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December 1, 2005

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

To the Secretary of Labor:

In order to comply with the requirements of the alternative reporting and disclosure method under ERISA, Title 1, Part 1 as provided for an unfunded or insured pension plan for a select group of management or highly compensated employees in D.O.L. Reg. Section 2520.104-23, the following information is provided by the undersigned Plan Administrator

:

- (1) The name of the employer is: **Brown Distributing Company**
- (2) The mailing address of the employer is: **8711 Johnny Morris Road
Austin, TX 78724**
- (3) The employer's federal identification number (EIN) is: **74-2983920**
- (4) The number of participants in the plan: **8**
- (5) The adoption date of the Plan is: **01/01/2005**

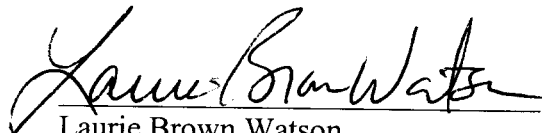
Secretary of Labor

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The above named employer maintains this plan primarily for the purpose of providing deferred compensation to a select group of management or highly compensated employees. The employer will provide a copy of the agreement to the Secretary of Labor upon request.

By:



Laurie Brown Watson
Vice President/ Plan Administrator
Brown Distributing Company

12-13-05

(Dated)

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Texas Highway North

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