



**Australian
Competition &
Consumer
Commission**

Our Ref: 51169
Contact Officer: Mark Basile
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14 May 2013

Simon Uthmeyer
Partner
DLA Piper Australia
140 William St
MELBOURNE VIC 3000

Dear Mr Uthmeyer

Third line forcing notification N96708 lodged by Motorola Solutions Australia Pty Limited

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 16 April 2013. The notification has been placed on the ACCC's public register.

Motorola Solutions Australia Pty Limited (Motorola) proposes to offer to Resellers a rebate on Motorola Enterprise Products (products used by businesses for requirements such as inventory management, retail store management and asset management – eg hand held computers, tablets and barcode scanners) sold by the Reseller as part of a Deal Registration Program on condition that the Reseller purchases the products from an Authorised Distributor.

Legal protection conferred by the notification will commenced on 30 April 2013.

On the basis of the information that you have provided it is not intended that further action be taken in this matter at this stage.

As with any notification, please note that the ACCC may act to remove the legal protection provided by the notification at a later stage if it is satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.

This assessment has been made on the basis that Motorola Solutions Australia Pty Limited and any Reseller will disclose all relevant terms and conditions to prospective customers.

A copy of this letter has been placed on the ACCC's public register.

If you wish to discuss any aspect of this matter, please do not hesitate to contact Mark Basile on (03) 9290 1855.

Yours sincerely

Dr Richard Chadwick
General Manager
Adjudication Branch