

HONDA

American Honda Motor Co., Inc.
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NHTSA
WASHINGTON, DC 20590
2009 DEC -3 P 2: 38
OFFICE OF THE CHIEF COUNSEL

December 2, 2009

Mr. Otto Matheke
Office of the Chief Counsel
NATIONAL HIGHWAY TRAFFIC SAFETY
ADMINISTRATION
1200 New Jersey Ave., SE
Washington, DC 20590

**Re: ODI follow-up on Odyssey soft brake
PE09-024 / EA09-014**

Dear Mr. Matheke:

American Honda and staff from the Office of Defects Investigation (ODI) held a meeting on October 22, 2009 to discuss the 2006-08MY Odyssey soft brake situation. The ODI staff requested that Honda provide the presentation shown at that meeting.

Enclosed herewith is a Request for Confidentiality submitted for your review and consideration. Specifically, we are requesting permanent confidential treatment for the information listed below. The information is contained within red parentheses in the submission.

Page containing confidential information	Reason for requesting confidentiality
4 (partial page)	Internal assessment and analyses, specifications
5 (partial page)	Personal information – VIN, specifications
6 (entire page)	Internal mechanism
7 (entire page)	Internal design/procedure
8 - 10 (partial page)	Internal assessment and analyses, specifications
11-12 (partial page)	Specifications

We believe that portions of the material presented contain unique information concerning the detail of the operation of the VSA system and are the proprietary property of American Honda. As such, the disclosure of this information would result in significant competitive damage to American Honda Motor Co., Inc. Therefore, we are requesting confidential treatment in accordance with the provisions of 5 U.S.C. 552(b)(4).

If you need any additional information regarding this matter, please let me know. We appreciate your consideration and look forward to your decision.

Very truly yours,

AMERICAN HONDA MOTOR CO., INC.

A handwritten signature in black ink, appearing to read "William R. Willen", with a long horizontal flourish extending to the right.

William R. Willen
Managing Counsel
Product Regulatory Office

WRW:nis

Enclosure

cc: K. Bressant

**AFFIDAVIT IN SUPPORT OF REQUEST
OF CONFIDENTIALITY**

I, William R. Willen being duly sworn, depose and say:

- 1) That I am Managing Counsel of the Product Regulatory Office of American Honda Motor Co., Inc., and that I am authorized by American Honda Motor Co., Inc., and Honda Motor Co., Ltd. (Honda), to make the following representations to the National Highway Traffic Safety Administration on behalf of Honda;
- 2) That information regarding the Odyssey soft brake presentation contained in the attached submission 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 S505(d)(1) of Title 5 of the Motor Vehicle Information and Cost Savings Act). American Honda is informed and believes that the disclosure of this information would result in significant competitive damage to the company;
- 3) That I have personally inquired of the responsible Honda Motor Co., Ltd. and Honda R&D Co., Ltd. (Honda), employees 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 Honda;
- 4) That based upon the responses to such inquiries, to the best of my knowledge and belief, the information for which Honda has claimed confidential treatment has not been, and is not intended to be, released by Honda, to any person, organization or government agency or body outside Honda, its subsidiaries, affiliates, or contracted vendors;
- 5) Based on information and belief, none of the information in the attached materials has been released outside of the governmental entities to which they were supplied;
- 6) That I make no representations beyond those contained in this affidavit and in particular I make no representations as to whether this information may have become available outside of Honda and its subsidiaries, because of unauthorized or inadvertent disclosure except as stated in Paragraph 4;
- 7) That the information contained in the enumerated paragraphs of this affidavit is true and accurate to the best of my information, knowledge and belief.



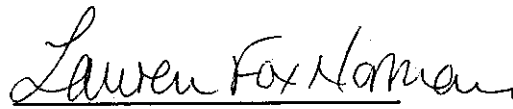
William R. Willen

State of California

County of Los Angeles

Subscribed and sworn to (or affirmed) before me on 2nd day of Dec, 2009 by William R. Willen, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.




NOTARY PUBLIC