UFCW Local 1776 & Participating Employers Pension Fund

Wendell W. Young, IV
Chairman

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Dewey Cannella
Secretary

Notice of Election to Freeze the Plan's Funding Status

For

UFCW Local 1776 and Participating Employers Pension Fund
EIN: 23-6461717
Plan No. 001

This Notice is to advise you that on March 31, 2009, the actuary for the UFCW Local 1776 and Participating Employers 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 2009 Plan Year. However, 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 January 1, 2009.

This election applies only to the current Plan Year, from January 1, 2009 to December 31, 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:

Healthcare Strategies, Inc.
3031B Walton Road
Plymouth Meeting, PA 19462
Telephone: 610.941.9400
Toll-free: 800.458.8618