

EXHIBIT A

**STATEMENT OF ALTERNATIVE METHOD OF FILING
FOR
RIETH-RILEY CONSTRUCTION CO., INC.
KEY EMPLOYEE'S NONQUALIFIED DEFERRED COMPENSATION PLAN
AND
RIETH-RILEY CONSTRUCTION CO., INC. PERFORMANCE PLAN**

1. Employer: Rieth-Riley Construction Co., Inc.
2. Address: 3626 Elkhart Road, P.O. Box 477
Goshen, Indiana 46527-0477
3. Employer Identification Number: 35-0918397

DECLARATION

Rieth-Riley Construction Co., Inc. (the "Company") declares:

That the Company now maintains two non-qualified, unfunded deferred compensation plans, in the forms of "top hat" deferred compensation plans, primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.

That this filing relates to two unfunded deferred compensation plans sponsored by the Company. The Rieth-Riley Construction Co., Inc. Key Employee's Nonqualified Deferred Compensation Plan (the "Deferral Plan") was adopted on September 30, 2007, effective as of April 1, 2007. The Rieth-Riley Construction Co., Inc. Performance Plan (the "Performance Plan") was adopted on March 29, 2008, effective as of April 1, 2008.

That there are presently three executive employees who are participating under the Deferral Plan, and ten executive employees who are participating under the Performance Plan.

