

NOTICE OF ELECTION TO USE FUNDING RELIEF UNDER THE PRESERVATION OF ACCESS TO CARE FOR MEDICARE BENEFICIARIES AND PENSION RELIEF ACT OF 2010 (the "RELIEF ACT") FOR THE CEMENT MASONS LOCAL NO. 179 PENSION PLAN

To: All Participants, Beneficiaries, and the Pension Benefit Guaranty Corporation (PBGC)

This Notice is to inform you that on December 16, 2010, the Board of Trustees of the Cement Masons Local No. 179 Pension Plan (the "Plan") elected to utilize the funding relief under the RELIEF ACT. The RELIEF ACT requires the Board of Trustees of the Plan to provide notice of this election to the Participants, beneficiaries, and the PBGC.

The Plan is providing you with the following information relating to the Board of Trustees' decision to utilize the funding relief:

- (1) Plan Name: Cement Masons Local No. 179 Pension Plan
EIN: 34-6752566
Plan No.: 001
- (2) The Board of Trustees has decided to amortize the investment losses that occurred for the Plan Year ending April 30, 2009 over a 29 year period.
- (3) This is a special funding rule which will allow the Plan to recognize these losses beyond the otherwise applicable 15 year period.
- (4) The effect of applying this special rule will decrease, by approximately \$79,000, the amount of required minimum contributions that are taken into account in determining the appropriate contribution rates under the collective bargaining agreements and may also affect the Plan's status under Section 432(b) of the Internal Revenue Code.
- (5) As a consequence of utilizing this relief, the Plan is not permitted to increase benefits during the two plan years immediately following any plan year in which either or both of the special funding rules apply, unless certain conditions are met.
- (6) For more information about this Notice, you may contact the Plan Office, 33 Fitch Blvd., Austintown, OH 44515-2202, phone (330) 270-0453.