



## Confidentiality Request of Auspion, Inc. STA File Number 1814-EX-ST-2017

Auspion, Inc. requests confidentiality under the terms of 47 C.F.R. §0.459. Below is the information requested by §0.459(b) for this determination:

**(1) Identification of the specific information for which confidential treatment is sought:** Auspion requests confidentiality of the supplemental statement part of the application with respect to this purpose of the experiment including the functionality of the intended end product and the frequencies where this functionality is being requested. Auspion is not requesting confidentiality on any of the information on the "Application For Special Temporary Authority" web-based form.

**(2) Identification of the Commission proceeding in which the information was submitted or a description of the circumstances giving rise to the submission; N/A**

**(3) Explanation of the degree to which the information is commercial or financial, or contains a trade secret or is privileged;** Our pursuit of this functionality in these two frequency bands is a trade secret at present. In addition, the association of Auspion with this type of product functionality is also a trade secret at this time.

**(4) Explanation of the degree to which the information concerns a service that is subject to competition;** There are present devices on the market that provide related functionality but we believe that the implementation we are developing offers unique advantages to consumers for this type of product.

**(5) Explanation of how disclosure of the information could result in substantial competitive harm;** If this information is disclosed and potential competitors see that this functionality is practical in these two bands and that we have a working technology at these frequency ranges they could be expected to try to reverse engineer our technology and this would jeopardize our technological lead.

**(6) Identification of any measures taken by the submitting party to prevent unauthorized disclosure;** Auspion protects its information very carefully and maintains an almost invisible public presence. All e-mail of sensitive technology is encrypted. All internal documents have proprietary markings. All persons with access to technical and market plan information are covered by either nondisclosure agreements or lawyer/client confidentiality relationships.



**(7) Identification of whether the information is available to the public and the extent of any previous disclosure of the information to third parties;** . No information has been made publicly available on the functionality being tested working in either of these bands. All persons with access to technical and market plan information are covered by nondisclosure agreements or lawyer/client confidentiality provisions.

**(8) Justification of the period during which the submitting party asserts that material should not be available for public disclosure;** Confidentiality is requested until the earliest of the following possible events:

- Commission request for public comment on a filing by Auspion of either a waiver request or a Petition for Rulemaking for this functionality in one of these two bands.
- After an FCC equipment authorization grant to Auspion for a device with the functionality being tested in the bands being tested in this application
- The submission by Auspion of any public comment in a proceeding at FCC or any other regulatory agency that reveals both the functionality being tested and the frequency bands in this application

**(9) Any other information that the party seeking confidential treatment believes may be useful in assessing whether its request for confidentiality should be granted.**  
N/A