

VOLKSWAGEN

GROUP OF AMERICA

Ann Carlson, Chief Counsel
Office of Chief Counsel
National Highway Traffic Safety Administration
1200 New Jersey Avenue S.E.
Washington, DC 20590

Robert M. McCarthy NAME
Sr. Manager Title
Group Customer Protection Department
248-754-5000 Phone
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August 06, 2021 Date

Re: Request for Confidential Treatment
PE21-013 2022 MY Audi etron GT / RS etron GT Peer Review
Response Number Ten Material

VOLKSWAGEN GROUP OF AMERICA, INC.
3800 HAMLIN ROAD
AUBURN HILLS, MI 48326
PHONE +1 248 754 5000

Dear Ms. Carlson:

Volkswagen Group of America, Inc. ("VWGoA") is submitting the enclosed Volkswagen response material related to NHTSA Inquiry Letter PE21-013 2022 MY Audi etron GT / RS etron GT Peer Review, dated June 11, 2021, to NHTSA's Office of Chief Counsel for consideration of Request for Confidentiality under Part 512.

VWGoA requests that the document identified below be granted confidential treatment pursuant to 49 C.F.R. Part 512 (2016) and Exemption 4 of the Freedom of Information Act, 5 U.S.C. § 552(b)(4)(2016).

The applicable confidentiality standard is set forth at 49 C.F.R. § 512.15(b), which, under the FOIA Exemption 4 case law, applies to information that a submitter is required to provide to a Federal agency. Under this standard, information is exempt from disclosure if its disclosure would cause substantial harm to the competitive position of the submitter (*see also* Food Mktg. Inst. v. Argus Leader Media, 139 S. Ct. 2356 (2019)). The following documents are the subject of this request, due to the proprietary information related to development and testing:

- Request 10_Schaltplan e-tron GT_CONFID.pdf

One (1) electronic file containing the information is enclosed in this submission and is marked "CONFIDENTIAL".

Per instruction received from ODI, the redacted copy is forwarded under separate cover to ODI with a copy of the response and is considered "PUBLIC".

A Certificate in Support of Request for Confidentiality is attached in Appendix 1.

Per the confidentiality standard stated above, the subject documents should be granted confidential treatment for a period of ten (10) years. If a request for disclosure of any or all of this information is received by NHTSA, VWGoA respectfully requests notification of each such request and, if necessary, an opportunity to further explain the reasons why such materials are entitled to protection from release under FOIA.

Please feel free to contact Mr. Brian Kapatkin at 703-364-7961 if you have any additional questions, or if we can provide you with any additional information regarding this request.

Sincerely,



Robert M. McCarthy
Sr. Manager, Group Customer Protection
Volkswagen Group of America, Inc.

Enclosure