

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

Re: Request for Confidential Treatment for Information Submitted for  
NVS-213car/PE06-010

Dear Mr. Tinto:

This responds to your July 20, 2006, letter requesting confidential treatment for information submitted by Toyota Motor North America, Inc. (Toyota) in response to the above agency request. Toyota request this material be granted permanent confidential treatment.

Toyota identifies this material as specifically detailed engineering information on run-flat tires and the Toyota Sienna Tire Pressure Warning System (TPWS). Toyota contends this information is proprietary and release of this confidential information would aid Toyota's competitors in learning details of Toyota's specifications, performance requirements and strategies.

I have decided to grant your request.

Because this information was not submitted voluntarily, I have reviewed your submission under the competitive harm standard announced in *National Parks & Conservation Ass'n v. Morton*, 498 F.2d 765 (D.C. Cir. 1974) and its progeny. Under that test, information is confidential under Exemption 4 of the Freedom of Information Act, 5 U.S.C. § 552(b)(4), if its disclosure would be likely to cause substantial competitive harm to the submitter or to impair the government's ability to collect the information in the future.

This information is reflective of Toyota's significant technological and intellectual investment and the release of this information would likely subject Toyota to substantial competitive harm. Therefore, the information will be granted confidential treatment.

Subject to the conditions below, this grant of confidential treatment will remain in effect indefinitely.

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)).

Sincerely,

Otto G. Matheke, III  
Senior Attorney

