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MAY - 5 2009

REPORTING AND DISCLOSURE STATEMENT

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To the Secretary of Labor:

In order to comply with the requirements of the alternative reporting and disclosure method under ERISA, Title I, Part 1, as provided for an unfunded or insured pension plan for a select group of management or highly compensated employees in D.O.L. Reg. Sec. 2520.104-23, the following information is provided by the undersigned plan administrator:

The name of the employer is: MEDICAL DATA SYSTEMS INC.

The mailing address of the employer is: 2001 9TH AVE. SUITE 312, VERO BEACH FL 32960

The employer's federal identification number (EIN) is: 59-2926242

The plans of employer and the number of participants covered in each plan is:

PLAN & DATE : MEDICAL DATA SYSTEMS INC. PHANTOM STOCK AGREEMENT ~~03/29/07~~ 03/29/07
PARTICIPANTS : ESTELLE WELTE, RICK PASTENSON, ANGENA GUERIN, GINA SLOBODZIAN

(specify plan, effective date and number of employees covered)

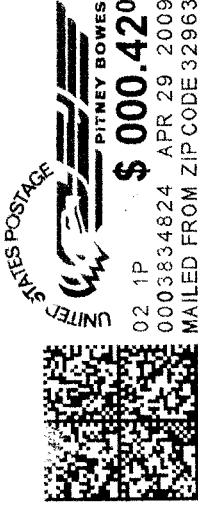
The above-named employer maintains (this or these) plan(s) primarily for the purpose of providing non-qualified deferred compensation in the form of salary continuation benefits to a select group of management or highly compensated employees. The employer will provide a copy of the agreement(s) to the Secretary of Labor upon request.

Medical Data Systems, Inc.:
By: *[Signature]*
Plan Administrator

Dated: 04/28/09



2001 9th Avenue, Suite 312
Vero Beach, Florida 32960



TOP HAT PLAN EXEMPTION
PENSION and WELFARE BENEFITS ADMINISTRATION
Room N-5644
U.S. DEPARTMENT of Labor
200 CONSTITUTION AVENUE, N.W.
WASHINGTON, DC 20210

