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January 28, 2009

Via Certified Mail # 7160 3901 9846 0867 8568
Return Receipt Requested

Top Hat Plan Exemption
 Employee Benefits Security Administration
 U.S. Department of Labor
 200 Constitution Avenue, NW
 Suite 1513
 Washington, DC 20210

Re: “Top-Hat” Plans for Key Employees of Department of Commerce
 Federal Credit Union-Statement Pursuant to Reg. Section 2520.104-23

Dear Sir/Madam:

On behalf of Department of Commerce Federal Credit Union (“DCFCU”), please be advised that DCFCU maintains for a select group of management or highly compensated employees the following three programs (collectively, the “Plans”):

- Department of Commerce Federal Credit Union Executive Supplemental Compensation Plan for J. William Bankert;
- Supplemental Retirement Benefits Agreement Between Department of Commerce Federal Credit Union and Evan Clark; and
- Supplemental Retirement Benefits Agreement Between Department of Commerce Federal Credit Union and Nilda Cruz

DCFCU maintains no other plan of this nature. In order to satisfy the requirements of the alternative form of compliance with the reporting and disclosure requirements of Part 1 of Title I of the Employee Retirement Income Security Act of 1974, as amended, the following information is provided:

1. Name of Employer: Department of Commerce Federal Credit Union
2. Address of Employer: P.O. Box 14720
Washington, DC 20055-4720
3. Employer Identification Number: 53-0056498
4. Purpose: The purpose of each of the Plans is to provide a select group of management and highly compensated employees of DCFCU with deferred compensation.
5. Coverage: Each Plan covers a select group of management and highly compensated employees. At the present time this group consists of one individual under each of the above-named Plans.

Very truly yours,



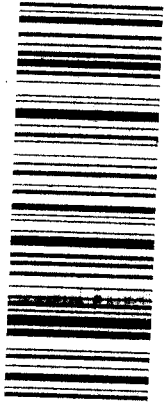
Kurt R. Anderson

KRA/kk

cc: Evan Clark

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