

EXHIBIT 2

(As Electronically Filed Exhibit 2 includes copies of the following: Alpa Patel, Esq.'s January 8, 2009 letter to the USPTO, the filing fee check, the copyright application for a group weekly serial for newspapers (Form SE/Group), the front page of the *Newton TAB* for its 12/3, 12/10, 12/17, and 12/24, 2008 Issues, the Affidavit of Alex Hernandez, and a receipt from the Copyright Office as proof of filing.)

(The complete Exhibit 2 is being submitted to the Clerk's Office by hand due to its volume.)

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LLP

ALPA V. PATEL
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PATENT ATTORNEY

January 8, 2009

VIA HAND DELIVERY

Library of Congress
Copyright Office
Room 104
101 Independence Avenue, S.E.
Washington, DC 20559-6222

Re: U.S. Copyright Application for Registration of Newton Tab
Issues 12/3, 12/10, 12/17, and 12/24, 2008
Author: GateHouse Media Massachusetts I, Inc.
Ref. No. 3028534

Dear Sirs:

On behalf of the Author of the above referenced work, we submit the attached copyright application for a group weekly serial for newspapers (Form SE/Group), for deposit materials, and the fees for the application and special handling of the application. The fee enclosed, under Check No. 512292, is in the amount of \$785, which includes \$100 for the filing fee for registration group weekly serials for four issues and \$685 for the special handling fee.

Special handling is requested for this application based on continuing infringement of the copyrights, for which registration is requested.

I hereby certify that this request is made in good faith and the information contained in this application is correct to the best of my knowledge.

Thank you for your courtesy and immediate attention.

Very truly yours,


Alpa V. Patel

AVP:ml
Enclosures

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Document 33-4 Filed 01/22/2009

Page 2 of 10

512292

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01-07-09

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Newton Tab

	Volume ▼	Number ▼	Issue date on copies ▼	Month, day, and year of publication ▼
1.	31	31	December 3, 2008	December 3, 2008
2.	31	32	December 10, 2008	December 10, 2008
3.	31	33	December 17, 2008	December 17, 2008
4.	31	34	December 24, 2008	December 24, 2008
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2

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signature (X)Typed or
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Alpa V. Patel

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*17 USC §506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.

NEWTON TAB

Community Newspaper Company | www.local.com/newton

WEDNESDAY, DECEMBER 3, 2008

Vol. 31, No. 31 ■ 50 Pages ■ 5 Sections FREE

It's teaching, version 2.0



Teacher Michael Aasey used one of Newton North's Smart Boards to illustrate weather patterns in a science class.

Newton teachers and students embrace technology in and out of classrooms, change the way they work and learn

By Steve Bagley
staff writer

Rachel Mingo, a math teacher at Newton North High School, was teaching a lesson about how to find the area of a triangle inside a square.

She wrote down an equation on the board and shaded in the triangle she wanted the class to measure.

It's just like a regular math class, only Mingo never touches a dry erase board or marker.

Like something out of "The Jetsons," Mingo's specialized computer screen, called a Smart Board, records the movements and gestures she draws on it with a specialized pen tool and dis-

TECHNOLOGY, page 26

Despite economy, City Hall bullish

By Christine Long
staff writer

The country may officially be in a recession but the city's finances remain rosy, according to two top city officials.

Mayor David Cohen said this week that, in spite of a nationwide dearth of credit for building projects and other capital investments, he is confident the city will be able to raise needed cash through municipal bonds next year to finance Newton North High School.

"I don't believe that anything that has happened to the economy over the past several months will have an adverse impact on the North project," Cohen said Monday.

Later in the day, Finance

FINANCE, page 27



"The funding plan that we have is adequate."



"This is going to be a fairly good year."

Decorated firefighter arrested

By Steve Bagley
staff writer

The most decorated member of the Newton Fire Department was arrested last week on his fourth DUI, after allegedly crashing a car into a tree, according to police.

Lt. Daniel Doherty, 41, is currently serving 30 days at the Massachusetts Alcohol and Substance Abuse Center in Bridgewater State Hospital.

The ex-Marine and Gulf War veteran was

DOWNTOWN, page 27

Enrollment increases raise questions of redistricting

By Steve Bagley
staff writer

Enrollment in Newton's schools is expected to rise through the 2013-2014 school year, pushing several schools toward capacity and raising others.

Of all the elementary schools in Newton, Countryside's projected growth from FY10 to FY14 will see it pushing close to 500 students before it settles down just under its current enrollment.

"Countryside is an outlier," said Chairman of the

Newton School Committee Don Zalesnik.

Countryside Principal Emily Osterweaver said with so many students anticipated to join the school for the 2009-10 school year, some classes are facing a

REDISTRICTING, page 28

INSIDE



ENTERTAINMENT

Ruff weekend

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Bells are ringing ... but more are needed

Salvation Army kettle drive needs more volunteers, donors to keep up in rough economy

By Christine Lamberton
staff writer

Last Saturday, in front of the Super Shop & Shop in Watertown, Newton resident Sandra Russo gave both of her boys' coats to put in a Salvation Army red kettle.

"It's for kids that don't have money or toys," said Russo, 3, explained after he deposited his money.

Although people are making generous donations to the Salvation Army's annual Red Kettle Campaign, the need for the organization's services might outpace the donations this year due to the tough economy. In greater Boston, the organization has seen a 35 to 150 percent increase in people seeking its help, depending on the municipality.

"A larger number of people are

coming to ask for help, and they're quietly saying to their corps officer 'This is the first time I've had to ask for help in my life,'" said Tom Langdon, director of development and community relations for the Salvation Army's Massachusetts division.

The Salvation Army, which is more than 130 years old, is the TAB's designated Gifts of Hope charity this holiday season.

A number of people have recently lost their jobs, Langdon said, and can't afford food costs, many of which have increased

GIFTS OF HOPE, page 28

"One woman came over and gave me a bag and a kiss ... she said 'That's for breakfast my husband during World War II,'" said the founder, who was singing the ball at a Salvation Army carillon kettle at a Shop & Shop last weekend.



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HANDS ON TIME



Christopher Carey, the owner of Waterdown Watch and Clock, repairs a pocket watch at his California Street store.

Christopher Carey carries on family tradition in watchmaking

By Steve Bagley
STAFF WRITER

After Christopher Carey's grandfather, one of the few remaining repairmen of Waltham watches, died

six years ago, his grandson carried on the family tradition, opening a shop. The shop, at 230 California St., moved over from Watertown this summer.

But Carey's grandfather, Pasquale Car-

so, is still present among the timepieces and tools of the California Street shop. By the entrance, a pair of picture frames hang unobtrusively; in one frame, a tight shot of

WATCHMAKING, page 25

SOUTH

Artificial turf fields on track

By Christine Long
STAFF WRITER

City officials are anticipating a full renovation of the Newton South High School athletic complex in time for the fall 2009 playing season.

A \$3 million proposal, which includes replacing two fields with synthetic surfacing, sailed through two aldermanic committees on Wednesday night, passing Public Facilities unanimously and Programs and Services with no opposition.

On Monday night, the Finance

Committee added its stamp of approval, passing it along to the full Board of Aldermen, which needs to approve it before construction can begin.

For athletes at Newton South, new fields cannot come soon enough. Many games and practices have been pushed onto other playing fields in the city, as overcast and pesky weather has caused the surface to turn swamp-like and uneven.

"One reason the conditions are the way they are now is because

TURF, page 27

HIGH SCHOOL CONSTRUCTION

North fund depletes; state \$ coming soon

By Christine Long
STAFF WRITER

With less than \$400,000 in the bank for the construction of Newton North High School, city officials met with the Massachusetts School Building Authority to negotiate the release of a \$46.5 million grant on Wednesday.

Mayor David Cohen had

hoped to have the grant earlier this fall, but due to a miscommunication between the city and the state, the paperwork wasn't signed in time.

As a result, the city has spent nearly all available cash for the high school project and will begin to dip into the general fund to pay

NORTH, page 27

Eight schools drop ball

Miss yearly progress goals; Bigelow offers transfers

By Dave Atkinson
STAFF WRITER

In an unhappy first for Newton schools, an elementary school failed across the board to meet English standards and a middle school

had to offer school choices after falling below special education assets standards after poor MCAS scores. According to data released at Monday's School Committee meeting, Franklin El-

ementary students failed to meet Adequate Yearly Progress (or AYP) standards for the English exam, and Bigelow Middle School was "identified for improvement" after ap-

MCAS, page 28

INSIDE



Kids still make 'Nutcracker' sweet

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Kiana Dyer, 9, had fun with tree ornaments she was making as part of the after-school program at the Salvation Army's South End Corps. The ornaments will be hung on the Christmas Tree at the Salvation Army's annual luncheon at the Park Plaza Hotel.

A safe place to work & play

By Maureen Ryan
STAFF WRITER

The kids in the Salvation Army's after-school program say they're having a blast. In the basement of the organization's South End headquarters, the children, between the ages of 5 and 12, spend their



time after classes doing homework, eating a hot supper and, when their schoolwork is done, just having fun. "The best part is you get to eat snacks, get to do homework and get to play games and watch movies," said

GIFTS OF HOPE, page 28

Mo' dough for snow foes

DPW wants \$1.5M for plowing

By Don Atkinson
STAFF WRITER

Winter kicked off with a whimper Sunday, with no inch of snow dusting Newton's streets and sidewalks. The cost of clearing it away? \$12,000.

The Department of Public Works is gearing up for another snowy and expensive winter, and is asking for an appropriation of \$1.5 million in addition to its initial budget of \$1 million, according to DPW Deputy Commissioner David Turcotte. The department usually takes money from the city's free cash as winter wears on, but this year, Turcotte is trying to anticipate how much the department will need before the storms hit.

"This year, the aldermen really asked us to identify up front how much we'll be taking out of free cash," Turcotte said. "They'll be seeing it up front instead of us whining away."

The appropriation would bring the department's budget in line



Source: DPW report released on Dec. 8, 2008

with its five-year average, according to mayor's spokesman Jeremy Solomon. He said Sunday's storm cost roughly \$5,000 in labor and \$7,000 in materials, which included the use of 100 tons of salt.

And that's just the tip of the iceberg. A good-sized storm of 4 to 7 inches of snow could cost the city about \$400,000 from start to finish.

SNOW, page 27

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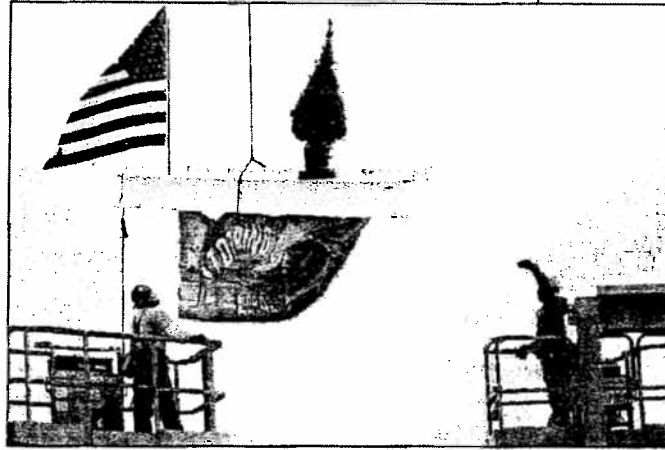
NEWTON TAB

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WEDNESDAY, DECEMBER 17, 2008

Vol. 31, No. 33 ■ 50 Pages ■ 5 Sections FREE

BEAM ME UP



High school hits milestone

By Christine Long
staff writer

City leaders dried off the remnants of a mid-December rainstorm and signed their names to the last beam of the new Newton North High School last Friday.

With permanent markers in hand, some wrote in big, knobby letters and others scrawled their names in small, legible print. But that collection of signatures represented some of the hundreds of people who played a role in seeing the controversial project through to this stage.

Knowledges then fastened a cord to the beam, pulled it up from the crowd and fit it into the last empty space above the soon-to-be-built gym. That



Top: The final beam in the Newton North High School project swings into place at the topping-off ceremony on Friday, Dec. 12. Bottom: Knowledges signed the completion of their work Friday, as the last beam is added to the new Newton North High School.

beam was the last of the 4,000 tons of steelwork used for the \$195.2 million building.

"I am glad we have reached this point," Mayor David Cohen said, looking up at the structure, which was half-dressed in a yellow wrapping and half still in its skeletal steel-bone form. "I am pleased and proud to see the last piece of steel in place. It shows us how far we have come and gives us the strength we need to see this project through to fruition."

The Newton North High School project began in 1999 with a proposal from the superintendent of schools. Over the ensuing years, city officials wavered between a renovation of the 30-year-old high school and

NORTH, page 11

Firefighter ordered: scrub flag from helmet



Firefighter Richard Bosa's air-ventilated helmet, which his superiors have ordered him to polish over or replace.

By Dan Atkinson
staff writerHead Tom
Mountain's view
page 17

A Iraq war veteran who painted an American flag design on his fire helmet is being told to scrub off Old Glory.

Despite being ordered to paint over or replace his flag-decorated helmet, Newton firefighter Richard Bosa is refusing to cover the stars and stripes, despite the possibility of disciplinary action.

"If the majority [of firefighters] said yes, it's offensive or a safety issue, I'd take it off," Bosa said.

"Not once has that happened."

But Fire Chief Joseph LaCroix said the design on the helmet is irrelevant, and the department is only looking to maintain uniform standards.

"None of us take offense about the American flag, but there are limits to what you can do about helmets," LaCroix said. "What's HELMET, page 10

INSIDE



Marley & Me
& Beau

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2008

holidays
gift ideas



ПЬСКОЕ
ПРИБОЖЕНЕ!

► SEE PAGE 28-29



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Performers from Automobile's Turtle Lane Playhouse and Concord-based Alexander Children's Theatre perform in front of Boston Mayor Thomas DeMaze on Saturday at the Holiday Village in Downtown Crossing. The group will perform a similar show in Newton on Dec. 30.

Holiday celebration in the Playhouse

By Christine Long
staff writer

The constant drone of a nearby highway is not the only sound filling this Automobile neighborhood. From a grass-showered house

on the corner of Midtown and Ash streets, the cheerful melodies of holiday singers leak into the streets.

With voices pumped with vigor and phew with force, semi-pro-

fessional actors and singers of the Turtle Lane Playhouse rehearse for an upcoming show.

Six days before their final-ever benefit concert, they're putting to

TURTLELANE, page 10

OPEN SPACE

Park fixes sidelined

By Christine Long
staff writer

For the 21 years that Susan Sangiolo has lived in Upper Falls, her local park has topped the list of worst parks in Newton.

She and neighbors have learned to live with puddles on the tennis courts, muddy playing fields and uneven surfacing, among other things, with the promise that their park was a priority for the city.

But as city money dwindles, community preservation money becomes directed for park renovations and city officials push through other park priorities, Sangiolo and other Upper Falls residents are wondering if their park will ever get the facelift it desperately needs.

"It's a mess," she said. "It's in total disrepair. This park has been high priority for as long as I have lived in Newton, and the city has never done anything about it."

On Dec. 15, aldermen ap-

...but turf
at South
approved

By Christine Long
staff writer

Ted Tye contained an urge to let out a loud "whoop" on Monday night, reminding himself that although he was surrounded by athletes, this was no sideline of soccer field.

From the front row of the athletic chamber in City Hall, four years and 33 meetings after he first took on the case, he watched aldermen take the vote he's been waiting for all along.

On Monday night, before a room crowded with high school students and

TURT, page 7

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NEWTON TAB

WEDNESDAY, DECEMBER 24, 2008

Vol. 31, No. 34 第 44 卷 第 5 期 1984 年 5 月 15 日 出版



Antonio Cedrone talks about raising chickens at his home in Noranorah, Thursday morning, Dec. 18. Over the years, Cedrone has had dozens of chickens which he breeds both for the table and the market.

KEEP ON CLUCKIN'

By Claudio Lora
Staff Writer

Sheila Leavitt raises eyebrows when she tells people she's off to feed her chickens. "You have chickens?" they ask her, wondering where, in a city so densely packed, could someone possibly have farm animals.

Leavitt, who lives off a dirt road on the north side of the city, just roams and stales.

She's used to the quizzical looks, after 14 years of keeping a coop in her backyard.

"You don't bear that that much," she said. "I tend to get a lot of questions when I bring it up."

But Leavitt isn't alone as a chicken owner in

Newton. In fact, nearly 20 residents keep a chicken coop in the Garden City.

The total number of obitests currently roosting in Newton tops 190.

Most of Newton's chicken owners live in the north of the city, and raise the birds to carry on

ORU-ORLES, page 11

School officials: Legalized pot will plant more problems

By Charlotte Luvig
senior associate editor

There's one more thing that partiers will be counting down to when they tick off the last few seconds until the New Year: the decriminalization of marijuana.

Whether they supported the ballot question in November or voted against it, after midnight on Jan. 1, possessing an ounce or less of marijuana will be a civil offense punishable by a fine, rather than the possi-

Newtown Police are still figuring out what that will mean for the city.

"We are still waiting to hear," said Newton Police Department spokesman Lt. Bruce Apotheker. Meanwhile, the state's Executive Office of Public Safety is working to draft an implementation procedure, well aware of their Jan. 2 deadline, according to Terrell Harris, communications di-

QUESTION 2, PAGE 10

School adds it up

Underwood models instruction method

By Dan Ackerson

"Can I totally blow your minds?" Anne Carey asked the seven students circled around a table in the back of her classroom. The fifth-graders, each working his way through a "puzzle sheet" designed to test logic and deductive reasoning, eagerly assented.

Carry took her copy of the puzzle, which requires students to figure out the weights of different shapes, and started substituting quantities of shapes students knew for ones they did not. Students marveled with understanding as they grasped another way to solve the puzzle.

"Is that faster? Is that really cool?" Carey asked, to enthusiastic "Yahos!" "Algebra is your friend."

**A View
n 2.3**

But the real mind-blowing part of the lesson was that while Carey was helping some students make friends with algebra, the other dozen pupils were working quietly, alone or in small groups, on the fractions assignment the entire class had gone over at the beginning of the math lesson. After going over the puzzle with one group of students, Carey discussed the logic exercise with another group and moved around the room, checking in with the occasional math struggler.

CLASH, PAGE 27



Rabbi Mordey Unger lit the menorah during the celebration of the first night of Hanukkah at the United House on Sunday, Dec. 31.

ENTERTAINMENT

Movie Madness: Biggest week ever?

► SEE PAGE 27

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
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- 1) Copyright application (Form G/DN) for Registration of Newton Tab, Issues 12/3, 12/10, 12/17 and 12/24/2008, by author: GateHouse Media Massachusetts I, Inc.;
- 2) Check in the amount of \$785.00;
- 3) Deposit materials; and
- 4) Cover letter to Library of Congress, Copyright Office

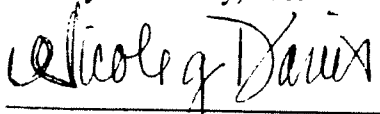
2. Also, on this date of January 9, 2009, I received a receipt from the Copyright Office as proof of filing.



Alex Hernandez

DATED: January 9, 2009
Washington, DC

Sworn to before me this
9th day of January, 2009



Notary Public

Nicole G. Davis
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Phone:

Corresponding Id:

Fees		Method of Payment	Amount
No Fee:	<input type="checkbox"/>	Check:	1@785.00
Fee to be Determined:	<input type="checkbox"/>	Money Order:	
Base Fee:	\$100.00	Deposit Account:	
Special Handling Fee:	\$685.00	Deposit Account Name:	
Secure Test Exam Fee:	\$		
Total Due:	\$785.00		
		Total Payment:	\$785.00

Special Handling

Delivery Method: Hold for Pick-Up

Contact: David Felter
Organization: 202 667-0050

Notes

Receipt of material is merely a preliminary step in the registration and/or recordation process. It does not imply that any final determination has been made in the case, or that the material is acceptable for registration.