

F 13000002780

(Requestor's Name)

(Address)

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W13000011608
2554

of 6/26/13

COVER LETTER

TO: New Filing Section
Division of Corporations

SUBJECT: SmartBank Corporation

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," or "Certificate of Good Standing" 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:

Kim Davis

Name of Person

SmartBank

Firm/Company

4405 Commons Drive East

Address

Destin, FL 32541

City/State and Zip code

kdavis@smartbank.net

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Dawn Thumma

at (850) 796-4767

Name of Person

Area Code & Daytime Telephone Number

STREET/COURIER ADDRESS:

New Filing Section
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301

MAILING ADDRESS:

New Filing 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

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FLORIDA DEPARTMENT OF STATE
Division of Corporations

June 14, 2013

MELONEY HOWELL
4405 COMMONS DRIVE EAST
DESTIN, FL 32541

SUBJECT: SMARTBANK CORPORATION
Ref. Number: W13000011608

RECEIVED
13 JUN 25 AM 11:57
DEPARTMENT OF STATE
DIVISION OF CORPORATIONS
TALLAHASSEE, FLORIDA

We have received your document for SMARTBANK CORPORATION and your check(s) totaling \$87.50. However, the enclosed document has not been filed and is being returned for the following correction(s):

Please accept our apology for failing to mention this in our previous letter.

A corporation may not serve as its own registered agent. Please designate an individual or another active entity filed or registered with this office, having a Florida street address.

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) 245-6052.

Claretha Golden
Regulatory Specialist II
New Filing Section

Letter Number: 413A00014992

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FLORIDA DEPARTMENT OF STATE
Division of Corporations

February 26, 2013

MELONEY HOWELL
4405 COMMONS DRIVE EAST
DESTIN, FL 32541

SUBJECT: SMARTBANK CORPORATION
Ref. Number: W13000011608

We have received your document for SMARTBANK CORPORATION and your check(s) totaling \$87.50. However, the enclosed document has not been filed and is being returned for the following correction(s):

Written approval and clearance of the words BANK, BANC, BANCO, BANQUE, BANKER, BANKING, TRUST COMPANY, SAVINGS AND LOAN ASSOCIATION, SAVINGS BANK or CREDIT UNION, or words of similar import in any context or any manner must be obtained from the Office of Financial Regulation, pursuant to section 655.922(2a), Florida Statutes.

Enclosed is a "Corporate Name Approval Request" form to be completed and sent to the address indicated on the form. If the proposed name is approved by the Office of Financial Institutions, resubmit the document and the approval letter to the Division of Corporations for filing. The Office of Financial Institutions' phone number is 850-410-9800.

The person signing on numbers 13 and 14 must be listed on number 12.

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) 245-6052.

Claretha Golden
Regulatory Specialist II
New Filing Section

Letter Number: 413A00004654

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STREET ADDRESS: 101 East Gaines Street, Suite 636 • PHONE (850) 410-9800 • FAX (850) 410-9548
MAILING ADDRESS: Division of Financial Institutions, 200 East Gaines Street, Tallahassee, FL 32399-0371
Visit us on the web: WWW.ITSYOURMONEYFLORIDA.COM • 850-487-9687

DREW J. BREAKSPEAR
COMMISSIONER

March 8, 2013

Mr. C. Bryan Johnson
Post Office Box 1910
Pigeon Forge, TN 37868

Re: SmartBank Corporation

Dear Mr. Johnson:

Reference is made to your recent letter requesting approval of the above name, which is a Tennessee state-chartered bank located in Pigeon Forge, Tennessee.

As Section 655.922, Florida Statutes, exempts a financial institution, holding company or its subsidiaries from the prohibition of using the word "bank," "banco," "banque," "banker," "banking," "trust company," "savings and loan association," "savings bank," or "credit union," or words of similar import, in any context or in any manner in its corporate name. The Office will not object to the use of the above name being registered to transact business in the state of Florida. This does not authorize the institution to engage in banking, trust or insurance business or any other licensed activity in the state of Florida. Proper regulatory approvals will be required.

Sincerely,

Robert D. Hayes
Interim Director

RDH:bk

cc: Brenda Tadlock, Chief, Bureau of Commercial Recordings, Division of Corporations,
Department of State

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FINANCIAL SERVICES COMMISSION

RICK SCOTT
GOVERNOR

PAM BONDI
ATTORNEY
GENERAL

JEFF ATWATER
CHIEF FINANCIAL
OFFICER

ADAM PUTNAM
COMMISSIONER OF
AGRICULTURE

**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. **SmartBank Corporation**

(Enter name of corporation; must include "INCORPORATED," "COMPANY," "CORPORATION,"
"Inc.," "Co.," "Corp.," "Inc.," "Co.," or "Corp.")

N/A

(If name unavailable in Florida, enter alternate corporate name adopted for the purpose of transacting business in Florida)

2. **Tennessee**

(State or country under the law of which it is incorporated)

3. **20-4091629**

(FEI number, if applicable)

4. **August 31, 2006**

(Date of incorporation)

5. **Perpetual**

(Duration: Year corp. will cease to exist or "perpetual")

6. **October 22, 2012**

(Date first transacted business in Florida, if prior to registration)
(SEE SECTIONS 607.1501 & 607.1502, F.S., to determine penalty liability)

7. **2430 Teaster Lane, Suite 205, Pigeon Forge, TN 37863**

(Principal office address)

P.O. Box 1910, Pigeon Forge, TN 37868-1910

(Current mailing address)

8. **FDIC assisted acquisition of GulfSouth Private Bank.**

(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 NOT acceptable)

Name: **Kim Davis**

Office Address: **4405 Commons Drive East**

Destin

(City)

, Florida **32541**

(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.



(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.

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

A. DIRECTORS

Chairman: See Attached

Address: _____

Vice Chairman: _____

Address: _____

Director: _____

Address: _____

Director: _____

Address: _____

B. OFFICERS

President: See Attached

Address: _____

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. 

Signature of Director or Officer

The officer or director signing this document (and who is listed in number 12 above) affirms that the facts stated herein are true and that he or she is aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.

14. C. Bryan Johnson, EUP & CFO

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

A. Directors

Chairman & Director of Business Development:

William Y. Carroll, Sr.

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

Director: Victor L. Barrett

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

Director: Ted C. Miller

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

Director: David A. Ogle

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

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Director: Keith E. Whaley, O.D.

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

Director: Geoffrey A. Wolpert

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

Knox County Director of Business Development:

William Edward Arant, Jr.

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

B. Officers

President & Chief Executive Officer:

William Y. Carroll, Jr.

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

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Executive Vice President & Chief Lending Officer:

Gregory L. Davis

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

Executive Vice President & Chief Operating Officer:

Heather Hubbard Morgan

Address: P.O. Box 129

Destin, FL 32541

Executive Vice President & Chief Financial Officer

C. Bryan Johnson

Address: P.O. Box 1910

Pigeon Forge, TN 37868-1910

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STATE OF TENNESSEE
Tre Hargett, Secretary of State
Division of Business Services
William R. Snodgrass Tower
312 Rosa L. Parks AVE, 6th FL
Nashville, TN 37243-1102

SMARTBANK
BRITTANY MOORE
PO BOX 1910
PIGEON FORGE, TN 37868-1910

February 12, 2013

Request Type: Certificate of Existence/Authorization
Request #: 0089428

Issuance Date: 02/12/2013
Copies Requested: 1

Document Receipt

Receipt #: 910870 **Filing Fee: \$20.00**
Payment-Check/MO - SMARTBANK, PIGEON FORGE, TN \$20.00

Regarding:	SMARTBANK	Control #:	528730
Filing Type:	Corporation For-Profit - Domestic	Date Formed:	08/31/2006
Formation/Qualification Date:	08/31/2006	Formation Locale:	TENNESSEE
Status:	Active	Inactive Date:	
Duration Term:	Perpetual		
Business County:			

CERTIFICATE OF EXISTENCE

I, Tre Hargett, Secretary of State of the State of Tennessee, do hereby certify that effective as of the issuance date noted above

SMARTBANK

* Is a Corporation duly incorporated under the law of this State with a date of incorporation and duration as given above;

* has paid all fees, taxes and penalties owed to this State (as reflected in the records of the Secretary of State and the Department of Revenue) which affect the existence/authorization of the business;

* has not filed Articles of Dissolution or Articles of Termination. A decree of judicial dissolution has not been filed.

Tre Hargett
Tre Hargett
Secretary of State

Processed By: Shelia Keeling

Verification #: 002490019

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