

Wainschaf Associates, Inc.
65 Washington Street
Rensselaer, NY 12144

TEL: (518) 449-2220
FAX: (518) 449-1438

info@waiconstruction.com

2012 DEC -4 PM 1:04
 WAINSCHAF ASSOCIATES, INC.

November 28, 2012

VIA CERTIFIED MAIL

United States Department of Labor
Employee Benefits Security Administration
Top Hat Plan Exemption
200 Constitution Ave., N.W., Ste N-1513
Washington, D.C. 20210

RE: Wainschaf Associates, Inc. – Supplemental Executive Retirement Plan

Dear Sir or Madam:

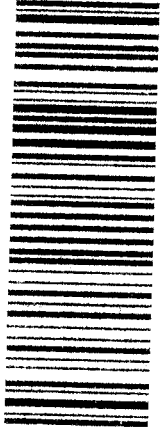
In accordance with Department of Labor Regulation § 2520.104-23, this letter will service as the alternative method of compliance with the reporting and disclosure requirements of Part I of Title I of the Employee Retirement Income Security Act of 1974, as amended, for a pension plan for a select group of management or highly compensated employees.

1. Wainschaf Associates, Inc., a New York corporation, (the "Sponsor") maintains and sponsors the Wainschaf Associates, Inc. Supplemental Executive Retirement Plan (the "Plan").
2. The address of the Sponsor is 65 Washington Street, Rensselaer, New York 12144.
3. The employer identification number assigned by the Internal Revenue Service to the Sponsor is 141618895.
4. The Sponsor declares it maintains the following plan primarily for the purposes of providing deferred compensation for a select group of management or highly compensated employees.
5. There are 2 employees participating in the Plan.
6. A copy of the plan document will be furnished upon request.

Very truly yours,

Gerald E. Wainman

WAINSCHAF ASSOCIATES, INC.
65 Washington Street
Rensselaer, N.Y. 12144



7006 0610 0002 0312 2365



20210

U.S. POSTAGE
PAID
RENSSELAER, NY
NOV 29, 12
RMDUNT

\$5.75
00076143-14

U.S. Dept of Labor
Employee Benefits Security Administration
Top Hat Plan Exemption
200 Constitution Ave, NW, Ste N-1513
Washington, D.C. 