



America's Produce Specialist

May 16, 2005

2520052093059

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

Re: Notice of Plan of Deferred Compensation

Pursuant to DOL Reg. Sec. 2520.104-23, the undersigned Employer hereby files the following information with respect to its plan of deferred compensation:

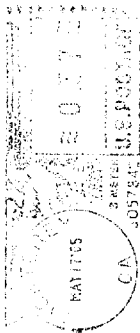
1. Name and Address of Employer:
Pro*Act, LLC
22 Lower Ragsdale Drive, Suite A
Monterey, CA 93940
2. Federal Employer Identification Number (EIN): 77-0437487
3. The Employer maintains one plan of deferred compensation, which is evidenced by written documents and which became effective May 16, 2005, primarily for the purpose of providing supplement retirement benefits to a select group of management and highly-compensated employees.
4. Approximately fourteen (14) employees are covered by such plan.

Sincerely,

Bonnie Kilgore, Esquire
Director, Legal and Accounting
Pro*Act, LLC



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