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**Request for Confidential Treatment Of Exhibits to Application for
Equipment Authorization for RFM-S Transmitter
FCC ID: JQU801531**

On behalf of Mark IV Industries Corp. ("Mark IV"), we request confidential treatment of certain schematic diagrams filed as exhibits with Mark IV's application for equipment authorization for the RFM-S Transmitter, FCC ID JQU801531.

Mark IV requests that the above schematics be treated as confidential and withheld from public inspection in accordance with Section 0.457(d) (trade secrets) of the Commission's Rules. Pursuant to Section 0.459(b) of the Commission's rules, Mark IV provides the following information in support of its request for confidential treatment:

(1) Mark IV requests confidential treatment for the operational description schematic diagrams, parts list and TX block diagram submitted as exhibits to its application for equipment authorization for the RFM-S Transmitter, FCC ID JQU801531 being filed concurrently. These are listed as follows in the list of exhibits:

Exhibit Description

RFM-S TRANSMITTER OPERATIONAL DESCRIPTION Confidential
Supplement

RFM-S TRANSMITTER SCHEMATICS and PARTS LIST Confidential
Supplement

RFM-S TRANSMITTER TX BLOCK DIAGRAM Confidential Supplement

- (2) These exhibits were submitted to the Commission in support of Mark IV's application for equipment authorization and provide the additional detail needed for the Commission's staff to properly evaluate the equipment;
- (3) These exhibits contain highly confidential and proprietary technical information about the equipment design and operating characteristics;
- (4) Mark IV competes with a number of companies that are developing and marketing similar transponders for ITS applications, including tolling operations.
- (5) Disclosure of such information to competitors could compromise Mark IV's ability to develop this technology, in that other companies could reverse engineer products using this information;
- (6) Mark IV is careful in protecting proprietary aspects of its equipment design. Mark IV's practice is to file a request for confidentiality at the time it submits an application for equipment authorization.
- (7) Mark IV requests that this information be withheld from public disclosure until and unless Mark IV notifies the Commission that such information may be publicly released.
- (8) Confidential treatment of exhibits, such as these, allows Mark IV to provide a full technical description of the equipment, which disclosure is in the public interest. Refusal to treat such documents as confidential would result in submission of insufficient information on which the FCC could base its decision to grant authorizations and delay deployment of these new and improved devices for ITS applications.

Sincerely,



George Y. Wheeler
Counsel for Mark IV Industries Corp.

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