



E. A. Sween Company

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

Re: Filing Statement for Top Hat Plan

Dear Secretary:

This letter is intended to comply with the requirements of the Department of Labor Regulations Section 2520.104-23. By complying with this regulation, it is understood that no further reporting and disclosure is required under Part 1 of Title I of ERISA for the applicable top hat plans.

- A. Name and Address of Employer: E.A. Sween Company
16101 W. 78th Street
Eden Prairie, MN 55344
- B. Employer Identification Number: 41-0878603
- C. Employer maintains the following plans for the purpose of providing deferred compensation for a select group of management or highly compensated employees:
 - a. Name of Plan: E.A. Sween Company Tax Deferred Equity Participation Plan
 - Number of Participants: 43

I have enclosed an additional copy of this correspondence with this letter. I request you that you date and return the additional copy in the enclosed envelope evidencing your receipt of same. If you should have any questions regarding this statement please contact me at 952-949-1440.

Very Truly Yours,

Kimberly Larish

By: Kimberly Larish

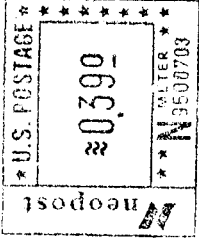
Its: V.P. of Human Resources

Dated: 2/9/06

16101 West 78th Street
Eden Prairie, Minnesota
55344-5798



E.A. Sween Company



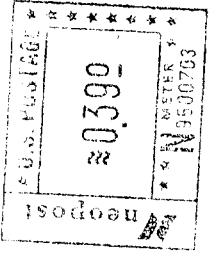
Top Hat Plan Exemption
Employee Benefits Security Administration
Room N 1513
U.S. Department of Labor
200 Constitution Ave. N.W.
Washington, DC 20210



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Eden Prairie, Minnesota
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