



# **AMERICAN MARITIME OFFICERS PLANS**

MEDICAL – PENSION – MONEY PURCHASE BENEFIT – VACATION – SAFETY & EDUCATION – 401(K)

2 West Dixie Highway, Dania Beach, FL 33004 - 4312  
Telephone: (954) 922-7428 or (800) 249-8200 Fax: (954) 926-7245

January 27, 2012

U.S. Department of Labor  
Employee Benefits Security Administration  
Public Disclosure Room N-1513  
200 Constitution Avenue, N.W.  
Washington, D.C. 20210

EBSA/PUBLIC DISCLOSURE  
2012 FEB - 1 PM 12: 21

**RE: American Maritime Officers Notice of Critical Status**

These notice are being provided to you as required by law.

For additional information regarding these notice, you may contact:

American Maritime Officers Plan  
2 West Dixie Highway,  
Dania Beach, FL 33004-4312  
Tele: (854) 922-7428 or (800) 249-8200

Sincerely,

AMERICAN MARITIME OFFICERS PENSION PLAN

Enclosure .

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2 West Dixie Highway, Dania Beach, FL 33004 – 4312  
Telephone: (954) 920-4247 or (800) 348-6515  
Fax (954) 926-7262

## NOTICE OF CRITICAL STATUS FOR THE AMERICAN MARITIME OFFICERS PENSION PLAN

This is to inform you that on December 29, 2011 the actuary for the American Maritime Officers Pension Plan certified to the U.S. Department of the Treasury, and also to the Plan's sponsor, that the Plan is in critical status for its year beginning October 1, 2011. Federal law requires that you receive this notice.

**Critical Status:** The Pension Plan is considered to be in critical status because it has funding or liquidity problems, or both. More specifically, the Plan's actuary determined that the Plan is expected to have an accumulated funding deficiency for the 2011-2012 Plan Year.

**Rehabilitation Plan:** 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 third year the Plan has been in critical status. The law permits pension plans to reduce, or even eliminate, benefits called "adjustable benefits" as part of a rehabilitation plan. On September 30, 2009, you were notified that as of October 1, 2009 the Plan is not permitted to pay lump sum benefits (or any other payment in excess of the monthly amount paid under a single life annuity) while it is in critical status. On November 10, 2009 you were provided with the initial rehabilitation plan that reduced or eliminated certain adjustable benefits. On February 15, 2010, the revised rehabilitation plan, which reinstated the unreduced "20 and out" pension benefit, was made available. 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 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 September 30, 2009, or as set forth in the rehabilitation plan. Any future reduction in adjustable benefits may only apply to participants and beneficiaries whose future benefit commencement date is on or after the effective date of the future adjustable benefit reductions.

**Adjustable Benefits:** The Plan offers the following adjustable benefits that may be reduced or eliminated as part of any rehabilitation plan the Plan may adopt: pre-retirement death benefits, sixty-month payment guarantees, disability benefits, retirement-type subsidies and subsidized early retirement benefits, and other adjustable benefits, such as optional benefit forms.

**Note: the Trustees do not at this time intend on reducing or eliminating any adjustable benefits other than those that have already been reduced or eliminated under the rehabilitation plan.**

**Employer Surcharge:** The law requires that all contributing employers 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. The monthly surcharge is 10% starting October 1, 2010. The employer will continue to pay the monthly surcharge while the Plan is in critical status or until a collective bargaining agreement is negotiated for the employer that is consistent with the rehabilitation plan.

**Where to Get More Information:** For more information about this Notice, you may contact:

Board of Trustees of the American Maritime Officers Pension Plan  
2 West Dixie Highway  
Dania Beach, Florida 33004  
Telephone: (800) 348-6515 Ext. 7300

You have a right to receive a copy of the rehabilitation plan.

January 27, 2012