

**SPECIAL NOTICE OF ELECTION ERISA/PUBLIC DISCLOSURE
MAINTAIN PRIOR YEAR STATUS**

2009 SEP -1 AM 7:13

**U.A. PLUMBERS AND STEAMFITTERS
LOCAL NO. 22 PENSION FUND**

THIS NOTICE is to inform you that the Board of Trustees of the **U.A. Plumbers and Steamfitters Local No. 22 Pension Fund** (the "Plan") has elected to temporarily freeze the Plan's status under the Pension Protection Act of 2006 for its Plan Year beginning May 1, 2009. The Plan's actuary has determined that the Plan will be in endangered status (the "yellow zone") for the May 1, 2009 Plan Year, the same as the 2008 Plan Year.

The Worker, Retiree, and Employer Recovery Act of 2008 ("WRERA") provides funding relief for multiemployer pension plans by allowing them to temporarily freeze their zone status under the PPA. Even though the Plan's status has not changed, the Trustees have decided to take advantage of the freeze election since this will avoid the need to update the Funding Improvement Plan.

As you were notified last year, the Pension Protection Act requires the Plan's actuary to certify as to the Plan's status under the Act. A certification of either endangered or critical status requires that the Trustees develop a Funding Improvement or Rehabilitation Plan for submission to the bargaining parties. The Trustees adopted a Funding Improvement Plan which required both additional employer contributions and changes to the Plan's rules for accruing service.

This election to freeze the Plan status is for only the 2009 Plan Year. The Trustees will continue to monitor the Plan's performance against the Funding Improvement Plan.

This Special Notice is intended to satisfy the requirements of Section 204(c)(2)(A)(ii) of the WRERA. If you have any questions regarding this Notice or your benefits under the Plan, please contact the Plan Office at:

U.A. Plumbers and Steamfitters Local No. 22 Pension Fund
c/o Debra Korpolinski, Fund Administrator
3651 California Road, Suite 3
Orchard Park, NY 14127
(716) 662-1816

The Funding Improvement Plan may be viewed on the Plan's website at:
www.local22benefits.com.