

**Form 5500-SF**

Department of the Treasury  
Internal Revenue Service

Department of Labor  
Employee Benefits Security Administration  
Pension Benefit Guaranty Corporation

**Short Form Annual Return/Report of Small Employee Benefit Plan**

This form is required to be filed under sections 104 and 4065 of the Employee Retirement Income Security Act of 1974 (ERISA), and sections 6057(b) and 6058(a) of the Internal Revenue Code (the Code).

▶ **Complete all entries in accordance with the instructions to the Form 5500-SF.**

OMB Nos. 1210-0110  
1210-0089

**2022**

**This Form is Open to Public Inspection**

**Part I Annual Report Identification Information**

For calendar plan year 2022 or fiscal plan year beginning 01/01/2022 and ending 12/31/2022

- A** This return/report is for:  a single-employer plan  a multiple-employer plan (not multiemployer) (Filers checking this box must attach a list of participating employer information in accordance with the form instructions.)
- 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** Check box if filing under:  Form 5558  automatic extension  DFVC program  
 special extension (enter description)
- D** If this is a retroactively adopted plan permitted by SECURE Act section 201, check here. . . . . ▶

**Part II Basic Plan Information**—enter all requested information

<b>1a</b> Name of plan <u>HMJ CONSTRUCTION INC &amp; AFF COS PROFIT SHARING PLAN</u>		<b>1b</b> Three-digit plan number (PN) ▶ <u>003</u>
		<b>1c</b> Effective date of plan <u>01/01/2016</u>
<b>2a</b> Plan sponsor's name (employer, if for a single-employer plan) Mailing address (include room, apt., suite no. and street, or P.O. Box) City or town, state or province, country, and ZIP or foreign postal code (if foreign, see instructions) <u>JOSEPH KAPLAN</u>  <u>2424 VENUS DRIVE</u> <u>LOS ANGELES, CA 90046</u>		<b>2b</b> Employer Identification Number (EIN) <u>88-4014945</u>
		<b>2c</b> Sponsor's telephone number <u>562-462-1400</u>
		<b>2d</b> Business code (see instructions) <u>512200</u>
<b>3a</b> Plan administrator's name and address <input checked="" type="checkbox"/> Same as Plan Sponsor.		<b>3b</b> Administrator's EIN
		<b>3c</b> Administrator's telephone number
<b>4</b> If the name and/or EIN of the plan sponsor or the plan name has changed since the last return/report filed for this plan, enter the plan sponsor's name, EIN, the plan name and the plan number from the last return/report. <b>a</b> Sponsor's name <b>c</b> Plan Name		<b>4b</b> EIN
		<b>4d</b> PN
<b>5a</b> Total number of participants at the beginning of the plan year.....		<b>5a</b> <u>2</u>
<b>b</b> Total number of participants at the end of the plan year .....		<b>5b</b> <u>2</u>
<b>c</b> Number of participants with account balances as of the end of the plan year (only defined contribution plans complete this item) .....		<b>5c</b> <u>2</u>
<b>d(1)</b> Total number of active participants at the beginning of the plan year .....		<b>5d(1)</b> <u>2</u>
<b>d(2)</b> Total number of active participants at the end of the plan year.....		<b>5d(2)</b> <u>2</u>
<b>e</b> Number of participants who terminated employment during the plan year with accrued benefits that were less than 100% vested.....		<b>5e</b> <u>0</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, 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.

<b>SIGN HERE</b>	Filed with authorized/valid electronic signature.	<u>05/12/2023</u>	<u>JOSEPH KAPLAN</u>
	<b>Signature of plan administrator</b>	Date	Enter name of individual signing as plan administrator
<b>SIGN HERE</b>	Filed with authorized/valid electronic signature.	<u>05/12/2023</u>	<u>JOSEPH KAPLAN</u>
	<b>Signature of employer/plan sponsor</b>	Date	Enter name of individual signing as employer or plan sponsor

- 6a** Were all of the plan's assets during the plan year invested in eligible assets? (See instructions.) .....  Yes  No
- 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.) .....  Yes  No
- 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
- If "Yes" is checked, enter the My PAA confirmation number from the PBGC premium filing for this plan year \_\_\_\_\_ (See instructions.)

<b>Part III Financial Information</b>			
<b>7</b>		<b>(a) Beginning of Year</b>	<b>(b) End of Year</b>
<b>7</b>	Plan Assets and Liabilities		
<b>a</b>	Total plan assets.....	<b>7a</b> 2727	4808409
<b>b</b>	Total plan liabilities.....	<b>7b</b> 0	0
<b>c</b>	Net plan assets (subtract line 7b from line 7a).....	<b>7c</b> 2727	4808409
<b>8</b>		<b>(a) Amount</b>	<b>(b) Total</b>
<b>8</b>	Income, Expenses, and Transfers for this Plan Year		
<b>a</b>	Contributions received or receivable from:		
	(1) Employers.....	<b>8a(1)</b> 0	
	(2) Participants.....	<b>8a(2)</b> 0	
	(3) Others (including rollovers).....	<b>8a(3)</b> 4806291	
<b>b</b>	Other income (loss).....	<b>8b</b> -609	
<b>c</b>	Total income (add lines 8a(1), 8a(2), 8a(3), and 8b).....	<b>8c</b>	4805682
<b>d</b>	Benefits paid (including direct rollovers and insurance premiums to provide benefits).....	<b>8d</b> 0	
<b>e</b>	Certain deemed and/or corrective distributions (see instructions).....	<b>8e</b> 0	
<b>f</b>	Administrative service providers (salaries, fees, commissions).....	<b>8f</b> 0	
<b>g</b>	Other expenses.....	<b>8g</b> 0	
<b>h</b>	Total expenses (add lines 8d, 8e, 8f, and 8g).....	<b>8h</b>	0
<b>i</b>	Net income (loss) (subtract line 8h from line 8c).....	<b>8i</b>	4805682
<b>j</b>	Transfers to (from) the plan (see instructions).....	<b>8j</b> 0	

<b>Part IV Plan Characteristics</b>	
<b>9a</b>	If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristic Codes in the instructions: 2A 2E 3D
<b>b</b>	If the plan provides welfare benefits, enter the applicable welfare feature codes from the List of Plan Characteristic Codes in the instructions:

<b>Part V Compliance Questions</b>				
<b>10</b>		<b>Yes</b>	<b>No</b>	<b>Amount</b>
<b>10</b>	During the plan year:			
<b>a</b>	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).....	<b>10a</b>	X	
<b>b</b>	Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 10a.).....	<b>10b</b>	X	
<b>c</b>	Was the plan covered by a fidelity bond?.....	<b>10c</b>	X	275000
<b>d</b>	Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty?.....	<b>10d</b>	X	
<b>e</b>	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.).....	<b>10e</b>	X	
<b>f</b>	Has the plan failed to provide any benefit when due under the plan?.....	<b>10f</b>	X	
<b>g</b>	Did the plan have any participant loans? (If "Yes," enter amount as of year-end.).....	<b>10g</b>	X	
<b>h</b>	If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.).....	<b>10h</b>	X	
<b>i</b>	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.....	<b>10i</b>		

**Part VI Pension Funding Compliance**

**11** Is this a defined benefit plan subject to minimum funding requirements? (If "Yes," see instructions and complete Schedule SB (Form 5500) and lines 11a and b below.) If this is a defined contribution pension plan, leave line 11 blank and complete line 12 below.  Yes  No

**a** Enter the unpaid minimum required contributions for all years from Schedule SB (Form 5500) line 40..... **11a**

**b PBGC missed contribution reporting requirements.** If the plan is covered by PBGC and the amount reported on line 11a is greater than \$0, has PBGC been notified as required by ERISA sections 4043(c)(5) and/or 303(k)(4)? Check the applicable box:

- Yes.
- No. Reporting was waived under 29 CFR 4043.25(c)(2) because contributions equal to or exceeding the unpaid minimum required contribution were made by the 30th day after the due date.
- No. The 30-day period referenced in 29 CFR 4043.25(c)(2) has not yet ended, and the sponsor intends to make a contribution equal to or exceeding the unpaid minimum required contribution by the 30th day after the due date.
- No. Other. Provide explanation \_\_\_\_\_

**12** Is this a defined contribution plan subject to the minimum funding requirements of section 412 of the Code or section 302 of ERISA? .....  Yes  No  
 (If "Yes," complete line 12a or lines 12b, 12c, 12d, and 12e below, as applicable.) If this is a defined benefit pension plan, leave line 12 blank and complete line 11 above.

**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. ....Month Day Year

**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**

**c** 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 of a negative amount) ..... **12d**

**e** 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  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 under the control of the PBGC?.....  Yes  No

**c** 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.)

<b>13c(1)</b> Name of plan(s):	<b>13c(2)</b> EIN(s)	<b>13c(3)</b> PN(s)

**Form 5500-SF**

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**Short Form Annual Return/Report of Small Employee  
Benefit Plan**

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 special extension (enter description)

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**Part II Basic Plan Information—enter all requested information**

<b>1a</b> Name of plan HMJ CONSTRUCTION INC & AFF COS PROFIT SHARING PLAN	<b>1b</b> Three-digit plan number (PN) ▶	003
	<b>1c</b> Effective date of plan	01/01/2016

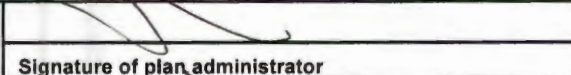
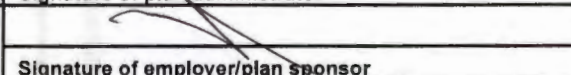
<b>2a</b> Plan sponsor's name (employer, if for a single-employer plan) Mailing address (include room, apt., suite no. and street, or P.O. Box) City or town, state or province, country, and ZIP or foreign postal code (if foreign, see instructions) JOSEPH KAPLAN  2424 VENUS DRIVE  LOS ANGELES CA 90046	<b>2b</b> Employer Identification Number (EIN) 88-4014945
	<b>2c</b> Sponsor's telephone number 562-462-1400
	<b>2d</b> Business code (see instructions)  512200

<b>3a</b> Plan administrator's name and address <input checked="" type="checkbox"/> Same as Plan Sponsor.	<b>3b</b> Administrator's EIN
	<b>3c</b> Administrator's telephone number

<b>4</b> If the name and/or EIN of the plan sponsor or the plan name has changed since the last return/report filed for this plan, enter the plan sponsor's name, EIN, the plan name and the plan number from the last return/report. <b>a</b> Sponsor's name <b>c</b> Plan Name	<b>4b</b> EIN
	<b>4d</b> PN

<b>5a</b> Total number of participants at the beginning of the plan year .....	<b>5a</b>	2
<b>b</b> Total number of participants at the end of the plan year.....	<b>5b</b>	2
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<b>d(1)</b> Total number of active participants at the beginning of the plan year.....	<b>5d(1)</b>	2
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<b>e</b> Number of participants who terminated employment during the plan year with accrued benefits that were less than 100% vested .....	<b>5e</b>	0

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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.

<b>SIGN HERE</b>		05/12/2023	JOSEPH KAPLAN
	Signature of plan administrator	Date	Enter name of individual signing as plan administrator
<b>SIGN HERE</b>		05/12/2023	JOSEPH KAPLAN
	Signature of employer/plan sponsor	Date	Enter name of individual signing as employer or plan sponsor

# Plan Specifications

## HMJ Construction Inc & Aff Cos Profit Sharing Plan

For the plan year 1/1/2022 through 12/31/2022

**Employer:**

Joseph Kaplan

Type of Entity

C Corporation

EIN: 88-4016945

TIN: 68-0650171

Plan #: 003

**Dates:**

Effective: 01/01/2016 Valuation: 12/31/2022 Year-end: 12/31/2022

Period beginning: 01/01/2022 and ending: 12/31/2022

**Eligibility:**

All employees except non-resident aliens, members of an excluded class, union.

Participation

	Minimum Age	Months of Service	Hours Required	Employed on
Profit Sharing	21	24	1000	N/A

Entry Date

Profit Sharing

First day of 1st or 7th month of plan year on or next following eligibility satisfaction

Allocation and Vesting:

Contribution Allocation

Vesting

- Active - - Terminated - - Deceased - - Disabled - - Retired -

	Hours Required	Share	Hours Required	Share	Hours Required	Share	Hours Required	Share	Hours Required	Share
Profit Sharing	1000	Yes	1000	Yes	1000	Yes	1000	Yes	1000	1000

**Retirement:**

Normal

Attainment of age 65 and completion of 5 years of participation.

Early

Not provided

**Contribution Frequency:**

Profit Sharing

Plan Year

**Contribution:**

Profit Sharing

Allocation is based on compensation by division

Div	Percent of Comp	Min Amt	Max Amt
A	0%	\$500	\$500
B	7.5%	\$0	N/A

\*\*\*\*\* TOP HEAVY MINIMUM ALLOCATION OF 3.00% OF COMPENSATION APPLIES \*\*\*\*\*

Limitation Maximums

§415 Percent of compensation - 100% Dollar amount - \$57,000.00  
 §404(a) Deductible employer contribution - 25% of total compensation  
 §401(a)(17) Compensation - \$285,000.00

**Vesting:**

Profit Sharing

100% Immediately

## Plan Specifications

### HMJ Construction Inc & Aff Cos Profit Sharing Plan

For the plan year 1/1/2022 through 12/31/2022

Vesting service includes all years of service

All other contribution source accounts are 100% vested at all times.

Deceased and disabled participants are immediately 100% vested in all sources.

**Pre-Retirement Death Benefit:** Account Balance

**Discrimination Test Assumptions:**

HCE Determination	Based on all employees
Otherwise Excludable	Otherwise Excludable HCEs are included with the Not Otherwise Excludable employees

410(b)/401(a)(4) Testing

Pre-Retirement	8.5% Interest
Post-Retirement	U84 - 1984 Unisex at 8.5% interest

Permissively Aggregated plans - tested together

Compensation used - Annual Compensation

Testing Service	Separate benefitting service for DC and for DB for Accrued-to-Date Method
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**Projection Assumptions:**

Normal Form	Lump Sum
Pre-Retirement	5% Interest

# HMJ CONSTRUCTION INC & AFF COS PROFIT SHARING PLAN SUMMARY ANNUAL REPORT

EIN 88-4016945  
1/01/2022 TO 12/31/2022

This is a summary annual report for the above plan. The annual report ( Series 5500 ) has been filed with the Internal Revenue Service, as required under the Employee Retirement Income Security Act of 1974 ( ERISA ).

## BASIC FINANCIAL STATEMENT

Benefits under the plan are provided by a trust fund.

Plan expenses for the period were \$ -4,806,291 . These expenses included \$ 0 in administrative expenses, \$ -4,806,291 in benefits paid to participants and beneficiaries, and \$ 0 in other expenses. A total of 3 persons were participants in or beneficiaries of the plan at the end of the plan year, although not all of these people had yet earned the right to receive benefits.

The value of plan assets after subtracting plan liabilities was \$ 2,727 as at the beginning of the year, as compared to \$ 4,808,409 as at the end of the year. During the plan year, the plan experienced an increase in its assets of \$ 4,805,682 This change included unrealized appreciation or depreciation in the value of plan assets; that is, the difference between the value of the plan's assets at the end of the year and the value of assets at the beginning of the year or the cost of assets acquired during the year. The plan had total income of \$ -609 including employer contributions of \$ 0 and earnings from investments of \$ -609

## MINIMUM FUNDING STANDARDS

The Plan is not subject to the minimum funding standards of ERISA.

## YOUR RIGHTS TO ADDITIONAL INFORMATION

You have the right to receive a copy of the full annual report or any part thereof, on request. The items below are included in that report :

- Assets held for investment
- Transactions in excess of 3% of plan assets
- Insurance information including sales commissions paid by insurance carriers
- Actuarial information regarding the funding of the plan

To obtain a copy of the full annual report, or any part thereof, write or call the office of the Plan Administrator :

Joseph Kaplan  
Joseph Kaplan  
2424 Venus Drive  
Los Angeles CA 90046  
562-462-1400

The charge to cover copying costs will be \$ 1.25 for the full annual report or \$ 0.25 per page for any part thereof.

You also have the right to receive from the Plan Administrator, on request at no charge, a statement of the assets and liabilities of the plan and accompanying notes, or both. If you request a copy of the full annual report from the Plan Administrator, these two statements and accompanying notes will be included as part of that report. The charge to cover copying costs given above does not include a charge for the copying of these portions of the report ( these portions are included without charge.

You also have the legally protected right to examine the annual report at the main office of the plan, at the above address and at the U.S. Department of Labor upon payment of copying costs. Requests to the Department of Labor should be addressed to : Public Disclosure Room, N4677, Pension and Welfare Benefit Programs, Department of Labor, 200 Constitution Avenue, N.W., Washington D.C. 20216.