



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Office of the General Counsel**  
OFFICE OF THE CHIEF COUNSEL FOR INTERNATIONAL COMMERCE  
Washington, D.C. 20230

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**VIA FACSIMILE AND U.S. MAIL**

February 15, 2005

BY:.....

Deborah A. Garza, Chair  
Jonathan R. Yarowsky, Vice Chair  
Antitrust Modernization Commission  
1120 G Street, NW  
Suite 810  
Washington, DC 20005  
Facsimile: (202) 233-0710

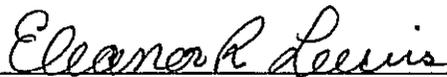
Dear Ms. Garza and Mr. Yarowsky:

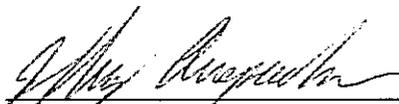
We at the Department of Commerce who administer the Export Trading Company Act of 1982 ("Act") understand that the Antitrust Modernization Commission will be reviewing the limited antitrust immunity afforded to U.S. exporters under Title III of the Act, codified at 15 U.S.C. §§ 4011-4021.

As the administering authority of the Act, we request that the Commission, during its review of the Act, afford the Department of Commerce an opportunity to explain the benefits and protections that the Act provides to exporters, particularly small and medium-sized exporters, so that the Commission can properly factor both these benefits and protections into any recommendation that the Commission makes regarding the Act's future.

We look forward to providing you with additional information on the benefits the ETC Act provides to U.S. exporters. The limited antitrust immunity provided by Title III of the Act is an important tool in the broad policy goal of increasing the competitiveness of a wide range of U.S. firms in the global marketplace.

Sincerely,

  
Eleanor Roberts Lewis  
Chief Counsel for International Commerce

  
Jeffrey Anspacher  
Director of Export Trading Company  
Affairs