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# J. DAVID POBJECKY P.A.

786 AVENUE C. S.W. P.O. DRAWER 7323 WINTER HAVEN, FLORIDA 33883-7323 FILED

2002 DEC 16 PH 2: 25

OF STATE
TALL AHASSEE FLORIDAREA CODE 863
PHONE 294-0602
FAX ON PROVEST

I. DAVID POBJECKY BOARD CERTIFIED TAX LAWYER ALSO LICENSED IN TEXAS

December 10, 2002

Department of State Division of Corporations P.O. Box 6327 Tallahassee, FL 32314

Re: Articles of Incorporation of The Florida Abstinence Education Association, Inc.

Dear Madam or Sir:

Enclosed herewith are the Amended Articles of Incorporation for The Florida Abstinence Education Association, Inc. The Officers/Directors, per Article VII, are elected according to the By-Laws.

If you have any questions please do not hesitate to contact my office at the above address and phone number.

Thank you for your cooperation.

Sincerely,

J. DAVID POBJECKY, P.A.

Cheryl Walker Paralegal

Enclosure

# J. DAVID POBJECKY P.A.

786 AVENUE C. S.W. P.O. DRAWER 7323 WINTER HAVEN, FLORIDA 33883-7323 FILED

2002 DEC 16 PH 2: 25

TALLAHASSEE FLORIAREA CODE 863
PHONE 294-0602
FAX ON REQUEST

J. DAVID POBJECKY BOARD CERTIFIED TAX LAWYER ALSO LICENSED IN TEXAS

December 2, 2002

Department of State Division of Corporations P.O. Box 6327 Tallahassee, FL 32314

Re: Articles of Incorporation of The Florida Abstinence Education Association, Inc.

Dear Madam or Sir:

Please find enclosed a check in the amount of \$78.75 to cover the filing expenses of the Articles of Incorporation The Florida Abstinence Education Association, Inc.

If you have any questions please do not hesitate to contact my office at the above address and phone number.

Thank you for your cooperation.

Sincerely,

J. DAVID POBJECKY, P.A.

Cheryl Walker

Paralegal

Enclosure

RECEIVED

DEC 1 1 2002

Ans'd\_\_\_\_\_

December 6, 2002

J. DAVID POBJECKY, ESQUIRE POST OFFICE DRAWER 7323 WINTER HAVEN, FL 33883-7323

SUBJECT: THE FLORIDA ABSTINENCE EDUCATION ASSOCIATION, INC. Ref. Number: W02000034342

Secretary of State

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

02 DEC 16 AM 7:36

We have received your document for THE FLORIDA ABSTINENCE EDUCATION ASSOCIATION, INC. and your check(s) totaling \$78.75. However, the enclosed document has not been filed and is being returned for the following correction(s):

An effective date <u>may</u> be added to the Articles of Incorporation <u>if a 2003 date is needed</u>, otherwise the date of receipt will be the file date. <u>A separate article must be added to the Articles of Incorporation for the effective date.</u>

Section 617.0202(d), Florida Statutes, requires the manner in which directors are elected or appointed be contained in the articles of incorporation or a statement that the method of election of directors is as stated in the bylaws.

The document must contain written acceptance by the registered agent, (i.e. "I hereby am familiar with and accept the duties and responsibilities as Registered Agent.)

The registered agent must sign accepting the designation.

Please return the original and one copy of 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 (850) 245-6973.

Claretha Golden Document Specialist New Filings Section

Letter Number: 202A00064908

# ARTICLES OF INCORPORATION

FILED 2002 DEC 16 PM 2: 25

OF

THE FLORIDA ABSTINENCE EDUCATION ASSOCIATION, INC.

We, the undersigned, hereby associate ourselves together for the purpose of becoming a corporation not for profit under Chapter 617, Laws of the State of Florida, providing for the formation, liability, rights, privileges and immunities of a corporation not for profit.

## ARTICLE I

## NAME

The name of this Corporation shall be THE FLORIDA ABSTINENCE EDUCATION ASSOCIATION, INC., and its principal place of business shall be in the City of Jacksonville, County of Duval, State of Florida, but it shall have the power and authority to establish branch offices at such place or places as may be designated by the Board of Directors.

## ARTICLE II

## PURPOSES AND POWERS

This corporation is organized not for profit and the objects and purposes to be transacted and carried on are:

 The general purposes of the corporation are to operate solely and exclusively as a charitable, scientific, literary and educational organization including:

To strengthen the Abstinence Until Marriage education in the State of Florida.

2. To further such objects and purposes, the Corporation shall have and may exercise all the powers conferred by the laws of the State of Florida upon corporations formed under the laws pursuant to and under which this Corporation is formed, as such laws are now in effect or may at any

time hereafter be amended. Specifically, the Corporation shall have the power to acquire, purchase, hold, lease, convey, mortgage and pledge such real and personal property in Florida, other states of the United States and elsewhere, as shall be necessary or convenient to the transaction of its business and the realization of its objects and purposes.

PROVIDED, HOWEVER, that in all events and under all circumstances, and notwithstanding merger, consolidation, reorganization, termination, dissolution, or winding up this Corporation, voluntarily or involuntarily or by operation of law, the following provisions shall apply:

- A. This Corporation shall not have or exercise any power or authority either expressly by interpretation, or by operation of law, nor shall it directly or indirectly engage in any activity that would prevent this Corporation from qualifying (and continuing to qualify) as an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.
- B. This Corporation shall never be operated for the primary purpose of carrying on a trade or business for profit.
- C. No compensation or payment shall ever be paid or made to any member, officer, director, trustee, creator, or organizer of this Corporation, or substantial contributor to it, except as an allowance for actual expenditures for services actually made or rendered to or for the Corporation; and neither the whole nor any portion of the assets or net earnings, current or accumulated, of this Corporation shall ever be distributed to or divided among any such persons; provided, further that neither the whole nor any part or portion of such assets or net earnings shall ever be used for, accrue to, or inure to the benefit of any member or private individual within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.
  - 3. Upon dissolution of this Corporation, the governing body shall, after paying or

making provision for the payment of all the liabilities of the Corporation, dispose of all the assets of the Corporation exclusively for the purposes of the Corporation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, as the governing board shall determine. Any such assets not so disposed of shall be disposed of by the Circuit Court of the county in which the principal office of the Corporation is then located, exclusively for such purposes or to such organization or organizations, as said court shall determine, which are organized and operated exclusively for such purposes.

The Corporation shall have all powers authorized under Florida Statute 617.021.

The foregoing statement of purposes shall be construed as a statement of both purposes and powers, and the purposes and powers stated in each clause shall, except where otherwise expressed, be in no way limited or restricted by any reference to or inference from the terms or provisions of any other clause, but shall be regarded as independent purposes and powers.

## ARTICLE III

## CORPORATE POWERS

All corporate powers shall be exercised by or under the authority of, and the business and affairs of this Corporation shall be managed under the direction of, the directors of this Corporation.

This article may be amended from time to time in the bylaws of the Corporation by a two-thirds (2/3) vote of the directors of the Corporation.

### ARTICLE IV

### **EXISTENCE**

This Corporation shall have perpetual existence unless dissolved in a manner provided by law.

# ARTICLE V

# PRINCIPAL PLACE OF BUSINESS

The principal office of this Corporation shall be located in the City of Jacksonville, County of Duval, State of Florida, and the post office address of said principal office of the Corporation shall be 6850 Belfort Oak Place, Jacksonville, Florida 32216.

# ARTICLE VI

#### **BOARD OF DIRECTORS**

The number of Directors of the Corporation shall be no fewer than three (3) but may be more than three (3) as provided by the By-Laws. Method of election of directors is as stated in the bylaws.

## **ARTICLE VII**

# **INITIAL BOARD OF DIRECTORS**

The names and addresses of each of the Directors, subject to the By-Laws, who shall hold office until their successors are elected and have qualified, are as follows:

Name	Address
Pam Mullarkey	6850 Belfort Oaks Place Jacksonville, FL 32216
Diane J. Brown	1771 N. Semoran Blvd. Orlando, FL 32807
Mirta Perez	1771 N. Semoran Blvd. Orlando, FL 32807

Linda Daniels

8001 66th Street North Pinellas Park, FL 33781

# ARTICLE VIII

# INITIAL REGISTERED OFFICE

The street address of the initial registered office is <u>786 Avenue C. S.W., Winter Haven.</u>

Florida 33880, and the name of the initial registered agent at that office is <u>A. Rence Pobjecky</u>.

# ARTICLE IX

# **INCORPORATORS**

The name and address of the person signing these Articles of Incorporation is:

Name Address

Pam Mullarkey 6850 Belfort Oaks Place Jacksonville, FL 32216

# ARTICLE X

## BY-LAWS

The By-Laws of the Corporation shall be adopted by the Board of Directors and may be altered, amended or rescinded in the manner provided by the By-Laws.

## ARTICLE XI

## **AMENDMENTS**

The Corporation reserves the right to amend, alter, change or repeal any provisions contained in these Articles of Incorporation by a simple majority vote of all voting rights of all members of the Corporation and all rights conferred upon the members herein are granted subject to this reservation.

I, the undersigned, being the original subscriber and incorporator of the foregoing

Corporation, do hereby certify that the foregoing constitutes the proposed Articles of Incorporation of THE FLORIDA ABSTINENCE EDUCATION ASSOCIATION, INC.

WITNESS my hand and seal this 21 day of November, 2002.

PAMMULLARKEY

STATE OF FLORIDA

COUNTY OF DUVAL

I HEREBY CERTIFY that on this \_\_\_ day of November, 2002, before me personally came PAM MULLARKEY, to me known to be the individual described in and who executed the within and foregoing Articles of Incorporation, and she acknowledged before me that he executed the same for the purposes therein expressed.

WITNESS my hand and official seal at Jacksonville, Duval County, Florida, the day and year last above written.

Print Name:		
Notary Public		
MOSSITA LIBRID		

CERTIFICATE DESIGNATING PLACE OF BUSINESS OR DOMICILE FOR THE SERVICE OF PROCESS WITHIN THIS STATE, NAMING AGENT UPON WHOM PROCESS MAY BE SERVED

In pursuance of Chapter 48.091, Florida Statutes, the following is submitted, in compliance with said Act:

First -- That THE FLORIDA ABSTINENCE EDUCATION ASSOCIATION, INC., desiring to organize under the laws of the State of Florida with its principal office, as indicated in the Articles of Incorporation at City of Winter Haven, County of Polk, State of Florida, has named A. RENEE POBJECKY located at 786 Avenue C, S.W., Winter Haven, Florida 33880, as its agent to accept service of process within this State.

# ACKNOWLEDGMENT:

Having been named to accept service of process for the above stated corporation, at place designated in this certificate, I hereby accept to act in this capacity, and agree to comply with the provision of said Act relative to keeping open said office.