

GM681A Supplement 1
EA06-001

CONFIDENTIALITY LETTER

September 25, 2006

Anthony Cooke, Esq.
Office of Chief Counsel
NHTSA Safety Assurance
Room #5219
400 Seventh Street, S.W.
Washington, D.C. 20590

GM-681A Supplement 1

NVS-212pco
EA06-001

Dear Mr. Cooke:

General Motors (GM) and NHTSA had a technical review meeting on September 14, 2006 to discuss information related to NHTSA information requests EA06-001 and EA06-001PIR. At the conclusion of that meeting, the agency informally requested a copy of the material that GM presented during the meeting. GM is providing copies of the presentation materials voluntarily.

Some of the information contained in the presentation is not customarily provided to the public by GM, while other information contained in the presentation is information GM has requested confidentiality for in GM's response to EA06-001. Accordingly, GM is submitting this request for confidential treatment of certain information contained in the presentation. Enclosed with this letter are three copies of GM's presentation to NHTSA on September 14, 2006. Two of the copies contain the complete presentation with the confidential information clearly marked and a third copy has been modified to remove the confidential information.

The following table identifies the page number and the specific types of confidential information contained within the GM document for which confidentiality is sought:

Page No.	Description of Information	Information Types
5	Chart: "Predicted v. Observed Incident Rates"	Engineering investigation methodology and information - field performance analysis model
8, 9	Charts: "Reported Incident Rates (EA06-001PIR)"	Engineering investigation methodology and information - engineering analysis
10	Chart containing MOR values for several glazing constructions	Engineering information - product performance data
13	Chart: "Reported Incident Rates (EA06-001PIR)"	Engineering investigation methodology and information - engineering analysis
14	Chart: "Incident Rate Comparison - Sunroof Shatter"	Engineering investigation methodology and information - field performance analysis model

General Motors requests the information marked as "GM Confidential" be afforded confidential treatment without a time limitation by the NHTSA. The file containing the confidential information is included in the electronic CD identified as "Attachment 2 CD GM681A Supplement 1 Confidential." This information is not customarily made public by General Motors and contains engineering and commercial information which is privileged or confidential under 5 U.S.C. Section 552(b)(4), 49 CFR Part 512 and 49 U.S.C. Section 30167(a). The documents are submitted by GM voluntarily. *Critical Mass Energy Project v. NRC*, 975 F.2d 871 (D.C. Cir. 1992).

Product Investigations

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GM681A Supplement1 Confidentiality Cover Letter



To the best of our knowledge, no prior determinations of the confidentiality of this information have been made by the NHTSA, other Federal Agencies, or the Federal Courts. Information that includes engineering methodologies related to product design, analysis and investigation have, to the best of our knowledge, normally been granted confidential treatment by the NHTSA in the past.

Disclosure of any of this information would provide valuable information that a competitor would otherwise have to spend its time and money to develop and investigate. This would deprive GM of the competitive advantage of its efforts without any compensation. GM submits that the competitive harm would be substantial, because the design and manufacture of vehicles and vehicle components are the core of its business and because global competition in that business is intense.

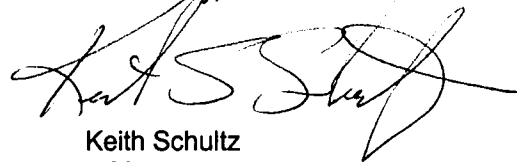
GM requests confidential treatment of the information identified in the table above because this information discloses GM's methodologies and analyses related to a safety investigation and engineering data related to several product designs. The conduct of an investigation involves significant time, development effort and money to plan and execute. The information on pages 5, 8, 9, 13 and 14 contain the results of this effort. GM requests confidential treatment of the information identified on page 10 of the presentation because it contains engineering data related to several product designs. Disclosure of this information would give competitors information about the design and performance of its products, without spending their own resources compensating GM for the knowledge they would gain.

General Motors treats the above material as confidential proprietary information available only to authorized General Motors and supplier personnel and not otherwise available to the public. Documents containing such information are maintained under a record-keeping system which is intended to control dissemination of this material within General Motors, and to assure that it is not disseminated outside the Corporation, except as described in the attached certification made pursuant to 49 CFR Part 512.4(e).

An electronic copy of this document is being provided on a CD labeled "Attachment 2 CD GM681A Supplement 1 Confidential." If a request for disclosure of any or all of this information is received by the NHTSA, General Motors requests notification of receipt of each such request and, if necessary, an opportunity to further explain the reasons why such material is trade secret and commercial information which should not be disclosed under the applicable statutes and regulations.

Please contact me if you require further information about this request.

Sincerely,




Keith Schultz
Manager
Product Investigations

Enclosures

CERTIFICATE IN SUPPORT OF REQUEST FOR CONFIDENTIALITY

I, Keith Schultz, pursuant to the provisions of 49 CFR Part 512, state as follows:

- (1) I am Manager of Product Investigations of General Motors Corporation and am authorized to execute this certificate on its behalf.
- (2) I certify that the information contained in the documents identified in the letter dated September 25, 2006 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) and 49 C.F.R. Part 512.
- (3) I hereby request that the information be protected without a time limitation.
- (4) This certification is based on the information provided by the responsible GM personnel who have responsibility for the documents being provided to NHTSA for which a claim of confidentiality has been made.
- (5) Based on that information, to the best of my knowledge, information and belief, the information for which GM has claimed confidential treatment has never been released or made available outside GM and supplier or customer personnel.
- (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 GM because of unauthorized or inadvertent disclosure.
- (7) I certify under penalty of perjury that the foregoing is true and correct. Executed on this the 25th day of September 2006.


Keith Schultz
Manager
Product Investigations

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ATTACHMENT "1"

GM NON-CONFIDENTIAL MATERIAL

GM681A Supplement 1
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ATTACHMENT "2"

GM CONFIDENTIAL MATERIAL