

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
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Part I	Annual Report Identification Information		
For calendar plan year 2009 or fiscal plan year beginning <u>07/01/2009</u> and ending <u>06/30/2010</u>			
A This return/report is for:	☐ a multiemployer plan;	☐ a multiple-employer plan; or	
	☒ 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 <u>BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN</u>	1b Three-digit plan number (PN) ▶	<u>001</u>	
1c Effective date of plan <u>07/01/1956</u>			
2a Plan sponsor's name and address (employer, if for a single-employer plan) (Address should include room or suite no.) <u>THE BURGER IRON COMPANY</u> <u>P.O. BOX 2219</u> <u>AKRON, OH 44309</u>	2b Employer Identification Number (EIN) <u>34-0122750</u>	2c Sponsor's telephone number <u>330-253-5121</u>	
2d Business code (see instructions) <u>332300</u>			

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.	<u>04/14/2011</u>	<u>RICHARD KEARNS</u>
	Signature of plan administrator	Date	Enter name of individual signing as plan administrator
SIGN HERE	Filed with authorized/valid electronic signature.	<u>04/14/2011</u>	<u>RICHARD KEARNS</u>
	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

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

Form 5500 (2009)
v.092307.1

3a Plan administrator's name and address (if same as plan sponsor, enter "Same") THE BURGER IRON COMPANY P.O. BOX 2219 AKRON, OH 44309	3b Administrator's EIN 34-0122750 3c Administrator's telephone number 330-253-5121
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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
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5 Total number of participants at the beginning of the plan year	5	127
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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	13
b Retired or separated participants receiving benefits.....	6b	45
c Other retired or separated participants entitled to future benefits.....	6c	61
d Subtotal. Add lines 6a , 6b , and 6c	6d	119
e Deceased participants whose beneficiaries are receiving or are entitled to receive benefits.....	6e	7
f Total. Add lines 6d and 6e	6f	126
g Number of participants with account balances as of the end of the plan year (only defined contribution plans complete this item).....	6g	
h Number of participants that terminated employment during the plan year with accrued benefits that were less than 100% vested.....	6h	0
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:
 1A 1G

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)	9b Plan benefit arrangement (check all that apply)
(1) ☐ Insurance	(1) ☐ Insurance
(2) ☐ Code section 412(e)(3) insurance contracts	(2) ☐ Code section 412(e)(3) insurance contracts
(3) ☒ Trust	(3) ☒ Trust
(4) ☐ General assets of the sponsor	(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)** ☒ **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)** ☒ **H** (Financial Information)
(2) ☐ **I** (Financial Information – Small Plan)
(3) ☐ **A** (Insurance Information)
(4) ☒ **C** (Service Provider Information)
(5) ☐ **D** (DFE/Participating Plan Information)
(6) ☐ **G** (Financial Transaction Schedules)

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
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For calendar plan year 2009 or fiscal plan year beginning 07/01/2009 and ending 06/30/2010

▶ **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>BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME 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>THE BURGER IRON COMPANY</u>	D Employer Identification Number (EIN) <u>34-0122750</u>
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 <u>07</u> Day <u>01</u> Year <u>2009</u>	
2 Assets:	
a Market value	2a <u>4568952</u>
b Actuarial value	2b <u>5025847</u>
3 Funding target/participant count breakdown	
	(1) Number of participants (2) Funding Target
a For retired participants and beneficiaries receiving payment	3a <u>50</u> <u>3548442</u>
b For terminated vested participants	3b <u>59</u> <u>900716</u>
c For active participants:	
(1) Non-vested benefits	3c(1) <u>0</u>
(2) Vested benefits	3c(2) <u>2120224</u>
(3) Total active	3c(3) <u>18</u> <u>2120224</u>
d Total	3d <u>127</u> <u>6569382</u>
4 If the plan is at-risk, check the box and complete items (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 <u>7.47</u> %
6 Target normal cost	6 <u>31000</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>04/05/2011</u>
Signature of actuary <u>SETH H. PITASKY, EA, MAAA, MSPA</u>	Date <u>11-07321</u>
Type or print name of actuary <u>SUMMIT RETIREMENT PLAN SERVICES INC</u>	Most recent enrollment number <u>330-983-0538</u>
Firm name <u>13680 CLEVELAND AVENUE NW</u> <u>UNIONTOWN, OH 44685</u>	Telephone number (including area code)
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)	785	0
8	Portion used to offset prior year's funding requirement (Item 35 from prior year)	785	0
9	Amount remaining (Item 7 minus item 8).....	0	0
10	Interest on item 9 using prior year's actual return of _____ %		
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>6.65</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	76.50 %
15	Adjusted funding target attainment percentage.....	15	76.49 %
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	80.32 %
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
12/30/2009	35491	0			
04/15/2010	90000	0			
07/15/2010	36000	0			
03/15/2011	105000	0			
Totals ►			18(b)	266491	18(c) 0

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	244840
20 Quarterly contributions and liquidity shortfalls:		
a Did the plan have a "funding shortfall" for the prior year?	☒ Yes ☐ No	
b If 20a is "Yes," were required quarterly installments for the current year made in a timely manner?	☐ Yes ☒ 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
0	0	0	0

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

21 Discount rate:				
a Segment rates:	1st segment: %	2nd segment: %	3rd segment: %	☒ N/A, full yield curve used
b Applicable month (enter code)				21b 3
22 Weighted average retirement age				22 65
23 Mortality table(s) (see instructions) ☐ Prescribed - combined ☒ Prescribed - separate ☐ 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.	☐ Yes ☒ No
25 Has a method change been made for the current plan year? If "Yes," see instructions regarding required attachment.	☐ Yes ☒ No
26 Is the plan required to provide a Schedule of Active Participants? If "Yes," see instructions regarding required attachment.....	☒ Yes ☐ 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	31000
32 Amortization installments:	Outstanding Balance	Installment
a Net shortfall amortization installment	1150284	211294
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	242294
	Carryover balance	Prefunding balance
35 Balances used to offset funding requirement		0
36 Additional cash requirement (item 34 minus item 35).....	36	242294
37 Contributions allocated toward minimum required contribution for current year adjusted to valuation date (Item 19c).....	37	244840
38 Interest-adjusted excess contributions for current year (see instructions).....	38	2546
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	0

SCHEDULE C (Form 5500) Department of the Treasury Internal Revenue Service Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation	Service Provider Information 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.	OMB No. 1210-0110
		2009
		This Form is Open to Public Inspection.
For calendar plan year 2009 or fiscal plan year beginning 07/01/2009 and ending 06/30/2010		
A Name of plan BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN		B Three-digit plan number (PN) ▶ 001
C Plan sponsor's name as shown on line 2a of Form 5500 THE BURGER IRON COMPANY		D Employer Identification Number (EIN) 34-0122750

Part I	Service Provider Information (see instructions)
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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

(b) Enter name and EIN or address of person who provided you disclosure 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)

MFS

04-2864897

(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?
28 50	NONE	17383	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 ☐

(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
(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.	
(a) Enter service provider name as it appears on line 2	(b) Service Codes (see instructions)	(c) Enter amount of indirect compensation
(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.	
(a) Enter service provider name as it appears on line 2	(b) Service Codes (see instructions)	(c) Enter amount of indirect compensation
(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.	

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
(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
(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

Part III Termination Information on Accountants and Enrolled Actuaries (see instructions)
(complete as many entries as needed)

a Name:	BUCK CONSULTANTS, LLC	b EIN:	13-3954297
c Position:	ACTUARY		
d Address:	ONE NORTH DEARBORN STREET SUITE 1400 CHICAGO, IL 60602-4336	e Telephone:	312-846-3553
Explanation:		SWITCHED TO A LOCAL ACTUARIAL FIRM	

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 07/01/2009 and ending 06/30/2010		
A Name of plan BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN	B Three-digit plan number (PN) ►	001
C Plan sponsor's name as shown on line 2a of Form 5500 THE BURGER IRON COMPANY	D Employer Identification Number (EIN) 34-0122750	

Part I	Asset and Liability Statement
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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)		
(2) Participant contributions	1b(2)		
(3) Other.....	1b(3)		
c General investments:			
(1) Interest-bearing cash (include money market accounts & certificates of deposit)	1c(1)	246524	240676
(2) U.S. Government securities.....	1c(2)	1061389	1001281
(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)	2881154	3208892
(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)		
(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)	228171	259158
(14) Value of funds held in insurance company general account (unallocated contracts).....	1c(14)		
(15) Other	1c(15)		

1d Employer-related investments:

		(a) Beginning of Year	(b) End of Year
(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	4417238	4710007

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 through 1j)	1k	0	0

Net Assets

l Net assets (subtract line 1k from line 1f)	1l	4417238	4710007
---	-----------	---------	---------

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 Contributions:**

		(a) Amount	(b) Total
(1) Received or receivable in cash from: (A) Employers	2a(1)(A)	280909	
(B) Participants	2a(1)(B)		
(C) Others (including rollovers)	2a(1)(C)		
(2) Noncash contributions	2a(2)		
(3) Total contributions. Add lines 2a(1)(A) , (B) , (C) , and line 2a(2)	2a(3)		280909

b Earnings on investments:**(1) Interest:**

(A) Interest-bearing cash (including money market accounts and certificates of deposit)	2b(1)(A)	24	
(B) U.S. Government securities	2b(1)(B)	41310	
(C) Corporate debt instruments	2b(1)(C)		
(D) Loans (other than to participants)	2b(1)(D)		
(E) Participant loans	2b(1)(E)		
(F) Other	2b(1)(F)		
(G) Total interest. Add lines 2b(1)(A) through (F)	2b(1)(G)		41334

(2) Dividends: (A) Preferred stock	2b(2)(A)		
(B) Common stock	2b(2)(B)	87206	
(C) Registered investment company shares (e.g. mutual funds)	2b(2)(C)		
(D) Total dividends. Add lines 2b(2)(A) , (B) , and (C)	2b(2)(D)		87206

(3) Rents	2b(3)		
-----------------	--------------	--	--

(4) Net gain (loss) on sale of assets: (A) Aggregate proceeds	2b(4)(A)	2460797	
(B) Aggregate carrying amount (see instructions)	2b(4)(B)	2574354	
(C) Subtract line 2b(4)(B) from line 2b(4)(A) and enter result	2b(4)(C)		-113557

		(a) Amount	(b) Total
2b (5) Unrealized appreciation (depreciation) of assets: (A) Real estate.....	2b(5)(A)		
(B) Other	2b(5)(B)	432514	
(C) Total unrealized appreciation of assets. Add lines 2b(5)(A) and (B)	2b(5)(C)		432514
(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)		30985
c Other income.....	2c		
d Total income. Add all income amounts in column (b) and enter total.....	2d		759391

Expenses

e Benefit payment and payments to provide benefits:			
(1) Directly to participants or beneficiaries, including direct rollovers	2e(1)	433897	
(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)		433897
f Corrective distributions (see instructions)	2f		
g Certain deemed distributions of participant loans (see instructions).....	2g		
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)	23219	
(4) Other	2i(4)	9506	
(5) Total administrative expenses. Add lines 2i(1) through (4)	2i(5)		32725
j Total expenses. Add all expense amounts in column (b) and enter total.....	2j		466622

Net Income and Reconciliation

k Net income (loss). Subtract line 2j from line 2d	2k		292769
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) ☐ 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 ☐ No

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

(1) Name: **SS & G FINANCIAL SERVICES, INC.**

(2) EIN: **34-1945695**

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.).....		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.).....		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.)		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.).....		X	
e Was this plan covered by a fidelity bond?.....	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?		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?		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?		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.).....	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.).....	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?.....		X	
l Has the plan failed to provide any benefit when due under the plan?		X	
m If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.).....			
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.			

- 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.
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For calendar plan year 2009 or fiscal plan year beginning 07/01/2009 and ending 06/30/2010

A Name of plan <u>BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN</u>	B Three-digit plan number (PN) ▶ <u>001</u>
C Plan sponsor's name as shown on line 2a of Form 5500 <u>THE BURGER IRON COMPANY</u>	D Employer Identification Number (EIN) <u>34-0122750</u>

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	<u>0</u>
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): <u>34-1596224</u>		
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	<u>0</u>

Part II	Funding Information (If the plan is not subject to the minimum funding requirements of section 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

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

Schedule R (Form 5500) 2009
v.092308.1

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): _____

- 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): _____

**THE BURGER
IRON COMPANY
SALARIED
EMPLOYEES'
RETIREMENT
INCOME PLAN**

***FINANCIAL
STATEMENTS AND
SUPPLEMENTAL
SCHEDULES
(MODIFIED CASH BASIS)***

***FOR THE
YEARS ENDED
JUNE 30,
2010 AND 2009***

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

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INDEPENDENT AUDITORS' REPORT

Akron Office
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Akron, Ohio 44333
(330) 668-9696
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www.SSandG.com

Pension Committee
The Burger Iron Company
Salaried Employees' Retirement Income Plan
Akron, Ohio

We were engaged to audit the accompanying financial statements and supplemental schedules (modified cash basis) of The Burger Iron Company Salaried Employees' Retirement Income Plan as of June 30, 2010 and 2009, and for the years then ended, as listed in the accompanying table of contents. These financial statements and supplemental schedules (modified cash basis) are the responsibility of the Plan's management.

As permitted by 29 CFR 2520.103-8 of the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974, the Plan administrator instructed us not to perform, and we did not perform, any auditing procedures with respect to the investment information summarized in Note C, which was certified by FirstMerit Trust Company, one of the trustees/custodians of the Plan in 2010 and 2009, except for comparing such information with the related information included in the financial statements and supplemental schedules (modified cash basis). We have been informed by the Plan administrator that this trustee holds a portion of the Plan's investment assets and executes investment transactions. The Plan administrator has obtained a certification from the trustee as of and for the years ended June 30, 2010 and 2009, that the information provided to the Plan administrator by the trustee is complete and accurate.

As described in Note B, the financial statements and supplemental schedules (modified cash basis) referred to above were prepared on a modified cash basis of accounting, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States.

Because of the significance of the information that we did not audit, we are unable to, and do not, express an opinion on the accompanying financial statements and supplemental schedules (modified cash basis) taken as a whole. The form and content of the information included in the financial statements and schedules (modified cash basis), other than that derived from the investment information certified by the trustee, have been audited by us in accordance with auditing standards generally accepted in the United States and, in our opinion, are presented in compliance with the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974.

SS&G Financial Services, Inc.
CERTIFIED PUBLIC ACCOUNTANTS

April 13, 2011

***Providing the
services that
bring solutions.***

member of:
OSCPA, PCAOB, the AICPA's
Center for Public Company
Audit Firms, and The Leading
Edge Alliance.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

STATEMENTS OF NET ASSETS AVAILABLE FOR BENEFITS
(MODIFIED CASH BASIS)

	JUNE 30,	
	<u>2010</u>	<u>2009</u>
ASSETS		
Investments, at fair value:		
Money market funds	\$ 240,676	\$ 246,524
United States Treasury notes	1,001,281	1,061,389
Mutual fund	259,158	228,171
Common stocks	<u>3,208,892</u>	<u>2,881,154</u>
NET ASSETS AVAILABLE FOR BENEFITS	<u>\$ 4,710,007</u>	<u>\$ 4,417,238</u>

See accompanying notes to financial statements.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

**STATEMENTS OF CHANGES IN NET ASSETS AVAILABLE
FOR BENEFITS (MODIFIED CASH BASIS)**

	FOR THE YEARS ENDED JUNE 30,	
	<u>2010</u>	<u>2009</u>
ADDITIONS TO NET ASSETS ATTRIBUTED TO:		
Employer contributions	\$ 280,909	\$ 250
Investment income:		
Net realized and unrealized appreciation in fair value of investments	347,437	-
Interest	47,184	57,129
Dividends	<u>83,861</u>	<u>93,849</u>
	<u>478,482</u>	<u>150,978</u>
Total additions	759,391	151,228
DEDUCTIONS FROM NET ASSETS ATTRIBUTED TO:		
Net realized and unrealized depreciation in fair value of investments	-	1,097,640
Benefits paid directly to participants	433,897	446,786
Administrative expenses	<u>32,725</u>	<u>30,475</u>
Total deductions	<u>466,622</u>	<u>1,574,901</u>
NET INCREASE (DECREASE)	292,769	(1,423,673)
NET ASSETS AVAILABLE FOR BENEFITS, BEGINNING OF YEAR	<u>4,417,238</u>	<u>5,840,911</u>
NET ASSETS AVAILABLE FOR BENEFITS, END OF YEAR	<u>\$ 4,710,007</u>	<u>\$ 4,417,238</u>

See accompanying notes to financial statements.

THE BURGER IRON COMPANY

SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE A - Description of the Plan

General

The Burger Iron Company Salaried Employees' Retirement Income Plan (the Plan) is a non-contributory defined benefit pension plan that covers substantially all salaried employees of The Burger Iron Company and Subsidiaries (the Company and Plan administrator). Participants vest in the Plan after five years of credited service. Benefits are based on each participant's years of credited service and compensation. Effective October 31, 2006, the Plan was frozen and participants do not accrue service or earnings for benefit payment calculation purposes subsequent to that date.

The Company has agreed to voluntarily contribute amounts to the Plan based on actuarial valuations. The Company's present intention is to make annual contributions in amounts sufficient to fund the Plan's current year's service cost and the initial past service cost plus interest over a period of 30 years. The contributions of the Company are made in amounts sufficient to meet the minimum funding requirements of the Employee Retirement Income Security Act of 1974 (ERISA).

Should the Plan terminate at some future time, its net assets will generally not be available on a pro rata basis to provide participants' benefits. Whether a particular participant's accumulated plan benefits will be paid depends on both the priority of those benefits and the level of benefits guaranteed by the Pension Benefit Guaranty Corporation (PBGC) at that time. Some benefits may be fully or partially provided for by the then-existing assets and the PBGC guarantee, while other benefits may not be provided for at all.

Information about the Plan agreement, the vesting and benefit provisions, and the PBGC's benefit guarantee is contained in the Summary Plan Description for The Burger Iron Company Salaried Employees' Retirement Income Plan. Copies of this document are available from the Plan administrator.

NOTE B - Summary of significant accounting policies

Basis of presentation

The financial statements and supplemental schedules of the Plan are prepared on a modified cash basis which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States. Under this basis, investments are reported at fair value, net realized and unrealized depreciation in fair value of investments is recognized, contributions, interest and dividends are recognized when received rather than as earned, and expenses are recognized when paid rather than as incurred.

Investment valuation and income recognition

Investments are reported at fair value. Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. See Note I for discussion of fair value measurements.

Purchases and sales of investments are reflected on a trade date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date.

THE BURGER IRON COMPANY

SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE B - Summary of significant accounting policies, continued

Actuarial present value of accumulated plan benefits

Accumulated plan benefits (see Note E) are those estimated future periodic payments, including lump-sum distributions that are attributable under the Plan's provisions to services rendered by the employees to the valuation date. Accumulated plan benefits include benefits expected to be paid to (a) retired or terminated employees or their beneficiaries, and (b) present employees or their beneficiaries. Benefits for retired or terminated employees or their beneficiaries are based on employees' compensation during their last five years of credited services. The accumulated plan benefits for active employees are based on their average compensation during the five years preceding the valuation date. Benefits payable under all circumstances – retirement, death, disability, and termination of employment – are included, to the extent they are deemed attributable to employee service rendered to the valuation date.

Use of estimates

The preparation of financial statements (modified cash basis) requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

Recent accounting pronouncements

In June 2009, the Financial Accounting Standards Board (FASB) established The Accounting Standards Codification (the "Codification" or "ASC") as the single source of authoritative accounting guidance. The Codification did not change generally accepted accounting principles but rather enhanced the way accounting principles are organized. The Codification was effective for any fiscal year ending after September 15, 2009.

In April 2009, the FASB issued updated guidance related to disclosure requirements for fair value measurements to require a plan to report and define its major equity and debt security types based on the nature and risks of the related investment. The additional fair value disclosures were effective for periods ending on or after June 15, 2009 and have been implemented in these financial statements. As disclosed in Note I, the guidance was applied prospectively for 2009. The adoption had no material effect upon the Plan's net assets available for benefits.

Subsequent Events

The Plan has evaluated subsequent events through April 13, 2011, the date the financial statements were available to be issued.

NOTE C - Information certified by Trustee (unaudited)

The following is a summary of the investment information regarding the Plan as of June 30, 2010 and 2009, and for the years then ended, included in the Plan's financial statements and supplemental schedules, that was prepared by or derived from information certified by FirstMerit Trust Company, one of the trustees/custodians of the Plan during 2010 and 2009, and furnished to the Plan administrator.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE C - Information certified by Trustee (unaudited), continued

The Plan administrator has obtained certifications from this trustee that such information is complete and accurate.

	<u>June 30,</u>	
	<u>2010</u>	<u>2009</u>
Investments:		
Money market funds	\$ 109,923	\$ 142,029
United States Treasury notes	1,001,281	1,061,389
	<u>For the years ended</u>	
	<u>June 30,</u>	
	<u>2010</u>	<u>2009</u>
Investment income:		
Interest	\$ 47,161	\$ 55,570
Dividends	-	10,628
Net appreciation		
in fair value of investments	16,679	37,447

NOTE D - Investments

A portion of Plan investments is held by additional custodians: LPL Financial (LPL) and The Vanguard Group (Vanguard). The investments held by LPL and Vanguard are not certified, therefore audit procedures were performed on these investments.

During 2010 and 2009, the Plan's investments held by FirstMerit Trust Company, LPL and Vanguard (including investments bought, sold, as well as held during the year) appreciated (depreciated) in fair value as follows:

	<u>2010</u>	<u>2009</u>
Net realized and unrealized appreciation (depreciation)		
in fair value of investments:		
United States Treasury notes	\$ 16,679	\$ 37,447
Mutual fund	28,481	(181,671)
Common stocks	302,277	(953,416)
	<u>\$ 347,437</u>	<u>\$ (1,097,640)</u>

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE D - Investments, continued

The fair value of the individual investments that represent 5% or more of the Plan's net assets are as follows:

	<u>June 30,</u>	
	<u>2010</u>	<u>2009</u>
FirstMerit Trust Company United States Treasury notes, \$280,000 par value, 3.875%, February 15, 2013	\$ 302,464	\$ 298,486
FirstMerit Trust Company United States Treasury notes, \$330,000 and \$350,000 par value, respectively, 4.000%, February 15, 2014	361,838	374,528
Vanguard Growth Index Fund (11,175.42 and 11,044.12 shares, respectively)	259,158	228,171

NOTE E - Accumulated plan benefits

Accumulated plan benefits are those future periodic payments, including lump-sum distributions that are attributable, under the Plan's provisions, to the service the employees have rendered. Accumulated plan benefits include benefits expected to be paid to retired or terminated employees or their spouses, and spouses of employees who have died. Benefits under the Plan are based on employees' compensation during years of credited service. Benefits payable under all circumstances - retirement, death, disability, and termination of employment - are included, to the extent they are deemed attributable to employee service rendered to the valuation date.

The actuarial present value of accumulated plan benefits is determined by actuaries from Summit Retirement Plan Services, Inc. and Buck Consultants at June 30, 2010 and 2009, respectively, and is that amount that results from applying actuarial assumptions to adjust the accumulated plan benefits to reflect the time value of money (through discounts for interest) and the probability of payment (by means of decrements such as for death, disability, withdrawal, or retirement) between the valuation date and the expected date of payment.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE E - Accumulated plan benefits, continued

Significant assumptions underlying the actuarial computations are as follows:

Actuarial cost method	Unit Credit Cost Method
Assumed rate of return on investments	8.00% and 8.25% per annum, compounded annually as of June 30, 2010 and 2009, respectively
Mortality basis	RP-2000 Healthy Annuitant Table
Withdrawal	The rates at the following illustrative ages indicate the withdrawal assumptions:

<u>Attained Age</u>	<u>Rates of Withdrawal</u>	
	<u>Males</u>	<u>Females</u>
20	.15	.25
30	.069	.099
40	.028	.049
50	.004	.017
55	-	.004
60 and over	-	-

Retirement	Age 65, or attained age, if later
------------	-----------------------------------

The accumulated plan benefits information as of the end of each Plan year is as follows:

	<u>June 30</u>	
	<u>2010</u>	<u>2009</u>
Actuarial present value of accumulated plan benefits:		
Vested benefits:		
Retired employees receiving benefits	\$ 3,336,129	\$ 3,342,134
Active and terminated employees not presently receiving benefits	<u>2,621,862</u>	<u>2,787,728</u>
	<u>\$ 5,957,991</u>	<u>\$ 6,129,862</u>

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE E - Accumulated plan benefits, continued

The changes in accumulated plan benefits during the year ended June 30, 2010, were as follows:

Actuarial present value of accumulated plan benefits, beginning of year	\$ 6,129,862
Increase (decrease) during the year attributable to:	
Benefit payments	(433,897)
Interest due to decrease in discount period	486,324
Assumption changes	125,367
Benefits accumulated	<u>(349,665)</u>
	<u>(171,871)</u>
Actuarial present value of accumulated plan benefits, end of year	<u>\$ 5,957,991</u>

These actuarial assumptions are based on the presumption that the Plan will continue. Were the Plan to terminate, different actuarial assumptions and other factors might be applicable in determining the actuarial present value of accumulated plan benefits.

NOTE F - Tax status

The Plan received its latest determination letter from the Internal Revenue Service dated February 12, 2003, stating that the Plan is qualified under Section 401(a) of the Internal Revenue Code (the Code) and, therefore, the related trust is exempt from taxation. Once qualified, the Plan is required to operate in conformity with the Code to maintain its qualification. The Plan has been amended since receiving the determination letter. However, the Plan administrator and the Plan's tax counsel believe that the Plan is currently designed and being operated in compliance with the applicable requirements of the Code and, therefore, believes that the Plan is qualified and the related trust is tax exempt.

NOTE G - Transactions with parties-in-interest

Fees paid during the years for professional services rendered by parties-in-interest were based on customary and reasonable rates for such services. All administrative fees are paid by the Plan, except for accounting services, PBGC premiums and actuarial fees which are paid by the Company.

THE BURGER IRON COMPANY

SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE H - Risks and uncertainties

The Plan invests in various investment securities. Investment securities are exposed to various risks such as interest rate, market and credit risks. Due to the level of risk associated with certain investment securities, it is at least reasonably possible that changes in the values of investment securities will occur in the near term and that such changes could materially affect the amounts reported in the statements of net assets available for benefits.

Plan contributions are made and the actuarial present value of accumulated plan benefits are reported based on certain assumptions pertaining to interest rates, inflation rates and employee demographics, all of which are subject to change. Due to uncertainties inherent in the estimation and assumption processes, it is at least reasonably possible that changes in these estimates and assumptions in the near term could materially affect the amounts reported and disclosed in the financial statements.

NOTE I - Fair value measurements

The ASC Topic *Fair Value Measurements and Disclosure* defines fair value and provides guidance for measuring fair value and expands disclosures about fair value measurements in accordance with accounting principles generally accepted in the United States of America. *Fair Value Measurements and Disclosure* does not require any new fair value measurements, but rather applies to all other accounting pronouncements that require or permit fair value measurements.

Fair Value Measurements and Disclosure establishes a framework for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1 measurements) and the lowest priority to unobserved inputs (Level 3 measurements). The three levels of the fair value hierarchy are described below:

- Level 1: Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Plan has the ability to access.
- Level 2: Inputs to the valuation methodology include:
- Quoted prices for similar assets or liabilities in active markets;
 - Quoted prices for identical or similar assets or liabilities in inactive markets;
 - Inputs other than quoted prices that are observable for the asset or liability;
 - Inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 inputs must be observable for substantially the full term of the asset or liability.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE I - Fair value measurements, continued

Level 3: Inputs to the valuation methodology are unobservable and significant to the fair value measurements.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs.

Following is a description of the valuation methodologies used for assets measured at fair value. There have been no changes in the methodologies used at June 30, 2010 and 2009.

Money market funds: Valued at \$1 per unit including applicable interest and fees.

Common stocks and United States treasury notes: Valued at the closing price reported on the active market on which the individual securities are traded.

Mutual fund: Valued at the net asset value of shares held by the Plan at year-end.

The methods described above may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, while the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

The following table sets forth by level, within the fair value hierarchy, the Plan's assets at fair value as of June 30, 2010 and 2009:

	Fair Value Measurements at June 30, 2010 Using			
	Level 1	Level 2	Level 3	Total
Money market funds	\$ -	\$ 240,676	\$ -	\$ 240,676
United States Treasury notes	1,001,281	-	-	1,001,281
Mutual fund:				
Growth Index Signal	259,158	-	-	259,158
Common stocks				
Large Cap U.S. Growth	638,649	-	-	638,649
Large Cap U.S. Blend	52,768	-	-	52,768
Large Cap U.S. Value	1,331,984	-	-	1,331,984
Mid Cap U.S. Growth	134,739	-	-	134,739

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE I - Fair value measurements, continued

Fair Value Measurements at June 30, 2010 Using				
	<u>Level 1</u>	<u>Level 2</u>	<u>Level 3</u>	<u>Total</u>
Mid Cap U.S. Blend	\$ 12,580	\$ -	\$ -	\$ 12,580
Mid Cap U.S. Value	119,920	-	-	119,920
Small Cap U.S. Growth	237,511	-	-	237,511
Small Cap U.S. Value	81,281	-	-	81,281
Real Estate Investment Trust	17,778	-	-	17,778
Large Cap Foreign	564,452	-	-	564,452
Small Cap Foreign	5,789	-	-	5,789
Miscellaneous	<u>11,441</u>	<u>-</u>	<u>-</u>	<u>11,441</u>
Total Common stocks	<u>3,208,892</u>	<u>-</u>	<u>-</u>	<u>3,208,892</u>
Total assets at fair value	<u>\$ 4,469,331</u>	<u>\$ 240,676</u>	<u>\$ -</u>	<u>\$ 4,710,007</u>

Fair Value Measurements at June 30, 2009 Using				
	<u>Level 1</u>	<u>Level 2</u>	<u>Level 3</u>	<u>Total</u>
Money market funds	\$ -	\$ 246,524	\$ -	\$ 246,524
United States Treasury notes	1,061,389	-	-	1,061,389
Mutual fund	228,171	-	-	228,171
Common stocks	<u>2,881,154</u>	<u>-</u>	<u>-</u>	<u>2,881,154</u>
Total assets at fair value	<u>\$ 4,170,714</u>	<u>\$ 246,524</u>	<u>\$ -</u>	<u>\$ 4,417,238</u>

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
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For calendar plan year 2009 or fiscal plan year beginning 07/01/2009 and ending 06/30/2010

► 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 BURGER IRON COMPANY SALARIED EMPLOYEES RETIREMENT INCOME	B Three-digit plan number (PN)	001
C Plan sponsor's name as shown on line 2a of Form 5500 or 5500-SF THE BURGER IRON COMPANY	D Employer Identification Number (EIN) 34-0122750	
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 <u>07</u> Day <u>01</u> Year <u>2009</u>			
2 Assets:			
a Market value	2a	4568952	
b Actuarial value	2b	5025847	
3 Funding target/participant count breakdown	(1) Number of participants		(2) Funding Target
a For retired participants and beneficiaries receiving payment	3a	50	3548442
b For terminated vested participants	3b	59	900716
c For active participants:			
(1) Non-vested benefits	3c(1)		0
(2) Vested benefits	3c(2)		2120224
(3) Total active	3c(3)	18	2120224
d Total	3d	127	6569382
4 If the plan is at-risk, check the box and complete items (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	7.47%	
6 Target normal cost	6	31000	

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	SETH H. PITASKY, EA, MAAA, MSPA 
Signature of actuary	
SETH H. PITASKY, EA, MAAA, MSPA	
Type or print name of actuary	
SUMMIT RETIREMENT PLAN SERVICES INC	
Firm name	
13680 CLEVELAND AVENUE NW UNIONTOWN OH 44685	
Address of the firm	
Date 4/5/2011 1107321 Most recent enrollment number 330-983-0538 Telephone number (including area code)	

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)	785	0
8	Portion used to offset prior year's funding requirement (Item 35 from prior year)	785	0
9	Amount remaining (Item 7 minus item 8)	0	0
10	Interest on item 9 using prior year's actual return of _____%		
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>6.65</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	76.50%
14	Funding target attainment percentage		
15	Adjusted funding target attainment percentage	15	76.49%
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	80.32%
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
12/30/2009	35491	0			
04/15/2010	90000	0			
07/15/2010	36000	0			
03/15/2011	105000	0			
Totals ►			18(b)	266491	18(c)
					0

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 244840
20 Quarterly contributions and liquidity shortfalls:	
a Did the plan have a "funding shortfall" for the prior year? ☒ Yes ☐ No	
b If 20a is "Yes," were required quarterly installments for the current year made in a timely manner? ☐ Yes ☒ 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: %	2nd segment: %	3rd segment: %	☒ N/A, full yield curve used
b Applicable month (enter code)				21b 3
22 Weighted average retirement age				22 65
23 Mortality table(s) (see instructions) ☐ Prescribed - combined ☒ Prescribed - separate ☐ 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.	☐ Yes ☒ No
25 Has a method change been made for the current plan year? If "Yes," see instructions regarding required attachment.	☐ Yes ☒ No
26 Is the plan required to provide a Schedule of Active Participants? If "Yes," see instructions regarding required attachment.	☒ Yes ☐ 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	31000
32 Amortization installments:	Outstanding Balance	Installment
a Net shortfall amortization installment	1150284	211294
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	242294
	Carryover balance	Prefunding balance
35 Balances used to offset funding requirement		0
36 Additional cash requirement (item 34 minus item 35)	36	242294
37 Contributions allocated toward minimum required contribution for current year adjusted to valuation date (Item 19c)	37	244840
38 Interest-adjusted excess contributions for current year (see instructions)	38	2546
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	0

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan
Schedule SB, Line 19- Discounted Employer Contributions
Plan EIN: 34-0122750
Plan Number: 001
Valuation Date: 7/1/2009

Total Contributed: \$ 266,491.00

Total Discounted
to Valuation Date: \$ 244,840.00

Date	Amount	Plan Year	Effective Rate of Interest	Discounted Amount	Penalty Rate of Interest	Additional Discounted Amount	Value As of Valuation Date
12/30/2009	\$ 35,491.00	2009	7.47%	\$ 34,239.00	12.47%	\$ 323.00	\$ 33,916.00
04/15/2010	\$ 90,000.00	2009	7.47%	\$ 85,027.00	12.47%	\$ 377.00	\$ 84,650.00
07/15/2010	\$ 36,000.00	2009	7.47%	\$ 33,405.00	12.47%	\$ -	\$ 33,405.00
03/15/2011	\$ 105,000.00	2009	7.47%	\$ 92,869.00	12.47%	\$ -	\$ 92,869.00

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan

Plan EIN: 34-0122750

Plan Number: 001

Schedule SB, Line 22 – Description of Weighted Average Retirement Age

Each participant is assumed to retire at his/her normal retirement age of 65.

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan

Plan EIN: 34-0122750

Plan Number: 001

Schedule SB, Part V - Statement of Actuarial Assumptions/Methods

ACTUARIAL COST METHODS

Traditional Unit Credit

The actuarial cost method used in the valuation was the unit credit cost method.

The normal cost is the sum of all the individual normal costs for each participant. For active participants, the individual normal cost is the present value of the benefit earned during the year being valued. For active participants whose credited service equals or exceeds the plan maximum, if any, and for non-active participants, the normal cost is zero.

The actuarial accrued liability is the sum of the individual accrued liabilities for all participants. The individual accrued liability for an active participant is the present value of the accrued benefit as of the valuation date. The unfunded liability is the actuarial accrued liability less the valuation assets.

The total annual cost of the plan is the normal cost plus an amount to amortize the shortfall amount.

Projected Unit Credit

The actuarial cost method used in the development of the maximum contribution and the at-risk liabilities was the projected unit credit cost method.

Under this method, the normal cost is the sum of the individual normal costs for all participants. For an active participant, the individual normal cost is the present value at the current age of the projected benefit at the assumed retirement age, based on the actuarial assumptions, divided by the participant's expected years of credited service at that age. For a non-active participant, the normal cost is zero.

The actuarial accrued liability is the sum of the individual accrued liabilities for all plan participants. For an active participant, the individual accrued liability is the product of the normal cost and the total years of credited service at the current age. For non-active participants, the individual accrued liability is the present value at the current age of future benefits. The unfunded actuarial accrued liability equals the actuarial accrued liability less the valuation assets.

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan

Plan EIN: 34-0122750

Plan Number: 001

Schedule SB, Part V - Statement of Actuarial Assumptions/Methods (Continued)

ACTUARIAL METHOD AND ASSUMPTIONS

A summary of the actuarial assumptions used in the valuation is presented below:

Valuation Assets – Assets averaged over a two-year period, adjusted for expected earnings and principal transactions, as prescribed under the Pension Protection Act of 2006.

Mandated Discount Rates

April 2009 Yield Curve

Plan's Effective Interest Rate: 7.47%

Financial Accounting Standards Board No. 35 Rates:

Current Year: 8.25%

Prior Year: 8.25%

Salary Scale - Salary increases were not assumed in the valuation.

Retirement Rates - Employees were assumed to retire upon reaching eligibility for Normal Retirement.

Termination - Termination rates were assumed in the valuation. Employees were assumed to terminate in accordance with the sample rates shown below:

<u>Age</u>	<u>Males</u>	<u>Females</u>
20	15.0%	25.0%
25	9.9%	15.0%
30	6.9%	9.9%
35	4.9%	6.9%
40	2.8%	4.9%
45	1.7%	2.8%
50	0.4%	1.7%
55	0.0%	0.4%
60	0.0%	0.0%

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan

Plan EIN: 34-0122750

Plan Number: 001

Schedule SB, Part V - Statement of Actuarial Assumptions/Methods (Continued)

Mortality

Annuitant	RP-2000 Healthy Annuitant Table projected to 2016
Non-Annuitant	RP-2000 Employees Table projected to 2024

Rates of Disablement – None.

Administrative Expenses - Expenses of \$31,000 per annum were assumed.

Percent Married - 100% of males and 100% of females were assumed to be married.

Age of Spouse - The female spouse is assumed to be 3 years younger than the male spouse.

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan

Plan EIN: 34-0122750

Plan Number: 001

Schedule SB, Part V - Summary of Plan Provisions

A summary of the major plan provisions used in the valuation is presented below:

Plan effective date: July 1, 1956.

Eligibility requirements: The first of the month coincident with or next following employment if you are a salaried Employee.

The Normal Retirement Benefit is the summation of (1) and (2):

- (1) 50% of your average monthly compensation multiplied by years of service (up to 35 years) and divided by 35, minus the smallest of
 - a. 25% of average monthly compensation multiplied by years of service (up to 35 years) and divided by 35,
 - b. 3/4% (0.75%) of average monthly compensation or covered compensation* (whichever is smaller) multiplied by years of service (up to 35 years), and
 - c. 50% of your monthly Social Security benefit multiplied by years of service (up to 35 years) and divided by 35,

(plus)

- (2) ½% (0.50%) of average monthly compensation for each year of service over 35 years.

The benefit described above will not be less than the employee's accrued benefit as of June 30, 1983 and December 7, 1993.

Normal retirement eligibility: Upon the attainment of age 65.

Normal retirement benefit: Unreduced accrued benefit payable immediately.

Normal form of benefit:

Married members - A pension payable for life. However, members are required by law to receive a reduced qualified joint and survivor benefit unless formally elected otherwise.

Single members - A pension payable for life.

Early retirement eligibility: Upon the attainment of age 55 and completion of 10 years of service.

Early retirement benefit: An eligible participant may receive either (1) or (2).

- (1) The accrued benefit payable immediately with a reduction of 5/9^{ths} of one percent for each complete calendar month, up to 60 months, by which his early retirement pension commencement date precedes his Normal Retirement Date, and an additional 5/18% for each month in excess of 60.
- (2) The accrued benefit payable at age 65 in an amount equal to his Normal Retirement Benefit, but based only on credited service up until his early retirement.

Disability retirement eligibility: Upon disablement after completion of 10 years of service.

Disability retirement benefit: Benefit based upon the continuation of service and current rates until his Normal Retirement Date or the cessation of disability.

Death benefit eligibility: Upon death after completion of vesting eligibility criteria.

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan

Plan EIN: 34-0122750

Plan Number: 001

Death benefit 50.00% of the accrued benefit reduced for early commencement and for form of payment. Said pension shall commence at normal retirement age.

Vesting eligibility: Accrued benefit is 100% vested upon completion of 5 years of service.

Vested benefit: The vested benefit is payable upon attainment of normal retirement age.

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan

Plan EIN: 34-0122750

Plan Number: 001

Schedule SB, Line 26 – Schedule of Active Participant Data

Age	Years of Credited Service									Total
	0-4	5-9	10-14	15-19	20-24	25-29	30-34	35-39	40+	
15-19	0	0	0	0	0	0	0	0	0	0
20-24	0	0	0	0	0	0	0	0	0	0
25-29	0	0	0	0	0	0	0	0	0	0
30-34	0	0	0	0	0	0	0	0	0	0
35-39	0	1	1	0	0	0	0	0	0	2
40-44	0	1	1	0	0	0	0	0	0	2
45-49	0	0	0	0	0	1	0	0	0	1
50-54	0	0	1	1	2	0	2	0	0	6
55-59	0	0	0	0	0	0	1	1	0	2
60-64	0	0	0	0	0	0	1	1	2	4
65-69	0	0	0	0	0	0	0	0	1	1
70+	0	0	0	0	0	0	0	0	0	0
TOTAL	0	2	3	1	2	1	4	2	3	18

Plan Name: The Burger Iron Company Salaried Employees Retirement Plan

Plan EIN: 34-0122750

Plan Number: 001

Schedule SB, line 32 – Schedule of Amortization Bases

AMORTIZATION BASES UNDER SECTION 430 OF THE IRS CODE

Type of Base	Present Value of Remaining Installments	Valuation Date as of Which the Base was Established	Number of Years Remaining in the Amortization Period	Annual Amortization Installment
Shortfall base	\$410,753	07/01/2009 7		\$70,119
Shortfall base	\$739,531	07/01/2008 6		\$141,175
				\$211,294

**THE BURGER
IRON COMPANY
SALARIED
EMPLOYEES'
RETIREMENT
INCOME PLAN**

***FINANCIAL
STATEMENTS AND
SUPPLEMENTAL
SCHEDULES
(MODIFIED CASH BASIS)***

***FOR THE
YEARS ENDED
JUNE 30,
2010 AND 2009***

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

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INDEPENDENT AUDITORS' REPORT

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Pension Committee
The Burger Iron Company
Salaried Employees' Retirement Income Plan
Akron, Ohio

We were engaged to audit the accompanying financial statements and supplemental schedules (modified cash basis) of The Burger Iron Company Salaried Employees' Retirement Income Plan as of June 30, 2010 and 2009, and for the years then ended, as listed in the accompanying table of contents. These financial statements and supplemental schedules (modified cash basis) are the responsibility of the Plan's management.

As permitted by 29 CFR 2520.103-8 of the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974, the Plan administrator instructed us not to perform, and we did not perform, any auditing procedures with respect to the investment information summarized in Note C, which was certified by FirstMerit Trust Company, one of the trustees/custodians of the Plan in 2010 and 2009, except for comparing such information with the related information included in the financial statements and supplemental schedules (modified cash basis). We have been informed by the Plan administrator that this trustee holds a portion of the Plan's investment assets and executes investment transactions. The Plan administrator has obtained a certification from the trustee as of and for the years ended June 30, 2010 and 2009, that the information provided to the Plan administrator by the trustee is complete and accurate.

As described in Note B, the financial statements and supplemental schedules (modified cash basis) referred to above were prepared on a modified cash basis of accounting, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States.

Because of the significance of the information that we did not audit, we are unable to, and do not, express an opinion on the accompanying financial statements and supplemental schedules (modified cash basis) taken as a whole. The form and content of the information included in the financial statements and schedules (modified cash basis), other than that derived from the investment information certified by the trustee, have been audited by us in accordance with auditing standards generally accepted in the United States and, in our opinion, are presented in compliance with the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974.

SS&G Financial Services, Inc.
CERTIFIED PUBLIC ACCOUNTANTS

April 13, 2011

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services that
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OSCPA, PCAOB, the AICPA's
Center for Public Company
Audit Firms, and The Leading
Edge Alliance.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

STATEMENTS OF NET ASSETS AVAILABLE FOR BENEFITS
(MODIFIED CASH BASIS)

	JUNE 30,	
	<u>2010</u>	<u>2009</u>
ASSETS		
Investments, at fair value:		
Money market funds	\$ 240,676	\$ 246,524
United States Treasury notes	1,001,281	1,061,389
Mutual fund	259,158	228,171
Common stocks	<u>3,208,892</u>	<u>2,881,154</u>
NET ASSETS AVAILABLE FOR BENEFITS	<u>\$ 4,710,007</u>	<u>\$ 4,417,238</u>

See accompanying notes to financial statements.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

**STATEMENTS OF CHANGES IN NET ASSETS AVAILABLE
FOR BENEFITS (MODIFIED CASH BASIS)**

	FOR THE YEARS ENDED JUNE 30,	
	<u>2010</u>	<u>2009</u>
ADDITIONS TO NET ASSETS ATTRIBUTED TO:		
Employer contributions	\$ 280,909	\$ 250
Investment income:		
Net realized and unrealized appreciation in fair value of investments	347,437	-
Interest	47,184	57,129
Dividends	<u>83,861</u>	<u>93,849</u>
	<u>478,482</u>	<u>150,978</u>
Total additions	759,391	151,228
DEDUCTIONS FROM NET ASSETS ATTRIBUTED TO:		
Net realized and unrealized depreciation in fair value of investments	-	1,097,640
Benefits paid directly to participants	433,897	446,786
Administrative expenses	<u>32,725</u>	<u>30,475</u>
Total deductions	<u>466,622</u>	<u>1,574,901</u>
NET INCREASE (DECREASE)	292,769	(1,423,673)
NET ASSETS AVAILABLE FOR BENEFITS, BEGINNING OF YEAR	<u>4,417,238</u>	<u>5,840,911</u>
NET ASSETS AVAILABLE FOR BENEFITS, END OF YEAR	<u>\$ 4,710,007</u>	<u>\$ 4,417,238</u>

See accompanying notes to financial statements.

THE BURGER IRON COMPANY

SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE A - Description of the Plan

General

The Burger Iron Company Salaried Employees' Retirement Income Plan (the Plan) is a non-contributory defined benefit pension plan that covers substantially all salaried employees of The Burger Iron Company and Subsidiaries (the Company and Plan administrator). Participants vest in the Plan after five years of credited service. Benefits are based on each participant's years of credited service and compensation. Effective October 31, 2006, the Plan was frozen and participants do not accrue service or earnings for benefit payment calculation purposes subsequent to that date.

The Company has agreed to voluntarily contribute amounts to the Plan based on actuarial valuations. The Company's present intention is to make annual contributions in amounts sufficient to fund the Plan's current year's service cost and the initial past service cost plus interest over a period of 30 years. The contributions of the Company are made in amounts sufficient to meet the minimum funding requirements of the Employee Retirement Income Security Act of 1974 (ERISA).

Should the Plan terminate at some future time, its net assets will generally not be available on a pro rata basis to provide participants' benefits. Whether a particular participant's accumulated plan benefits will be paid depends on both the priority of those benefits and the level of benefits guaranteed by the Pension Benefit Guaranty Corporation (PBGC) at that time. Some benefits may be fully or partially provided for by the then-existing assets and the PBGC guarantee, while other benefits may not be provided for at all.

Information about the Plan agreement, the vesting and benefit provisions, and the PBGC's benefit guarantee is contained in the Summary Plan Description for The Burger Iron Company Salaried Employees' Retirement Income Plan. Copies of this document are available from the Plan administrator.

NOTE B - Summary of significant accounting policies

Basis of presentation

The financial statements and supplemental schedules of the Plan are prepared on a modified cash basis which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States. Under this basis, investments are reported at fair value, net realized and unrealized depreciation in fair value of investments is recognized, contributions, interest and dividends are recognized when received rather than as earned, and expenses are recognized when paid rather than as incurred.

Investment valuation and income recognition

Investments are reported at fair value. Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. See Note I for discussion of fair value measurements.

Purchases and sales of investments are reflected on a trade date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date.

THE BURGER IRON COMPANY

SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE B - Summary of significant accounting policies, continued

Actuarial present value of accumulated plan benefits

Accumulated plan benefits (see Note E) are those estimated future periodic payments, including lump-sum distributions that are attributable under the Plan's provisions to services rendered by the employees to the valuation date. Accumulated plan benefits include benefits expected to be paid to (a) retired or terminated employees or their beneficiaries, and (b) present employees or their beneficiaries. Benefits for retired or terminated employees or their beneficiaries are based on employees' compensation during their last five years of credited services. The accumulated plan benefits for active employees are based on their average compensation during the five years preceding the valuation date. Benefits payable under all circumstances – retirement, death, disability, and termination of employment – are included, to the extent they are deemed attributable to employee service rendered to the valuation date.

Use of estimates

The preparation of financial statements (modified cash basis) requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

Recent accounting pronouncements

In June 2009, the Financial Accounting Standards Board (FASB) established The Accounting Standards Codification (the "Codification" or "ASC") as the single source of authoritative accounting guidance. The Codification did not change generally accepted accounting principles but rather enhanced the way accounting principles are organized. The Codification was effective for any fiscal year ending after September 15, 2009.

In April 2009, the FASB issued updated guidance related to disclosure requirements for fair value measurements to require a plan to report and define its major equity and debt security types based on the nature and risks of the related investment. The additional fair value disclosures were effective for periods ending on or after June 15, 2009 and have been implemented in these financial statements. As disclosed in Note I, the guidance was applied prospectively for 2009. The adoption had no material effect upon the Plan's net assets available for benefits.

Subsequent Events

The Plan has evaluated subsequent events through April 13, 2011, the date the financial statements were available to be issued.

NOTE C - Information certified by Trustee (unaudited)

The following is a summary of the investment information regarding the Plan as of June 30, 2010 and 2009, and for the years then ended, included in the Plan's financial statements and supplemental schedules, that was prepared by or derived from information certified by FirstMerit Trust Company, one of the trustees/custodians of the Plan during 2010 and 2009, and furnished to the Plan administrator.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE C - Information certified by Trustee (unaudited), continued

The Plan administrator has obtained certifications from this trustee that such information is complete and accurate.

	June 30,	
	<u>2010</u>	<u>2009</u>
Investments:		
Money market funds	\$ 109,923	\$ 142,029
United States Treasury notes	1,001,281	1,061,389
	For the years ended	
	June 30,	
	<u>2010</u>	<u>2009</u>
Investment income:		
Interest	\$ 47,161	\$ 55,570
Dividends	-	10,628
Net appreciation		
in fair value of investments	16,679	37,447

NOTE D - Investments

A portion of Plan investments is held by additional custodians: LPL Financial (LPL) and The Vanguard Group (Vanguard). The investments held by LPL and Vanguard are not certified, therefore audit procedures were performed on these investments.

During 2010 and 2009, the Plan's investments held by FirstMerit Trust Company, LPL and Vanguard (including investments bought, sold, as well as held during the year) appreciated (depreciated) in fair value as follows:

	<u>2010</u>	<u>2009</u>
Net realized and unrealized appreciation (depreciation)		
in fair value of investments:		
United States Treasury notes	\$ 16,679	\$ 37,447
Mutual fund	28,481	(181,671)
Common stocks	302,277	(953,416)
	<u>\$ 347,437</u>	<u>\$ (1,097,640)</u>

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE D - Investments, continued

The fair value of the individual investments that represent 5% or more of the Plan's net assets are as follows:

	<u>June 30,</u>	
	<u>2010</u>	<u>2009</u>
FirstMerit Trust Company United States Treasury notes, \$280,000 par value, 3.875%, February 15, 2013	\$ 302,464	\$ 298,486
FirstMerit Trust Company United States Treasury notes, \$330,000 and \$350,000 par value, respectively, 4.000%, February 15, 2014	361,838	374,528
Vanguard Growth Index Fund (11,175.42 and 11,044.12 shares, respectively)	259,158	228,171

NOTE E - Accumulated plan benefits

Accumulated plan benefits are those future periodic payments, including lump-sum distributions that are attributable, under the Plan's provisions, to the service the employees have rendered. Accumulated plan benefits include benefits expected to be paid to retired or terminated employees or their spouses, and spouses of employees who have died. Benefits under the Plan are based on employees' compensation during years of credited service. Benefits payable under all circumstances - retirement, death, disability, and termination of employment - are included, to the extent they are deemed attributable to employee service rendered to the valuation date.

The actuarial present value of accumulated plan benefits is determined by actuaries from Summit Retirement Plan Services, Inc. and Buck Consultants at June 30, 2010 and 2009, respectively, and is that amount that results from applying actuarial assumptions to adjust the accumulated plan benefits to reflect the time value of money (through discounts for interest) and the probability of payment (by means of decrements such as for death, disability, withdrawal, or retirement) between the valuation date and the expected date of payment.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE E - Accumulated plan benefits, continued

Significant assumptions underlying the actuarial computations are as follows:

Actuarial cost method	Unit Credit Cost Method
Assumed rate of return on investments	8.00% and 8.25% per annum, compounded annually as of June 30, 2010 and 2009, respectively
Mortality basis	RP-2000 Healthy Annuitant Table
Withdrawal	The rates at the following illustrative ages indicate the withdrawal assumptions:

<u>Attained Age</u>	<u>Rates of Withdrawal</u>	
	<u>Males</u>	<u>Females</u>
20	.15	.25
30	.069	.099
40	.028	.049
50	.004	.017
55	-	.004
60 and over	-	-

Retirement	Age 65, or attained age, if later
------------	-----------------------------------

The accumulated plan benefits information as of the end of each Plan year is as follows:

	<u>June 30</u>	
	<u>2010</u>	<u>2009</u>
Actuarial present value of accumulated plan benefits:		
Vested benefits:		
Retired employees receiving benefits	\$ 3,336,129	\$ 3,342,134
Active and terminated employees not presently receiving benefits	<u>2,621,862</u>	<u>2,787,728</u>
	<u>\$ 5,957,991</u>	<u>\$ 6,129,862</u>

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE E - Accumulated plan benefits, continued

The changes in accumulated plan benefits during the year ended June 30, 2010, were as follows:

Actuarial present value of accumulated plan benefits, beginning of year	\$ 6,129,862
Increase (decrease) during the year attributable to:	
Benefit payments	(433,897)
Interest due to decrease in discount period	486,324
Assumption changes	125,367
Benefits accumulated	<u>(349,665)</u>
	<u>(171,871)</u>
Actuarial present value of accumulated plan benefits, end of year	<u>\$ 5,957,991</u>

These actuarial assumptions are based on the presumption that the Plan will continue. Were the Plan to terminate, different actuarial assumptions and other factors might be applicable in determining the actuarial present value of accumulated plan benefits.

NOTE F - Tax status

The Plan received its latest determination letter from the Internal Revenue Service dated February 12, 2003, stating that the Plan is qualified under Section 401(a) of the Internal Revenue Code (the Code) and, therefore, the related trust is exempt from taxation. Once qualified, the Plan is required to operate in conformity with the Code to maintain its qualification. The Plan has been amended since receiving the determination letter. However, the Plan administrator and the Plan's tax counsel believe that the Plan is currently designed and being operated in compliance with the applicable requirements of the Code and, therefore, believes that the Plan is qualified and the related trust is tax exempt.

NOTE G - Transactions with parties-in-interest

Fees paid during the years for professional services rendered by parties-in-interest were based on customary and reasonable rates for such services. All administrative fees are paid by the Plan, except for accounting services, PBGC premiums and actuarial fees which are paid by the Company.

THE BURGER IRON COMPANY

SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE H - Risks and uncertainties

The Plan invests in various investment securities. Investment securities are exposed to various risks such as interest rate, market and credit risks. Due to the level of risk associated with certain investment securities, it is at least reasonably possible that changes in the values of investment securities will occur in the near term and that such changes could materially affect the amounts reported in the statements of net assets available for benefits.

Plan contributions are made and the actuarial present value of accumulated plan benefits are reported based on certain assumptions pertaining to interest rates, inflation rates and employee demographics, all of which are subject to change. Due to uncertainties inherent in the estimation and assumption processes, it is at least reasonably possible that changes in these estimates and assumptions in the near term could materially affect the amounts reported and disclosed in the financial statements.

NOTE I - Fair value measurements

The ASC Topic *Fair Value Measurements and Disclosure* defines fair value and provides guidance for measuring fair value and expands disclosures about fair value measurements in accordance with accounting principles generally accepted in the United States of America. *Fair Value Measurements and Disclosure* does not require any new fair value measurements, but rather applies to all other accounting pronouncements that require or permit fair value measurements.

Fair Value Measurements and Disclosure establishes a framework for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1 measurements) and the lowest priority to unobserved inputs (Level 3 measurements). The three levels of the fair value hierarchy are described below:

- Level 1: Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Plan has the ability to access.
- Level 2: Inputs to the valuation methodology include:
- Quoted prices for similar assets or liabilities in active markets;
 - Quoted prices for identical or similar assets or liabilities in inactive markets;
 - Inputs other than quoted prices that are observable for the asset or liability;
 - Inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 inputs must be observable for substantially the full term of the asset or liability.

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE I - Fair value measurements, continued

Level 3: Inputs to the valuation methodology are unobservable and significant to the fair value measurements.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs.

Following is a description of the valuation methodologies used for assets measured at fair value. There have been no changes in the methodologies used at June 30, 2010 and 2009.

Money market funds: Valued at \$1 per unit including applicable interest and fees.

Common stocks and United States treasury notes: Valued at the closing price reported on the active market on which the individual securities are traded.

Mutual fund: Valued at the net asset value of shares held by the Plan at year-end.

The methods described above may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, while the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

The following table sets forth by level, within the fair value hierarchy, the Plan's assets at fair value as of June 30, 2010 and 2009:

	Fair Value Measurements at June 30, 2010 Using			
	Level 1	Level 2	Level 3	Total
Money market funds	\$ -	\$ 240,676	\$ -	\$ 240,676
United States Treasury notes	1,001,281	-	-	1,001,281
Mutual fund:				
Growth Index Signal	259,158	-	-	259,158
Common stocks				
Large Cap U.S. Growth	638,649	-	-	638,649
Large Cap U.S. Blend	52,768	-	-	52,768
Large Cap U.S. Value	1,331,984	-	-	1,331,984
Mid Cap U.S. Growth	134,739	-	-	134,739

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

NOTES TO FINANCIAL STATEMENTS (MODIFIED CASH BASIS)

NOTE I - Fair value measurements, continued

Fair Value Measurements at June 30, 2010 Using				
	<u>Level 1</u>	<u>Level 2</u>	<u>Level 3</u>	<u>Total</u>
Mid Cap U.S. Blend	\$ 12,580	\$ -	\$ -	\$ 12,580
Mid Cap U.S. Value	119,920	-	-	119,920
Small Cap U.S. Growth	237,511	-	-	237,511
Small Cap U.S. Value	81,281	-	-	81,281
Real Estate Investment Trust	17,778	-	-	17,778
Large Cap Foreign	564,452	-	-	564,452
Small Cap Foreign	5,789	-	-	5,789
Miscellaneous	<u>11,441</u>	<u>-</u>	<u>-</u>	<u>11,441</u>
Total Common stocks	<u>3,208,892</u>	<u>-</u>	<u>-</u>	<u>3,208,892</u>
Total assets at fair value	<u>\$ 4,469,331</u>	<u>\$ 240,676</u>	<u>\$ -</u>	<u>\$ 4,710,007</u>

Fair Value Measurements at June 30, 2009 Using				
	<u>Level 1</u>	<u>Level 2</u>	<u>Level 3</u>	<u>Total</u>
Money market funds	\$ -	\$ 246,524	\$ -	\$ 246,524
United States Treasury notes	1,061,389	-	-	1,061,389
Mutual fund	228,171	-	-	228,171
Common stocks	<u>2,881,154</u>	<u>-</u>	<u>-</u>	<u>2,881,154</u>
Total assets at fair value	<u>\$ 4,170,714</u>	<u>\$ 246,524</u>	<u>\$ -</u>	<u>\$ 4,417,238</u>

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR)
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value		(b) Identity of Issue, Borrower, Lessor or Similar Party		(e) Current value			(d) Cost		
Date		Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)		
		Unit	Total		Unit	Total	Unit	Total	
Common Stock									
07-10-09	225.0000	Akamai Technologies Inc	40.57	9,128	3.8	17.61	3,962	17.61	3,962
05-27-08	125.0000	Amazon.com Inc	109.26	13,657	5.3	69.70	8,712	69.70	8,712
05-27-08	175.0000	Amgen Inc	52.60	9,205	3.6	43.15	7,651	43.15	7,651
05-27-08	200.0000	Bed Bath and Beyond Inc	37.08	7,416	2.9	31.66	6,332	31.66	6,332
03-05-09	100.0000	Berkshire Hathaway Inc De Cl B	79.69	7,969	3.1	46.16	4,616	46.16	4,616
05-27-08	150.0000	Biogen Idec Inc	47.45	7,117	2.8	61.89	9,283	61.89	9,283
03-20-09	35.0000	Blackrock Inc	143.40	5,019	2.0	137.08	4,798	137.08	4,798
12-03-08	150.0000	Celgene Corp	50.82	7,623	3.0	50.16	7,524	50.16	7,524
01-29-09	305.0000	Charles Schwab Corp	14.18	4,325	1.7	13.46	4,106	13.46	4,106
05-27-08	500.0000	Cisco Systems Inc	21.31	10,655	4.2	25.34	12,672	25.34	12,672
05-27-08	220.0000	Coca Cola Company	50.12	11,026	4.3	58.67	12,907	58.67	12,907
10-23-08	275.0000	CVS Caremark Corp	29.32	8,063	3.1	28.98	7,970	28.98	7,970
05-27-08	290.0000	Disney Walt Company	31.50	9,135	3.6	33.65	9,758	33.65	9,758
05-27-08	300.0000	Ebay Inc	19.61	5,883	2.3	28.41	8,523	28.41	8,523
05-27-08	450.0000	Electronic Arts Inc	14.40	6,480	2.5	32.30	14,536	32.30	14,536
05-27-08	350.0000	Expedia Inc DE	18.78	6,573	2.6	20.94	7,330	20.94	7,330
12-03-08	55.0000	First Solar Inc	113.83	6,261	2.4	114.57	6,301	114.57	6,301
05-27-08	420.0000	General Electric Company	14.42	6,056	2.4	30.47	12,797	30.47	12,797
09-23-08	14.0000	Google Inc Cl A	444.95	6,229	2.4	383.81	5,373	383.81	5,373
05-27-08	250.0000	Home Depot Inc	28.07	7,017	2.7	26.92	6,731	26.92	6,731
05-27-08	280.0000	Intel Corp	19.45	5,446	2.1	23.65	6,622	23.65	6,622
05-27-08	170.0000	Johnson and Johnson	59.06	10,040	3.9	65.14	11,074	65.14	11,074
10-23-08	330.0000	Juniper Networks Inc	22.82	7,531	2.9	16.65	5,493	16.65	5,493
05-27-08	300.0000	Microsoft Corp	23.01	6,903	2.7	28.42	8,526	28.42	8,526
01-21-10	50.0000	Monsanto Company	46.22	2,311	0.9	78.61	3,931	78.61	3,931
05-27-08	300.0000	NASDAQ Stock Market Inc	17.78	5,334	2.1	28.88	8,665	28.88	8,665
05-30-08	480.0000	NVidia Corp	10.21	4,901	1.9	18.80	9,023	18.80	9,023
05-27-08	140.0000	Pepsico Inc	60.95	8,533	3.3	68.94	9,652	68.94	9,652
05-27-08	150.0000	Procter and Gamble Company	59.98	8,997	3.5	65.42	9,813	65.42	9,813

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001

JUNE 30, 2010

(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value		(a) (b) Identity of Issue, Borrower, Lessor or Similar Party		(e) Current value			(d) Cost			
Date				Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)	
				Unit	Total		Unit	Total	Unit	Total
Common Stock - Continued										
10-20-08	100.0000	Qualcomm Inc		32.84	3,284	1.3	42.22	4,222	42.22	4,222
09-17-08	175.0000	Roche Holdings Limited Spons ADR		34.30	6,002	2.3	39.19	6,858	39.19	6,858
06-10-10	35.0000	Schlumberger Ltd		55.34	1,937	0.8	57.88	2,026	57.88	2,026
05-27-08	375.0000	Texas Instruments Inc		23.28	8,730	3.4	30.68	11,504	30.68	11,504
06-10-10	40.0000	Thermo Fisher Scientific Inc		49.05	1,982	0.8	51.15	2,046	51.15	2,046
05-07-10	75.0000	Visa Inc Cl A		70.75	5,306	2.1	79.76	5,982	79.76	5,982
03-20-09	375.0000	Yahoo Inc		13.84	5,190	2.0	14.73	5,525	14.73	5,525
					247,247	96.4 %		272,742		272,742
Cash and Equivalents										
		Cash Balance to be swept			1,426	0.6		1,426		1,426
		JPMorgan Prime Money			7,681	3.0		7,681		7,681
		Market Investor Sh								
					9,107	3.6 %		9,107		9,107
Total Portfolio					256,353	100.0 %		281,849		281,849

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value			(a) (b) Identity of Issue, Borrower, Lessor or Similar Party			(e) Current value			(d) Cost			
Date			Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)				
			Unit	Total		Unit	Total	Unit	Total			
Common Stock												
12-10-08	365.0000	3M Company	78.99	28,831	1.4	63.72	23,257	63.72	23,257			
05-20-09	1,128.0000	Abbott Laboratories	46.78	52,768	2.5	46.55	52,509	46.55	52,509			
05-21-08	1,319.0000	Accenture Plc Ireland CI A	38.65	50,979	2.4	35.42	46,726	35.42	46,726			
04-14-10	320.0000	Air Products Chemicals Inc	64.81	20,739	1.0	75.93	24,299	75.93	24,299			
05-21-08	547.0000	Apache Corp	84.19	46,052	2.2	124.91	68,323	124.91	68,323			
05-21-08	2,866.0000	AT and T Inc	24.19	69,304	3.3	34.56	99,009	34.56	99,009			
05-14-10	2,808.0000	Bank of America Corp	14.37	40,351	1.9	15.88	44,605	15.88	44,605			
05-21-08	2,735.0000	Bank Of New York Mellon Corp	24.69	67,527	3.2	35.38	96,766	35.38	96,766			
12-22-09	289.0000	Becton Dickinson and Co	67.62	19,542	0.9	76.83	22,203	76.83	22,203			
05-21-08	1,007.0000	Chevron Corp	67.86	68,335	3.3	91.83	92,477	91.83	92,477			
05-21-08	629.0000	Chubb Corp	50.01	31,456	1.5	47.34	29,775	47.34	29,775			
05-21-08	558.0000	Diageo Plc Spons ADR	62.74	35,009	1.7	77.42	43,203	77.42	43,203			
08-20-08	889.0000	Disney Walt Company	31.50	28,003	1.3	31.95	28,406	31.95	28,406			
05-21-08	744.0000	Exxon Mobil Corp	57.07	42,460	2.0	93.56	69,607	93.56	69,607			
10-15-09	902.0000	General Mills Inc	35.52	32,039	1.5	33.56	30,274	33.56	30,274			
05-21-08	550.0000	Goldman Sachs Group Inc	131.27	72,198	3.5	144.44	79,443	144.44	79,443			
01-07-09	803.0000	Hasbro Inc	41.10	33,003	1.6	26.26	21,088	26.26	21,088			
05-21-08	812.0000	Hess Corp	50.34	40,876	2.0	110.85	90,008	110.85	90,008			
03-03-10	582.0000	Home Depot Inc	28.07	16,337	0.8	32.07	18,664	32.07	18,664			
05-26-10	511.0000	Honeywell Intl Inc	39.03	19,944	1.0	42.53	21,734	42.53	21,734			
05-21-08	2,072.0000	Intel Corp	19.45	40,300	1.9	23.49	48,663	23.49	48,663			
05-21-08	305.0000	International Business Machines Corp	123.48	37,661	1.8	125.06	38,143	125.06	38,143			
11-12-08	1,626.0000	J P Morgan Chase and Company	36.61	59,528	2.9	31.46	51,153	31.46	51,153			
05-21-08	1,001.0000	Johnson and Johnson	59.06	59,119	2.8	61.32	61,383	61.32	61,383			
05-26-10	423.0000	Johnson Controls Inc	26.87	11,366	0.5	27.99	11,841	27.99	11,841			
05-21-08	1,280.0000	Lockheed Martin Corp	74.50	95,360	4.6	91.58	117,222	91.58	117,222			
05-14-10	116.0000	Mastercard Inc CI A	199.53	23,145	1.1	212.70	24,674	212.70	24,674			
04-29-09	1,131.0000	Medtronic Inc	36.27	41,021	2.0	34.48	38,992	34.48	38,992			

**THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001**

JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value			(d) Cost			
			Market Value (\$)	Assets		Cost Excluding Reinvested Divs / Int (\$)	Cost Including Reinvested Divs / Int (\$)		
			Unit	Total		Unit	Total	Unit	Total
Common Stock - Continued									
05-21-08	1,294.0000	Metlife Inc	37.76	48,861	2.3	50.94	65,918	50.94	65,918
01-06-10	916.0000	National Oilwell Varco Inc	33.07	30,292	1.5	45.43	41,615	45.43	41,615
05-21-08	794.0000	Nestle SA Spons ADR Repsting Reg Shs	48.24	38,303	1.8	43.29	34,376	43.29	34,376
09-16-09	567.0000	Nike Inc Cl B	67.55	38,301	1.8	60.50	34,301	60.50	34,301
06-15-10	407.0000	Noble Corpbarr Namen Akt	30.91	12,580	0.6	30.89	12,571	30.89	12,571
05-21-08	1,231.0000	Northrop Grumman Corp	54.44	67,016	3.2	61.19	75,319	61.19	75,319
05-21-08	2,443.0000	Oracle Systems Corp	21.46	52,427	2.5	22.72	55,497	22.72	55,497
10-15-08	467.0000	Pepsico Inc	60.95	28,464	1.4	54.69	25,491	54.69	25,491
04-08-09	2,486.0000	Pfizer Inc	14.26	35,450	1.7	16.17	40,187	16.17	40,187
10-01-08	1,037.0000	PG and E Corporation	41.10	42,621	2.0	38.94	40,380	38.94	40,380
05-21-08	1,733.0000	Phillip Morris International Inc	45.84	79,441	3.8	50.15	86,907	50.15	86,907
01-20-10	622.0000	PNC Financial Service Group Inc	56.50	35,143	1.7	57.44	35,725	57.44	35,725
05-21-08	625.0000	PPG Inds Inc	60.41	37,756	1.8	62.01	38,754	62.01	38,754
06-02-09	898.0000	Prudential Financial Inc	53.66	48,187	2.3	48.04	43,141	48.04	43,141
05-21-08	883.0000	Public Service Enterprises Group Inc	31.33	27,664	1.3	36.69	32,400	36.69	32,400
03-24-10	741.0000	St Jude Medical Inc	36.09	26,743	1.3	41.11	30,464	41.11	30,464
06-30-10	247.0000	Stanley Black Decker Inc	50.52	12,478	0.6	50.97	12,589	50.97	12,589
05-21-08	437.0000	Total S A Spons ADR	44.64	19,508	0.9	58.26	25,460	58.26	25,460
04-01-09	870.0000	Travelers Companies Inc	49.25	42,847	2.1	45.66	39,725	45.66	39,725
05-21-08	657.0000	United Technologies Corp	64.91	42,646	2.0	71.13	46,732	71.13	46,732
05-21-08	1,928.0000	Vodafone Group Plc ADR	20.67	39,852	1.9	27.23	52,506	27.23	52,506
04-15-09	1,702.0000	Wells Fargo and Co	25.60	43,571	2.1	25.86	44,017	25.86	44,017
				2,033,408	97.4 %		2,308,519		2,308,519
Cash and Equivalents									
		Cash Balance to be swept		1,594	0.1		1,594		1,594

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value		(d) Cost				
			Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)	
			Unit	Total		Unit	Total	Unit	Total
Cash and Equivalents - Continued									
	JPMorgan Prime Money			53,277	2.6		53,277	53,277	
	Market Investor Sh			<u>54,871</u>	<u>2.6 %</u>		<u>54,871</u>	<u>54,871</u>	
Total Portfolio				2,088,279	100.0 %		2,363,390	2,363,390	

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value			(d) Cost			
			Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)	
			Unit	Total		Unit	Total	Unit	Total
Common Stock									
09-03-09	65.0000	Amedsys Inc	43.98	2,859	1.2	33.02	2,146	33.02	2,146
05-22-08	250.0000	American Medical Systems Holdings Inc	22.12	5,530	2.4	14.74	3,684	14.74	3,684
12-09-09	290.0000	Amern Axle and Mfg Hldgs Inc	7.33	2,126	0.9	7.76	2,249	7.76	2,249
05-22-08	130.0000	Ansys Inc	40.57	5,274	2.3	42.49	5,523	42.49	5,523
02-25-10	225.0000	Arvinmeritor Inc	13.10	2,947	1.3	10.90	2,452	10.90	2,452
10-20-08	110.0000	Bally Technologies Inc	32.39	3,583	1.5	19.15	2,107	19.15	2,107
11-14-08	140.0000	Biomarin Pharmaceuticals Inc	18.96	2,654	1.1	17.26	2,416	17.26	2,416
02-13-09	185.0000	BJS Restaurants Inc	23.60	4,366	1.9	11.19	2,070	11.19	2,070
01-29-10	170.0000	Brigham Exploration Company	15.38	2,615	1.1	13.76	2,339	13.76	2,339
06-25-10	95.0000	Bruker Corp	12.16	1,155	0.5	13.27	1,261	13.27	1,261
10-10-08	135.0000	Cash America International Inc	34.27	4,626	2.0	26.42	3,567	26.42	3,567
05-22-08	105.0000	Centene Corp Del	21.50	2,257	1.0	19.72	2,070	19.72	2,070
02-24-10	225.0000	Chicos Fas Inc	9.88	2,223	1.0	13.95	3,138	13.95	3,138
08-28-09	75.0000	Choice Hotels Intl Inc	30.21	2,266	1.0	33.80	2,535	33.80	2,535
05-22-08	120.0000	Coherent Inc	34.30	4,116	1.8	30.80	3,696	30.80	3,696
06-30-09	80.0000	Colinstar Inc	42.97	3,438	1.5	29.06	2,325	29.06	2,325
05-22-08	160.0000	Cutera Inc	9.21	1,474	0.6	11.02	1,764	11.02	1,764
03-30-09	140.0000	DTS Inc	32.87	4,602	2.0	24.00	3,360	24.00	3,360
05-13-09	100.0000	Duff and Phelps Corp Class A	12.63	1,263	0.5	15.46	1,546	15.46	1,546
05-22-08	235.0000	Eclipsys Corp	17.84	4,192	1.8	13.07	3,072	13.07	3,072
12-22-09	185.0000	EMS Technologies Inc	15.02	2,779	1.2	13.74	2,542	13.74	2,542
03-10-09	200.0000	First Commonwealth Finl Corp	5.25	1,050	0.5	7.30	1,460	7.30	1,460
05-22-08	205.0000	Genesco Inc	26.31	5,394	2.3	19.38	3,973	19.38	3,973
05-22-08	225.0000	Geo Group Inc	20.75	4,669	2.0	23.26	5,233	23.26	5,233

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001

JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value		Assets	(d) Cost		
			Market Value (\$)	Total		Cost Excluding Reinvested Divs / Int (\$)	Cost Including Reinvested Divs / Int (\$)	
			Unit			Unit	Total	
Common Stock - Continued								
07-29-09	330.0000	Gleacher Company Inc	2.55	841	0.4	5.32	1,756	1,756
05-05-09	245.0000	Graftech International Ltd	14.62	3,582	1.5	11.29	2,765	2,765
02-12-09	55.0000	Herbalife Limited USD Common Shares	46.05	2,533	1.1	20.57	1,131	1,131
12-17-08	480.0000	Huntsman Corp	8.67	4,162	1.8	3.05	1,466	1,466
05-22-08	90.0000	Icon Public Limited Company Spons ADR	28.89	2,600	1.1	30.27	2,725	2,725
03-20-09	180.0000	Informatica Corp	23.88	4,298	1.9	18.80	3,383	3,383
05-22-08	90.0000	Landstar System Inc	38.99	3,509	1.5	52.54	4,729	4,729
10-13-08	112.0000	Lincare Holdings Inc	32.51	3,641	1.6	15.53	1,739	1,739
02-12-09	180.0000	Lufkin Inds Inc	38.99	7,018	3.0	17.34	3,121	3,121
03-26-10	75.0000	Madden Steven Limited	31.52	2,364	1.0	32.50	2,438	2,438
04-30-09	145.0000	Medassets Inc	23.08	3,347	1.4	17.48	2,534	2,534
04-22-10	195.0000	MGIC Investment Corp	6.89	1,344	0.6	11.97	2,334	2,334
09-04-08	130.0000	Monster Worldwide Inc	11.65	1,514	0.7	19.24	2,501	2,501
05-21-10	105.0000	NBTY Inc	34.01	3,571	1.5	34.81	3,655	3,655
05-22-08	200.0000	Netezza Corp	13.68	2,736	1.2	11.59	2,317	2,317
02-13-09	85.0000	Northwest Pipe Company	19.00	1,615	0.7	30.22	2,569	2,569
04-28-09	545.0000	On Semiconductor Corp	6.38	3,477	1.5	5.83	3,180	3,180
02-13-09	85.0000	Onyx Pharmaceuticals Inc	21.59	1,835	0.8	29.61	2,517	2,517
11-10-09	75.0000	Optionsxpress Holdings Incorporated	15.74	1,180	0.5	16.12	1,209	1,209
05-22-08	80.0000	Oyo Geospace Corp	48.48	3,878	1.7	55.41	4,433	4,433
06-03-10	220.0000	Pinnacle Entertainment Inc	9.46	2,081	0.9	11.63	2,559	2,559
05-22-08	75.0000	Quality Systems Inc	57.99	4,349	1.9	35.53	2,665	2,665
05-22-08	140.0000	Radiant Systems Inc	14.46	2,024	0.9	13.27	1,858	1,858
06-17-09	130.0000	Redwood Trust Inc	14.64	1,903	0.8	14.45	1,878	1,878
05-18-09	75.0000	Regal Beloit Corp	55.78	4,183	1.8	43.14	3,236	3,236
07-28-09	75.0000	Regeneron Pharmaceuticals Inc	22.32	1,674	0.7	21.55	1,616	1,616

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value			(d) Cost			
			Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)	
			Unit	Total		Unit	Total	Unit	Total
Common Stock - Continued									
03-13-09	175.0000	Rltchle Brothers Auctioneers Inc	18.22	3,188	1.4	19.48	3,409	19.48	3,409
01-05-10	100.0000	Riverbed Technology Inc	27.62	2,762	1.2	24.00	2,400	24.00	2,400
02-18-09	180.0000	Rovi Corp	37.91	6,824	2.9	16.35	2,944	16.35	2,944
04-05-10	25.0000	Salix Pharmaceuticals Ltd	39.03	976	0.4	39.54	989	39.54	989
08-12-09	90.0000	Seattle Genetics Inc WA	11.99	1,079	0.5	11.44	1,030	11.44	1,030
03-16-09	350.0000	Shuffle Master Inc	8.01	2,803	1.2	2.76	966	2.76	966
06-23-09	145.0000	Sothebys CI A	22.87	3,316	1.4	13.04	1,891	13.04	1,891
03-11-10	130.0000	Successfactors Inc	20.79	2,703	1.2	20.00	2,600	20.00	2,600
05-25-10	115.0000	Tenneco Inc	21.06	2,422	1.0	20.25	2,329	20.25	2,329
07-14-09	200.0000	Teradyne Inc	9.75	1,950	0.8	6.87	1,374	6.87	1,374
05-22-08	185.0000	Thoratec Corporation	42.73	7,905	3.4	15.89	2,939	15.89	2,939
05-22-08	435.0000	Tibco Software Inc	12.06	5,246	2.3	7.99	3,475	7.99	3,475
02-23-10	190.0000	Titanium Metals Corp	17.59	3,342	1.4	12.24	2,326	12.24	2,326
04-16-10	55.0000	Triumph Group Inc	66.63	3,665	1.6	71.39	3,927	71.39	3,927
05-12-09	40.0000	UMB Financial Corp	35.56	1,422	0.6	46.49	1,860	46.49	1,860
01-14-10	25.0000	Unit Corp	40.59	1,015	0.4	48.51	1,213	48.51	1,213
05-22-08	180.0000	Universal Electrs Inc	16.63	2,993	1.3	24.49	4,407	24.49	4,407
01-12-09	170.0000	Varian Semiconductor Equipmnt Assoc	28.66	4,872	2.1	19.82	3,369	19.82	3,369
02-01-10	70.0000	Veeco Instruments Inc DE	34.28	2,400	1.0	32.94	2,306	32.94	2,306
05-22-08	80.0000	Vital Images Inc	12.75	1,020	0.4	14.99	1,199	14.99	1,199
10-29-09	165.0000	Vitamin Shoppe Inc	25.65	4,232	1.8	19.90	3,283	19.90	3,283
06-22-10	75.0000	Wabco Holdings Inc	31.48	2,361	1.0	34.70	2,603	34.70	2,603
05-22-08	115.0000	Waste Connections Inc	34.89	4,012	1.7	31.42	3,614	31.42	3,614
				225,209	97.2 %		189,295		189,295
Cash and Equivalents									
		Cash Balance to be swept		3,788	1.6		3,788		3,788

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value			(d) Cost			
			Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)	
			Unit	Total		Unit	Total	Unit	Total
Common Stock									
05-30-08	392.0000	ABM Inds Inc	20.95	8,212	2.5	21.55	8,447	21.55	8,447
05-30-08	1,273.0000	Ares Capital Corporation	12.53	15,951	4.9	12.31	15,671	12.31	15,671
05-30-08	393.0000	Balchem Corp	25.00	9,825	3.0	16.33	6,419	16.33	6,419
03-30-09	180.0000	Carbo Ceramics Inc	72.19	12,994	4.0	27.59	4,966	27.59	4,966
01-16-09	292.0000	Cass Information Systems Inc	34.25	10,001	3.1	29.91	8,734	29.91	8,734
05-30-08	344.0000	Clarcor Inc	35.52	12,219	3.8	43.21	14,864	43.21	14,864
06-22-10	344.0000	Computer Services Inc KY	20.25	6,966	2.1	19.70	6,777	19.70	6,777
06-19-08	417.0000	Entertainment Pptys Tr SBI	38.07	15,875	4.9	16.03	6,683	16.03	6,683
02-06-09	633.0000	Federated Invs Inc PA Cl.B Non Voting	20.71	13,109	4.0	23.75	15,032	23.75	15,032
03-30-09	411.0000	Graco Incorporated	28.19	11,586	3.6	22.62	9,296	22.62	9,296
06-10-10	411.0000	Henry Jack and Assocs Inc	23.88	9,815	3.0	23.49	9,653	23.49	9,653
05-24-10	161.0000	iShares Russell 2000 Value Index Fd	57.04	9,183	2.8	61.59	9,916	61.59	9,916
05-30-08	261.0000	Landauer Inc	60.88	15,890	4.9	59.46	15,520	59.46	15,520
05-30-08	286.0000	Landstar System Inc	38.99	11,151	3.4	55.82	15,963	55.82	15,963
04-07-10	409.0000	Life Partners Hldgs Inc	20.46	8,368	2.6	21.23	8,684	21.23	8,684
05-30-08	196.0000	Lincoln Electric Holdings Inc	50.99	9,994	3.1	82.35	16,141	82.35	16,141
05-30-08	336.0000	Matthews Intl Corp Cl A	29.28	9,838	3.0	47.40	15,927	47.40	15,927
05-30-08	575.0000	McGrath Rentcorp	22.78	13,098	4.0	27.81	15,989	27.81	15,989
05-30-08	483.0000	Owens and Minor Inc Holdings Company	28.38	13,708	4.2	31.66	15,294	31.66	15,294
07-30-09	206.0000	RLI Corp	52.51	10,817	3.3	50.61	10,425	50.61	10,425
12-11-08	209.0000	Roper Industries Inc	55.96	11,696	3.6	41.24	8,618	41.24	8,618
04-27-10	225.0000	Suffolk Bancorp	30.94	6,961	2.1	31.48	7,083	31.48	7,083
05-30-08	346.0000	Syntel Inc	33.95	11,747	3.6	32.55	11,264	32.55	11,264
05-30-08	545.0000	Tempur Pedic International Inc	30.75	16,759	5.1	10.85	5,913	10.85	5,913

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001

JUNE 30, 2010

(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value		(a) (b) Identity of Issue, Borrower, Lessor or Similar Party		(e) Current value			(d) Cost		
Date			Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)	
			Unit	Total		Unit	Total	Unit	Total
Common Stock - Continued									
05-30-08	361.0000	WD 40 Company	33.40	12,057	3.7	34.85	12,580	34.85	12,580
05-30-08	638.0000	World Fuel Services Corp	25.94	16,550	5.1	12.03	7,673	12.03	7,673
05-30-08	220.0000	Young Innovations Inc	28.15	6,193	1.9	19.71	4,336	19.71	4,336
				310,564	95.3 %		287,869		287,869
Cash and Equivalents									
		Cash Balance to be swept		531	0.2		531		531
		JPMorgan Prime Money		14,630	4.5		14,630		14,630
		Market Investor Sh							
				15,161	4.7 %		15,161		15,161
Total Portfolio				325,725	100.0 %		303,030		303,030

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value		Assets	(d) Cost			
			Market Value (\$)			Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)	
			Unit	Total		Unit	Total	Unit	Total
Common Stock									
09-22-09	224.0000	Adidas AG Spons ADR	24.15	5,410	1.2				
05-29-08	193.0000	America Movil SA De Cv Spons ADR Sr L	47.50	9,167	2.1	25.40	5,689	25.40	5,689
05-29-08	114.0000	Bayer AG Spons ADR	55.80	6,361	1.5	53.07	10,242	53.07	10,242
01-29-10	454.0000	Bayerische Motorens Werke AG ADR	16.15	7,332	1.7	80.66	9,195	80.66	9,195
02-06-09	70.0000	BG Group Plc ADR Final Installment	74.70	5,229	1.2	14.54	6,603	14.54	6,603
05-29-08	190.0000	BHP Billiton Limited Spons ADR	61.99	11,778	2.7	82.48	5,774	82.48	5,774
05-29-08	199.0000	BNP Paribas Spons ADR Repdsg 1 4 Sh	27.49	5,471	1.3	86.44	16,423	86.44	16,423
06-03-09	83.0000	British Amern Tobacco Plc Spons ADR 25P	63.30	5,254	1.2	45.13	8,981	45.13	8,981
05-29-08	127.0000	Bunzl Plc Spons ADR	50.41	6,402	1.5	59.75	4,959	59.75	4,959
05-29-08	70.0000	Canadian National Railway Company	57.38	4,017	0.9	62.97	7,998	62.97	7,998
05-29-08	86.0000	Cenovus Energy Inc	25.79	2,218	0.5	57.04	3,993	57.04	3,993
03-04-10	398.0000	Centrica Plc Spons ADR	17.68	7,037	1.6	33.69	2,897	33.69	2,897
05-29-08	530.0000	Cheung Kong Holdings ADR	11.36	6,021	1.4	17.11	6,811	17.11	6,811
05-29-08	80.0000	Cnooc Ltd Spons ADR	170.17	13,614	3.1	15.70	8,321	15.70	8,321
10-14-08	250.0000	Coca Cola Amatil Ltd Spons ADR	20.06	5,015	1.1	177.35	14,188	177.35	14,188
05-29-08	178.0000	Coca Cola Hellenic Bottling Co Spon ADR	21.15	3,765	0.9	11.63	2,907	11.63	2,907
05-29-08	1,152.0000	Compass Group Plc Spons ADR	7.68	8,847	2.0	41.51	7,389	41.51	7,389
02-25-09	478.0000	CSL Limited ADR	13.66	6,529	1.5	7.00	8,064	7.00	8,064
06-23-09	473.0000	Danone Sponsored ADR	10.63	5,028	1.2	12.07	5,768	12.07	5,768
11-06-08	32.0000	Denso Corp ADR	111.75	3,576	0.8	10.80	5,108	10.80	5,108
						78.24	2,504	78.24	2,504

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value			(d) Cost			
			Market Value (\$)	Assets		Cost Excluding Reinvested Divs / Int (\$)	Cost Including Reinvested Divs / Int (\$)		
			Unit	Total		Unit	Total	Unit	Total
Common Stock - Continued									
05-29-08	86.0000	Encana Corp	30.34	2,609	0.6	36.51	3,140	36.51	3,140
11-04-09	80.0000	Fresenius Medical Care AG and CO ADR	53.69	4,295	1.0	50.23	4,018	50.23	4,018
04-01-10	222.0000	Gazprom O A O Spons ADR	18.81	4,176	1.0	23.87	5,300	23.87	5,300
07-22-08	311.0000	Grupo Televisa SA de Cv GDR Reprsg Ord	17.41	5,415	1.2	23.61	7,344	23.61	7,344
05-29-08	199.0000	Hutchison Whampoa Ltd ADR	30.70	6,109	1.4	51.66	10,280	51.66	10,280
05-29-08	178.0000	Imperial Tobacco Grp Plc Spons ADR	55.71	9,916	2.3	86.52	15,400	86.52	15,400
01-28-10	190.0000	Industrial Commercl bk China Asia ADR	36.49	6,933	1.6	37.60	7,145	37.60	7,145
05-29-08	137.0000	Infosys Technology Ltd Spons ADR	59.91	8,208	1.9	45.42	6,222	45.42	6,222
05-29-08	187.0000	International Power Plc Spons ADR	45.20	8,452	1.9	73.03	13,656	73.03	13,656
05-11-10	643.0000	Julius Baer Group Ltd	5.70	3,665	0.8	5.85	3,764	5.85	3,764
05-29-08	490.0000	Keppel Ltd Spons ADR	12.23	5,993	1.4	18.05	8,844	18.05	8,844
06-24-10	409.0000	Kingfisher Plc Spons ADR Par 15 5 7 Pen	6.24	2,552	0.6	6.75	2,761	6.75	2,761
05-29-08	288.0000	Komatsu Ltd Spons ADR	18.11	5,216	1.2	27.57	7,939	27.57	7,939
08-26-09	395.0000	Koninklijke Ahold NV Spons ADR	12.35	4,878	1.1	12.67	5,006	12.67	5,006
05-29-08	217.0000	Nestle SA Spons ADR Repsting Reg Shs	48.24	10,468	2.4	47.74	10,359	47.74	10,359
05-29-08	416.0000	Nidec Corp Spons ADR	20.90	8,694	2.0	14.91	6,204	14.91	6,204
10-20-09	128.0000	Novartis AG Spons ADR	48.32	6,185	1.4	47.73	6,110	47.73	6,110
05-29-08	91.0000	Novo Nordisk A S ADR	81.02	7,373	1.7	65.77	5,985	65.77	5,985
05-29-08	260.0000	Open Joint Stock Vimpel Comm Spons ADR	16.90	4,394	1.0	35.54	9,240	35.54	9,240

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001

JUNE 30, 2010

Date	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(e) Current value			(d) Cost			
			Market Value (\$) Unit	Total	Assets	Cost Excluding Reinvested Divs / Int (\$) Unit	Total	Cost Including Reinvested Divs / Int (\$) Unit	Total
Common Stock - Continued									
05-29-08	132.0000	Petroleo Brasileiro SA Petrobras ADR	34.32	4,530	1.0	71.44	9,430	71.44	9,430
05-29-08	320.0000	Petroleum Geo Svcs ASA Spons ADR	8.47	2,710	0.6	29.89	9,565	29.89	9,565
11-18-08	129.0000	Philippine Long Dist Tel Co ADR	50.97	6,575	1.5	44.92	5,795	44.92	5,795
08-26-08	199.0000	Reed Elsevier Plc Spons ADR	29.30	5,831	1.3	42.70	8,498	42.70	8,498
05-29-08	330.0000	Roche Holdings Limited Spons ADR	34.30	11,319	2.6	43.17	14,248	43.17	14,248
02-25-09	361.0000	Royal KPN N V Spons ADR	12.77	4,610	1.1	13.24	4,779	13.24	4,779
07-31-09	84.0000	SAP Aktiengesellschaft Spons ADR	44.30	3,721	0.9	46.80	3,931	46.80	3,931
05-29-08	440.0000	Sharp Corp ADR J	10.57	4,651	1.1	17.28	7,603	17.28	7,603
05-29-08	143.0000	Shire Plc	61.38	8,777	2.0	47.29	6,762	47.29	6,762
02-23-09	61.0000	Smith and Nephew Plc Spons ADR	47.00	2,867	0.7	37.08	2,262	37.08	2,262
05-29-08	191.0000	Syngenta AG Spons ADR	45.85	8,757	2.0	58.46	11,166	58.46	11,166
05-29-08	782.0000	Taiwan Semiconductor Mfg Co Spons ADR	9.76	7,632	1.8	11.09	8,673	11.09	8,673
09-10-09	170.0000	Talisman Energy Inc	15.18	2,581	0.6	16.97	2,886	16.97	2,886
05-29-08	35.0000	Telefonica SA Spons ADR	55.53	1,844	0.4	86.36	3,022	86.36	3,022
05-29-08	486.0000	Tesco Plc Spons ADR	16.93	8,228	1.9	24.15	11,737	24.15	11,737
05-29-08	275.0000	Teva Pharmaceutical Industries Ltd ADR	51.99	14,297	3.3	45.60	12,541	45.60	12,541
05-29-08	208.0000	TNT N V Spons ADR	25.25	5,252	1.2	35.46	7,375	35.46	7,375
05-29-08	134.0000	Total S A Spons ADR	44.64	5,982	1.4	76.50	10,251	76.50	10,251
05-29-08	63.0000	Toyota Motor Corp Spons ADR	68.57	4,320	1.0	91.64	5,773	91.64	5,773
05-29-08	205.0000	Transcanada Corp	33.43	6,853	1.6	39.50	8,097	39.50	8,097
05-29-08	110.0000	Trend Micro Inc Spons ADR	27.05	2,975	0.7	35.77	3,935	35.77	3,935

THE BURGER IRON COMPANY SALARIED EMPLOYEES' RETIREMENT INCOME PLAN
SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS (HELD AT END OF YEAR), CONTINUED
EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

		(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(a) (b) Identity of Issue, Borrower, Lessor or Similar Party		(e) Current value		(d) Cost		
Date			Market Value (\$)		Assets	Cost Excluding Reinvested Divs / Int (\$)		Cost Including Reinvested Divs / Int (\$)	
			Unit	Total		Unit	Total	Unit	Total
Common Stock - Continued									
02-19-10	170.0000	Unilever NV New York Shares	27.32	4,644	1.1	30.53	5,189	30.53	5,189
06-12-08	471.0000	Vodafone Group Plc ADR	20.67	9,736	2.2	25.02	11,784	25.02	11,784
05-29-08	125.0000	WPP Plc ADR	46.81	5,851	1.3	60.30	7,537	60.30	7,537
				388,246	88.0 %		465,370		465,370
Preferred Stock									
05-05-10	266.0000	Banco Bradesco SA Spons ADR Repstg Pfd	15.86	4,219	1.0	17.44	4,639	17.44	4,639
				4,219	1.0 %		4,639		4,639
Cash and Equivalents									
		Cash Balance to be swept		155	0.0		155		155
		JPMorgan Prime Money		43,379	9.9		43,379		43,379
		Market Investor Sh							
				43,533	10.0 %		43,533		43,533
Total Portfolio				435,998	100.0 %		513,542		513,542

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

SCHEDULE H, LINE 4(i)-SCHEDULE OF ASSETS
(HELD AT END OF YEAR), CONTINUED

EIN-34-0122750 PLAN NUMBER 001
JUNE 30, 2010

(a) (b) Identity of Issue, Borrower, Lessor or Similar Party	(c) Description of Investment, Including Maturity Date, Rate of Interest, Collateral, Par or Maturity Value	(d) Cost	(e) Current Value
Money Market Funds			
FirstMerit Trust Company*	Federated Inv Prime Obligations Fund, 109,922.93 units	\$ 109,923	\$ 109,923
JPMorgan Prime Money	Money market fund	4,273	<u>4,273</u>
			114,196
United States Treasury notes			
United States Treasury notes	\$145,000 par value; 5.00% February 15, 2011	141,647	149,265
United States Treasury notes	\$280,000 par value; 3.875% February 15, 2013	283,063	302,464
United States Treasury notes	\$330,000 par value; 4.000% February 15, 2014	310,148	361,838
United States Treasury notes	\$165,000 par value; 4.500% May 15, 2017	155,796	<u>187,714</u>
			1,001,281
Mutual fund			
Vanguard Growth Index Fund Signal Shares*	11,175.42 Shares	476,232	<u>259,178</u>
			<u>\$ 4,710,007</u>

* Party-in-interest

THE BURGER IRON COMPANY
SALARIED EMPLOYEES' RETIREMENT INCOME PLAN

SCHEDULE H, LINE 4(j)-SCHEDULE OF REPORTABLE TRANSACTIONS
FOR THE YEAR ENDED JUNE 30, 2010
EIN-34-0122750 PLAN NUMBER 001

(a) Identity of Party Involved	(b) Description of Assets	(c) Purchase Price	(d) Selling Price	(g) Cost of Asset	(h) Current Value of Asset on Transaction Date	(i) Net Gain (Loss)
Category (iii) - Series of transactions in excess of 5% of Plan assets						
JPMorgan Prime Money	Money market fund	\$ 357,069	-	\$ 357,069	\$ 357,069	-
		-	235,327	235,327	235,327	-

There were no category (i), (ii) and (iv) reportable transactions during the year ended June 30, 2010.