



**Scallon Controls**

December 22, 2000

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U.S. DEPT. OF LABOR  
FMB/A PUBLIC DISCLOSURE  
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Top Hat Plan Exemption  
Pension & Welfare Benefits Administration  
Room N-5644  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, D.C. 20210

Re: *Alternative Method of Compliance with Reporting and Disclosure  
Requirements Per Section 2520.104-23 of the Department of Labor Regulations*

Gentlemen:

This statement is being filed in accordance with the requirements of the captioned regulations and also in lieu of filing Internal Revenue Service Form 5500:

**I. EMPLOYER NAME, ADDRESS AND TAXPAYER IDENTIFICATION NUMBER:**

Scallon Controls, Inc.  
2455 West Cardinal Drive  
Beaumont, Texas 77705  
Taxpayer Identification Number: 74-1918146

**II. STATEMENT AS TO PLAN:**

Scallon Controls, Inc. maintains, at the above address, a Deferred Compensation Plan ("Plan") primarily for the purpose of providing retirement compensation for a select group of management or highly compensated employees. The Plan has one participant.

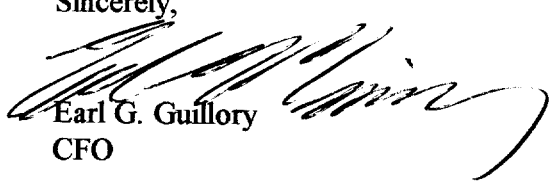
**III. ERISA COMPLIANCE:**

The Employer is making this filing solely as a protective measure in the unlikely event its Plan would be determined at some point to be an employee benefit plan as defined in section 3(3) of ERISA. This form and this filing are not, and should not be construed as, an admission by the Employer that the Plan is an employee benefit plan subject to ERISA for any purpose.

**IV. COPY OF PLAN:**

A copy of the Plan will be provided to the Department of Labor upon request.

Sincerely,

  
Earl G. Guillory  
CFO



Scalton Controls, Inc.  
P.O. Box 5005  
Beaumont, Texas 77726-5005

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