Form 5500-SF

Department of the Treasury Internal Revenue Service

Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation

Short Form Annual Return/Report of Small Employee Benefit Plan

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

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

OMB Nos. 1210-0110 1210-0089

2009

This Form is Open to Public Inspection

| | art I Annual Report Identification Information | | | | | | | |
|----------|---|-------------|-------------------------------------|----------------------|--|--|--|--|
| For | For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009 | | | | | | | |
| Α . | return/report is for: X single-employer plan multiple-employer plan (not multiemployer) | | | one-participant plan | | | | |
| В | is return/report is for: first return/report final return/report | | | | | | | |
| | an amended return/report | short plar | year return/report (less than 12 mo | onths) | | | | |
| С | Check box if filing under: | automatic | extension | | DFVC program | | | |
| _ | special extension (enter description | n) | | | | | | |
| Pa | art II Basic Plan Information—enter all requested informa | , | | | | | | |
| | Name of plan | | | 1b | Three-digit | | | |
| | N PRETE CO., INC. PROFIT SHARING PLAN | | | | plan number | | | |
| | | | | _ | (PN) | | | |
| | | | | 1C | Effective date of plan 07/15/2005 | | | |
| | Plan sponsor's name and address (employer, if for single-employer) | plan) | | 2b | Employer Identification Number | | | |
| JOHI | N PRETE CO., INC. | | | 20 | (EIN) 05-0483861 | | | |
| 1 WH | HOLESALE WAY | | | 20 | Plan sponsor's telephone number 401-490-2902 | | | |
| | NSTON, RI 02920 | | | 2d | Business code (see instructions) | | | |
| | | | | 01 | 339900 | | | |
| | Plan administrator's name and address (if same as Plan sponsor, er N PRETE CO., INC. 1 WHOLESAL | | e ") | 30 | Administrator's EIN 05-0483861 | | | |
| | CRANSTON, | | | 3с | Administrator's telephone number | | | |
| <u> </u> | If the name and/or EIN of the plan sponsor has changed since the las | t return/re | nort filed for this plan, enter the | 4h | 401-490-2902 EIN | | | |
| | name, EIN, and the plan number from the last return/report. Sponsor | | port med for this plan, enter the | 40 | EIIN | | | |
| | | | | + - | PN | | | |
| 5a | Total number of participants at the beginning of the plan year | | | 5a | 13 | | | |
| b | | | | 5b | 12 | | | |
| С | C Total number of participants with account balances as of the end of the plan year (defined benefit plans do not complete this item) | | | . 5c | 1 | | | |
| 6a | Were all of the plan's assets during the plan year invested in eligible | e assets? | (See instructions.) | | X Yes No | | | |
| b | , , | | | | | | | |
| | under 29 CFR 2520.104-46? (See instructions on waiver eligibility a | | , | | X Yes No | | | |
| Pa | If you answered "No" to either 6a or 6b, the plan cannot use Fo | JIII 5500- | SF and must instead use Form 5 | 300. | | | | |
| 7 | Plan Assets and Liabilities | | (a) Beginning of Year | | (b) End of Year | | | |
| a | Total plan assets | 7a | 5264 | 16 | 58634 | | | |
| _ | Total plan liabilities | 7b | | | | | | |
| С | Net plan assets (subtract line 7b from line 7a) | 7с | 5264 | 16 | 58634 | | | |
| 8 | Income, Expenses, and Transfers for this Plan Year | | (a) Amount | | (b) Total | | | |
| а | Contributions received or receivable from: | | | | • • | | | |
| | (1) Employers | 8a(1) | | _ | | | | |
| | (2) Participants | 8a(2) | | | | | | |
| L | (3) Others (including rollovers) | 8a(3) | 046 | _ | | | | |
| b | Other income (loss) | 8b | 818 | 55 | 8185 | | | |
| c d | Total income (add lines 8a(1), 8a(2), 8a(3), and 8b) Benefits paid (including direct rollovers and insurance premiums | 8c | | | 0100 | | | |
| u | to provide benefits) | 8d | 170 | 8 | | | | |
| е | Certain deemed and/or corrective distributions (see instructions) | 8e | | | | | | |
| f | Administrative service providers (salaries, fees, commissions) | 8f | 48 | 89 | | | | |
| g | Other expenses | 8g | | | | | | |
| h | Total expenses (add lines 8d, 8e, 8f, and 8g) | 8h | | | 2197 | | | |
| į | Net income (loss) (subtract line 8h from line 8c) | 8i | | | 5988 | | | |
| j | Transfers to (from) the plan (see instructions) | 8j | | | | | | |

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SIGN HERE Signature of plan administrator

Filed with authorized/valid electronic signature.

Signature of employer/plan sponsor

9a If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristic Codes in the instructions: 2A 2E 3D

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

| Part | ٧ | Compliance Questions | | | | | | | | |
|--|---|---|----------------------|-------------------|----------------------|---------|--------|----------|--------|------|
| 10 | Dι | ring the plan year: | | | | Yes | No | A | Amount | |
| а | | as there a failure to transmit to the plan any participant contributions 9 CFR 2510.3-102? (See instructions and DOL's Voluntary Fiduciary | | | 10a | | X | | | |
| b | | ere there any nonexempt transactions with any party-in-interest? (Do | | | 10b | | X | | | |
| С | W | as the plan covered by a fidelity bond? | | | 10c | | X | | | |
| d | | d the plan have a loss, whether or not reimbursed by the plan's fidel dishonesty? | • | • | 10d | | X | | | |
| е | Were any fees or commissions paid to any brokers, agents, or other persons by an insurance carrier, insurance service or other organization that provides some or all of the benefits under the plan? (See instructions.) | | | | 10e | | Х | | | |
| f | Ha | s the plan failed to provide any benefit when due under the plan? | | | 10f | | X | | | |
| g | Di | d the plan have any participant loans? (If "Yes," enter amount as of | year end.) | | 10g | | X | | | |
| h | | If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.) | | | | | X | | | |
| i | | Oh was answered "Yes," check the box if you either provided the receptions to providing the notice applied under 29 CFR 2520.101-3 | | | 10i | | | | | |
| art | VI | Pension Funding Compliance | | | | | | | | |
| 11 | Is this a defined benefit plan subject to minimum funding requirements? (If "Yes," see instructions and complete Schedule SB (Form 5500)) | | | | | | | X No | | |
| 12 | ls | this a defined contribution plan subject to the minimum funding requ | uirements of section | n 412 of the Code | or se | ction 3 | 302 of | ERISA? | Yes | X No |
| | | "Yes," complete 12a or 12b, 12c, 12d, and 12e below, as applicable | | | | | | | | |
| а | | waiver of the minimum funding standard for a prior year is being ar inting the waiver. | | | | | | | | |
| lf v | - | completed line 12a, complete lines 3, 9, and 10 of Schedule ME | | | uı | | Day | | ı eai | |
| - | | ter the minimum required contribution for this plan year | | - | | [| 12b | | | |
| | | | | | 12c | | | | | |
| | Subtract the amount in line 12c from the amount in line 12b. Enter the result (enter a minus sign to the left of a negative amount) | | | | of a | | 12d | | | |
| е | Will the minimum funding amount reported on line 12d be met by the funding deadline? | | | | | | | Yes | No | N/A |
| Part | VII | Plan Terminations and Transfers of Assets | | | | | | | | |
| 13a | Has a resolution to terminate the plan been adopted during the plan year or any prior year? | | | | | | | | Yes | X No |
| | If "Yes," enter the amount of any plan assets that reverted to the employer this year | | | | | 13a | | | | |
| b | We | Were all the plan assets distributed to participants or beneficiaries, transferred to another plan, or brought under the control of the PBGC? | | | | | | | X No | |
| С | 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.) | | | | | | | | | |
| 1 | 13c(1) Name of plan(s): | | | | 13c(2) EIN(s) | | | 13c(3) F | PN(s) | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| Caut | 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, if applicable, a Schedule SB or Schedule MB completed and signed by an enrolled actuary, 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. | | | | | | | | | | |
| | <i>'</i> | Filed with authorized/valid electronic signature 00/07/2010 IOHN PRETE | | | | | | | | |
| SIGI | V | | - · · - | 1 | | | | | | |

Date

Date

09/07/2010

Enter name of individual signing as plan administrator

Enter name of individual signing as employer or plan sponsor