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**BLACKWELL SANDERS PEPPER MARTIN**  
LLP

720 OLIVE STREET Twenty-Fourth Floor  
ST. LOUIS, MO 63101-2396

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August 19, 1999

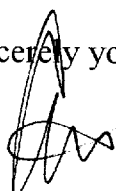
Top Hat Plan Exemption  
Pension and Welfare Benefits Administration  
Room N-5644  
U.S. Department of Labor  
200 Constitution Avenue NW  
Washington, DC 20210

Re: Deferred Compensation Plan of Dierbergs Markets, Inc.

Dear Sir/Madam:

Enclosed is a notice with regard to the above referenced plan required under DOL Regulation Section 2520.104-23.

Sincerely yours,

  
Albert S. Rose

ASR:prt  
Enclosure

August 10, 1999

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

Re: Notice of Plan of Deferred Compensation

Dear Sir/Madam:

Pursuant to DOL Regulation Section 2520.104-23, the undersigned employer hereby files the following information with respect to its plan of deferred compensation.

1. Name and address of employer:  
  
Dierbergs Markets, Inc.  
1422 Elbridge Payne Road — *POST OFFICE BOX 1070*  
Chesterfield, Missouri 63006
2. Federal Employer Identification Number:  
  
43-0863198
3. The Employer maintains a plan of deferred compensation primarily for the purpose of providing deferred compensation to a select group of management or highly compensated employees.
4. One employee is covered by <sup>the</sup> ~~each~~ plan.

DIERBERGS MARKETS, INC.

By: *Robert J. Dierberg* *President*

BLACKWELL SANDERS PEPER MARTIN<sup>LLP</sup>

720 OLIVE STREET SUITE 2400 ST. LOUIS, MO 63101

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