Notice of Critical & Declining Status For Printers League GCIU Local 119B New York Pension Fund

This is to inform you that on September 28, 2020 the plan actuary certified to the U.S. Department of Treasury and the plan sponsor that the plan is in critical and declining status for the plan year beginning July 1, 2020. Federal law requires that you receive this notice.

Critical & Declining Status

The plan is considered to be in critical and declining status because it has funding and liquidity problems. More specifically, the plan actuary determined that the plan has an accumulated funding deficiency as of July 1, 2020 and is projected to become insolvent during the 2020-2021 Plan Year. Upon becoming insolvent, the plan will be required to reduce all plan benefits to the limits guaranteed by the PBGC.

Rehabilitation Plan and Possibility of Reduction in Benefits (prior to passage of the Multiemployer Pension Reform Act of 2014)

Federal law requires pension plans in critical status to adopt a rehabilitation plan aimed at restoring the financial health of the plan. This is the 12th year the plan has been in critical status. The Trustees of the Fund adopted a rehabilitation plan on March 12, 2009. The rehabilitation period is the thirteen-year period that begins July 1, 2011. The law permits pension plans to reduce, or even eliminate, benefits called "adjustable benefits" as part of a rehabilitation plan. On October 1, 2009, you were notified that the plan reduced or eliminated adjustable benefits. On October 1, 2009 you were notified that you may not receive any payment in excess of the monthly amount paid under a single life annuity while the plan is in critical status. If the trustees of the plan determine that further benefit reductions are necessary, you will receive a separate notice in the future identifying and explaining the effect of those reductions. Any reduction of adjustable benefits (other than a repeal of a recent benefit increase, as described below) will not reduce the level of a participant's basic benefit payable at normal retirement. In addition, the reductions may only apply to participants and beneficiaries whose benefit commencement date is on or after November 1, 2009.

Based on reasonable actuarial assumptions and upon exhaustion of all reasonable measures, the plan cannot reasonably be expected to emerge from critical status. The rehabilitation plan was designed to forestall insolvency.

Adjustable Benefits

The plan offers the following adjustable benefits which may be reduced or eliminated as part of any rehabilitation plan the pension plan may adopt:

- ☐ Post-retirement death benefits;
- ☐ Thirty six-month payment guarantees;
- ☐ Disability benefits (if not yet in pay status);
- ☐ Early retirement benefit or retirement-type subsidy;
- ☐ Benefit payment options other than a qualified joint-and survivor annuity (QJSA);
- ☐ Recent benefit increases (i.e, occurring in past 5 years);
- ☐ Other similar benefits, rights, or features under the plan {provide identification}

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Impact of the Multiemployer Pension Reform Act of 2014

The Multiemployer Pension Reform Act of 2014 provides that plans in Critical and Declining status may under certain circumstances apply to the Secretary of the Treasury for approval to suspend benefits in the future (including benefits for retired participants already in pay status) if such suspension is expected to restore the plan to solvency. In no event shall such a suspension result in a reduction in benefits for any participant age 80 or older or a participant receiving a disability retirement benefit. Reductions allowed for participants between ages 75 and 80 are limited by law. In no event may any suspension result in a benefit less than 110% of the PBGC guaranteed benefit level. At this time, there is no proposal to suspend benefits in this plan under the Multiemployer Pension Reform Act of 2014. However, upon plan insolvency, the reduction in plan benefits to the PBGC guaranteed amount will apply to all plan participants whose benefit amount exceeds the PBGC guaranteed amount.

Employer Surcharge

The law requires that all contributing employers who are not in compliance with the terms of the rehabilitation plan pay to the plan a surcharge to help correct the plan's financial situation. The amount of the surcharge is equal to a percentage of the amount an employer is otherwise required to contribute to the plan under the applicable collective bargaining agreement. With some exceptions, a 5% surcharge is applicable in the initial critical year and a 10% surcharge is applicable for each succeeding plan year thereafter in which the plan is in critical status, until such time as the contributing employer complies.

Where to Get More Information

For more information about this Notice, you may contact the Trustees of the Printers League GCIU Local 119B New York Pension Fund at (212) 989-0510, 2043 Wellwood Avenue, Farmingdale, NY 11735. You have a right to receive a copy of the rehabilitation plan from the plan.