



Office of the Secretary

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

March 30, 2007

Mr. Wayne Berry
377 Keahole Street,
Suite D-10, PMB110,
Honolulu, Hawaii 96825

Re: Guidance Software, Inc.
Matter No. 0623057

Dear Mr. Berry:

This acknowledges your letter commenting on the Federal Trade Commission's consent agreement in the above-entitled proceeding. Your letter was placed 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 was given serious consideration by the Commission.

Your comment states that the proposed consent order should require Guidance Software, Inc. ("the respondent") to protect copyrighted programs on its computer networks from unauthorized access, and to provide copies of assessments required under the order to the owners of copyrighted programs. In response, the Commission notes that the complaint in this matter alleges failure to secure information obtained from customers' credit cards, and does not allege that the respondent failed to secure copyrighted programs. Accordingly, the order requires the respondent to take reasonable measures to secure personal information it collects from or about consumers. Finally, because security assessments could reveal information that could facilitate unauthorized access to the respondent's computer systems, providing assessments to owners of copyrighted programs could put sensitive information at risk.

After reviewing your comment, the Commission has determined that the public interest would be best served by accepting the consent order. Thank you again for your comment.

By direction of the Commission.

Donald S. Clark
Secretary