

## NOTICE TO INTERESTED PARTIES

### **SAVANNAH RIVER NUCLEAR SOLUTIONS, LLC MULTIPLE EMPLOYER PENSION PLAN AND TRUST (the "Plan")**

1. Notice To: All eligible employees of Savannah River Nuclear Solutions, LLC and Savannah River Remediation LLC (the "Employers")

An application is to be made to the Internal Revenue Service (IRS) for an advance determination on the qualification of the following employee pension benefit plan:

2. Plan Name: The Savannah River Nuclear Solutions, LLC  
Multiple Employer Pension Plan and Trust
3. Plan Number: 001
4. Name and Address of Applicant: Savannah River Nuclear Solutions, LLC  
Savannah River Site, Bldg. 703-47A, Room 120  
Aiken, SC 29808
5. Applicant's E.I.N.: 61-1565172
6. Name and Address of Plan Administrator: Benefits Committee  
Savannah River Nuclear Solutions, LLC  
Savannah River Site, Bldg. 703-47A, Room 120  
Aiken, SC 29808

7. The application will be filed on January 31, 2013, for an advance determination as to whether the Plan meets the qualification requirements of section 401 of the Internal Revenue Code of 1986, with respect to the amendment of the Plan.

The application will be filed with:

EP Determinations  
Internal Revenue Service  
P.O. Box 12192  
Covington, KY 41012-0192

8. The Plan is closed to participation by new hires and rehires. An employee eligible to participate under the Plan is an employee:
- (i) who was employed by the WSRC Team (Washington Savannah River Company, LLC, Bechtel Savannah River Incorporated (BSRI), BNG America Savannah River Company and BWXT Savannah River Company) and who was employed by SRNS on August 1, 2008 and who was accruing Credited Service under this plan as of July 31, 2008; or
  - (ii) (A) who was a WSRC Team Active Participant in this plan and accruing Credited Service under this Plan as of December 8, 2008 and became employed by WSRC or BSRI, on or before June 8, 2009, provided, however, that such individuals shall not be eligible with respect to service with WSRC or BSRI after June 30, 2009; or, (B) who was employed by the WSRC Team on December 8, 2008 and March 30, 2009 and became an employee of Savannah River Remediation LLC (SRR) on or before September 30, 2009; or,
  - (iii) who was employed by the WSRC Team who performed Information Technology and Management Services, Health and Human Services, and Transportation and Mechanical

Services and who is identified on Appendix G of the SRNS Pension Plan and who performs services for an Employer; or

- (iv) who is listed on Appendix H of the SRNS Pension Plan and was employed by SRNS on August 1, 2008 and who was employed by CH2 Savannah River Company (CH2SRC) on July 31, 2008, and who received Eligibility Service for service with CH2SRC, LLC and its affiliates and the Credited Service for service with CH2SRC, LLC as set forth on Appendix H of the SRNS Pension Plan, as of August 1, 2008 and whose benefit payable under the CH2SRC, LLC Supplemental Pension Plan is offset by any benefit payable hereunder; or
- (v) who was employed as a BSRI "Option A" Craft Employee and from such date was continuously an Active Participant and who is listed on Appendix I of the SRNS Pension Plan and who became employed by SRNS by August 1, 2008 or by SRR by July 1, 2009; or
- (vi) who was employed by SRNS on August 1, 2008 in the Site Regulatory Integration Program, conducting Section 3116 work scope for the WSRC Team and who was accruing Credited Service under this plan as of July 31, 2008, and who was hired by SRR on July 1, 2009 and who is listed on Appendix J of the SRNS Pension Plan.

An Employee who was on approved leave of absence, from an Employer or WSRC Team and who was an Active Participant in this plan as of the date of such leave and who was identified, in writing, contemporaneously with such leave as being eligible to participate in the Plan upon return and who became an active Employee of an Employer immediately upon returning from that approved leave of absence shall be an Eligible Employee. Except as specifically provided herein, once an Eligible Employee terminates employment, such Employee shall not be eligible to participate in this Plan as an Active Participant upon rehire, as the SRNS Pension Plan is closed to new hires and rehires of an Employer.

An individual who otherwise would be an Eligible Employee shall nevertheless be excluded from participation and shall be deemed not to be an Eligible Employee if: (a) such Employee is eligible to receive benefits with respect to the same period of service; under another qualified pension plan sponsored by a DOE or NNSA contractor, other than Program A of the Savannah River Nuclear Solutions, LLC Defined Contribution Plan; or (b) the Employee was hired by SRNS, the WSRC Team or SRR under terms and conditions of employment which include benefits under Program B of the Savannah River Nuclear Services, LLC Defined Contribution Plan.

Subject to the eligibility provisions set forth above, only those Employees who have accepted an offer of employment and whose compensation is reported on a Form W-2 as compensation of a common-law employee are eligible to participate in the SRNS Pension Plan. Leased employees and individuals whose service agreement specifies they are hired without pension benefits or have similar exclusionary language regarding benefits in their service agreements are not eligible.

9. The Internal Revenue Service has previously issued a determination letter with respect to the qualification of the Plan.

## **RIGHTS OF INTERESTED PARTIES**

10. You have the right to submit to EP Determinations, at the above address, either individually or jointly with other interested parties, your comments as to whether the Plan meets the qualification requirements of the Internal Revenue Code. You may instead, individually or jointly with other interested parties, request the Department of Labor to submit, on your behalf, comments to EP Determinations regarding qualification of the Plan. If the Department declines to comment on all or some of the matters you raise, you may, individually, or jointly if your request was made to the Department jointly, submit your comments on these matters directly to EP Determinations.

## **REQUESTS FOR COMMENTS BY THE DEPARTMENT OF LABOR**

11. The Department of Labor may not comment on behalf of interested parties unless requested to do so by the lesser of 10 employees or 10 percent of the employees who qualify as interested parties. The number of persons needed for the Department to comment with respect to the Plan is 10.

If you request the Department to comment, your request must be in writing and must specify the matters upon which comments are requested, and must also include:

- (1) The information contained in Items 2 through 5 of this Notice; and
- (2) The number of persons needed for the Department to comment.

A request to the Department to comment should be addressed as follows:

Deputy Assistant Secretary  
Employee Benefits Security Administration  
ATTN: 3001 Comment Request  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

## **COMMENTS TO THE INTERNAL REVENUE SERVICE**

12. Comments submitted by you to EP Determinations must be in writing and received by it by March 17, 2013. However, if there are matters that you request the Department of Labor to comment upon on your behalf, and the Department declines, you may submit comments on these matters to EP Determinations to be received by it within fifteen days from the time the Department notifies you that it will not comment on the particular matter, or by March 17, 2013, whichever is later, but not after April 1, 2013. A request to the Department to comment on your behalf must be received by it by February 15, 2013, if you wish to preserve your right to comment on a matter upon which the Department declines to comment, or by February 25, 2013, if you wish to waive that right.

## **ADDITIONAL INFORMATION**

13. Detailed instructions regarding the requirements for notification of interested parties may be found in sections 17 and 18 of IRS Revenue Procedure 2012-6. Additional information concerning this application (including, where applicable, an updated copy of the Plan and the related trust; the application for determination; any additional documents dealing with the application that have been submitted to the IRS; and copies of section 17 of Revenue Procedure 2012-6) are available from Savannah River Nuclear Solutions, LLC, Savannah River Site, Bldg. 703-47A, Room 114, Aiken, SC 29808, during office hours for inspection and copying. (There may be a nominal charge for copying and/or mailing.)