



2520032033281

December 9, 1992

Office of Employee Benefits Security  
Labor-Management Services Administration  
U.S. Department of Labor  
Washington, D.C. 20216

Dear Sir/Madam:

As you can see from the enclosed letter from the Club Managers Association, there have been some questions about the filing requirements for Clubs adopting a deferred compensation plan.

Approximately five years ago, our Club did enroll in a deferred compensation plan administered by Aetna Life Insurance. At that time, a letter was sent to the Department of Labor by our club president. A copy of this letter is also enclosed.

Due to the current confusion surrounding who has correctly filed and who hasn't, we would like to be assured by you that we fulfilled our filing requirements. Legal counsel advised us that the above mentioned letter by our club president satisfied the reporting and disclosure requirements. However, we would like to hear from your department to be sure everything is in order.

Thank you for your cooperation in this matter.

Sincerely,

Fred J. Werth  
Controller  
Minnesota Valley Country Club





# Club Managers Association of America

1733 KING STREET

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Woodmont Country Club  
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Rockville, MD 20852

PAUL K. SKELTON, CCM  
Troon Golf and Country Club  
25000 N. Windy Walk Drive  
Scottsdale, AZ 85255

NORMAN J. SPITZIG, Jr., CCM  
Fort Wayne Country Club  
5221 Covington Road  
Fort Wayne, IN 46804

#### Executive Vice President

JAMES B. SINGERLING, CCM, CEC

Dear CMAA Member:

November 23, 1992

As we previously informed you, the Association has retained legal counsel to examine the governmental reporting and disclosure requirements with respect to the AETNA Deferred Compensation Plan and those Clubs that have adopted the Plan. Legal counsel has informed us that each Club is separately responsible for complying with the reporting and enclosure requirements.

In order to satisfy the reporting and disclosure requirements, each Club should have filed a statement with the U.S. Department of Labor within 120 days after the date on which the Club adopted the Plan. The statement would have relieved the Club from having to file annual reports with the Internal Revenue Service on Form 5500 for each year that the Plan has been in existence.

If the statement was not filed within the 120 day period, all of the reporting and disclosure requirements became applicable to your Plan, including the filing of the Annual Report Form 5500, and the Club is subject to civil penalties for the failure to comply.

As you may be aware, the Department of Labor is currently sponsoring a Civil Penalty Relief Program for Late Filers. The Program is available to those Clubs that have adopted the Plan. Under the Late Filer Program, each Club that failed to file the statement within the 120 day period will not be required to file an Annual Report Form 5500 for any prior year as long as the statement is filed with an accompanying penalty payment of \$1,000 on or before **December 31, 1992**. We strongly recommend that each Club that did not initially file the statement with the Department of Labor, take advantage of this Relief Program before December 31, 1992.

We have attached a "sample statement" that may be used in making this filing on behalf of your Club under the Late Filer Program.

The Late Filer Program allows plan sponsors a one-time opportunity to file an overdue Annual Report without incurring a full penalty. The civil penalty is the lesser of \$50 per day, for each day following the date on which the annual report was due, not to exceed \$1,000 per statement. If the statement is filed after the grace period, penalties as high as \$300 per day per plan, up to \$30,000 can be assessed.

If you have any questions with respect to the forgoing, please call Bill Hamm at (800) 282-3343.

Sincerely,

James B. Singerling, CCM  
Executive Vice President

P.S. Please re-check your records for the proper paper work that should have been filed with the Department of Labor. We have found that many managers have filed and do not need to submit the enclosed sample form before the December 31, 1992 deadline.

# MINNESOTA VALLEY CLUB, INC.

6300 AUTO CLUB ROAD • BLOOMINGTON, MINNESOTA 55438  
CLUBHOUSE 884-2409 GOLF SHOP 884-1744

January 28, 1988

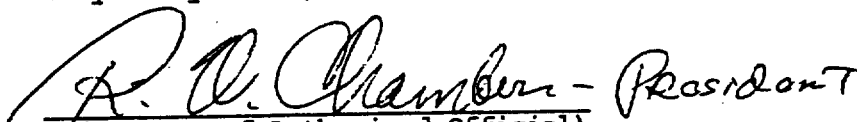
Office of Employee Benefits Security  
Labor - Management Services Administration  
U.S. Department of Labor  
Washington, D.C. 20216


RE: EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974  
29 CFR PART 2520

Gentlemen:

In accordance with the "Alternative method of Compliance for pension plans for certain selected employees," (Section 2520-104-23), please be advised that Minnesota Valley Country Club, located at 6300 - Auto Club Road, Bloomington, Minnesota 55438, identified by 41-155-7904, maintains 1 plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees who number 1.

Very Truly Yours,

  
(Signature of Authorized Official)

  
(Employer)