

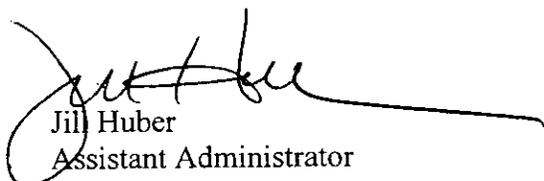
September 11 2009

U.S. Department of Labor
Employee Benefits Security Administration
200 Constitution Ave, N.W.
Washington, D.C. 20210

Re: WRERA Notice –Cement Mason Local 524 Pension Fund
EIN-31-0235930

Please find enclosed the WRERA Notice for the 2009 Plan Year.

Sincerely,



Jill Huber
Assistant Administrator

Cement Masons' Local #524 Pension Plan

205 West Fourth Street, Suite 225
Cincinnati, Ohio 45202
513-381-6886 or 800-832-7113 or Fax 513-381-0238

To: Participants of the Pension Plan

September_2009

Notice of 2009 WRERA Election Regarding Funded Status

BACKGROUND

In accordance with the *Pension Protection Act of 2006 ("PPA")*, 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:

- o *Neither Endangered nor Seriously Endangered nor Critical*
- o *Endangered*
- o *Seriously Endangered*
- o *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 actions or adopt particular programs to maintain or improve plan funding.

Trustees of pension plans that are Endangered, Seriously Endangered, or Critical must take specific actions spelled out in the Internal Revenue Code. While Endangered or Seriously Endangered plans must adopt a "funding improvement plan," Critical plans are required to adopt a "rehabilitation plan." These plans are designed to restore the pension plan's funded status over a period of time.

Recognizing that the value of plan assets, and therefore the funding, of almost all pension plans has dropped due to the recent economic crisis, Congress passed the *Worker, Retiree and Employer Recovery Act of 2008 ("WRERA")*, which gives trustees the option to keep their plan in its 2008 funded status for the 2009 plan year, regardless of the plan's actual funded status. As such, WRERA is intended to provide trustees with additional time to come up with a plan of action for dealing with their plan's funding problems.

2009 PLAN YEAR FUNDED STATUS CERTIFICATION

The actuary for the Cement Masons Local No. 524 Pension Plan ("Plan") has certified that the Plan was Endangered, as defined by PPA, for the 2009 Plan Year (i.e., June 1, 2009 - May 31, 2010). This certification was prepared based on the Plan's May 31, 2009 Draft Audit and the results of the Plan's June 1, 2008 Actuarial Valuation.

1

2008 PLAN YEAR FUNDED STATUS CERTIFICATION

For the 2008 Plan Year (i.e., June 1, 2008 – May 31, 2009), the Plan’s actuary has certified that the Plan was not Endangered, Seriously Endangered, or Critical.

**WRERA ELECTION TO CONTINUE TO USE
2008 PLAN YEAR FUNDED STATUS CERTIFICATION**

In accordance with the provisions of Section 204 of WRERA, the Plan’s Board of Trustees has voted to “freeze” the Plan’s 2008 Plan Year funded status certification, as described above, and have such certification apply to the Plan’s 2009 Plan Year. Absent this election, the Plan would have been certified as Endangered.

The freezing of the Plan’s 2008 Plan Year funded status certification will not extend beyond May 31, 2010. By August 29, 2010, the Plan’s actuary will again certify the Plan’s funded status. If at that time the Plan is certified to be Endangered, Seriously Endangered, or Critical, you will be sent a notice similar to this one explaining the Plan’s funded status and describing any actions that the Trustees may be required to take under the law. Such actions may include increases in the hourly contribution rate and/or the reduction of future benefits accruals. Additionally, if the Plan is certified to be Critical, improvement steps may include a surcharge on employer contributions, the suspension of lump sum benefit payments, or the elimination of early retirement benefits or other adjustable benefits.

WHERE TO GET MORE INFORMATION

For more information about this notice, you may contact the Board of Trustees of the Cement Masons Local No. 524 Pension Plan, 205 West Fourth Street, Suite 225, Cincinnati, Ohio 45202, (513) 381-6886. For identification purposes, the official plan number is 001 and the plan sponsor’s employer identification number or “EIN” is 31-0235930.