



Operating Engineers Local 825 Fund Service Facilities

65 Springfield Avenue, Second Floor
Springfield, New Jersey 07081
(973) 671-6800

Pre-Cert and PPO
EBSA/PUBLIC DISCLOSURE (800) 677-3237

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EMPLOYER TRUSTEES

ROSS J. PEPE, *CO-CHAIRMAN*
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RICHARD FORMAN
JACK KOCSIS, JR.

CHRISTINE MEDICH
ADMINISTRATOR



UNION TRUSTEES

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JOHN P. LYNCH
ROBERT OCCHIUZZI

October 22, 2009

US Department of Labor
Employee Benefits Security Administration
Public Disclosure Room, N-1513
200 Constitution Avenue, N.W.
Washington, D.C. 20210

**Re: Operating Engineers Local 825 Pension Plan
EIN 22-6033380**

Gentlemen:

Enclosed is a Notice of Temporary Delay of Designation of Status for the Operating Engineers Local 825 Pension Plan.

Sincerely,

Christine Medich
Administrator

Enclosure



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Notice of Temporary Delay of Designation of Status For

Operating Engineers Local No. 825 Pension Plan
(EIN 22-6033380, PN 001)

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 is to inform you that on September 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, by freezing the Plan's July 1, 2008 funded status for one year. Without such election, the Plan would be in endangered status for the plan year beginning 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.

For more information about this notice, you may contact the Plan Administrator, Christine Medich, Operating Engineers Local 825 Fund Service Facilities, 65 Springfield Avenue, Springfield, NJ 07081. Telephone number (973)671-6800.