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INTERNATIONAL UNION OF OPERATING ENGINEERS

14 Fairfield Place • West Caldwell, NJ 07006
Branch: 4425 Atlantic Avenue • Atlantic City, NJ 08401

Notice of Temporary Delay Of Designation of Status

For

Local 68 Engineers Union Pension Plan
(EIN 51-0176618, PN 001)

This is to inform you that on June 23, 2009 the Board of Trustees elected to treat the Plan as being neither in endangered nor critical status for the plan year beginning on July 1, 2009.

The Pension Protection Act of 2006 imposes new rules on all multiemployer defined benefit pension plans intended to improve their funding status. The law has established three zones for plans with funding problems - endangered, seriously endangered, and critical. These rules first applied to the Plan on July 1, 2008, at which time it was not in any of the problem zones.

The Worker, Retiree and Employer Recovery Act of 2008 provides temporary relief to pension plans in response to the current economic crisis. It allows the Plan to "freeze" the July 1, 2008 funded status for one year, thus applying it to July 1, 2009.

This election only applies to the current plan year, and if the Plan is certified to be in endangered or critical status next year, you will be provided written notice by the Board of Trustees and steps will have to be taken to improve the Plan's funded status. Such steps may include increases in contributions, reductions in future benefit accruals, or a combination of both.

Without such election, the Plan would be in endangered status for the plan year beginning July 1, 2009.

For more information about this notice, you may contact Thomas P. Giblin, Local 68 Engineers Union Pension Fund, P.O. Box 534, 14 Fairfield Place, West Caldwell, NJ 07006. Telephone number (973)227-6426 or MaryAnne Wojtal, ext. 212.

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