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| 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 |
|---|---|---|

| | | | |
|--|----------------------------|---|--|
| Part I Annual Report Identification Information | | | |
| For calendar plan year 2009 or fiscal plan year beginning <u>01/01/2009</u> and ending <u>12/31/2009</u> | | | |
| A | This return/report is for: | <input checked="" type="checkbox"/> single-employer plan <input type="checkbox"/> multiple-employer plan (not multiemployer) <input type="checkbox"/> one-participant plan | |
| B | This return/report is for: | <input type="checkbox"/> first return/report <input type="checkbox"/> final return/report <input type="checkbox"/> an amended return/report <input type="checkbox"/> short plan year return/report (less than 12 months) | |
| C | Check box if filing under: | <input checked="" type="checkbox"/> Form 5558 <input type="checkbox"/> automatic extension <input type="checkbox"/> DFVC program <input type="checkbox"/> special extension (enter description) | |

| | | | |
|--|--|---|---|
| Part II Basic Plan Information —enter all requested information | | | |
| 1a | Name of plan <u>DAVID K LIEB PC DEFINED BENEFIT PLAN</u> | 1b | Three-digit plan number (PN) ► <u>001</u> |
| | | 1c | Effective date of plan <u>01/01/2004</u> |
| 2a | Plan sponsor's name and address (employer, if for single-employer plan) <u>DAVID K LIEB PC</u> <u>376A MAIN STREET</u> <u>CENTER MORICHES, NY 11934-0000</u> | 2b | Employer Identification Number (EIN) <u>11-2960539</u> |
| | | 2c | Plan sponsor's telephone number <u>631-878-4455</u> |
| | | 2d | Business code (see instructions) <u>541110</u> |
| 3a | Plan administrator's name and address (if same as Plan sponsor, enter "Same") <u>DAVID K LIEB PC</u> <u>376A MAIN STREET</u> <u>CENTER MORICHES, NY 11934-0000</u> | 3b | Administrator's EIN <u>11-2960539</u> |
| | | 3c | Administrator's telephone number <u>631-878-4455</u> |
| 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. Sponsor's name | 4b | EIN |
| | | 4c | PN |
| 5a | Total number of participants at the beginning of the plan year | 5a | <u>6</u> |
| b | Total number of participants at the end of the plan year | 5b | <u>6</u> |
| 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 | |
| 6a | Were all of the plan's assets during the plan year invested in eligible assets? (See instructions.) | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| b | Are you claiming a waiver of the annual examination and report of an independent qualified public accountant (IQPA) under 29 CFR 2520.104-46? (See instructions on waiver eligibility and conditions.) | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| If you answered "No" to either 6a or 6b, the plan cannot use Form 5500-SF and must instead use Form 5500. | | | |

| | | | |
|---------------------------------------|---|------------------------------|------------------------|
| Part III Financial Information | | | |
| 7 | Plan Assets and Liabilities | | |
| | | (a) Beginning of Year | (b) End of Year |
| a | Total plan assets | 7a <u>100766</u> | <u>66845</u> |
| b | Total plan liabilities | 7b <u>0</u> | |
| c | Net plan assets (subtract line 7b from line 7a) | 7c <u>100766</u> | <u>66845</u> |
| 8 | Income, Expenses, and Transfers for this Plan Year | (a) Amount | (b) Total |
| a | Contributions received or receivable from: | | |
| | (1) Employers | 8a(1) | |
| | (2) Participants | 8a(2) | |
| | (3) Others (including rollovers) | 8a(3) | |
| b | Other income (loss) | 8b <u>-33921</u> | |
| c | Total income (add lines 8a(1), 8a(2), 8a(3), and 8b) | 8c | <u>-33921</u> |
| d | Benefits paid (including direct rollovers and insurance premiums to provide benefits) | 8d | |
| e | Certain deemed and/or corrective distributions (see instructions) | 8e | |
| f | Administrative service providers (salaries, fees, commissions) | 8f | |
| g | Other expenses | 8g | |
| h | Total expenses (add lines 8d, 8e, 8f, and 8g) | 8h | <u>0</u> |
| i | Net income (loss) (subtract line 8h from line 8c) | 8i | <u>-33921</u> |
| j | Transfers to (from) the plan (see instructions) | 8j | |

Part IV Plan Characteristics**9a** If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristic Codes in the instructions:

1A

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

| | Yes | No | Amount |
|--|-----|----|--------|
| 10 During the plan year: | | | |
| a Was there a failure to transmit to the plan any participant contributions within the time period described in 29 CFR 2510.3-102? (See instructions and DOL's Voluntary Fiduciary Correction Program) | | X | |
| b Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 10a.) | | X | |
| c Was the plan covered by a fidelity bond? | X | | 10000 |
| d Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty? | | X | |
| e 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.) | | X | |
| f Has the plan failed to provide any benefit when due under the plan? | | X | |
| g Did the plan have any participant loans? (If "Yes," enter amount as of year end.) | | X | |
| h If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.) | | | |
| i If 10h was answered "Yes," check the box if you either provided the required notice or one of the exceptions to providing the notice applied under 29 CFR 2520.101-3 | | | |

Part 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)) ☒ Yes ☐ No

12 Is this a defined contribution plan subject to the minimum funding requirements of section 412 of the Code or section 302 of ERISA? .. ☐ Yes ☒ No
(If "Yes," complete 12a or 12b, 12c, 12d, and 12e below, as applicable.)

a 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 letter ruling granting the waiver. Month _____ Day _____ Year _____

If you completed line 12a, complete lines 3, 9, and 10 of Schedule MB (Form 5500), and skip to line 13.

| | | |
|--|------------|--|
| b Enter the minimum required contribution for this plan year | 12b | |
| c Enter the amount contributed by the employer to the plan for this plan year | 12c | |
| d 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) | 12d | |

e 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 ☒ No
If "Yes," enter the amount of any plan assets that reverted to the employer this year **13a** _____

b Were all the plan assets distributed to participants or beneficiaries, transferred to another plan, or brought under the control of the PBGC? ☐ Yes ☒ No

c 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.)

| 13c(1) Name of plan(s): | 13c(2) EIN(s) | 13c(3) PN(s) |
|--------------------------------|----------------------|---------------------|
| | | |
| | | |

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.

| | | | |
|------------------|---|------------|--|
| SIGN HERE | Filed with authorized/valid electronic signature. | 09/28/2010 | ASSOCIATED PENSION CONSULTANTS |
| | Signature of plan administrator | Date | Enter name of individual signing as plan administrator |
| SIGN HERE | Signature of employer/plan sponsor | Date | Enter name of individual signing as employer or plan sponsor |

| | | |
|--|--|---|
| SCHEDULE SB (Form 5500) Department of the Treasury Internal Revenue Service Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation | Single-Employer Defined Benefit Plan Actuarial Information This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA) and section 6059 of the Internal Revenue Code (the Code). ▶ File as an attachment to Form 5500 or 5500-SF. | 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

▶ **Round off amounts to nearest dollar.**

▶ **Caution:** A penalty of \$1,000 will be assessed for late filing of this report unless reasonable cause is established.

| | |
|---|---|
| A Name of plan <u>DAVID K LIEB PC DEFINED BENEFIT PLAN</u> | B Three-digit plan number (PN) ▶ <u>001</u> |
| C Plan sponsor's name as shown on line 2a of Form 5500 or 5500-SF <u>DAVID K LIEB PC</u> | D Employer Identification Number (EIN) <u>11-2960539</u> |
| E Type of plan: <input checked="" type="checkbox"/> Single <input type="checkbox"/> Multiple-A <input type="checkbox"/> Multiple-B | F Prior year plan size: <input checked="" type="checkbox"/> 100 or fewer <input type="checkbox"/> 101-500 <input type="checkbox"/> More than 500 |

| | |
|---|---|
| Part I | Basic Information |
| 1 Enter the valuation date: Month <u>01</u> Day <u>01</u> Year <u>2009</u> | |
| 2 Assets: | |
| a Market value | 2a <u>100766</u> |
| b Actuarial value | 2b <u>100766</u> |
| 3 Funding target/participant count breakdown | |
| | (1) Number of participants (2) Funding Target |
| a For retired participants and beneficiaries receiving payment | 3a <u>0</u> <u>0</u> |
| b For terminated vested participants | 3b <u>0</u> <u>0</u> |
| c For active participants: | |
| (1) Non-vested benefits | 3c(1) <u>18170</u> |
| (2) Vested benefits | 3c(2) <u>71095</u> |
| (3) Total active | 3c(3) <u>6</u> <u>89265</u> |
| d Total | 3d <u>6</u> <u>89265</u> |
| 4 If the plan is at-risk, check the box and complete items (a) and (b) | <input type="checkbox"/> |
| a Funding target disregarding prescribed at-risk assumptions | 4a |
| b Funding target reflecting at-risk assumptions, but disregarding transition rule for plans that have been at-risk for fewer than five consecutive years and disregarding loading factor | 4b |
| 5 Effective interest rate | 5 <u>6.44</u> % |
| 6 Target normal cost | 6 <u>0</u> |

Statement by Enrolled Actuary

To the best of my knowledge, the information supplied in this schedule and accompanying schedules, statements and attachments, if any, is complete and accurate. Each prescribed assumption was applied in accordance with applicable law and regulations. In my opinion, each other assumption is reasonable (taking into account the experience of the plan and reasonable expectations) and such other assumptions, in combination, offer my best estimate of anticipated experience under the plan.

| | |
|--|--|
| SIGN HERE | <u>07/07/2010</u> |
| Signature of actuary | Date |
| <u>ROBERT M HANESS</u> | <u>08-04945</u> |
| Type or print name of actuary | Most recent enrollment number |
| <u>HANESS & ASSOCIATES LLC</u> | <u>916-435-9830</u> |
| Firm name | Telephone number (including area code) |
| <u>PO BOX 836</u> <u>ROCKLIN, CA 95677-0000</u> | |
| Address of the firm | |

If the actuary has not fully reflected any regulation or ruling promulgated under the statute in completing this schedule, check the box and see instructions ☐

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

Schedule SB (Form 5500) 2009
v.092308.1

| Part II Beginning of year carryover and prefunding balances | | |
|---|-----------------------|------------------------|
| | (a) Carryover balance | (b) Prefunding balance |
| 7 Balance at beginning of prior year after applicable adjustments (Item 13 from prior year) | 0 | 0 |
| 8 Portion used to offset prior year's funding requirement (Item 35 from prior year) | 0 | 0 |
| 9 Amount remaining (Item 7 minus item 8)..... | 0 | 0 |
| 10 Interest on item 9 using prior year's actual return of <u>17.40</u> % | 0 | 0 |
| 11 Prior year's excess contributions to be added to prefunding balance: | | |
| a Excess contributions (Item 38 from prior year) | | 0 |
| b Interest on (a) using prior year's effective rate of <u>6.02</u> % | | 0 |
| c Total available at beginning of current plan year to add to prefunding balance | | 0 |
| d Portion of (c) to be added to prefunding balance..... | | 0 |
| 12 Reduction in balances due to elections or deemed elections..... | 0 | 0 |
| 13 Balance at beginning of current year (item 9 + item 10 + item 11d – item 12)..... | 0 | 0 |

| Part III Funding percentages | | |
|--|----|----------|
| 14 Funding target attainment percentage..... | 14 | 112.88 % |
| 15 Adjusted funding target attainment percentage..... | 15 | 112.88 % |
| 16 Prior year's funding percentage for purposes of determining whether carryover/prefunding balances may be used to reduce current year's funding requirement..... | 16 | 96.50 % |
| 17 If the current value of the assets of the plan is less than 70 percent of the funding target, enter such percentage..... | 17 | % |

| Part IV Contributions and liquidity shortfalls | | | | | |
|---|-----------------------------------|---------------------------------|--------------------------|-----------------------------------|---------------------------------|
| 18 Contributions made to the plan for the plan year by employer(s) and employees: | | | | | |
| (a) Date (MM-DD-YYYY) | (b) Amount paid by employer(s) | (c) Amount paid by employees | (a) Date (MM-DD-YYYY) | (b) Amount paid by employer(s) | (c) Amount paid by employees |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| Totals ► | | | 18(b) | 18(c) | |

| | | |
|---|---|---|
| 19 Discounted employer contributions – see instructions for small plan with a valuation date after the beginning of the year: | | |
| a Contributions allocated toward unpaid minimum required contribution from prior years..... | 19a | 0 |
| b Contributions made to avoid restrictions adjusted to valuation date | 19b | 0 |
| c Contributions allocated toward minimum required contribution for current year adjusted to valuation date..... | 19c | 0 |
| 20 Quarterly contributions and liquidity shortfalls: | | |
| a Did the plan have a "funding shortfall" for the prior year? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| b If 20a is "Yes," were required quarterly installments for the current year made in a timely manner? | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| c If 20a is "Yes," see instructions and complete the following table as applicable: | | |

| Liquidity shortfall as of end of Quarter of this plan year | | | |
|--|---------|---------|---------|
| (1) 1st | (2) 2nd | (3) 3rd | (4) 4th |
| | | | |

Part V Assumptions used to determine funding target and target normal cost

| | | | | |
|--|------------------------|------------------------|------------------------|---|
| 21 Discount rate: | | | | |
| a Segment rates: | 1st segment: 5.64 % | 2nd segment: 6.40 % | 3rd segment: 6.56 % | <input type="checkbox"/> N/A, full yield curve used |
| b Applicable month (enter code) | | | | 21b 0 |
| 22 Weighted average retirement age | | | | 22 65 |
| 23 Mortality table(s) (see instructions) <input checked="" type="checkbox"/> Prescribed - combined <input type="checkbox"/> Prescribed - separate <input type="checkbox"/> Substitute | | | | |

Part VI Miscellaneous items

| | |
|--|---|
| 24 Has a change been made in the non-prescribed actuarial assumptions for the current plan year? If "Yes," see instructions regarding required attachment. | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 25 Has a method change been made for the current plan year? If "Yes," see instructions regarding required attachment. | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 26 Is the plan required to provide a Schedule of Active Participants? If "Yes," see instructions regarding required attachment..... | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 27 If the plan is eligible for (and is using) alternative funding rules, enter applicable code and see instructions regarding attachment..... | 27 |

Part VII Reconciliation of unpaid minimum required contributions for prior years

| | | |
|---|-----------|---|
| 28 Unpaid minimum required contribution for all prior years | 28 | 0 |
| 29 Discounted employer contributions allocated toward unpaid minimum required contributions from prior years (item 19a)..... | 29 | 0 |
| 30 Remaining amount of unpaid minimum required contributions (item 28 minus item 29) | 30 | 0 |

Part VIII Minimum required contribution for current year

| | | |
|--|---------------------|--------------------|
| 31 Target normal cost, adjusted, if applicable (see instructions)..... | 31 | 0 |
| 32 Amortization installments: | Outstanding Balance | Installment |
| a Net shortfall amortization installment | 0 | 0 |
| b Waiver amortization installment | 0 | 0 |
| 33 If a waiver has been approved for this plan year, enter the date of the ruling letter granting the approval (Month _____ Day _____ Year _____) and the waived amount | 33 | |
| 34 Total funding requirement before reflecting carryover/prefunding balances (item 31 + item 32a + item 32b – item 33)..... | 34 | 0 |
| | Carryover balance | Prefunding balance |
| 35 Balances used to offset funding requirement | 0 | 0 |
| 36 Additional cash requirement (item 34 minus item 35)..... | 36 | 0 |
| 37 Contributions allocated toward minimum required contribution for current year adjusted to valuation date (Item 19c)..... | 37 | 0 |
| 38 Interest-adjusted excess contributions for current year (see instructions)..... | 38 | 0 |
| 39 Unpaid minimum required contribution for current year (excess, if any, of item 36 over item 37)..... | 39 | 0 |
| 40 Unpaid minimum required contribution for all years | 40 | |

**SCHEDULE SB
(Form 5500)**Department of the Treasury
Internal Revenue ServiceDepartment of Labor
Employee Benefits Security Administration
Pension Benefit Guaranty Corporation**Single-Employer Defined Benefit Plan
Actuarial Information**

This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA) and section 6059 of the Internal Revenue Code (the Code).

► **File as an attachment to Form 5500 or 5500-SF.**

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► **Round off amounts to nearest dollar.**► **Caution:** A penalty of \$1,000 will be assessed for late filing of this report unless reasonable cause is established.

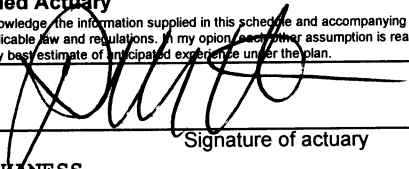
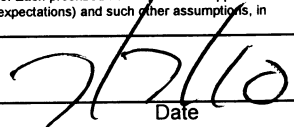
| | |
|---|---|
| A Name of plan DAVID K LIEB PC DEFINED BENEFIT PLAN | B Three-digit plan number (PN) ► 001 |
| C Plan sponsor's name as shown on line 2a of Form 5500 or 5500-EZ DAVID K LIEB PC | D Employer Identification Number (EIN) 11-2960539 |

E Type of plan: ☒ Single ☐ Multiple-A ☐ Multiple-B ☐ **F** Prior year plan size: ☒ 100 or fewer ☐ 101-500 ☐ More than 500**Part I Basic Information****1** Enter the valuation date: Month 01 Day 01 Year 2009

| | | |
|---|----------------------------|--------------------|
| 2 Assets: | | |
| a Market value | 2a | 100,766 |
| b Actuarial value | 2b | 100,766 |
| 3 Funding target/participant count breakdown | (1) Number of participants | (2) Funding Target |
| a For retired participants and beneficiaries receiving payment | 3a 0 | 0 |
| b For terminated vested participants | 3b 0 | 0 |
| c For active participants: | | |
| (1) Non-vested benefits | 3c(1) | 18,170 |
| (2) Vested benefits | 3c(2) | 71,095 |
| (3) Total active | 3c(3) 6 | 89,265 |
| d Total | 3d 6 | 89,265 |
| 4 If the plan is at-risk, check the box and complete lines a and b | | |
| a Funding target disregarding prescribed at-risk assumptions | 4a | |
| b Funding target reflecting at-risk assumptions, but disregarding transition rule for plans that have been at-risk for fewer than five consecutive years and disregarding loading factor | 4b | |
| 5 Effective interest rate | 5 | 6.44 |
| 6 Target normal cost | 6 | 0 |

Statement by Enrolled Actuary

To the best of my knowledge, the information supplied in this schedule and accompanying schedules, statements and attachments, if any, is complete and accurate. Each prescribed assumption was applied in accordance with applicable law and regulations. In my opinion, each major assumption is reasonable (taking into account the experience of the plan and reasonable expectations) and such other assumptions, in combination, offer my best estimate of anticipated experience under the plan.

| | | |
|-------------------------|---|---|
| SIGN HERE |  |  |
| ROBERT M HANESS | Signature of actuary | Date |
| | Type or print name of actuary | 08-04945 |
| HANESS & ASSOCIATES LLC | Firm name | Most recent enrollment number |
| | | (916) 435-9830 |
| PO BOX 836 | | Telephone number (including area code) |
| US ROCKLIN | CA 95677-0000 | |
| Address of the firm | | |

If the actuary has not fully reflected any regulation or ruling promulgated under the statute in completing this schedule, check the box and see instructions ☐

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

Schedule SB (Form 5500) 2009
v.092308.1

Part II Beginning of year carryover and prefunding balances

| | (a) Carryover balance | (b) Prefunding balance |
|--|-----------------------|------------------------|
| 7 Balance at beginning of prior year after applicable adjustments (item 13 from prior year) | 0 | 0 |
| 8 Portion used to offset prior year's funding requirement (item 35 from prior year) | 0 | 0 |
| 9 Amount remaining (item 7 minus item 8) | 0 | 0 |
| 10 Interest on item 9 using prior year's actual return of <u>17.40</u> % | 0 | 0 |
| 11 Prior year's excess contributions to be added to prefunding balance: | | |
| a Excess contributions (item 38 from prior year) | | 0 |
| b Interest on (a) using prior year's effective rate of <u>6.02</u> % | | 0 |
| c Total available at beginning of current plan year to add to prefunding balance | | 0 |
| d Portion of item (c) to be added to prefunding balance | | 0 |
| 12 Reduction in balances due to elections or deemed elections | 0 | 0 |
| 13 Balance at beginning of current year (item 9 + item 10 + item 11d - item 12). | 0 | 0 |

Part III Funding percentages

| | | |
|--|-----------|----------|
| 14 Funding target attainment percentage | 14 | 112.88 % |
| 15 Adjusted funding target attainment percentage | 15 | 112.88 % |
| 16 Prior year's funding percentage for purposes of determining whether carryover/prefunding balances may be used to reduce current year's funding requirement | 16 | 96.50 % |
| 17 If the current value of the assets of the plan is less than 70 percent of the funding target, enter such percentage | 17 | % |

Part IV Contributions and liquidity shortfalls**18** Contributions made to the plan for the the plan year by employer(s) and employees:

| (a) Date (MM-DD-YYYY) | (b) Amount paid by employer(s) | (c) Amount paid by employees | (a) Date (MM-DD-YYYY) | (b) Amount paid by employer(s) | (c) Amount paid by employees |
|--------------------------|-----------------------------------|---------------------------------|--------------------------|-----------------------------------|---------------------------------|
| | | | | | |
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| | | | | | |
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| | | | | | |
| | | | | | |
| Totals ▶ 18(b) | | | 18(c) | | |

19 Discounted employer contributions -- see instructions for small plan with a valuation date after the beginning of the year:

| | | |
|---|------------|---|
| a Contributions allocated toward unpaid minimum required contribution from prior years | 19a | |
| b Contributions made to avoid restrictions adjusted to valuation date | 19b | |
| c Contributions allocated toward minimum required contribution for current year adjusted to valuation date | 19c | 0 |

20 Quarterly contributions and liquidity shortfall(s):

| | |
|--|---|
| a Did the plan have a "funding shortfall" for the prior year? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| b If 20a is "Yes," were required quarterly installments for the current year made in a timely manner? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| c If 20a is "Yes," see instructions and complete the following table as applicable: | |

Liquidity shortfall as of end of Quarter of this plan year

| (1) 1st | (2) 2nd | (3) 3rd | (4) 4th |
|---------|---------|---------|---------|
| | | | |

Part V Assumptions used to determine funding target and target normal cost

| | | | |
|--|-----------------------|-----------------------|---|
| 21 Discount rate: | | | |
| a Segment rates: | 1st segment 5.64 % | 2nd segment 6.40 % | 3rd segment 6.56 % |
| | | | <input type="checkbox"/> N/A, full yield curve used |
| b Applicable month (enter code) | | | 21b 0 |
| 22 Weighted average retirement age | | | 22 65 |
| 23 Mortality table(s) (see instructions) <input checked="" type="checkbox"/> Prescribed -- combined <input type="checkbox"/> Prescribed -- separate <input type="checkbox"/> Substitute | | | |

Part VI Miscellaneous items

| | |
|--|---|
| 24 Has a change been made in the non-prescribed actuarial assumptions for the current plan year? If "Yes," see instructions regarding required attachment | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 25 Has a method change been made for the current plan year? If "Yes," see instructions regarding required attachment | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 26 Is the plan required to provide a Schedule of Active Participants? If "Yes," see instructions regarding required attachment | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 27 If the plan is eligible for (and is using) alternative funding rules, enter applicable code and see instructions regarding attachment | 27 |

Part VII Reconciliation of unpaid minimum required contributions for prior years

| | |
|--|-----------|
| 28 Unpaid minimum required contribution for all prior years | 28 |
| 29 Discounted employer contributions allocated toward unpaid minimum required contributions from prior years (item 19a) | 29 |
| 30 Remaining amount of unpaid minimum required contributions (item 28 minus item 29) | 30 |

Part VIII Minimum required contribution for current year

| | | |
|--|---------------------|--------------------|
| 31 Target normal cost, adjusted, if applicable (see instructions) | 31 | 0 |
| 32 Amortization installments: | Outstanding Balance | Installment |
| a Net shortfall amortization installment | | |
| b Waiver amortization installment | | |
| 33 If a waiver has been approved for this plan year, enter the date of the ruling letter granting the approval (Month _____ Day _____ Year _____) and the waived amount | 33 | |
| 34 Total funding requirement before reflecting carryover/prefunding balances (item 31 + item 32a + item 32b - item 33). | 34 | 0 |
| | Carryover balance | Prefunding Balance |
| 35 Balances used to offset funding requirement | | Total balance |
| | | 0 |
| 36 Additional cash requirement (item 34 minus item 35) | 36 | 0 |
| 37 Contributions allocated toward minimum required contribution for current year adjusted to valuation date (item 19c) | 37 | 0 |
| 38 Interest-adjusted excess contributions for current year (see instructions). | 38 | 0 |
| 39 Unpaid minimum required contribution for current year (excess, if any, of item 36 over item 37) | 39 | |
| 40 Unpaid minimum required contribution for all years | 40 | |

Form 5500-SFDepartment of the Treasury
Internal Revenue ServiceDepartment 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.****Part I Annual Report Identification Information**

| | | | | |
|---|--|--|---|------------|
| For the calendar plan year 2009 or fiscal plan year beginning | | 2009-01-01 | and ending | 2009-12-31 |
| A This return/report is for: | <input checked="" type="checkbox"/> single-employer plan | <input type="checkbox"/> multiple-employer plan (not multiemployer) | <input type="checkbox"/> one-participant plan | |
| B This return/report is for: | <input type="checkbox"/> first return/report | <input type="checkbox"/> final return/report | | |
| | <input type="checkbox"/> an amended return/report | <input type="checkbox"/> short plan year return/report (less than 12 months) | | |
| C Check box if filing under: | <input checked="" type="checkbox"/> Form 5558 | <input type="checkbox"/> automatic extension | <input type="checkbox"/> DFVC program | |
| | <input type="checkbox"/> special extension (enter description) | | | |

Part II Basic Plan Information --- enter all requested information.

| | |
|---|---|
| 1a Name of plan DAVID K LIEB PC DEFINED BENEFIT PLAN | 1b Three-digit plan number (PN) ► 001 |
| | 1c Effective date of plan 2004-01-01 |
| 2a Plan sponsor's name and address (employer, if for single-employer plan) DAVID K LIEB PC 376A MAIN STREET US CENTER MORICHES NY 11934-0000 | 2b Employer Identification Number (EIN) 11-2960539 |
| | 2c Plan sponsor's telephone number (631) 878-4455 |
| | 2d Business code (see instructions) 541110 |
| 3a Plan administrator's name and address (If same as plan employer, enter "Same") SAME | 3b Administrator's EIN |
| | 3c Administrator's telephone number |
| 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. Sponsor's Name | 4b EIN |
| | 4c PN |
| 5a Total number of participants at the beginning of the plan year | 5a 6 |
| b Total number of participants at the end of the plan year | 5b 6 |
| 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 |
| 6a Were all of the plan's assets during the plan year invested in eligible assets? (See instructions.) | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| b Are you claiming a waiver of the annual examination and report of an independent qualified public accountant (IQPA) under 29 CFR 2520.104-46? (See instructions on waiver eligibility and conditions.) | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| If you answered "No" to either 6a or 6b, the plan cannot use Form 5500-SF and must instead use Form 5500. | |

Part III Financial Information

| 7 Plan Assets and Liabilities | | (a) Beginning of Year | (b) End of Year |
|--|--------------|-----------------------|-----------------|
| a Total plan assets | 7a | 100,766 | 66,845 |
| b Total plan liabilities | 7b | 0 | |
| c Net plan assets (subtract line 7b from line 7a) | 7c | 100,766 | 66,845 |
| 8 Income, Expenses, and Transfers for this Plan Year | | (a) Amount | (b) Total |
| a Contributions received or receivable from: | | | |
| (1) Employers | 8a(1) | | |
| (2) Participants | 8a(2) | | |
| (3) Others (including rollovers) | 8a(3) | | |
| b Other income (loss) | 8b | (33,921) | |
| c Total income (add lines 8a(1), 8a(2), 8a(3), and 8b) | 8c | | (33,921) |
| d Benefits paid (including direct rollovers and insurance premiums to provide benefits) | 8d | | |
| e Certain deemed and/or corrective distributions (see instructions) | 8e | | |
| f Administrative service providers (salaries, fees, commissions) | 8f | | |
| g Other expenses | 8g | | |
| h Total expenses (add lines 8d, 8e, 8f, and 8g) | 8h | | 0 |
| i Net income (loss) (subject line 8h from line 8c) | 8i | | (33,921) |
| j Transfers to (from) the plan (see instructions) | 8j | | |

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

Form 5500-SF (2009)

Part IV Plan Characteristics**9a** If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristic Codes in the instructions:

1A

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

| | | Yes | No | Amount |
|---|------------|-----|----|--------|
| 10 During the plan year: | | | | |
| a Was there a failure to transmit to the plan any participant contribution within the time period described in 29 CFR 2510.3-102? (See instructions and DOL's Voluntary Fiduciary Correction Program) | 10a | | X | |
| b Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 10a.) | 10b | | X | |
| c Was the plan covered by a fidelity bond? | 10c | X | | 10,000 |
| d Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty? | 10d | | X | |
| e Were any fees or commissions paid to any brokers, agents, or other persons by an insurance carrier, insurance services or other organization that provides some or all of the benefits under the plan? (See instructions.) | 10e | | X | |
| f Has the plan failed to provide any benefit when due under the plan? | 10f | | X | |
| g Did 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.) | 10h | | | |
| i If 10h was answered "Yes," check the box if you either provided the required notice or one of the exceptions to providing the notice applied under 29 CFR 2520.101-3 | 10i | | | |

Part 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)) ☒ Yes ☐ No

12 Is this a defined contribution plan subject to the minimum funding requirements of section 412 of the Code or section 302 of ERISA? ☐ Yes ☒ No
(If "Yes," complete 12a or 12b, 12c, 12d, and 12e below, as applicable.)

a 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 letter ruling granting the waiver Month _____ Day _____ Year _____

If you completed line 12a, complete lines 3, 9, and 10 of Schedule MB (Form 5500), and skip to line 13.

| | | |
|--|------------|--|
| b Enter the minimum required contribution for this plan year | 12b | |
| c Enter the amount contributed by the employer to the plan for this plan year | 12c | |
| d 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) | 12d | |

e 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 ☒ No
If "Yes," enter the amount of any plan assets that reverted to the employer this year **13a**

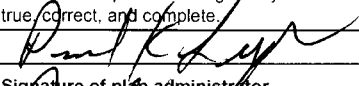
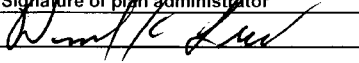
b Were all the plan assets distributed to participants or beneficiaries, transferred to another plan, or brought under the control of the PBGC? ☐ Yes ☒ No

c 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.)

| 13c(1) Name of plan(s): | 13c(2) EIN(s) | 13c(3) PN(s) |
|-------------------------|---------------|--------------|
| | | |
| | | |

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.

| | | | |
|----------------------|---|---------|--|
| SIGN HERE |  | 9/20/10 | DAVID K. LIEB |
| | Signature of plan administrator | Date | Enter name of individual signing as plan administrator |
| SIGN HERE |  | 9/20/10 | DAVID K. LIEB |
| | Signature of employer/plan sponsor | Date | Enter name of individual signing as employer or plan sponsor |

**SCHEDULE SB
(Form 5500)**Department of the Treasury
Internal Revenue ServiceDepartment of Labor
Employee Benefits Security Administration
Pension Benefit Guaranty Corporation**Single-Employer Defined Benefit Plan
Actuarial Information**

This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA) and section 6059 of the Internal Revenue Code (the Code).

► **File as an attachment to Form 5500 or 5500-SF.**

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► **Round off amounts to nearest dollar.**► **Caution:** A penalty of \$1,000 will be assessed for late filing of this report unless reasonable cause is established.

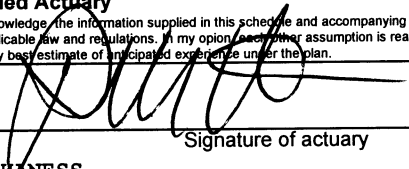
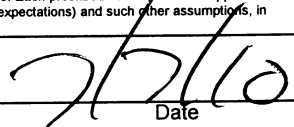
| | |
|---|---|
| A Name of plan DAVID K LIEB PC DEFINED BENEFIT PLAN | B Three-digit plan number (PN) ► 001 |
| C Plan sponsor's name as shown on line 2a of Form 5500 or 5500-EZ DAVID K LIEB PC | D Employer Identification Number (EIN) 11-2960539 |

E Type of plan: ☒ Single ☐ Multiple-A ☐ Multiple-B ☐ **F** Prior year plan size: ☒ 100 or fewer ☐ 101-500 ☐ More than 500**Part I Basic Information****1** Enter the valuation date: Month 01 Day 01 Year 2009

| | | |
|---|----------------------------|--------------------|
| 2 Assets: | | |
| a Market value | 2a | 100,766 |
| b Actuarial value | 2b | 100,766 |
| 3 Funding target/participant count breakdown | (1) Number of participants | (2) Funding Target |
| a For retired participants and beneficiaries receiving payment | 3a 0 | 0 |
| b For terminated vested participants | 3b 0 | 0 |
| c For active participants: | | |
| (1) Non-vested benefits | 3c(1) | 18,170 |
| (2) Vested benefits | 3c(2) | 71,095 |
| (3) Total active | 3c(3) 6 | 89,265 |
| d Total | 3d 6 | 89,265 |
| 4 If the plan is at-risk, check the box and complete lines a and b | | |
| a Funding target disregarding prescribed at-risk assumptions | 4a | |
| b Funding target reflecting at-risk assumptions, but disregarding transition rule for plans that have been at-risk for fewer than five consecutive years and disregarding loading factor | 4b | |
| 5 Effective interest rate | 5 | 6.44 |
| 6 Target normal cost | 6 | 0 |

Statement by Enrolled Actuary

To the best of my knowledge, the information supplied in this schedule and accompanying schedules, statements and attachments, if any, is complete and accurate. Each prescribed assumption was applied in accordance with applicable law and regulations. In my opinion, each major assumption is reasonable (taking into account the experience of the plan and reasonable expectations) and such other assumptions, in combination, offer my best estimate of anticipated experience under the plan.

| | | |
|-------------------------|---|---|
| SIGN HERE |  |  |
| ROBERT M HANESS | Signature of actuary | Date |
| | Type or print name of actuary | 08-04945 |
| HANESS & ASSOCIATES LLC | Firm name | Most recent enrollment number |
| | | (916) 435-9830 |
| PO BOX 836 | | Telephone number (including area code) |
| US ROCKLIN | CA 95677-0000 | |
| Address of the firm | | |

If the actuary has not fully reflected any regulation or ruling promulgated under the statute in completing this schedule, check the box and see instructions ☐

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

Schedule SB (Form 5500) 2009
v.092308.1

Part II Beginning of year carryover and prefunding balances

| | (a) Carryover balance | (b) Prefunding balance |
|--|-----------------------|------------------------|
| 7 Balance at beginning of prior year after applicable adjustments (item 13 from prior year) | 0 | 0 |
| 8 Portion used to offset prior year's funding requirement (item 35 from prior year) | 0 | 0 |
| 9 Amount remaining (item 7 minus item 8) | 0 | 0 |
| 10 Interest on item 9 using prior year's actual return of <u>17.40</u> % | 0 | 0 |
| 11 Prior year's excess contributions to be added to prefunding balance: | | |
| a Excess contributions (item 38 from prior year) | | 0 |
| b Interest on (a) using prior year's effective rate of <u>6.02</u> % | | 0 |
| c Total available at beginning of current plan year to add to prefunding balance | | 0 |
| d Portion of item (c) to be added to prefunding balance | | 0 |
| 12 Reduction in balances due to elections or deemed elections | 0 | 0 |
| 13 Balance at beginning of current year (item 9 + item 10 + item 11d - item 12). | 0 | 0 |

Part III Funding percentages

| | | |
|--|-----------|----------|
| 14 Funding target attainment percentage | 14 | 112.88 % |
| 15 Adjusted funding target attainment percentage | 15 | 112.88 % |
| 16 Prior year's funding percentage for purposes of determining whether carryover/prefunding balances may be used to reduce current year's funding requirement | 16 | 96.50 % |
| 17 If the current value of the assets of the plan is less than 70 percent of the funding target, enter such percentage | 17 | % |

Part IV Contributions and liquidity shortfalls**18** Contributions made to the plan for the the plan year by employer(s) and employees:

| (a) Date (MM-DD-YYYY) | (b) Amount paid by employer(s) | (c) Amount paid by employees | (a) Date (MM-DD-YYYY) | (b) Amount paid by employer(s) | (c) Amount paid by employees |
|--------------------------|-----------------------------------|---------------------------------|--------------------------|-----------------------------------|---------------------------------|
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| Totals ▶ 18(b) | | | 18(c) | | |

19 Discounted employer contributions -- see instructions for small plan with a valuation date after the beginning of the year:

| | | |
|---|------------|---|
| a Contributions allocated toward unpaid minimum required contribution from prior years | 19a | |
| b Contributions made to avoid restrictions adjusted to valuation date | 19b | |
| c Contributions allocated toward minimum required contribution for current year adjusted to valuation date | 19c | 0 |

20 Quarterly contributions and liquidity shortfall(s):

| | |
|--|---|
| a Did the plan have a "funding shortfall" for the prior year? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| b If 20a is "Yes," were required quarterly installments for the current year made in a timely manner? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| c If 20a is "Yes," see instructions and complete the following table as applicable: | |

Liquidity shortfall as of end of Quarter of this plan year

| (1) 1st | (2) 2nd | (3) 3rd | (4) 4th |
|---------|---------|---------|---------|
| | | | |

Part V Assumptions used to determine funding target and target normal cost

| | | | |
|--|-----------------------|-----------------------|---|
| 21 Discount rate: | | | |
| a Segment rates: | 1st segment 5.64 % | 2nd segment 6.40 % | 3rd segment 6.56 % |
| | | | <input type="checkbox"/> N/A, full yield curve used |
| b Applicable month (enter code) | | | 21b 0 |
| 22 Weighted average retirement age | | | 22 65 |
| 23 Mortality table(s) (see instructions) <input checked="" type="checkbox"/> Prescribed -- combined <input type="checkbox"/> Prescribed -- separate <input type="checkbox"/> Substitute | | | |

Part VI Miscellaneous items

| | |
|--|---|
| 24 Has a change been made in the non-prescribed actuarial assumptions for the current plan year? If "Yes," see instructions regarding required attachment | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 25 Has a method change been made for the current plan year? If "Yes," see instructions regarding required attachment | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 26 Is the plan required to provide a Schedule of Active Participants? If "Yes," see instructions regarding required attachment | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 27 If the plan is eligible for (and is using) alternative funding rules, enter applicable code and see instructions regarding attachment | 27 |

Part VII Reconciliation of unpaid minimum required contributions for prior years

| | |
|--|-----------|
| 28 Unpaid minimum required contribution for all prior years | 28 |
| 29 Discounted employer contributions allocated toward unpaid minimum required contributions from prior years (item 19a) | 29 |
| 30 Remaining amount of unpaid minimum required contributions (item 28 minus item 29) | 30 |

Part VIII Minimum required contribution for current year

| | | |
|--|---------------------|--------------------|
| 31 Target normal cost, adjusted, if applicable (see instructions) | 31 | 0 |
| 32 Amortization installments: | Outstanding Balance | Installment |
| a Net shortfall amortization installment | | |
| b Waiver amortization installment | | |
| 33 If a waiver has been approved for this plan year, enter the date of the ruling letter granting the approval (Month _____ Day _____ Year _____) and the waived amount | 33 | |
| 34 Total funding requirement before reflecting carryover/prefunding balances (item 31 + item 32a + item 32b - item 33). | 34 | 0 |
| | Carryover balance | Prefunding Balance |
| 35 Balances used to offset funding requirement | | Total balance |
| | | 0 |
| 36 Additional cash requirement (item 34 minus item 35) | 36 | 0 |
| 37 Contributions allocated toward minimum required contribution for current year adjusted to valuation date (item 19c) | 37 | 0 |
| 38 Interest-adjusted excess contributions for current year (see instructions). | 38 | 0 |
| 39 Unpaid minimum required contribution for current year (excess, if any, of item 36 over item 37) | 39 | |
| 40 Unpaid minimum required contribution for all years | 40 | |

DAVID K. LIEB, P.C.
DEFINED BENEFIT PENSION PLAN

ATTACHMENT TO SCHEDULE B (FORM 5500)

PLAN YEAR ENDING December 31, 2009

ACTUARIAL ASSUMPTIONS AND METHODS

The normal cost and accrued liability are determined in accordance with the actuarial methods, factors and assumptions stated on the attached valuation report. Actuarial gains and losses are spread over remaining years of service.

ASSET VALUATION METHOD

Assets are valued at fair market value.

ELIGIBILITY AND BENEFIT PROVISIONS

The principal eligibility and benefit provisions are summarized on the attached valuation report.

VALUATION OF ANCILLARY BENEFITS

For purposes of determining costs and liabilities, hereunder only the normal retirement benefit and insurance policies used for providing insured death benefits have been taken into account. Other benefits provided upon death, disability, early retirement or severance of employment are assumed to be actuarially equivalent to the accrued liability.

DATA VERIFICATION

In preparing this valuation, reliance has been placed on employee census, contribution and asset information provided by the Plan Administrator. None of the data provided has been audited. It was assumed that all data and parameters defining the essential features of the plan were accurately coded into the computer and verified by the Plan Administrator or contract administrator.

LEGAL COMPLIANCE

In preparing this valuation, reliance has been placed on the legal counsel for the plan with respect to issues of plan qualification. It was assumed that the plan has been amended to conform to TEFRA, DEFRA, REACT, TRA '86, OBRA, TAMRA and other applicable laws and regulations.

Schedule SB, line 22 -
Description of Weighted Average Retirement Age
David K. Lieb, P.C. Defined Benefit Plan
11-2960539/ 001
For the plan year 1/1/2009 through 12/31/2009

The age reported is the average of the assumed retirement ages for all active participants as of the valuation date rounded to the nearest whole age. For an active late retiree, the assumed retirement age may be later than the Plan's normal retirement age as the assumed retirement age is the Valuation date. Each participant's rate of retirement is assumed to be 100% of his/her assumed retirement age.

PLAN SPECIFICATIONS
DAVID K. LIEB, P.C.
DEFINED BENEFIT PLAN

FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

TYPE OF ENTITY S corporation.

DATES Effective-01/01/2004 Valuation-01/01/2009 Eligibility-07/01/2009 Year-end-12/31/2009
Top Heavy Years - 2004, 2005, 2006, 2007

ELIGIBILITY Minimum age- 21 Months of service- 12 Maximum age- None
Age at last birthday.
Entry Age For Full Funding Limitation Calculation - as of date of hire.

HOURS REQUIRED FOR
Eligibility - 1000 Benefit accrual - 1000 Vesting - 1000

PLAN ENTRY - January 1 or July 1 immediately following satisfaction of eligibility requirements.

New participants are included in current year's valuation.

RETIREMENT NORMAL - Upon attainment of age 65, and completion of 5 years of participation.

EARLY - No provisions.

AVERAGE COMPENSATION -- (retrospective salaries)

FUNDING - 3 Highest consecutive years of participation.
ACCRUED BENEFIT - 3 Highest consecutive years of participation.
TOP HEAVY ACCRUED BENEFIT - 5 Highest consecutive top heavy years of participation.

PLAN BENEFITS

RETIREMENT-- 0.000% of average monthly compensation. Total benefit reduced by 1/25 for each year of participation less than 25 years.

415 Limits - Percent 100.00 Dollar - \$16,250

Minimum benefit - None Maximum benefit - None

Maximum 401(a)(17) compensation \$245,000

***** TOP HEAVY MINIMUM BENEFITS USED *****
TEFRA Minimum Benefit: 2.000% of compensation per year plan is top heavy, limited to 10 yrs of participation.
2.000% actuarially adjusted for normal form of benefit.

PLAN SPECIFICATIONS
DAVID K. LIEB, P.C.
DEFINED BENEFIT PLAN

FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

NORMAL FORM Life Annuity.

Assumed form of payment for funding is lump sum equivalent of normal form. Funding Target is greater present value of accrued benefit computed using funding segment rates and 417(e) Applicable Mortality Table or lump sum at normal retirement date of accrued benefit using plan actuarial equivalence discounted using appropriate segment rate. Lump sum on plan actuarial equivalence rates will not exceed 415 maximum allowable distribution, which is least amount computed using a) 5.5% interest and the Applicable Mortality Table or b) plan actuarial equivalence interest and mortality or c) 105% of 417(e) present value (only if not eligible employer under IRC 408(p)).

DEATH BENEFIT Present value of accrued benefits.

ACCRUED BENEFIT Pro-rata based on participation (calculated as of beginning of plan year).

TERMINATION
BENEFITS 0% first year, 20% each additional year to a maximum of 100% after 6 years.
Service is calculated using all years of participation.

CONTRIBUTIONS

EMPLOYEE REQUIRED -- None

EMPLOYEE VOLUNTARY -- None

ASSET VALUATION

METHOD Market value.

FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

| | | |
|-----------------|--------------------|---|
| POST-RETIREMENT | INTEREST -- | 6.000% |
| | MORTALITY TABLE -- | 1994 GROUP ANNUITY RESERVING Unisex Proj to 2002. |

PLAN SPECIFICATIONS
DAVID K. LIEB, P.C.
DEFINED BENEFIT PLAN

FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

ASSUMPTIONS FOR 410(b)/401(a)(4) CALCULATIONS

| | | |
|------------------|--------------------|---|
| PRE-RETIREMENT: | INTEREST -- | 8.000% |
| POST-RETIREMENT: | INTEREST -- | 8.000% |
| | MORTALITY TABLE -- | 1994 GROUP ANNUITY RESERVING Unisex Proj to 2002 male rates. |

PERMISSIVELY AGGREGATED PLANS: Not Tested as Single Plan.

COMPENSATION: Use Current Compensation to calculate the
Benefit Accrual Rate (Annual Method).

TESTING AGE: Normal Retirement Age.

VALUATION RESULTS
DAVID K. LIEB, P.C.
DEFINED BENEFIT PLAN
FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

| | | |
|----------------|----------------|----------------|
| Rate segment 1 | Rate segment 2 | Rate segment 3 |
| 5.64 | 6.40 | 6.56 |

Effective Interest Rate: 6.44

A. Valuation Results

| | | |
|-----|---|----------------|
| 1. | Funding Target | 89,265 |
| 2. | Target Normal Cost | 0 |
| 3. | Assets | 100,766 |
| 4. | Undeducted Contributions | 0 |
| 5. | Carryover Balance (COB), unadjusted | 0 |
| 6. | COB used to offset Funding Requirement | 0 |
| 7. | COB adjusted to valuation date, if applicable | 0 |
| 8. | Prefunding balance (PFB), unadjusted | 0 |
| 9. | PFB used to offset Funding Requirement | 0 |
| 10. | PFB adjusted to valuation date, if applicable | 0 |
| 11. | Funding Target as if At Risk | NOT CALCULATED |
| 12. | Target Normal Cost as if At Risk | NOT CALCULATED |

B. Funding shortfall and shortfall amortization charge

Early Deemed Amortization Determination

| | | |
|----|--|---------|
| 1. | Funding Target (FT) | 89,265 |
| 2. | Assets (A3) | 100,766 |
| 3. | Carryover balance (A5) adjusted to valuation date | 0 |
| 4. | Prefunding balance (A10) adjusted to valuation date | 0 |
| 5. | Applicable Assets (IRC 430(f)(4)(B)(i) (B2 - B3 - B4)) | 100,766 |
| 6. | Funding Shortfall (IRC 430(c)(4) not less than zero) (B1 - B5) If zero, all bases deemed to be fully amortized, B14 and B19 also zero) | 0 |

Exemption from new shortfall amortization base

| | | |
|-----|---|---------|
| 7. | Applicable Percentage (IRC 430(c)(5)(B)(ii)) | 94% |
| 8. | FT for Shortfall (IRC 430(c)(3)) (B1 * B7) | 83,909 |
| 9. | Assets (A3) | 100,766 |
| 10. | Prefunding balance (A10) if election under IRC 430(f)(3), see (A9) | 0 |
| 11. | Applicable Assets (IRC 430(f)(4)(A)) (B9 - B4 if B10 greater than zero) | 100,766 |
| 12. | Funding Shortfall (B8 - B11 not less than zero) (if B12 is zero, exempt from new shortfall base) | 0 |

Funding Shortfall Amortization Charge

| | | |
|-----|---|--------|
| 13. | Funding Shortfall (B8 - B5 not less than zero) | 0 |
| 14. | PV of prior years' shortfall Amortization Installments | 0 |
| 15. | Shortfall amortization base (B13 - B14) | 0 |
| 16. | Shortfall amortization factor | 0.0000 |
| 17. | Shortfall amortization installment (B15 / B16) | 0 |
| 18. | Shortfall amortization installments from prior years | 0 |
| 19. | Total shortfall amortization installments (sum of B17 and B18) | 0 |

VALUATION RESULTS
DAVID K. LIEB, P.C.
DEFINED BENEFIT PLAN
FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

MINIMUM AND MAXIMUM CONTRIBUTIONS

C. Minimum required contribution

| | | | |
|-----|--|---|--------|
| 1. | Target Normal Cost (A2) | | 0 |
| 2. | Funding surplus. (B5 - A1) not < 0 | | 11,501 |
| 3. | Reduced Target Normal Cost (C1 - C2) not < 0 | | 0 |
| 4. | Shortfall amortization charge (B19) | | 0 |
| 5. | Waiver amortization charge | | 0 |
| 6. | Minimum Contribution (C3 + C4 + C5) | | 0 |
| 7. | Unpaid minimum contribution for all prior years | | 0 |
| 8. | Carryover balance & amount applied | 0 | 0 * |
| 9. | Prefunding balance & amount applied | 0 | 0 * |
| 10. | Absolute minimum contribution (C6 + C7 - C8 - C9) not < 0 | 0 | 0 |

* Employer election required.

D. Maximum Contribution

| | | |
|-----|---|----------------|
| 1. | Funding Target (A1) | 89,265 |
| 2. | Target Normal Cost (A2) | 0 |
| 3. | 50% of the funding target (A1) | 44,633 |
| 4. | Increase in funding target due to salary increases | 1,003 |
| 5. | Cushion Amount (D3 + D4) | 45,636 |
| 6. | Total (D1 + D2 + D5) | 134,901 |
| 7. | Funding Target as if At Risk (A9) | NOT CALCULATED |
| 8. | Target Normal Cost as if At Risk (A10) | NOT CALCULATED |
| 9. | Total (D7 + D8) | NOT CALCULATED |
| 10. | Greater of D6 and D9 | 134,901 |
| 11. | Assets (A3) | 100,766 |
| 12. | Undeducted Contributions (A4) | 0 |
| 13. | Maximum Contribution (D10 - D11 + D12 not less than zero) | 34,135 |
| 14. | Contribution to meet termination liability | 29,294 |

VALUATION RESULTS
DAVID K. LIEB, P.C.
DEFINED BENEFIT PLAN
FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

PRESENT VALUES

A. CURRENT LIABILITY

| 1. BEGINNING OF PLAN YEAR | # | FUNDING TARGET | RPA '94 |
|---|---|----------------|---------|
| RETIRED PARTICIPANTS AND BENEFICIARIES RECEIVING PAYMENTS | | | |
| (i) VESTED | | | 0 |
| (ii) TOTAL | 0 | 0 | 0 |
| TERMINATED PARTICIPANTS | | | |
| (i) VESTED | | 0 | 0 |
| (ii) NON-VESTED | | 0 | 0 |
| (iii) TOTAL | 0 | 0 | 0 |
| ACTIVE PARTICIPANTS | | | |
| (i) VESTED | | 71,095 | 74,352 |
| (ii) NON-VESTED | | 18,170 | 19,117 |
| (iii) TOTAL | 6 | 89,265 | 93,469 |
| GRAND TOTALS | | | |
| (i) VESTED | | 71,095 | 74,352 |
| (ii) NON-VESTED | | 18,170 | 19,117 |
| (iii) TOTAL | 6 | 89,265 | 93,469 |
| 2. EXPECTED BENEFIT PAYMENTS | | | 0 |
| 3. EXPECTED CURRENT LIABILITY INCREASE AS OF 01/01/2009 | | | 0 |

B. PRESENT VALUE OF VESTED BENEFITS (FUNDING TARGET) FOR PBGC
REQUIRED INTEREST RATE: 1st = 6.720% 2nd = 7.120% 3rd = 6.360%

| | | |
|--|---|--------|
| 1. RETIREES/BENEFICIARIES RECEIVING BENEFITS | 0 | 0 |
| 2. PARTICIPANTS NOT RECEIVING BENEFITS | 6 | 69,411 |
| 3. TOTAL | 6 | 69,411 |

| C. ACTUARIAL EQUIVALENCE BASIS | # | VESTED | NON-VESTED | TOTAL |
|--------------------------------|---|---------|------------|---------|
| 1. ACTIVE | 6 | 103,253 | 26,807 | 130,060 |
| 2. RETIRED | 0 | 0 | 0 | 0 |
| 3. DEFERRED VESTED | 0 | 0 | 0 | 0 |
| 4. POSTPONED RETIREMENT | 0 | 0 | 0 | 0 |
| 5. TERMINATED VESTED | 0 | 0 | 0 | 0 |
| 6. TERMINATED NON-VESTED | 0 | 0 | 0 | 0 |
| 7. INACTIVE | 0 | 0 | 0 | 0 |
| 8. TOTAL | 6 | 103,253 | 26,807 | 130,060 |

VALUATION RESULTS
DAVID K. LIEB, P.C.
DEFINED BENEFIT PLAN
FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

FUNDING TARGET ATTAINMENT PERCENTAGES (FTAP)

| | | | |
|---------------------------------|---------|--------------------------|---|
| Actuarial value of assets (AVA) | 100,766 | Carryover balance (COB) | 0 |
| Market value of assets (MVA) | 100,766 | Prefunding balance (PFB) | 0 |
| Funding target (FT) | 89,265 | Shortfallbase (SB) | 0 |
| Vested funding target (VFT) | 71,095 | | |

TYPE OF FTAP

PERCENTAGE APPLICATION

| | | | |
|----------------------|--|-------------------------|--|
| 1. FTAP exempt | AVA / 100,766 / | FT 89,265 = 112.88% | => 94% 2009 No Benefit restrictions |
| 2. FTAP | (AVA - COB - PFB) / (100,766 - 0 - 0) / | FT 89,265 = 112.88% | On schedule SB Notice to Participants |
| 3. AFTAP (ADJUSTED) | 2 yr. NHCE Annuity (AVA - COB - PFB + Purchase) / (100,766 - 0 - 0 + 0) / | FT 89,265 = 112.88% | < 60% Accruals restricted Lump Sum fully restricted < 80% Benefit increases restricted Lump Sum partially restricted |
| 4. FTAP based no PFB | AVA / 100,766 / | FT 89,265 = 112.88% | => 94% 2009 SB exemption |
| 5. FTAP PFB offset | (AVA - PFB) / (100,766 - 0) / | FT 89,265 = 112.88% | => 94% 2009 SB exemption when PFB offset minimum |
| 6. FTAP shortfall | (AVA - COB - PFB) / (100,766 - 0 - 0) / | FT 89,265 = 112.88% | => 94% 2009 No new SB |
| 7. FTAP PBGC | MVA / 100,766 / | VFT 71,095 = 141.74% | PBGC Variable premium |

DAVID K. LIEB, P.C.

FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

AGE AND SERVICE STATISTICS

WEIGHTED AVERAGE BY CURRENT EARNINGS

| EES | EA | PA | AA | RA | PP | PS | FS | TS |
|-----|------|------|------|------|-----|-----|------|------|
| 6 | 32.3 | 37.4 | 41.5 | 65.0 | 4.1 | 9.2 | 23.3 | 32.5 |

ARITHMETIC AVERAGE

| EES | EA | PA | AA | RA | PP | PS | FS | TS |
|-----|------|------|------|------|-----|-----|------|------|
| 6 | 30.8 | 35.0 | 39.0 | 65.0 | 4.0 | 8.2 | 25.8 | 34.0 |

SERVICE GROUPS BY AGE GROUPS

| SERVICE GROUP | A G E G R O U P S | | | | | | | | | | | | TOTAL |
|------------------|-------------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------|-------|
| | 0 TO 19 | 20 TO 24 | 25 TO 29 | 30 TO 34 | 35 TO 39 | 40 TO 44 | 45 TO 49 | 50 TO 54 | 55 TO 59 | 60 TO 64 | 65 TO 69 | 70 TO | |
| 0 | | | | | | | | | | | | | |
| 1 | | | | | | | | | | | | | |
| 2 | | | | | | | | | | | | | |
| 3 | | | | | | 1 | | | | | | | 1 |
| 4 | | | | | | | | | | | | | |
| ----- | | | | | | | | | | | | | |
| 0-4 | | | | | | 1 | | | | | | | 1 |
| 5-9 | | 1 | 1 | | | | 1 | | | | | | 3 |
| 10-14 | | | | | 1 | | | | | | | | 1 |
| 15-19 | | | | | | | | | | 1 | | | 1 |
| 20-24 | | | | | | | | | | | | | |
| 25-29 | | | | | | | | | | | | | |
| 30-34 | | | | | | | | | | | | | |
| 35-39 | | | | | | | | | | | | | |
| 40- | | | | | | | | | | | | | |
| TOTAL | | 1 | 1 | | 1 | 1 | 1 | | | 1 | | | 6 |

DAVID K. LIEB, P.C.

FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

| ANNUAL EARNINGS BY AGE GROUP | | | | ANNUAL EARNINGS BY SERVICE | | | |
|------------------------------|------------------------|-----------------------------|-------------------------------|----------------------------|------------------------|-----------------------------|-------------------------------|
| AGE GROUP | NUMBER OF PEOPLE | TOTAL ANNUAL EARNINGS | AVERAGE ANNUAL EARNINGS | SERVICE GROUP | NUMBER OF PEOPLE | TOTAL ANNUAL EARNINGS | AVERAGE ANNUAL EARNINGS |
| 0-19 | | | | 0 | | | |
| 20-24 | 1 | 16,416 | 16,416 | 1 | | | |
| 25-29 | 1 | 9,422 | 9,421 | 2 | | | |
| 30-34 | | | | 3 | 1 | 20,795 | 20,795 |
| 35-39 | 1 | 35,730 | 35,729 | 4 | | | |
| 40-44 | 1 | 20,795 | 20,795 | ----- | | | |
| 45-49 | 1 | 25,662 | 25,662 | 0-4 | 1 | 20,795 | 20,795 |
| 50-54 | | | | 5-9 | 3 | 51,500 | 17,166 |
| 55-59 | | | | 10-14 | 1 | 35,730 | 35,729 |
| 60-64 | 1 | 25,400 | 25,400 | 15-19 | 1 | 25,400 | 25,400 |
| 65-69 | | | | 20-24 | | | |
| 70- | | | | 25-29 | | | |
| | | | | 30-34 | | | |
| TOTAL | 6 | 133,424 | 22,237 | 35-39 | | | |
| | | | | 40- | | | |
| | | | | TOTAL | 6 | 133,424 | 22,237 |

DAVID K. LIEB, P.C.

FOR THE PLAN YEAR 01/01/2009 THROUGH 12/31/2009

Line 8c - Schedule of Active Participant Data

| Attained Age | Years of Credited Service | | | | | | | | | | | | | |
|-----------------|---------------------------|-------|--------|-------|--------|-------|----------|-------|----------|-------|----------|-------|----------|-------|
| | Under 1 | | 1 to 4 | | 5 to 9 | | 10 to 14 | | 15 to 19 | | 20 to 24 | | 25 to 29 | |
| | No. | Comp. | No. | Comp. | No. | Comp. | No. | Comp. | No. | Comp. | No. | Comp. | No. | Comp. |
| Under 25 | | | 1 | | | | | | | | | | | |
| 25 to 29 | | | 1 | | | | | | | | | | | |
| 30 to 34 | | | | | | | | | | | | | | |
| 35 to 39 | | | | | 1 | | | | | | | | | |
| 40 to 44 | | | 1 | | | | | | | | | | | |
| 45 to 49 | | | | | 1 | | | | | | | | | |
| 50 to 54 | | | | | | | | | | | | | | |
| 55 to 59 | | | | | | | | | | | | | | |
| 60 to 64 | | | | | 1 | | | | | | | | | |
| 65 to 69 | | | | | | | | | | | | | | |
| 70 & up | | | | | | | | | | | | | | |

| Attained Age | Years of Credited Service | | | | | |
|-----------------|---------------------------|-------|----------|-------|---------|-------|
| | 30 to 34 | | 35 to 39 | | 40 & up | |
| | No. | Comp. | No. | Comp. | No. | Comp. |
| Under 25 | | | | | | |
| 25 to 29 | | | | | | |
| 30 to 34 | | | | | | |
| 35 to 39 | | | | | | |
| 40 to 44 | | | | | | |
| 45 to 49 | | | | | | |
| 50 to 54 | | | | | | |
| 55 to 59 | | | | | | |
| 60 to 64 | | | | | | |
| 65 to 69 | | | | | | |
| 70 & up | | | | | | |