



ASPEN WASTE SYSTEMS INC. EBSA/PUBLIC DISCLOSURE

2010 DEC 21 PM 2:23

December 16, 2010

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

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

Dear Sir or Madam:

On December 16, 2010, the Board of Directors of Aspen Waste Systems of Minnesota, Inc. (the "Company") approved a Deferred Compensation Agreement, which provides for payment of deferred compensation upon certain events described in the Agreement. The Company believes that the Agreement constitutes an unfunded deferred compensation arrangement for a select group of management or highly compensated employees within the meaning of Sections 201(2), 301(a)(3), and 401(a)(1) of the Employee Retirement Income Security Act of 1974, as amended ("ERISA") and 29 C.F.R. § 2520.104-23(b)(2). Accordingly, the Company provides the following information to comply with the alternative method of reporting and disclosure for unfunded plans maintained for a select group of management or highly compensated employees pursuant to 29 C.F.R. § 2520.104-23, under Section 110 of Title I of ERISA.

- 1. Name and address of the Employer: Aspen Waste Systems of Minnesota, Inc.
2951 Weeks Ave. SE
Minneapolis, Minnesota 55414
- 2. Employer Identification Number: 41-1665040
- 3. Aspen Waste Systems of Minnesota, Inc. maintains one or more plans primarily designed to provide deferred compensation benefits for a select group of management or highly compensated employees.
- 4. Number of such plans and the number of employees and board members who participate in each plan:

Number of Plans

Number of Participants

1

1

If you have any questions with regard to this filing, please contact the undersigned.

Very truly yours,

ASPEN WASTE SYSTEMS OF MINNESOTA, INC.
Plan Administrator

By *Robert Stein*