

**STATEMENT OF COMPLIANCE WITH**

**29 CFR 2520.104-23**

**2520052092279**

Re: Rutherford & Chekene  
427 13th Street  
Oakland, CA 94612  
EIN #: 94-1635917  
Name of Plan: Deferred Compensation Agreement for Rutherford & Chekene

Rutherford & Chekene ("Employer"), a California corporation, maintains an unfunded deferred compensation plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. The Employer maintains one unfunded deferred compensation plan with 24 employees as current participants in that plan.

The Employer will provide plan documents to the Secretary of Labor on request as required by Section 104(a)(1) of the Employee Retirement Income Security Act of 1974.

DATED: July 6, 2001

2057.X04

GEORGE N. BUFFINGTON\*  
DIANE AARON  
GITA C. SURAJ  
\* CERTIFIED SPECIALIST IN  
TAXATION, CALIFORNIA BOARD OF  
LEGAL SPECIALIZATION

BUFFINGTON & AARON  
A LAW CORPORATION  
SUITE 820  
388 MARKET STREET  
SAN FRANCISCO CA 94111

U.S. DEPT. OF LABOR  
ERISA/PUBLIC DISCLOSURE  
01 JUL 17 PM 1:06  
TELEPHONE (415) 391-9600  
FAX (415) 391-9611

July 5, 2001

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

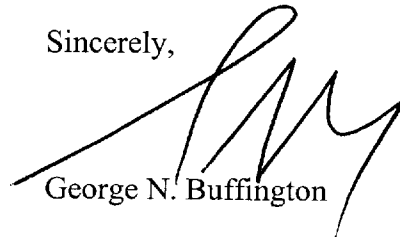
Top Hat Plan Exemption  
Pension & Welfare Benefits Administration  
Room N-5644  
U.S. Department of Labor  
200 Constitution Ave. N.W.  
Washington DC 20210

Re: Deferred Compensation Agreement for Rutherford & Chekene ("Plan")

Dear Sir/Madam:

Enclosed is a Statement of Compliance with 29 CFR 2520.104-23 that is being filed on behalf of the above Plan.

Sincerely,



George N. Buffington

GNB: mc  
Enclosures: 2057.X04  
cc: Greg Ripley (w/enclosure)

2057.L07

CERTIFIED MAIL



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