August 3, 2012

VIA ELECTRONIC MAIL
Mr. Brian Hancock
Testing and Certification Program Director
U.S. Election Assistance Commission
1225 New York Avenue, NW, Suite 1100
Washington, D.C 20005

Re: Unity 3.4.0.0 Scope Revision

Dear Mr. Hancock:

Please accept this letter as ES&S' official notice of a revision to the scope of the ES&S Unity 3.4.0.0 Voting System that is currently under testing application identification "ESSUnity3400". This revision of scope is a result of the two draft Request For Interpretations ("RFI's) issued by the EAC on July 2, 2012, further defining various portions of VVSG Sections 7.5 and 7.6 dealing with telecommunications and modem data transmission.

While all telecommunication testing thus far has been successfully completed, these two newly drafted and not yet final RFI's have created uncertainty with respect to a timely certification of Unity 3.4.0.0 as previously defined. As a result, the option for jurisdictions to transmit unofficial encrypted results remotely from DS200 polling place scanners after poll close is being removed from the current scope in order to avoid delay of the final approval of the current test campaign.

We will continue in our efforts to work closely with the EAC and Wyle Laboratories to understand these new interpretations and to further develop ES&S' systems to ensure compliance with the same. We were pleased with the result of the telecommunications testing performed by Wyle in this test campaign, as it provides a secure and efficient means for election jurisdictions to receive unofficial results immediately following poll closing. We are hopeful that the impact of the RFIs is minimal and we will be able to provide a solution soon to those jurisdictions that require EAC approval prior to use.

Thank you and please let us know if you have further questions.

Sincerely,

Steve M. Pearson
Vice President, Certification