

Acceptance Form

Pointe-Claire, December 2nd, 2008

MBARI
7700 Sandholdt Rd.
Moss Landing
CA 95039-9644
USA
C/O: Mr. Keith Raybould

Subject: Contract No: *F0113 – MBARI-MARSRepair-071008-01*

Dear Mr. Raybould,

This letter constitutes an application for Acceptance of the MARS Cable System Repair (the "Repair") in accordance with the provisions of Article 7 of the subject Contract, effective as of November 18th, 2008 (the "Effective Date")

On the foregoing date, prerequisite conditions to the issuance of the Certificate of Acceptance have been met for the Repair, as witnessed below:

- 1) Repair operations have been successfully completed and Acceptance Tests successfully performed in accordance with Cable Testing Procedures of Appendix 2 (POW) of the Contract on November 18th, 2008. A complete set of test results for the Repair has been provided to the Client on Thursday, December 2nd 2008.

As set forth in Article 12 of the subject Contract, the warranty provided on the Repair shall begin on the Effective Date.

Please confirm Acceptance of the Repair by completing and signing the acceptance block below. Once ratified, please return one complete copy of this letter to the undersigned by return fax at (514) 695-2691.

We trust you will find the foregoing satisfactory and remain,

Yours very truly,


Gilles Linoges

Director, Contracts & Risk Management

ACCEPTANCE

In accordance with the provisions of Article 7 of Contract *F0113 – MBARI-MARSRepair-071008-01*, MBARI hereby grants Acceptance of the MARS Cable System Repair, as of the Effective Date specified above.

For MBARI

Authorized
Signature:

K. Raybould

Printed name: Keith Raybould

Title:

Chief Operating Officer MBARI

Date:

12/2/08