

**INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS
LOCAL UNION 212 PENSION PLAN
2011 NOTICE OF ENDANGERED STATUS**

August 2011

On July 26, 2011 the actuary for the International Brotherhood of Electrical Workers Local Union 212 Pension Plan (“the Plan”) certified to the U.S. Department of the Treasury and the Plan Sponsor (“the Board of Trustees”) that the Plan is considered Endangered for the 2011 Plan Year. The 2011 Plan Year began on May 1, 2011 and will end on April 30, 2012. The actuary’s certification reflects the election of the funding relief offered under the *Pension Relief Act of 2010*. Federal law requires that you receive this Notice.

Pension Protection Act of 2006

In accordance with the *Pension Protection Act of 2006*, multiemployer pension plans are required to be certified by their actuaries as being in one of four funded statuses for Plan Years beginning on or after January 1, 2008 based on specific funding criteria set forth in the Internal Revenue Code. These four funded statuses are:

- *Not Endangered, Seriously Endangered, or Critical*
- *Endangered*
- *Seriously Endangered*
- *Critical*

While the trustees of pension plans that are not Endangered, Seriously Endangered, or Critical must continue to exercise diligence to protect the funded position of their plans, the law does not require them to take any specific actions or adopt any particular programs to maintain or improve the plan’s funding.

However, the trustees of pension plans that are certified as being Endangered, Seriously Endangered, or Critical must take specific actions spelled out in the law. Endangered and Seriously Endangered plans must adopt a “Funding Improvement Plan”, while Critical plans are required to adopt a “Rehabilitation Plan”. These plans are intended to restore a pension plan’s funded status over a specified period of time, which is generally called a “Funding Improvement Period”.

Endangered Status

The International Brotherhood of Electrical Workers Local Union 212 Pension Plan is considered to be Endangered because the Plan’s actuary has determined that the Plan’s funded percentage as of May 1, 2011 was less than 80%. The Plan was first certified as Endangered as of May 1, 2008. The Board of Trustees has adopted a Funding Improvement Plan that has been ratified by the bargaining parties. The Plan’s actuary has certified that the Plan is making scheduled progress in meeting the requirements of its Funding Improvement Plan.

Funding Improvement Plan

As noted above, the *Pension Protection Act of 2006* requires the plan sponsor of an Endangered plan to adopt a Funding Improvement Plan that is aimed at improving the pension plan's funded percentage over time. A Funding Improvement Plan can include: (1) the reduction or even the elimination of future benefit accruals, or (2) increases in the hourly contribution rate.

The Board of Trustees of the International Brotherhood of Electrical Workers Local Union 212 Pension Plan adopted a Funding Improvement Plan that includes scheduled increases in the hourly contribution rate. The Plan's hourly contribution rate will be increased by at least \$0.50 a year for each Plan Year from May 1, 2009 through April 30, 2014, for a total increase of \$2.50. This means that the contribution rate for a journeyman electrician will increase from \$4.60 per hour on May 1, 2009 to \$7.10 per hour on April 30, 2014. These additional contributions will not result in any additional benefit accruals under the Plan's 0.75% of contributions formula.

As of the date of this Notice, the following increases in the hourly contribution rate have already been implemented:

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|----------------------------|-----------------|
| Effective June 1, 2009 | \$5.10 per hour |
| Effective December 1, 2009 | \$5.35 per hour |
| Effective June 1, 2010 | \$5.85 per hour |
| Effective June 1, 2011 | \$6.35 per hour |

You can request a copy of the Plan's Funding Improvement Plan and the actuarial and financial data that demonstrate any action taken by the Plan toward fiscal improvement by contacting the Plan administrator.

Where to Get More Information

For more information about this Notice, you can contact the I.B.E.W. Local Union No. 212 Benefit Office at 5179 Fishwick Drive, Room 103, Cincinnati, Ohio 45216, or by calling 513-861-4800. For identification purposes, the official Plan number is 001 and the Plan Sponsor's employer identification number, or "EIN", is 31-6127280.