



Tactical Systems

One Wall Street, First Floor
Burlington, MA 01803

Tel: (781) 270-2100 Fax: (781) 270-2101

Pursuant to CFR 47, Part 0.459--Requests that materials or information submitted to the Commission be withheld from public inspection, L-3 Tactical Systems requests that its application for FCC license submitted via the OET Experimental Licensing System and supporting documentation be held in confidence and withheld from public inspection. In accordance with CFR 47 Part 0.459 (a) (3), L-3 Tactical Systems asserts the following supporting information in furtherance of this request:

(1) Identification of the specific information for which confidential treatment is sought;

Specific Information to be treated as confidential:

- 1) License Application FCC Form 442 submitted May 9, 2012 and FCC File Number 0237-EX-PL-2012 content identifying applicant, location of license station, frequency used, all content that identifies that the license is part of a research process, and the description of this program of research and experimentation as submitted with this license including the objectives to be accomplished;
- 2) Answers to FCC questions regarding license application FCC File Number 0237-EX-PL-2012 transmitted to L-3 on May 10, 2012 via Behnam Ghaffari;
- 3) FCC Application – Communications Facilities description submitted with License Application FCC Form 442, FCC File Number 0237-EX-PL-2012;
- 4) FCC Application—Necessary Bandwidth submitted with License Application FCC Form 442, FCC File Number 0237-EX-PL-2012;
- 5) Op Area submitted with License Application FCC Form 442, FCC File Number 0237-EX-PL-2012.



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6) These responses to the nine (9) sub-paragraphs to CFR 47, Part 0.459, Request that materials or information submitted to the Commission be withheld from public inspection submitted to support the Request for Confidentiality.

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

The information was submitted pursuant to FCC Form 442—Federal Communications Commission Application for New or Modified Radio Station under Part 5 of FCC Rules—Experimental Radio Service (other than broadcast) and also identified as FCC File Number 0237-EX-PL-2012.

(3) Explanation of the degree to which the information is commercial or financial, or contains a trade secret or is privileged;

The FCC license is required in furtherance of a research and development effort funded with significant private/company research and development funds. Use of this license is key to test the designed purpose for this system and if made public will disclose the trade secret and proprietary intended purpose of this system which is deemed extremely completion sensitive information. The license is necessary to test and demonstrate the capabilities of the conceived and developed system. Significant company funds have been invested in developing this novel system that by its nature is proprietary to company and includes intellectual property that has value in commerce. Confidentiality is required in order to finalize development without risk of a competitor identifying the unique purpose of this system that will be transparent if this application is made public.

(4) Explanation of the degree to which the information concerns a service that is subject to competition;



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Please see response to question #3.

(5) Explanation of how disclosure of the information could result in substantial competitive harm;

Please see response to question #3. In addition, this System is designed to address several areas of technology shortfalls and will have practical value to the Departments of Defense and Homeland Security. Multiple businesses are pursuing solutions to this market need and Company's trade secret and proprietary approach if disclosed would cause company substantial competitive and financial harm.

(6) Identification of any measures taken by the submitting party to prevent unauthorized disclosure;

Company has multiple non-disclosure agreements in place with supporting sub-contractors and is seeking to conduct this demonstration at off-hours in an unpopulated area. Company has also marked any data related to this system as proprietary.

(7) Identification of whether the information is available to the public and the extent of any previous disclosure of the information to third parties;

Information has not been made available to the general public and disclosures to date have been made to Government agencies under Proprietary marking and are not published to the general public at this time.

(8) Justification of the period during which the submitting party asserts that material should not be available for public disclosure;

Public disclosure of this content should be withheld for three years in order to assure that System may be fully demonstrated and prototyped for sale.



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

Because this system is ultimately intended for use by the Department of Defense and Homeland Security, it is possible that aspects of it will be export controlled at a future date. Granting confidential treatment guarantees that this system concept is maintained within the United States pending future determination of these issues.