

David D. Dillon, Sr. Manager  
Product Investigations and Campaigns  
Chrysler Group LLC  
800 Chrysler Drive  
CIMS 482-00-91  
Auburn Hills, MI 48326

JUL 27 2010

Re: Confidentiality Determination/PE10-012

Dear Mr. Dillon:

This responds to your June 1, 2010 request for confidential treatment for Chrysler Group LLC (Chrysler) information submitted in response to an agency information request in the above-referenced investigation. Chrysler seeks confidential treatment for six Chrysler Group documents containing assessments, analyses, and problem solving capabilities related to the subject component. You request confidential treatment for an indefinite period of time.

I have decided to grant your request.

Chrysler 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.

Chrysler states that the disclosure of its test methodologies, production and problem solving procedures would result in substantial competitive harm. I am granting your request as disclosure of the information would be likely to cause Chrysler 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

