



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

Office of the Secretary

June 25, 2013

Mr. Adam Browning  
State of California

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

Dear Mr. Browning:

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 urges the Commission to require "a way of uninstalling the unwanted apps, an offer of a full refund to the defrauded customers, and a nice chunk of change to compensate everyone for their troubles, not to mention wasted time." The Commission looks at a number of factors in determining appropriate relief that will deter future violations. In this case, we believe the requirement that HTC America, Inc. develop and provide security patches for the enumerated vulnerabilities for millions of devices and create a comprehensive security program to help prevent these vulnerabilities in the future is an appropriate remedy.

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