



**Alternative Reporting and Disclosure Statement
For Nonqualified Deferred Compensation Plans**

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

2012 OCT 24 PM 12:33

In compliance with the requirements of the alternative method of reporting and disclosure under Part I of Title I of the Employee Retirement Income Security Act of 1974 for un-funded or insured pension plans for a select group of management or highly compensated employees, specified in Department of Labor Regulations, 29 CFR Sec. 2520.104-23, the following information is provided by the undersigned administrator:

1. The name of the Employer is: Florida East Coast Railway, L.L.C.
2. The mailing address of the Employer is: 7411 Fullerton St., Suite 100
Jacksonville, FL 32256
3. The Employer Identification Number is: 59-6001115
4. The above named Employer maintains a Plan (or Plans) primarily for the purpose of providing deferred compensation benefits for a select group of management or highly compensated employees.
5. Number of Plans and Eligible Employees in each Plan:
One Plan(s) covering 12 Eligible Employees.
6. The Employer will provide a copy of the agreement(s) to the office of Employee Benefits Security Administration upon request.

Florida East Coast Railway, L.L.C.
A Delaware Limited Liability Company

By: Thomas R. Ballas
Authorized Person

Dated: October 3, 2012



LOCKTON

LOCKTON GROUP, INC.
10000 W. CENTRAL EXPRESSWAY, SUITE 200
DENVER, CO 80231



Top Hat Plan Administration
Employee Benefits Security Administration

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