

## NOTICE TO INTERESTED PARTIES

### 1. NOTICE TO ALL MARITIME SECTOR EMPLOYEES OF PDS TECH, INC.

An application is to be made to Internal Revenue Service for an advance determination on the qualification of the following employee pension benefit plan:

2. Name of Plan PDS 401(k) Plan for Maritime Sector Employees
3. Plan Number 009
4. Name and Address of Applicant PDS Tech, Inc.  
1925 W. John Carpenter Freeway, Suite 550  
Irving, TX 75062-3222
5. Employer Identification Number 91-0996444
6. Name and Address of Plan Administrator PDS Tech, Inc.  
1925 W. John Carpenter Freeway, Suite 550  
Irving, TX 75062-3222

7. The application will be filed on April 30, 2010 for an advance determination as to whether the plan meets the qualification requirements of Section 401(a) of the Internal Revenue Code of 1986, with respect to the plan's initial qualification. The application will be filed with:

EP Determinations  
Internal Revenue Service  
P.O. Box 12192  
Covington, KY 41012-0192

8. The employees eligible to participate under the plan are as follows:

All employees, *except* (i) employees who are included in a unit covered by a collective bargaining agreement (unless the collective bargaining agreement provides for participation in the plan); (ii) non-resident aliens who received no earned income from the employer which constitutes income from sources within the United States; (iii) leased employees; and (iv) employees of all units other than Maritime (unit 7).

9. EP Determinations has not previously issued a determination letter with respect to the qualification of this plan.

## RIGHTS OF INTERESTED PARTIES

10. You have the right to submit to EP Determinations, at the above address, either individually or jointly with the other interested parties, your comments as to whether this plan meets the qualification requirements of the Internal Revenue Code.

You may instead, individually or jointly with other interested parties, request the Department of Labor to submit, on your behalf, comments to EP Determinations regarding qualification of the

plan. If the Department declines to comment on all or some of the matters you raise, you may, individually, or jointly if your request was made to the Department jointly, submit your comments on these matters directly to EP Determinations.

### **REQUESTS FOR COMMENTS BY THE DEPARTMENT OF LABOR**

11. The Department of Labor may not comment on behalf of interested parties unless requested to do so by the lesser of 10 employees or 10% of the employees who qualify as interested parties. The number of persons needed for the Department to comment with respect to this plan is 2. If you request the Department to comment, your request must be in writing and must specify the matters upon which comments are requested, and must also include
  - (1) the information contained in items 2 through 5 of this Notice; and
  - (2) the number of persons needed for the Department to comment.

A request to the Department should be addressed as follows:

Deputy Assistant Secretary  
Employee Benefits Security Administration  
ATTN: 3001 Comment Request  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, D.C. 20210

### **COMMENTS TO EP DETERMINATIONS**

12. Comments submitted by you to EP Determinations must be in writing and received by June 15, 2010. However, if there are matters that you request the Department of Labor to comment upon on your behalf, and the Department declines, you may submit comments on these matters to EP Determinations to be received within 15 days from the time the Department notifies you that it will not comment on a particular matter, or by June 15, 2010, whichever is later, but not after June 30, 2010. A request to the Department to comment on your behalf must be received by May 15, 2010 if you wish to preserve your right to comment on a matter upon which the Department declines to comment or by May 25, 2010 if you wish to waive that right.

### **ADDITIONAL INFORMATION**

13. Detailed instructions regarding the requirements for notification of interested parties may be found in Sections 17 and 18 of Revenue Procedure 2010-6. Additional information concerning this application (including, where applicable, an updated copy of the plan and related trust; the application for determination; any additional documents dealing with the application that have been submitted to the IRS; and copies of Section 17 of Revenue Procedure 2010-6) is available at the general office of the company at the address listed above during regular business hours for inspection and copying. There is a nominal charge for copying and/or mailing.