

Morgan Lewis

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2016-12-23 11:23

December 21, 2016

**BY CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

2520170120065

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

Re: *Alternative Method of Compliance with Reporting and Disclosure Requirements Pursuant to Section 2520.104-23 of the Department of Labor Regulations*

Dear Sir or Madam:

On behalf of KFM Enterprises, LLC, we are hereby submitting the following information with respect to its top-hat plan, pursuant to DOL Regulation Section 2520.104-23:

I. EMPLOYER NAME, ADDRESS AND TAXPAYER IDENTIFICATION NUMBER:

KFM Enterprises, LLC
P.O. Box 3066
Tulsa, Ok 74101

Taxpayer Identification Number: 81-0717040

II. STATEMENT AS TO PLAN:

KFM Enterprises, LLC maintains, at the above address, the KFM Enterprises, LLC Management Incentive Plan ("Plan") for the benefit of a select group of management or highly compensated employees. The primary purpose of the Plan is to attract and retain qualified and competent employees upon whose efforts and judgment the company's success is largely dependent. The number of employees participating in the Plan is six (6).

III. ERISA COMPLIANCE:

The company is making this filing with respect to the Plan solely as a protective measure in the unlikely event that the Plan would be determined at some point to be an employee benefit plan as defined in section 3(3) of ERISA. This form and this filing are not, and

Morgan, Lewis & Bockius LLP

1717 Main Street, Suite 3200
Dallas, TX 75201-7347
United States

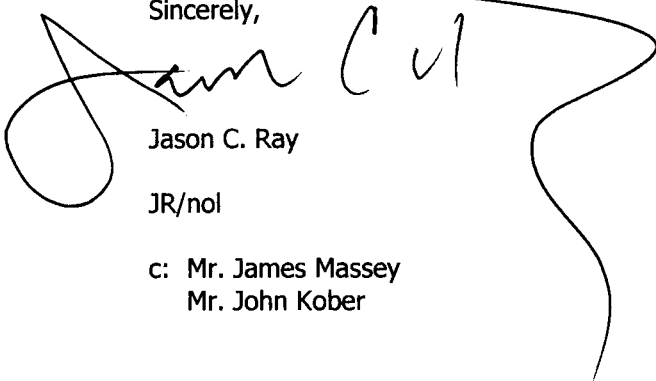
📞 +1.214.466.4000
📠 +1.214.466.4001

should not be construed as, an admission by the company that the Plan is an employee benefit plan subject to ERISA for any purpose.

IV. COPY OF AGREEMENTS:

A copy of the Plan will be provided to the Department of Labor upon request.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Jason C. Ray". The signature is written over the typed name and extends upwards and to the right, crossing over the text "A copy of the Plan will be provided to the Department of Labor upon request."

Jason C. Ray

JR/nol

c: Mr. James Massey
Mr. John Kober

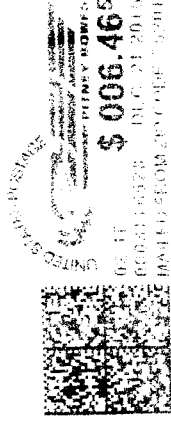
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