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500 Main Street, Suite 1100
Fort Worth, Texas 76102
Office (817) 870-0378
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**Alternative Reporting and Disclosure Statement for Unfunded Non-Qualified
Deferred Compensation Plans**

Certified Mail
Return Receipt Requested

August 11, 2008

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

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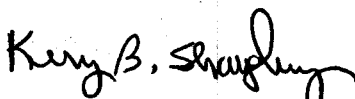
In compliance with the requirements of the alternative method of reporting and disclosure under Part 1 of Title 1 of the Employee Retirement Income Security Act of 1974 for unfunded or insured pension plans for a select group of management or highly compensated employees, specified in Department of Labor Regulations, 29 C.F.R. Sec. 104-23, the following information is provided by the undersigned employer.

Mack Energy Corporation
P.O. Box 960
11352 Lovington Highway
Artesia, NM 88211-0960
EIN: 85-0381433

Mack Energy Corporation maintains a plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.

1 Plan (Chase Companies Supplemental Executive Retirement Plan) covering 20 employees

Mack Energy Corporation


Kerry B. Shaughnessy
Plan Administrator

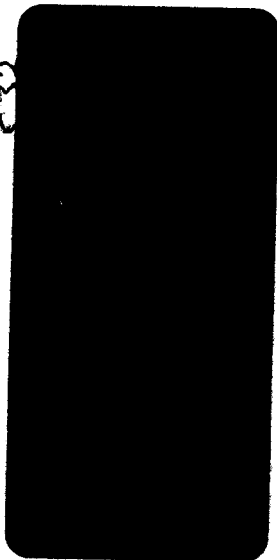


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CERTIFIED MAIL



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