

FEDERAL COMMUNICATIONS COMMISSION  
Laboratory Division  
7435 Oakland Mills Road  
Columbia, MD 21046

September 19, 2001

Microwave Data Systems, Incorporated  
175 Science Parkway  
Rochester, NY 14620-4261

Attention: Dennis McCarthy

Re: Request for withholding from public disclosure proprietary  
information

submitted pursuant to an Application for Equipment  
Authorization

FCC ID: E5MDS-EL705-9

Gentlemen:

Your letter dated June 28, 2001, requests that the following information  
submitted with the application for Equipment Authorization be withheld from  
public disclosure:

Schematic, Block diagram, Bill of materials and Theory of Operation.

This request is made under the provisions of Section 0.457(d) of the  
Commission's Rules, and Section 552(b)(4) of the Freedom of Information Act.  
These sections authorize withholding from public inspection materials which  
would be privileged as a matter of law if retained by the person submitting  
them, and materials which would not customarily be released to the public by  
that person.

We accept your statement that the material for which confidentiality is  
requested falls within the scope of Section 552(b)(4) as trade secrets.  
Under the provisions of Section 0.457(d), the specified material will not be  
routinely available for public inspection. If you have any questions  
concerning this matter, please contact Joe Dichoso at the address above.

Sincerely,

Kenneth R. Nichols  
Chief, Laboratory Division