



June 1, 2005

2520052093101

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

Re: Top Hat Excess Plan

Dear Secretary:

Pursuant to Section 2520.104.23 of the Department of Labor's Regulations, this letter will serve as notice that, with respect to the Robin Hood Foundation Section 457 Deferred Compensation Plan (the "Plan"), which has been adopted effective May 1, 2005, the undersigned intends to use the alternative form of compliance with the reporting and disclosure requirements of Part 1 of Title 1 of the Employee Retirement Income Security Act of 1974 ("ERISA"), which alternative form of compliance is provided in the aforesaid Regulations Section.

Pursuant to Regulations Section 2520.104-23(b), the following information is provided:

1. Name and Address of Employer: The Robin Hood Foundation
826 Broadway, 7th Floor
New York, NY 10003-4826
2. Employer's Employer
Identification Number (EIN): EIN 13-344-1066
3. The Employer hereby declares that it maintains the Plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees of the Employer.

826 Broadway, 7th floor New York, New York 10003 telephone 212-227-6601 fax 212-227-6698 www.robinhood.org

Chair Glenn Dubin Vice Chair Robert W. Pittman Vice Chair Dirk Ziff Lee S. Ainslie III Victoria B. Bjorklund Lloyd C. Blankfein Peter F. Borish Tom Brokaw
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Kenneth G. Langone Mary McCormick Doug Morris Lachlan Murdoch Daniel S. Och Gwyneth Paltrow David Puth Diane Sawyer John Sykes Harvey Weinstein
Executive Director David Saltzman



4. The Employer hereby states that it maintains one plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees, and the number of employees in such plan is as follows:

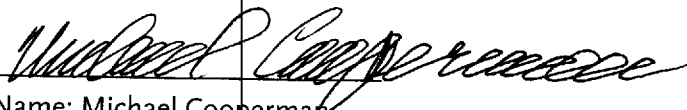
The Robin Hood Foundation Section 457 Deferred Compensation Plan –
10 employees

The above plan is covered by this letter.

5. Pursuant to Regulations Section 2520.104.23(b)(2), the Employer will provide Plan documents, if any, to the Secretary of Labor upon request, as required by Section 104(a)(1) of ERISA.

Very truly yours,

Robin Hood Foundation

By: 

Name: Michael Cooperman

Title: Chief Operating Officer



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

CERTIFIED MAIL



7004 2690 0003 1290 6391

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**RETURN RECEIPT
REQUESTED**

