

**CONFIDENTIALITY REQUEST RE: EXHIBIT 3  
Request for 2 Year Experimental License  
SET Corporation - File No. 0487-EX-PL-2006**

By the enclosed Request for application ("Application"), SET Corporation ("SET") requests that the Commission grant SET the authority to operate the facilities ("Facilities") specified in the instant STA Request.

**Pursuant to 47 C.F.R. §0.459, confidential treatment of the information contained in Exhibit 3 – "Description of Operations" to the instant Application (referred to herein as "Exhibit 3") is requested.**

In accordance with 47 C.F.R. §0.459(b), confidential treatment of Exhibit 3 is requested for the following reasons:

1. Confidential treatment is requested for the entirety of the information contained in SET's Exhibit 3. For the sake of clarity, this is to confirm that confidentiality is requested for Exhibit 3 to the Application, but the technical data present in the Form itself can be made publicly available. This Confidentiality Request itself does not contain any confidential information and, therefore, can also be made publicly available.
2. The submission in connection with which the subject information is being submitted is the instant Application submitted by SET under File No. 0487-EX-PL-2006.
3. The information contained in Exhibit 3 constitutes confidential, proprietary commercial information concerning the services and operations that SET is contracted to the US Government to provide. Disclosure of such information would cause irreparable injury and substantial harm to SET's ongoing business operations and competitive position. The information is extremely commercially sensitive and is not available to the public in any substantially similar form. The information in Exhibit 3 is an integral part of the design, engineering and manufacturing process associated with SET's implementation of the system with which the Application is associated.
4. The information contained herein includes information of a highly confidential and proprietary nature, as the development and creation of invention and technology is the backbone of the defense and government contractor industry. As SET seeks to achieve an edge over its competitors, it is the development of its proprietary information that will dictate to what extent the company may maintain such edge. The industry is a most competitive one, and the inadvertent release of any proprietary information would have a severe negative impact on SET's position in the marketplace.
5. SET's competitive position could be particularly negatively affected by a disclosure of confidential information to the public, which, of course, includes SET's larger competitors. Due to SET's relative size and power in the marketplace, disclosure of the information in Exhibit 3 would cause irreparable injury and substantial harm to SET's ongoing business operations and competitive position. At the core of SET's

operations is its development of proprietary information, which it uses as the basis to obtain a competitive edge over other government contractors. Improper disclosure of proprietary information, and the release of such disclosure could have an extremely negative impact on the ability of SET and its operations. Also, certain proprietary information developed by SET is used as the basis for development of systems and functions used in the defense of the United States. Due to the unique nature of SET's prime customer, the United States government, confidentiality of our proprietary information must be the company's priority.

6. The information in Exhibit 3 is not currently available to the public in any substantially similar form. SET takes all commercially necessary steps to prevent this information from being disclosed to the public. SET requires, prior to the release of any of its proprietary information, that any such receiving party execute a fully negotiated non-disclosure agreement, as SET takes all appropriate steps to ensure that our proprietary information is not released to anyone without their being full restriction on its use and potential redisclosure. All proprietary information released by SET to the government is appropriately marked as proprietary or with cautionary statements regarding the use of such information.

7. The information in Exhibit 3 is not currently available to the public in any substantially similar form. SET takes all commercially necessary steps to prevent the information in Exhibit 3 from being disclosed to the public as well as to its subcontractors and joint venturers.

8. SET requests that Exhibit 3 be kept confidential indefinitely. Such a time period is justifiable in light of the substantial and continuing competitive concerns inherent in the defense contracting industry that are discussed above in Item 4. As additional rationale for the confidentiality of the information, due to the sensitive nature of the information and the potential for its use in military applications, SET requests that the information be kept confidential for an indefinite period.

9. As explained in detail at Exhibit 3, grant of the Application is necessary for SET to implement its responsibilities to develop a system that is a critical part of the manufacture and delivery of such systems to the Armed Forces in support of Homeland Security as well as war efforts, and ultimately to state and local law enforcement and security personnel.

Given the substantial public policy reasons provided by SET in support of maintaining the confidentiality of Exhibit 3, and the lack of any compelling reason to make the Exhibit 3 available to the public, SET hereby respectfully requests that Exhibit 3 be withheld from public disclosure pursuant to 47 C.F.R. §0.459.

Pursuant to 47 C.F.R. §0.459(e), SET hereby reserves the right— in the unlikely event that the instant Confidentiality Request is denied by the Commission – to withdraw Exhibit 3 in its entirety prior to Exhibit 3 being placed in the Commission's public files.