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A PROFESSIONAL CORPORATION

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• ALSO PA, DC & OH BARS  
♦ ALSO PA BAR  
+ ALSO NY BAR  
■ PA ONLY

June 22, 2011

Our File No.:

**VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED**

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

Re: APGA 457 Plan  
EIN: 52-0805605

Dear Sir/Madam:

On behalf of the administrators of the APGA 457 Plan ("Plan"), the following is submitted to comply with Department of Labor regulation section 2520.104-23. The name and address of the employer is:

American Public Gas Association  
201 Massachusetts Ave. NE  
Suite C-4  
Washington, DC 20002

The plan administrator agrees to provide any plan documents to the Secretary of Labor upon request as required by section 104(a)(1) of the Employee Retirement Income Security Act of 1974, as amended.

Very truly yours,

**SCIALABBA & ASSOCIATES, P.C.**

  
Anthony L. Scialabba

Enclosure

EBSA/PUBLIC DISCLOSURE  
2011 JUL -5 PM 4:32

AMERICAN PUBLIC GAS ASSOCIATION  
TOP-HAT DECLARATION

AMERICAN PUBLIC GAS ASSOCIATION  
201 Massachusetts Avenue, NE  
Suite C-4  
Washington, DC 20002

Bert Kalisch, being the plan administrator for the APGA 457 Plan ("Plan"), does hereby declare that the Plan is maintained primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. In addition, American Public Gas Association, the employer, maintains 1 plan described in Department of Labor Regulation Section 2520.104-3(d). Furthermore, three employees are covered under the Plan.

6/9/2011  
Date

Bert Kalisch

EBSA/PUBLIC DISCLOSURE  
2011 JUL -5 PM 4:32

Scialabba & Associates, PC  
2002 K Lincoln Drive West  
Marlton, NJ 08053

**CERTIFIED MAIL**



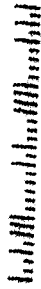
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PITNEY BOWES

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



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N. J.  
N.J. 08053