

**ELEVENTH AMENDMENT TO THE
BRICKLAYERS PENSION PLAN OF
WESTERN PENNSYLVANIA
(As Amended and Restated January 1, 2015)**

This Eleventh Amendment to the Bricklayers Pension Plan of Western Pennsylvania, as amended and restated effective January 1, 2015 (“Plan”), is made by the Board of Trustees for the Bricklayers Pension Plan of Western Pennsylvania (“Trustees”).

WITNESSTH

WHEREAS, the Trustees currently administer and maintain the Plan for the benefit of members covered thereunder; and

WHEREAS, the right to further amend the Plan has been reserved to the Trustees under Article XIII of the Plan; and

WHEREAS, the Pension Fund was required to changes its death benefit provisions due to its certification as a critical status plan as of April 25, 2019. As a result, the Trustees have looked at possible changes to simply the payment of death benefits; and

WHEREAS, the Trustees evaluated the beneficiary provisions that were in place for unmarried/ widowed participants and found they required the Plan to take on the burden of locating distant relatives.

NOW, THEREFORE, the Trustees agree and declare that the Plan be, and hereby is, amended effective for any participant or beneficiary who dies on or after January 1, 2021:

ARTICLE V, SECTION 9.04 shall be amended in its entirety to read as follows:

9.04 Beneficiary

The Participant's Beneficiary shall be the person he so designates on a form provided by the Fund Office. In the absence of a designation, the Beneficiary of a Participant shall be made to those persons who survive the deceased Participant in the following order: (i) his Spouse; (ii) children; (iii) person designated on the Beneficiary Card filed with the Union; (iv) otherwise to his estate for distribution under the intestate laws of the State in which the Participant resides. If more than one person qualifies as a member of a class of distributees specified in the preceding sentence, distributions shall be made in equal share to all members of such class who survive the deceased Participant and who are known to the Trustees at the time of distribution.

If a Participant designates his Spouse as his Beneficiary and subsequently obtains a legal divorce from such Spouse, that Beneficiary designation becomes invalid. If the Participant does not designate an alternative Beneficiary, that distribution will be made to those persons who survive the deceased Participant in the following order: (i) new/current Spouse, (ii) children, (iii) person designated on the Beneficiary Card filed with the Union (ix) otherwise to his estate for distribution under the intestate laws of the State in which the

Participant resides. If more than one person qualifies as a member of a class of distributees specified in the preceding sentence, distributions shall be made in equal share to all members of such class who survive the deceased Participant and who are known to the Trustees at the time of distribution.

In no event shall any portion of the death benefit be payable to the Employer.

IN WITNESS WHEREOF, pursuant to the proper approval and delegation by the Trustees, the following Employer and Union Trustees have affixed their signatures as of this 18th day of February, 2021.

UNION TRUSTEE

By:  _____

EMPLOYER TRUSTEE

By:  _____