

16 February 2009

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

FCC ID: OPPOBR3650HP

Product Name: **VistaMAX OBR3650/HP+ 3.65 GHz Station Transceiver**

Request for Confidentiality

Pursuant to Sections 0.457 and 0.459 of the commissions rules, we hereby request that the following documents be held confidential:

- Schematics
- Block diagrams
- Operational description
- Parts Lists (Bill of Materials)
- Tune-up Procedure
- Internal photographs

Reason for request:

These materials contain trade secrets and proprietary information and are not customarily released to the public. The public disclosure of this information might be harmful to the company and provide unjustified benefits to our competitors. Since the product contains no user serviceable parts, the internal photos are only of use to the applicant's competitors.

Vecima Networks Inc. Inc. developed the OBR3650/HP+ product in response to commercial marketplace requirements. Its design and functional features are exclusive to Vecima Networks Inc.

The OBR3650/HP+ product is offered in the highly competitive WiMax service market. Technology in the field of wireless communications is evolving rapidly, and confidentiality of proprietary design information is essential to maintain competitiveness in this market. Disclosure of this information may allow competitors to benefit from Vecima Networks Inc.'s intellectual property.

All employees of Vecima Networks Inc. Inc. are required to sign an Intellectual Property Agreement form upon becoming employed with Vecima Networks Inc. This will identify the responsibility and rights of both Vecima Networks Inc. and the employee in regard to any interest or rights involved in the discoveries, inventions, improvements, etc. normally

referred to as "Inventions" which are made by the employee during the course of his/her work.

All OEM Manufacturing partners, as well as any visitors to the plant, are required to sign non-disclosure agreements prior to being granted access to production and research/development areas. Electronic originals of proprietary documents are password protected and hard copies are controlled.

This information is not available to the public and there have been no disclosures to parties who are not employees of Vecima Networks Inc. with the exception of Bay Area Compliance Laboratory Corporation, who is acting on our behalf as an agent to FCC.

The period of time for required for nondisclosure for the OBR3650/HP+ product is for the life of the product (typically 20 years) and beyond, since features of the current design may be incorporated in future Vecima Networks Inc. products. This period should therefore be 20 years.

The OBR3650/HP+ product cannot be readily reverse-engineered without the schematics and parts lists. The OBR3650/HP+ incorporates proprietary software embedded in its circuits that is essential for its operation.

The OBR3650/HP+ is not sold directly to the general public nor is it viewable to the general public in normal application; it is sold only to known, approved customers after credit check. No units are sold to known or potential competitors where there may be a possibility of reverse engineering. The OBR3650/HP+ requires professional installation.

Please contact me if there is any information you may need.

Dated 16 **Day of February** 20 09

By:  Darryl Wurtz
Signature Printed

Title: Quality Assurance Manager

On behalf of : Vecima Networks Inc.

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