

§0.459(b) (1) This request for confidentiality applies to the narrative statement attached to the Application for New or Modified Experimental Radio Station Authorization (Form 442) submitted by Caducys, Inc., FRN 0014743546 on March 2, 2006.

§0.459(b) (2) Application for New or Modified Experimental Radio Station Authorization (Form 442) submitted by Caducys, Inc., FRN 0014743546 on March 2, 2006.

§0.459(b) (3) The narrative statement contains information of a commercial, strategic and technical nature, with portions being proprietary, trade secrets and/or subject to pending and anticipated patent applications.

§0.459(b) (4) This information relates to development of a commercial product for which substantial intellectual property is being generated.

§0.459(b) (5) Substantial competitive harm could result from disclosure of this information via a competitor's ability to infer business strategy, product design, key innovations, and the requestor's approach to solving critical technical problems.

§0.459(b) (6) Portions of the information contained in the narrative statement are the subject of pending or anticipated patent applications, are considered proprietary, or are considered trade secrets.

§0.459(b) (7) Disclosure of information has been limited, and has been restricted to parties subject to a non-disclosure agreement.

§0.459(b) (8) It is anticipated that time until market introduction of the product resulting from this research will be approximately 24 months. During that period, public disclosure of the information could have substantial negative effects on the requestor.

§0.459(b) (9) The medical diagnostic devices market is intensely competitive, and a small company attempting entry to this market is inherently at a disadvantage as regards resources, name recognition, distribution channels, etc. The primary competitive advantage for a small company in this market is its intellectual property and business strategy. Public disclosure of the information contained in the narrative statement would severely damage the requestor's ability to compete in the marketplace.