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TRANSMITTAL LETTER

TO: QUALIFICATION/REGISTRATION SECTION
DIVISION OF CORPORATIONS

000001241370
-08/02/94--01060--003
*****70.00 *****70.00

SUBJECT: Home Baking Company, Inc.
(Name of corporation)

Dear Sir or Madam:

694-17009

The enclosed "Application by Foreign Corporation for Authorization to Transact Business in Florida", "Certificate of Existence", and check are submitted to register the above referenced foreign corporation to transact business in Florida.

Please return all correspondence concerning this matter to the following:

Mr. Russell Smith
(Name of Person)

Home Baking Company, Inc.
(Firm/Company)

900 North 16th St.
(Address)

Birmingham, AL 35203
(City, State and Zip Code)

SECRET
DIVISION OF CORPORATIONS
55 FEB 14 PM 1:47
h/z 24

Should you need to call someone concerning this matter, please call:

Mr. Russell Smith at (205) 252 - 1161
(Name of Person) Area Code & Daytime Telephone Number

100001406331
-02/14/95--01113--009
***3556.25 ***3556.25

COURIER ADDRESS:
Qualification/Registration Sec.
Division of Corporations
409 E. Gaines St.
Tallahassee, FL 32399

MAILING ADDRESS:
Qualification/Registration Sec.
Division of Corporations
P. O. Box 6327
Tallahassee, FL 32314



FLORIDA DEPARTMENT OF STATE

Jim Smith
Secretary of State

December 2, 1994

MR. RUSSELL SMITH
HOME BAKING COMPANY
900 NORTH 16TH ST.
BIRMINGHAM, AL 35203

SUBJECT: HOME BAKING COMPANY
Ref. Number: W94000017009

This letter is in response to the application by foreign corporation for authorization to transact business in Florida that was previously submitted to this office for HOME BAKING COMPANY.

The referenced application states that the corporation has transacted business in the State of Florida since November 1, 1987. You were notified by letter dated November 1, 1987, that because of failure to obtain a certificate of authority prior to transacting business in the State of Florida, the corporation is liable for \$3556.25 in appropriate fees and penalties as set forth in Section 607.1502(4), Florida Statutes, (copy enclosed).

Until a response is received by this office concerning the prior notification, the application by foreign corporation for authorization to transact business in Florida will not be processed. If erroneous information was reflected on the previously submitted application, a sworn affidavit may be filed stating the correct date the corporation first transacted business in Florida, that the corporation did not transact business in Florida prior to the application filing year and that the information entered on such application is incorrect. Any such affidavit will be included with your original qualification documents.

Please provide your response to this letter within 30 days to avoid the necessity of further action.

If you have further questions concerning the filing of your document, please telephone the Foreign Qualification/Tax Lien Section at (904) 487-6091.

Lee Rivers
Document Examiner Letter No. 794A00051549

Enclosure



FLORIDA DEPARTMENT OF STATE

Jim Smith
Secretary of State

August 2, 1994

MR. RUSSELL SMITH
HOME BAKING COMPANY
900 NORTH 16TH ST.
BIRMINGHAM, AL 35203

SUBJECT: HOME BAKING COMPANY
Ref. Number: W94000017009

We have received your document for HOME BAKING COMPANY and your check(s) totaling \$70.00. However, the document has not been filed and is being retained in this office for the following:

Section 607.1502(4) or 617.1502(4), Florida Statutes, requires this office to collect a \$500 penalty fee for each year this entity transacted business or conducted its affairs in Florida prior to qualification and the appropriate annual report fees that would have been due this office had the corporation qualified the year it began operations in this state. The amount due this office to cover both annual report and penalty fees is \$3556.25.

Enclosed please find a copy of section 607.1501 or 617.1501, Florida Statutes, which lists those activities that do not constitute transacting business or conducting affairs in this state. If after reviewing this section you determine erroneous information was inserted on the application, a sworn affidavit containing the following information must be submitted: 1.) a statement indicating erroneous information was listed on the application; and 2.) the correct date the corporation began transacting business or conducting its affairs in Florida prior to the year the application was submitted did not constitute transacting business or conducting affairs pursuant to section 607.1501 or 617.1501, Florida Statutes.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (904) 487-6958.

Lee Rivers
Document Examiner

Letter Number: 894A00035584



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

February 1, 1995

MR. RUSSELL SMITH
HOME BAKING COMPANY
900 NORTH 16TH ST.
BIRMINGHAM, AL 35203

SUBJECT: HOME BAKING COMPANY
Ref. Number: W94000017009

Lee

**CERTIFIED MAIL #P 348 067 496
RETURN RECEIPT REQUESTED**

This letter constitutes notice that the Department of State (Department) intends to pursue all legal remedies provided in Sections 607.0130(3) and 607.1502(4), Florida Statutes, because of the failure of HOME BAKING COMPANY to pay the appropriate penalties and fees incurred by the transacting of business as a foreign corporation in Florida without authority. I have enclosed a copy of Sections 607.0130(3), 607.1501 and 607.1502, Florida Statutes, for your review.

The application submitted by HOME BAKING COMPANY for authority to transact business in Florida indicates that the corporation transacted business in Florida prior to qualifying. As a result, associated penalties and fees imposed by Section 607.1502(4), Florida Statutes, are due and owing the Department.

Penalties and fees in the amount of \$3556.25 are now due. To avoid further penalty, payment must be remitted within 15 days of receipt of this letter. Please make your check payable to the Department of State and forward it to this office.

In the event the date business was first transacted in Florida is incorrect or the activity falls under an enumerated exemption provided in Section 607.1501(2), Florida Statutes, please provide this office with an affidavit to that effect. If it is determined that the affidavit establishes either circumstance, all penalties and fees previously imposed will either be withdrawn or will be recalculated in accordance with the corrected information, and the application will be processed accordingly. If you have any questions regarding this matter, please telephone (904) 487-6091. I look forward to your response.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Sunshine", written over a circular stamp or mark.

Douglas D. Sunshine, Assistant General Counsel

Enclosures Letter No. 295A00004223

APPLICATION BY FOREIGN CORPORATION FOR AUTHORIZATION TO
TRANSACTION BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 607.1503, FLORIDA STATUTES, THE FOLLOWING IS
SUBMITTED TO REGISTER A FOREIGN CORPORATION TO TRANSACTION BUSINESS IN THE
STATE OF FLORIDA:

1. Home Baking Company, Inc.
(Name of corporation: must include the word "INCORPORATED", "COMPANY", "CORPORATION", or words or abbreviations of like import in language as will clearly indicate that it is a corporation instead of a natural person or partnership if not so contained in the name at present.)

2. Alabama 3. 63-0334970
(State or country under the law of which it is incorporated) (FEI number, if applicable)

4. December 30, 1954 5. perpetual
(Date of Incorporation) (Duration: Year corp. will cease to exist or "perpetual")

6. November, 1987
(Date first transacted business in Florida. (See sections 607.1501, 607.1502, and 817.155, F.S.)

7. 900 North 16th Street
Birmingham, AL 35203
(Current mailing address)

8. Sale of Baked Goods
(Purpose(s) of corporation authorized in home state or country to be carried out in the state of Florida)

9. Name and street address of Florida registered agent:

Name: Mark Frankenberg
Office Address: 201 Georgia Avenue
St. Cloud, Florida, 34769
(Zip Code)

10. Registered agent's acceptance:

Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this application, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Mark W. Frankenberg
(Registered agent's signature) ↓
Mark W. Frankenberg

11. Attached is a certificate of existence duly authenticated, not more than 90 days prior to delivery of this application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the law of which it is incorporated.

12. Names and addresses of officers and/or directors:

A. DIRECTORS

Chairman: Ernest T. Stevens

Address: 900 N. 16th Street
Birmingham, AL 35203

Vice Chairman: Eli T. Stevens

Address: 3161 Guilford Road
Birmingham, AL 35223

Director: George T. Stevens

Address: 900 N. 16th Street
Birmingham, AL 35203

Director: Harriette S. Kamburia

Address: 6218 Oliver Dr.
Montgomery, AL 36117-3535

B. OFFICERS

President: Ernest T. Stevens

Address: 900 N. 16th St.
Birmingham, AL 35203

Vice President: Eli T. Stevens

Address: 3161 Guilford Road
Birmingham, AL 35223

Secretary: George T. Stevens

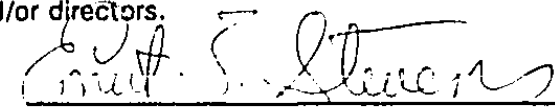
Address: 900 N. 16th St.
Birmingham, AL 35203

Treasurer: Ernest T. Stevens

Address: 900 N. 16th Street
Birmingham, AL 35203

NOTE: If necessary, you may attach an addendum to the application listing additional officers and/or directors.

13.



(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

**SIGN
HERE**

14.

Ernest T. Stevens, Chairman & President

(Typed or printed name and capacity of person signing application)

STATE OF ALABAMA

I, Jim Bennett, Secretary of State of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that the domestic corporation records on file in this office disclose that Home Baking Company, Inc. incorporated in Jefferson County, Birmingham, Alabama on December 30, 1954. I further certify that the records do not disclose that said Home Baking Company, Inc. has been dissolved.

SECRETARY OF STATE
DIVISION OF CORPORATIONS
JUN 1 1994 11:47



In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.

June 1, 1994

Date

Handwritten signature of Jim Bennett in cursive script.

Jim Bennett

Secretary of State