

**AMENDMENT NO. 5  
TO THE EAST BAY RESTAURANT AND TAVERN RETIREMENT PLAN**

WHEREAS, Article XI, Section 11.1 permits the Trustees to amend or modify this Plan; and

WHEREAS, the Trustees, at a meeting held on May 6, 2020, and upon written agreement herein, amended the Plan with respect to 2020 required minimum distributions.

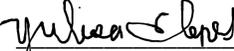
NOW THEREFORE, effective March 27, 2020, the Trustees do hereby declare that the Plan shall be amended as follows:

**A. Section 7.6 (f) shall be added to the Plan and state as follows:**

7.6 (f) A Participant who otherwise is subject to the minimum distribution requirements of this Section 7.6 may request a waiver of any future minimum distributions to be made during the 2020 Plan Year.

IN WITNESS WHEREOF, this Amendment has been executed by the Trustees on this 18th day of June, 2020.

**UNION TRUSTEES**

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**EMPLOYER TRUSTEES**

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