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Harlem United Community AIDS Center, Inc.  
Tax ID: 13-3461695

Date: December 16, 2008

Adult Day Healthcare Center,  
Primary Care, Dental Clinic,  
Mental Health Services  
123-125 West 124th Street  
New York, New York 10027  
Phone: 212-531-1300  
Fax: 212-531-0141

Administration,  
Policy & Government Relations,  
Prevention & Education,  
Supportive Housing Programs  
306 Lenox Avenue  
New York, New York 10027  
Phone: 212-803-2850  
Admin/Housing Fax: 212-2899  
Prevention Fax: 212-860-9280

COBRA Community  
Follow-Up Program  
104 East 126th Street  
New York, New York 10035  
Phone: 212-860-0820  
Fax: 212-860-7947

El Faro East Harlem  
Adult Day Healthcare Center  
179 East 116th Street  
New York, New York 10029  
Phone: 212-987-3707  
Fax: 212-987-0847

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*Client Representative*  
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*Client Representative*

Department of Labor  
Pension and Welfare Benefits Administration  
U.S. Department of Labor, Room N-5644  
200 Constitution Avenue, NW  
Washington, D.C. 20210

Re: Top Hat Plan Declaration for the [Harlem United 457(b) Plan](the  
"Plan")

Dear Sir or Madam:

Please be advised that [ *Insert Name of Administrator, usually the Employer unless another entity named in the Adoption Agreement* ], being the Plan Administrator of the Plan, does hereby declare that the Plan is an eligible deferred compensation plan which is maintained primarily for the purpose of providing deferred compensation for a select group of management employees. Further, the sponsoring employer maintains only this one plan described in DOL Reg. Section 2520.104-23(d) and expects the Plan to cover no more than 10 employees.

The Plan Document is available to the DOL upon request.

If you have any further questions, please contact the undersigned at (212) 803-2850.

PLAN ADMINISTRATOR

By: 

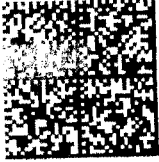
Chantal Innocent, Director of Human Resources





AXA Equitable Life Insurance Company  
Retirement Benefits Group  
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