



Malcolm Thompson
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January 21, 2010

U.S. Department of Labor, Employee
Benefits Security Administration
Public Disclosure Room, N-1513
200 Constitution Ave., NW
Washington, DC 20210

Re: Cement Masons Local 783 Pension Trust
Plan Sponsor's EIN: 74-1976110
Plan Number: 001

Enclosed is the Notice of Critical Status and Annual Funding Notice for the above-referenced plan.

Sincerely,



E. Malcolm Thompson, FSA
President

mal@malthompson.com

EMT/pkm
Enclosures

**Notice of Critical Status
For
Cement Masons Local 783 Pension Plan**

This is to inform you that on December 24, 2009 the plan actuary certified to the U.S. Department of the Treasury, and also to the plan sponsor, that the plan remains in critical status for the plan year beginning October 1, 2009. Federal law requires that you receive this notice.

Critical Status

The plan is considered to be in critical status because it has funding or liquidity problems, or both. More specifically, the plan's actuary determined that the plan is expected to have a funding deficiency for the 2009 plan year.

Rehabilitation Plan and Possibility of Reduction in Benefits

Federal law requires pension plans in critical status to adopt a rehabilitation plan aimed at restoring the financial health of the plan. This is the second year the plan has been in critical status. On January 19, 2009, you were informed that adjustable benefits may need to be reduced or eliminated. Subsequently, the trustees adopted a rehabilitation plan on August 25, 2009. You will receive a notice identifying and explaining the effect of any reduction or elimination of adjustable benefits as part of the adopted rehabilitation plan. If the trustees of the plan determine that future benefit reductions are necessary, you will receive a separate notice identifying and explaining the effect of those reductions. Any reduction of adjustable benefits will not reduce the level of a participant's basic benefit payable at normal retirement. In addition, the reductions may only apply to participants and beneficiaries whose benefit commencement date is on or after January 19, 2009. But you should know that whether or not the plan reduces adjustable benefits in the future, effective as of January 19, 2009, the plan is not permitted to pay lump sum benefits (or any other payment in excess of the monthly amount paid under a single life annuity) while it is in critical status.

Adjustable Benefits

The plan offers the following adjustable benefits which may be reduced or eliminated as part of any rehabilitation plan the pension plan may adopt:

- Post-retirement death benefits;
- Sixty-month payment guarantees;
- Disability benefits (if not yet in pay status);
- Early retirement benefit or retirement-type subsidy;
- Benefit payment options other than a qualified joint-and survivor annuity (QJSA);
- Recent benefit increases (i.e. occurring in past 5 years);
- Other similar benefits, rights, or features under the plan such as the lump sum death benefit

Employer Surcharge

The law requires that all contributing employers pay to the plan a surcharge to help correct the plan's financial situation. The amount of the surcharge is equal to a percentage of the amount an employer is otherwise required to contribute to the plan under the applicable collective bargaining agreement. With some exceptions, a 5% surcharge is applicable in the initial critical year and a 10% surcharge is applicable for each succeeding plan year thereafter in which the plan is in critical status. Since this is the second year that the plan has been certified in critical status, any employer who has not yet adopted the rehabilitation plan will be subject to 10% surcharge on contributions.

Where to Get More Information

For more information about this Notice, you may contact

Board of Trustees of the Cement Masons Local 783 Pension Plan
c/o Malcolm Thompson & Associates
3707 FM 1960 West, Suite 200
Houston, TX 77068

(281) 453-8309

mal@malthompson.com

You have a right to receive a copy of the rehabilitation plan from the plan.