

For Employee Benefit Plans

In addition to the representations, warranties, and agreements contained in Dorman's Futures Customer Agreement, Customer represents and warrants to and agrees with Dorman that:

If Customer is an Employee Benefit Plan as defined in Section 3(3) of the Employee Retirement Income Security Act of 1974, as amended ("ERISA"), and either is subject to the requirements of ERISA or is a Governmental Plan as defined in Section 3(32) of ERISA:

- (i) Customer is fully knowledgeable concerning the requirements of ERISA as they relate to Customer and has determined that the purchase and sale of futures contracts, options on futures contracts, spot and forward contracts, and foreign exchange contracts by Customer is and will be in full compliance with the requirements of Section 404 of ERISA, including but not limited to the "prudence" and "diversification" requirements of Sections 404(a)(1)(B) and (C) of ERISA;
- (ii) Dorman is not a fiduciary (as that term is defined in ERISA) of Customer and any advice which Dorman may provide to or on behalf of Customer with respect to Contracts shall (a) not serve as the primary basis for any trading decision by or on behalf of Customer and (b) is not intended to be individualized investment advice;
- (iii) The plan sponsor of Customer has not terminated the plan nor filed a notice of intent to terminate the plan with the Pension Benefit Guaranty Corporation ("PBGC") nor received a notice that the PBGC intends to terminate the plan nor has a reportable event within the meaning of Section 4043(c) of ERISA occurred;
- (iv) Dorman has no duty or responsibility regarding Customer's compliance with the requirements of ERISA or any other law or regulation governing Customer's activities pursuant to this Agreement;
- (v) Either (A) Customer has filed a notice of eligibility with the CFTC pursuant to CFTC Regulation 4.5 and all commodity interest transactions effected by Customer through Dorman will be consistent with the requirements of said Regulation 4.5, or (B) Customer is excluded from the definition of a "pool" by CFTC Regulation 4.5(a);
- (vi) No one other than Customer, participants and beneficiaries of Customer and employees contributing to Customer has any interest in any Account of Customer; and
- (vii) Customer shall furnish Dorman with the schedule of assets held for investment which forms part of the annual report for the plan funded by the Customer promptly after the filing thereof with the Department of Labor and the Internal Revenue Service and shall further furnish Dorman with any further financial information regarding the Customer as Dorman from time to time may reasonably request.

The undersigned agrees to promptly notify Dorman in writing if any of the warranties and representations contained herein become inaccurate or in any way cease to be true, complete, and correct.

For Employee Benefit Plans:

NAME OF PLAN

By:

(Signature of Authorized Officer or Representative)

DATE

