

UNITED FOOD AND COMMERCIAL WORKERS REGIONAL PENSION FUND

BRIAN STRING, *Chairman*
DEWEY V. CANNELLA, *Secretary*

27 ROLAND AVENUE, SUITE 100
MOUNT LAUREL, NJ 08054-1056

(800) 228-7484 • (856) 793-2500
Fax (856) 793-3112

09 APR 2009 10:21

April 24, 2009

**CERTIFIED MAIL- RETURN RECEIPT
REQUESTED_#7003 2260 0004 3353 1508**

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

**RE: Notice to Freeze the Plan's Funding Status
United Food and Commercial Workers Regional Pension Plan
EIN/PN: 16-6062287/074**

Dear Sir/Madam:

Enclosed please find the Notice to Freeze the Plan's Funding Status for the above-mentioned Plan for the Plan Year beginning October 1, 2008.

Should you have any questions, please contact me at 856-793-2500, ext. 2532.

Very truly yours,
Rosemary Milewski
Rosemary Milewski
Pension Department

Enc.

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Notice of Election to Freeze the Plan's Funding Status

For

UFCW Regional Pension Fund
EIN: 16-606-2287
Plan No.: 074

You were advised by letter posted February 23, 2009, that on December 28, 2008, the actuary for the UFCW Regional Pension Fund ("Fund") certified to the Fund's Board of Trustees and to the Internal Revenue Service that under the Pension Protection Act of 2006, the Fund is in critical status for its 2008 Plan Year. However, you were also advised that as permitted by Section 204 of the Worker Retiree Employer and Recovery Act of 2008 ("WRERA"), the Fund's Board of Trustees has elected to treat the Fund as being neither in endangered nor critical status for the Plan Year beginning on October 1, 2008.

This Notice is to advise you that this election applies only to the current Plan Year, from October 1, 2008 through September 30, 2009. If the Fund is certified to be in endangered or critical status for its next Plan Year, the Fund's Board of Trustees will provide you with a notice of the Fund's status (e.g., endangered or critical) for that year and steps will have to be taken to improve the Fund's funded situation. These steps may include increases in employer contributions and reductions in future benefit accruals. In addition, if the Fund is certified to be in critical status for its next Plan Year, steps to improve the funding situation may also include a surcharge on employer contributions, the suspension of lump sum payments and similar accelerated distributions for individuals who commence receiving benefits after notice is provided of the Fund's critical status, and amendments to reduce early retirement benefits or other adjustable benefits for such individuals.

Additional information about this election can be obtained from the plan administrator by contacting the Fund Office at 27 Roland Avenue, Suite 100, Mount Laurel, New Jersey 08054, 1-856-793-2500

(4/24/09)