

**FOX VALLEY AND VICINITY LABORERS PENSION FUND**  
**NOTICE OF ENDANGERED STATUS**

EBSA/PUBLIC DISCLOSURE  
2013 SEP 25 PM 1: 5

TO: All Participants, Beneficiaries, Participating Local Unions,  
and Contributing Employers

FROM: Board of Trustees, Fox Valley and Vicinity Laborers Pension Fund

DATE: September 28, 2013

The Pension Protection Act of 2006 ("PPA") requires the Board of Trustees of the Fox Valley and Vicinity Laborers Pension Fund (the "Plan") to annually evaluate the funded status of the Plan. In general, PPA defines three levels of concern for multiemployer pension plans: #1) Endangered; #2) Seriously Endangered; or #3) Critical. The potential severity of concern for plan participants increases from #1 to #3. Plans that do not meet any of these three levels of concern must still report to the U.S. Department of the Treasury, but these plans are not considered to be a significant risk and are therefore not required to provide the information contained in this notice.

This will notify you that the Plan's actuary certified to the U.S. Department of the Treasury and to the Board of Trustees on August 29, 2013 that the Plan is in endangered status (#1 above) for the plan year beginning June 1, 2013. Federal law requires that you receive this notice. This notice is intended to meet the disclosure requirements of the PPA and to inform you of the status of the Plan.

**Endangered Status (Yellow Zone) for 2013**

The Plan is considered to be in endangered status because its funded percentage is below 80%. More specifically, the Plan's actuary determined that the Plan's projected funded percentage was 78% as of June 1, 2013. The above funded percentage is based on an actuarially smoothed asset value that does not fully reflect investment losses in 2008 and 2011, or investment gains in 2009, 2010, and 2012.

**Funding Improvement Plan**

Federal law requires pension plans in endangered status to adopt a Funding Improvement Plan aimed at improving the financial health of the plan. A Funding Improvement Plan must meet certain benchmarks for improving the Plan's financial condition over a period of years.

The Plan was amended June 1, 2010 so that benefits earned on and after this date will be equal your accrued benefit as of May 31, 2010 plus 1.50% of employer contributions made on your behalf on or after June 1, 2010. A notice was sent to participants in 2010 summarizing this change. This action, along with recent increases in the employer contribution rate, is expected to satisfy the funding improvement benchmarks that are required under a Funding Improvement Plan.

**Where to Get More Information**

For more information about this notice, you may contact the Board of Trustees, c/o Ms. Pat Shales, Administrator, Fox Valley and Vicinity Laborers Pension Fund, 2400 Big Timber Road, Building B, Suite 206, Elgin, Illinois 60124-7812; or call (847)-742-0900; Toll Free (866)-828-0900. If you would like to review the Funding Improvement Plan, you have a right to receive a copy.

36-6147409