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10/25/10--01062--008 \*\*8.75

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
10 NOV -4 PM 4: 07

W1-50134

## TRANSMITTAL LETTER

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

**SUBJECT:** OUR LADY OF TARANTELA CHARITABLE TRUST

Enclosed is an original and one (1) copy of the Declaration of Trust and a check for:

**FEES:**

Declaration of Trust                      \$350.00

**OPTIONAL:**

Certified Copy                      \$ 8.75

RECEIVED  
10 OCT 22 AM 10:40  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

**FROM:** Ralph Nicholas Tarantino, Settlor/ Grantor  
Name (Printed or typed)

3215 Central Avenue

Address

Fort Myers, Florida 33901

City, State & Zip

(239) 275-5127

Daytime Telephone number



FLORIDA DEPARTMENT OF STATE  
Division of Corporations

October 26, 2010

RALPH NICHOLAS TARANTINO  
3215 CENTRAL AVENUE  
FORT MYERS, FL 33901

SUBJECT: OUR LADY OF TARANTELA CHARITABLE TRUST  
Ref. Number: W10000050136

We have received your document for OUR LADY OF TARANTELA CHARITABLE TRUST and your check(s) totaling \$358.75. However, the enclosed document has not been filed and is being returned for the following correction(s):

No articles were included. You must have a copy of the Trust attached with the proper forms.

We are enclosing the proper form(s) with instructions for your convenience.

Please return the corrected 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) 245-6931.

Becky McKnight  
Regulatory Specialist II Supervisor  
New Filing Section

Letter Number: 710A00025191

**AFFIDAVIT TO THE FLORIDA SECRETARY OF STATE  
TO FILE OR QUALIFY**

OUR LADY OF TARANTELA

A CHARITABLE TRUST

In accordance with Section 609.02 of the Florida Statutes, pertaining to  
Common Law Declarations of Trust, the undersigned, the Chairman of the  
Board of Trustees of Anthony Joseph Tarantino, a  
(Name of Trust)

Florida

Trust hereby affirms in order to file or qualify

(State)

OUR LADY OF TARANTELA CHARITABLE TRUST, in the State of Florida.

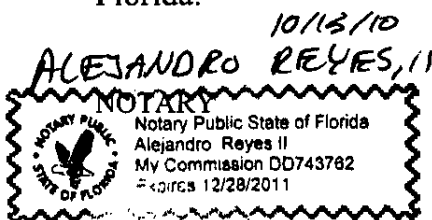
(Name of Trust)

1. Two or more persons are named in the Trust.
2. The principal address is 1114 S.E. 12th Court, Cape Coral, Florida 33990
3. The registered agent and street address in the State of Florida is:  
NICK TARANTINO 1114 S.E. 12th Court, Cape Coral, Florida 33990
4. Acceptance by the registered agent: Having been named as registered  
agent to accept service of process for the above named Declaration of Trust  
at the place designated in this affidavit, I hereby accept the appointment as  
registered agent and agree to act in this capacity.

Nick Tarantino

(Signature of Registered Agent)

5. I certify that the attached is a true and correct copy of the Declaration of  
Trust under which the association proposes to conduct its business in  
Florida.



CR2E063(3/00)

ANTHONY JOSEPH TARANTINO

Name: Anthony Joseph Tarantino  
Chairman of the Board of Trustees

Filing Fee: \$350.00  
Certified Copy: \$ 8.75 (optional)

Personally Known

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
10 NOV -4 PM 4:07

THIS SPACE FOR COUNTY RECORDER

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
10 NOV -4 PM 4: 07

**ARTICLES OF ORGANIZATION  
OF  
OUR LADY OF TARANTELA  
*A CHARITABLE TRUST***

A 501 (c) (3) Tax Exempt Charitable Trust Organization

Federal Identification Number: 27-3701972

OUR LADY OF TARANTELA A Charitable Trust and the Declaration of Trust made as of the 15<sup>th</sup> day of October, 2010, by Anthony Joseph Tarantino, Cape Coral, Florida who hereby declares and agrees that s/he has received this day from Ralph Tarantino as donor, the sum of (One hundred U.S. Dollars and no cents (\$100.00) and that s/he (trustee) will hold and manage the same, and any additions to it, in trust, as follows:

First: This trust shall be called:

**OUR LADY OF TARANTELA  
*A CHARITABLE TRUST***

Second: The trustees may receive and accept property, whether real, personal, or mixed, by way of gift, bequest, or devise, from any person, firm, trust, or corporation, to be held, administered, and disposed of in accordance with and pursuant to the provisions of this Declaration of Trust; but no gift, bequest or devise of any such property shall be received and accepted if it is conditioned or limited in such manner as to require the disposition of the income or it's principal to any person or organization other than a "charitable organization" or for other than "charitable purposes" within the meaning of such terms as defined in Article Third of this Declaration of Trust, or as shall in the opinion of the trustees, jeopardize the federal income tax exemption of this trust pursuant to section 501 (c) (3) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

Third: A. The principal and income of all property received and accepted by the trustees to be administered under this Declaration of Trust shall be held in trust by them, and the trustees may make payments or distributions from income or principal, or both, to or for the use of such charitable organizations, within the meaning of that term as defined in paragraph C, in such amounts and for such charitable purposes of the trust as the trustees shall from time to time select and determine; and the trustees may make payments or distributions from income or principal, or both, directly for such charitable purposes, within the meaning of that term as defined in paragraph D, in such amounts as the trustees shall from time to time select and determine without making use of any other Charitable organization. The trustees may also make payments or distributions of all or any part of the income or principal to states, territories, or possessions of the United States, any political subdivision of any of the foregoing, or to the United States of the District of Columbia but only for charitable purposes within the meaning of that term as defined in paragraph D. Income or principal derived from contributions by corporations shall be distributed by the trustees for use solely within the United States of its possessions. No other part of the net earnings for this trust shall inure or be payable to or for the benefit of any private shareholder or individual, and no substantial part of activities of this trust shall be the carrying on of propaganda, or otherwise attempting, to influence legislation. No part of the activities of this trust shall be the participation in, or intervention in (including the publishing or distributing of statements), any political campaign on behalf of or in opposition to any candidate for public office.

B. The trust shall continue forever unless the trustees terminate it and distribute all of the principal and income, which action may be taken by the trustees in their discretion at any time. On such termination, assets shall be distributed for one or more exempt purposes within the meaning of section 501 (c) (3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. The donor authorizes and empowers the trustees to form and organize a nonprofit corporation limited to the uses and purposes provided for in this Declaration of Trust, such corporation, the trustees; such corporation when organized to have power to administer and control the affairs and property shall be such as the trustees shall determine, consistent with the provisions of this paragraph.

C. In this declaration of Trust and in any amendments to it, references to "charitable organizations" or "charitable organization" mean corporations, trusts, funds, foundations, or community chests created or organized in the United States, any state or territory, the exclusively for charitable purposes, no part of the net earnings of which inures or is payable to or for the benefit of any private shareholder or individual, and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation, and which do not participate in or intervene in (including the publishing or distributing of statements) any political campaign on behalf of or in opposition to any candidate for public office. It is intended that the organization described in this paragraph C shall be entitled to exemption from federal income tax under section 501 (c) (3) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

D. In this Declaration of Trust and in any amendments to it, the term "charitable purposes" shall be limited to and shall include only religious, charitable, scientific, literary, or educational purposes within the meaning of those terms as used in section 501 (c) (3) of the Internal Revenue Code, of the corresponding section of any future federal tax code, but only such purposes as also constitute public charitable purposes under the law of trusts of the State of Florida.

Fourth: This Declaration of Trust may be amended at any time or times by written instrument or instruments signed and sealed by the trustees, and acknowledged by any of the trustees, provided that no amendment shall authorize the trustees to conduct the affairs of this trust in any manner or for any purpose contrary to the provisions of section 501 (c) (3) of the Internal Revenue Code, or the corresponding section of any future federal tax code. An amendment of the provisions of this Article Fourth (or any amendment to it) shall be valid only if and to the extent that such amendment further restricts the trustees' amending power. All instruments amending this Declaration of Trust shall be noted upon or kept attached to the executed original of this Declaration of Trust held by the trustees.

Fifth: Any trustee under this Declaration of Trust may, by written instrument, signed and acknowledged, resign his/her office. The number of trustees shall be at all times not less than two, and whenever for any reason the number is reduced to one, there shall be, and at any other time there may be, appointed one or more additional trustees. Appointments shall be made by the trustees for the time in office by written instruments signed and acknowledged. Any succeeding or additional trustee shall, upon his or her acceptance of the office by written instrument signed and acknowledged, have the same powers, rights and duties, and the same title to the trust estate jointly with the surviving or remaining trustee or trustees as if originally appointed.

None of the trustees shall be required to furnish any bond or surety. None of them shall be responsible or liable for the acts or omissions of any other of the trustees or of any predecessor or of a custodian, agent, depository or counsel selected with reasonable care.

The one or more trustees, whether original or successor, for the time being in office, shall have full authority to act even though one or more vacancies may exist. A trustee may, by appropriate written instrument, delegate all or any part of his or her powers to another or others of the trustees for such periods and subject to such conditions as such delegating trustee may determine.

The trustees serving under this Declaration of Trust are authorized to pay to themselves amounts for reasonable expenses incurred and reasonable compensation for services rendered in the administration of this trust, but in no event shall any trustee who has made a contribution to this trust ever receive any compensation thereafter.

Sixth: In extension and not in limitation of the common law and statutory powers of trustees and other powers granted in this Declaration of Trust, the trustees shall have the following discretionary powers:

- (a) To invest and reinvest the principal and income of the trust in such property, real, personal, or mixed, and in such manner as they shall deem proper, from time to time to change investments as they deem advisable; to invest in or retain any stocks, shares bonds, notes, obligations, or personal or real property (including without limitation any interests in or obligations of any corporation, association, business trust, investment trust, common trust fund, or investment company) although some or all of the property so acquired or retained is of a kind or size which but for this express authority would not

be considered proper and although all of the trust funds are invested in the securities of one company. No principal or income, however, shall be loaned, directly or indirectly, to any trustee or to anyone else, corporate or otherwise, who has at any time made a contribution to this trust, nor to anyone except on the basis of an adequate interest charge and with adequate security.

(b) To sell, lease, or exchange any personal, mixed, or real property, at any public auction or by private contract, for such consideration and on such terms as to credit or otherwise, and to make such contracts and enter into such terms as to credit or otherwise, and to make such contracts and enter into such undertakings relating to the trust property, as they consider advisable, whether or not such leases or contracts may extend beyond the duration of the trust.

(c) To borrow money for such periods, at such rates of interest, and upon such terms as the trustees consider advisable, and as security for such loans to mortgage or pledge any real or personal property with or without power of sale; to acquire or hold any real or personal property, subject to any mortgage or pledge on or of property acquired or held by this trust.

(d) To execute and deliver deeds, assignments, transfers, mortgages, pledges, leases, covenants, contracts, promissory notes releases, and other instruments, sealed or unsealed, incident to any transaction in which they engage.

(e) To vote, to give proxies, to participate in the re-organization, merger or consolidation of any concern, or in the sale, lease, disposition, or distribution of its assets; to join with other security holders in acting through a committee, depositary, voting trustees, or otherwise, and in this connection to delegate authority to such committee, depositary, or trustees and to deposit securities with them or transfer securities to them; to pay assessments levied on securities or to exercise subscription rights in respect of securities.

(f) To employ a bank or trust company as custodian of any funds or securities and to delegate to it such powers as they deem appropriate; to hold trust property without indication of fiduciary capacity but only in the name of a registered nominee, provided the trust property is at all times identified as such on the books of the trust; to keep any or all the trust property or funds in any place or places in the United States of America; to employ clerks, accountants, investment counsel, investment agents, and any special services, and to pay the reasonable compensation and expenses of all such services in addition to the compensation of the trustees.

Seventh: The trustees' powers are exercisable solely in the fiduciary capacity consistent with and in furtherance of the charitable purposes of this trust as specified in Article Third and not otherwise.

Eight: In this Declaration of Trust and in any amendment to it, references to "trustees" mean the one or more trustees, whether original or successor, for the time being in office.

Ninth: Any person may rely on a copy, certified by a notary public, of the executed original of this Declaration of Trust held by the Trustees, and any of the notations on it and writings attached to it, as fully on any statements of fact certified by anyone who appears from such original documents or from



such certified copy to be a trustee under this valid Declaration of Trust. No one dealing with the trustees need inquire concerning the validity of anything the trustees purport to do. No one dealing with the trustees need see to the application of anything paid or transferred to or upon the order of the trustees of the trust.

Tenth: This Declaration of Trust is to be governed in all respects by the laws of the State of Florida.

Be it Resolved by Resolution of the Board of Trustees this 15<sup>th</sup> day of October in the Year of Our Lord Two-thousand and ten in Lee County, Florida hereby adopt these Articles of Organization.



Nick Tarantino Trustee

Registered Agent for: Our Lady of Tarantela, Charitable Trust

#### ACKNOWLEDGEMENT

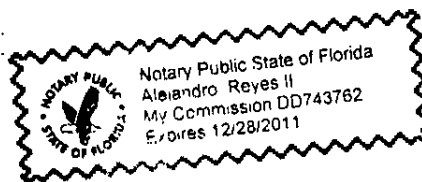
Before me the undersigned authority appeared Nick Tarantino personally known to me and acknowledged having signed and created the above Articles of Organization for OUR LADY OF TARANTELA Charitable Trust, and further acknowledges his acceptance as trustee and and Registered Agent for the above named trust. In Lee County, Florida this 15<sup>th</sup> day of October 2010.-

Witness my hand and Seal

ALEJANDRO REYES, II

Alejandro Reyes, II Notary Public

In and for Lee County, Florida



**Bank Resolution Minute of  
Our Lady of Tarantela Charitable Trust**

In accordance with the contract for the trust and at a regular meeting of the Board of Trustees on the date first indicated below. The Board of Trustees do hereby certify that the following minute was unanimously adopted and is hereby made a part of the records of the said trust.

IT IS HEREBY RESOLVED, by the acting Board of Trustees as of the date first indicated, NAME OF BANK: B B & T  
is and shall hereby be designated as an authorized depository for the following trust accounts:

- 1) General accounts, both savings, checking and others as required; the signatories below are hereby authorized to endorse all items on the name of the trust for the purpose of depositing and the collection of all notes, checks, bank wires, drafts and other such obligations or issued to and owned by the trust, and be it further resolved that the endorsement for collection and deposit may be by stamped or written endorsement of the trust without designation as to the party making the endorsement.
- 2) That said bank is hereby authorized to payout funds of the trust accounts on deposit with it from time to time, by way of withdrawal forms, or checks drawn upon such depository and signed in the name of this account by the Trustee(s) or other designees, as authorized below.
- 3) The signatures and the names of such authorized persons are as follows:

Anthony Joseph Tarantino  
Anthony Joseph Tarantino, Trustee

NOTE: The above signatory for this trust may rent safety deposit boxes in the name of the trust.

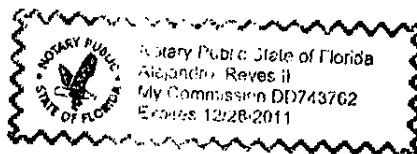
As members of the Board of Trustees of the Trust named in the above caption and in witness hereof, we have hereunto subscribed our names and do hereby certify that the foregoing is a true and correct copy of the minute, passed as herein set forth.

Ralph n. Tarantino  
Ralph Tarantino, Settlor

Nick Tarantino  
Nick Tarantino, Trustee

Subscribed to and under oath and affirmation by the Settlor(s) and Trustee(s) named above who also acknowledged the foregoing and executed this instrument freely and voluntarily for the purpose expressed therein this 22 day of OCTOBER, 2010 in the City of St. Marys County, (State) before me:

Alexandro Reyes, Notary Public



CERTIFICATION AND ACKNOWLEDGEMENT OF THE  
APPOINTMENT OF THE TRUSTEE FOR  
OUR LADY OF TARANTELA CHARITABLE TRUST  
FEDERAL IDENTIFICATION NUMBER 27-3701472

KNOW ALL MEN BY THESE PRESENTS, that person or entity named below has been appointed as the Trustee for the trust named in the above caption in accordance with the terms and conditions of the trust contract and indenture as of the date first indicated below. After due consideration, the Board of Trustees of the Trust has appointed the person or entity named below to the position of the Trustee for the Trust and hereby grants to the named person or entity the powers necessary to perform the duties of the office of the Trustee.

Among these duties are the care and maintenance of the day-to-day operations of the various business interests of the Trust and the obligations created hereunder.

Any person or entity may rely on this document to establish power and authority of a person entity named below and in so recognizing the power and authority of the named person or entity shall be held harmless from any act done in the name of the trust by the person or entity named as Trustee.

The person or entity whose name or seal is subscribed to this document has by such subscription, acknowledged and accepted the office of the Trustee and the obligations and duties thereof and acknowledges and accepts the office of the Trustee subject to the terms and conditions of the Trust contract and indenture.

The name and Seal of the person or entity named as the Trustee is as follows:

OCTOBER 20, 2010 Nick Tarantino  
Date Nick Tarantino, Trustee

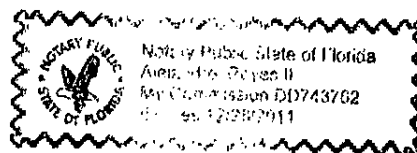
Wherefore, the members of the Board of Trustees of the trust named in the above caption and in witness hereof, we have hereunto subscribed our names and do hereby certify that the foregoing is a true and correct copy of the minute passed as heiren set forth.

OCTOBER 20, 2010 Anthony Joseph Tarantino  
Date Anthony Joseph Tarantino, Trustee

SUBSCRIBED TO UNDER OATH AND AFFIRMATION BY THE TRUSTEE(S) NAMED ABOVE WHO ALSO ACKNOWLEDGED THE FOREGOING & EXECUTED THIS INSTRUMENT FREELY AND VOLUNTARILY FOR THE PURPOSE EXPRESSED THEREIN.

Subscribed to and under oath and affirmation by the Settlor(s) and Trustee(s) named above who also acknowledged the foregoing and executed this instrument freely and voluntarily for the purpose expressed therein this 20 day of October, 2010 in the City of Myers, Lee County, (State) before me:

Alexandro Reyes, Jr. Notary Public



CERTIFICATION & ACKNOWLEDGEMENT OF THE CREATION AND  
ESTABLISHMENT OF THE OUR LADY OF TARANTELA CHARITABLE TRUST  
FEDERAL IDENTIFICATION NUMBER 27-3701972

KNOW ALL THESE MEN BY THESE PRESENTS, that this agreement and acceptance is made and entered into by and between the Settlor(s), who offers in exchange the sum of One hundred U.S. Dollars (\$100.00) as good and valuable consideration, receipt which is hereby acknowledged. All properties, regardless of source conveyed to this Trust Organization with full title to be held by the Board of Trustee(s); and by the Trustee(s), who accepts appointment as evidence by their signatures below and who on behalf of the board acknowledges receipt of which is hereby acknowledged, all of the capital units of this trust organization, as full and adequate consideration in money or moneys worth, receipt of which is hereby acknowledged by the Settlor(s).

IN WITNESS WHEREOF, the Settlor(s) and the Trustee by means of subscribing their signatures below do hereby acknowledge the creation and establishment of trust named in the above caption and the conveyance, delivery and acceptance of property, assets, obligations, and duties as herein contained and assent to all stipulations imposed and express in the contract. It is further agreed that the intent of the contract is to be found in it's essence.

TRUSTEES:

OCTOBER 20, 2010  
SIGNATURE & DATE

Anthony Joseph Tarantino  
Anthony Joseph Tarantino

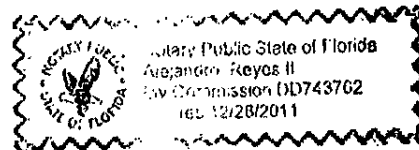
SETTLOR:

Ralph Tarantino  
SIGNATURE & DATE

Ralph Tarantino  
Ralph Tarantino

Subscribed to and under oath and affirmation by the Settlor(s) and Trustee(s) named above who also acknowledged the foregoing and executed this instrument freely and voluntarily for the purpose expressed therein this 20<sup>th</sup> day of OCTOBER, 2010 in the City of T. Myers, 206 County, (State) before me:

ALEJANDRO REYES, II SEAL  
NOTARY



CERTIFICATION AND ACKNOWLEDGEMENT OF THE TRUSTEE(S) FOR THE  
OUR LADY OF TARANTELA CHARITABLE TRUST

Federal Identification Number 27-3701972

KNOW ALL MEN BY THESE PRESENTS, that the person(s) or entity named below have been appointed Trustee(s) for the Trust named on the above caption in accordance with the terms and conditions of of the Trust Contract Indenture as of the date first indicated below,

After due consideration, the Board of Trustee(s) of the Trust has appointed the person(s) or antity named below to the position of the Trustee(s) for the Trust and herby grants the named person(s) or entity the powers necessary to perform the duties of the of the office of Trustee(s).

Among these duties are the care and maintenance of the day to day operations of the various business interests of the Trust and the obligations created thereunder.

Any person(s) or entity may rely on this document to establish the power and the authority of the person(s) or entity named below and in so recognizing the power and authority of the named person(s) or entity shall be held harmless from any acts done in the name of the Trust by the Person(s) or entity named as the Trustee(s).

The person(s) or entity whose name and seal is subscribed to this document has by such subscriptions, acknowledged and accepted the office of the Trustee(s) subject to the terms and conditions of the Contract and Indenture.

The name and seal of the person(s) or entity named as the Trustee(s) is/are as folows:

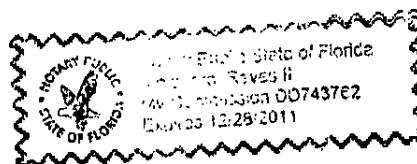
Anthony Joseph Tarantino  
Anthony Joseph Tarantino, Trustee  
Chairman Board of Trustees

Nick Tarantino  
Nick Tarantino, Trustee  
REGISTERED AGENT

As a member of the Board of Trustees of the Trust named in the above caption an in witness hereof I/we have subscribed my/our name and do hereby certify that the foregoing is a true and correct copy of the Minute passed as herein set forth on this 20<sup>th</sup> day of OCTOBER 2010 in LEE County, FLORIDA State of FLORIDA.

Alexandro Reyes, Jr.  
Notary Public

{SEAL}



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