

WILENTZ GOLDMAN & SPITZER P.A.

ATTORNEYS AT LAW

90 Woodbridge Center Drive
Suite 900 Box 10
Woodbridge, NJ 07095-0958
(732) 636-8000
Fax (732) 855-6117

Meridian Center I
Two Industrial Way West
Eatontown, NJ 07724-2265
(732) 542-4500
Fax (732) 493-8387

110 William Street
26th Floor
New York, NY 10038-3901
(212) 267-3091
Fax (212) 267-3828

<http://www.wilentz.com>

Woodbridge
Direct: (732) 726-7474
Fax: (732) 726-6679
Email: aleone@wilentz.com

DAVID T. WILENTZ (1919-1988)
G. GEORGE GOLDMAN (1922-1959)
HENRY M. SPITZER (1928-1988)

WARREN W. WILENTZ
MATTHIAS D. DILEO
MORRIS BROWN
FREDERIC K. BECKER²
NICHOLAS L. SANTOWASSO
RICHARD F. LERT²
JOHN A. HOFFMAN
STEPHEN E. BARCAN
FRANCIS V. BONELLO
VINCENT P. MALTESE
DAVID M. WILDSTEIN
GORDON J. GOLUB
MARVIN J. BRAUTH²
STUART A. HOBERMAN^{2,3}
STEPHEN A. SPITZER
ANNE S. BABINEAU¹
CHRISTINE D. PETRUZZELL
BRIAN J. MOLLOY
RANDALL J. RICHARDS
SHELDON E. JAFFE²
JOSEPH J. JANKOWSKI
DAVID S. GORDON
FREDERICK J. DENNEHY
ROY H. TANZMAN²
STEVEN J. TRIPP
JAY J. ZIZNEWSKI
ALAN WASSERMAN⁴
JAMES E. TRABILSY
MAUREEN S. BINETTI⁴
ANTHONY J. PANNELLA, JR.
MICHAEL J. BARRETT⁴
MICHAEL F. SCHAFF^{2,7}
ANGELO JOHN CIFALDI
FRANCIS X. JOURNICK, JR.
KEVIN M. BERRY²
NOEL S. TONNEMAN¹
JOHN T. KELLY²
C. KENNETH SHANK²

BARRY A. COOKE³
JON G. KUPILIK
PETER R. HERMAN²
EDWARD T. KOLE
HESSER G. McBRIDE, JR.
ERIC JOHN MARCY
ROBERT C. KALITZ^{2,8}
VIOLA S. LORDI²
LYNNE M. KIZIS
KEVIN P. RODDY^{2,9,10}
STEVEN P. MARSHALL
DOUGLAS WATSON LUBIC²
CHERYL J. OBERDORF
LISA A. GORAB²
RUSSELL J. FISHKIND²
FRED HOPKE¹
CHARLES F. VUOTTO, JR.¹
DONALD E. TAYLOR²
BARRY R. SUGARMAN²
BRETT R. HARRIS^{2,5}
ALFRED M. ANTHONY²
DARREN M. GELBER^{2,10}
MATTHEW M. WEISSMAN²
WILLIAM J. LINTON
DONNA M. JENNINGS
GIOVANNI ANZALONE
PETER A. GREENBAUM²
WILLARD C. SHIH¹
BLAIR R. ZWILLMAN^{1,10}
STEVEN R. ENIS²
LAWRENCE C. WEINER²

OF COUNSEL
ROBERT A. PETITO
HAROLD G. SMITH
ALFRED J. HILL (1962-2002)
ROBERT J. CIRAFESI (1970-2004)
ALAN B. HANDLER²
DOUGLAS T. HAGUE
MYRON ROSNER²

COUNSEL
DAVID P. PEPE
SUSANNE S. O'DONOHUE⁴

RISA A. KLEINER^{3,4}
RUTH D. MARCUS¹
RICHARD J. BYRNES
JAY V. SURGENT
LEE ANN McCABE²
LAURIE E. MEYERS^{3,4}
JAMES P. LUNDY^{2,3}
ELIZABETH FARLEY MURPHY
JAMES E. TONREY, JR.²
DEIRDRE WOUFFE PACHECO²
ROBERTO BENITES

ASSOCIATES
LINDA LASHBROOK
LORETTA KIRSCH PRIVES²
YVONNE MARCOSE
ELIZABETH C. DELL²
ABBY RESNICK-PARIGIAN^{2,3}
BRIAN KALVER²
ELLEN TORREGROSSA-O'CONNOR
NANCY A. SLOWE²
KELLY A. ERHARDT-WOJIE³
JEFFREY J. BROOKNER
JAMES E. MCGUIRE
FRANCINE E. TAJFEL²
ELIZABETH SISO BAIR
RONALD P. COLICCHIO^{2,10}
M. MATTHEW MANNION¹
DANIEL M. SERVISS
COURTENAY C. HANSEN²
TODD E. LEHDER⁷
JOHN M. CANTALUPO²
JOHN E. HOGAN²
DONNA A. MCBARRON
DANIEL R. WASPATA²
JOSEPH R. ZAPATA, JR.
JOHN P. MURDOCH II
ANNA MARIA TEJADA²
MARY H. SMITH
EDWARD J. ALBOWICZ²
THOMAS P. KELLY^{2,8}

ANNA I. MONFORTH
JENNIFER D. SOYKA²
EVERETT M. JOHNSON²
ALEX LYUBARSKY²
GERASIMOS M. KITSOPOULOS²
KEVEN H. FRIEDMAN²
GREGORY D. SHAFFER^{2,4}
JESSICA S. FYATT
LOUIS J. SEMINSKI, JR.
LILLIAN A. PLATA
ROBERT L. SELVERS²
PAMELA R. GOLD-ZAFRA²
ALYSON M. LEONE²
JULIE A. DEMAREE
KEITH L. HOVEY²
GEMMA L. ABERNOMCH⁴
KRISTEN M. BENEDETTO²
KARL AUGUST DORWART²
GIRA A. DESAI
JOSEPH J. RUSSELL, JR.²
DEEPA KAIREN
DANIEL A. PRUPIS

¹ Certified Civil Trial Attorney
² Certified Criminal Trial Attorney
³ Certified Matrimonial Attorney
⁴ Certified Workers Compensation Attorney
⁵ National Certified Civil Trial Specialist
Approved by the ABA
1 Not admitted NJ
2 Admitted NY
3 Admitted PA
4 Admitted CT
5 Admitted DC
6 Admitted MA
7 Admitted MD
8 Admitted VA
9 Admitted CA
10 Admitted FL

October 6, 2006

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VIA CERTIFIED MAIL

Office of Pension and Welfare

Benefit Programs

Labor Management-Services Administration

U.S. Department of Labor

Top Hat Plan Exemption

Room N-5638

200 Constitution Avenue, NW

Washington, DC 20216

Re: Employer: Bergen Cardiology Associates, P.A.

Employer Identification Number: 22-3120906

Employer Address: 222 Cedar Lane, Suite 208, Teaneck, NJ 07666

This document constitutes the statement required by 29 C.F.R. 2520.104-23(a)(1) to be filed with the Secretary of Labor in respect to a Deferred Compensation Plan maintained by the above Employer. The employer currently maintains a Deferred Compensation Plan for executives who are members of a select group of management or who are highly compensated. The number of participants in such plan is five.


The Deferred Compensation Plan pays each participant deferred compensation upon termination of his/her employment for any reason other than death, in consideration of past services rendered to the Employer that were not fully compensated. The amount of deferred compensation is equal to the Weighted Average (as defined in the Deferred Compensation Agreement) of the W-2 compensation of the participant during the last thirty-six (36) full months prior to the last day of his/her employment with the Employer, excluding the portion thereof attributable to compensation

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paid to the participant for performing interventionalist services. The deferred compensation payments are subject to certain reductions and limitations.

Very truly yours,

WILENTZ, GOLDMAN & SPITZER, P.A.
Attorneys for Employer

By: 
Alyson M. Leone, Esq.



7440 3701 9849 5599 1477

RETURN RECEIPT REQUESTED

WILENTZ, GOLDMAN & SPITZER

A Professional Corporation
90 Woodbridge Center Drive
P.O. Box 10, Suite 900
Woodbridge, New Jersey 07095

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