

NVS-212

C. Rose



APR 18 2006

Mr. Chris Tinto
Vice President
Toyota Motor North America, Inc.
601 Thirteenth Street, NW
Suite 910 South
Washington, DC 20005

Re: Confidentiality Reconsideration for PE05-029/NVS-213car

Dear Mr. Tinto:

This responds to your January 13, 2006 letter requesting reconsideration of a December 23, 2005, denial of confidential treatment. Toyota Motor North America Inc. (Toyota) originally requested confidential treatment on August 26, 2005, for materials (contained in Attachment 11) relating to the Toyota Prius hybrid vehicle system, including powertrain strategies and performance under several "failsafe" modes. Mr. Matheke denied Toyota's request because Toyota did not properly mark its submission. Attachment 11 was marked "confidential" on the first page only, and was otherwise not marked. The resubmitted information is now marked correctly. The reconsideration request states that Toyota neglected to properly mark these documents in the original submission and that this error has been remedied. Toyota requests that the materials be granted permanent confidential treatment.

I have decided to grant your request.

This grant of confidential treatment is subject to certain conditions. The information may be disclosed under 49 CFR § 512.22 based upon newly discovered or changed facts, and you must inform the agency of any changed circumstances that may affect the protection of the information (49 CFR § 512.10). If necessary, you will be notified prior to the release of any information under the procedures established by our regulations (49 CFR § 512.22(b)).

My decision is administratively final.

Sincerely,

Stephen P. Wood
Acting Chief Counsel

NHTSA:NCC-30:Ebenstein: 3/22/06:4/17/06:
NCC-30:Subj/Chron OCC #000232
NVS-212: Rose w/enclosures
U:\NCC30\CONF\misc06\Toyota06-0232ee.doc