



UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
WASHINGTON, D.C. 20580

Office of the Secretary

June 25, 2013

Roberts  
Outside the United States

*Re: In the Matter of HTC America Inc., File No. 122 3049, Docket No. C-4406*

Thank you for your comment regarding the Federal Trade Commission's proposed consent agreement in the above-entitled proceeding. The Commission has placed your comment on the public record pursuant to rule 4.9(b)(6)(ii) of the Commission's Rules of Practice, 16 C.F.R. § 4.9(b)(6)(ii), and has given it serious consideration.

Your comment suggests that HTC America, Inc. should "always have the latest version of Android pushed out" and that this would fix "security and any other bugs" and would serve to "stop fragmentation of the Android platform." The complaint in this matter concerns security vulnerabilities that were introduced through HTC's customization of the Android and Windows Phone and Windows Mobile operating systems. The Commission looks at a number of factors in determining appropriate relief that will deter future violations, and believes the proposed order provides strong protections for consumers. The proposed order requires HTC America, Inc. to develop and provide security patches for the enumerated vulnerabilities for millions of devices and the company must establish and maintain a comprehensive security program to help prevent such vulnerabilities in the future.

Having considered all the facts of this case and all of the comments submitted in response to the proposed order, the Commission has determined that the public interest would best be served by issuing the Decision and Order in final form without any modifications. The final Decision and Order and other relevant materials are available from the Commission's website at <http://www.ftc.gov>. It helps the Commission's analysis to hear from a variety of sources in its work. The Commission thanks you again for your comment.

By direction of the Commission, Commissioner Ohlhausen recused.

Donald S. Clark  
Secretary