statement of all of the facts and circumstances relating to this matter, or any waiver, release or other limitation of any rights or remedies we may have, all of which are hereby expressly reserved.

Please do not contact any local Trimble reseller or Trimble sales representatives, as they are not authorized to discuss this matter. If you wish to confirm ITCA's role you can contact Mr. André Corniere, License Compliance Sales Director Trimble Solutions, via e-mail at andre.corniere@trimble.com, or by phone at +33685839788.

All correspondence related to the alleged infringement should be directed to ITCA's License Compliance Manager ASEAN, Mr. Eric Chen, via either electronic mail: e.chen@itca.com or physical mail to the return address mentioned in the header of this letter. Should you have any questions about this letter, please do not hesitate to contact Mr. Eric Chen at telephone number +60 (0) 3 27247019.

We look forward to a prompt and mutually beneficial resolution to this matter.

Yours sincerely,



Chris Luijten
CEO
ITCA Global Services B.V.

Attachment

1. Usage and License Report



Usage and License Report

Company name:
Department:
Physical Location:

Product	Version	License #	MAC Address	Install date	Host Name	User Name

The undersigned hereby confirms that he is an authorized representative of PT KDL and that he or she has taken all appropriate and necessary steps to ensure the trueness and correctness of the presented information. PT KDL assumes all responsibility pursuant to the presented information.

Contact name	
Position	
Signature	
Contact Email	
Direct Telephone	
Date	

