



Network Systems Organization

Date: May 10, 2002

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

Re: Request for Confidentiality

To The Commission:

Symbol Technologies, Inc. ("Symbol"), requests that the Block Diagram, Schematics, and Operational Description Exhibits of the FCC ID: H9PCCRF5020 application be withheld from routine availability for public inspection pursuant to Section 0.459 of the Commissions Rules and Freedom of Information Act ("FOIA") Exemption 4, 5 U.S.C. 552(b)(4).

Exhibit Type	File Name	Confidential
Block Diagram -----	CCRF5020 Blk Dia.pdf	X
Operational Description -----	CCRF5020 OpDesc.pdf	X
Schematics -----	CCRF5020 Schem.pdf	X

These exhibits consist of "trade secrets [or] commercial or financial information obtained from a person and privileged or confidential", 5 U.S.C. 552(b)(4), and is therefore entitled to protection from disclosure under FOIA.

The documents in question contain trade secrets: detailed technical descriptions, specifications and schematics for a product to be offered for sale. These materials provide particulars on the product design that can be ascertained from inspection of the product itself only with extraordinary expenditures of time and effort, if at all. This information would give Symbol's would-be competitors an unearned and unwarranted competitive advantage.

Moreover, the documents contain "commercial information" within the scope of FOIA Exemption 4. This information is the product of Symbol's investment of money, personnel, and other resources. The result of that investment is a fairly earned position in the marketplace. Premature release of the information threatens substantial and unwarranted harm to Symbol's competitive position.

For these reasons, Symbol has taken pains to keep this technical information confidential, and intends to continue doing so. Symbol customarily withholds this information from persons outside the employ of Symbol and certain of its suppliers and contractors, and even within these groups routinely limits access to persons having a particular need for the information. If the Commission were to make these documents public, it would be giving away hard won fruits of Symbol's labors without compensation.

Respectfully submitted,

A handwritten signature in blue ink that reads "Norman H. Nelson".

Norman H. Nelson
Sr. EMC Engineer
6480 Via Del Oro Drive
San Jose, CA 95119-1208
Voice: (408) 528-2649
FAX: (408) 528-2740
E-mail: norm@sj.symbol.com