

**Notice of Seriously Endangered Status for the
Bricklayer's Local Union No. 5 Pension Plan**

This is to inform you that on September 28, 2010 the Plan actuary certified to the U.S. Department of the Treasury, and also to the Plan Trustees, that the Plan is in seriously endangered status for the Plan year beginning July 1, 2010. This certification is required by the Pension Protection Act of 2006, which also requires that you receive this notice. The Pension Protection Act requires that each year the multiemployer pension plan's actuary characterize the plan's funded status as endangered, seriously endangered, critical, or none of the preceding.

Seriously Endangered Status

The Plan is considered to be in seriously endangered status because the funded percentage of the Plan is less than 80% for the Plan Year beginning July 1, 2010, and over the next seven Plan Years, the Plan is projected to have an accumulated funding deficiency. The Plan's funded percentage as of July 1, 2010, for certification purposes, is 68.2%. The Plan is projected to have an accumulated funding deficiency at the end of the Plan Year beginning July 1, 2015.

Funding Improvement Plan

Federal law requires pension plans in seriously endangered status to adopt a funding improvement plan, in accordance with the Pension Protection Act, aimed at improving the financial health of the Plan. The Plan Trustees have started the studies needed to develop such a plan. Under the law, the studies must consider the possibility of increasing employer contributions and/or reducing future benefit accruals to the extent that the actuary determines it necessary in order to enable the Plan to improve its funding status by a certain percentage over the next 15 years. The funding improvement plan may contain a number of options for improving the funded status of the Plan. The bargaining parties will bargain over these options. The Trustees will not be permitted to accept a collective bargaining agreement that does not comply with one or more of the options contained in the funding improvement plan. You will receive information about and a copy of the funding improvement plan once it has been completed.

Where to Get More Information

For more information on this Notice, you may contact:

Board of Trustees of the Bricklayer's Local Union No. 5 Pension Plan
234 Fourth Avenue
Huntingdon, WV 25701-1222
Phone: 304-523-5874

You have a right to receive a copy of the funding improvement plan when it is completed.

Date of distribution: October 28, 2010