

**STATE OF SOUTH CAROLINA
COUNTY OF BEAUFORT
IN THE FAMILY COURT OF THE 10TH JUDICIAL CIRCUIT**

Susan G. Smith,
Plaintiff,

vs.

John N. Smith,
Defendant.

Case No. 10-4567

QUALIFYING RETIREMENT BENEFITS COURT ORDER

- 1. Pursuant to State Domestic Relations Law:** This order is entered pursuant to the authority granted in the applicable domestic relations law of the State of South Carolina.
- 2. Plan:** This order applies to the Thrift Savings Plan (the "Plan"). Any successor to this Plan shall also be subject to the terms of the order.
- 3. Plan Account:** The Account to which this order applies is the Participant's Civilian Account.
- 4. Participant Information:** The name, address, social security number, and date of birth of the Participant are as follows:

Name: Samuel G. [redacted] Participant
Address: PO Box 999666, Harrisburg, Pennsylvania 45861
Social Security Number: See Confidential Information Form
Birth Date: See Confidential Information Form

- 5. Payee Information:** The person named as Payee meets the requirements of the definition of Payee as set forth in Section 6 of this order. The Payee's name, address, social security number, date of birth, and relationship to the Participant are as follows:

Name: John N. Smith ("Payee")
Address: PO Box 9999666, Harrisburg, Pennsylvania 45861
Social Security Number: See Confidential Information Form
Birth Date: See Confidential Information Form
Relationship to Participant: Former Spouse

The Payee shall be responsible for notifying the Plan Administrator in writing of any changes in his or her mailing address subsequent to the submission of this order.

- 6. Definitions:**

Payee: The Payee is any spouse or former spouse of a participant who is recognized by a Domestic Relations Order as having a right to receive all or a portion of the benefits payable under the Plan with respect to the participant.

Date of Distribution: The date on which the awarded benefit is distributed to the Payee.

Liquidation Date: The liquidation date is the date the amount assigned to the Payee is transferred from the Participant's Vested Account Balance to a separate account established for the Payee in accordance with the terms of this Order. An assignment as of the liquidation date assigns a portion of the Participant's current Vested Account Balance.

Plan Administrator: Federal Retirement Thrift Investment Board ("FRTIB") is the Plan Administrator for the Federal Retirement Thrift Investment Board's employee benefit plans.

Valuation Date: The Valuation Date is the date on which the Participant's Vested Account Balance will be valued in order to determine the Payee's designated portion in accordance with the terms of this order. Accounts are valued on a daily basis.

Vested Account Balance: The Participant's Vested Account Balance is the amount the Participant has a nonforfeitable right to receive from the Plan.

- 7. Benefit Payable to the Payee:** The order assigns to the Payee an amount equal to Fifty Percent (50.00 %) of the Participant's Vested Account Balance under the Plan as of January 1, 2020.

The amount assigned to the Payee WILL NOT be adjusted for investment earnings (gains and losses) from the Valuation Date to the Liquidation Date.

The Participant's Vested Account Balance WILL BE reduced by the value of outstanding loans before the Payee's portion of the benefit is determined.

8. Form of Payment:

The Payee shall receive the portion of the benefits assigned to the Payee in a single lump-sum payment. Such amount shall be adjusted for earnings and losses from the Liquidation Date to the Date of Distribution to the Payee.

9. Commencement:

The Payee shall be eligible to receive payment as soon as administratively reasonable following the determination of this Order is finalized. In no event can the Payee begin his or her benefit later than April 1 following the year in which the Participant becomes eligible for minimum distributions.

10. Death Procedure:

In the event the Participant predeceases the Payee prior to payment of the Payee's assigned benefits under this Order, the Payee's benefits will not be affected. In the event of the Participant's death, the account balance, which remains the property of the Participant, will be payable to the Participant's designated beneficiary or in accordance with Plan provisions. This order does not require the Participant to name the Payee as the beneficiary for the benefits not assigned to the Payee.

In case of the death of the Payee prior to distribution of the Payee's benefits under this Order, the assigned benefits will be paid to the Payee's designated beneficiary or, if none, in accordance with Plan provisions.

11. Retention of Jurisdiction:

This matter arises from an action for divorce or legal separation in this court under the case number set forth at the beginning of this order. Accordingly, this court has jurisdiction to issue this order.