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October 29, 2010

Technical Director
File Reference No. 1860-100
Financial Accounting Standards Board
401 Merritt 7
PO Box 5116
Norwalk, CT 06856-5116

Re: Comment Letter – File Reference No. 180-100

Dear Technical Director;

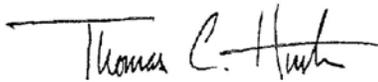
On behalf of KCI Construction, I submit the following comments and concerns as related to the Exposure Draft titled “Disclosure about an Employer’s Participation in a Multiemployer Plan”. KCI Construction is a general contractor based in St. Louis, Missouri, serving the construction community of St. Louis and mid-Missouri since 1922. We are a union contractor that is signatory to numerous trade agreements, and thus a part of numerous Multiemployer Plans. Our understanding of the proposed Accounting Standards Update is that it will have an extreme negative effect on our company and the construction industry as a whole, and thus we request that FASB withdraw these proposed changes from further consideration. To further explain our position, we offer the following in response to the questions posed by FASB:

1. Withdrawal liability is based largely on speculation of the future, which is difficult at best to be accurate and relies heavily on assumptions. We acknowledge at this time on our statements that we have a liability, but is not easily quantifiable. Since the liability only truly exists if the employer withdraws from the plan, then only those contractors that have or anticipate withdrawal from a given plan should be required to quantify this liability on their statements.
2. Disclosing the estimated withdrawal liability would be harmful to most construction companies, especially those that rely on bonding credit to obtain contracts. If a bonding company views a withdrawal liability as a real liability, statements will immediately become negative and bonding credit withdrawn. This will then result in lack of sustained work, layoff of employees that are a part of these plans, and eventually withdrawal from the plan and ceasing to exist as a company. Driving construction companies out of business is not the understood intent of FASB, and thus the construction industry should be exempt from this standard should it be allowed to take effect.
3. The cost to gather the data necessary to quantify this liability would be significant, and likely have an adverse effect on the plan profitability. Countless contractors will be contacting the plans on a yearly basis, at minimum, to quantify their individual liability. The plan will be required to provide this information to thousands of companies, who will all be requesting it at the same time in order to complete year end financial statements. This will most likely delay the timely completion of our financial statements, again adversely affecting our bonding relationship and our ability to secure new contracts.

4. Although we are not a public entity, we do not support this taking effect for fiscal years ending after December 15, 2010. Reaction time to produce and acquire the data necessary is not sufficient for years that end December 31, 2010, and thus at a minimum should be delayed until end of 2011.
5. We disagree with implementation of the proposed amendments, and thus disagree with any deferral, no matter the length of the deferral.
6. We suggest that non-public entities be excluded from the amendment in its entirety, as typically they are smaller companies with limited resources and thus would be impacted to a much greater extent than public entities.

For these reasons, we request that FASB withdraw this Exposure Draft, due to the negative impact on our company and the entire construction industry. Thank you for your consideration of our thoughts.

Sincerely,

A handwritten signature in black ink that reads "Thomas C. Huster". The signature is written in a cursive style with a long horizontal line extending to the left from the start of the name.

Thomas C. Huster
Vice President