

09000095208

Florida Department of State  
Division of Corporations  
Public Access System

## Electronic Filing Cover Sheet

**Note:** Please print this page and use it as a cover sheet. Type the fax audit number (shown below) on the top and bottom of all pages of the document.

(((H09000208048 3)))



H090002080483APC+

**Note:** DO NOT hit the REFRESH/RELOAD button on your browser from this page. Doing so will generate another cover sheet.

FILED  
09 OCT - 1 AM 11:15  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

## To:

Division of Corporations  
Fax Number : (850) 617-6383

## From:

Account Name : MOLLOY & JAMES  
Account Number : 119990000116  
Phone : (813) 254-7157  
Fax Number : (813) 254-9601

## FLORIDA/FOREIGN LIMITED LIABILITY CO.

## West Bay Homes, LLC

Certificate of Status	0
Certified Copy	0
Page Count	03
Estimated Charge	\$125.00

S. HAWKES

OCT - 2 2009

Electronic Filing Menu

Corporate Filing Menu

EXAMINER

10/61/2009 12:18

813-254-9601

MOLLOY & JAMES

PAGE 01

850-617-6381

9/28/2009 10:52:59 AM PAGE 1/001 Fax Server



September 28, 2009

FLORIDA DEPARTMENT OF STATE  
Division of Corporations

MOLLOY & JAMES

SUBJECT: WEST BAY HOMES, LLC  
REF: WD9000043223

We received your electronically transmitted document. However, the document has not been filed. Please make the following corrections and refile the complete document, including the electronic filing cover sheet.

The name designated in your document is unavailable since it is the same as, or it is not distinguishable from the name of an existing entity.

Please select a new name and make the correction in all appropriate places. One or more major words may be added to make the name distinguishable from the one presently on file.

Adding "of Florida" or "Florida" to the end of a name is not acceptable

If you have any further questions concerning your document, please call (850) 245-6955.

Suzanne Hawkes  
Regulatory Specialist II  
Registration/Qualification Section

FAX Aud. #: H09000208048  
Letter Number: 909A00031483

RECEIVED

09 OCT -1 PM 12:47

SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

P.O. BOX 6327 - Tallahassee, Florida 32314

FILED  
09 OCT -1 AM 11:15  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

**ARTICLES OF ORGANIZATION OF  
HOMES BY WEST BAY, LLC**  
a Florida Limited Liability Company

The undersigned member of a Limited Liability submits these Articles of Organization for the purpose of becoming a Limited Liability Company under the laws of the State of Florida, providing for the formation, rights, privileges, and immunities of limited liability companies for profit. The undersigned further declares that the following Articles shall serve as the Charter and authority for the conduct of business of the Limited Liability Company.

**ARTICLE I**

**NAME**

The name of the Limited Liability Company shall be Homes by West Bay, LLC.

**ARTICLE II**

**PRINCIPAL OFFICE**

The mailing and street address of the principal office of the Limited Liability Company shall be 325 South Boulevard, Tampa, Florida 33606.

**ARTICLE III**

**INITIAL REGISTERED OFFICE AND REGISTERED AGENT**

The name and address of the initial registered agent of the Limited Liability Company is Daniel L. Molloy, 325 S. Boulevard, Tampa, Florida 33606. The written statement required by Section 608.415, Florida Statutes (2009), accompanies these Articles of Organization.

Daniel L. Molloy  
Molloy & James  
325 S. Boulevard  
Tampa, FL 33606  
(813) 254-7157

H09000208048 3

#### ARTICLE IV MANAGEMENT

The Limited Liability Company is to be a member-managed company. The names and address of the managing member is:

Roger B. Gatewood, 325 S. Boulevard, Tampa, FL 33606

#### ARTICLE V OFFICERS

The Member/Managers of the Limited Liability Company may appoint such officers, and delegate rights and powers to manage, to such officers as desired. Initially, the sole officer of the Limited Liability Company shall be Wilhelm A. Nunn, President, who is hereby delegated such powers as president similar to those customary for such office, including the power to execute instruments and documents providing for the acquisition, mortgage, or disposition of real and personal property of the Limited Liability Company.

#### ARTICLE VI MEMBERSHIP RESTRICTIONS

Members shall have the right to admit members upon consent of a majority of members of the Limited Liability Company.

A member's interest in the Limited Liability Company may not be sold or otherwise transferred except with the written consent of a majority of members of the Limited Liability Company.

On the death, retirement, resignation, expulsion, bankruptcy, or dissolution of a member or the occurrence of any other event that terminates the continued membership of a member in the Limited Liability Company, the remaining members shall have the right to continue the business on unanimous consent of the remaining members.

#### ARTICLE VII DURATION

This Limited Liability Company shall exist until perpetually, unless it is earlier dissolved in a manner provided by law or as provided in the Operating Agreement and Regulations adopted by the members.

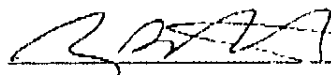
FILED  
09 OCT -1 AM 11:15  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

H09000208048 3

**ARTICLE VIII****PURPOSE**

This Limited Liability Company is formed for the purpose of engaging in any activity or business permitted under the laws of the state of Florida.

Executed by the Managing Member, Roger B. Gatewood, at Tampa, Florida on September 29, 2009.

  
Roger B. Gatewood

FILED  
09 OCT - 1 AM 11:15  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

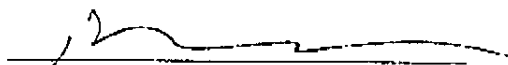
**STATEMENT DESIGNATING REGISTERED  
AGENT AND OFFICE**

State of Florida  
County of Hillsborough

Pursuant to the provisions of Sections 608.415, Florida Statutes (2009), Homes by West Bay, LLC., desiring to organize as a Florida Limited Liability Company, designates its initial registered office as 325 S. Boulevard, Tampa, Florida 33606, and its initial registered agent as Daniel L. Molloy, who maintains a business office at 325 S. Boulevard, Tampa, Florida 33606, both as indicated in the Articles of Organization.

Having been named to accept service of process for the Limited Liability Company named above, the undersigned agrees to act in that capacity, in compliance with the provisions of Section 608.415, Florida Statutes (2009), and hereby certify that he is familiar with and accept the obligations of registered agent as provided in Section 608.415, Florida Statutes (2009).

Dated: September 29, 2008.

  
Daniel L. Molloy