



October 09, 2009

Federal Communications Commission  
7435 Oakland Mills Road  
Columbia, MD 21045

RE: Confidentiality Request for FCC ID: VBNEXPB-01

Dear Sir/Madam,

Nokia Siemens Networks (NSN) hereby requests that the internal photographs (showing the inside of the Flexi EDGE Base Transceiver Station (BTS) or the inside of any unit that is part of the Flexi EDGE BTS), external photographs of individual BTS units, schematic diagrams, tuning/calibration procedures, user's manuals, operational descriptions, block diagrams and other technical descriptions be held as confidential items per Section 0.459 of the Commission Rules. This request is based on the following reasons:

The market we are serving with our Flexi EDGE BTS is new and technically very advanced, and hence competition between manufacturers is extremely high.

We believe that our BTS contains equipment that some competitors would be extremely keen to get information on. This would provide an unfair advantage to our competitors.

When a BTS is installed into a network it is usually placed in an enclosed area, with access only available to authorized personnel. If the BTS is not in a restricted area (possibly because it is on the top of a building) access into the BTS is still not possible due to the fact that the cabinet is securely locked. This means that the only way a competitor could get hold of technical information on the BTS is from FCC records. We are concerned that if a competitor is able to get hold of sensitive information on the Flexi EDGE BTS, such as internal photographs that show details of our unit design, our position as a market leader could be seriously compromised.

The user's manual is not available for public download from any NSN site and it is not available to the general public in any form. The user's manual is a sellable item that is only made available to legitimate customers (mobile operators who own FCC licenses for the appropriate frequency airspace). Even customers who have purchased the user's manual must use a unique user name and password to access it on-line. In addition, Flexi EDGE BTS units are only available for sale to legitimate customers and are not available to the general public. Sensitive information, such as internal photographs that show details of our unit design, is not available for public download from any NSN site and is not available to the general public in any form. If NSN were to determine that it was necessary to provide any of this information to a legitimate 3<sup>rd</sup> party, NSN would require that a Non-Disclosure Agreement (NDA) be in place before providing the information.

It is for these reasons that we would like to file all internal photographs (showing the inside of the Flexi EDGE BTS or the inside of any unit that is part of the Flexi EDGE BTS), external photographs of individual BTS units, schematic diagrams, tuning/calibration procedures, user's manuals, operational descriptions, block diagrams and other technical descriptions for confidentiality.

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Ponzio", with a long horizontal flourish extending to the right.

Jerry Ponzio  
Senior Program Manager