

**SHEET METAL WORKERS
LOCAL #10 (FARGO) PENSION PLAN
PO BOX 1951
FARGO ND 58107
701-237-4787**

9/10/08 PM 7:11

Notice of Funding Status Election for the 2009 Plan Year

Name of the Plan: Sheet Metal Workers Local No. 10 (Fargo) Pension Plan

EIN and Plan Number of the Plan Sponsor: 45-0283736-001

Plan Sponsor Information: Sheet Metal Workers Local No. 10 (Fargo) Pension Plan, P.O. Box 1951, Fargo, ND 58107. Telephone number: 1-701-237-4787.

The Board of Trustees of the Sheet Metal Local 10 (Fargo) Pension Plan (the Plan) hereby notifies you that the Plan's actuary will certify to the United States Department of Treasury that the Plan is neither in "endangered" or "critical" status, as defined in the Pension Protection Act of 2006 (the PPA) and under Section 204 of the Worker, Retiree, and Employer Recovery Act of 2008 (WRERA), for the Plan year beginning January 1, 2009.

As permitted by the WRERA, the Plan actuary makes this certification by applying the Plan's funding status for the Plan year beginning January 1, 2008 to the Plan year beginning January 1, 2009. The Trustees have formally elected to follow this process. As a result, WRERA requires that the Trustees send you notice of this action.

If not for this election, the Plan would otherwise be considered to be in "endangered" status for the Plan year beginning January 1, 2009. It would be in endangered status because the Plan's funded status is below 80%, but above 65%.

Under normal circumstances, the PPA would require the Trustees to now adopt a formal funding improvement plan aimed at improving the financial condition of the Plan. However, because of the temporary relief provided by WRERA, this action is not required at this time.

This does not mean, though, that the Trustees are ignoring these issues. To the contrary, the Trustees have already taken action to improve the Plan's funded status. Contributions have increased to help fund promised benefits and the Trustees are examining other options in Plan design to rectify this situation. One of the goals of Congress in providing temporary relief through WRERA is to allow stability for the operation of plans hit hard by "once-in-a-lifetime" events in the economy and investment markets.

With these changes in place, and the ability to make future changes if necessary, the Trustees anticipate the Plan will continue to see an improved financial condition in the future. For more information about this Notice, you may contact the Plan Administrator at Noridian Benefit Plan Administrators, 4510 13th Avenue SW, Fargo ND 58107, or by calling (237) 237-4787.