Form 5500

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

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

This Form is Open to Public Inspection

Part I Annual Report Identification Information

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 plan; or
- [X] a single-employer plan;
- [ ] a DFE (specify) ____

B This return/report is:
- [ ] the first return/report;
- [ ] the final return/report;
- [ ] an amended return/report;
- [ ] a short plan year return/report (less than 12 months).

C If the plan is a collectively-bargained plan, check here. . . . . ▶ [ ]

D Check box if filing under:
- [ ] Form 5558;
- [ ] automatic extension;
- [ ] the DFVC program;
- [ ] special extension (enter description)

Part II Basic Plan Information—enter all requested information

1a Name of plan
A. DUDA & SONS, INC. RETIREMENT AND SAVINGS PLAN

1b Three-digit plan number (PN) ▶ 003

1c Effective date of plan 01/01/1989

2a Plan sponsor's name and address (employer, if for a single-employer plan)
(Address should include room or suite no.)
A. DUDA & SONS, INC.

P. O. BOX 620257
OVIEDO, FL 32762-0257

2b Employer Identification Number (EIN) 59-0700499

2c Sponsor's telephone number 407-365-2111

2d Business code (see instructions) 111210

Caution: A penalty for the late or incomplete filing of this return/report will be assessed unless reasonable cause is established.

Under penalties of perjury and other penalties set forth in the instructions, I declare that I have examined this return/report, including accompanying schedules, statements and attachments, as well as the electronic version of this return/report, and to the best of my knowledge and belief, it is true, correct, and complete.

SIGN HERE	Filed with authorized/valid electronic signature.	07/22/2010	MARK E. ENGWALL
	Signature of plan administrator	Date	Enter name of individual signing as plan administrator
SIGN HERE	Filed with authorized/valid electronic signature.	07/22/2010	MARK E. ENGWALL
	Signature of employer/plan sponsor	Date	Enter name of individual signing as employer or plan sponsor
SIGN HERE			
	Signature of DFE	Date	Enter name of individual signing as DFE

3a Plan administrator's name and address (if same as plan sponsor, enter "Same")
THE RETIREMENT AND SAVINGS PLAN COMMITTEE OF A. DUDA & SONS, INC.

1200 DUDA TRAIL
OVIEDO, FL 32765

3b Administrator's EIN
59-0700499

3c Administrator's telephone number
407-365-2111

4 If the name and/or EIN of the plan sponsor has changed since the last return/report filed for this plan, enter the name, EIN and the plan number from the last return/report:
a Sponsor's name

4b EIN

4c PN

5	Total number of participants at the beginning of the plan year	**5**	9069
6	Number of participants as of the end of the plan year (welfare plans complete only lines **6a, 6b, 6c,** and **6d**).		
a	Active participants	**6a**	7940
b	Retired or separated participants receiving benefits	**6b**	0
c	Other retired or separated participants entitled to future benefits	**6c**	756
d	Subtotal. Add lines **6a**, **6b**, and **6c**	**6d**	8696
e	Deceased participants whose beneficiaries are receiving or are entitled to receive benefits	**6e**	4
f	Total. Add lines **6d** and **6e**	**6f**	8700
g	Number of participants with account balances as of the end of the plan year (only defined contribution plans complete this item)	**6g**	1738
h	Number of participants that terminated employment during the plan year with accrued benefits that were less than 100% vested	**6h**	66
7	Enter the total number of employers obligated to contribute to the plan (only multiemployer plans complete this item)	**7**	

8a If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristic Codes in the instructions:
2A 2E 2F 2G 2J 2K 3H

b If the plan provides welfare benefits, enter the applicable welfare feature codes from the List of Plan Characteristic Codes in the instructions:

9a Plan funding arrangement (check all that apply)

(1)		Insurance
(2)		Code section 412(e)(3) insurance contracts
(3)	X	Trust
(4)		General assets of the sponsor

9b Plan benefit arrangement (check all that apply)

(1)		Insurance
(2)		Code section 412(e)(3) insurance contracts
(3)	X	Trust
(4)		General assets of the sponsor

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

a Pension Schedules

(1)	X	**R** (Retirement Plan Information)
(2)		**MB** (Multiemployer Defined Benefit Plan and Certain Money Purchase Plan Actuarial Information) - signed by the plan actuary
(3)		**SB** (Single-Employer Defined Benefit Plan Actuarial Information) - signed by the plan actuary

b General Schedules

(1)	X	**H** (Financial Information)
(2)		**I** (Financial Information – Small Plan)
(3)		**A** (Insurance Information)
(4)	X	**C** (Service Provider Information)
(5)		**D** (DFE/Participating Plan Information)
(6)		**G** (Financial Transaction Schedules)

SCHEDULE C (Form 5500)	Service Provider Information	OMB No. 1210-0110
Department of the Treasury Internal Revenue Service Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation	This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA). ▶ **File as an attachment to Form 5500.**	**2009** **This Form is Open to Public Inspection.**

For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009

A Name of plan
A. DUDA & SONS, INC. RETIREMENT AND SAVINGS PLAN

B Three-digit plan number (PN) ▶ 003

C Plan sponsor's name as shown on line 2a of Form 5500
A. DUDA & SONS, INC.

D Employer Identification Number (EIN)
59-0700499

Part I Service Provider Information (see instructions)

You must complete this Part, in accordance with the instructions, to report the information required for **each person** who received, directly or indirectly, $5,000 or more in total compensation (i.e., money or anything else of monetary value) in connection with services rendered to the plan or the person's position with the plan during the plan year. If a person received **only** eligible indirect compensation for which the plan received the required disclosures, you are required to answer line 1 but are not required to include that person when completing the remainder of this Part.

1 Information on Persons Receiving Only Eligible Indirect Compensation

a Check "Yes" or "No" to indicate whether you are excluding a person from the remainder of this Part because they received only eligible indirect compensation for which the plan received the required disclosures (see instructions for definitions and conditions).. . . . . ☐ Yes ☒ No

b If you answered line 1a "Yes," enter the name and EIN or address of each person providing the required disclosures for the service providers who received only eligible indirect compensation. Complete as many entries as needed (see instructions).

(b) Enter name and EIN or address of person who provided you disclosures on eligible indirect compensation

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2. Information on Other Service Providers Receiving Direct or Indirect Compensation. Except for those persons for whom you answered "yes" to line 1a above, complete as many entries as needed to list each person receiving, directly or indirectly, $5,000 or more in total compensation (i.e., money or anything else of value) in connection with services rendered to the plan or their position with the plan during the plan year. (See instructions).

(a) Enter name and EIN or address (see instructions)

T. ROWE PRICE

52-1714114

(b) Service Code(s)	**(c)** Relationship to employer, employee organization, or person known to be a party-in-interest	**(d)** Enter direct compensation paid by the plan. If none, enter -0-.	**(e)** Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	**(f)** Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	**(g)** Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	**(h)** Did the service provider give you a formula instead of an amount or estimated amount?
15 21 25 28 37 38 49 52 59 62 64 65	NONE	102	Yes [X] No [ ]	Yes [X] No [ ]	0	Yes [X] No [ ]

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	**(c)** Relationship to employer, employee organization, or person known to be a party-in-interest	**(d)** Enter direct compensation paid by the plan. If none, enter -0-.	**(e)** Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	**(f)** Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	**(g)** Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	**(h)** Did the service provider give you a formula instead of an amount or estimated amount?
			Yes [ ] No [ ]	Yes [ ] No [ ]		Yes [ ] No [ ]

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	**(c)** Relationship to employer, employee organization, or person known to be a party-in-interest	**(d)** Enter direct compensation paid by the plan. If none, enter -0-.	**(e)** Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	**(f)** Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	**(g)** Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	**(h)** Did the service provider give you a formula instead of an amount or estimated amount?
			Yes [ ] No [ ]	Yes [ ] No [ ]		Yes [ ] No [ ]

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	**(c)** Relationship to employer, employee organization, or person known to be a party-in-interest	**(d)** Enter direct compensation paid by the plan. If none, enter -0-.	**(e)** Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	**(f)** Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	**(g)** Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	**(h)** Did the service provider give you a formula instead of an amount or estimated amount?
			Yes ☐ No ☐	Yes ☐ No ☐		Yes ☐ No ☐

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	**(c)** Relationship to employer, employee organization, or person known to be a party-in-interest	**(d)** Enter direct compensation paid by the plan. If none, enter -0-.	**(e)** Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	**(f)** Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	**(g)** Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	**(h)** Did the service provider give you a formula instead of an amount or estimated amount?
			Yes ☐ No ☐	Yes ☐ No ☐		Yes ☐ No ☐

(a) Enter name and EIN or address (see instructions)

(b) Service Code(s)	**(c)** Relationship to employer, employee organization, or person known to be a party-in-interest	**(d)** Enter direct compensation paid by the plan. If none, enter -0-.	**(e)** Did service provider receive indirect compensation? (sources other than plan or plan sponsor)	**(f)** Did indirect compensation include eligible indirect compensation, for which the plan received the required disclosures?	**(g)** Enter total indirect compensation received by service provider excluding eligible indirect compensation for which you answered "Yes" to element (f). If none, enter -0-.	**(h)** Did the service provider give you a formula instead of an amount or estimated amount?
			Yes ☐ No ☐	Yes ☐ No ☐		Yes ☐ No ☐

Part I Service Provider Information (continued)

3 If you reported on line 2 receipt of indirect compensation, other than eligible indirect compensation, by a service provider, and the service provider is a fiduciary or provides contract administrator, consulting, custodial, investment advisory, investment management, broker, or recordkeeping services, answer the following questions for (a) each source from whom the service provider received $1,000 or more in indirect compensation and (b) each source for whom the service provider gave you a formula used to determine the indirect compensation instead of an amount or estimated amount of the indirect compensation. Complete as many entries as needed to report the required information for each source.

(a) Enter service provider name as it appears on line 2	**(b)** Service Codes (see instructions)	**(c)** Enter amount of indirect compensation
T. ROWE PRICE	15 21 25 28 37 38 49 52 59 62 64 65	0

(d) Enter name and EIN (address) of source of indirect compensation	**(e)** Describe the indirect compensation, including any formula used to determine the service provider's eligibility for or the amount of the indirect compensation.
BUFFALO SM CAP C/O US BANKCORP FUND SERVICES 615 EAST MICHIGAN STREET MILWAUKEE, WI 53202	FEE FOR SHAREHOLDER SERVICING BASED UPON 0.25%

(a) Enter service provider name as it appears on line 2	**(b)** Service Codes (see instructions)	**(c)** Enter amount of indirect compensation
T. ROWE PRICE	15 21 25 28 37 38 49 52 59 62 64 65	0

(d) Enter name and EIN (address) of source of indirect compensation	**(e)** Describe the indirect compensation, including any formula used to determine the service provider's eligibility for or the amount of the indirect compensation.
DODGE & COX INTERNATIONAL STOCK 555 CALIFORNIA STREET, 40TH FLOOR , SAN FRANCISCO, CA 94104	FEE FOR SHAREHOLDER SERVICING BASED UPON 0.10%

(a) Enter service provider name as it appears on line 2	**(b)** Service Codes (see instructions)	**(c)** Enter amount of indirect compensation
T. ROWE PRICE	15 21 25 28 37 38 49 52 59 62 64 65	0

(d) Enter name and EIN (address) of source of indirect compensation	**(e)** Describe the indirect compensation, including any formula used to determine the service provider's eligibility for or the amount of the indirect compensation.
JANUS OVERSEAS CLT 151, DETROIT STREET, DENVER, CO 80206	FEE FOR SHAREHOLDER SERVICING BASED UPON 0.25%

Part II Service Providers Who Fail or Refuse to Provide Information

4 Provide, to the extent possible, the following information for each service provider who failed or refused to provide the information necessary to complete this Schedule.

(a) Enter name and EIN or address of service provider (see instructions)	**(b)** Nature of Service Code(s)	**(c)** Describe the information that the service provider failed or refused to provide

(a) Enter name and EIN or address of service provider (see instructions)	**(b)** Nature of Service Code(s)	**(c)** Describe the information that the service provider failed or refused to provide

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Part III Termination Information on Accountants and Enrolled Actuaries (see instructions)

(complete as many entries as needed)

a Name:	**b** EIN:
c Position:	
d Address:	**e** Telephone:

Explanation:

a Name:	**b** EIN:
c Position:	
d Address:	**e** Telephone:

Explanation:

a Name:	**b** EIN:
c Position:	
d Address:	**e** Telephone:

Explanation:

a Name:	**b** EIN;
c Position:	
d Address:	**e** Telephone:

Explanation:

a Name:	**b** EIN;
c Position:	
d Address:	**e** Telephone:

Explanation:

SCHEDULE H (Form 5500)

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

Financial Information

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 12/31/2009

A Name of plan
A. DUDA & SONS, INC. RETIREMENT AND SAVINGS PLAN

B Three-digit plan number (PN) ▶ 003

C Plan sponsor's name as shown on line 2a of Form 5500
A. DUDA & SONS, INC.

D Employer Identification Number (EIN)
59-0700499

Part I Asset and Liability Statement

1 Current value of plan assets and liabilities at the beginning and end of the plan year. Combine the value of plan assets held in more than one trust. Report the value of the plan's interest in a commingled fund containing the assets of more than one plan on a line-by-line basis unless the value is reportable on lines 1c(9) through 1c(14). Do not enter the value of that portion of an insurance contract which guarantees, during this plan year, to pay a specific dollar benefit at a future date. **Round off amounts to the nearest dollar.** MTIAs, CCTs, PSAs, and 103-12 IEs do not complete lines 1b(1), 1b(2), 1c(8), 1g, 1h, and 1i. CCTs, PSAs, and 103-12 IEs also do not complete lines 1d and 1e. See instructions.

Assets		(a) Beginning of Year	(b) End of Year
a Total noninterest-bearing cash	1a		
b Receivables (less allowance for doubtful accounts):			
(1) Employer contributions	1b(1)	564291	422439
(2) Participant contributions	1b(2)	0	13577
(3) Other	1b(3)		
c General investments:			
(1) Interest-bearing cash (include money market accounts & certificates of deposit)	1c(1)		
(2) U.S. Government securities	1c(2)		
(3) Corporate debt instruments (other than employer securities):			
(A) Preferred	1c(3)(A)		
(B) All other	1c(3)(B)		
(4) Corporate stocks (other than employer securities):			
(A) Preferred	1c(4)(A)		
(B) Common	1c(4)(B)		
(5) Partnership/joint venture interests	1c(5)		
(6) Real estate (other than employer real property)	1c(6)		
(7) Loans (other than to participants)	1c(7)		
(8) Participant loans	1c(8)	446951	980537
(9) Value of interest in common/collective trusts	1c(9)		
(10) Value of interest in pooled separate accounts	1c(10)		
(11) Value of interest in master trust investment accounts	1c(11)		
(12) Value of interest in 103-12 investment entities	1c(12)		
(13) Value of interest in registered investment companies (e.g., mutual funds)	1c(13)	40886551	47283174
(14) Value of funds held in insurance company general account (unallocated contracts)	1c(14)		
(15) Other	1c(15)		

			(a) Beginning of Year	(b) End of Year
1d	Employer-related investments:			
	(1) Employer securities	1d(1)		
	(2) Employer real property	1d(2)		
e	Buildings and other property used in plan operation	1e		
f	Total assets (add all amounts in lines 1a through 1e)	1f	41897793	48699727
	Liabilities			
g	Benefit claims payable	1g		
h	Operating payables	1h		
i	Acquisition indebtedness	1i		
j	Other liabilities	1j		
k	Total liabilities (add all amounts in lines 1g through1j)	1k	0	0
	Net Assets			
l	Net assets (subtract line 1k from line 1f)	1l	41897793	48699727

Part II Income and Expense Statement

2 Plan income, expenses, and changes in net assets for the year. 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. MTIAs, CCTs, PSAs, and 103-12 IEs do not complete lines 2a, 2b(1)(E), 2e, 2f, and 2g.

	Income		(a) Amount	(b) Total
a	**Contributions:**			
	(1) Received or receivable in cash from: **(A)** Employers	2a(1)(A)	2691728	
	(B) Participants	2a(1)(B)	1913615	
	(C) Others (including rollovers)	2a(1)(C)	30285	
	(2) Noncash contributions	2a(2)		
	(3) Total contributions. Add lines **2a(1)(A), (B), (C),** and line **2a(2)**	2a(3)		4635628
b	**Earnings on investments:**			
	(1) Interest:			
	(A) Interest-bearing cash (including money market accounts and certificates of deposit)	2b(1)(A)		
	(B) U.S. Government securities	2b(1)(B)		
	(C) Corporate debt instruments	2b(1)(C)		
	(D) Loans (other than to participants)	2b(1)(D)		
	(E) Participant loans	2b(1)(E)	28152	
	(F) Other	2b(1)(F)		
	(G) Total interest. Add lines **2b(1)(A)** through **(F)**	2b(1)(G)		28152
	(2) Dividends: **(A)** Preferred stock	2b(2)(A)		
	(B) Common stock	2b(2)(B)		
	(C) Registered investment company shares (e.g. mutual funds)	2b(2)(C)	910573	
	(D) Total dividends. Add lines **2b(2)(A)**, **(B)**, and **(C)**	2b(2)(D)		910573
	(3) Rents	2b(3)		
	(4) Net gain (loss) on sale of assets: **(A)** Aggregate proceeds	2b(4)(A)		
	(B) Aggregate carrying amount (see instructions)	2b(4)(B)		
	(C) Subtract line **2b(4)(B)** from line **2b(4)(A)** and enter result	2b(4)(C)		0

		(a) Amount	(b) Total
2b (5) Unrealized appreciation (depreciation) of assets: (A) Real estate	2b(5)(A)		
(B) Other	2b(5)(B)		
(C) Total unrealized appreciation of assets. Add lines 2b(5)(A) and (B)	2b(5)(C)		0
(6) Net investment gain (loss) from common/collective trusts	2b(6)		
(7) Net investment gain (loss) from pooled separate accounts	2b(7)		
(8) Net investment gain (loss) from master trust investment accounts	2b(8)		
(9) Net investment gain (loss) from 103-12 investment entities	2b(9)		
(10) Net investment gain (loss) from registered investment companies (e.g., mutual funds)	2b(10)		10025764
c Other income	2c		
d Total income. Add all **income** amounts in column (b) and enter total	2d		15600117
Expenses			
e Benefit payment and payments to provide benefits:			
(1) Directly to participants or beneficiaries, including direct rollovers	2e(1)	8668540	
(2) To insurance carriers for the provision of benefits	2e(2)		
(3) Other	2e(3)		
(4) Total benefit payments. Add lines 2e(1) through (3)	2e(4)		8668540
f Corrective distributions (see instructions)	2f		
g Certain deemed distributions of participant loans (see instructions)	2g		129541
h Interest expense	2h		
i Administrative expenses: (1) Professional fees	2i(1)		
(2) Contract administrator fees	2i(2)		
(3) Investment advisory and management fees	2i(3)		
(4) Other	2i(4)	102	
(5) Total administrative expenses. Add lines 2i(1) through (4)	2i(5)		102
j Total expenses. Add all **expense** amounts in column (b) and enter total	2j		8798183
Net Income and Reconciliation			
k Net income (loss). Subtract line 2j from line 2d	2k		6801934
l Transfers of assets:			
(1) To this plan	2l(1)		
(2) From this plan	2l(2)		

Part III Accountant's Opinion

3 Complete lines 3a through 3c if the opinion of an independent qualified public accountant is attached to this Form 5500. Complete line 3d if an opinion is not attached.

a The attached opinion of an independent qualified public accountant for this plan is (see instructions):

(1) [X] Unqualified (2) [ ] Qualified (3) [ ] Disclaimer (4) [ ] Adverse

b Did the accountant perform a limited scope audit pursuant to 29 CFR 2520.103-8 and/or 103-12(d)? [ ] Yes [X] No

c Enter the name and EIN of the accountant (or accounting firm) below:

(1) Name: H BRUCE FRUTCHEY & ASSOCIATES, CPA (2) EIN: 59-1734505

d The opinion of an independent qualified public accountant is **not attached** because:

(1) [ ] This form is filed for a CCT, PSA, or MTIA. (2) [ ] It will be attached to the next Form 5500 pursuant to 29 CFR 2520.104-50.

Part IV Compliance Questions

4 CCTs and PSAs do not complete Part IV. MTIAs, 103-12 IEs, and GIAs do not complete 4a, 4e, 4f, 4g, 4h, 4k, 4m, 4n, or 5. 103-12 IEs also do not complete 4j and 4l. MTIAs also do not complete 4l.

During the plan year:

		Yes	No	Amount
a	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 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 the plan year or classified during the year as uncollectible? Disregard participant loans secured by participant's account balance. (Attach Schedule G (Form 5500) Part I if "Yes" is checked.)	4b		X	
c	Were any leases to which the plan was a party in default or classified during the year as uncollectible? (Attach Schedule G (Form 5500) Part II if "Yes" is checked.)	4c		X	
d	Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 4a. Attach Schedule G (Form 5500) Part III if "Yes" is checked.)	4d		X	
e	Was this plan covered by a fidelity bond?	4e	X		500000
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 have assets held for investment? (Attach schedule(s) of assets if "Yes" is checked, and see instructions for format requirements.)	4i	X		
j	Were any plan transactions or series of transactions in excess of 5% of the current value of plan assets? (Attach schedule of transactions if "Yes" is checked, and see instructions for format requirements.)	4j	X		
k	Were all the plan assets either distributed to participants or beneficiaries, transferred to another plan, or brought under the control of the PBGC?	4k		X	
l	Has the plan failed to provide any benefit when due under the plan?	4l		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		X	

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 ☐ **Yes** ☒ **No** **Amount:**

5b If, during this plan year, any assets or liabilities were transferred from this plan to another plan(s), identify the plan(s) to which assets or liabilities were transferred. (See instructions.)

5b(1) Name of plan(s)	**5b(2)** EIN(s)	**5b(3)** PN(s)

SCHEDULE R (Form 5500)

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

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 calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009

A Name of plan
A. DUDA & SONS, INC. RETIREMENT AND SAVINGS PLAN

B Three-digit plan number (PN) ▶ 003

C Plan sponsor's name as shown on line 2a of Form 5500
A. DUDA & SONS, INC.

D Employer Identification Number (EIN)
59-0700499

Part I Distributions

All references to distributions relate only to payments of benefits during the plan year.

1 Total value of distributions paid in property other than in cash or the forms of property specified in the instructions **1** 0

2 Enter the EIN(s) of payor(s) who paid benefits on behalf of the plan to participants or beneficiaries during the year (if more than two, enter EINs of the two payors who paid the greatest dollar amounts of benefits):

EIN(s): 52-1481931

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 plan year. **3**

Part II Funding Information (If the plan is not subject to the minimum funding requirements of section of 412 of the Internal Revenue Code or ERISA section 302, skip this Part)

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.

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:** Month _____ Day _____ Year _____

If you completed line 5, complete lines 3, 9, and 10 of Schedule MB and do not complete the remainder of this schedule.

6 **a** Enter the minimum required contribution for this plan year **6a**

b Enter the amount contributed by the employer to the plan for this plan year **6b**

c Subtract the amount in line 6b from the amount in line 6a. Enter the result (enter a minus sign to the left of a negative amount) **6c**

If you completed line 6c, skip lines 8 and 9.

7 Will the minimum funding amount reported on line 6c be met by the funding deadline? ..... ☐ **Yes** ☐ **No** ☐ **N/A**

8 If a change in actuarial cost method was made for this plan year pursuant to a revenue procedure providing automatic approval for the change or a class ruling letter, does the plan sponsor or plan administrator agree with the change? ..... ☐ **Yes** ☐ **No** ☐ **N/A**

Part III Amendments

9 If this is a defined benefit pension plan, were any amendments adopted during this plan year that increased or decreased the value of benefits? If yes, check the appropriate box(es). If no, check the "No" box. ..... ☐ **Increase** ☐ **Decrease** ☐ **Both** ☐ **No**

Part IV ESOPs (see instructions). If this is not a plan described under Section 409(a) or 4975(e)(7) of the Internal Revenue Code, skip this Part.

10 Were unallocated employer securities or proceeds from the sale of unallocated securities used to repay any exempt loan? ..... ☐ **Yes** ☐ **No**

11 **a** Does the ESOP hold any preferred stock? ..... ☐ **Yes** ☐ **No**

b If the ESOP has an outstanding exempt loan with the employer as lender, is such loan part of a "back-to-back" loan? (See instructions for definition of "back-to-back" loan.) ..... ☐ **Yes** ☐ **No**

12 Does the ESOP hold any stock that is not readily tradable on an established securities market? ..... ☐ **Yes** ☐ **No**

Part V Additional Information for Multiemployer Defined Benefit Pension Plans

13 Enter the following information for each employer that contributed more than 5% of total contributions to the plan during the plan year (measured in dollars). See instructions. *Complete as many entries as needed to report all applicable employers.*

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 _____

e 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 _____

e 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 _____

e 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 _____

e 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 _____

e 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 _____

e 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 _____

e 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):

14 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 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

c What duration measure was used to calculate item 19(b)?
☐ Effective duration ☐ Macaulay duration ☐ Modified duration ☐ Other (specify):

H BRUCE FRUTCHEY
& ASSOCIATES
Certified Public Accountants

660 MAITLAND AVENUE
ALTAMONTE SPRINGS, FLORIDA 32701
(407) 260-6600 FAX (407) 260-5156
EMAIL: brucefrutchey@cfl.rr.com

To: The Retirement and Savings Plan Committee
A. Duda & Sons, Inc. Retirement and Savings Plan

I have audited the accompanying Statements of Net Assets Available for Plan Benefits (modified cash basis) of A. Duda and Sons, Inc. Retirement and Savings Plan as of December 31, 2008 and 2009, and the related Statements of Changes in Net Assets Available for Plan Benefits (modified cash basis) for the years then ended. These financial statements are the responsibility of the Plan's management. My responsibility is to express an opinion on these financial statements based on my audits.

I conducted my audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that I plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. I believe that my audits provide a reasonable basis for my opinion.

As described in Note B, these financial statements were prepared on a modified cash basis of accounting, which is a comprehensive basis of accounting other than generally accepted accounting principles.

In my opinion, the financial statements referred to above present fairly, in all material respects, the net assets available for plan benefits of A. Duda & Sons, Inc. Retirement and Savings Plan as of December 31, 2008 and 2009, and the changes in net assets available for plan benefits for the years then ended, on the basis of accounting described in Note B.

My audits were conducted for the purpose of forming an opinion on the basic financial statements taken as a whole. The supplemental schedules of assets held for investments at the end of the year and schedule of reportable transactions together referred to as "supplemental information", are presented for the purpose of additional analysis and are not a required part of the basic financial statements but are supplementary information required by the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974. This supplemental information is the responsibility of the Plan's management. The supplemental information has been subjected to the auditing procedures applied in the audits of the basic financial statements and, in my opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole.



H Bruce Frutchey & Associates, CPA's
Altamonte Springs, Florida
July 8, 2010

A. DUDA & SONS, INC. RETIREMENT AND SAVINGS PLAN
MODIFIED CASH BASIS FINANCIAL STATEMENTS
AND SUPPLEMENTAL INFORMATION
DECEMBER 31, 2008 AND 2009

H BRUCE FRUTCHEY
& ASSOCIATES
Certified Public Accountants

660 MAITLAND AVENUE
ALTAMONTE SPRINGS, FLORIDA 32701
(407) 260-6600 FAX (407) 260-5156
EMAIL: brucefrutchey@cfl.rr.com

To: The Retirement and Savings Plan Committee
A. Duda & Sons, Inc. Retirement and Savings Plan

I have audited the accompanying Statements of Net Assets Available for Plan Benefits (modified cash basis) of A. Duda and Sons, Inc. Retirement and Savings Plan as of December 31, 2008 and 2009, and the related Statements of Changes in Net Assets Available for Plan Benefits (modified cash basis) for the years then ended. These financial statements are the responsibility of the Plan's management. My responsibility is to express an opinion on these financial statements based on my audits.

I conducted my audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that I plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. I believe that my audits provide a reasonable basis for my opinion.

As described in Note B, these financial statements were prepared on a modified cash basis of accounting, which is a comprehensive basis of accounting other than generally accepted accounting principles.

In my opinion, the financial statements referred to above present fairly, in all material respects, the net assets available for plan benefits of A. Duda & Sons, Inc. Retirement and Savings Plan as of December 31, 2008 and 2009, and the changes in net assets available for plan benefits for the years then ended, on the basis of accounting described in Note B.

My audits were conducted for the purpose of forming an opinion on the basic financial statements taken as a whole. The supplemental schedules of assets held for investments at the end of the year and schedule of reportable transactions together referred to as "supplemental information", are presented for the purpose of additional analysis and are not a required part of the basic financial statements but are supplementary information required by the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974. This supplemental information is the responsibility of the Plan's management. The supplemental information has been subjected to the auditing procedures applied in the audits of the basic financial statements and, in my opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole.



H Bruce Frutchey & Associates, CPA's
Altamonte Springs, Florida
July 8, 2010

A. DUDA & SONS, INC. RETIREMENT AND SAVINGS PLAN

STATEMENTS OF NET ASSETS AVAILABLE FOR PLAN BENEFITS

	December 31, 2008	2009
Assets		
Investments at fair market value:		
Investments in regulated companies	$ 40,886,551	$ 47,283,174
Receivables:		
Employer's contributions	564,291	422,439
Employees' contributions		13,577
Loans to participants	446,951	980,537
	1,011,242	1,416,553
Net assets available for plan benefits	$ 41,897,793	$ 48,699,727

THE ACCOMPANYING NOTES ARE AN INTEGRAL PART OF THESE FINANCIAL STATEMENTS.

A. DUDA & SONS, INC. RETIREMENT AND SAVINGS PLAN

STATEMENTS OF CHANGES IN NET ASSETS AVAILABLE FOR PLAN BENEFITS

	For the year ended December 31,	
	2008	2009
Additions to net assets attributed to:		
Investment income:		
Dividend income	$ 2,590,381	$ 910,573
Interest income	24,118	28,152
Net appreciation in fair value of investments		10,025,764
	2,614,499	10,964,489
Contributions:		
Participant	2,419,853	1,913,615
Participant rollovers	159,831	30,285
Employer	3,054,873	2,691,728
	5,634,557	4,635,628
Total additions	8,249,056	15,600,117
Deductions from net assets attributed to:		
Benefits paid to participants	7,562,051	8,668,540
Deemed distributions to participants	73,775	129,541
Net depreciation in fair value of investments	19,975,135	
Administrative expenses	365	102
Total deductions	27,611,326	8,798,183
Net increase (decrease)	(19,362,270)	6,801,934
Net assets available for plan benefits:		
Beginning of year	61,260,063	41,897,793
End of year	$ 41,897,793	$ 48,699,727

THE ACCOMPANYING NOTES ARE AN INTEGRAL PART OF THESE FINANCIAL STATEMENTS.

A. Duda & Sons, Inc. Retirement and Savings Plan
Notes to Financial Statements

A. Description of Plan

The following description of the A. Duda & Sons, Inc. Retirement and Saving Plan (Plan) provides only general information. Participants should refer to the Plan agreement for a more complete description of the Plan's provisions.

1. **General.** The Plan is a defined contribution plan covering all employees of the Company. It is administered by The Retirement and Savings Plan Committee of A. Duda & Sons, Inc. and is subject to the provisions of the Employee Retirement Income Security Act of 1974 (ERISA).

2. **Participant Accounts.** Each participant's accounts are credited with the participant's contribution, the employer's matching contribution, employer's profit-sharing contribution and earnings on the account balances. Each account is a participant directed account. The benefit to which a participant is entitled is the benefit that can be provided from the participant's vested accounts.

3. **Contributions.** Each year, participants may contribute up to 50% of pretax eligible compensation to their Before-Tax Contributions Account. The employer will match a percentage of the first 5 percent of compensation that the participant contributes to the Plan as a before-tax contribution. Each quarter, the participants who have completed 500 hours of service for the plan year and either are actively employed on the last day of the quarter or retire or become disabled or die during the calendar quarter will receive a profit-sharing contribution based on a percentage (0.4% to 6.8%) of the participant's compensation plus the same percentage of such compensation in excess of one-half of the Social Security wage base. The percentage is based on the participant's attained age as of the first day of the plan year.

4. **Forfeitures.** Forfeitures occurring during the plan year are used to reduce future profit-sharing contributions due. At December 31, 2009 the forfeited non-vested account totaled $40,641. During 2009, employer contributions were reduced by $122,481 from forfeited nonvested accounts.

5. **Vesting.** Participants are immediately vested in their Before - Tax Contributions Account, Employer Matching Contributions Account and Rollover Contributions Account. Participants who complete five (5) years of vesting service shall be 100% vested in the profit-sharing contributions contributed prior to January 1, 2007. Profit-sharing contributions after December 31, 2006 are 100% vested for participants who complete three (3) years of vesting service.

6. **Payment of Benefits.** On retirement, disability, death or termination of employment, a participant will receive a lump-sum amount equal to the account balance or the participant may defer payment not later than April 1 following the calendar year in which he or she reaches age 70-1/2. A participant who has attained age 59-1/2 may withdraw part or all of the account balance.

7. **Participant Loans.** Participants may borrow from their fund accounts a minimum of $1,000 up to a maximum equal to the lesser of $50,000 or 50 percent of their account balance. The loans are secured by the balance in the participant's account. Existing loans bear interest at rates that range from 3.25 percent to 8.25 percent. The interest rate for a new Plan loan is equal to the prime interest rate charged by Suntrust Bank at the time funds are disbursed. Principal and interest is paid ratably through monthly payroll deductions.

8. **Withdrawals.** Participants may make hardship withdrawals or after attaining age 59½, participants may make in-service withdrawals.

B. Summary of Accounting Policies

1. **Accounting Method.** The financial information is presented on the cash basis method for recognition of transactions, modified for employer and employee contributions receivable.

The investments are presented at quoted market prices as of the Plan's year-end. The book values of the investments are $53,808,413 and $47,805,235 as of December 31, 2008 and 2009, respectively.

2. **Revenue Recognition.** Contribution income is recognized when receivable by the Plan.

3. **Plan Costs.** The employer absorbs all costs of the plan except a portion of the record keeping costs of the participants' accounts.

4. **Payment of Benefits.** Benefits are recorded when paid.

5. **Estimates.** The preparation of financial statements in conformity with a comprehensive basis of accounting requires the plan administrator to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results may differ from those estimates.

C. Plan Assets Held for Investment Purposes

		December 31, 2008	December 31, 2009
MUTUAL FUNDS			
BOND FUNDS			
GNMA FUND		$ 225,482	$ 604,172
NEW INCOME FUND		1,121,742	1,314,550
*	SPECTRUM INCOME FUND	5,234,660	4,796,240
U.S. TREASURY LONG-TERM FUND		1,099,165	377,683
VANGUARD INFL PROTECTED BOND			312,958
STOCK FUNDS			
BLUE CHIP GROWTH FUND		918,780	1,224,884
BUFFALO SM CAP		104,165	642,176
CAPITAL APPRECIATION FUND		1,124,259	1,277,772
DODGE&COX INTERNATIONAL STOCK		1,404,418	1,604,380
*	EQUITY INCOME FUND	4,111,541	4,509,604
EQUITY INDEX 500 FUND		1,436,686	1,650,419
JANUS OVERSEAS		470,622	955,454
*	MID-CAP GROWTH FUND	1,851,373	2,514,711
NEW AMERICA GROWTH FUND		1,673,676	2,175,767
NEW ERA FUND		653,715	661,838
*	PRIME RESERVE FUND	5,339,392	3,850,763
REAL ESTATE FUND		92,302	105,229
RETIREMENT INCOME FUND		156,751	113,117
RETIREMENT 2005 FUND		16,172	149,767
RETIREMENT 2010 FUND		1,468,501	1,766,274
RETIREMENT 2015 FUND		6,890	44,919
*	RETIREMENT 2020 FUND	1,771,648	2,574,905
RETIREMENT 2025 FUND		52,661	212,268
*	RETIREMENT 2030 FUND	1,681,788	2,574,700
RETIREMENT 2035 FUND		6,878	54,818
RETIREMENT 2040 FUND		600,255	968,325
RETIREMENT 2045 FUND		25,778	130,814
*	SMALL-CAP VALUE FUND	2,565,985	3,190,611
*	SPECTUM GROWTH FUND	5,671,266	6,924,056
TOTAL ASSETS		$ 40,886,551	$ 47,283,174

* Represent 5% or more of net assets available for benefits

D. Risks and Uncertainties

The Plan invests in various investment funds. Investment securities are exposed to various risks such as interest rate, market, and overall volatility risk. Due to the level of risk associated with certain investments, it is reasonably possible that changes in the values of investments will occur in the near term and that such changes could materially affect participants' account balances and the amounts reported in the statement of net assets available for benefits.

E. Plan Termination

Although the company has not expressed any intent to do so, it has the right under the Plan to discontinue its contribution at any time and to terminate the Plan subject to the provisions of ERISA. In the event of plan termination, participants will become fully vested in the total value of their account balance, including the Company contributions, valued as of the plan termination date.

F. Plan Amendment

During 2009, the plan was amended. After December 31, 2009 quarterly profit-sharing contributions were replaced with quarterly discretionary, non-elective contributions (DNECs). DNECs for eligible employees are 1.0% for less than 5 years of service, 2.0% for 5 to 14 years of service, and 3.0% for 15 years or more of service. Prior to January 1, 2010 the company made profit-sharing contributions of 0.4% for under age 25, 1.6% for ages 25 to 34, 2.4% for ages 35 to 44, 3.2% for ages 45 to 49, 4.0% for ages 50 to 54, 5.2% for ages 55 to 59, 6.0% for ages 60 to 64, and 6.8% for ages 65 and above. In addition, after December 31, 2009 in-service withdrawals after age 59½ are permitted only once per Plan year and withdrawals may include DNECs. Prior to January 1, 2010 the number of in-service withdrawals in a Plan year was not limited, but withdrawal of profit-sharing contributions was not permitted.

G. Tax Status

The plan obtained its latest determination letter on August 11, 2003, in which the Internal Revenue Service stated that the plan, as then designed, was in compliance with the applicable requirements of the Internal Revenue Code. The plan has been amended since receiving the determination letter. However, the plan administrator believes that the plan is currently designed and being operated in compliance with the applicable requirements of the Internal Revenue Code. Therefore, no provision for income taxes has been included in the plan's financial statements.

H. Other

1. **Party in Interest Transactions.** During the years ended December 31, 2008 and 2009, there were no transactions with persons known to be parties in interest.

2. **Defaults.** There were no loans by the Plan of fixed income obligation due to the Plan in default as of December 31, 2009. There were no leases, to which the Plan was a party, in default, as of December 31, 2009 or classified as uncollectable during the year then ended.

A. DUDA & SONS, INC.
59-0700499
RETIREMENT AND SAVINGS PLAN
PLAN 003
SCHEDULE H 4i

PLAN:1-04297

SCHEDULE H LINE 4I
SCHEDULE OF ASSETS HELD FOR INVESTMENT PURPOSES AT END OF YEAR

DATE: 03/11/10

A. DUDA & SONS, INC.

(B) IDENTITY OF ISSUE, BORROWER, LESSOR, OR SIMILAR PARTY	(C) DESCRIPTION OF INVESTMENT	(D) COST	(E) CURRENT VALUE
PARTICIPANT LOAN	0.0325/0.0825	0	980,537
RETIREMENT 2010 FUND	MUTUAL FUND	1,831,933	1,766,274
DODGE&COX INTERNATIONAL STOCK	MUTUAL FUND	1,826,532	1,604,380
JANUS OVERSEAS CL T	MUTUAL FUND	777,600	955,454
RETIREMENT 2020 FUND	MUTUAL FUND	2,555,965	2,574,905
RETIREMENT 2005 FUND	MUTUAL FUND	136,788	149,767
RETIREMENT 2015 FUND	MUTUAL FUND	39,340	44,919
RETIREMENT 2025 FUND	MUTUAL FUND	198,620	212,268
RETIREMENT 2035 FUND	MUTUAL FUND	41,668	54,818
RETIREMENT 2045 FUND	MUTUAL FUND	115,426	130,814
RETIREMENT 2030 FUND	MUTUAL FUND	2,679,074	2,574,700
VANGUARD INFL PROTECTED BOND	MUTUAL FUND	310,123	312,958
RETIREMENT 2040 FUND	MUTUAL FUND	993,181	968,325
RETIREMENT INCOME FUND	MUTUAL FUND	112,896	113,117
BUFFALO SM CAP	MUTUAL FUND	612,508	642,176
REAL ESTATE FUND	MUTUAL FUND	110,224	105,229
NEW ERA FUND	MUTUAL FUND	626,993	661,838
NEW INCOME FUND	MUTUAL FUND	1,253,740	1,314,550
PRIME RESERVE FUND	MUTUAL FUND	3,851,080	3,850,763
SMALL-CAP VALUE FUND	MUTUAL FUND	3,103,504	3,190,611
EQUITY INDEX 500 FUND	MUTUAL FUND	1,709,172	1,650,419
NEW AMERICA GROWTH FUND	MUTUAL FUND	2,389,321	2,175,767
MID-CAP GROWTH FUND	MUTUAL FUND	2,369,331	2,514,711
U.S. TREASURY LONG-TERM FUND	MUTUAL FUND	412,845	377,683
GNMA FUND	MUTUAL FUND	600,651	604,172
EQUITY INCOME FUND	MUTUAL FUND	5,061,600	4,509,603
CAPITAL APPRECIATION FUND	MUTUAL FUND	1,270,473	1,277,772
SPECTRUM INCOME FUND	MUTUAL FUND	4,635,017	4,796,240
SPECTRUM GROWTH FUND	MUTUAL FUND	7,005,900	6,924,056
BLUE CHIP GROWTH FUND	MUTUAL FUND	1,173,730	1,224,884

A. DUDA & SONS, INC.
59-0700499
RETIREMENT AND SAVINGS PLAN
PLAN 003
SCHEDULE H 4j

PLAN:1-04297

A. DUDA & SONS, INC.

SCHEDULE H LINE 4J
SCHEDULE OF REPORTABLE TRANSACTIONS

DATE: 03/11/10

(A) IDENTITY OF PARTY	(B) DESCRIPTION OF ASSET	(C) PURCHASE PRICE	(D) SELLING PRICE	(G) COST OF ASSET	(H) CURRENT VALUE OF ASSET	(I) NET GAIN OR LOSS
PRF	MUTUAL FUND	1,992,768		1,992,768	1,992,768	
PRF	MUTUAL FUND	-3,489,184	-3,489,184	-3,489,184	-3,489,184	0
SPI	MUTUAL FUND	648,625		648,625	648,625	
SPI	MUTUAL FUND	-1,855,096	-1,716,851	-1,855,096	-1,716,851	-138,244
SPG	MUTUAL FUND	702,385		702,385	702,385	
SPG	MUTUAL FUND	-1,884,845	-1,515,350	-1,884,845	-1,515,350	-369,495

(3)

A. DUDA & SONS, INC.
59-0700499
RETIREMENT AND SAVINGS PLAN
PLAN 003
SCHEDULE H 4i

PLAN:1-04297

A. DUDA & SONS, INC.

SCHEDULE H LINE 4I
SCHEDULE OF ASSETS HELD FOR INVESTMENT PURPOSES AT END OF YEAR

DATE: 03/11/10

(B) IDENTITY OF ISSUE, BORROWER, LESSOR, OR SIMILAR PARTY	(C) DESCRIPTION OF INVESTMENT	(D) COST	(E) CURRENT VALUE
PARTICIPANT LOAN	0.0325/0.0825	0	980,537
RETIREMENT 2010 FUND	MUTUAL FUND	1,831,933	1,766,274
DODGE&COX INTERNATIONAL STOCK	MUTUAL FUND	1,826,532	1,604,380
JANUS OVERSEAS CL T	MUTUAL FUND	777,600	955,454
RETIREMENT 2020 FUND	MUTUAL FUND	2,555,965	2,574,905
RETIREMENT 2005 FUND	MUTUAL FUND	136,788	149,767
RETIREMENT 2015 FUND	MUTUAL FUND	39,340	44,919
RETIREMENT 2025 FUND	MUTUAL FUND	198,620	212,268
RETIREMENT 2035 FUND	MUTUAL FUND	41,668	54,818
RETIREMENT 2045 FUND	MUTUAL FUND	115,426	130,814
RETIREMENT 2030 FUND	MUTUAL FUND	2,679,074	2,574,700
VANGUARD INFL PROTECTED BOND	MUTUAL FUND	310,123	312,958
RETIREMENT 2040 FUND	MUTUAL FUND	993,181	968,325
RETIREMENT INCOME FUND	MUTUAL FUND	112,896	113,117
BUFFALO SM CAP	MUTUAL FUND	612,508	642,176
REAL ESTATE FUND	MUTUAL FUND	110,224	105,229
NEW ERA FUND	MUTUAL FUND	626,993	661,838
NEW INCOME FUND	MUTUAL FUND	1,253,740	1,314,550
PRIME RESERVE FUND	MUTUAL FUND	3,851,080	3,850,763
SMALL-CAP VALUE FUND	MUTUAL FUND	3,103,504	3,190,611
EQUITY INDEX 500 FUND	MUTUAL FUND	1,709,172	1,650,419
NEW AMERICA GROWTH FUND	MUTUAL FUND	2,389,321	2,175,767
MID-CAP GROWTH FUND	MUTUAL FUND	2,369,331	2,514,711
U.S. TREASURY LONG-TERM FUND	MUTUAL FUND	412,845	377,683
GNMA FUND	MUTUAL FUND	600,651	604,172
EQUITY INCOME FUND	MUTUAL FUND	5,061,600	4,509,603
CAPITAL APPRECIATION FUND	MUTUAL FUND	1,270,473	1,277,772
SPECTRUM INCOME FUND	MUTUAL FUND	4,635,017	4,796,240
SPECTRUM GROWTH FUND	MUTUAL FUND	7,005,900	6,924,056
BLUE CHIP GROWTH FUND	MUTUAL FUND	1,173,730	1,224,884

A. DUDA & SONS, INC.
59-0700499
RETIREMENT AND SAVINGS PLAN
PLAN 003
SCHEDULE H 4j

PLAN:1-04297

A. DUDA & SONS, INC.

SCHEDULE H LINE 4J
SCHEDULE OF REPORTABLE TRANSACTIONS

DATE: 03/11/10

(A) IDENTITY OF PARTY	(B) DESCRIPTION OF ASSET	(C) PURCHASE PRICE	(D) SELLING PRICE	(G) COST OF ASSET	(H) CURRENT VALUE OF ASSET	(I) NET GAIN OR LOSS
PRF	MUTUAL FUND	1,992,768		1,992,768	1,992,768	
PRF	MUTUAL FUND	-3,489,184	-3,489,184	-3,489,184	-3,489,184	0
SPI	MUTUAL FUND	648,625		648,625	648,625	
SPI	MUTUAL FUND	-1,855,096	-1,716,851	-1,855,096	-1,716,851	-138,244
SPG	MUTUAL FUND	702,385		702,385	702,385	
SPG	MUTUAL FUND	-1,884,845	-1,515,350	-1,884,845	-1,515,350	-369,495