

**Bricklayers & Allied Craftsmen Local No. 7 Pension Plan**  
**Checklist Item #29**

Does the application include the plan sponsor's representation that, if it receives the Treasury Department's final authorization to suspend and then chooses to implement the suspension, it will also amend the plan:

- to indicate that the suspension will cease upon the plan sponsor's failure to determine that both all reasonable measures continue to be taken to avoid insolvency and that the plan would not be projected to become insolvent without a suspension;
- to require that any future benefit improvements must satisfy § 432(e)(9)(E); and
- to specify that the plan sponsor will not modify these amendments, notwithstanding any other provision of the plan document?

See section 6.06.

Document 29.1 provides the required representations relating to plan amendments.

**6.06 Plan Sponsor Certification Relating to Plan Amendments**

**Document 29.1**

**Board of Trustees' Representations on Plan Amendments**

See the following page.

# BRICKLAYERS & ALLIED CRAFTSMEN LOCAL NO. 7 PENSION PLAN

---

33 FITCH BOULEVARD  
AUSTINTOWN, OHIO 44515  
Phone: 330/270-0453  
Toll free: 800/435-2388

June 28, 2016

The Honorable Jacob J. Lew  
U.S. Secretary of the Treasury  
U.S. Department of the Treasury  
1500 Pennsylvania Avenue, NW  
Washington, DC. 20220

Re: Board of Trustees' Representations on Plan Amendments Submitted on behalf of  
the Bricklayers & Allied Craftsmen Local No. 7 Pension Plan

Dear Secretary Lew:

The Board of Trustees of the Pension Plan represents that if it were to receive final authorization to implement the suspension of benefits as described in § 432(e)(9)(H)(vi) of the Internal Revenue Code of 1986, as amended, and if it were to choose to implement the authorized suspension, then, in addition to the plan amendments implementing the suspension, the following plan amendments would be timely adopted and would not be modified at any time thereafter before the suspension of benefits expires:

1. A plan amendment providing that, in accordance with § 432(e)(9)(C)(ii) of the Internal Revenue Code of 1986, as amended, the benefit suspension will cease as of the first day of the first plan year following the plan year in which the Board of Trustees fails to determine the following:
  - a) All reasonable measures to avoid insolvency continue to be taken during the period of the benefit suspension; and
  - b) The plan is projected to become insolvent unless benefits continue to be suspended.
2. A plan amendment providing that any future benefit improvements must satisfy the requirements of § 432(e)(9)(E) of the Internal Revenue Code of 1986, as amended.
3. A plan amendment specifying that the Board of Trustees of the Pension Plan will not modify these amendments, notwithstanding any other provision of the plan document, before the suspension of benefits expires.

Respectfully submitted,

Redacted by the U.S. Department of the Treasury

Anthony J. Gradisher, Authorized Trustee, on behalf of  
Bricklayers & Allied Craftsmen Local No. 7 Pension Plan

6/28/16

Date