

**Herrick**

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EBSA/PUBLIC DISCLOSURE  
2009 NOV -5 PM 7:31

October 31, 2009

Top Hat Plan Exemption, Pension and Welfare Benefits Administration  
Room-5644  
U.S. Department of Labor  
200 Constitution Ave., NW  
Washington, DC 20210

Re: Top Hat Nonqualified, Deferred Compensation Plan

To Whom it may concern:

The Herrick Corporation, EIN 94-1488039, now maintains as of October 31, 2009, a Top Hat Plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. There is one Top Hat Plan in effect with 6 participants.

Upon request The Herrick Corporation will supply to the Secretary, in compliance with section 104(a)(1) of the Employee Retirement Security Act of 1974, a copy of the Top Hat Plan documents.

This letter is required under 29CFR 2520.104-23 and Section 110 authorizing the Secretary to prescribe an alternative method for satisfying the reporting and disclosure requirements of Part I of the Act for Top Hat Plans.

If there are any questions or requirements from the Department of Labor, please contact me.

Sincerely,



Roger Schwab, Vice Chairman  
The Herrick Corporation  
2000 Crow Canyon Place, Suite 360  
San Ramon, California, 94583

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San Ramon, California 94583

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Washington, DC 20210*

**RETURN RECEIPT  
REQUESTED**

10/11/2000 10:11 AM