	Form 5500-SF	Short Form Annual R	OMB Nos. 1210-0110 1210-0089							
Department of the Treasury Internal Revenue Service		Benefit Plan This form is required to be filed under sections 104 and 4065 of the Employe			ee	2009				
Department of Labor Retirement Income Security A				(ERISA), and section 6058(a) of the ode (the Code).	This Form is Open to Public					
P	Pension Benefit Guaranty Corporation Inspection									
Part I   Annual Report Identification Information     For calendar plan year 2009 or fiscal plan year beginning   01/01/2009   and ending   12/31/2009										
		I plan year beginning 01/01/2009		and ending	12/31/					
	This return/report is for:		•	mployer plan (not multiemployer)		one-participant plan				
				n/report ) year return/report (less than 12 m						
-										
C	C Check box if filing under:									
		special extension (enter descriptio	,							
	Part II   Basic Plan Information—enter all requested information     1a Name of plan   1b Three-digit									
	Name of plan S MARTIN CONSTRUCTION C	O., INC. DEFINED BENEFIT PENSI	ION PLAN			plan number				
		- ,				(PN) • 002				
					1c	Effective date of plan 01/01/2004				
	Plan sponsor's name and address MARTIN CONSTRUCTION C	ess (employer, if for single-employer	plan)		2b	Employer Identification Number (EIN) 61-0928190				
					2c	Plan sponsor's telephone number 502-493-2911				
	PLANTSIDE DRIVE SVILLE, KY 40299				2d	Business code (see instructions) 236110				
	Plan administrator's name and	3b	Administrator's EIN							
AIVIO	S MARTIN CONSTRUCTION C	3c	61-0928190 C Administrator's telephone number							
<b>1</b> +	4 If the name and/or EIN of the plan sponsor has changed since the last return/report filed for this plan, enter the 4b EIN									
		r from the last return/report. Sponso		port med for this plan, enter the	40	EIN				
· · · ·						<b>4c</b> PN				
	Total number of participants at		9							
b	Total number of participants at	5b	4							
С	Total number of participants wi complete this item)	5c								
6a	• • •	uring the plan year invested in eligibl				Yes No				
-	Are you claiming a waiver of th	e annual examination and report of a	an indeper	dent qualified public accountant (IC						
	under 29 CFR 2520.104-46? (See instructions on waiver eligibility and conditions.)									
Pa	rt III Financial Informa		orm 5500-	SF and must instead use Form 5	500.					
7	Plan Assets and Liabilities			(a) Beginning of Year		(b) End of Year				
а				2	495998					
b	Total plan liabilities		. 7b							
С	et plan assets (subtract line 7b from line 7a)			48575	495998					
8	Income, Expenses, and Transf	ers for this Plan Year		(a) Amount		(b) Total				
а	Contributions received or received		0-(4)							
			8a(1) 8a(2)							
b	., ,			1024	6					
c	· · · ·				-	10246				
d	- · · · · · · · · · · · · · · · · · · ·									
	· ,		8d							
e		ve distributions (see instructions)			_					
t	•	s (salaries, fees, commissions)			-					
g b	•		8g			0				
h i		3e, 8f, and 8g) 8h from line 8c)		8h   1						
j	( ) (	e instructions)				10246				
	, , i (	,	oj							

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

Page **2-**1

## Part IV Plan Characteristics

4B

- **9a** If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristic Codes in the instructions: 1A 1G 3D
- **b** If the plan provides welfare benefits, enter the applicable welfare feature codes from the List of Plan Characteristic Codes in the instructions:

Part	V Compliance Questions							
10	During the plan year:		Yes	No		Amount		
а	Vas there a failure to transmit to the plan any participant contributions within the time period described in 29 CFR 2510.3-102? (See instructions and DOL's Voluntary Fiduciary Correction Program)			X				
b	Vere there any nonexempt transactions with any party-in-interest? (Do not include transactions reporte on line 10a.)			x				
С	Nas the plan covered by a fidelity bond?			Х				
d	Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty?			Х				
е	Were any fees or commissions paid to any brokers, agents, or other persons by an insurance carrier, nsurance service or other organization that provides some or all of the benefits under the plan? (See nstructions.)			X				
f	Has the plan failed to provide any benefit when due under the plan?	10f		Х				
g	id the plan have any participant loans? (If "Yes," enter amount as of year end.)			Х				
h	this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 520.101-3.)							
i	If 10h was answered "Yes," check the box if you either provided the required notice or one of the exceptions to providing the notice applied under 29 CFR 2520.101-3	10i						
Part	VI Pension Funding Compliance							
11								
12	Is this a defined contribution plan subject to the minimum funding requirements of section 412 of the Code or section 302 of ERISA?							
	(If "Yes," complete 12a or 12b, 12c, 12d, and 12e below, as applicable.)							
a If a waiver of the minimum funding standard for a prior year is being amortized in this plan year, see instructions, and enter the date of the letter ruling granting the waiver								
If you completed line 12a, complete lines 3, 9, and 10 of Schedule MB (Form 5500), and skip to line 13.								
b	Enter the minimum required contribution for this plan year			12b				
С	Enter the amount contributed by the employer to the plan for this plan year			12c				
d	Subtract the amount in line 12c from the amount in line 12b. Enter the result (enter a minus sign to the left negative amount)		[	12d		_	_	
е	Will the minimum funding amount reported on line 12d be met by the funding deadline?				Yes	No	N/A	
Part	VII Plan Terminations and Transfers of Assets							
13a	Has a resolution to terminate the plan been adopted during the plan year or any prior year?						s 🗙 No	
	If "Yes," enter the amount of any plan assets that reverted to the employer this year			13a				
b	Were all the plan assets distributed to participants or beneficiaries, transferred to another plan, or brought of the PBGC?							
C	<b>C</b> If during this plan year, any assets or liabilities were transferred from this plan to another plan(s), identify the plan(s) to which assets or liabilities were transferred. (See instructions.)							
1	13c(1) Name of plan(s):				<b>13c(2)</b> EIN(s)			

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

Under penalties of perjury and other penalties set forth in the instructions, I declare that I have examined this return/report, including, if applicable, a Schedule SB or Schedule MB completed and signed by an enrolled actuary, as well as the electronic version of this return/report, and to the best of my knowledge and belief, it is true, correct, and complete.

SIGN	Filed with authorized/valid electronic signature.	06/04/2013	ANTHONY MARTIN				
HERE	Signature of plan administrator	Date	Enter name of individual signing as plan administrator				
SIGN							
HERE	Signature of employer/plan sponsor	Date	Enter name of individual signing as employer or plan sponsor				