

THE TEAMSTERS' CONSTRUCTION INDUSTRY AND MISCELLANEOUS PENSION FUND

3025 Washington Rd.
McMURRAY, PENNSYLVANIA 15317
(412) 563-2255




09/11-5 PM 4:41

MEMORANDUM

DATE: April 28, 2009

TO: Secretary of Labor
Teamsters' Construction Industry and Miscellaneous Pension Fund

FROM: Angela Petersen 
Pension Fund Manger

RE: Annual Funding Notice
Worker, Retiree and Employer Recovery Act of 2008

The enclosed documents are for your information.

This is to advise that the Fund is in compliance with the requirement of the Act which specifies notification to participants and beneficiaries, the bargaining parties, the Pension Benefit Guaranty Corporation and the Secretary of Labor within thirty (30) days after certification of endangered status.

Worker, Retiree and Employer Recovery Act of 2008 §204(c)(2)

Notice to Plan Participants, Beneficiaries, Contributing Employers, Pension Benefit Guaranty Corporation, and the Secretary of Labor

**Plan Sponsor
& Plan Name:** **Joint Board of Trustees
Teamsters' Construction Industry
and Miscellaneous Pension Fund**

EIN/PN: **25-6135580 / 001**

This is to inform you that on March 25, 2009 the enrolled actuary for the Teamsters' Construction Industry and Miscellaneous Pension Fund (the "Plan") certified to the US Department of the Treasury, and also to the Plan sponsor, that the Plan is in endangered status for the plan year beginning January 1, 2009.

On February 17, 2009 the Plan sponsor elected under the Worker, Retiree and Employer Recovery Act of 2008 §204(c)(1) to maintain for the 2009 plan year the 2008 plan year status where the Plan was not critical and not endangered. Federal law requires that you receive this notice.

Endangered / Critical status

Due to the magnitude of the unexpected investment losses in the 3rd and 4th quarters of 2008 the Plan would have been in endangered status for the 2009 plan year because it has future funding problems. Based on information contained in the 2008 actuarial valuation and reasonable projections of the Plan's assets and liabilities after 2008, changes will be reviewed for improving the status of the Plan

You will be notified of the Plan's status annually if the Plan is in endangered or critical status. The Board of Trustees is the process of designing and adopting a plan to improve the Plan's funding status. The steps to improve the Plan's funded situation may include increases in contributions and reductions in future benefit accruals as permitted by Federal law.

If the Plan is certified to be in critical status for the 2010 plan year, the steps to improve the Plan's funded situation will include a surcharge on employer contributions and suspension of the payment of lumps sums and similar accelerated distributions to participants and beneficiaries being to receive benefits after the notice of the plan's critical status, and may include amendments to reduce early retirement benefits or other adjustable benefits for such individuals.

Where to Get More Information

For more information about this Notice, you may contact plan administrator at the phone number and address shown below.

Teamsters' Construction Industry and Miscellaneous Pension Fund
3025 Washington Road
McMurray, PA 15317
Phone: 412-563-2255 Fax: 724-941-1332