

**Western States Office and Professional Employees
Pension Fund**

August 24, 2017

The Honorable Steven T. Mnuchin
Secretary of the Treasury
Department of the Treasury
1500 Pennsylvania Ave., NW
Washington, D.C. 20220

**Re: Application for Approval of the Suspension of Benefits under the Western States
Office and Professional Employees Pension Fund**

Dear Secretary Mnuchin:

As authorized Trustees of the Board of Trustees for the Western States Office and Professional Employees Pension Fund ("Plan"), the Plan sponsor, we respectfully submit this application for approval of a proposed suspension of benefits pursuant to Section 432(e)(9) of the Internal Revenue Code of 1986, as amended, and Section 305(e)(9) of the Employee Retirement Income Security Act of 1974, as amended.

Respectfully Submitted:

**Redacted by the U.S.
Department of the Treasury**

Michael Parmelee, Co-Chair
Authorized Trustee on behalf of the Board of
Trustees for the Western States Office and
Professional Employees Pension Fund

Suzanne Mode, Co-Chair
Authorized Trustee on behalf of the Board of
Trustees for the Western States Office and
Professional Employees Pension Fund

Administered by BeneSys, Inc.
1220 SW Morrison St. Suite 300, Portland OR 97205-2222
(503) 222-7694 (800) 413-4928 Fax (503) 228-0149
<http://www.wsp.aibpa.com>

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**WESTERN STATES OFFICE AND
PROFESSIONAL EMPLOYEES PENSION FUND
SECOND SUSPENSION APPLICATION**

Appendix A

SECOND APPLICATION FOR APPROVAL OF BENEFIT SUSPENSION FOR THE

WESTERN STATES OFFICE AND PROFESSIONAL EMPLOYEES PENSION FUND

CHECKLIST

Response	Item number	Description of item	Page number in application
Yes No N/A	1.	Does the application include an original signature of the plan sponsor or an authorized representative of the plan sponsor? See section 2.01.	Cover Letter
Yes No N/A	2.	Does the application include a description of the proposed benefit suspension - calculated as if no other limitations apply - that includes: <ul style="list-style-type: none"> the suspension's effective date (and its expiration date, if applicable), whether the suspension provides for different treatment of participants and beneficiaries, a description of the different categories or groups of individuals affected, and how the suspension affects these individuals differently? See section 2.02.	4
Yes No N/A	3.	Does the application include a penalties-of-perjury statement signed by an authorized trustee on behalf of the board of trustees? See Section 2.03.	4 and Exhibit 1
Yes No N/A	4.	Does the application include a statement, signed by an authorized trustee on behalf of the board of trustees, acknowledging that the application and the application's supporting material will be publicly disclosed on the Treasury Department's website? See section 2.04.	4 and Exhibit 1
Yes No N/A	5.	Does the application include the plan actuary's certification of critical and declining status and the supporting illustrations, including: <ul style="list-style-type: none"> the plan-year-by-plan-year projections demonstrating projected insolvency during the relevant period, and separately identifying the available resources (and the market value of assets and changes in cash flow) during each of those years? See section 3.01.	6 and Exhibit 2
Yes No N/A	6.	Does the application describe the assumptions used, including the new entrant profile, the total contribution base units, and the average contribution rates? See section 3.01.	6 and Exhibit 2
Yes No N/A	7.	Does the application include the plan actuary's certification that the plan is projected to avoid insolvency if the suspension takes effect and the supporting illustrations, including: <ul style="list-style-type: none"> the plan-year-by-plan-year projections demonstrating projected solvency during the relevant period, a description of the assumptions used, including the new entrant profile, the total contribution base units, and the average contribution rates, and separately identifying the available resources (and the market value of assets and changes in cash flow) during each of those years? See section 3.02.	6 and Exhibit 3
Yes No N/A	8.	Does the application include the plan sponsor's determination of projected insolvency that includes the documentation set forth in section 5 of the revenue procedure? See section 3.03.	6-10

Western States Office and Professional Employees Pension Fund

Response	Item number	Description of item	Page number in application
Yes No N/A	9.	Does the application include a demonstration that the limitations on individual suspensions are satisfied, including calculations regarding: <ul style="list-style-type: none"> the guarantee-based limitation, the disability-based limitation, and the age-based limitation? See section 4.01.	11 and Exhibit 4
Yes No N/A	10.	Does the application include a demonstration that the proposed suspension is reasonably estimated to achieve the level necessary to avoid insolvency for the extended period, including illustrations regarding the plan's solvency ratio and available resources? See section 4.02(1).	11 and Exhibit 5
Yes No N/A	11.	Does the application include the required illustration utilizing stochastic projections? (This illustration is not required if the plan is not required to appoint a retiree representative under § 432(e)(9)(B)(v)(I) and stochastic projections were not used in making the required determination.) See section 4.02(2).	N/A
Yes No N/A	12.	Does the application include a demonstration that the proposed suspension is not projected to materially exceed the level necessary to avoid insolvency, including illustrations regarding the plan's solvency ratio and available resources? See section 4.03.	11 and Exhibit 6
Yes No N/A	13.	Does the application include a demonstration that the proposed suspension is equitably distributed, including: <ul style="list-style-type: none"> information on the effect of the suspension on the plan in the aggregate, information on the effect of the suspension for different categories or groups, a list of the factors taken into account, an explanation of why none of the factors listed in § 432(e)(9)(D)(vi) were taken into account (if applicable), for each factor taken into account that is not one of the factors listed in § 432(e)(9)(D)(vi), an explanation why the factor is relevant, and how any difference in treatment among categories or groups of individuals results from a reasonable application of the relevant factors? See section 4.04.	11-12
Yes No N/A	14.	Does the application include a copy of the notices (excluding personally identifiable information) that meet the requirements under § 432(e)(9)(F)? See section 4.05(1).	12-13 and Appendix B
Yes No N/A	15.	Does the application include a description of the efforts that are being taken to contact participants, beneficiaries in pay status, and alternate payees? See section 4.05(2).	13
Yes No N/A	16.	Does the application describe the steps the plan sponsor has taken to ensure that notices delivered electronically are reasonably accessible to the recipients? See section 4.05(3) The Pension Plan will only be mailing the Notice of Application and Individual Benefit Estimates via USPS First Class Mail.	N/A
Yes No N/A	17.	Does the application include a list of each employer who has an obligation to contribute under the Plan and each employee organization representing participants under the Plan? See section 4.05(4).	14-19
Yes No N/A	18.	Does the application include information on past and current measures taken to avoid insolvency? See section 5.01.	6-10, 20

Western States Office and Professional Employees Pension Fund

Response	Item number	Description of item	Page number in application
Yes No N/A	19.	Does the application include the plan information required by section 5.02?	6-10, 20
Yes No N/A	20.	Does the application describe how the plan sponsor took into account – or did not take into account – the factors listed in section 5.02 in the determination that all reasonable measures were taken to avoid insolvency? See section 5.03.	6-10, 20
Yes No N/A	21.	Does the application describe how the plan sponsor took into account - or did not take into account - in the determination that all reasonable measures have been taken to avoid insolvency the impact of: <ul style="list-style-type: none"> benefit and contribution levels on retaining active participants and bargaining groups under the plan, and past and anticipated contribution increases under the plan on employer attrition and retention levels? See section 5.03.	6-10, 20
Yes No N/A	22.	Does the application include a discussion of any other factors the plan sponsor took into account including how and why those factors were taken into account? See section 5.04.	6-10, 20
Yes No N/A	23.	Does the application include a copy of the proposed ballot, excluding the information regarding the statement in opposition, the individualized estimate, and the voting procedures? See section 6.01.	21 and Exhibit 7
Yes No N/A	24.	Does the application indicate whether the plan sponsor is requesting approval from PBGC of a proposed partition under section 4233 of ERISA? See section 6.02.	21
Yes No N/A	25.	If the answer to item 24 is yes, does the application specify the effective date of the proposed partition and include a plan-year-by-plan-year projection of the amount of the reduction in benefit payments attributable to the partition? See section 6.02. The Plan is not requesting a partition.	N/A
Yes No N/A	26.	Does the application describe the plan's experience with certain critical assumptions, including a disclosure for each of the 10 plan years immediately preceding the application that separately identifies: <ul style="list-style-type: none"> total contributions, total contribution base units, average contribution rates, withdrawal liability payments, and the rate of return on plan assets? See section 6.03.	21 and Exhibit 8
Yes No N/A	27.	Does the application include deterministic projections of the sensitivity of the plan's solvency ratio throughout the extended period by taking into account the more conservative assumptions of investment experience and future contribution base units than assumed elsewhere in the application? See section 6.04.	21 and Exhibit 9
Yes No N/A	28.	Does the plan include deterministic projections for each year in the extended period of: <ul style="list-style-type: none"> the value of plan assets, the plan's accrued liability, and the plan's funded percentage? See section 6.05.	21 and Exhibit 10

Western States Office and Professional Employees Pension Fund

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Yes No N/A	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: <ul style="list-style-type: none"> 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 avoid insolvency 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.	21 and Exhibit 11
Yes No N/A	30.	Does the application indicate whether the plan is a plan described in § 432(e)(9)(D)(vii) and, if so, how is that fact reflected in the proposed benefit suspension? See section 6.07.	22
Yes No N/A	31.	Does the application include the required plan sponsor information, including <ul style="list-style-type: none"> name address telephone number email address fax number employer identification number (EIN) and 3-digit plan number (PN)? See section 7.01.	23
Yes No N/A	32.	Does the application include the required plan identification information? See section 7.02.	23
Yes No N/A	33.	Does the application include the required retiree representative information (if applicable)? See section 7.03. The Plan is not required to have a retiree representative.	23
Yes No N/A	34.	Does the application include the required enrolled actuary information? See section 7.04.	23 and Exhibit 12
Yes No N/A	35.	Does the application include a designation of power of attorney for each authorized representative who will represent the plan sponsor in connection with the application? See section 7.05 and Appendix B.	23 and Exhibit 13
Yes No N/A	36.	Does the application include: <ul style="list-style-type: none"> the required plan documents, any recent amendments, the summary plan description (SPD), the summary of material modifications, and the most recent determination letter? See section 7.06.	23 and Exhibit 14
Yes No N/A	37.	Does the application include the required excerpts from the relevant collective bargaining agreements and side agreements? See section 7.07.	23 and Exhibit 15
Yes No N/A	38.	Does the application include the required excerpts from the most recently filed Form 5500? See section 7.08.	23 and Exhibit 16

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Yes No N/A	39.	Does the application include the most recently updated rehabilitation plan? See section 7.09.	23 and Exhibit 17
Yes No N/A	40.	Does the application include the two most recent actuarial valuation reports for the plan? See section 7.10.	23 and Exhibit 18
Yes No N/A	41.	Does the application include this checklist, completed and placed on top of the application? See section 7.11.	23 and Appendix A
Yes No N/A	42.	<p>If the application is being submitted for resubmission review, does the application include:</p> <ul style="list-style-type: none"> a statement that the application is being submitted for resubmission review, and the date on which the Treasury Department gave approval to submit an application for resubmission review? <p>See section 8.</p> <p>This is an original submission (Second Application).</p>	N/A

Michael Parmelee

Michael Parmelee, Co-Chair

Authorized Trustee on behalf of the Board of Trustees for the Western States Office and Professional Employees Pension Fund

8-24-2017

Date

Suzanne Mode, Co-Chair

Authorized Trustee on behalf of the Board of Trustees for the Western States Office and Professional Employees Pension Fund

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