



Digital Energy  
MDS

175 Science Parkway, Rochester, New York 14620 USA  
(585) 242-9600 Phone  
(585) 242-9620 Fax  
July 9th, 2012

**FEDERAL COMMUNICATIONS COMMISSION**

7435 Oakland Mills Road

Columbia, MD 21046

U.S.A.

**Subject: Authority to Act as an Agent to FCC**

**Applicant: GE MDS LLC.**

**Product: MDS MERCURY3650**


**FCC ID: E5MDS-MERCIDU3A** IDU chassis

**FCC ID: E5MDS-MERCODU3A** ODU chassis

Gentlemen:

This is your letter of authorization to accept our appointment of Elliott Laboratories LLC (NTS Silicon Valley) as Agent for GE MDS 175 Science Parkway, Rochester, New York 14620 USA, to sign applications before the Commission and to make representations to you on our behalf. Elliott Laboratories is to receive and exchange data between our company and the Commission. This authorization is made pursuant to Section 2.911(c) of the FCC Rules and expires on expiration date.

I hereby certify on behalf of GE MDS 175 Science Parkway, Rochester, New York 14620 USA ("Applicant") that neither Applicant nor any party to the application (officers, directors, and 5% shareholders) is subject to a denial of Federal benefits that includes FCC benefits pursuant to section 5301 of the Anti-Drug Abuse Act of 1988. 21 U.S.C. 853a.

Signed:  Name: Dennis McCarthy .....

**Dennis McCarthy**

Agency Compliance Engineer

GE Digital Energy -MDS

175 Science Parkway

Rochester NY 14620

**Phone (585) 242-8440**

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I am writing to avoid the possibility of an inadvertent disclosure of proprietary information.

The accompanying Form 731 is being filed with the commission on our behalf by Elliott Laboratories, Inc., a consulting and testing laboratory. Included as exhibits with the enclosed application are block diagrams, schematics, and a detailed description of the theory of operation of the device.

It is our intention to provide the commission with a full disclosure of our product so that its merits can be evaluated. Indeed, we are pleased to provide any further information that the commission might wish to see. It is not our intention, however, to make our proprietary process a matter of public record.

In view of the fact that the block diagrams, schematics, and associated theory of operation disclose the mechanism of our process, we ask that these portions (block diagrams, schematics, and theory of operation) of our application be withheld from public inspection as provided under FCC sections 0.457 and 0.459. These documents contain details of the proprietary operation of product. These details are not readily discernible - even to technically sophisticated individuals - from our hardware and constitute trade secrets.

We request therefore that these documents be segregated from the body of our evaluation report and withheld from public inspection.

Thank you for your attention. Please let the undersigned know if the Commission disagrees with our position or requires further justification.

Signed:  Name: Dennis McCarthy .....

**Dennis McCarthy**  
Agency Compliance Engineer  
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