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Top Hat Plan Exemption  
Pension & Welfare Benefits Administration  
Room N-5644  
United States Department of Labor  
200 Constitution Avenue, NW  
Washington, D.C. 20210

Re: Statement under DOL Reg. §2520.104-23

Ladies/Gentlemen:

This is to declare the undersigned has established a plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. This is the only such plan maintained by the undersigned and there are currently 15 employees participating in this plan.

The Employer Identification Number & address of the undersigned are as follows:

EIN: 22-3377320

Address: 7 PEARL COURT

ALLENDALE, NJ 07401

Upon request, the undersigned will provide the plan document as required by Section 104(a) (1) of ERISA.

Sincerely,

x Doherty Enterprises, Inc.  
Print Employer Name

By: [Signature]  
Signature

Title CEO

Dated: 12/30/03

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**BCG**  
**Benefit Consultants Group**

600 Delran Parkway Suite B  
Delran, NJ 08075

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