

Plaintiff,

VS.

CIVIL ACTION NO. \_\_\_\_\_

Defendant.

**QUALIFIED DOMESTIC RELATIONS ORDER  
For 401K Plan**

Upon the Agreement and Consent of the parties, the Court finds and it is hereby ordered as follows:

This order creates and recognizes the existence of an alternate payee's right to receive a portion of the participant's benefits payable under an employer-sponsored defined contribution plan, which is qualified under Section 401 of the Internal Revenue Code (the "Code.") This order is intended to constitute a Qualified Domestic Relations Order ("QDRO") under Section 402(p) of the Code and Section 206(d) of the Employee Retirement Income Security Act of 1974 ("ERISA") and shall be interpreted and administered in conformity with the laws.

This order is entered pursuant to the authority granted under the applicable domestic relations laws of the State of West Virginia.

1. **Plan.** This order applies to the Employees Savings and Retirement Plan of \_\_\_\_\_ (the "Plan".) Any successor to this Plan shall also be subject to the terms of this Order.

2. **Participant.** The name, address, social security number and date of birth of the participant are as follows:

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
SSN#: \_\_\_\_\_  
DOB: \_\_\_\_\_

3. **Alternate Payee.** The person named as the alternate payee meets the requirements of the definition of alternate payee as set forth in Section 4 below. The alternate payee's name, address, social security number, date of birth, and relationship to the participant are as follows:

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
SSN#: \_\_\_\_\_