

**Automotive Industries 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 projected to avoid insolvency without a suspension,**
- **to require that any future benefit improvements must satisfy section 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.**

Yes. The required representation is attached as Document No. 29.1.

Section 6.06 Board of Trustees Certification on Plan Amendments

The Board of Trustees certifies that if it receives final authorization to implement the suspension as described in section 432(e)(9)(H)(vi) of the Internal Revenue Code of 1986, as amended ("Code"), and chooses to implement the authorized suspension, then, in addition to the plan amendment implementing the suspension, the following plan amendments will be timely adopted and will not be modified at any time thereafter before the suspension of benefits expires:

- (1) A plan amendment providing that in accordance with section 432(e)(9)(C)(ii), 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 that both:
  - (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 section 432(e)(9)(E) of the Code.
- (3) A plan amendment specifying that the Board of Trustees will not modify these amendments, notwithstanding any other provision of the plan document, before the suspension of benefits expires.

Redacted by the U.S. Department of the Treasury

James H. Beno, Chairman  
Authorized Trustee on behalf of the  
Board of Trustees of the Automotive  
Industries Pension Plan

9/27/16

Date