| - | m 5500-SF | Short Form Annual Return/Report of Small Emplo Benefit Plan | | | | OMB Nos. 1210-0110 1210-0089 | | | | |
|---|---|--|--------------------------------|---------------------------------------|---|---|--|--|--|--|
| Department of the Treasury Internal Revenue Service | | This form is required to be filed under sections 104 and 4065 of the Employee R | | | etirement | 2016 | | | | |
| Department of Labor Income Security Act of 1974 (ERISA), and sections 6057(b) and 6058(a) Employee Benefits Security Administration Revenue Code (the Code). | | | | | Internal | This Form is Open to Public Inspection | | | | |
| - | nefit Guaranty Corporation | Complete all entries in a | ccordance with the instr | uctions to the Form 55 | 500-SF. | | | | | |
| Part I | Annual Report In Ar plan year 2016 or fisc | dentification Information | 016 | and ending 12 | 2/31/2016 | | | | | |
| | | X a single-employer plan | | | | king this box must attach a | | | | |
| A This ret | urn/report is for: | a one-participant plan | | · · · · · · · · · · · · · · · · · · · | | vith the form instructions.) | | | | |
| B This return/report is the first return/report the final return/report the final return/report an amended return/report a short plan year return/report (less than 12 mo | | | | | | | | | | |
| C Check | box if filing under: | → · | | | _ | | | | | |
| Check I | Jox ir ning under. | Form 5558 | automatic extension | | DFVC p | rogram | | | | |
| Dort II | Pacia Plan Infor | special extension (enter descri | , | | | | | | | |
| Part II | | mation—enter all requested info | ormation | | 1b Thre | o digit | | | | |
| 1a Name of plan SINATRA COMPANY REAL ESTATE 401 K PROFIT SHARING PLAN TRUST | | | | | | n number | | | | |
| | | | | | | ctive date of plan 01/01/2015 | | | | |
| Mailing | address (include room | er, if for a single-employer plan) , apt., suite no. and street, or P.O. , country, and ZIP or foreign posta | | uctions) | 2b Employer Identification Number (EIN) 27-3231817 | | | | | |
| | COMPANY REAL ESTA | | a code (il loreign, see insti | ucions) | 2c Sponsor's telephone number 716-220-8468 | | | | | |
| 617 MAIN ST STE 200 BUFFALO, NY 14203 | | | | | 2d Business code (see instructions) 531310 | | | | | |
| 3a Plan a | dministrator's name and | l address 🛛 Same as Plan Spon | sor. | | 3b Admi | nistrator's EIN | | | | |
| | | | | | | 3c Administrator's telephone number | | | | |
| name. | EIN, and the plan num | plan sponsor has changed since t ber from the last return/report. MPANY REAL ESTATE | he last return/report filed fo | or this plan, enter the | 4b EIN 4c PN | | | | | |
| | | t the beginning of the plan year | | | 5a | | | | | |
| _ | | t the end of the plan year | | | | 5a 5b | | | | |
| C Numb | er of participants with a | ccount balances as of the end of t | he plan year (only defined | contribution plans | 5c | | | | | |
| | , | cipants at the beginning of the pla | | | 5d(1) | | | | | |
| d(2) Tot | al number of active parti | icipants at the end of the plan yea | r | | 5d(2) | d(2) 40 | | | | |
| | • • | erminated employment during the | | | 5e 8 | | | | | |
| | | r incomplete filing of this return | | | | | | | | |
| SB or Sche | | er penalties set forth in the instruc d signed by an enrolled actuary, as ete. | | | | | | | | |
| SIGN | Filed with authorized/va | alid electronic signature. | 05/24/2017 | MARY MURPHY | Υ | | | | | |
| HERE | Signature of plan ad | ministrator | Date | dual signing as plan administrator | | | | | | |
| SIGN HERE | | | | | | | | | | |
| | Signature of employ | | Date | | | as employer or plan sponsor | | | | |
| Preparer's | name (including firm na | me, if applicable) and address (in | ciuae room or suite numbe | r) | Preparers | s telephone number | | | | |
| | | | | | | | | | | |

| | | | (0))))))))))))))))))) | | | | | | | |
|---|---|-------------|--|---------------------------------|--|--|--|--|--|--|
| | ba Were all of the plan's assets during the plan year invested in eligible assets? (See instructions.) | | | | | | | | | |
| D | b Are you claiming a waiver of the annual examination and report of an independent qualified public accountant (IQPA) under 29 CFR 2520.104-46? (See instructions on waiver eligibility and conditions.) | | | | | | | | | |
| | If you answered "No" to either line 6a or line 6b, the plan cannot use Form 5500-SF and must instead use Form 5500. | | | | | | | | | |
| C If the plan is a defined benefit plan, is it covered under the PBGC insurance program (see ERISA section 4021)? Yes No Not determined | | | | | | | | | | |
| Part III Financial Information | | | | | | | | | | |
| 7 | Plan Assets and Liabilities | | (a) Beginning of Year | (b) End of Year | | | | | | |
| a | Total plan assets | 7a | 128382 | 222194 | | | | | | |
| b | Total plan liabilities | 7b | 0 | 0 | | | | | | |
| C | Net plan assets (subtract line 7b from line 7a) | 7c | 128382 | 222194 | | | | | | |
| 8 | Income, Expenses, and Transfers for this Plan Year | | (a) Amount | (b) Total | | | | | | |
| а | Contributions received or receivable from: | 96(4) | 39669 | | | | | | | |
| | (1) Employers | 8a(1) | 51440 | | | | | | | |
| | (2) Participants | 8a(2) | 8484 | | | | | | | |
| | (3) Others (including rollovers) | 8a(3) 8b | 6892 | | | | | | | |
| - | Other income (loss) Total income (add lines 8a(1), 8a(2), 8a(3), and 8b) | 08 8c | | 106485 | | | | | | |
| d | | 00 | | 100100 | | | | | | |
| u | to provide benefits) | 8d | 12113 | | | | | | | |
| е | Certain deemed and/or corrective distributions (see instructions). | 8e | 0 | | | | | | | |
| f | Administrative service providers (salaries, fees, commissions) | 8f | 560 | | | | | | | |
| g | Other expenses | 8g | 0 | | | | | | | |
| <u>h</u> | Total expenses (add lines 8d, 8e, 8f, and 8g) | 8h | | 12673 | | | | | | |
| <u>i</u> | Net income (loss) (subtract line 8h from line 8c) | 8i | | 93812 | | | | | | |
| j | Transfers to (from) the plan (see instructions) | 8j | 0 | | | | | | | |
| Pa | rt IV Plan Characteristics | | | | | | | | | |
| 9a | 9a If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristic Codes in the instructions: 2E 2F 2G 2J 2K 2S 2T 3D | | | | | | | | | |
| b | If the plan provides welfare benefits, enter the applicable welfare for | eature cod | es from the List of Plan Characteri | stic Codes in the instructions: | | | | | | |
| Pa | rt V Compliance Questions | | | | | | | | | |

| 10 | During the plan year: | | | No | N/A | 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? (See instructions and DOL's Voluntary Fiduciary Correction Program) | 10a | | X | | |
| b | Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 10a.) | 10b | | Х | | |
| С | Was the plan covered by a fidelity bond? | 10c | Х | | | 20000 |
| d | Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty? | 10d | | Х | | |
| e | Were any fees or commissions paid to any brokers, agents, or other persons by an insurance carrier, insurance service, or other organization that provides some or all of the benefits under the plan? (See instructions.). | 10e | | x | | |
| f | Has the plan failed to provide any benefit when due under the plan? | 10f | | Х | | |
| g | Did the plan have any participant loans? (If "Yes," enter amount as of year-end.) | 10g | | Х | | |
| h | If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.) | 10h | | Х | | |
| i | If 10h was answered "Yes," check the box if you either provided the required notice or one of the exceptions to providing the notice applied under 29 CFR 2520.101-3 | 10i | | | | |

| Part | VI | Pension Funding Compliance | | | | | | | |
|---|---|--|--|-----------------|-----------------|---|-------------|-----------------|--|
| 11 | | is a defined benefit plan subject to minimum funding requirements? (If "Yes," see instructions and co m 5500) and line 11a below) | | | | | | Yes 🗙 No | |
| 11a | Ente | er the unpaid minimum required contributions for all years from Schedule SB (Form 5500) line 40 | | | 11a | | | | |
| 12 Is this a defined contribution plan subject to the minimum funding requirements of section 412 of the Code or section | | | | | | | | Yes 🗙 No | |
| ERISA? | | | | | | | | | |
| а | , | valver of the minimum funding standard for a prior year is being amortized in this plan year, see instr | uctior | ns, and | d enter t | he date | of the lett | er ruling | |
| | gran | ting the waiver | onth_ | | _ Day | | Year | | |
| lf | you c | ompleted line 12a, complete lines 3, 9, and 10 of Schedule MB (Form 5500), and skip to line 1 | 3. | | | | | | |
| 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 | | tract the amount in line 12c from the amount in line 12b. Enter the result (enter a minus sign to the le ative 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 in any plan year? | | | | Yes | s XI | No | |
| | | es," enter the amount of any plan assets that reverted to the employer this year | | | 13a | | | | |
| b | Wer | e all the plan assets distributed to participants or beneficiaries, transferred to another plan, or brough rol of the PBGC? | nt und | er the | | Yes X No | | | |
| c | lf, d | uring this plan year, any assets or liabilities were transferred from this plan to another plan(s), identify the assets or liabilities were transferred. (See instructions.) | | | to | | | | |
| 1 | | Name of plan(s): | | 13c(2) | EIN(s) | | 13c(| 3) PN(s) | |
| | | | | | | | | | |
| | | | | | | | | | |
| Part | VIII | Trust Information | | | | | | | |
| 14a Name of trust | | | | 14b Trust's EIN | | | | | |
| 14c Name of trustee or custodian | | | 14d Trustee's or custodian's telephone number | | | | | | |
| Par | t IX | IRS Compliance Questions | | | | | | | |
| 15a | Is the | plan a 401(k) plan? If "No," skip b | | Yes | No | | | | |
| | | | gn-based "Prior year" ADP harbor test | | | | | | |
| | | | | "Curre ADP t | ent year est | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | N/A | | |
| 16a What testing method was used to satisfy the coverage requirements under section 410(b) for the plan year? Check all that apply: | | | entage Average N/A benefit test N/A | | | | | | |
| 16b Did the plan satisfy the coverage and nondiscrimination requirements of sections 410(b) and 401(a)(4) for the plan year by combining this plan with any other plan under the permissive aggregation rules? | | | | | No | | | | |
| | the le | | - | | | - | | | |
| | letter | | ter the | e date | of the m | nost rece | ent determ | ination | |
| 18 | 18 Defined Benefit Plan or Money Purchase Pension Plan Only: Were any distributions made during the plan year to an employee who attained age 62 and had not separated from service? | | | | | | | | |
| 19 | Was | any plan participant a 5% owner who had attained at least age 70 ½ during the prior plan year? | | | Ye | s | No | | |