

Reply to Downtown Office  
Eric S. Namee  
Direct fax: 660-6003  
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August 28, 2007

Top Hat Plan Exemption  
Employee Benefits Security Administration  
Room N-1513  
U.S. Department of Labor  
200 Constitution Avenue  
Washington, D.C. 20210

Re: DOL filing in compliance with 29 CFR § 2520.104-23

Employer Name: House of Schwan, Inc.

Employer Address: 3636 N. Comotara  
P.O. Box 782950  
Wichita, KS 67226

Employer EIN: 48-0783530

07 SEP - 9 AM 11:06

EMPLOYER STATEMENT IN COMPLIANCE WITH PART 1 OF TITLE I OF THE  
EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974 ("ERISA"), FILED  
PURSUANT TO 29 CFR § 2520.104-23, AS AUTHORIZED BY ERISA § 110

The employer maintains one (1) plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. The plan was established on May 1, 2007. There is one (1) employee participating in the plan.

Copies of the plan document will be provided to the Secretary of Labor upon request. Requests for such copies should be addressed to the undersigned.

If you should have any questions or comments concerning this matter, please do not hesitate to contact our office.

Sincerely,

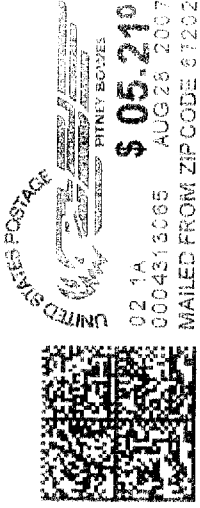
HINKLE ELKOURI LAW FIRM L.L.C.

  
Eric S. Namee

cc: Barry Schwan  
Bruce Schreck



2000 Epic Center • 301 North Main Street  
Wichita, KS 67202-4820



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