



**TEAMSTERS LOCAL 210 AFFILIATED PENSION TRUST FUND
NOTICE OF ELECTION UNDER SECTION 204 OF THE
WORKER, RETIREE, AND EMPLOYER RECOVERY ACT OF 2008**

Plan Name: Teamsters Local 210 Affiliated Pension Trust Fund
Plan EIN: 20-3856052
Plan Number: 001

Pursuant to Section 204 of the Worker, Retiree and Employee Recovery Act of 2008, the Board of Trustees of the Teamsters Local 210 Affiliated Pension Trust Fund ("Plan) elected to treat the Plan as being neither in endangered nor critical status for the plan year beginning on January 1, 2009. This election applies only for the current plan year. Federal law requires that you receive this notice.

For 2008, the Plan was in the "green" zone, meaning that it was neither in endangered nor critical status. Due to the severe decline of the market in 2008, many plans previously in the "green" zone are now in the "yellow" (endangered) or "red" (critical) zones. The Plan's investments were adversely affected by the poor market performance in 2008, and, the Fund's actuary certified to the U.S. Department of the Treasury and also to the Internal Revenue Service, the Plan is in critical status for the plan year beginning January 1, 2009.

If the Plan is certified to be in critical status for the plan year beginning on January 1, 2010, the Plan will take certain legally required actions to improve the Plan's funded status, including a surcharge on employer contributions, the suspension of certain lump sum payments, and, in some cases, a reduction in certain adjustable benefits, including, but not limited to, early retirement benefits, and recently enacted benefit increases. You will receive a separate notice if the Plan is required to take any of these steps to improve its funded status next year.

However, any reduction of adjustable benefits (other than a repeal of a benefit increase occurring in the last five years) 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 the date on which the Plan provides notice that it is in critical status for the plan year beginning on January 1, 2010.

For more information about this election, you may contact Teamsters Local 210 Affiliated Pension Trust Fund, 60 Broad Street, New York, NY 10004, (212) 308-4200.