

*Amy's*

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EBSA/PUBLIC DISCLOSURE  
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June 28, 2011

VIA CERTIFIED MAIL

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

Re: Amy's Kitchen, Inc. Supplemental Executive Benefit Program

Dear Secretary:

Pursuant to Section 2520.104-23 of the Department of Labor's Regulations, this letter will serve as notice that, with respect to the Amy's Kitchen, Inc. Supplemental Executive Benefit Program (the "Plan"), the undersigned intends to utilize 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 ("ERISA") which alternative form of compliance is provided in the aforesaid Regulations Section.

Pursuant to Regulations Section 2520.104-23(b), the following information is provided:

1. Employer Name: Amy's Kitchen, Inc.  
Employer Address: 1650 Corporate Circle, Suite 200  
Petaluma, CA 94954
2. Employer's Employer Identification Number – 680154899

3. The Employer hereby declares that it maintains the Plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.

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4. The Employer hereby states that it maintains only the Plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. The number of employees originally eligible to participate in the Plan will be approximately 16.

Pursuant to Regulations Section 2520.104-23(b)(2), the Employer will provide Plan documents, if any, to the Secretary of Labor upon request as required by Section 104(a)(1) of ERISA.

Enclosed is a copy of this letter, which we ask that you date-stamp and return to us in the enclosed self-addressed and stamped envelope.

Very truly yours,

Employer: Amy's Kitchen, Inc.

By: *Mark Rudolph*

Mark Rudolph  
Chief Financial Officer

*Amy's*

Kitchen Inc. P.O. Box 4759 Petaluma, California 94955 (707) 781-6600 Fax: (707) 763-3957

**CERTIFIED MAIL**



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*Amy's*  
Kitchen Inc

P.O. Box 4759  
Petaluma, CA 94955



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