

**IBEW LOCAL UNION 400 PENSION FUND  
GENERAL NOTICE PURSUANT TO THE  
WORKER, RETIREE AND EMPLOYER RECOVERY ACT OF 2008  
REGARDING THE ELECTION TO FREEZE ZONE STATUS**

**EBSA (PUBLIC DISCLOSURE)  
2009 JUL 28 AM 6: 57**

**FROM:** IBEW Local Union 400 Pension Plan

**DATED:** July 15, 2009

**TO:** Participants and Beneficiaries of the IBEW Local Union 400 Pension Fund  
Northern NJ Chapter, Inc. NECA  
The Pension Benefit Guaranty Corporation  
The Secretary of Labor (US Department of Labor; EBSA)

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**Plan Name:** IBEW Local Union 400 Pension Plan  
**EIN:** 22-6257847      **Plan #** 001

This notice is provided to inform you of a recent decision made by the Board of Trustees of the IBEW Local Union 400 Pension Plan regarding its funded status. Starting in 2008, the Pension Plan was required to undergo a series of actuarial tests annually. The results of the tests cause the Plan to be placed into one of the following "status" categories:

1. Neutral
2. Endangered
3. Seriously Endangered
4. Critical

The Plan Actuary must certify annually into which of the four categories the Plan falls. Because of the significant market losses during 2008, the Plan has fallen into the Endangered status for the Plan Year 2009. However, because the Worker, Retiree, and Employer Recovery Act of 2008 ("WRERA"), the Fund has been given the opportunity to "freeze" the status from the prior year, 2008. This enables the Plan to defer taking corrective action otherwise required under current Pension law. This notice serves to inform you that an election has been made under Section 204 of WRERA to treat this Plan as remaining in Neutral status for the Plan Year beginning on April 1, 2009.

This election only applies to the Plan Year commencing April 1, 2009 and ending March 31, 2010 and if the Plan is Endangered, Seriously Endangered or Critical next year, you will be provided written notice and the Board of Trustees will need to take steps to improve the funded status of the Plan including increases in contributions, reductions in future benefit accruals or a combination of both.

You may obtain more information about this subject by contacting your plan administrator at the following address and/or telephone number.

**Plan Administrator:** I E Shaffer & Co.  
**Address:** 830 Bear Tavern Road, PO Box 1028, West Trenton, NJ 08628  
**Telephone:** 1-800-792-3666