



Advanced Technology Vehicles Manufacturing Loan Program

NOTICE: Submitting Company Confidential, Proprietary, or Privileged Information with Loan Applications

If elements and/or attachments of an application for a loan under Section 136 of the Energy Independence and Security Act of 2007 (the U.S. Department of Energy's [DOE] Advanced Technology Vehicles Manufacturing Incentive Program) contain information the applicant considers to be trade secret, confidential, privileged or otherwise exempt from disclosure under the Freedom of Information Act (FOIA, 5 U.S.C. 552), the applicant shall assert a claim of exemption at the time of application by placing the following text on the **first** page of the application, and specify the page or pages of the application to be restricted:

"The data contained in pages [_____] of this document which hereby forms a part of the application have been submitted in confidence and contain trade secrets of proprietary information, and such data shall be used or disclosed only for evaluation purposes, provided that, if this applicant is issued a loan under Section 136 of the Energy Independence and Security Act of 2007 as a result of or in connection with the submission of this application, DOE shall have the right to use or disclose the data herein, other than such data that have been properly reasserted as being trade secret or proprietary in the loan agreement. This restriction does not limit the government's right to use or disclose data obtained without restriction from any source, including the applicant."

To further protect trade secret, confidential, privileged or otherwise exempt information, each line or paragraph on the page or pages containing such data must be specifically identified and marked with text that is similar to the following:

"The following contains proprietary information that [name of applicant] requests not be released to persons outside the Government, except for purposes of review and evaluation."