



Magna Electronics
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September 6, 2024

ATTACHMENT 3

Mr. John Donaldson
Deputy Chief Counsel
National Highway Traffic Safety Administration
1200 New Jersey Avenue, S.E.
Washington, D.C. 20590

Re: Preliminary Evaluation (PE) 24-013
Supplier Certificate in Support of Request for Confidentiality

I, Nancy Brndiar, pursuant to the provisions of 49 CFR part 512, state as follows:

1. I am Vice-President & General Counsel of Magna Electronics Inc. ("**Magna Electronics**"), and I am authorized by Magna Electronics to execute this certificate on its behalf.
2. I certify that the information provided in the response to the PE24-013 inquiries, as well as Fisker's letter to the NHTSA Office of the Chief Counsel dated September 4, 2024 (collectively referred to as the "**Confidential Information**"), constitutes confidential and proprietary information. This information is being submitted with the assertion that it is entitled to confidential treatment under 5 U.S.C. § 552(b)(4) (as incorporated by reference in and modified by the statute under which the information is being submitted). More specifically, the Confidential Information contains proprietary trade secrets of Magna Electronics, including creative efforts and judgment of Magna Electronics personnel (including its engineers), public disclosure of which may cause substantial harm to the competitive position of Magna Electronics.
3. I hereby request that the information contained in the Confidential Document be protected on a permanent or indefinite basis.
4. This certification is based on the information provided by the responsible Magna Electronics personnel 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 Magna Electronics.
5. Based upon that information, to the best of my knowledge, information and belief, the information for which Magna Electronics has claimed confidential treatment has never been released or become available outside Magna Electronics, its affiliates, certain relevant suppliers, Fisker Inc., and (in connection with this matter) the National Highway Traffic Safety Administration.
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 Magna Electronics because of unauthorized or inadvertent disclosure (except as stated in paragraph 5); and
7. I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.


Vice-President and General Counsel