

**The Actors Fund,  
for everyone  
in entertainment.**

**TOP-HAT PLAN EXEMPTION STATEMENT**

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

To Whom It May Concern:

Below is the statement required under D.O.L. regulation section 2520.104-23(b):

Employer Name: The Actors' Fund of America

Address: 729 7<sup>th</sup> Avenue, New York, NY 10019


Employer EIN: 13-1635251

The Employer maintains a Plan (or Plans) primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.

Number of Plans: 2

Number of Employees in Plan(s): 9

Sincerely,

  
\_\_\_\_\_  
Title: CFO

3/6/2015  
\_\_\_\_\_  
Date


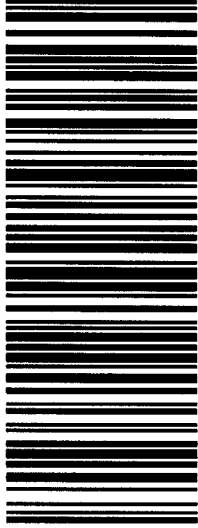

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<p>DAVID RUCHS 516-247-3419 CHERNOFF DIAMOND &amp; CO., LLC 725 RXR PLAZA UNIONDALE NY 11556</p> <p><b>SHIP TO:</b> EMPLOYEE BENEFITS SECURITY ADMINIST U.S. DEPARTMENT OF LABOR TOP-HAT PLAN EXEMPTION NW, N-1513 200 CONSTITUTION AVENUE WASHINGTON DC 20210-0001</p>	<p><b>MD 201 9-78</b></p> 	<p><b>UPS 2ND DAY AIR</b></p> <p>TRACKING #: 1Z E27 A47 02 9410 4649</p> <p><b>2</b></p>		<p>BILLING: P/P</p> <p>Reference # 1: PENSION</p>  <p style="font-size: small;">CS 17.1.04 WXPFB0 60.0A 01/2015</p>
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