

FSRAFinancial Services Regulatory
Authority of Ontario**ARSF**Autorité ontarienne de réglementation
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M2N 6S6Téléphone : 416 250 7250
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February 8, 2021

Attn: Jill Stress
jillstress@trimascorp.com
VP Compensation, Benefits & Talent Management
Rieke Canada Limited
38505 Woodward Avenue, Suite 200
Bloomfield Hills, MI 48304 USA

and

Attn: Randy Bauslaugh
rbauslaugh@mccarthy.ca
McCarthy Tetrault LLP
66 Wellington Street West, TD Bank Tower, Box 48
Toronto, ON M5K 1E6

**Re: TriMas Canadian Retirement Plan
Registration Number 0307066**

Enclosed, please find the Notice of Intended Decision with respect to the above noted pension plan.

Yours truly,

A handwritten signature in black ink, appearing to read "Mitzi D'Souza".

Mitzi D'Souza
Administrative Assistant, Pensions

Enclosure

c: Joey Cheuk, Financial Services Regulatory Authority of Ontario

IN THE MATTER OF the *Pension Benefits Act*, R.S.O. 1990, c. P.8, as amended (the “Act”), subsections 78(1) and 79(1);

AND IN THE MATTER OF the TriMas Canadian Retirement Plan, Registration Number 0307066 (the “Plan”).

NOTICE OF INTENDED DECISION

TO: Rieke Canada Limited
38505 Woodward Avenue
Suite 200
Bloomfield Hills MI 48304
USA

Attention: Jill Stress
Vice President, Compensation and Benefits

Employer & Applicant

AND TO: Randy Bauslaugh
McCarthy Tetrault
66 Wellington Street W
TD Bank Tower
Box 48
Toronto, ON M5K1E6

TAKE NOTICE THAT pursuant to subsections 78(1) and 79(1) of the Act, and by delegated authority from the Chief Executive Officer of the Financial Services Regulatory Authority of Ontario (the “Chief Executive Officer”), the Head, Pension Operations & Regulatory Effectiveness (the “Head”), intends to make an order to consent to the payment of surplus in respect of the Plan to the Rieke Canada Limited in the amount of \$894,023. Details of this intended decision are described below.

SI VOUS DÉSIREZ RECEVOIR CET AVIS EN FRANÇAIS, veuillez nous envoyer votre demande par courriel immédiatement à: contactcentre@fsrao.ca.

YOU ARE ENTITLED TO A HEARING BY THE FINANCIAL SERVICES TRIBUNAL (THE “TRIBUNAL”) PURSUANT TO SECTION 89(6) OF THE ACT. A hearing by the Tribunal about this Notice of Intended Decision may be requested by completing the enclosed Request for Hearing Form (Form 1) and delivering it to the Tribunal within thirty (30) days after this Notice of Intended Decision is served on you. The Request for Hearing Form (Form 1) must be mailed, delivered, faxed or emailed to:

Address: Financial Services Tribunal
5160 Yonge Street
14th Floor, Box 85
Toronto ON M2N 6L9

Attention: Registrar

Fax: 416-226-7750

Email: contact@fstontario.ca

TAKE NOTICE THAT if you do not deliver a written request for a hearing to the Tribunal within thirty (30) days after this Notice of Intended Decision is served on you, an order will be issued as described in this Notice of Intended Decision.

For additional copies of the Request for Hearing Form (Form 1), visit the Tribunal's website at www.fstontario.ca.

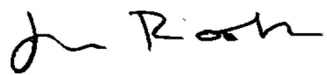
The hearing before the Tribunal will proceed in accordance with the *Rules of Practice and Procedure for Proceedings before the Financial Services Tribunal* ("Rules") made under the authority of the *Statutory Powers Procedure Act*, R.S.O. 1990, c. S.22, as amended. The Rules are available at the website of the Tribunal: www.fstontario.ca. Alternatively, a copy can be obtained by telephoning the Registrar of the Tribunal at (416) 590-7294, or toll free at 1-800-668-0128 extension 7294.

REASONS FOR INTENDED DECISION

1. Rieke Canada Limited is the employer and administrator as defined in the Plan (the "Employer")
2. The application discloses that a Surplus Sharing Agreement ("SSA") has been made between:
 - a) the Employer; and
 - b) Certain members and other persons entitled to payment of benefits under the Trimas Canadian Retirement Plan (the "Consenting Members").
3. As indicated in the report provided with the Employer's Application for payment of surplus as at January 1, 2019, the surplus in the Plan was estimated at \$1,304,000 of which \$1,094,000 is eligible to be withdrawn (to satisfy the requirements of subsection 79(1)(d) of the Act) is to be distributed as follows:
 - (a) 81% to the Employer; and
 - (b) 19% to the Consenting Members, subject to a minimum payment of \$5,000

4. The Employer has applied, pursuant to subsections 77.11(7)1, 78(1) and 79(1) of the Act for consent to the payment of \$894,023 from the pension fund for the Plan as at January 1, 2019.
5. The Application appears to comply with subsections 77.11(7)1, 78(1), 79(1) and all other applicable requirements under the Act and Regulation 909, R.R.O. 1990, as amended.
6. Such further and other reasons as may come to my attention.

DATED at Toronto, Ontario, February 8, 2021.



Jennifer Rook
Head, Pension Operations & Regulatory Effectiveness

By delegated authority from the Chief Executive Officer