



February 5, 2009

Mr. Brian Hancock  
Director of Voting System Testing & Certification  
U.S. Election Assistance Commission  
1225 New York Avenue, NW, Ste. 1100  
Washington, DC 20005

Dear Mr. Hancock,

Section 2.9 of the EAC VSTL Program Manual requires laboratories to “provide notice to the EAC of any lawsuits or claims filed against it, its subcontractors, subsidiaries, employees, officers, owners, operators, or insurers while the Laboratory holds an EAC accreditation and which relate to the work performed in, or management of, the Laboratory’s voting system testing program.”

This letter is to notify the EAC of a civil action filed by Premier Election Solutions (Plaintiff) against SysTest Labs (defendant) seeking damages and declaratory relief in the United States District Court for the Southern District of New York on January 22, 2009. SysTest Labs and its counsel are in the process of responding to this claim and will advise the EAC if a counterclaim is filed on our behalf. Please let me know if you have any questions on this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Phillips", is written over a white background.

Mark Phillips  
Vice President of Compliance Services & VSTL Director  
SysTest Labs Incorporated

CC: Glenn Truglio, SysTest Labs  
Chris Kendall, SysTest Labs  
Jon Crickenberger, NIST NVLAP