



March 18, 2013

CERTIFIED MAIL RETURN RECEIPT REQUESTED

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

Re: Biery Cheese Company Top Hat Plan Filing

Dear Sir or Madam:

Biery Cheese Company (the "Company") is filing this notice pursuant to Department of Labor Regulation § 2520.104-23. The Company maintains the following unfunded plans primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees:

- Deferred Compensation Agreement for Dennis Biery: covers 1 employee.
- Deferred Compensation Agreement for Judith Lynne Biery: covers 1 employee.
- Deferred Compensation Agreement for Blair Coleman: covers 1 employee.

The Company's principal address is 6544 Paris Avenue N.E., Louisville, Ohio 44641, and the Company's Employer Identification Number is 34-0750763.

Sincerely,

Christopher Smith

Christopher Smith
Director of Compliance Services

Healthy Growth.

1540 West Market Street • Akron, OH 44313
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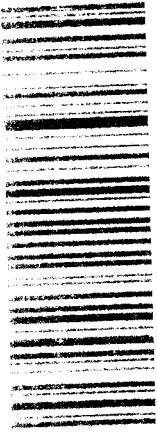
AKRON • INDEPENDENCE
CERTIFIED PUBLIC ACCOUNTANTS - STRATEGIC BUSINESS ADVISORS

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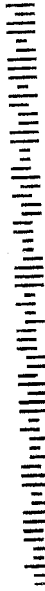
10000 Apple Way, Cupertino, CA 95014

CONFIDENTIAL



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PERSONAL & CONFIDENTIAL



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