Form 5500

Department of the Treasury Internal Revenue Service

Department of Labor Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

Signature of DFE

Annual Return/Report of Employee Benefit Plan

This form is required to be filed for employee benefit plans under sections 104 and 4065 of the Employee Retirement Income Security Act of 1974 (ERISA) and sections 6047(e), and 6058(a) of the Internal Revenue Code (the Code).

> ▶ Complete all entries in accordance with the instructions to the Form 5500.

OMB Nos. 1210-0110 1210-0089

2009

1 611310	on Benefit Guaranty Corporation				This Form is Open to Pu Inspection	ublic		
Part I	Annual Report Iden	tification Information						
For cale	For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009							
A This return/report is for: a multiemployer plan; a multiple-employer pl								
a single-employer plan; a DFE (specify)								
		<u></u>	_					
B This	return/report is:	the first return/report;	the final	return/report;				
		an amended return/report;	; a short	plan year return/report (less t	han 12 months).			
C If the	plan is a collectively-bargaine	ed plan, check here						
D Chec	k box if filing under:	Form 5558;	automa	tic extension;	the DFVC program;			
2 000	. v o o o o o o o o o o o o o o o o o o	special extension (enter de						
Part	II Rasic Plan Inforn	nation—enter all requested inform	. ,					
	ne of plan	idilon —enter an requested inion	Hauon		1b Three-digit plan			
	•	ND RICCIARDELLI 401K AND PR	OFIT SHARING PLAI	N	number (PN) ▶	002		
					1c Effective date of plan			
					01/01/1989			
	i sponsor's name and addres: ress should include room or s	s (employer, if for a single-employe	er plan)		2b Employer Identification Number (EIN)			
,	DS, WILLIAMS, MCMANUS	,			14-1556077			
					2c Sponsor's telephor	ne		
					number			
	ATION ROAD	BUILDIN			518-792-0926 2d Business code (see			
QUEENS	SBURY, NY 12804	QUEEN	QUEENSBURY, NY 12804			е		
Caution	· A penalty for the late or in	complete filing of this return/rep	ort will be assessed	Lunlass rassanahla causa i	s astablished			
		enalties set forth in the instructions				dules		
		as the electronic version of this retu						
SIGN	Filed with authorized/valid ele	ectronic signature.	07/20/2010	ROBERT A RICCIARDEL	.LI			
HERE	Signature of plan adminis	trator	Date	Enter name of individual s	signing as plan administrator			
	Orginature or plan daminio	nator	Date	Litter hame of marviadare	ngriing do plair dariiiniotrator			
SIGN								
HERE	Signature of employer/pla	un enoneor	Date	Enter name of individual s	signing as employer or plan sp	oneor		
	Signature of employer/pla	ii apoliaoi	Date	Linter name of mulvidual s	organisy as employer or pian sp	106110		
SIGN								
HERE								

Date

For Paperwork Reduction Act Notice and OMB Control Numbers, see the instructions for Form 5500.

Form 5500 (2009) v.092307.1

Enter name of individual signing as DFE

	Form 5500 (2009)	Page 2			
	Plan administrator's name and address (if same as plan sponsor, enter "Same WARDS WILLIAMS MCMANUS AND RICCIARDELLI PC	e")		Iministrator's EIN 1556077	
	3 AVIATION ROAD EENSBURY, NY 12804		nu	ministrator's telepl Imber 3-792-0926	hone
4	If the name and/or EIN of the plan sponsor has changed since the last return/r the plan number from the last return/report:	report filed for this plan, enter the name, EIN	l and	4b EIN	
а	Sponsor's name			4c PN	
5	Total number of participants at the beginning of the plan year		5		7
6	Number of participants as of the end of the plan year (welfare plans complete	only lines 6a , 6b , 6c , and 6d).			
а	Active participants		. 6a		
b	Retired or separated participants receiving benefits		. 6b		
С	Other retired or separated participants entitled to future benefits		. 6c		1
d	Subtotal. Add lines 6a , 6b , and 6c		. 6d		1
е	Deceased participants whose beneficiaries are receiving or are entitled to rece	eive benefits	. 6e		
f	Total. Add lines 6d and 6e		. 6f		1
g	Number of participants with account balances as of the end of the plan year (complete this item)	·	. 6g		1
h	Number of participants that terminated employment during the plan year with a less than 100% vested		. 6h		
7	Enter the total number of employers obligated to contribute to the plan (only n	multiemployer plans complete this item)	. 7		
_	If the plan provides pension benefits, enter the applicable pension feature cod 3D 2J 2G 2F 2E f the plan provides welfare benefits, enter the applicable welfare feature codes				
9a	Plan funding arrangement (check all that apply) (1) Insurance (2) Code section 412(e)(3) insurance contracts (3) Trust	9b Plan benefit arrangement (check all that (1) Insurance (2) Code section 412(e)(3) Trust			

(4)

(1)

(2)

(3)

(4)

(5)

(6)

b General Schedules

Check all applicable boxes in 10a and 10b to indicate which schedules are attached, and, where indicated, enter the number attached. (See instructions)

General assets of the sponsor

H (Financial Information)

A (Insurance Information)C (Service Provider Information)

I (Financial Information – Small Plan)

D (DFE/Participating Plan Information)

G (Financial Transaction Schedules)

(4)

(1)

(2)

(3)

a Pension Schedules

General assets of the sponsor

R (Retirement Plan Information)

MB (Multiemployer Defined Benefit Plan and Certain Money

Purchase Plan Actuarial Information) - signed by the plan

SB (Single-Employer Defined Benefit Plan Actuarial

Information) - signed by the plan actuary

SCHEDULE I (Form 5500)

Department of the Treasury Internal Revenue Service

Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation

Financial Information—Small Plan

This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA), and section 6058(a) of the Internal Revenue Code (the Code).

File as an attachment to Form 5500.

OMB No. 1210-0110

2009

This Form is Open to Public Inspection

· ·						
For calendar plan year 2009 or fiscal plan year beginning 01/01/2009		and ending	12/3	1/2009		
A Name of plan EDWARDS WILLIAMS MCMANUS AND RICCIARDELLI 401K AND PROFIT SHARING PLAN	В	Three-digit plan number (PN)	•	002	
C Plan sponsor's name as shown on line 2a of Form 5500 EDWARDS, WILLIAMS, MCMANUS AND RICCIARDELLI, PC	D	Employer Ident 14-1556077	ificatior	n Numbe	er (EIN)	

Complete Schedule I if the plan covered fewer than 100 participants as of the beginning of the plan year. You may also complete Schedule I if you are filing as a small plan under the 80-120 participant rule (see instructions). Complete Schedule H if reporting as a large plan or DFE.

Part I Small Plan Financial Information

Report below the current value of assets and liabilities, income, expenses, transfers and changes in net assets during the plan year. Combine the value of plan assets held in more than one trust. Do not enter the value of the portion of an insurance contract that guarantees during this plan year to pay a specific dollar benefit at a future date. Include all income and expenses of the plan including any trust(s) or separately maintained fund(s) and any payments/receipts to/from insurance carriers. Round off amounts to the nearest dollar.

1	Plan Assets and Liabilities:		(a) Beginning of Year	(b) End of Year
а	Total plan assets	. 1a	189273	11920
b	Total plan liabilities	. 1b		
С	Net plan assets (subtract line 1b from line 1a)	1c	189273	11920
2	Income, Expenses, and Transfers for this Plan Year:		(a) Amount	(b) Total
а	Contributions received or receivable:			
	(1) Employers	. 2a(1)		
	(2) Participants	2a(2)		
	(3) Others (including rollovers)	. 2a(3)		
b	Noncash contributions	. 2b		
С	Other income	. 2c	20023	
d	Total income (add lines 2a(1), 2a(2), 2a(3), 2b, and 2c)	. 2d		20023
е	Benefits paid (including direct rollovers)	. 2e	195994	
f	Corrective distributions (see instructions)	. 2f		
g	Certain deemed distributions of participant loans (see instructions)	. 2g		
h	Administrative service providers (salaries, fees, and commissions)	. 2h		
i	Other expenses	. 2i	1382	
j	Total expenses (add lines 2e, 2f, 2g, 2h, and 2i)	. 2j		197376
k	Net income (loss) (subtract line 2j from line 2d)	. 2k		-177353
	Transfers to (from) the plan (see instructions)	. 2I		

3 Specific Assets: If the plan held assets at anytime during the plan year in any of the following categories, check "Yes" and enter the current value of any assets remaining in the plan as of the end of the plan year. Allocate the value of the plan's interest in a commingled trust containing the assets of more than one plan on a line-by-line basis unless the trust meets one of the specific exceptions described in the instructions.

			Yes	No	Amount
а	Partnership/joint venture interests	3a		X	
b	Employer real property	3b		X	
	Real estate (other than employer real property)			X	
d	Employer securities	3d		X	
	Participant loans			Χ	

Page 2-	1]
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		_				
			Yes	No	Aı	mount
3f	Loans (other than to participants)	3f		X		
g	Tangible personal property	3g		X		
			•	•		
Pa	art II Compliance Questions					
4	During the plan year:		Yes	No	Δ	mount
а	Was there a failure to transmit to the plan any participant contributions within the time period described in 29 CFR 2510.3-102? Continue to answer "Yes" for any prior year failures until fully		163			mount
	corrected. (See instructions and DOL's Voluntary Fiduciary Correction Program.)	4a		X		
b	Were any loans by the plan or fixed income obligations due the plan in default as of the close of plan year or classified during the year as uncollectible? Disregard participant loans secured by the participant's account balance	4b		X		
С	Were any leases to which the plan was a party in default or classified during the year as uncollectible?	4c		X		
d	Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 4a.)	4d		X		
е	Was the plan covered by a fidelity bond?	4e		X		
f	Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty?	4f		X		
g	Did the plan hold any assets whose current value was neither readily determinable on an established market nor set by an independent third party appraiser?	4g		X		
h	Did the plan receive any noncash contributions whose value was neither readily determinable on an established market nor set by an independent third party appraiser?	4h		X		
i	Did the plan at any time hold 20% or more of its assets in any single security, debt, mortgage, parcel of real estate, or partnership/joint venture interest?	4i		X		
j	Were all the plan assets either distributed to participants or beneficiaries, transferred to another plan, or brought under the control of the PBGC?	4j		X		
k	Are you claiming a waiver of the annual examination and report of an independent qualified public accountant (IQPA) under 29 CFR 2520.104-46? If "No," attach an IQPA's report or 2520.104-50 statement. (See instructions on waiver eligibility and conditions.)	4k	X			
I	Has the plan failed to provide any benefit when due under the plan?	41		X		
m	If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.)	4m		X		
n	If 4m was answered "Yes," check the "Yes" box if you either provided the required notice or one of the exceptions to providing the notice applied under 29 CFR 2520.101-3	4n				
5a	Has a resolution to terminate the plan been adopted during the plan year or any prior plan year? If "Yes," enter the amount of any plan assets that reverted to the employer this year	. X Ye	es 🗌 N	No A	Amount:	
5b	If, during this plan year, any assets or liabilities were transferred from this plan to another plan(s), id transferred. (See instructions.)	entify t	he plan	(s) to w	hich assets or I	iabilities were
	5b(1) Name of plan(s)			5b(2)	EIN(s)	5b(3) PN(s)

Schedule I (Form 5500) 2009

SCHEDULE R (Form 5500)

Department of the Treasury Internal Revenue Service

Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

Department of Labor

Retirement Plan Information

This schedule is required to be filed under section 104 and 4065 of the Employee Retirement Income Security Act of 1974 (ERISA) and section 6058(a) of the Internal Revenue Code (the Code).

File as an attachment to Form 5500.

OMB No. 1210-0110

2009

This Form is Open to Public Inspection.

For	r calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and	ending	g 1	2/31/2	009			
	Name of plan VARDS WILLIAMS MCMANUS AND RICCIARDELLI 401K AND PROFIT SHARING PLAN	В	Three plan (PN)	numbe	er •	0	02	
	Plan sponsor's name as shown on line 2a of Form 5500 VARDS, WILLIAMS, MCMANUS AND RICCIARDELLI, PC	D	Emplo	oyer Id	entifica	tion Nur	nber (E	IN)
LDVV	VAILDO, WILLIAMO, MOMANOO AND MOCIANDELLI, I C		14-	155607	77			
_	AL BUAN A							
	art I Distributions							
1	references to distributions relate only to payments of benefits during the plan year. Total value of distributions paid in property other than in cash or the forms of property specified in the							
	instructions			1				
2	Enter the EIN(s) of payor(s) who paid benefits on behalf of the plan to participants or beneficiaries durpayors who paid the greatest dollar amounts of benefits):	ring the	e year	(if mor	e than	two, ent	er EINs	of the two
	EIN(s): 14-1556077							
	Profit-sharing plans, ESOPs, and stock bonus plans, skip line 3.							
3	Number of participants (living or deceased) whose benefits were distributed in a single sum, during the	o plan	. [1			
3	year	•		3				0
Pa	Funding Information (If the plan is not subject to the minimum funding requirements ERISA section 302, skip this Part)	of sec	tion of		the Int	ernal Re	evenue (Code or
4	Is the plan administrator making an election under Code section 412(d)(2) or ERISA section 302(d)(2)?				Yes		No	N/A
-	If the plan is a defined benefit plan, go to line 8.			ш				
5	If a waiver of the minimum funding standard for a prior year is being amortized in this							
•	plan year, see instructions and enter the date of the ruling letter granting the waiver. Date: Mor	nth		_ Da	ау		Year_	
					•			
	If you completed line 5, complete lines 3, 9, and 10 of Schedule MB and do not complete the re	emaino	der of	this sc	hedule	е.		
6	If you completed line 5, complete lines 3, 9, and 10 of Schedule MB and do not complete the re a Enter the minimum required contribution for this plan year			this sc 6a	hedule	Э		
6					hedule	e. 		
6	 a Enter the minimum required contribution for this plan year b Enter the amount contributed by the employer to the plan for this plan year 			6a	hedule	9.		
6	 a Enter the minimum required contribution for this plan year b Enter the amount contributed by the employer to the plan for this plan year 		 - -	6a	chedule	e. 		
6	 a Enter the minimum required contribution for this plan year		 - -	6a 6b	chedule	e. 		
6 7	Enter the minimum required contribution for this plan year			6a 6b		э.	No	□ N/A
	Enter the minimum required contribution for this plan year			6a 6b	Yes	e.	No	□ N/A
	a Enter the minimum required contribution for this plan year	viding		6a 6b			No	□ N/A
7	a Enter the minimum required contribution for this plan year	oviding agree		6a 6b		э. П	No No	N/A
7 8	Enter the minimum required contribution for this plan year	oviding agree		6a 6b	Yes	Э. П		
7 8	Enter the minimum required contribution for this plan year	oviding agree		6a 6b	Yes	Э. П		
7 8	Enter the minimum required contribution for this plan year	oviding agree		6a 6b 6c	Yes			□ N/A
7 8 Pa	Enter the minimum required contribution for this plan year	oviding agree		6a 6b 6c	Yes		No oth	
7 8 Pa	Enter the minimum required contribution for this plan year	oviding agree		6a 6b 6c	Yes		No oth	□ N/A
7 8 Pa	b Enter the minimum required contribution for this plan year	ease	of the	6a 6b 6c Decree	Yes Yes ease	B Bnue Coo	No oth	□ N/A
7 8 Pa	b Enter the minimum required contribution for this plan year	ease (e)(7)	of the	6a 6b 6c Decree	Yes Yes ease	B Bnue Coo	No oth	No No
7 8 Par 9	b Enter the minimum required contribution for this plan year	ease (e)(7) ay any	of the	6a 6b 6c Decree	Yes Yes ease Il Reven	B Bunue Coo	No oth le,	N/A No No No
7 8 Par 9	b Enter the minimum required contribution for this plan year	ease (e)(7) ay any	of the	6a 6b 6c Decree	Yes Yes ease Il Revei	B Bunue Coo	No oth le, Yes	No No No No

Schedule R	(Form	5500	2009
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Page 2-	1	
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Pa	rt V	Additional Information for Multiemployer Defined Benefit Pension Plans						
13		er the following information for each employer that contributed more than 5% of total contributions to the plan during the plan year (measured in lars). See instructions. Complete as many entries as needed to report all applicable employers.						
	а	Name of contributing employer						
	b	EIN C Dollar amount contributed by employer						
	d	Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month Day Year						
	е	Contribution rate information (If more than one rate applies, check this box and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).) (1) Contribution rate (in dollars and cents) (2) Base unit measure: Hourly Weekly Unit of production Other (specify):						
	а	Name of contributing employer						
	b	EIN C Dollar amount contributed by employer						
	d	Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month Day Year						
	е	Contribution rate information (If more than one rate applies, check this box and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).) (1) Contribution rate (in dollars and cents) (2) Base unit measure: Hourly Weekly Unit of production Other (specify):						
	а	Name of contributing employer						
	b	EIN C Dollar amount contributed by employer						
	d	Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month Day Year						
	е	Contribution rate information (If more than one rate applies, check this box and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).) (1) Contribution rate (in dollars and cents) (2) Base unit measure: Hourly Weekly Unit of production Other (specify):						
	а	Name of contributing employer						
	b	EIN C Dollar amount contributed by employer						
	d	Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month Day Year						
	е	Contribution rate information (If more than one rate applies, check this box and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).) (1) Contribution rate (in dollars and cents) (2) Base unit measure: Hourly Weekly Unit of production Other (specify):						
	a	Name of contributing employer						
	b	EIN C Dollar amount contributed by employer						
	d	Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month Day Year						
	е							
	а	Name of contributing employer						
	b	EIN C Dollar amount contributed by employer						
	d	Date collective bargaining agreement expires (If employer contributes under more than one collective bargaining agreement, check box and see instructions regarding required attachment. Otherwise, enter the applicable date.) Month Day Year						
	е	Contribution rate information (If more than one rate applies, check this box and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).) (1) Contribution rate (in dollars and cents) (2) Base unit measure: Hourly Weekly Unit of production Other (specify):						

Pac	ae	3
	,~	•

Enter the number of participants on whose behalf no contributions were made by an employer as an employer of the participant for:			
	a The current year	14a	
	b The plan year immediately preceding the current plan year	14b	
	C The second preceding plan year	14c	
15	Enter the ratio of the number of participants under the plan on whose behalf no employer had an obligation to make an employer contribution during the current plan year to:		
	a The corresponding number for the plan year immediately preceding the current plan year	15a	
	b The corresponding number for the second preceding plan year	15b	
16	Information with respect to any employers who withdrew from the plan during the preceding plan year:		
	a Enter the number of employers who withdrew during the preceding plan year	16a	
	b If item 16a is greater than 0, enter the aggregate amount of withdrawal liability assessed or estimated to be assessed against such withdrawn employers	16b	
17	17 If assets and liabilities from another plan have been transferred to or merged with this plan during the plan year, check box and see instructions regarding supplemental information to be included as an attachment.		
Part VI Additional Information for Single-Employer and Multiemployer Defined Benefit Pension Plans			
18	If any liabilities to participants or their beneficiaries under the plan as of the end of the plan year consist (in whole or in part) of liabilities to such participants and beneficiaries under two or more pension plans as of immediately before such plan year, check box and see instructions regarding supplemental information to be included as an attachment		
19	If the total number of participants is 1,000 or more, complete items (a) through (c)		
	a Enter the percentage of plan assets held as:		
	Stock:% Investment-Grade Debt:% High-Yield Debt:% Real Estate:% Other:%		
	b Provide the average duration of the combined investment-grade and high-yield debt: 0-3 years 3-6 years 6-9 years 9-12 years 12-15 years 15-18 years 18-21 years 21 years or more		
	What duration measure was used to calculate item 19(b)?		
	☐ Effective duration ☐ Macaulay duration ☐ Modified duration ☐ Other (specify):		