

**SCHEDULE E
(Form 5500)**

Department of the Treasury
Internal Revenue Service

ESOP Annual Information

Under Section 6047(e) of the Internal Revenue Code

► **File as an attachment to Form 5500 or 5500-EZ.**

Official Use Only

OMB No. 1210-0110

2002

**This Form is NOT Open
to Public Inspection.**

For calendar plan year 2002
or fiscal plan year beginning

MM / DD / YYYY

and ending

MM / DD / YYYY

A Name of plan

B Three-digit
plan number ►

□ □ □

C Plan sponsor's name as shown on line 2a of Form 5500 or 5500-EZ

D Employer Identification Number

□ □ - □ □ □ □ □ □

Yes No

1a Did the employee stock ownership plan (ESOP) have an outstanding securities acquisition loan within the meaning of Code section 133 during the plan year?

□

□

b Did the employer maintaining the ESOP pay dividends (deductible under section 404(k)) on the employer's stock held by the ESOP during the employer's tax year in which the plan year ends?

□

□

If both line **1a** and line **1b** are "No," DO NOT complete any other questions on this schedule.

Attach the schedule to the Form 5500 or 5500-EZ you file for your ESOP plan.

2 What is the total value of the ESOP assets?

□ □ □ □ □ □ □ □ □ □ . 00

3 If the ESOP holds preferred stock, under what formula(s) is the preferred stock convertible into common stock of the employer corporation

□ □ □ □ □ □ □ □ □ □

4 If unallocated employer securities were released from a loan suspense account, indicate below the methods used:

a ☐ Principal and interest (Excise Tax Regulations section 54.4975-7(b)(8)(i));

b ☐ Principal only (Excise Tax Regulations section 54.4975-7(b)(8)(ii));

c ☐ Other (attach an explanation)

Yes No

5 Were unallocated securities or proceeds from the sale of unallocated securities used to repay any exempt loan (within the meaning of Code section 4975(d)(3))? If "Yes," attach a description of the transaction

□

□

If the ESOP or the employer corporation has one or more outstanding securities acquisition loans intended to satisfy Code section 133, complete lines 6 through 11, otherwise skip to line 12.

6a Was the ESOP loan part of a "back to back" loan? (See instructions for definition of "back to back" loan.)

□

□

b If line **6a** is "Yes," are the terms of the two loans substantially similar?

□

□

c Do the two loans have the same amortization schedule?

If "No," attach an explanation of how the amortization schedules differ

□

□

7 Is the loan an immediate allocation loan as defined in Code section 133(b)(1)(B)?

□

□

8a What was the date of the securities acquisition loan?

MM / DD / YYYY

For Paperwork Reduction Act Notice and OMB Control Nos., see the inst. for Form 5500 or 5500-EZ. Cat. No. 12349Y Schedule E (Form 5500) 2002

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- | | | | |
|----------|--|--------------------------|--------------------------|
| b | At all times after the acquisition of the employer securities with the loan proceeds, did the ESOP own more than 50% of: | Yes | No |
| | (i) each class of outstanding stock of the employer corporation, or | | |
| | (ii) the total value of all outstanding stock of the corporation? | ☐ | ☐ |
| c | If line 8b is "No," does the securities acquisition loan satisfy one of the transition rules of Act section 7301(f) of OBRA 1989 or satisfy the exception in Code section 133(b)(6)(B)(ii)? (See instructions for explanation of transition rules.) | ☐ | ☐ |
| d | If line 8c is "No," enter the name and address of payees to whom interest with respect to securities acquisition loans was paid. | | |

- | | | | |
|------------|---|--------------------------|--------------------------|
| 9 | What was the amount of interest paid on the securities acquisition loan? | | |
| | | | |
| 10a | Were any securities disposed of within 3 years after the plan acquired section 133 securities in a taxable event described in Code section 4978B(c)? | Yes | No |
| | | ☐ | ☐ |
| b | If line 10a is "Yes," does one or more of the exceptions provided in Code section 4978B(d) apply to all dispositions of employer securities? | ☐ | ☐ |
| | | | |
| 11a | Were any of the ESOP's securities acquisition loans refinanced during this reporting period? | ☐ | ☐ |
| | | ☐ | ☐ |
| b | If line 11a is "Yes," does the refinancing meet the requirements of Act section 1602 of SBJPA 1996? | ☐ | ☐ |
| | <i>If the employer maintaining the ESOP deducted dividends under Code section 404(k), answer the questions on lines 12 through 15, otherwise skip to line 16.</i> | | |
| | | | |
| 12a | Did the amount of the dividends paid exceed the employer's current or accumulated earnings and profits within the meaning of Code section 316? | ☐ | ☐ |
| | | ☐ | ☐ |
| b | Is the amount paid a dividend under applicable state law? | ☐ | ☐ |
| | | | |
| 13 | If dividends deducted under Code section 404(k) were used to repay an exempt loan, were any dividends used to repay the loan generated by securities that were not acquired with the proceeds of the loan being repaid? | ☐ | ☐ |
| | | | |
| 14 | If the answer to line 13 is "Yes," were the dividends paid with respect to employer securities that satisfy the transition rules of Act section 7302(b)(2) of OBRA 1989? | ☐ | ☐ |
| | | | |
| 15 | Did the employer make payments in redemption of stock held by an ESOP to terminating ESOP participants and deduct them under Code section 404(k)(1)? | ☐ | ☐ |



	Yes	No
16a Were any dividends subject to an election by participants or their beneficiaries under Code section 404(k)(2)(A)(iii) to reinvest the dividends in employer securities?	☐	☐
If "Yes," answer lines 16b and 16c. If "No," skip to line 17a.		
b Did the election comply with the requirements of Notice 2002-2?	☐	☐
c Are dividends reinvested in employer securities pursuant to the election fully vested?	☐	☐
17a Is the ESOP maintained by an S corporation?	☐	☐
If "Yes," answer lines 17b, c, d, and e. (Also, "2Q" must be entered on Form 5500, line 8.)		
b Was the ESOP established after March 14, 2001?	☐	☐
c If the ESOP was established on or before March 14, 2001, was an S corporation election under section 1362(a) in effect on that date? (See Notice 2002-2, Q&A-15 for further information.)	☐	☐
d If the answer to line 17b is "Yes" or to line 17c is "No," were any prohibited allocations of securities in an S corporation within the meaning of section 409(p)(1) made to any disqualified person (as defined in section 409(p)(4))?	☐	☐
e If any prohibited allocations were made, has the ESOP complied with section 409(p)(2)(A) relating to distributions to disqualified persons and has the S corporation maintaining the ESOP complied with section 4979A?	☐	☐



