

FCC Test Report

Report No.: AGC09881200501FE02C

FCC ID : XPYNINAB4

APPLICATION PURPOSE: Class II permissive change

PRODUCT DESIGNATION: NINA-B411

BRAND NAME : u-blox

MODEL NAME : NINA-B411

APPLICANT : u-blox AG

DATE OF ISSUE : May 25, 2023

STANDARD(S) : FCC Part 15.247

REPORT VERSION: V1.0

Attestation of Global Compliance (Shenzhen) Co., Ltd



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REPORT REVISE RECORD

| Report Version | Revise Time | Issued Date | Valid Version | Notes |
|----------------|-------------|--------------|---------------|-----------------|
| V1.0 | / | May 25, 2023 | Valid | Initial Release |

Note: The original test report AGC09881200501FE02B (dated Oct. 19, 2021 and tested from Oct. 12, 2021 to Oct. 19, 2021) was modified on May 25, 2023, including the following changes and additions:

- -Change the EUT photos;
- -Change the EMC test photos;
- -Change the Product Designation;
- -Change the Test model;
- -Change the Antenna Gain;
- -Shield 2.4G wireless technology by software;
- -The Radiated Emission and Band edge Emission tests have been updated.

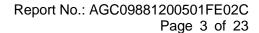
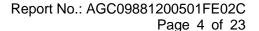




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1. VERIFICATION OF COMPLIANCE

| 1. VERII TOATTON OF COMIN ENANCE | | |
|----------------------------------|---|--|
| Applicant | u-blox AG | |
| Address | Zuercherstrasse 68, Thalwil, Ch-8800, Switzerland | |
| Manufacturer | u-blox AG | |
| Address | Zuercherstrasse 68, Thalwil, Ch-8800, Switzerland | |
| Product Designation | NINA-B411 | |
| Brand Name | u-blox | |
| Test Model | NINA-B411 | |
| Date of test | May 24, 2023 | |
| Deviation | No any deviation from the test method | |
| Condition of Test Sample | Normal | |
| Test Result | Pass | |
| Report Template | AGCRT-US-BLE/RF | |

We hereby certify that:

The above equipment was tested by Attestation of Global Compliance (Shenzhen) Co., Ltd. The test data, data evaluation, test procedures, and equipment configurations shown in this report were made in accordance with the procedures given in ANSI C63.10 (2013) and the energy emitted by the sample EUT tested as described in this report is in compliance with radiated emission limits of FCC part 15.247.

| Prepared By | Cool cheny. | |
|-------------|-----------------------------------|--------------|
| | Cool Cheng (Project Engineer) | May 25, 2023 |
| Reviewed By | Calin Lin | |
| | Calvin Liu (Reviewer) | May 25, 2023 |
| Approved By | Max Zhang | |
| | Max Zhang (Authorized Officer) | May 25, 2023 |



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2. GENERAL INFORMATION

2.1. PRODUCT DESCRIPTION

The EUT is designed as a "NINA-B411". It is designed by way of utilizing the GFSK technology to achieve the system operation.

A major technical description of EUT is described as following

| Operation Frequency | 2.402GHz to 2.480GHz | |
|--|---|--|
| RF Output Power | 5.817dBm (Max) | |
| Bluetooth Version | V5.1 | |
| Modulation BR □GFSK, EDR □π/4-DQPSK, □8DPSK BLE □GFSK 1Mbps □GFSK 2Mbps | | |
| Number of channels | 40 Channels | |
| Antenna Designation | Patch Antenna(Comply with requirements of the FCC part 15.203) | |
| Antenna Gain | Antenna 1:-13.9dBi Antenna 2:-13.9dBi Antenna 3:-13.9dBi Antenna 4:-13.9dBi Antenna 5:-13.9dBi Antenna 6:-13.9dBi Antenna 7:-13.9dBi Antenna 7:-13.9dBi | |
| Hardware Version | A | |
| Software Version | V1.0 | |
| Power Supply | DC 3.3V | |

Note: 1. The EUT has eight Antennas. Only Antenna 1 the test data were recorded in the test report.

2.2. TABLE OF CARRIER FREQUENCYS

| Frequency Band | Channel Number | Frequency |
|----------------|----------------|-----------|
| | 0 | 2402 MHz |
| 2400~2483.5MHz | 1 | 2404 MHz |
| | : | : |
| | 38 | 2478 MHz |
| | 39 | 2480 MHz |

^{2.} ANT-B10" is an antenna designed to be used for Bluetooth Direction Finding with the Bluetooth LE module NINA-B411. The antenna element of ANT-B10 is connected to the RF-port of NINA-B411 via printed board microstrip trace layout thus NINA-B411 is soldered onto the ANT-B10 When operating together with ANT-B10 NINA-B411 uses GFSK 1 Mbps and 2 Mbps Bluetooth LE modes.



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2.3. RELATED SUBMITTAL(S)/GRANT(S)

This submittal(s) (test report) is intended for **FCC ID: XPYNINAB4** filing to comply with the FCC Part 15.247 requirements.

2.4. TEST METHODOLOGY

Both conducted and radiated testing was performed according to the procedures in ANSI C63.10 (2013). Radiated testing was performed at an antenna to EUT distance 3 meters.

2.5. SPECIAL ACCESSORIES

Refer to section 5.2.

2.6. EQUIPMENT MODIFICATIONS

Not available for this EUT intended for grant.

2.7. ANTENNA REQUIREMENT

This intentional radiator is designed with a permanently attached antenna of an antenna to ensure that no antenna other than that furnished by the responsible party shall be used with the device.

The use of a permanently attached antenna or of an antenna that uses a unique coupling to the intentional rad iator shall be considered sufficient to comply with the provisions of this section.

For more information of the antenna, please refer to the APPENDIX B: PHOTOGRAPHS OF EUT.



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3. MEASUREMENT UNCERTAINTY

The reported uncertainty of measurement y ±U, where expended uncertainty U is based on a standard uncertainty multiplied by a coverage factor of k=2, providing a level of confidence of approximately 95%.

| Item | Measurement Uncertainty |
|---|----------------------------|
| Uncertainty of Conducted Emission for AC Port | $U_c = \pm 2.9 \text{ dB}$ |
| Uncertainty of Radiated Emission below 1GHz | $U_c = \pm 3.8 \text{ dB}$ |
| Uncertainty of Radiated Emission above 1GHz | $U_c = \pm 4.9 \text{ dB}$ |
| Uncertainty of total RF power, conducted | $U_c = \pm 0.8 \text{ dB}$ |
| Uncertainty of RF power density, conducted | $U_c = \pm 2.6 \text{ dB}$ |
| Uncertainty of spurious emissions, conducted | $U_c = \pm 2.7 \%$ |
| Uncertainty of Occupied Channel Bandwidth | $U_c = \pm 2 \%$ |



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4. DESCRIPTION OF TEST MODES

| NO. | TEST MODE DESCRIPTION |
|-----|--------------------------------------|
| 1 | Low channel TX_2402MHz_GFSK_1Mbps |
| 2 | Middle channel TX_2440MHz_GFSK_1Mbps |
| 3 | High channel TX_2480MHz_GFSK_1Mbps |

Note: 1. Only the result of the worst case was recorded in the report, if no other cases.

- 2. For Radiated Emission, 3axis were chosen for testing for each applicable mode.
- 3. For Conducted Test method, a temporary antenna connector is provided by the manufacture.
- 4. The test software is the Putty which can set the EUT into the individual test modes.

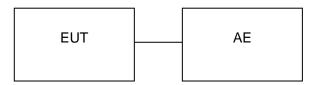


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5. SYSTEM TEST CONFIGURATION

5.1. CONFIGURATION OF TESTED SYSTEM

Radiated Emission Configure:



Conducted Emission Configure:

| EUT | AE |
|-----|----|
| | |

5.2. EQUIPMENT USED IN TESTED SYSTEM

| Item | Equipment | Model No. | ID or Specification | Remark |
|------|---------------|--------------|---------------------|--------|
| 1 | NINA-B411 | NINA-B411 | XPYNINAB4 | EUT |
| 2 | Control board | USB-to-TTL | DC 3.3V | AE |
| 3 | PC | D15 | N/A | AE |
| 4 | PC Adapter | HW-200325CP0 | 2.2m unshielded | AE |

5.3. SUMMARY OF TEST RESULTS

| FCC RULES | DESCRIPTION OF TEST | RESULT |
|-----------|---------------------|-----------|
| 15.209 | Radiated Emission | Compliant |



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6. TEST FACILITY

| Test Site | Attestation of Global Compliance (Shenzhen) Co., Ltd |
|-----------------------------------|--|
| Location | 1-2/F, Building 19, Junfeng Industrial Park, Chongqing Road, Heping Community, Fuhai Street, Bao'an District, Shenzhen, Guangdong, China |
| Designation Number | CN1259 |
| FCC Test Firm Registration Number | 975832 |
| A2LA Cert. No. | 5054.02 |
| Description | Attestation of Global Compliance (Shenzhen) Co., Ltd is accredited by A2LA |

TEST EQUIPMENT OF RADIATED EMISSION TEST

| Equipment | Manufacturer | Model | S/N | Cal. Date | Cal. Due |
|--------------------------------------|----------------|----------|------------------|---------------|---------------|
| Test Receiver | R&S | ESCI | 10096 | Feb. 18, 2023 | Feb. 17, 2024 |
| Signal Analyzer | Aglient | N9020A | MY52090123 | Aug. 04, 2022 | Aug. 03, 2023 |
| EXA Signal Analyzer | Agilent | N9010A | MY53470504 | Aug. 04, 2022 | Aug. 03, 2023 |
| 2.4GHz Filter | EM Electronics | N/A | N/A | Mar. 18, 2022 | Mar. 19, 2024 |
| Attenuator | ZHINAN | E-002 | N/A | Aug. 04, 2022 | Aug. 03, 2024 |
| Horn Antenna | SCHWARZBEC | BBHA9170 | 768 | Oct. 31, 2021 | Oct. 30, 2023 |
| Active Loop Antenna (9K-30Mhz) | ZHINAN | ZN30900C | 18051 | Mar. 12, 2022 | Mar. 11, 2024 |
| Double-Ridged Waveguide Horn | ETS | 3117 | 00034609 | Mar. 23, 2023 | Mar. 22, 2024 |
| Preamplifer | ETS | 3117-PA | 00246148 | Aug. 04, 2022 | Aug. 03, 2024 |
| Wideband Antenna | SCHWARZBECK | VULB9168 | VULB9168-49 4 | Jan. 05, 2023 | Jan. 04, 2024 |
| Test software | FARA | V.RA-03A | N/A | N/A | N/A |



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7. RADIATED EMISSION

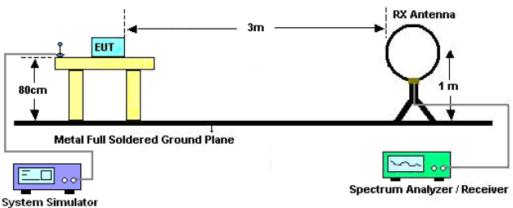
7.1. MEASUREMENT PROCEDURE

- 1. The EUT was placed on the top of the turntable 0.8 or 1.5 meter above ground. The phase center of the receiving antenna mounted on the top of a height-variable antenna tower was placed 3 meters far away from the turntable.
- 2. Power on the EUT and all the supporting units. The turntable was rotated by 360 degrees to determine the position of the highest radiation.
- 3. The height of the broadband receiving antenna was varied between one meter and four meters above ground to find the maximum emissions field strength of both horizontal and vertical polarization.
- 4. For each suspected emission, the antenna tower was scan (from 1 M to 4 M) and then the turntable was rotated (from 0 degree to 360 degrees) to find the maximum reading.
- 5. Set the test-receiver system to Peak or CISPR quasi-peak Detect Function with specified bandwidth under Maximum Hold Mode.
- 6. For emissions above 1GHz, use 1MHz RBW and 3MHz VBW for peak reading. Place the measurement antenna away from each area of the EUT determined to be a source of emissions at the specified measurement distance, while keeping the measurement antenna aimed at the source of emissions at each frequency of significant emissions, with polarization oriented for maximum response. The measurement antenna may have to be higher or lower than the EUT, depending on the radiation pattern of the emission and staying aimed at the emission source for receiving the maximum signal. The final measurement antenna elevation shall be that which maximizes the emissions. The measurement antenna elevation for maximum emissions shall be restricted to a range of heights of from 1 m to 4 m above the ground or reference ground plane.
- 7. When the radiated emissions limits are expressed in terms of the average value of the emissions, and pulsed operation is employed, the measurement field strength shall be determined by averaging over one complete pulse train, including blanking intervals, as long as the pulse train does not exceed 0.1 seconds. As an alternative (provided the transmitter operates for longer than 0.1 seconds) or in cases where the pulse train exceeds 0.1 seconds, the measured field strength shall be determined from the average absolute voltage during a 0.1 second interval during which the field strength is at its maximum values.
- 8.If the emissions level of the EUT in peak mode was 3 dB lower than the average limit specified, then testing will be stopped and peak values of EUT will be reported, otherwise, the emissions which do not have 3 dB margin will be repeated one by one using the quasi-peak method for below 1GHz.
- 9. For testing above 1GHz, the emissions level of the EUT in peak mode was lower than average limit (that means the emissions level in peak mode also complies with the limit in average mode), then testing will be stopped and peak values of EUT will be reported, otherwise, the emissions will be measured in average mode again and reported.
- 10. In case the emission is lower than 30MHz, loop antenna has to be used for measurement and the recorded data should be QP measured by receiver. High Low scan is not required in this case.

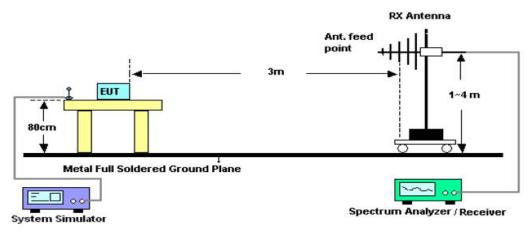


7.2. TEST SETUP

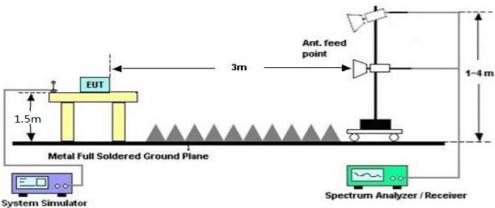
Radiated Emission Test-Setup Frequency Below 30MHz



RADIATED EMISSION TEST SETUP 30MHz-1000MHz



RADIATED EMISSION TEST SETUP ABOVE 1000MHz



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Web: http://www.agccert.com/



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7.3. LIMITS AND MEASUREMENT RESULT

15.209 Limit in the below table has to be followed

| Frequencies (MHz) | Field Strength (microvolts/meter) | Measurement Distance (meters) |
|----------------------|-----------------------------------|-------------------------------|
| 0.009~0.490 | 2400/F(kHz) | 300 |
| 0.490~1.705 | 24000/F(kHz) | 30 |
| 1.705~30.0 | 30 | 30 |
| 30~88 | 100 | 3 |
| 88~216 | 150 | 3 |
| 216~960 | 200 | 3 |
| Above 960 | 500 | 3 |

Note: All modes were tested for restricted band radiated emission, the test records reported below are the worst result compared to other modes.

7.4. TEST RESULT

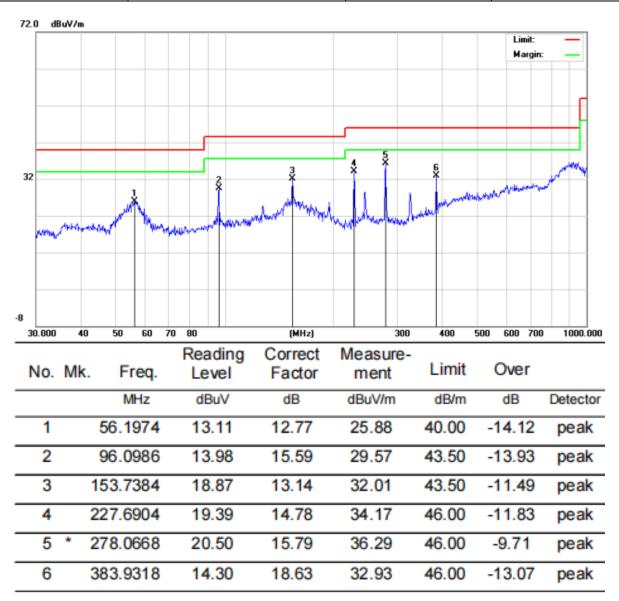
RADIATED EMISSION BELOW 30MHz

The amplitude of spurious emissions from 9kHz to 30MHz which are attenuated more than 20 dB below the permissible value need not be reported.

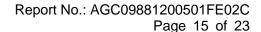


RADIATED EMISSION BELOW 1GHZ

| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 22.5°C | Relative Humidity | 62.8% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 3 | Antenna | Horizontal |

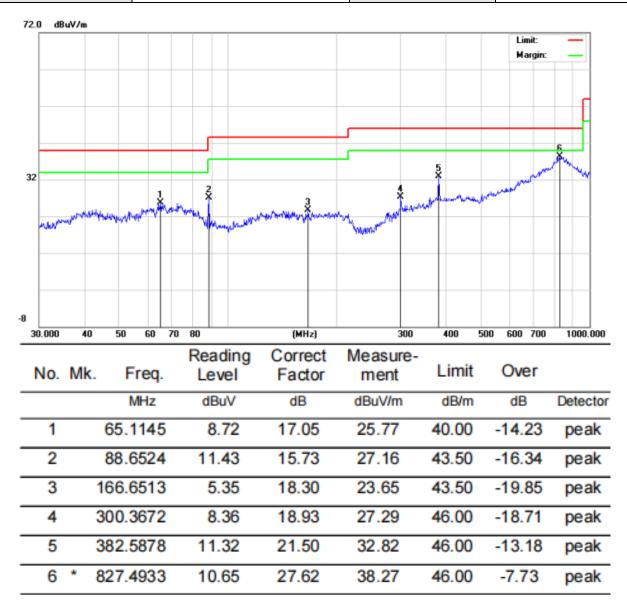


RESULT: PASS





| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 22.5°C | Relative Humidity | 62.8% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 3 | Antenna | Vertical |



RESULT: PASS

Note: 1. Factor=Antenna Factor + Cable loss, Over=Measurement-Limit.

- 2. All test modes had been tested. The mode 3 is the worst case and recorded in the report.
- 3. The EUT has eight Antenna. only Antenna 1 the test data were recorded in the test report.



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RADIATED EMISSION ABOVE 1GHZ

| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 22.5°C | Relative Humidity | 62.8% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 1 | Antenna | Horizontal |

| Frequency | Meter Reading | Factor | Emission Level | Limits | Margin | Value Type |
|---------------|-------------------|-----------------------|----------------|----------|--------|------------|
| (MHz) | (dBµV) | (dB) | (dBµV/m) | (dBµV/m) | (dB) | value Type |
| 4804.000 | 48.76 | 0.08 | 48.84 | 74 | -25.16 | peak |
| 4804.000 | 39.57 | 0.08 | 39.65 | 54 | -14.35 | AVG |
| 7206.000 | 43.17 | 2.21 | 45.38 | 74 | -28.62 | peak |
| 7206.000 | 34.76 | 2.21 | 36.97 | 54 | -17.03 | AVG |
| | | | | | | |
| Remark: | | | | | | |
| actor = Anter | nna Factor + Cabl | <u>e Loss – Pre</u> - | amplifier. | | | |

| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 22.5°C | Relative Humidity | 62.8% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 1 | Antenna | Vertical |

| Frequency | Meter Reading | Factor | Emission Level | Limits | Margin | Value Type |
|---------------|------------------|----------------|----------------|----------|--------|------------|
| (MHz) | (dBµV) | (dB) | (dBµV/m) | (dBµV/m) | (dB) | Value Type |
| 4804.000 | 46.57 | 0.08 | 46.65 | 74 | -27.35 | peak |
| 4804.000 | 37.35 | 0.08 | 37.43 | 54 | -16.57 | AVG |
| 7206.000 | 42.87 | 2.21 | 45.08 | 74 | -28.92 | peak |
| 7206.000 | 33.05 | 2.21 | 35.26 | 54 | -18.74 | AVG |
| | | | | | | |
| Remark: | | | | | | |
| actor = Anter | nna Factor + Cab | e Loss – Pre-a | mplifier. | | | |



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| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 22.5°C | Relative Humidity | 62.8% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 2 | Antenna | Horizontal |

| Frequency | Meter Reading | Factor | Emission Level | Limits | Margin | Value Tree |
|----------------|---|--------|----------------|----------|--------|------------|
| (MHz) | (dBµV) | (dB) | (dBµV/m) | (dBµV/m) | (dB) | Value Type |
| 4880.000 | 50.24 | 0.14 | 50.38 | 74 | -23.62 | peak |
| 4880.000 | 40.57 | 0.14 | 40.71 | 54 | -13.29 | AVG |
| 7320.000 | 44.72 | 2.36 | 47.08 | 74 | -26.92 | peak |
| 7320.000 | 35.81 | 2.36 | 38.17 | 54 | -15.83 | AVG |
| | | | | | | |
| Remark: | | | | | | |
| Factor = Anten | Factor = Antenna Factor + Cable Loss – Pre-amplifier. | | | | | |

| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 22.5°C | Relative Humidity | 62.8% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 2 | Antenna | Vertical |

| Frequency | Meter Reading | Factor | Emission Level | Limits | Margin | \/alua Tima |
|----------------------|-------------------|----------------------|----------------|----------|--------|-------------|
| (MHz) | (dBµV) | (dB) | (dBµV/m) | (dBµV/m) | (dB) | Value Type |
| 4880.000 | 48.63 | 0.14 | 48.77 | 74 | -25.23 | peak |
| 4880.000 | 37.25 | 0.14 | 37.39 | 54 | -16.61 | AVG |
| 7320.000 | 44.17 | 2.36 | 46.53 | 74 | -27.47 | peak |
| 7320.000 | 33.47 | 2.36 | 35.83 | 54 | -18.17 | AVG |
|) om orke | | | | | | |
| Remark: | | | | | | |
| <u>actor = Anter</u> | nna Factor + Cabl | <u>e Loss – Pre-</u> | amplifier. | | | |



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| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 22.5°C | Relative Humidity | 62.8% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 3 | Antenna | Horizontal |

| Frequency | Meter Reading | Factor | Emission Level | Limits | Margin | Value Tree |
|---|---------------|--------|----------------|----------|--------|--------------|
| (MHz) | (dBµV) | (dB) | (dBµV/m) | (dBµV/m) | (dB) | - Value Type |
| 4960.000 | 48.36 | 0.22 | 48.58 | 74 | -25.42 | peak |
| 4960.000 | 37.64 | 0.22 | 37.86 | 54 | -16.14 | AVG |
| 7440.000 | 44.07 | 2.64 | 46.71 | 74 | -27.29 | peak |
| 7440.000 | 33.74 | 2.64 | 36.38 | 54 | -17.62 | AVG |
| | | | | | | |
| Remark: | | | | | | |
| Factor = Antenna Factor + Cable Loss - Pre-amplifier. | | | | | | |

| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 22.5°C | Relative Humidity | 62.8% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 3 | Antenna | Vertical |

| Frequency | Meter Reading | Factor | Emission Level | Limits | Margin | Value Type |
|---------------|------------------|---------------|----------------|----------|--------|------------|
| (MHz) | (dBµV) | (dB) | (dBµV/m) | (dBµV/m) | (dB) | Value Type |
| 4960.000 | 46.92 | 0.22 | 47.14 | 74 | -26.86 | peak |
| 4960.000 | 37.14 | 0.22 | 37.36 | 54 | -16.64 | AVG |
| 7440.000 | 41.57 | 2.64 | 44.21 | 74 | -29.79 | peak |
| 7440.000 | 32.67 | 2.64 | 35.31 | 54 | -18.69 | AVG |
| | | | | | | |
| emark: | | | | | | |
| actor - Antor | na Factor + Cabl | a Loce - Dro- | amplifier | | | |

| Factor = A

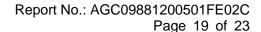
Note

The amplitude of other spurious emissions from 1G to 25 GHz which are attenuated more than 20 dB below the permissible value need not be reported.

Factor = Antenna Factor + Cable loss - Amplifier gain, Margin=Emission Level-Limit.

The "Factor" value can be calculated automatically by software of measurement system.

The EUT has eight Antenna. only Antenna 1 the test data were recorded in the test report.

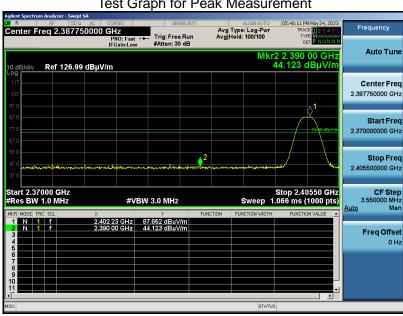




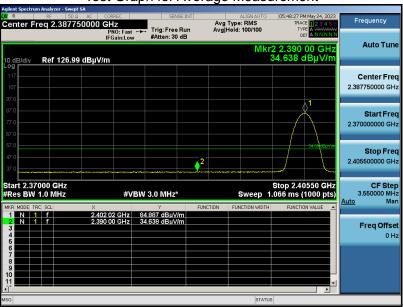
Test result for band edge emission at restricted bands

| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 25°C | Relative Humidity | 55% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 1 | Antenna | Horizontal |

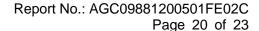
Test Graph for Peak Measurement







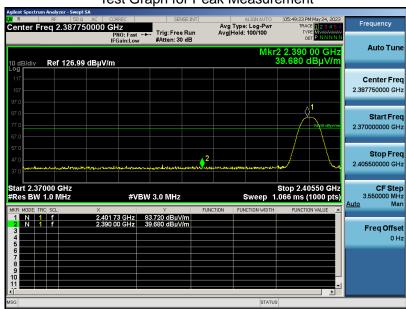
RESULT: PASS



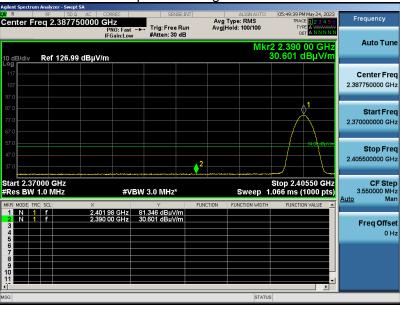


| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 25°C | Relative Humidity | 55% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 1 | Antenna | Vertical |

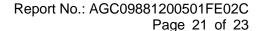
Test Graph for Peak Measurement







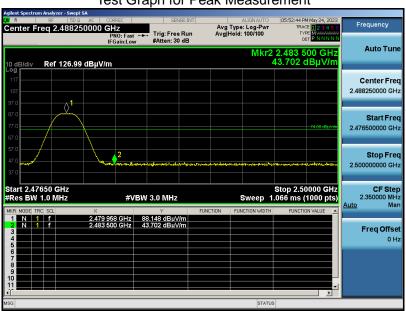
RESULT: PASS



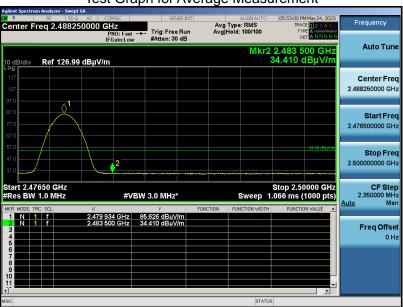


EUT NINA-B411 **Model Name** NINA-B411 25°C **Temperature Relative Humidity** 55% 985hPa **Test Voltage** Normal Voltage **Pressure Test Mode** Mode 3 **Antenna** Horizontal

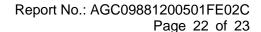
Test Graph for Peak Measurement







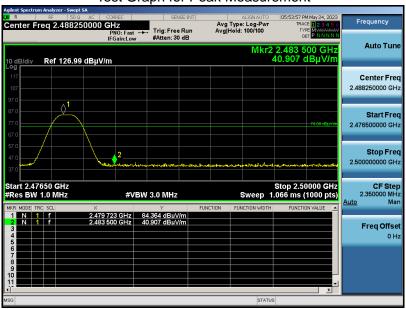
RESULT: PASS





| EUT | NINA-B411 | Model Name | NINA-B411 |
|-------------|-----------|-------------------|----------------|
| Temperature | 25°C | Relative Humidity | 55% |
| Pressure | 985hPa | Test Voltage | Normal Voltage |
| Test Mode | Mode 3 | Antenna | Vertical |

Test Graph for Peak Measurement







RESULT: PASS

Note: 1. The factor had been edited in the "Input Correction" of the Spectrum Analyzer.

2. The EUT has eight Antenna. only Antenna 1 the test data were recorded in the test report.



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APPENDIX A: PHOTOGRAPHS OF TEST SETUP

Refer to the Report No.: AGC09881200501AP02C

APPENDIX B: PHOTOGRAPHS OF TEST EUT

Refer to the Report No.: AGC09881200501AP03C

----END OF REPORT----



Conditions of Issuance of Test Reports

- 1. All samples and goods are accepted by the Attestation of Global Compliance (Shenzhen) Co., Ltd (the "Company") solely for testing and reporting in accordance with the following terms and conditions. The company provides its services on the basis that such terms and conditions constitute express agreement between the company and any person, firm or company requesting its services (the "Clients").
- 2. Any report issued by Company as a result of this application for testing services (the "Report") shall be issued in confidence to the Clients and the Report will be strictly treated as such by the Company. It may not be reproduced either in its entirety or in part and it may not be used for advertising or other unauthorized purposes without the written consent of the Company. The Clients to whom the Report is issued may, however, show or send it, or a certified copy thereof prepared by the Company to its customer, supplier or other persons directly concerned. The Company will not, without the consent of the Clients, enter into any discussion or correspondence with any third party concerning the contents of the Report, unless required by the relevant governmental authorities, laws or court orders.
- 3. The Company shall not be called or be liable to be called to give evidence or testimony on the Report in a court of law without its prior written consent, unless required by the relevant governmental authorities, laws or court orders.
- 4. In the event of the improper use of the report as determined by the Company, the Company reserves the right to withdraw it, and to adopt any other additional remedies which may be appropriate.
- 5. Samples submitted for testing are accepted on the understanding that the Report issued cannot form the basis of, or be the instrument for, any legal action against the Company.
- 6. The Company will not be liable for or accept responsibility for any loss or damage however arising from the use of information contained in any of its Reports or in any communication whatsoever about its said tests or investigations.
- 7.Clients wishing to use the Report in court proceedings or arbitration shall inform the Company to that effect prior to submitting the sample for testing.
- 8. The Company is not responsible for recalling the electronic version of the original report when any revision is made to them. The Client assumes the responsibility to providing the revised version to any interested party who uses them.
- 9. Subject to the variable length of retention time for test data and report stored hereinto as otherwise specifically required by individual accreditation authorities, the Company will only keep the supporting test data and information of the test report for a period of six years. The data and information will be disposed of after the aforementioned retention period has elapsed. Under no circumstances shall we provide any data and information which has been disposed of after retention period. Under no circumstances shall we be liable for damage of any kind, including (but not limited to) compensatory damages, lost profits, lost data, or any form of special, incidental, indirect, consequential or punitive damages of any kind, whether based on breach of contract of warranty, tort (including negligence), product liability or otherwise, even if we are informed in advance of the possibility of such damages.