

BENEFICIARY DESIGNATION INTENDED TO QUALIFY TRUSTS  
RECEIVING BENEFITS FOR LOOK THROUGH RULES

BENEFICIARY DESIGNATION  
RE  
(IRA) INDIVIDUAL RETIREMENT ACCOUNT (ACCOUNT NUMBER)

1. In accordance with the right granted to me under this IRA to designate and redesignate the beneficiary or beneficiaries to receive all benefits which are payable after my death from this IRA –
    - a. I hereby designate as my beneficiaries the individuals and trusts, as listed in subparagraph d below, in the order of priority indicated, who survive me (or, in the case of any trust, which is then in or, as a result of my death, comes into existence), as the beneficiary or beneficiaries to whom or to which all such benefits shall be distributed.
    - b. If, under the circumstances existing at the time of my death (including trustee and beneficiary disclaimers, if any), two or more designated beneficiaries are to share said benefits, such benefits shall be distributed in the "ultimate shares" indicated for each beneficiary (that is, in the percentage portions of my account indicated for each – meaning, in the case of a formula amount, the percentage portion of my account which such formula amount represents as of the date of my death).
    - c. When such ultimate shares are thus identified, the assets of this IRA shall be segregated on the basis of said ultimate share percentages, effective as of my death, into separate IRAs (or subaccounts of this IRA), one for the share representing each beneficiary, so that all postdeath IRA investment net earnings, gains, and losses are determined separately for each such IRA or such subaccount.
    - d. My beneficiaries shall be –
      - (1) If my wife, Mary A. Doe, survives me (in the event that my spouse and I die simultaneously or under circumstances such that the order of our deaths cannot be clearly established by proof I shall be presumed to have survived her) –
        - FIRST – The trustee or trustees of the retirement benefit nonconduit subtrust of the John J. Doe, Jr. Exempt Residuary Trust under the John J. Doe, Jr. Trust, a revocable and amendable trust UTA dtd 02/12/03 made by me as settlor with me and Mary A. Doe as the initial trustees or, if that trust does not come into existence upon my death or to the extent its trustees disclaim those benefits,
        - SECOND – The trustee or trustees of the retirement benefit nonconduit subtrust of the John J. Doe, Jr. Nonexempt Marital Trust under that 02/12/03 TA or, if that trust does not come into existence upon my death or to the extent its trustees disclaim those benefits,
        - THIRD – Mary A. Doe, my wife, or, if she is not living or to the extent she disclaims those benefits,
        - FOURTH – Those of my lineal descendants who survive me (other than any who disclaim those benefits), per stirpes or, if there are none,
        - FIFTH – My "heirs" [that is, the person or persons who, under the then applicable laws of descent and distribution, would be entitled to my property (if more than one, sharing in the same proportions as they would under such laws) had I died (i) intestate, (ii) without either creditors or other assets, and (iii) a resident of the state of Michigan].
      - (2) If my wife, Mary A. Doe, predeceases me, my IRA benefits shall be divided into equal shares, one in the name of each of my children who is living and one in the name of each who is deceased but who has any descendant or unremarried qualified surviving spouse (that is, such deceased child and spouse were married at least 15 years or there is at least one child of that marriage living) and the respective beneficiary of each such share shall be –
        - FIRST – The trustee or trustees of the retirement benefit conduit subtrust of:
          - (i) The Exempt Family Trust under my 02/12/03 TA in the name of the child of mine for whom or for whose family such trust exists with respect to the portion of such share as is equal to my unused generation-skipping transfer (GST) tax exemption as of the date of my death divided by the number of shares being created and
          - (ii) The Nonexempt Family Trust under my 02/12/03 TA in the name of the child of mine for whom or for whose family such trust exists with respect to the balance of such share
- or, if either of such trusts does not come into existence upon my death or to the extent the trustees of either such trust disclaim those benefits,

- SECOND – The child of mine in whose name such share stands (or, if such child predeceases me, such child's then living lineal descendants, per stirpes), or if there are none or to the extent any such beneficiary disclaims such benefits,
- THIRD – Those of my lineal descendants who survive me (other than any who disclaim those benefits), per stirpes or, if there are none,
- FOURTH – My "heirs" [that is, the person or persons who, under the then applicable laws of descent and distribution, would be entitled to my property (if more than one, sharing in the same proportions as they would under such laws) had I died (i) intestate, (ii) without either creditors or other assets, and (iii) a resident of the state of Michigan].
- e. If the above Marital Trust is to receive benefits that are payable after my death from this IRA, for each calendar year (or part of such a year) after my death –
- (1) From time to time, my spouse shall have the right to require the trustee or trustees of the Marital Trust to cause this IRA's sponsor to distribute to such Marital Trust trustee(s) (to the extent not otherwise being distributed) an amount (the "income portion") equal to the excess, if any, of:
- (a) The trust accounting income such account earned for such period over
- (b) The minimum distribution, if any, required pursuant to IRC section 401(a)(9) for the same period.
- (2) The Marital Trust trustee(s) shall treat the full amount of each IRA distribution (or, if less, the aforesaid income portion thereof) as income for trust accounting purposes.
- (3) If any substantial amount of the assets of such account shall be or become unproductive of a reasonable amount of income, the trust accounting income for such period shall be the income such account would have earned had such account's assets been invested in a manner reasonably productive of income [which, for this purpose, shall be deemed to be the amount of income that such account would have produced had all of the assets of such account produced income during such period at a rate of return equal to the percentage dividend yield of the Standard & Poor's 500 Common Stocks for such period based on the average for such period of the account's fair market value (as computed by averaging the beginning and ending fair market values for each whole or partial calendar month within such period)].
- f. Disclaimer may be (i) by any method which is effective under the laws of the state of my domicile at the time of my death and which meets the requirements of IRC section 2518 or (ii) by a written transfer of the right to receive part or all of such benefits, provided that such transfer meets the requirements of IRC section 2518(c)(3) (references to IRC sections are to those sections as from time to time amended). To the extent that any one or more of my designated individual or trust beneficiaries disclaim such benefits, such disclaimant(s) shall be treated for this purpose as not having survived me.
2. I expressly hold this IRA's sponsor harmless from all liability and responsibility in making distributions based on written representations and opinions furnished by the trustees of my revocable trust (or by counsel for such trustees) or by counsel for any above designated beneficiary (such as whether a trust has been revoked or cannot come into existence, whether a disclaimer is effective, the effectiveness of my instructions given herein to the trustees of any trust, and so on). Terms used in this document that are used in my revocable trust shall have the same meaning here that those terms have in the administration of trusts under that trust's governing document.

Accepted and approved:

(IRA Sponsor), Trustee

By \_\_\_\_\_ ( / / )

Its

\_\_\_\_\_ ( / / )

John J. Doe, Jr.,  
Accountowner  
Social Security No.  
Date of birth  
Spouse's date of birth