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January 25, 2010

VIA CERTIFIED MAIL
Return Receipt Requested

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

Re: Statement Filed Under Section 2520.104-23 of the Department of Labor Regulations

Dear Sir or Madam:

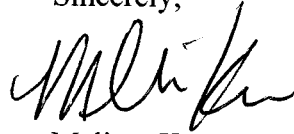
This letter constitutes a statement as described in Section 2520.104-23 of the Department of Labor Regulations under the Delinquent Filer Voluntary Compliance Program ("DFVC Program"). The following information regarding the Colony Club (the "Company") and the Colony Club Deferred Compensation Plan is provided in accordance with the above referenced regulation:

1. Employer Name and Address: The Colony Club
564 Park Avenue
New York, New York 10065
2. Employer Identification Number: 13-0590080
3. The Company maintains the Colony Club Deferred Compensation Plan (the "Plan") primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.
4. Number of employees in the Plan: 1

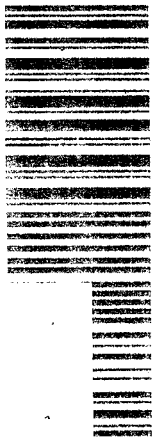
As required under the DFVC Program, a copy of the most current Form 5500 for the Plan (excluding any attachments or schedules), and a check in the amount of \$750, the applicable penalty amount for a top-hat plan, made payable to the U.S. Department of Labor have been filed with the Department of Labor's DFVC Program office in Charlotte, North Carolina.

Please do not hesitate to contact the undersigned if you should require any additional information or materials. Thank you for your attention to this matter.

Sincerely,



Melissa Kass



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