

THE NEW SCHOOL
A UNIVERSITY

79 Fifth Avenue, 18th Fl New York, NY 10003
t 212.229.5671 f 212.229.5884
www.newschool.edu

APR 27 2009 7:01

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Office of Human Resources

April 27, 2009

Via FedEx: 797541182476

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

Re: Deferred Compensation Arrangement

Dear Sir or Madam:

This letter constitutes 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 ("ERISA") pursuant to Section 2520.104-23 of the Department of Labor Regulations.

In connection with the nonqualified top hat plan it maintains, The New School hereby provides you with the following information:

Name and Address of Employer

The New School
79 Fifth Avenue, 18th floor
New York, NY 10003-3034

Employer Identification Number

13-3297197

Declaration

The Employer sponsors and maintains the New School Supplemental Retirement Plan (as well as the plans on the next page) primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.

Number of Plans and Number of Employees in Each

There are 10 participants in the plan listed above.

Additionally, the Employer currently maintains four individual Deferred Compensation Arrangements with the following individuals:

Mr. J. Robert Kerrey
Mr. James Murtha
Mr. Benjamin Lee
Mr. Joseph Westphal

We will provide plan documents, if any, to the Secretary of Labor upon request, in accordance with Section 104(a)(6) of ERISA.

If you have any questions regarding this matter, please contact the undersigned.

Sincerely,



Michele F. Davis
Director of Benefits

From: Origin ID: MGJA (212) 229-5671
 Michele Davis
 New School, The Mail Room
 79 Fifth Avenue
 18th Fl
 New York, NY 10003



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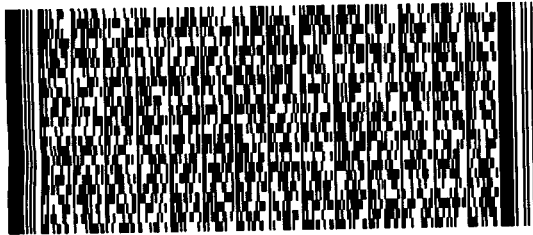


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EBSA
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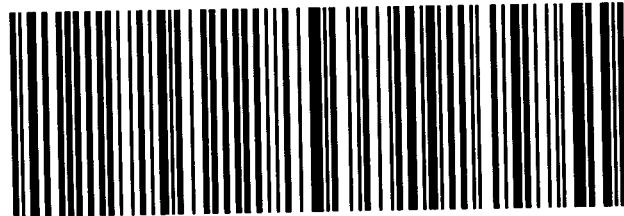
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