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January 17, 2002

Top Hat Plan Exemptions
Pension and Welfare Benefits Administration
Room N-5644
U.S. Department of Labor
200 Constitution Avenue, NW
Washington DC 20210

RE: Spangler Candy Company Defined Contribution Performance Related Plan

Gentlemen:

Pursuant to Department of Labor Regulation section 2520.104-23, we hereby advise you of the adoption of a non-qualified deferred compensation plan by Spangler Candy Company for a select group of its management or highly compensated employees.

As required by Regulation section 2520.104-23, the following information is provided:

1. Name and Address of Employer:
Spangler Candy Company
400 North Portland Street
Bryan, Ohio 43506
2. Employer I.D. No: 34-4360680
3. Name Of Plan: Spangler Candy Company Defined Contribution Performance Related Plan, a non-qualified, unfunded deferred compensation plan for a select group of management or highly compensated employees.

Upon request, Spangler Candy Company will provided the Department of Labor with a copy of the Defined Contribution Performance Related Plan.

We understand that by filing this statement, Spangler Candy Company will be deemed to have satisfied the reporting and disclosure provisions of Title I of ERISA with respect to the Defined Contribution Performance Related Plan.

Please date-stamp and return the enclosed additional copy of this letter to the undersigned in the enclosed self-addressed, stamped envelope. Should you need any additional information regarding this matter, please contact me.

Sincerely,

SPANGLER CANDY CO.

William G. Martin
Director - Finance & Administration

Encl.



SPANGLER CANDY COMPANY
400 NORTH PORTLAND STREET P.O. BOX 71
BRYAN, OHIO 43506

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