Form 5500	Annual Return/Report of Employee Benefit Plan	OMB Nos. 1210-0110				
	This form is required to be filed for employee benefit plans under sections 104	1210-0089				
Department of the Treasury Internal Revenue Service	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).	2012				
Department of Labor Employee Benefits Security Administration	Complete all entries in accordance with the instructions to the Form 5500.					
Pension Benefit Guaranty Corporation		This Form is Open to Public				
		Inspection				
	tification Information					
For calendar plan year 2012 or fiscal		2012				
A This return/report is for:	a multiemployer plan; a multiple-employer plan; or					
	x a single-employer plan; a DFE (specify)					
	the first return/report; the final return/report;					
B This return/report is:						
	X an amended return/report; a short plan year return/report (less the second se	han 12 months).				
C If the plan is a collectively-bargain	ed plan, check here					
D Check box if filing under:	Form 5558; automatic extension;	the DFVC program;				
	special extension (enter description)					
Part II Basic Plan Inform	nation—enter all requested information					
1a Name of plan R.A. RODRIGUEZ, INC. 401(K) RET		1b Three-digit plan number (PN) ▶ 001				
N.M. RODRIGGE2, INC. 401(R) REIT		1c Effective date of plan 01/01/1996				
2a Plan sponsor's name and addres R.A. RODRIGUEZ. INC.	s; include room or suite number (employer, if for a single-employer plan)	2b Employer Identification Number (EIN) 11-2255512				
		2c Sponsor's telephone number 516-625-8260				
20 SEAVIEW BLVD. PORT WASHINGTON, NY 11050	20 SEAVIEW BLVD. PORT WASHINGTON, NY 11050	2d Business code (see instructions) 423800				

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.	06/28/2013	ROBERT RODRIGUE	Z		
HERE	Signature of plan administrator	Date	Enter name of individu	al signing as plan administrator		
SIGN HERE	Filed with authorized/valid electronic signature.	06/28/2013	ROBERT RODRIGUE	Z		
TIEIXE	Signature of employer/plan sponsor	Date	Enter name of individu	al signing as employer or plan sponsor		
SIGN HERE						
	Signature of DFE	Date	Enter name of individual signing as DFE			
Preparer	's name (including firm name, if applicable) and address; include i	Preparer's telephone number (optional)				
For Pap	erwork Reduction Act Notice and OMB Control Numbers, see	the instructions fo	r Form 5500.	Form 5500 (2012)		

Form 5500	(2012)
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Page **2**

3a	Plan administrator's name and address Same as Plan Sponsor Name Same as Plan Sponsor Address		Administrator's EIN 11-2255512	
R.	A. RODRIGUEZ, INC.	-	Administrator's telephone	
	SEAVIEW BLVD. RT WASHINGTON, NY 11050		number 516-625-8260	
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:	4b	EIN	
а	Sponsor's name	4c	PN	
5	Total number of participants at the beginning of the plan year	5	;	18
6	Number of participants as of the end of the plan year (welfare plans complete only lines 6a, 6b, 6c, and 6d).			
а	Active participants	66	a	16
b	Retired or separated participants receiving benefits	61	o	0
С	Other retired or separated participants entitled to future benefits	. 60	c	1
d	Subtotal. Add lines 6a , 6b , and 6c	60	- b	17
е	Deceased participants whose beneficiaries are receiving or are entitled to receive benefits	. 60	e	0
f	Total. Add lines 6d and 6e	. 6	f	17
g	Number of participants with account balances as of the end of the plan year (only defined contribution plans complete this item)	. 6	9	14
h	Number of participants that terminated employment during the plan year with accrued benefits that were less than 100% vested	. 61	n	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 Characteristics Codes in the instructions: 2F 2G 2J 2K 2R 2S 2T 3D

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

9a	a Plan funding arrangement (check all that apply)			9b	Plan bene	efit a	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)	X	Trust
	(4)		General assets of the sponsor		(4)		General assets of the sponsor
10	Check a	all ap	plicable boxes in 10a and 10b to indicate which schedules are at	tache	d, and, wh	nere	indicated, enter the number attached. (See instructions)
a Pension Schedules b General Schedules						nedules	
	(1)	X	R (Retirement Plan Information)		(1)		H (Financial Information)
	(2)	\square	MB (Multiemployer Defined Benefit Plan and Certain Money		(2)	Х	I (Financial Information – Small Plan)
			Purchase Plan Actuarial Information) - signed by the plan		(3)		A (Insurance Information)
			actuary		(4)		C (Service Provider Information)
	(3)	\square	SB (Single-Employer Defined Benefit Plan Actuarial		(5)		D (DFE/Participating Plan Information)
			Information) - signed by the plan actuary		(6)		G (Financial Transaction Schedules)

	SCHEDULE I	Financial In	form	ation—Sr	nall	Plan			OMB No. 1210-0110			
	(Form 5500)											
	Department of the Treasury Internal Revenue Service 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								2012			
	Department of Labor Employee Benefits Security Administration	Internal Revenue Code (the Code).										
	Pension Benefit Guaranty Corporation	File as a	an attac	hment to Form	5500.			1115	Form is Open to Public Inspection			
For	calendar plan year 2012 or fiscal pla	an year beginning 01/01/20	12		a	nd ending	12/3	31/2012				
	Name of plan RODRIGUEZ, INC. 401(K) RETIRE	EMENT PLAN				Three-digit		•	001			
C Plan sponsor's name as shown on line 2a of Form 5500 R.A. RODRIGUEZ, INC.					11-	mployer Id 2255512						
	nplete Schedule I if the plan covered all plan under the 80-120 participant r							ete Scheo	dule I if you are filing as a			
Pa	rt I Small Plan Financial	Information										
ass ben	port below the current value of asset ets held in more than one trust. Do r efit at a future date. Include all incor irance carriers. Round off amounts	not enter the value of the portion me and expenses of the plan inc	of an in	surance contrac	t that g	uarantees	during th	is plan ye	ar to pay a specific dollar			
1	Plan Assets and Liabilities:			(a) Be	ginning	g of Year			(b) End of Year			
а	Total plan assets		. 1a			27	751817		2527251			
b	Total plan liabilities		. 1b									
С	Net plan assets (subtract line 1b free	om line 1a)	1c			27	751817	2527251				
2	Income, Expenses, and Transfer	s for this Plan Year:		((a) Amo	ount		(b) Total				
а	Contributions received or receivable	le:										
	(1) Employers		. 2a(1)				82022					
	(2) Participants		. 2a(2)			1	31500	1				
	(3) Others (including rollovers)											
b	Noncash contributions											
С	Other income					1	95476	1				
d	Total income (add lines 2a(1), 2a(2		_					408998				
а 0	Benefits paid (including direct rollo					e	633348					
۲ ۲												
n N	Corrective distributions (see instrue Certain deemed distributions of pa		. 2f									
g	(see instructions)		. 2g									
h	Administrative service providers (s	alaries, fees, and commissions).	. 2h				216					
i	Other expenses		. 2i									
j	Total expenses (add lines 2e, 2f, 2	g, 2h, and 2i)	. 2j						633564			
k	Net income (loss) (subtract line 2j f	from line 2d)	-				-		-224566			
I	Transfers to (from) the plan (see in	nstructions)	. 21									
3	Specific Assets: If the plan held as remaining in the plan as of the end of by-line basis unless the trust meets o	the plan year. Allocate the value o	of the pla	n's interest in a co								
				г		Yes	No		Amount			
а	Partnership/joint venture interests.		· · · · · · · · · · · · · · · · · · ·	3a		X						
b	Employer real property				3b		X					
С	Real estate (other than employer r	eal property)			3c		X					
d	Employer securities				3d		X					
е	Participant loans				3e							
For	Paperwork Reduction Act Notice	and OMB Control Numbers, s	ee the i	nstructions for	Form \$	5500		ę	Schedule I (Form 5500) 2012			

			Yes	No	Amount
3f	Loans (other than to participants)	3f		Х	
g	Tangible personal property	3g		Х	

Pa	Part 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		300000
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		×	
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?	4h		X	
i	Did the plan at any time hold 20% or more of its assets in any single security, debt, mortgage, parce 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		х	
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		
L	Has the plan failed to provide any benefit when due under the plan?	41		Х	
m	If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.)	4m		Х	
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	Has a resolution to terminate the plan been adopted during the plan year or any prior plan year?				

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)

Part III Trust Information (optional)

6a Name of trust

6b Trust's EIN

5b(2) EIN(s)

5b(3) PN(s)

	SCHED	ULE R	R	etirement P	lan Informat	ion			C	OMB No. 12	210-0110		
(Form 5500) Department of the Treasury Internal Revenue Service Department of Labor Employee Benefits Security Administration 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.								2012					
								This F		pen to Pul	blic		
	Pension Benefit Gu			File as an attac	chiment to Form 550	<i>i</i> 0.				Inspec	tion.		
AN	lame of plan	ear 2012 or fiscal p NC. 401(K) RETIRE		01/01/2012		and en	B Thr	12/31/2 ee-digit an numb N)			001		
	Plan sponsor's n RODRIGUEZ, I	ame as shown on li NC.	ine 2a of Form 5500	0				ployer lo 1-22555		tion Numt	per (EIN)		
Ра	rt I Distri	butions											
All	references to d	listributions relate	only to payments	of benefits during	the plan year.								
1					s of property specifie			1				0	
2		s) of payor(s) who p aid the greatest dolla			rticipants or beneficia	aries durir	ig the yea	ar (if mo	re than t	two, enter	EINs of th	ne two	
	EIN(s):	04-6568107			. <u></u>								
	Profit-sharing	g plans, ESOPs, ar	nd stock bonus pla	ans, skip line 3.				·	-1				
3					ed in a single sum, d			. 3					
P		ding Informati SA section 302, skip		not subject to the min	imum funding require	ements of	section	of 412 o	f the Inte	ernal Rev	enue Code	e or	
4	Is the plan adm	ninistrator making an	election under Code	e section 412(d)(2) or	ERISA section 302(d)	(2)?			Yes		No	N/A	
	If the plan is a	a defined benefit p	olan, go to line 8.										
5				or year is being amo ruling letter granting		e: Month	י	D	ay	、	Year		
		-			and do not complet			of this s	chedule				
6		•			y prior year accumul		0	6a					
	b Enter the a	amount contributed	by the employer to	the plan for this plan	ı year			. 6b					
				n line 6a. Enter the re	esult			. 6c					
	If you comple	eted line 6c, skip li	nes 8 and 9.										
7	Will the minim	um funding amount	t reported on line 60	be met by the fundi	ng deadline?				Yes		No	N/A	
8	authority provi	ding automatic app	roval for the change	e or a class ruling let	t to a revenue proced ter, does the plan sp	onsor or p	olan		Yes		No	N/A	
Pa	art III 🛛 Am	endments											
9	If this is a defi	ned benefit pension		endments adopted c ts? If yes, check the	U 1			_				_	
	box. If no, che			ts? If yes, check the		Increa	se	Decr	ease	Bot	h	No	
Ра		E SOPs (see instrustion skip this Part.	uctions). If this is no	ot a plan described u	nder Section 409(a)	or 4975(e)(7) of th	e Interna	al Rever	nue Code,			
10	Were unalloca	ated employer secur	rities or proceeds fr	om the sale of unallo	ocated securities use	d to repay	any exe	mpt loai	า?		Yes	No	
11											Yes	No	
	(See inst	ructions for definitio	on of "back-to-back"	'loan.)	ender, is such loan p						Yes	No	
12					ned securities market						Yes	No	
For	Paperwork Re	duction Act Notice	e and OMB Contro	ol Numbers, see the	instructions for Fo	orm 5500.			Sch	edule R (Form 550	0) 2012 120126	

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Page	2 -	1
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Pa	rt 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. <i>Complete as many entries as needed to report all applicable employers.</i>											
	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 lines 13e(1) and 13e(2).) (1) Contribution rate (in dollars and cents) (2) Base unit measure: Hourly Weekly Unit of production Other (specify):											
		(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 lines 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 Year											
	е	Contribution rate information (If more than one rate applies, check this box and see instructions regarding required attachment. Otherwise,											
		complete lines 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 lines 13e(1) and 13e(2).) (1) Contribution rate (in dollars and cents)											
		 (1) Contribution rate (in dollars and cents)											
	-												
	a b	Name of contributing employer EIN C Dollar amount contributed by employer											
	d d												
	u	Date collective bargaining agreement expires (<i>If employer contributes under more than one collective bargaining agreement, check box</i> 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 lines 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 lines 13e(1) and 13e(2).)											
		 (1) Contribution rate (in dollars and cents) (2) Base unit measure: Hourly Weekly Unit of production Other (specify):											

	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 line 16a is greater than 0, enter the aggregate amount of withdrawal liability assessed or estimated to be assessed against such withdrawn employers	16b		
17	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	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	 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 line 19(b)? 			
	Effective duration Macaulay duration Modified duration Other (specify):			