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

Re: Statement under DOL Reg. §2520.104-23

Ladies/Gentlemen:

This is to declare the undersigned has established a plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. This is the only such plan maintained by the undersigned and there are currently 2 employees participating in this plan.

The Employer Identification Number & address of the undersigned are as follows:

EIN: 52-1224409
Address: 1901 North Moore Street
Suite 600
Arlington, VA 22209

Upon request, the undersigned will provide the plan document as required by Section 104(a) (1) of ERISA.

Sincerely,

Hearth, Patio & Barbecue Association
Print Employer Name

By: Jack H. Goldman
Signature

Title President

Dated: 10-16-06

07 FEB 13 AM 11:43



Suite 600
1901 North Moore Street
Arlington, VA 22209-1728

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