



**Australian  
Competition &  
Consumer  
Commission**

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Our Ref: C2010/605  
Contact Officer: Jasmine Tan  
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23 July 2010

Mr Jeff Bullwinkel  
Director of Legal & Corporate Affairs  
Microsoft Australia and New Zealand

**By email: [jbullw@microsoft.com](mailto:jbullw@microsoft.com)**

Dear Mr Bullwinkel

**Notification N94744 submitted by FOXTEL Management Pty Limited –  
request for material to be excluded from the public register**

I refer to the submission lodged with the Australian Competition and Consumer Commission (the ACCC) on 15 July 2010 on behalf of Microsoft Pty Limited (Microsoft Australia) and the Microsoft group of companies (together, Microsoft) in relation to the above notification.

I have considered Microsoft's request that the confidential version of Microsoft's submission be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 95 of the *Trade Practices Act 1974* (the Act) to place documents provided to it in relation to a notification on the ACCC's public register. The Act provides that a person submitting a document in relation to a notification may request that the document or parts thereof be excluded from the public register by reason of the nature of certain information contained in the document.

As a person authorised to make a decision for and on behalf of the ACCC in relation to such a request, I advise that the confidential version of Microsoft's submission will not be placed on the public register.

This letter has been placed on the ACCC's public register.

I note that you also provided a public version of Microsoft's submission. This version will be placed on the public register in the form it was provided to the ACCC.

Should you have any queries in relation to this matter, please do not hesitate to contact Jasmine Tan on (02) 6243 1363.

Yours sincerely

A handwritten signature in black ink, appearing to be 'R. Chadwick', written in a cursive style.

Dr Richard Chadwick  
General Manager  
Adjudication Branch