

F04000003522

00855-00734-02963

\$6,900

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐

PICK-UP

☐

WAIT

☐

MAIL

(Business Entity Name)

(Document Number)

Certified Copies _____

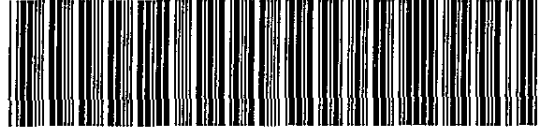
Certificates of Status _____

Special Instructions to Filing Officer:

6/22 FPC

Office Use Only

W04-17916
FNO 1998
AF's/AR's \$3900
FF \$70



000034967910

06/22/04--01003--009 **3900.00

05/03/04--01007--010 **70.00

MJH

- 9

04 JUN 22 2004



FOWLER WHITE BOGGS BANKER

ATTORNEYS AT LAW

ESTABLISHED 1943

MITCHELL I. HOROWITZ
DIRECT DIAL: 813-222-1105
MHOROWITZ@FOWLERWHITE.COM

April 29, 2004

FEDERAL EXPRESS

Registration Section
Division of Corporations
409 E. Gaines Street
Tallahassee, FL 32399

Re: National Optronics, Incorporated

Dear Sir or Madam:

Enclosed please find:

1. Transmittal Letter;
2. Application by Foreign Corporation for Authorization to Transact Business in Florida;
3. Certified copy of Certificate of Good Standing for National Optronics, Inc.; and
4. Check in the amount of \$70 for registration filing fee.

Should you have any other questions or comments, please call me at the number shown above.

Sincerely,

Mitchell I. Horowitz

MIH:lb

Enclosures

cc: Mark Huskey, Assistant Controller

#1508970v1

FOWLER WHITE BOGGS BANKER P.A.

FORT MYERS • NAPLES • ORLANDO • ST. PETERSBURG • TALLAHASSEE • TAMPA • WEST PALM BEACH

501 EAST KENNEDY BLVD., SUITE 1700 • TAMPA, FLORIDA 33602 • P.O. BOX 1438 • TAMPA, FL 33601
TELEPHONE (813) 228-7411 • FAX (813) 229-8313 • www.fowlerwhite.com

TRANSMITTAL LETTER

TO: Registration Section
Division of Corporations

SUBJECT: NATIONAL OPTRONICS, INCORPORATED
(Name of corporation - must include suffix)

Dear Sir or Madam:

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:

MARK HUSKEY

(Name of Person)

NATIONAL OPTRONICS, INC.

(Firm/Company)

P.O. BOX 1547

(Address)

CHARLOTTESVILLE, VA 22902

(City/State and Zip code)

For further information concerning this matter, please call:

MARK HUSKEY

(Name of Person)

at (434) 295-9126 EXT 234

(Area Code & Daytime Telephone Number)

STREET ADDRESS:

Registration Section
Division of Corporations
409 E. Gaines St.
Tallahassee, FL 32399

MAILING ADDRESS:

Registration Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

Enclosed is a check for the following amount:

☒ \$70.00 Filing Fee

☐ \$78.75 Filing Fee &
Certificate of Status

☐ \$78.75 Filing Fee &
Certified Copy

☐ \$87.50 Filing Fee,
Certificate of Status &
Certified Copy



FLORIDA DEPARTMENT OF STATE

Glenda E. Hood
Secretary of State

May 10, 2004

MARK HUSKEY
NATIONAL OPTRONICS, INCORPORATED
P.O. BOX 1547
CHARLOTTESVILLE, VA 22902

SUBJECT: NATIONAL OPTRONICS, INCORPORATED
Ref. Number: W04000017916

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

Pursuant to section 607.1502(4), 617.1502(4) or 608.502(4), Florida Statutes, this office collects a civil penalty of \$1000 for each year this entity transacted business or conducted its affairs in Florida prior to qualification and the appropriate annual report/uniform business report fees that would have been due this office had the entity qualified the year it began operations in this state. The amount due this office to cover both annual report/uniform business report and penalty fees is \$6,900.00.

Please return 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) 245-6967.

Michelle Hodges
Document Specialist

Letter Number: 704A00032234



FOWLER WHITE BOGGS BANKER

ATTORNEYS AT LAW

ESTABLISHED 1943

MITCHELL I. HOROWITZ
DIRECT DIAL: 813-222-1105
MHOROWITZ@FOWLERWHITE.COM

May 21, 2004

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

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

Attn: Michelle Hodges, Document Specialist

Re: National Optronics, Incorporated
Reference No.: W04000017916

Dear Ms. Hodges:

We are Florida counsel for National Optronics, Incorporated (the "Company") which forwarded to us your letter dated May 10, 2004 (copy enclosed). The Company has requested that we correspond with your office to request an abatement of the \$1,000 per year civil penalty for its inadvertent failure to qualify to do business in Florida since 1998.

The Company has been present in Florida since some time in the mid-1980s, and has been properly registered with the Florida Department of Revenue ("DOR") as a dealer for sales and use tax purposes. In fact, the Company has been twice audited by the DOR with respect to sales and use tax liabilities. During neither of those audits was the Company ever informed by the DOR that it needed to be registered as well with the Department of State. The Company believed that, by registering with DOR as a dealer for sales and use tax purposes, it had properly registered in Florida for all purposes, including the authority to transact business.

The reason why the Taxpayer was subject to Florida nexus was that it had an employee present in Florida from June 14, 1993 through September 4, 2001. The Taxpayer has not had an employee resident in Florida since that time, although it does have employees who periodically come into Florida for the performance of installation and/or maintenance services.

The Company does not disagree that it should have registered to transact business in Florida with the Department of State. However, it honestly believed that its registration with the

FOWLER WHITE BOGGS BANKER P.A.

FORT MYERS • NAPLES • ORLANDO • ST. PETERSBURG • TALLAHASSEE • TAMPA • WEST PALM BEACH

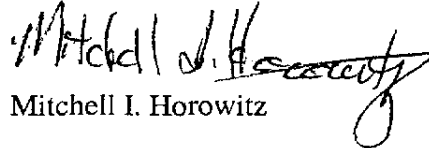
501 EAST KENNEDY BLVD., SUITE 1700 • TAMPA, FLORIDA 33602 • P.O. BOX 1438 • TAMPA, FL 33601
TELEPHONE (813) 228-7411 • FAX (813) 229-8313 • www.fowlerwhite.com

Florida Department of State
May 21, 2004
Page 2

DOR for sales and use tax purposes satisfied all of its registration obligations for Florida, and the Company was clearly not hiding its on-going business activities in Florida. Accordingly, it is requested that the Department of State abate the proposed civil penalties and require the Company to pay only the fees and costs which otherwise would have been imposed upon it had it properly registered with the Department of State.

We appreciate your kind attention to this matter. Should you have any questions or comments, please call me at the number shown above.

Sincerely,


Mitchell I. Horowitz

MIH:lb
Enclosure

cc: Mark Huskey, Assistant Controller (w/o Encls.)

#1544143v1



FLORIDA DEPARTMENT OF STATE

Glenda E. Hood
Secretary of State

June 3, 2004

MITCHELL HOROWITZ, ESQUIRE
FOWLER WHITE BOGGS BANKER
PO BOX 1438
TAMPA, FL 33601

SUBJECT: NATIONAL OPTRONICS, INCORPORATED
Ref. Number: W04000017916

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

Based on the information you have provided and in accordance with s.607.1502(4), 608.502(4) or 617.1502(4), F.S., this office will reduce the civil penalty of \$1,000 per year to \$500 per year for each year this entity transacted business or conducted its affairs in Florida prior to qualification. Therefore, the total amount due to cover both annual report/uniform business report and penalty fees is \$3900.00.

The total amount due is \$3970.00.

There is a balance due of \$3900.00.

If you have any questions concerning the filing of your document, please call (850) 245-6911.

Brenda Tadlock
Senior Section Administrator

Letter Number: 504A00038067



FOWLER WHITE BOGGS BANKER

ATTORNEYS AT LAW

ESTABLISHED 1943

MITCHELL I. HOROWITZ
DIRECT DIAL: 813-222-1105
MHOROWITZ@FOWLERWHITE.COM

June 17, 2004

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Brenda Tadlock, Senior Section Administrator
Division of Corporations
Florida Department of State
P.O. Box 6327
Tallahassee, FL 32314

Re: National Optronics, Incorporated
Reference No. W04000017916

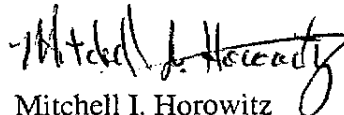
Dear Ms. Tadlock:

In response to your letter dated June 3, 2004 with respect to the above-referenced matter, the Corporation agrees to the payment of an additional \$3,900 as a penalty to cover its failure to properly file Annual Reports/Uniform Business Report for prior years. Enclosed please find an original and one copy of the Corporation's check in the amount of \$3,900 in payment of the total fees. Please date stamp and return the copy of the check in the enclosed, self-addressed stamped envelope.

Upon receipt, please confirm that this is satisfactory to enable the registration of the Corporation and provide the requested certification.

Should you have any other questions or comments, please call me at the number shown above.

Sincerely,



Mitchell I. Horowitz

MIH:lb
Enclosure

cc: Mark Huskey, Assistant Controller

#1551769v1

FOWLER WHITE BOGGS BANKER P.A.

TAMPA • ST. PETERSBURG • FORT MYERS • TALLAHASSEE • ORLANDO • NAPLES • WEST PALM BEACH • BONITA SPRINGS • JACKSONVILLE

501 EAST KENNEDY BLVD., SUITE 1700 • TAMPA, FLORIDA 33602 • P.O. Box 1438 • TAMPA, FL 33601

**APPLICATION BY FOREIGN CORPORATION FOR AUTHORIZATION TO TRANSACT
BUSINESS IN FLORIDA**

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

1. NATIONAL OPTRONICS, INCORPORATED
(Enter name of corporation; must include "INCORPORATED," "COMPANY," "CORPORATION,"
"Inc.," "Co.," "Corp.," "Inc.," "Co.," or "Corp.")
- (If name unavailable in Florida, enter alternate corporate name adopted for the purpose of transacting business in Florida)
2. VIRGINIA 3. 54-1123228
(State or country under the law of which it is incorporated) (FEI number, if applicable)
4. 08/23/79 5. _____
(Date of incorporation) (Duration: Year corp. will cease to exist or "perpetual")
6. EARLY 80'S
(Date first transacted business in Florida. If corporation has not transacted business in Florida, insert "upon qualification.")
(SEE SECTIONS 607.1501, 607.1502 and 817.155, F.S.)
7. 100 AVON STREET CHARLOTTESVILLE, VA 22902
(Principal office address)
- P.O. BOX 1547 CHARLOTTESVILLE, VA 22902
(Current mailing address)
8. SALES & SERVICE OF OPTICAL LENS PROCESSING EQUIPMENT
(Purpose(s) of corporation authorized in home state or country to be carried out in state of Florida)
9. Name and street address of Florida registered agent: (P.O. Box or Mail Drop Box **NOT** acceptable)
- Name: MITCHELL HOROWITZ, ATTORNEY
- Office Address: 501 EAST KENNEDY BOULEVARD, SUITE 1700
- TAMPA, Florida 33602
(City) (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.

Mitchell Horowitz
(Registered agent's signature)

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.

06 JUN 22 AM 10:22

FILED

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

A. DIRECTORS

Chairman: _____

Address: _____

Vice Chairman: _____

Address: _____

Director: _____

Address: _____

Director: _____

Address: _____

B. OFFICERS

President: DAVID A. BEACH

Address: P.O. BOX 1547

CHARLOTTESVILLE, VA 22902

Vice President: _____

Address: _____

Secretary: _____

Address: _____

Treasurer: _____

Address: _____

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

13. David A. Beach

(Signature of Director or Officer listed in number 12 of the application)

14. DAVID A. BEACH, PRESIDENT

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

Commonwealth of Virginia



State Corporation Commission

I Certify the Following from the Records of the Commission:

NATIONAL OPTRONICS, INC. is a corporation existing under and by virtue of the laws of Virginia, and is in good standing.

The date of incorporation is August 23, 1979.

Nothing more is hereby certified.



*Signed and Sealed at Richmond on this Date:
April 21, 2004*

Joel H. Peck

Joel H. Peck, Clerk of the Commission