[redacted]

Terry Emerson
Director of Quality Assurance
Child Restraint Systems and Regulatory Affairs
Dorel Juvenile Group
2525 State Street
Columbus, IN 47201-7494

AUG 9 2010

Re: Request for Confidential Treatment of information submitted in PE10-009

Dear Mr. Emerson:

This responds to your April 29, 2010 letter requesting confidential treatment for Dorel Juvenile Group (DJG) information submitted in response to an agency information request in the above-referenced investigation. DJG seeks confidential treatment for child restraint production information in Exhibit A and test and production information in Exhibit G of the submission. You request confidential treatment for an indefinite period of time.

I have decided to grant your request.

DJG was required to submit these data in response to an agency information request. Accordingly, I reviewed the claims for confidential treatment under the test set forth in *National Parks & Conservation Ass'n v. Morton*, 498 F.2d 765 (D.C. Cir. 1974) and its progeny. Under the *National Parks* decision, information concerning a commercial or financial matter may be withheld under Exemption 4 of the Freedom of Information Act if disclosure of the information would be likely to cause substantial competitive harm to the competitive position of the submitter, or would be likely to impair the Government's ability to obtain necessary information in the future. *Id.* at 770.

DJG states that the disclosure of its production information, test methodologies and production controls would result in substantial competitive harm. I am granting your request for production information in Exhibit A and the test and manufacturing information in Exhibit G as disclosure of the information would be likely to cause DJG to suffer substantial competitive harm. Accordingly, this information will be withheld under Exemption 4 of the FOIA.

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,

Original Signed By
Otto G. Matheke, III
Senior Attorney

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