

Boilermaker Vacation Trust

Administrative Office

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To: Participants in the Boilermaker Vacation Trust

From: The Board of Trustees of the Boilermaker Vacation Trust

Date: June 1, 2020

In light of the difficulty individuals may encounter in filing benefit claims and appeals as a result of the COVID-19 pandemic, and in accordance with new federal regulations, the Boilermaker Vacation Plan (the “Plan”) has been amended to provide for a temporary extended period of time to file claims and appeals under the Plan’s claims procedure. The changes to the Summary Plan Description (SPD) are described below.

Claims Procedure

The following language is added to the end of the “Claims Procedure” section:

Effective March 1, 2020: The “Outbreak Period” will be disregarded for the purpose of calculating the following time periods under the Plan:

- The three year period to file a claim for vacation benefits following a vacation payout; and
- The sixty day period to file an appeal following receipt of a claim denial

The term “Outbreak Period” means the period of time from March 1, 2020 until 60 days after the end of the National Emergency¹ or other date announced by the Department of Labor and Internal Revenue Service in future guidance.

In accordance with the requirements of the Employee Retirement Income Security Act of 1974, as amended (ERISA), this notice serves as a “summary of material modifications” (SMM) to the Plan. Please keep this summary with your copy of the Plan booklet. In the event of any conflict between this document and any other written or oral statement regarding these Plan changes, this document will control. The Board of Trustees continues to reserve the right to amend or terminate the Plan in whole or in part, at any time, in its sole discretion. Unless otherwise stated herein, all terms of the Plan will continue to apply.

¹ On March 13, 2020 the President issued a Proclamation Concerning the Novel Coronavirus Disease (COVID-19) Outbreak and made a determination under section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act that a national emergency exists nationwide beginning March 1, 2020 (the “National Emergency”).