



Volvo Cars of North America, LLC

OFFICE OF CHIEF COUNSEL
WASHINGTON, DC 20590

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OFFICE OF CHIEF
COUNSEL

June 5, 2006

Office of Chief Counsel
National Highway Traffic Safety Administration
400 Seventh Street, S.W., NCC-110, Room 5219
Washington, D.C. 20590
Attention: Otto Matheke

NVS-213
EA05-021

Mr. Jeffrey Quandt, Chief
Vehicle Control Division
Office of Defects Investigation
National Highway Traffic Safety Administration
400 Seventh Street, S.W., Room 5326
Washington, D.C. 20590

Re: Confidentiality Request [Reference NVS-213 / EA05-021] for ETM Shaker Test Instructions

Dear Sirs;

This letter and enclosure (Letter to Michael Packard with carbon copy to Stephen McHenry) is hereby submitted to NHTSA in support of NVS-213 / EA05-021 regarding the Electronic Throttle Module (ETM.)

The information being submitted is considered by Volvo to be confidential, and an affidavit to support that claim is enclosed.

We firmly believe that the release of this confidential information would compromise Volvo's position and make public Volvo proprietary information that could cause competitive harm to Volvo Car Corporation and to Volvo Cars North America, LLC (Volvo).

- This specific information has never been released to the public and there is no intention to release this to the public.

- Public release of this information could lead to misuse of this information. Misuse of this information includes the possibility of unauthorized tampering with Volvo's vehicle systems and making Volvo proprietary technology available to Volvo's competition. This could cause substantial competitive harm to Volvo.

Therefore we request that the confidential information be treated within the meaning of confidential business information pursuant to 5USC 552(b)(4) and Section 112(e) of the National Traffic and Motor Vehicle Safety Act of 1966 as amended and implemented in 49 CFR Part 512.

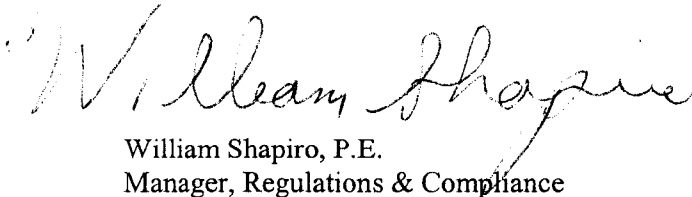
In accordance with 49 CFR 512.4(a)(4), we are submitting one (1) copy of each of the above documents to your office containing the confidential information, and one (1) copy of each of the above documents to your office with the confidential information omitted.

Also, in accordance with 49 CFR 512.4(a)(1), each page containing confidential information has been marked "confidential", and in accordance with 49 CFR 512.4(a)(2), each item of confidential information has been placed within brackets "[]".

If you have any questions, please contact me at (201) 767-4772, or Diana Lidgett of my staff at (201) 768-7300 (ext. 7249).

Sincerely,

VOLVO CARS OF NORTH AMERICA, LLC
Customer Service



William Shapiro, P.E.
Manager, Regulations & Compliance

Enclosures

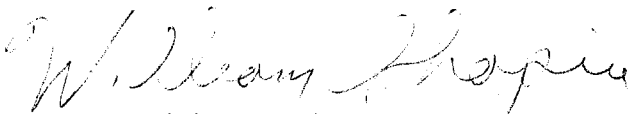
Volvo submission (1 copy) containing confidential information
Volvo submission (1 copy) with confidential information omitted
Certificate in Support of Request for Confidentiality

CERTIFICATE IN SUPPORT OF REQUEST FOR CONFIDENTIALITY

I, William Shapiro, pursuant to the provisions of 49 CFR Part 512, state as follows:

- (1) I am Manager, Regulatory and Compliance and I am authorized by Volvo Cars of North America, LLC (VCNA) to execute documents on its behalf;
- (2) The following VCNA document, Letter to Michael Packard with carbon copy to Stephen McHenry, has been marked "Confidential," and consist of Volvo proprietary product information which is being submitted with the claim that it is entitled to confidential treatment pursuant to 5USC 552(b)(4) and Section 112(e) of the National Traffic and Motor Vehicle Safety Act of 1966, as amended and implemented in 49 CFR Part 512;
- (3) I hereby request that the information referenced in (2) above be protected indefinitely.
- (4) I, or members of my staff, have personally inquired of the responsible VCNA personnel who have the 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 VCNA;
- (5) Based upon such inquiries and to the best of my knowledge, information and belief, the information for which VCNA has claimed confidential treatment has never been released or become available outside VCNA, except as needed by VCNA to enter into appropriate confidentiality;
- (6) I make no representations beyond those contained in the certificate and in particular, I make no representations as to whether this information may become available outside VCNA because of unauthorized or inadvertent disclosure; and
- (7) I certify under penalty of perjury that the foregoing is true and correct, to the best of my information and belief.

Executed on this day, the 5th of June, 2006.



William Shapiro, P.E.
Volvo Cars of North America, LLC
Customer Service
Manager, Regulatory and Compliance