

**BRICKLAYERS PENSION FUND
OF WEST VIRGINIA**

2009 JUL -7 AM 6:50

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SUITE 200
PITTSBURGH, PA 15203-2352
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**NOTICE TO PARTICIPANTS, BENEFICIARIES, BARGAINING PARTIES,
PENSION BENEFIT GUARANTY CORPORATION AND SECRETARY OF LABOR
OF
ELECTION TO FREEZE SECTION 432 STATUS IN ACCORDANCE WITH SECTION 204(a) OF
WORKER, RETIREE, AND EMPLOYER RECOVERY ACT OF 2008 (WRERA)
FOR
BRICKLAYERS PENSION FUND OF WEST VIRGINIA PENSION PLAN**

Plan Sponsor: Board of Trustees of the Bricklayers Pension Fund of West Virginia Pension Plan
Employer ID: 55-6029961
Plan Number: 001
Plan Status: Critical for the plan year beginning April 1, 2009 if no Section 204 election were made

This is to inform you that an election was made by the Plan Sponsor on June 4, 2009 under section 204 of WRERA to treat the Plan as not being critical for the plan year beginning on April 1, 2009. This election applies only for the current plan year.

If the Plan is certified to be in endangered, seriously endangered or critical status for the plan year beginning April 1, 2010, the Plan Sponsor will provide you notice of the Plan's status (i.e. endangered, seriously endangered or critical) for that following year and steps will have to be taken to improve the Plan's funded situation, which steps may include increases in contributions and reductions in future benefit accruals.

If the Plan is certified to be in critical status for the Plan Year beginning April 1, 2010, the steps that will have to be taken to improve the Plan's funded situation will include a surcharge on employer contributions and the suspension of the payment of lump sums and similar accelerated distributions for individuals who commence receiving benefits after notice is provided of the Plan's critical status, and may include amendments to reduce early retirement benefits or other adjustable benefits for such individuals.

For more information about this notice, you may contact Robin Prescott, at (412) 432-1136 or write to the following:

Bricklayers Pension Fund of West Virginia Pension Plan
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