

## **¶ 1 \* Exhibit Revised 1/29/2003**

Amended Wednesday, January 29,2003

### **REQUEST FOR CONFIDENTIALITY CONTAINED WITHIN this LETTER.**

Federal Communications Commission  
Authorization and Evaluation Division  
7435 Oakland Mills Road  
Columbia, Maryland 21046

**Re: FCC ID: JJA-90010000xx**, M/ERGY Base Station (AP), Application for 1900 MHz CDMA  
Wireless Internet Access Terminal Transceiver Equipment Authorization (Certification)  
FCC 731Ea #871490  
Correspondence #24760

Gentlemen:

Lober & Walsh Engineering, Inc. doing business as COM DEV Broadband, 805 Aerovista Place, San Luis Obispo, California 93401 herein submits "Electronic" Application for Equipment Authorization (to be followed by submission of check in the amount of \$145.00 along with Form 159 and a check for \$495.00 with Form 731 sent to the FCC at Pittsburgh for Certification of a 1900 mHz CDMA Wireless Internet Terminal Transceiver under FCC Rule Part 24(e), FCC ID: JJA-9001000101.

In addition to confidentiality for the entire application prior to grant (per 47CFR0.457(d)(1) (ii)), COM DEV Broadband requests, pursuant to 47 CFR 0.459, post-grant confidentiality for portions of the material contained in this application such that the identified material will be withheld from public inspection following the grant of this authorization. This material as indicated by request for confidentiality of the items during the electronic submission process and further identified herein.

**This Confidentiality request includes circuit diagrams RF & Digital, Parts list and Circuit descriptions.**

This material contains COM DEV Broadband's confidential information and trade secrets, which COM DEV Broadband does not customarily release to the public, and which is otherwise not available to the public. Furthermore, COM DEV Broadband believes that these exhibits contain material that is leading edge technology. The information related to circuit function and complexity is not readily available, and would be of benefit to competitors and detrimental to Com Dev Broadband. COM DEV Broadband has spent a large amount of time and money to conduct the research necessary to develop this circuitry and software and obtain the first-to-market advantage as a result. Access to this information by competitors would eliminate that advantage.

Please contact me by telephone at e-mail [norwoodpatterson@msn.com](mailto:norwoodpatterson@msn.com) , (805) 528-1996, by fax at (805) 528-1982 or by correspondence at the address below if there are any further questions or additional information needed concerning this filing.

Regards,

**Norwood J. Patterson**

Norwood Patterson

Radio & Tv Engineering Co.