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GARVEY SCHUBERT BARER

Please reply to VINCENT P. CACCIOTTOLI
vcacciottoli@gsblaw.com TEL EXT 3181

December 21, 2011

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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

Re: D.P. Nicoli, Inc. Phantom Stock Plan
Alternate Reporting and Disclosure Statement
Under DOL Reg. § 2520.104-23

Dear Sir or Madam:

Enclosed for filing is an Alternate Reporting and Disclosure Statement (under DOL Reg. § 2520.104-23) relating to a deferred compensation plan maintained by D.P. Nicoli, Inc.

Sincerely,

GARVEY SCHUBERT BARER

By


Vincent P. Cacciottoli

VPC:sms
Enclosure
PDX_DOCS:475372.1

cc (w/encl.): Mr. David P. Nicoli (via regular U.S. mail)

ES&A/PUBLIC DISCLOSURE
2012 JAN -3 PM 3:59

ALTERNATE REPORTING AND DISCLOSURE STATEMENT
(UNDER DOL REG. § 2520.104-23)

Employer: D.P. Nicoli, Inc.
19600 SW Cipole Rd.
Tualatin, OR 97062

EIN: 93-0820835

Declaration: The employer maintains a Phantom Stock Plan for the purpose of providing deferred compensation to a select group of management or highly compensated employees.

Number of Plans: 1

**Number of Employees
In Plan:** 3

D.P. NICOLI, INC.

By: 

David Nicoli
President

Date: 12-19-2011



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