



Marc Fialkoff <marcf@vt.edu>

RE: Copyright permissions for materials to appear in dissertation -- TRB permission granted but PANYNJ should still be contacted

1 message

Lamberton, Sharon <SLamberton@nas.edu>
To: "'marcf@vt.edu' (marcf@vt.edu)" <marcf@vt.edu>

Mon, Jul 24, 2017 at 8:12 AM

Dear Mr. Fialkoff,

First, congratulations on nearing finalization of your dissertation, "*Assessment of the Jones Act on Freight Transportation Networks Experiencing Disruption and Critical Infrastructure Resilience*"!

It is CRP policy to automatically grant permission for use of materials in CRP reports for educational purposes, provided the presentation of the information is not intended to imply endorsement by the Transportation Research Board, AASHTO, Federal Highway Administration, Transit Development Corporation, Federal Transit Administration, Federal Aviation Administration, or Federal Motor Carriers Safety Administration endorsement of a particular product, method, or practice.

We recommend that acknowledgments of the source material list the figure number and NCHRP Report 30 as follows:

- Source notes: "Source: [Include any original source note that may have appeared with the figure], Figure "X", *NCHRP Report 30* (2014)"

- Full report reference (e.g., in references list and/or bibliography): Southworth, F., J. Hayes, S. McLeod, and A. Strauss-Wieder. *NCFRP Report 30: Making U.S. Ports Resilient as Part of Extended Intermodal Supply Chains*. Transportation Research Board of the National Academies, Washington, D.C., 2014.

Note: *NCFRP Report 30* is the publication that reports on the results of NCFRP Project 37. Our research project numbering precedes the final publications, often by several years, so the numbering is separate; but the numbering can be confusing, especially when, as in this case, the numbers turn out to be close.

You may adjust the editorial style of the source and bibliographic entries to conform to the style you are using throughout your dissertation.

Please note that in the case of the photographs reproduced in NCHRP Report 30, copyright permission should also be requested from the entities who supplied the images, as follows:

- Figure 4.1 on p.45 – This image is from NASA; NASA's image policies (available online) also permit educational use of images apart from the NASA logo, so no additional permission is required. Please acknowledge NASA as the original source in the source note.
- Photos on p.49 – These photos are not labeled, but I believe they originated with the Port Authority of New York and New Jersey. See note below for contact information to request permission from PANYNJ.
- Figure 4.4 – Originated with an author of NCFRP Report 30; no additional permission is needed. Please note your adaptation of the figure in the source note (e.g., "Adapted from Figure 4.4 in NCHRP Report 30.")
- Figures 4.6 (p.59), 4.7 (pp. 60 and 61), 4.8 (p. 62), and 4.10 (p. 63) – These photos originated with the Port Authority of New York and New Jersey. See note below.
- Figure 4.9 on p.63 – Originated with an author of NCFRP Report 30; no additional permission needed.

Thank you for your patience in waiting for our response. Unfortunately, I have not received a response to my inquiries at PANYNJ. I will try contacting them again, but you may find it faster to ask your contact at PANYNJ to refer you to someone in the organization.

Sincerely,

Sharon Lamberton

Editor, Cooperative Research Programs

Transportation Research Board

The National Academies of Sciences, Engineering,
and Medicine

Direct Phone: [240-351-0281](tel:240-351-0281)

Email: slamberton@nas.edu

The National Academies of
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From: Marc Fialkoff [<mailto:marcf@vt.edu>]

Sent: Monday, June 26, 2017 4:25 PM

To: Lamberton, Sharon

Subject: Re: A Copyright Question - just need a few additional details to process the permission

Hi Again

I forgot Figure 4.3 on page 48 of the report as well.

Thanks

Marc

On Mon, Jun 26, 2017 at 4:15 PM, Marc Fialkoff <marcf@vt.edu> wrote:

Hi Ms. Lamberton

The title of my dissertation is *Assessment of the Jones Act on Freight Transportation Networks Experiencing Disruption and Critical Infrastructure Resilience*. It will hopefully be defended and published by December 2017.

Here are the figures from NCFRP 30: *Making U.S. Ports Resilient as Part of Extended Intermodal Supply Chains* I used in my dissertation:

- Figure 4.1 on p.45
- Photos on p.49
- Figure 4.4 (I modified the diagram but kept the structure and verbiage)
- Figure 4.6 on p.59
- Figure 4.7 on p.60
- Figure 4.7 on p.61
- Figure 4.8 on p.62
- Figure 4.9 on p.63
- Figure 4.10 on p.63

A quick question, is *Making U.S. Ports Resilient as Part of Extended Intermodal Supply Chains* NCFRP 30 or NCFRP 37. The report says 30 but the citation says Project Report 37. Any clarification would be helpful.

Thank you for your assistance.

Marc Fialkoff

On Mon, Jun 26, 2017 at 3:55 PM, Lambertson, Sharon <SLamberton@nas.edu> wrote:

Dear Mr. Fialkoff,

Thank you for the additional information. If you will provide just a little more detail, I can process your request and issue the necessary permission tomorrow morning.

Please send the title (working title is fine) of your dissertation and the anticipated date of publication/completion.

Also, please list the specific images/figures from NCFRP Report 39 that you are using in the dissertation. That way I can check to see if any third-party permissions also may be needed.

No permissions fee is charged by CRP for use of materials from our reports.

I'll respond as quickly as feasible once I have the additional details,

Thank you,

Sharon Lambertson

Sharon Lambertson

Editor, Cooperative Research Programs

Transportation Research Board

The National Academies of Sciences, Engineering,
and Medicine

Direct Phone: [240-351-0281](tel:240-351-0281)

Email: slamberton@nas.edu

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From: Marc Fialkoff [<mailto:marcf@vt.edu>]

Sent: Monday, June 26, 2017 3:29 PM

To: Lambertson, Sharon

Cc: Weeks, Jennifer; Brotemarkle, Scott

Subject: Re: A Copyright Question - should respond either by cob today or tomorrow a.m.

Thank you Ms. Lamberton for your assistance.

To provide a little more detail, I am a doctoral candidate at Virginia Tech completing my dissertation in freight resilience. In the course of my research, I used NCFRP 30: Making U.S. Ports Resilient as Part of Extended Intermodal Supply Chains. I copied some of the images relating to Hurricane Sandy from the report into my dissertation and provided author citation. As part of the final stages for the research, I am beginning the process of seeking permission for those images and figures I copied directly from sources.

I just wanted to know the procedure was to obtain permission for using figures from the NCFRP report so I can make the proper recitation in the dissertation.

Thank you for your assistance with this matter.

Regards,

Marc Fialkoff

On Mon, Jun 26, 2017 at 3:23 PM, Lamberton, Sharon <SLamberton@nas.edu> wrote:

Thanks for forwarding this, Jennifer.

I am on deadline to send copy to the typesetter but will try to address this inquiry before close of business today.

If I can't get to it today, I will be able to work on it first thing tomorrow morning.

Yours,

Sharon

Sharon Lamberton

Editor, Cooperative Research Programs

Transportation Research Board

The National Academies of Sciences, Engineering,
and Medicine

Direct Phone: [240-351-0281](tel:240-351-0281)

Email: slamberton@nas.edu

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From: Weeks, Jennifer
Sent: Monday, June 26, 2017 2:25 PM
To: 'marcf@vt.edu'
Cc: Lamberton, Sharon; Brotemarkle, Scott
Subject: FW: A Copyright Question

Hi, Marc,

We really don't mean to pass you around like this...

Yes, you need to get permission to use the tables and figures, but Sharon Lamberton handles copyright permissions for CRP publications. I have cc'ed her. I handle Transportation Research Record requests.

Thank you.

Jennifer J. Weeks

Publishing Projects Manager

TRB Publications Office

From: Brotemarkle, Scott
Sent: Monday, June 26, 2017 2:15 PM
To: Marc Fialkoff
Cc: Weeks, Jennifer
Subject: Re: A Copyright Question

Hi Marc,

I have copied Jennifer Weeks from our Publications Department in hopes that she has an answer to your inquiry and any necessary guidelines to follow.

Best,

Scott

Scott Brotemarkle

Marine Board Staff Director
Senior Program Officer, Marine Transportation and Intermodal Freight
Transportation Research Board

The National Academies of Sciences, Engineering, and Medicine

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sent from my iPhone

Please excuse typos

On Jun 26, 2017, at 1:42 PM, Marc Fialkoff <marcf@vt.edu> wrote:

Hi Scott

Hope this email finds you well. Have a quick question for you. In my dissertation I make reference to NCFRP 37: Resilient Ports and Supply Chains. I copied some of the images and figures from the report, of course citing all figures to the NCFRP. Do I need to seek permission from TRB or the authors of NCFRP before submitting my dissertation?

Thanks

Marc



Marc Fialkoff <marcf@vt.edu>

RE: Permission to use Photos--I believe you are all set

1 message

Lamberton, Sharon <SLamberton@nas.edu>
To: Marc Fialkoff <marcf@vt.edu>

Mon, Jul 24, 2017 at 3:49 PM

Hi Marc,

Yes, that is absolutely sufficient! I believe you are good to go.

Thank you again for your care and consideration on these details.

Yours,

Sharon

From: Marc Fialkoff [mailto:marcf@vt.edu]
Sent: Monday, July 24, 2017 12:56 PM
To: Lambertson, Sharon
Subject: Fwd: Permission to use Photos

Hi Sharon

My contact at PANYNJ said I could use the photos. I attached her email below. Is that sufficient?

Thanks

Marc

Sent from my iPhone

Begin forwarded message:

From: "Rooney, Bethann" <berooney@panynj.gov>

Date: July 24, 2017 at 12:52:01 PM EDT
To: Marc Fialkoff <marcf@vt.edu>
Subject: RE: Permission to use Photos

Marc

Those photos have been used time and time again. You are welcome to use them as well. Is there something more formal that you need from us? Normally, people just put a "photo courtesy of PANYNJ" marking.

Beth

From: Marc Fialkoff [<mailto:marcf@vt.edu>]
Sent: Monday, July 24, 2017 9:39 AM
To: Rooney, Bethann <berooney@panynj.gov>
Subject: Permission to use Photos

Good Morning Ms. Rooney

I hope this email finds you well. I emailed a year or so ago about my research on Freight resilience and the events of Hurricane Sandy. Since our email, I have been able to complete my dissertation. As part of my research, I used the NCFRP 30 Report done by Frank Southworth, Anne Strauss-Wieder and others on port resilience. Within that reports were some photos taken by the port authority to show the aftermath of the storm and its effects on the Port facilities in New York and New Jersey. After emailing TRB, they suggested I reach out to PANYNJ to get permission to use those photos in my dissertation.

If you could be of assistance, who should I contact in PANYNJ to get permission to use the photos?

Thank you for your assistance with this.

Marc Fialkoff

NOTICE: THIS E-MAIL AND ANY ATTACHMENTS CONTAIN INFORMATION FROM THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY AND AFFILIATES. IF YOU BELIEVE YOU HAVE RECEIVED THIS E-MAIL IN ERROR, PLEASE NOTIFY THE SENDER IMMEDIATELY, PERMANENTLY DELETE THIS E-MAIL (ALONG WITH ANY ATTACHMENTS), AND DESTROY ANY PRINTOUTS.



Marc Fialkoff <marcf@vt.edu>

Permission to use container diversion diagram

Flynn, Stephen <s.flynn@northeastern.edu>
To: Marc Fialkoff <marcf@vt.edu>

Mon, Sep 25, 2017 at 11:44 PM

Of course – permission granted!

Best,
Steve

From: Marc Fialkoff <marcf@vt.edu>
Date: Monday, September 25, 2017 at 2:55 PM
To: "Flynn, Stephen" <s.flynn@northeastern.edu>
Subject: Re: Permission to use container diversion diagram

Good Afternoon Dr. Flynn

I apologize for my redundancy, but wanted to make sure I have your permission to use the figure I emailed you from your report in my dissertation?

Thank you

Marc Fialkoff

On Mon, Sep 18, 2017 at 1:28 PM, Flynn, Stephen <s.flynn@northeastern.edu> wrote:

Hi Marc,

Congratulations on completing your dissertation! I would welcome seeing your abstract if you can share it. I am happy to provide permission for your to use the figure in our Sandy report.

Best,
Steve

Stephen E. Flynn, PhD

Founding Director, Global Resilience Institute

Professor of Political Science

Professor of Civil and Environmental Engineering (affiliated)

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Special Assistant:

Angie Valencia

a.valencia@northeastern.edu

M: 857-407-8062

From: Marc Fialkoff <marcf@vt.edu>
Date: Monday, September 18, 2017 at 1:20 PM
To: "Flynn, Stephen" <s.flynn@northeastern.edu>
Subject: Permission to use container diversion diagram

Good Afternoon Professor Flynn

My name is Marc Fialkoff and I recently defended my dissertation on the effects of the Jones Act on freight diversion during Hurricane Sandy. In the course of my research, I referenced your report, Bolstering critical infrastructure **resilience** after Superstorm **Sandy**: lessons for New York and the nation on the aftermath of Hurricane Sandy and would like your permission to use the figure in the document showing the cargo diversion from New York to Norfolk and Halifax. I have attached the image below as well.

Thank you for your time and looking forward to hearing from you.

Marc Fialkoff

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Marc Fialkoff JD, PhD

Adjunct Professor-Urban Affairs and Planning
School of Public & International Affairs

Virginia Tech