

2520122140803



FAREWAY STORES

INCORPORATED
ECONOMICAL FOOD DISTRIBUTION

COPR. 1951, FAREWAY STORES, INC.

Corporate Offices
2300 E. 8th Street
Boone, Iowa 50036-0070
515-432-2623
Fax: 515-433-4416

November 1, 2012

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

2012 NOV -7 PM 1:00

Dear Madam or Sir,

The purpose of this filing is to comply with the reporting and disclosure requirements of Part I of Title I of ERISA with respect to an unfunded or insured pension plan maintained for a select group of management or highly compensated employees. This filing is intended to comply with DOL Reg. 2520.104-23.

This Plan (Fareway Stores, Inc. Deferred Compensation Plan) is maintained by Fareway Stores, Inc., whose full address is: 2300 E. 8th Street, Boone, IA, 50036. The employer identification number (EIN) assigned by the Internal Revenue Service is 42-0240920.

This plan is maintained primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. The number of deferred compensation plans maintained by the employer is one, in which there are 16 participating employees. In accordance with Section 104(a)(1) of ERISA, the employer will provide Plan documents to the Secretary of Labor upon request.

If there are any questions regarding this, please contact me at (515) 432-2623, ext. 303 or via e-mail at ccarter@farewaystores.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Chad W. Carter". The signature is fluid and cursive, written over a white background.

Chad W. Carter, CEBS
Pension & Benefits

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