

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

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BY:

DEPARTMENT OF THE TREASURY

Date: NOV 24 2015

Employer Identification Number:

13-1917612

DLN:

17007036067025

BOARD OF TRUSTEES OF THE LOCAL 805

PENSION AND RETIREMENT FUND

C/O SAVASTA & CO INC

60 BROAD STREET

NEW YORK, NY 10004

Person to Contact:

JACQUELINE CRUVER

ID# 52043

Contact Telephone Number:

(404) 338-8118

Plan Name:

LOCAL 805 PENSION AND RETIREMENT
PLAN

Plan Number: 001

Dear Applicant:

Based on the information you provided, we are issuing this favorable determination letter for your plan listed above. However, our favorable determination only applies to the status of your plan under the Internal Revenue Code and is not a determination on the effect of other federal or local statutes. To use this letter as proof of the plan's status, you must keep this letter, the application forms, and all correspondence with us about your application.

Your determination letter does not apply to any qualification changes that become effective, any guidance issued, or any statutes enacted after the dates specified in the Cumulative List of Changes in Plan Requirements (the Cumulative List) for the cycle you submitted your application under, unless the new item was identified in the Cumulative List.

Your plan's continued qualification in its present form will depend on its effect in operation (Section 1.401-1(b)(3) of the Income Tax Regulations). We may review the status of the plan in operation periodically.

You can find more information on favorable determination letters in Publication 794, Favorable Determination Letter, including:

The significance and scope of reliance on this letter,
The effect of any elective determination request in your application materials,
The reporting requirements for qualified plans, and
Examples of the effect of a plan's operation on its qualified status.

You can get a copy of Publication 794 by visiting our website at www.irs.gov/formspubs or by calling 1-800-TAX-FORM (1-800-829-3676) to request a copy.

This determination letter applies to the amendments dated on 12/30/14 & 03/19/14.

This determination letter also applies to the amendments dated on

Letter 5274

BOARD OF TRUSTEES OF THE LOCAL 805

10/15/13 & 01/09/13.

This determination letter also applies to the amendments dated on 03/31/10.

We made this determination on the condition that you adopt the proposed amendments you submitted in your letter dated 10/20/15, on or before the date the Income Tax Regulations provide under Section 401(b) of the Internal Revenue Code.

You can't rely on this letter after the end of the plan's first five-year remedial amendment cycle that ends more than 12 months after we received the application. This letter expires on January 31, 2020. This letter considered the 2013 Cumulative List of Changes in Plan Qualification Requirements.

If you submitted a Form 2848, Power of Attorney and Declaration of Representative, or Form 8821, Tax Information Authorization, with your application and asked us to send your authorized representative or appointee copies of written communications, we will send a copy of this letter to him or her.

If you have any questions, you can contact the person listed at the top of this letter.

Sincerely,

A handwritten signature in cursive script that reads "Karen D. Truss".

Karen D. Truss
Director, EP Rulings & Agreements

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BOARD OF TRUSTEES OF THE LOCAL 805

This determination letter does not apply to any portions of the document that incorporate the terms of an auxiliary agreement (collective bargaining, reciprocity, or participation agreement), unless you append to the plan document the exact language of the sections that you incorporated by reference.