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September 30th, 2004

Federal Communications Commission  
Authorization and Evaluation Division  
7435 Oakland Mills Road  
Columbia, MD 21046

Re: Request for withholding from public disclosure proprietary information submitted pursuant to an application for certification of transmitter.

FCC ID: QV5MERCURY4

Dear Sir or Madam:

ThingMagic LLC requests certain materials submitted with this application for certification be withheld from public disclosure. This request is made under the provision of 47 CFR 0.457 (d) and 5 USC 552(b)(4) Freedom of Information Act, Trade Secrets.

The items for which confidentiality is requested include the Operational Description, Block Diagram and Schematic Diagrams. This information contains proprietary information (trade secrets) regarding the circuit operation and capabilities (specific values of components, circuit design details and system architecture) that are the result of our extensive investment in research and development. Without the disclosed information, competitive organizations would take considerable more time to assess and develop a workable competitive product. As a result, we believe that disclosure of these company-guarded materials would compromise our leading position in this market.

We therefore formally request that the materials identified "Confidential" be kept strictly confidential and not made available for inspections by any other party, except on a need to know basis for the sole purpose of the certification process.

In signing this letter, ThingMagic LLC certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits. That includes: FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C 853(a). Or, in the case of a non-individual applicant, no party to the application is subject to a denial of federal benefits that includes FCC benefits, pursuant to that section. For the definition of "party" for these purposes, please refer to 47 CFR 1.2002(b).

Sincerely,

Bernd Schoner  
Managing Partner