



Australian
Competition &
Consumer
Commission

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26 November 2012

Haydn Oriti
Lawyer
Donovan Oates Hannaford

By email: horiti@dohlaw.com.au

Dear Mr Oriti

**Notification N96266 lodged by Peak Care Equipment Pty Ltd –
request for material to be excluded from the public register**

I refer to Peak Care Equipment Pty Ltd's (**Peak Care**) submission regarding the above notification lodged with the Australian Competition and Consumer Commission (**ACCC**) on 15 November 2012.

I have considered Peak Care's request that the proposed deed of agreement attached to its notification be excluded from the ACCC's public register.

As you are aware, the ACCC is generally required under section 95 of the *Competition and Consumer Act 2010* (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 proposed deed of agreement will not be placed on the public register.

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

Should you have any queries in relation to this matter, please do not hesitate to contact Megan Cunningham on (03) 9290 1856.

Yours sincerely

Dr Richard Chadwick
General Manager
Adjudication Branch