MILITARY EXEMPTION AUTHORIZATION (MEA) #XXXXXXXXXXXXXXXXXXXXXX

SFTE AU ARH 24 September 2006

TO ABC Lasers, Incorporated

 ATTN:

 9 Akira Way

 Londonderry, NH 03053

SUBJECT: AUTHORIZATION TO DELIVER XYZ INFRARED RANGEFINDER TARGET DESIGNATOR (ILRFTD) FOR FIELDING PER FDA EXEMPTION No. 76EL-01DoD

1. In accordance with Food and Drug Administration (FDA) Exemption No. 76EL-01DoD the following electronic product, being manufactured under contract DAAB08-03-C-H006 is exempted from requirements listed in the attached form (Block 16) of the FDA radiation safety performance standards prescribed in the Code of Federal Regulations (CFR), Title 21, Chapter 1, Subchapter J, Parts 1040.10 and 1040.11 in order to meet military operational requirements.

2. Any modification to this laser product (including material components, physical design, or laser output characteristics), or deviation from the scope defined in the attached form require the manufacturer to obtain a new exemption authorization letter.

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| **Parameter** | **Description** |
| **Contract #** | DAAB08-03-C-H006 |
| **Product Name** | XYZ Infrared Laser Rangefinder Target Designator (ILRFTD) |
| **Model #** |  |
| **Serial #(s)** |  |
| **Lot #(s)** |  |
| **DoD Service(s)** | US Army |
| **Org./Unit** |  |
| **Quantity** |  |
| **Delivery Dates** |  |
| **Other Limits to Authorization** |  |

3. The FDA Laser Notice 52 states that a manufacturer violates Federal law if it delivers a laser system not in compliance with the FDA standard to the DoD unless it first receives a written authorization by the applicable DoD authority to apply the exemption discussed herein. Further, it states that an appropriate DoD laser safety representative must evaluate all military exempt laser products to determine compliance with relevant military and/or Federal requirements. Finally, it requires that the manufacturer maintain evidence of this authorization for use of the military exemption.

4. Although the use of the DOD exemption has been authorized, the system design must still adhere to the requirements of the current version of Military Standard (MIL STD) 1425, Safety Design Requirements for Military Lasers and Associated Support Equipment or by special approval by the applicable military laser safety authority. In addition to any other labeling requirements, this laser product is required to have labeling permanently affixed to the device housing with the information provided below (or alternate wording if approved by the applicable Service laser safety authority):

**CAUTION**

**This electronic product has been exempted from FDA radiation safety performance standards prescribed in the Code of Federal Regulations, Title 21, Chapter 1, Subchapter J, under exemption No. 76EL-01DoD issued on July 26, 1976. Use this product only with adequate protective devices or procedures. Do not sell or transfer outside the DoD.**

5. Approved deviations from the requirements of 21 CFR 1040, complete with justification for each deviation, are listed in the attached form (Block 16). Other deviations are not authorized under this exemption notification.

6. The point of contact for questions pertaining to this authorization is LTC John Q. Doe, (353) 466-7899, john.q.doe@us.army.mil, Product Manager, Aviation, Armed Reconnaissance Helicopter, Attn: SFTE AU ARH, Building 5681, Redstone Arsenal, AL 35898‑5000.

 Sincerely,

 John Doe

 Manager

 PM Aviation

CF: (w/encl)

AIPH (MCHB-IP-ONR)