



U.S. DEPT. OF
LABOR
OFFICE OF
PUBLIC AFFAIRS

06 OCT -5 PM 12:01

Lexmark International, Inc.
740 West New Circle Road
Lexington, KY 40550
USA

2520070730045

September 29, 2006

Secretary of Labor
Top Hat Plan Exemption
Employee Benefits Security Administration
Room N-1513
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

RE: Lexmark Supplemental Savings and Deferred Compensation Plan

Dear Secretary:

Pursuant to Section 2520.104-23 of the Department of Labor's Regulations, this letter will serve as notice that, with respect to the Lexmark Supplemental Savings and Deferred Compensation Plan (the "Plan"), the undersigned intends to utilize the alternative form of compliance with the reporting and disclosure requirements of Part 1 of Title I of the Employee Retirement Income Security Act of 1974 ("ERISA"), which alternative form of compliance is provided in the aforesaid Regulations Section, as authorized under Section 110 of ERISA.

Pursuant to Regulations Section 2520.104-23(b)(1), the following information is provided:

1. Name and address of Employer: Lexmark International, Inc.
740 West New Circle Road
Lexington, KY 40550
2. Employer Identification No.: 06-1308215
3. The Employer hereby declares that the Plan constitutes a plan that it maintains primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.
4. The Employer hereby states that it maintains this Plan for said purpose and that the number of employees presently covered thereunder is 104. The Employer further states that it also continues to maintain the Lexmark Nonqualified Supplemental Retirement Plan, and that the number of employees presently in that Plan is 240.

Secretary of Labor
Date .
Page 2 of 2

Pursuant to Regulations Section 2520.104-23(b)(2), the Employer will provide the Plan Documents to the Secretary of Labor upon request as required by Section 104(a)(6) of ERISA.

Very truly yours,

LEXMARK INTERNATIONAL, INC.

By: 

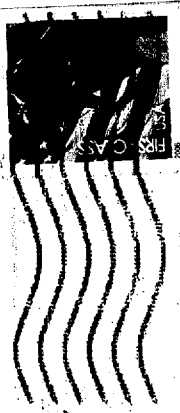
Title: Director, Total Rewards

LEXMARK

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