

2005 Jan 21 AM 11:56

STEPHEN T. WAINEY
GORDONREES

4675 MACARTHUR COURT
SUITE 800
NEWPORT BEACH, CA 92660
PHONE: (949) 255-6950
FAX: (949) 474-2060
WWW.GORDONREES.COM

January 18, 2005

VIA FEDERAL EXPRESS

Otto Matheke
Office of Chief Counsel
National Highway Traffic Safety Administration
Room 5219
400 Seventh Street, S.W.
Washington, DC 20590

Re: Request for Confidential Treatment of Information Submitted in Response to (PE04-065) (2002-Present Kia Spectra; Rear Drum Brake Wheel Cylinder Leakage)

Dear Mr. Matheke:

Kia Motors Corp. and Kia Motors America, Inc. (hereinafter collectively referred to as "Kia"), hereby request that certain information submitted in their Supplemental Response dated January 18, 2005 to PE04-065 be treated as confidential. In accordance with 49 C.F.R. 512.3 (c), confidential business information includes trade secrets or commercial or financial information that is privileged or confidential as described in the Freedom of Information Act. See 5 U.S.C. 522(b)(4). Commercial information is considered confidential if it has not been publicly disclosed and if its release is likely to cause substantial harm to Kia's competitive position. 49 C.F.R. 512.3.

In its Supplemental Response, Kia provided certain testing data that it claims is confidential business information. Specifically, Kia submitted a Spectra Rear Wheel Cylinder Warranty-Returned Park Brake Performance Evaluation Result Report dated June 8, 2004 prepared by Kia Motor Corp.'s (KMC) Vehicle Test Team 3 (Tab 3 to Kia's Supplemental Response) and a Spectra Rear Wheel Cylinder Leakage Part Brake Performance Evaluation Result Report dated June 11, 2004 prepared by KMC's Vehicle Test Team 3 (Tab 4 to Kia's Supplemental Response) at Kia's request and on Kia's behalf.

This report includes both trade secrets and confidential information done by Kia's Vehicle Test Team. This report includes both trade secrets and confidential information that, if

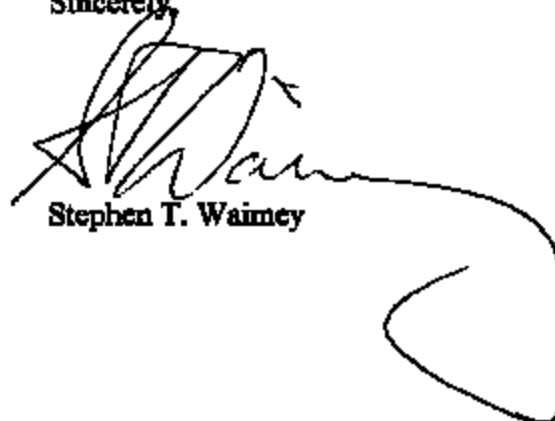
Otto Matheke
January 18, 2005
Page 2

made public, would cause substantial harm to Kia's competitive position in the market. The report contains Kia-specific testing procedures and detailed information regarding its rear wheel cylinder which, if disseminated, would allow Kia's competitors the benefit of its designs and strategies. The testing is unique and operating functions are Kia and available only to Kia personnel.

Kia also requests that all personal identifying information contained in KMA's Spectra Rear Wheel Cylinder Repair Order Summary dated January 4, 2005 also be deemed confidential

If you have any questions or concerns regarding this matter, or if you need any further clarification or support for this request, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Waimey", with a long horizontal flourish extending to the right and a large, rounded loop at the end.

Stephen T. Waimey

CERTIFICATE IN SUPPORT OF REQUEST FOR CONFIDENTIALITY

I Alfred E. Gloddeck, pursuant to the provisions of 49 CFR part 512, state as follows:

(1) I am Alfred E. Gloddeck, Senior Manager – Corporate Affairs and I am authorized by Kia Motors America, Inc. to execute this certificate on its behalf;

(2) I certify that the information contained in Tab 3 dated June 8, 2004, Tab 4 dated June 11, 2004 and Tab 7 attached to Kia's supplemental response to PE04-065 is confidential and proprietary data and is being submitted with the claim that it is entitled to confidential treatment under 5 U.S.C. 552(b)(4) (as incorporated by reference in and modified by statute under which the information is being submitted);

(3) I hereby request that the information contained in Tab 3 and Tab 4 attached to Kia's supplemental response to PE04-065 be protected for a minimum of 3 years and the consumer personal identification be protected indefinitely;

(4) This certification is based on the information provided by the responsible Kia Motors America, Inc. personnel who have authority in the normal course of business to release the information for which a claim of confidentiality has been made to ascertain whether such information has ever been released outside Kia Motors America, Inc.

(5) Based upon that information and personal knowledge, to the best of my knowledge, information and belief, the information for which Kia Motors America, Inc. has claimed confidential treatment has never been released or become available outside Kia Motors America, Inc.;

(6) I make no representations beyond those contained in this certificate and, in particular, I make no representations as to whether this information may become available outside Kia Motors America, Inc. because of unauthorized or inadvertent disclosure (except as stated in paragraph 5); and

(7) I certify under penalty of perjury that the foregoing is true and correct.

Executed on this 17th day of January 2005

KIA MOTORS AMERICA, INC.

By: Alfred E. Gloddeck
Alfred E. Gloddeck, Senior
Manager - Corporate Affairs