

SHEET METAL WORKERS' UNION LOCAL #194I
January 1, 2009

Election to Freeze Section 432 Status for 2009
Under Section 204 of the Worker, Retiree, and Employer Recovery Act of 2008 APR -6 AM 6:31

For

The Sheet Metal Workers' Union Local #194
Industrial Pension Plan
IRS ID No 23-220 3610
Plan # 001

Pursuant to the relief granted by the aforementioned law upon election, an election has been made by the Board of Trustees, the effect of which is to carry over the funding status of the plan under the Pension Protection Act of 2006, known as the section 432 status, from the 2008 plan year to the 2009 plan year.

The 2008 funding level was 95.2% which put the plan well into the safe "green" zone and required no remedial action. Following the extreme decrease in the value of the trust fund as of December 31, 2008 as a result of declining investment markets, the projected funding level for 2009 is expected to be 73.2%. This would have put the plan in the "orange" or seriously endangered zone, without the elected relief.

The relief is granted for only the 2009 year. Should the values of the trust fund not recover sufficiently to put the plan back in the "green" zone by December 31, 2009 and the plan continues in the "orange" zone, then an additional notice will be provided and steps will have to be taken to improve the funding level of the plan. These steps would include increases in contributions and/or decreases in future benefit accruals.

Additional information may be available at the plan administrator's office at:

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