

SIMPKINS & ASSOCIATES  
HARDSHIP REQUEST NOTIFICATION

Please print or type.

Plan Name 457 Plan

Participant Name \_\_\_\_\_ Employee No. 061808

Address \_\_\_\_\_

Social Security No. \_\_\_\_\_ Phone No. (956) 787-1891

**SECTION I – Hardship Withdrawal Request**

I understand that this withdrawal will be considered to be due to financial hardship only to the extent that the amount of the withdrawal is necessary to satisfy an immediate and heavy financial need. I represent that I have obtained all distributions, other than this withdrawal due to financial hardship; and all other non-taxable loans currently available to me under the Plan, as well as other plans maintained by the Company. I understand that this withdrawal will be taxable as ordinary income in the calendar year in which I receive it. In addition, a 10% penalty tax will apply unless I am at least 59 – ½ years of age or I use the funds withdrawn to pay certain deductible medical expenses as provided by law.

IRS rules require that you stop making contributions to the 401(k) Plan for at least 6 months upon this hardship withdrawal.

The IRS only allows the following reasons for taking a hardship withdrawal. Check the one that applies to you.

- ( X ) Medical expenses incurred by me, my spouse, or any of my dependents (or any expense necessary to obtain medical care).
- ( ) Purchase (excluding mortgage payments) of my principal residence.
- ( ) Payment of tuition, related educational fees, and room and board expenses for the next 12 months of postsecondary education for me, my spouse, my children, or my dependents.
- ( ) The need to prevent eviction from or mortgage foreclosure on my primary residence.
- ( ) Funeral or burial expenses for my parent, spouse, child or dependent.
- ( ) Repair or casualty damage to my primary residence that would be deductible under IRC Section 165.

Hardship Requested \$ 100% Year-to-date deferrals \_\_\_\_\_

Total amount deferred since you initially joined the plan \$ \_\_\_\_\_

Have you ever taken a hardship before? Yes If so, what was the amount taken \$ 1,700.00

I hear request a hardship withdrawal from my account. I meet and agree to the requirements above and understand the tax implications of this withdrawal. If I am directing my investment accounts, make the withdrawal based on my current investment direction election. I understand that there may be a fee charged to my account by Simpkins & Associates for processing this request.

PARTICIPANT SIGNATURE  Man S. Moore Date 7/1/10

**SECTION II – Authorized Plan Representative**

As the Authorized Plan Representative, I authorize you to perform the ministerial acts relating to the hardship distribution. This request is in compliance with out Plan document.

AUTHORIZED PLAN REPRESENTATIVE  \_\_\_\_\_ Date \_\_\_\_\_

**SECTION III – Distribution Procedure**

- Determine if distribution request complies with all provisions of you plan documents and policies
- S&A will help facilitate the check as requested above.

Fax request to:  
Simpkins & Associates  
(972) 960-7133

SIMPKINS & ASSOCIATES  
HARDSHIP REQUEST NOTIFICATION

Please print or type.

Plan Name 457 Deferred Compensation Plan

Participant Name Cisneros #034339

Address [Redacted], Texas 78589

Social Security No. [Redacted] No. ( 956 ) 904-6970

SECTION I – Participant

I understand that this withdrawal will be considered a financial hardship only to the extent that the amount of the withdrawal is necessary to satisfy an immediate and heavy financial need. I represent that I have obtained all distributions, other than this withdrawal due to financial hardship, and all other non-taxable loans currently available to me under the Plan, as well as other plans maintained by the Company. I understand that this withdrawal will be taxable as ordinary income in the calendar year in which I receive it. In addition, a 10% penalty tax will apply unless I am at least 59 ½ years of age or I use the funds withdrawn to pay certain deductible medical expenses as provided by law.

IRS rules require that you stop making contributions to the 401(k) Plan for at least 6 months upon this hardship withdrawal.

The IRS only allows the following reasons for taking a hardship withdrawal. Check the one that applies to you.

- ( X ) Medical expenses incurred by me, my spouse, or any of my dependents (or any expense necessary to obtain medical care).
- ( ) Purchase (excluding mortgage payments) of my principal residence.
- ( ) Payment of tuition, related educational fees, and room and board expenses for the next 12 months of postsecondary education for me, my spouse, my children, or my dependents.
- ( ) The need to prevent eviction from or mortgage foreclosure on my primary residence.
- ( ) Funeral or burial expenses for my parent, spouse, child or dependent.
- ( ) Repair or casualty damage to my primary residence that would be deductible under IRC Section 165.

Hardship Requested \$ 100% 2,900.73 Year-to-date deferrals \_\_\_\_\_

Total amount deferred since you initially joined the plan \$ \_\_\_\_\_

Have you ever taken a hardship before? Yes If so, what was the amount taken \$1,500.00

I hereby request a hardship withdrawal from my account. I meet and agree to the requirements above and understand the tax implications of this withdrawal. If I am directing my investment accounts, make the withdrawal based on my current investment direction election. I understand that there may be a fee charged to my account by Simpkins & Associates for processing this request.

PARTICIPANT SIGNATURE X [Signature] Date July 1, 2010

SECTION II – Authorized Plan Representative

As the Authorized Plan Representative, I authorize you to perform the ministerial acts relating to the hardship distribution. This request is in compliance with our Plan document.

AUTHORIZED PLAN REPRESENTATIVE X \_\_\_\_\_ Date \_\_\_\_\_

SECTION III – Distribution Procedure

- Determine if distribution request complies with all provisions of your plan documents and policies
- S&A will help facilitate the check as requested above.

Fax request to:  
Simpkins & Associates  
(972) 960-7133