

NAME:
REGARDING:

SS#:

Warehouse Employees Union Local No. 730 Pension Trust Fund

EMPLOYER: Giant Food, Inc.
DATE OF HIRE: July 1, 1977
PLAN: E

LOCAL: 730
STATUS: Full Time

ISSUE: Pension - Eligibility

#P11/105-9776

FUND RULE:

"Eligibility

Generally you become eligible to participate in the Plan by working at jobs covered by a collective bargaining agreement between Local 730 and a participating employer, where the agreement requires the employer to make contributions to the Fund on your behalf."

(Warehouse Employees Union Local No. 730 Pension Trust Fund SPD, Page 9)

"Pension Rights Notice

Many questions have been raised by members who, while working for Giant Food, were...2) transferred out of work covered by the Local 730 Pension Trust into work covered by a different plan (or not covered by any plan). These members are concerned about their pension rights. This notice is to explain an important protection provided by law.

Each of the pension plans mentioned above is a "multiemployer plan." Under the law, if while working for one employer (such as Giant), you transfer from work not covered by a particular multiemployer pension plan into work covered by that plan, the plan is required to count both the covered and noncovered service toward your vesting...

The law does not require that each plan count your "contiguous noncovered service" toward the amount of your pension... Similarly, the plans are not legally required to credit your "contiguous noncovered service" toward determining whether you are eligible for particular type of benefits, such as a 30-and-Out or Rule of 80 Pension. Thus, although each plan is required to treat you as fully vested, they are only required to provide you with a benefit for your service that was actually covered under the plan."

(Quoted from Warehouse Employees Union Pension Rights Notice, dated August 5, 1999)

SUMMARY: Appeal Received: May 21, 2012

The **participant** is appealing to request that his eight (8) years of service with the Baltimore Retail Clerks be added to his twenty-seven (27) years of service with Local 730. The participant states that he realizes the unions are separate, but the years of service are with the same company. The participant further states, "I am hoping this can be considered a hardship case, since the warehouse is being closed down, and I am so close to my 30 years of service with Local 730".

Fund records indicate the participant was hired on July 1, 1977 under UFCW Local 692. The participant transferred to Local 730 on April 15, 1985. The participant has 30 years of service for vesting purposes, and 26 years of service for benefit accrual purposes.

ACTION: Approved ☐ Denied ☐ Tabled ☐

COMMENTS: