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), 6057(b), 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

2011

This Form is Open to Public

					Inspection				
Part I Annual Report Identification Information									
For caler	For calendar plan year 2011 or fiscal plan year beginning 01/01/2011 and ending 12/31/2011								
A This	eturn/report is for:	a multiemployer plan;	a multipl	e-employer plan; or					
	·	x a single-employer plan;	a DFE (s	specify)					
B This r	return/report is:	return/report;							
		an amended return/report;	a short p	lan year return/report (less tha	n 12 months).				
C If the plan is a collectively-bargained plan, check here									
D Chec	k box if filing under:	Form 5558;	automati	c extension;	the DFVC program;				
	special extension (enter description)								
Part	II Basic Plan Informa	ation—enter all requested informa	ation						
1a Name of plan 1b 1					1b Three-digit plan number (PN) ▶	001			
FRANKL	IN, WEINRIB, RUDELL & VAS	SALLO, P.C. 401(K) PLAN			1c Effective date of pla	an			
					02/01/1979				
2a Plan	sponsor's name and address,	including room or suite number (Er	nployer, if for single	-employer plan)	2b Employer Identifica	tion			
					Number (EIN)				
FRANKI	LIN, WEINRIB, RUDELL & VAS	SALLO			13-2974980				
					2c Sponsor's telephone number				
400 1445	NOON AVENUE				212-935-5500)			
	DISON AVENUE DRK, NY 10022		SON AVENUE RK, NY 10022		2d Business code (see	e			
					instructions) 541110				
					541110				
Caution	: A penalty for the late or inco	omplete filing of this return/repor	t will be assessed	unless reasonable cause is	established.				
		nalties set forth in the instructions,							
statemer	nts and attachments, as well as	the electronic version of this return	/report, and to the b	est of my knowledge and belie	ef, it is true, correct, and com	nplete.			
SIGN HERE	Filed with authorized/valid elect	ronic signature.	06/25/2012	SHELLEY BROWN					
	Signature of plan administra	ator	Date	Enter name of individual sig	ning as plan administrator				
SIGN HERE									
HERE	Signature of employer/plan	sponsor	Date	Enter name of individual sig	ning as employer or plan sp	onsor			
SIGN									
HERE	Signature of DFE		Date	Enter name of individual sig	ning as DFE				

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

Form 5500 (2011) v.012611

Form 5500 (2011) Page **2**

	Plan administrator's name and address (if same as plan sponsor, enter "Same") FRANKLIN, WEINRIB, RUDELL & VASSALLO				3b Administrator's EIN 13-2974980		
	488 MADISON AVENUE NEW YORK, NY 10022			3c Administrator's telephone number 212-935-5500			
4	If the name and/or EIN of the plan sponsor has changed since the last return the plan number from the last return/report:	n/report filed for thi	s plan, enter the name, EIN	and	4b EIN		
а	Sponsor's name				4c PN		
5	Total number of participants at the beginning of the plan year			5	39		
6	Number of participants as of the end of the plan year (welfare plans complete	te only lines 6a, 6b	, 6c , and 6d).		1		
а	Active participants			6a	24		
b	Retired or separated participants receiving benefits			6b	1		
С	Other retired or separated participants entitled to future benefits			6c	11		
d	Subtotal. Add lines 6a , 6b , and 6c			6d	36		
е	Deceased participants whose beneficiaries are receiving or are entitled to re-	eceive benefits		6e	1		
f	Total. Add lines 6d and 6e			6f	37		
g	Number of participants with account balances as of the end of the plan year complete this item)	` •	•	6g	32		
h	Number of participants that terminated employment during the plan year with less than 100% vested			6h	0		
7	Enter the total number of employers obligated to contribute to the plan (only	multiemployer pla	ans complete this item)	7			
	If the plan provides pension benefits, enter the applicable pension feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable pension feature con the plan provides welfare benefits, enter the applicable pension feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits, enter the applicable welfare feature con the plan provides welfare benefits and the plan provides welfare be						
9a	Plan funding arrangement (check all that apply)		t arrangement (check all that	t apply)			
	(1) Insurance	(1)	Insurance		a contracto		
	(2) Code section 412(e)(3) insurance contracts (3) Trust	(2) (3)	Code section 412(e)(3) in	isuraric	e contracts		
	(4) General assets of the sponsor	(4)	General assets of the spe	onsor			
10	Check all applicable boxes in 10a and 10b to indicate which schedules are a		'		hed. (See instructions)		
9	Pension Schedules	b General So	chodulos				
	(1) R (Retirement Plan Information)	(1)	H (Financial Inform	ation)			
	(2) MR (Multiamplayer Defined Reposit Plan and Cartain Manage		J `	,	Small Plan)		
	(2) MB (Multiemployer Defined Benefit Plan and Certain Money Purchase Plan Actuarial Information) - signed by the plan	(2) <u>X</u>	I (Financial Informa A (Insurance Inform		omali Fiail)		
	actuary	(3) (4)	C (Service Provide		nation)		
	(2) SP (Single Employer Defined Penefit Dian Actuaries	(5)	D (DFE/Participatin		,		
	(3) SB (Single-Employer Defined Benefit Plan Actuarial Information) - signed by the plan actuary	(6)	G (Financial Transa	-			
-		(-)					

SCHEDULE I (Form 5500)

Department of the Treasury Internal Revenue Service

Department of Labor Employee Benefits Security Administration Pension Benefit Guaranty Corporation Financial Information—Small Plan

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

File as an attachment to Form 5500.

OMB No. 1210-0110

2011

This Form is Open to Public Inspection

For calendar plan year 2011 or fiscal plan year beginning 01/01/2011	and ending 12/31/2011
A Name of plan FRANKLIN, WEINRIB, RUDELL & VASSALLO, P.C. 401(K) PLAN	B Three-digit plan number (PN) 001
C Plan sponsor's name as shown on line 2a of Form 5500	D Employer Identification Number (EIN)
FRANKLIN, WEINRIB, RUDELL & VASSALLO	13-2974980
Operated Oak at the 18th and a second form they 400 and also as a fittle benies.	and the relative of the relati

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

Part I Small Plan Financial Information

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

1	Plan Assets and Liabilities:		(a) Beginning of Year	(b) End of Year
а	Total plan assets	. 1a	10318607	10134431
b	Total plan liabilities	. 1b		
С	Net plan assets (subtract line 1b from line 1a)	1c	10318607	10134431
2	Income, Expenses, and Transfers for this Plan Year:		(a) Amount	(b) Total
а	Contributions received or receivable:			
	(1) Employers	. 2a(1)		
	(2) Participants	. 2a(2)	257444	
	(3) Others (including rollovers)	2a(3)		
b	Noncash contributions	. 2b		
С	Other income	. 2c	-263154	
d	Total income (add lines 2a(1), 2a(2), 2a(3), 2b, and 2c)	2d		-5710
е	Benefits paid (including direct rollovers)	. 2e	178128	
f	Corrective distributions (see instructions)	. 2f	0	
g	Certain deemed distributions of participant loans (see instructions)	. 2g	0	
h	Administrative service providers (salaries, fees, and commissions).	. 2h	338	
i	Other expenses	. 2i		
j	Total expenses (add lines 2e, 2f, 2g, 2h, and 2i)	. 2j		178466
k	Net income (loss) (subtract line 2j from line 2d)	. 2k		-184176
	Transfers to (from) the plan (see instructions)	. 2I		

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

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

Page 2 -

Schedule I (Form 5500) 2011

			Yes	No		Amount	
3f	Loans (other than to participants)	3f		X			
g	Tangible personal property	3g		X			
Pa	art II Compliance Questions						
4	During the plan year:		Yes	No		Amount	
а	Was there a failure to transmit to the plan any participant contributions within the time period described in 29 CFR 2510.3-102? Continue to answer "Yes" for any prior year failures until fully corrected. (See instructions and DOL's Voluntary Fiduciary Correction Program.)	4a		X			
b	Were any loans by the plan or fixed income obligations due the plan in default as of the close of plan year or classified during the year as uncollectible? Disregard participant loans secured by the participant's account balance	4b		X			
С	Were any leases to which the plan was a party in default or classified during the year as uncollectible?	4c		X			
d	Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 4a.)	4d		X			
е	Was the plan covered by a fidelity bond?	4e	X				500000
f	Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty?	4f		X			
g	Did the plan hold any assets whose current value was neither readily determinable on an established market nor set by an independent third party appraiser?	4g		Х			
h	Did the plan receive any noncash contributions whose value was neither readily determinable on an established market nor set by an independent third party appraiser?	4h		X			
i	Did the plan at any time hold 20% or more of its assets in any single security, debt, mortgage, parcel of real estate, or partnership/joint venture interest?	4i		X			
j	Were all the plan assets either distributed to participants or beneficiaries, transferred to another plan, or brought under the control of the PBGC?	4j		X			
k	Are you claiming a waiver of the annual examination and report of an independent qualified public accountant (IQPA) under 29 CFR 2520.104-46? If "No," attach an IQPA's report or 2520.104-50 statement. (See instructions on waiver eligibility and conditions.)	4k	X				
I	Has the plan failed to provide any benefit when due under the plan?	41		X			
m	If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.)	4m		X			
n	If 4m was answered "Yes," check the "Yes" box if you either provided the required notice or one of the exceptions to providing the notice applied under 29 CFR 2520.101-3	4n		X			
5a 5b	If, during this plan year, any assets or liabilities were transferred from this plan to another plan(s), ide		es XN		Amount:	r liabilities	were
	transferred. (See instructions.)				. =	T	(6) 5) (7)
	5b(1) Name of plan(s)			5b(2) EIN(s)	51	b(3) PN(s)
							_

SCHEDULE R (Form 5500)

Department of the Treasury Internal Revenue Service

Department of Labor Employee Benefits Security Administration 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

2011

This Form is Open to Public Inspection.

	Pension Benefit Guaranty Corporation							
For	calendar plan year 2011 or fiscal plan year beginning 01/01/2011 and e	ending	12/31/2	011				
A N	Name of plan NKLIN, WEINRIB, RUDELL & VASSALLO, P.C. 401(K) PLAN		ee-digit n numbe	er •	0	01		
	Plan sponsor's name as shown on line 2a of Form 5500 NKLIN, WEINRIB, RUDELL & VASSALLO		oloyer Ide 3-297498		on Numbe	er (EIN))	
Pa	art I Distributions	•						
	references to distributions relate only to payments of benefits during the plan year.							
1	Total value of distributions paid in property other than in cash or the forms of property specified in the instructions		1					0
2	Enter the EIN(s) of payor(s) who paid benefits on behalf of the plan to participants or beneficiaries dur payors who paid the greatest dollar amounts of benefits):	ring the yea	ır (if more	e than tv	vo, enter l	EINs of	the t	wo
	EIN(s): 04-6568107							
	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 year.	•	3					
Pa	Funding Information (If the plan is not subject to the minimum funding requirements of ERISA section 302, skip this Part)	of section o	of 412 of	the Inter	rnal Reve	nue Co	de or	
4	Is the plan administrator making an election under Code section 412(d)(2) or ERISA section 302(d)(2)?			Yes	N	lo		N/A
	If the plan is a defined benefit plan, go to line 8.							
5 6	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: Mon If you completed line 5, complete lines 3, 9, and 10 of Schedule MB and do not complete the real Enter the minimum required contribution for this plan year (include any prior year accumulated fun deficiency not waived)	mainder of		y hedule.	Ye	ear		
	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.			1				
7	Will the minimum funding amount reported on line 6c be met by the funding deadline?			Yes	_ N	o		N/A
8	If a change in actuarial cost method was made for this plan year pursuant to a revenue procedure or cauthority providing automatic approval for the change or a class ruling letter, does the plan sponsor or administrator agree with the change?	r plan		Yes	□ N	0		N/A
Pa	art 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. If no, check the "No" box	ease	Decre	ase	Both	l	_ N	o
Pa	rt IV ESOPs (see instructions). If this is not a plan described under Section 409(a) or 4975(skip this Part.	(e)(7) of the	e Interna	l Revenu	ue Code,			
10	Were unallocated employer securities or proceeds from the sale of unallocated securities used to repa	ay any exer	mpt 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 " (See instructions for definition of "back-to-back" loan.)				<u> </u>	Yes		No
12	Does the ESOP hold any stock that is not readily tradable on an established securities market?					Yes		No

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

_		•
Н	age	
•	~9~	-

14	Enter the number of participants on whose behalf no contributions were made by an employer as an employer of participant for:	the					
	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 ma employer contribution during the current plan year to:	ke an					
	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	7 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.						
P	art VI Additional Information for Single-Employer and Multiemployer Defined Benefi	t Pensi	on Plans				
18	If any liabilities to participants or their beneficiaries under the plan as of the end of the plan year consist (in whole and beneficiaries under two or more pension plans as of immediately before such plan year, check box and see in 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:	_% Othe	er:%				
	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 18-2	21 vears	21 years or more				
	C What duration measure was used to calculate item 19(b)?	i years					
	Effective duration Macaulay duration Modified duration Other (specify):						