August 25, 2009

Alpha American Company/Yukon - Eagle
10 Industrial Blvd.
P.O. Box 20
Palisade, MN 56469

Dear Alpha American Company/Yukon - Eagle:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company’s outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer’s ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa’s civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.

It has come to our attention that at least some manufacturers or sellers of outdoor wood boilers may have misrepresented the extent to which use of a particular outdoor wood boiler complies with emission standards for air pollutant contaminants, found at 567 Iowa Administrative Code 23.3(3), and the laws, regulations or ordinances applicable in a particular Iowa community or county. In fact, some sales have been made to consumers who may not legally use outdoor wood boilers where they live. At least one Iowa city, Atlantic, has banned their use entirely. Polk County and Linn County have adopted specific air quality standards which apply to the use of outdoor wood boilers that may be more stringent than those stated in the Iowa Administrative Code. Other counties may do so in the future.
In addition, the State of Iowa has specific particulate matter emission standards that apply
to boilers used for indirect heating. These standards are located in 567 Iowa Administrative Code
23.3(2). Under those standards, a boiler located inside a standard metropolitan statistical area is
limited to 0.6 pounds of particulates per million Btu input and a boiler located outside of a
standard metropolitan statistical area is limited to 0.8 pounds of particulates per million Btu
input. Information provided by manufacturers shows that some types of boilers may not be
meeting the emission standards. The foregoing is not intended as an exhaustive list of all Iowa
state and local regulations relating to outdoor wood boilers.

Therefore, please be on notice that this office is authorized to take action pursuant to the
Consumer Fraud Act to obtain injunctive relief, consumer reimbursement, civil penalties, costs
and attorney fees against any business or individual making deceptive or misleading claims
relating to the legality of consumers using an outdoor wood boiler in their localities. In addition,
this office considers it an illegal “unfair practice” under the Consumer Fraud Act for a sale to be
made to an Iowa consumer unless the seller agrees to provide full and complete refunds in the
event use of the boiler is unlawful for any reason, including but not limited to excessive
emissions or a complete ban on use of the product at the consumer’s intended place of use. Also,
any business or individual making a claim regarding the legality of a particular outdoor wood
boiler bears the burden of ensuring that the claim is accurate as to any consumer who the
advertising business or individual might reasonably anticipate will view or hear the
advertisement.

Please be aware that misrepresentations, deception, or unfair practices in connection with
advertisements or representations made regarding other features or alleged benefits of these
products are also actionable under the Consumer Fraud Act. These might include misleading
claims regarding the amount of wood needed to heat a user’s home or other structure, the
expected durability of the heating units, the frequency of a user’s need to monitor the unit—
including for water use, the degree to which using the heater as a primary winter residence heat
source differs from using a conventional furnace, including the need to have someone at home
on a daily basis to keep the heater going, the distance of the unit from the user’s home, and
possibly other material facts, the misrepresentation or intentional omission of which would be
unlawful under Iowa Code section 714.16 and the private remedy for consumer fraud.

If you are in doubt regarding the legality of your advertising or other representations to
consumers, or your ability to sell to consumers who live in particular Iowa communities, please
consider consulting a private attorney for legal advice. Finally, please understand that the fact
that this letter is coming to you now does not constitute a waiver of our ability to take legal
action regarding any practices which pre-date this correspondence. In addition, please be aware that any manufacturer which sells outdoor wood boilers to a retailer or individual the manufacturer knows or reasonably should know has or will engage in any of the above-listed violations faces liability under the Consumer Fraud Act for aiding and abetting any such violations.

Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Central Boiler
20502 160th Street
Greenbush, MN 56726

Dear Central Boiler:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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In addition, the State of Iowa has specific particulate matter emission standards that apply to boilers used for indirect heating. These standards are located in 567 Iowa Administrative Code 23.3(2). Under those standards, a boiler located inside a standard metropolitan statistical area is limited to 0.6 pounds of particulates per million Btu input and a boiler located outside of a standard metropolitan statistical area is limited to 0.8 pounds of particulates per million Btu input. Information provided by manufacturers shows that some types of boilers may not be meeting the emission standards. The foregoing is not intended as an exhaustive list of all Iowa state and local regulations relating to outdoor wood boilers.

Therefore, please be on notice that this office is authorized to take action pursuant to the Consumer Fraud Act to obtain injunctive relief, consumer reimbursement, civil penalties, costs and attorney fees against any business or individual making deceptive or misleading claims relating to the legality of consumers using an outdoor wood boiler in their localities. In addition, this office considers it an illegal “unfair practice” under the Consumer Fraud Act for a sale to be made to an Iowa consumer unless the seller agrees to provide full and complete refunds in the event use of the boiler is unlawful for any reason, including but not limited to excessive emissions or a complete ban on use of the product at the consumer’s intended place of use. Also, any business or individual making a claim regarding the legality of a particular outdoor wood boiler bears the burden of ensuring that the claim is accurate as to any consumer who the advertising business or individual might reasonably anticipate will view or hear the advertisement.

Please be aware that misrepresentations, deception, or unfair practices in connection with advertisements or representations made regarding other features or alleged benefits of these products are also actionable under the Consumer Fraud Act. These might include misleading claims regarding the amount of wood needed to heat a user’s home or other structure, the expected durability of the heating units, the frequency of a user’s need to monitor the unit - including for water use, the degree to which using the heater as a primary winter residence heat source differs from using a conventional furnace, including the need to have someone at home on a daily basis to keep the heater going, the distance of the unit from the user’s home, and possibly other material facts, the misrepresentation or intentional omission of which would be unlawful under Iowa Code section 714.16 and the private remedy for consumer fraud.

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Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Charmaster Products
2307 Highway 2 West
Grand Rapids, Minnesota 55744

Dear Charmaster Products:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Dectra Corporation
3425 33rd Avenue NE
St. Anthony, MN  55418

Dear Dectra Corporation:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

GEFCO Hydronics
Box 10
Gooderham, Ontario, K0M 1R0

Dear GEFCO Hydronics:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company’s outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer’s ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa’s civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.

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In addition, the State of Iowa has specific particulate matter emission standards that apply to boilers used for indirect heating. These standards are located in 567 Iowa Administrative Code 23.3(2). Under those standards, a boiler located inside a standard metropolitan statistical area is limited to 0.6 pounds of particulates per million Btu input and a boiler located outside of a standard metropolitan statistical area is limited to 0.8 pounds of particulates per million Btu input. Information provided by manufacturers shows that some types of boilers may not be meeting the emission standards. The foregoing is not intended as an exhaustive list of all Iowa state and local regulations relating to outdoor wood boilers.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
Department of Justice

August 25, 2009

Greenwood Technologies, Inc.
11661 SE 1st Street
Suite 200
Bellevue, WA 98005

Dear Greenwood Technologies, Inc.:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Greenwood Technologies, Inc.
August 25, 2009
Page 2

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Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Hardy Manufacturing, Inc.
12345 Road 505
Philadelphia, MS 39350

Dear Hardy Manufacturing, Inc.:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Therefore, please be on notice that this office is authorized to take action pursuant to the Consumer Fraud Act to obtain injunctive relief, consumer reimbursement, civil penalties, costs and attorney fees against any business or individual making deceptive or misleading claims relating to the legality of consumers using an outdoor wood boiler in their localities. In addition, this office considers it an illegal “unfair practice” under the Consumer Fraud Act for a sale to be made to an Iowa consumer unless the seller agrees to provide full and complete refunds in the event use of the boiler is unlawful for any reason, including but not limited to excessive emissions or a complete ban on use of the product at the consumer’s intended place of use. Also, any business or individual making a claim regarding the legality of a particular outdoor wood boiler bears the burden of ensuring that the claim is accurate as to any consumer who the advertising business or individual might reasonably anticipate will view or hear the advertisement.

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If you are in doubt regarding the legality of your advertising or other representations to consumers, or your ability to sell to consumers who live in particular Iowa communities, please consider consulting a private attorney for legal advice. Finally, please understand that the fact that this letter is coming to you now does not constitute a waiver of our ability to take legal
action regarding any practices which pre-date this correspondence. In addition, please be aware that any manufacturer which sells outdoor wood boilers to a retailer or individual the manufacturer knows or reasonably should know has or will engage in any of the above-listed violations faces liability under the Consumer Fraud Act for aiding and abetting any such violations.

Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
Heatmor, Inc.
105 Industrial Court NE
P.O. Box 787
Warroad, MN 56763

Dear Heatmor, Inc.:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company’s outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer’s ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa’s civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.

It has come to our attention that at least some manufacturers or sellers of outdoor wood boilers may have misrepresented the extent to which use of a particular outdoor wood boiler complies with emission standards for air pollutant contaminants, found at 567 Iowa Administrative Code 23.3(3), and the laws, regulations or ordinances applicable in a particular Iowa community or county. In fact, some sales have been made to consumers who may not legally use outdoor wood boilers where they live. At least one Iowa city, Atlantic, has banned their use entirely. Polk County and Linn County have adopted specific air quality standards which apply to the use of outdoor wood boilers that may be more stringent than those stated in the Iowa Administrative Code. Other counties may do so in the future.
In addition, the State of Iowa has specific particulate matter emission standards that apply to boilers used for indirect heating. These standards are located in 567 Iowa Administrative Code 23.3(2). Under those standards, a boiler located inside a standard metropolitan statistical area is limited to 0.6 pounds of particulates per million Btu input and a boiler located outside of a standard metropolitan statistical area is limited to 0.8 pounds of particulates per million Btu input. Information provided by manufacturers shows that some types of boilers may not be meeting the emission standards. The foregoing is not intended as an exhaustive list of all Iowa state and local regulations relating to outdoor wood boilers.

Therefore, please be on notice that this office is authorized to take action pursuant to the Consumer Fraud Act to obtain injunctive relief, consumer reimbursement, civil penalties, costs and attorney fees against any business or individual making deceptive or misleading claims relating to the legality of consumers using an outdoor wood boiler in their localities. In addition, this office considers it an illegal “unfair practice” under the Consumer Fraud Act for a sale to be made to an Iowa consumer unless the seller agrees to provide full and complete refunds in the event use of the boiler is unlawful for any reason, including but not limited to excessive emissions or a complete ban on use of the product at the consumer’s intended place of use. Also, any business or individual making a claim regarding the legality of a particular outdoor wood boiler bears the burden of ensuring that the claim is accurate as to any consumer who the advertising business or individual might reasonably anticipate will view or hear the advertisement.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
Legend Manufacturing  
Box 59  
Roseisle, Manitoba R0G 1V0

Dear Legend Manufacturing:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Mahoning Outdoor Furnaces
208 Whiskey Run Road
Mahaffey, Pennsylvania 15757

Dear Mahoning Outdoor Furnaces:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Northland Distributing & Manufacturing, Inc.
2716 Crescent Drive
P.O. Box 1237
International Falls, MN 56649

Dear Northland Distributing & Manufacturing, Inc.:  

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company’s outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer’s ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa’s civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.

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In addition, the State of Iowa has specific particulate matter emission standards that apply to boilers used for indirect heating. These standards are located in 567 Iowa Administrative Code 23.3(2). Under those standards, a boiler located inside a standard metropolitan statistical area is limited to 0.6 pounds of particulates per million Btu input and a boiler located outside of a standard metropolitan statistical area is limited to 0.8 pounds of particulates per million Btu input. Information provided by manufacturers shows that some types of boilers may not be meeting the emission standards. The foregoing is not intended as an exhaustive list of all Iowa state and local regulations relating to outdoor wood boilers.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Portage & Main Outdoor Water Furnaces
RR 5 Site 16 Comp 114
Prince Albert, SK S6V 5R3

Dear Portage & Main Outdoor Water Furnaces:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Parrsboro Metal Fabricators Ltd.
PO Box 637
Parrsboro, Nova Scotia, B0M 1S0

Dear Parrsboro Metal Fabricators Ltd.:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Pro-Fab Industries Inc.
PO Box 112
Arborg, MB R0C 0A0

Dear Pro-Fab Industries Inc.:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company’s outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer’s ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa’s civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.

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In addition, the State of Iowa has specific particulate matter emission standards that apply to boilers used for indirect heating. These standards are located in 567 Iowa Administrative Code 23.3(2). Under those standards, a boiler located inside a standard metropolitan statistical area is limited to 0.6 pounds of particulates per million Btu input and a boiler located outside of a standard metropolitan statistical area is limited to 0.8 pounds of particulates per million Btu input. Information provided by manufacturers shows that some types of boilers may not be meeting the emission standards. The foregoing is not intended as an exhaustive list of all Iowa state and local regulations relating to outdoor wood boilers.

Therefore, please be on notice that this office is authorized to take action pursuant to the Consumer Fraud Act to obtain injunctive relief, consumer reimbursement, civil penalties, costs and attorney fees against any business or individual making deceptive or misleading claims relating to the legality of consumers using an outdoor wood boiler in their localities. In addition, this office considers it an illegal “unfair practice” under the Consumer Fraud Act for a sale to be made to an Iowa consumer unless the seller agrees to provide full and complete refunds in the event use of the boiler is unlawful for any reason, including but not limited to excessive emissions or a complete ban on use of the product at the consumer’s intended place of use. Also, any business or individual making a claim regarding the legality of a particular outdoor wood boiler bears the burden of ensuring that the claim is accurate as to any consumer who the advertising business or individual might reasonably anticipate will view or hear the advertisement.

Please be aware that misrepresentations, deception, or unfair practices in connection with advertisements or representations made regarding other features or alleged benefits of these products are also actionable under the Consumer Fraud Act. These might include misleading claims regarding the amount of wood needed to heat a user’s home or other structure, the expected durability of the heating units, the frequency of a user’s need to monitor the unit - including for water use, the degree to which using the heater as a primary winter residence heat source differs from using a conventional furnace, including the need to have someone at home on a daily basis to keep the heater going, the distance of the unit from the user’s home, and possibly other material facts, the misrepresentation or intentional omission of which would be unlawful under Iowa Code section 714.16 and the private remedy for consumer fraud.

If you are in doubt regarding the legality of your advertising or other representations to consumers, or your ability to sell to consumers who live in particular Iowa communities, please consider consulting a private attorney for legal advice. Finally, please understand that the fact that this letter is coming to you now does not constitute a waiver of our ability to take legal
action regarding any practices which pre-date this correspondence. In addition, please be aware that any manufacturer which sells outdoor wood boilers to a retailer or individual the manufacturer knows or reasonably should know has or will engage in any of the above-listed violations faces liability under the Consumer Fraud Act for aiding and abetting any such violations.

Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
Sequoyah Paradise  
W8359 Hwy 82  
Mauston, WI 53948

Dear Sequoyah Paradise:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company’s outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer’s ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa’s civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Shaver Furnace
C/o Weld Rite Inc.
328 Hwy 62 West
Salem, AR 72576

Dear Shaver Furnace:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Shaver Furnace  
August 25, 2009  
Page 3

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch  
Special Assistant Attorney General  
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Taylor Wood and Coal Stoves
1232 Old 22
Lenhartville, PA 19534

Dear Taylor Wood and Coal Stoves:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]
William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
Timber Ridge, Inc.
2020 Highway 11-E
Jonesborough, TN 37659

Dear Timber Ridge, Inc.:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company's outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer's ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa's civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.

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Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
United Stoves Stove Company  
227 Industrial Park Drive  
South Pittsburg, TN 37380  

Dear United Stoves Stove Company:  

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.  

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company's outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer's ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa's civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.  

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Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
Wood Doctor Company Headquarters  
PO Box 567  
Stewiacke, NS B0N2J0  

Dear Wood Doctor Company Headquarters:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

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Thank you very much for your attention to this important matter.

Sincerely,

[Signature]

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka
August 25, 2009

Woodmaster Northwest Manufacturing
600 Polk Ave. SW
Red Lake Falls, MN 56750

Dear Woodmaster Northwest Manufacturing:

I am writing to inform you of the concerns our office has about the sale of outdoor wood boilers in Iowa. Your company has been identified as a manufacturer of outdoor wood boilers. This notice does not directly address any allegations we have received against any particular company. Rather, it is intended to notify you of our concerns so that you can take them into consideration as you determine how you may represent and sell your products and to whom you may sell them.

Our primary concerns relate to the ability of Iowa consumers to lawfully use your company’s outdoor wood boiler products. As we understand it, the cost to a consumer of an outdoor wood boiler, on average, is in the range of $10,000, with costs of up to $50,000 for heavier users. Therefore, the consumer’s ability to use the product lawfully is a material fact that may not be misrepresented to consumers or concealed from them pursuant to the Iowa Consumer Fraud Act, Iowa Code section 714.16. The Consumer Fraud Act is Iowa’s civil consumer fraud law and is enforced by this office. In addition, as of July 1, 2009, Iowa consumers now also have private remedies for consumer fraud pursuant to a new law, House File 712.

It has come to our attention that at least some manufacturers or sellers of outdoor wood boilers may have misrepresented the extent to which use of a particular outdoor wood boiler complies with emission standards for air pollutant contaminants, found at 567 Iowa Administrative Code 23.3(3), and the laws, regulations or ordinances applicable in a particular Iowa community or county. In fact, some sales have been made to consumers who may not legally use outdoor wood boilers where they live. At least one Iowa city, Atlantic, has banned their use entirely. Polk County and Linn County have adopted specific air quality standards which apply to the use of outdoor wood boilers that may be more stringent than those stated in the Iowa Administrative Code. Other counties may do so in the future.
In addition, the State of Iowa has specific particulate matter emission standards that apply to boilers used for indirect heating. These standards are located in 567 Iowa Administrative Code 23.3(2). Under those standards, a boiler located inside a standard metropolitan statistical area is limited to 0.6 pounds of particulates per million Btu input and a boiler located outside of a standard metropolitan statistical area is limited to 0.8 pounds of particulates per million Btu input. Information provided by manufacturers shows that some types of boilers may not be meeting the emission standards. The foregoing is not intended as an exhaustive list of all Iowa state and local regulations relating to outdoor wood boilers.

Therefore, please be on notice that this office is authorized to take action pursuant to the Consumer Fraud Act to obtain injunctive relief, consumer reimbursement, civil penalties, costs and attorney fees against any business or individual making deceptive or misleading claims relating to the legality of consumers using an outdoor wood boiler in their localities. In addition, this office considers it an illegal “unfair practice” under the Consumer Fraud Act for a sale to be made to an Iowa consumer unless the seller agrees to provide full and complete refunds in the event use of the boiler is unlawful for any reason, including but not limited to excessive emissions or a complete ban on use of the product at the consumer’s intended place of use. Also, any business or individual making a claim regarding the legality of a particular outdoor wood boiler bears the burden of ensuring that the claim is accurate as to any consumer who the advertising business or individual might reasonably anticipate will view or hear the advertisement.

Please be aware that misrepresentations, deception, or unfair practices in connection with advertisements or representations made regarding other features or alleged benefits of these products are also actionable under the Consumer Fraud Act. These might include misleading claims regarding the amount of wood needed to heat a user’s home or other structure, the expected durability of the heating units, the frequency of a user’s need to monitor the unit - including for water use, the degree to which using the heater as a primary winter residence heat source differs from using a conventional furnace, including the need to have someone at home on a daily basis to keep the heater going, the distance of the unit from the user’s home, and possibly other material facts, the misrepresentation or intentional omission of which would be unlawful under Iowa Code section 714.16 and the private remedy for consumer fraud.

If you are in doubt regarding the legality of your advertising or other representations to consumers, or your ability to sell to consumers who live in particular Iowa communities, please consider consulting a private attorney for legal advice. Finally, please understand that the fact that this letter is coming to you now does not constitute a waiver of our ability to take legal
action regarding any practices which pre-date this correspondence. In addition, please be aware that any manufacturer which sells outdoor wood boilers to a retailer or individual the manufacturer knows or reasonably should know has or will engage in any of the above-listed violations faces liability under the Consumer Fraud Act for aiding and abetting any such violations.

Also, to the extent you are comfortable doing so, we encourage you to report to us any conduct by a competitor which you believe to be inconsistent with the standards stated above.

Thank you very much for your attention to this important matter.

Sincerely,

William L. Brauch
Special Assistant Attorney General
Director-Consumer Protection Division

WLB/hka