

F19 000005217

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐ PICK-UP

☐ WAIT

☐ MAIL

(Business Entity Name)

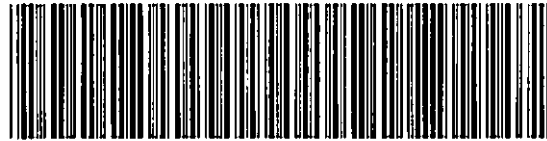
(Document Number)

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1621 APR 22 PM 1:20

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FLORIDA DEPARTMENT OF STATE
Division of Corporations

RECEIVED

2021 APR 22 AM 9:58

SECRET
TALLAHASSEE

March 22, 2021

GERALD D. ELLENBURG
2738 S. FALKENBURG RD.
RIVERVIEW, FL 33578

SUBJECT: ERC HOME BUILDERS, INC.
Ref. Number: F18000005217

We have received your document and check(s) totaling \$35.00. However, the enclosed document has not been filed and is being returned to you for the following reason(s):

If the corporation is a **PROFIT** corporation it must be signed by a director, president or other officer - if directors or officers have not been selected, by an incorporator - if in the hands of a receiver, trustee, or other court appointed fiduciary, by that fiduciary.

Please return 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) 245-6050.

Querida R Moore
Regulatory Specialist II

Letter Number: 621A00006002

SIGNATURE

ATTACHED

COVER LETTER

TO: Amendment Section Division of Corporations
ERC Homebuilders, Inc.

SUBJECT: _____
Name of Corporation

DOCUMENT NUMBER: F18000005217

The enclosed Amendment and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

Gerald D. Ellenburg

Name of Contact Person

ERC Communities, Inc.

Firm/Company

2738 S. FALKENBURG RD.

Address

RIVERVIEW, FL 33578

City/State and Zip Code

jerry@erchomes.com

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

For further information concerning this matter, please call:

Jerry Ellenburg 813 621-5000

Name of Contact Person at () _____
Area Code & Daytime Telephone Number

Enclosed is a check for the following amount:

- | | | | |
|---|--|---|---|
| <input checked="" type="checkbox"/> \$35 Filing Fee | <input type="checkbox"/> \$43.75 Filing Fee &
Certificate of Status | <input type="checkbox"/> \$43.75 Filing Fee &
Certified Copy | <input type="checkbox"/> \$52.50 Filing Fee,
Certificate of Status &
Certified Copy |
|---|--|---|---|

Mailing Address:

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

Street Address:

Amendment Section
Division of Corporations
The Centre of Tallahassee
2415 N. Monroe Street, Suite 810
Tallahassee, FL 32303

PROFIT CORPORATION
APPLICATION BY FOREIGN PROFIT CORPORATION TO FILE AMENDMENT TO APPLICATION FOR
AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

(Pursuant to s. 607.1504, F.S.)

2021 APR 22 PM 1:20

SECTION I
(1-3 MUST BE COMPLETED)

F18000005217

SECRETARY OF STATE
TALLAHASSEE, FL

(Document number of corporation (if known))

ERC Homebuilders, Inc.

1. _____
(Name of corporation as it appears on the records of the Department of State)

Delaware

11/15/2018

2. _____ 3. _____
(Incorporated under laws of) (Date authorized to do business in Florida)

SECTION II
(4-7 COMPLETE ONLY THE APPLICABLE CHANGES)

4. If the amendment changes the name of the corporation, when was the change effected under the laws of its jurisdiction of incorporation? 11/18/2020

ERC COMMUNITIES, INC.

5. _____
(Name of corporation after the amendment, adding suffix "corporation," "company," or "incorporated," or appropriate abbreviation, if not contained in new name of the corporation)

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

6. If the amendment changes the period of duration, indicate new period of duration.

(New duration)

7. If the amendment changes the jurisdiction of incorporation, indicate new jurisdiction.

(New jurisdiction)

8. If amending the registered agent and/or registered office address in Florida, enter the name of the new registered agent and/or the new registered office address:

Name of New Registered Agent _____

(Florida street address)

New Registered Office Address: _____, Florida _____
(City) (Zip Code)

New Registered Agent's Signature, if changing Registered Agent:


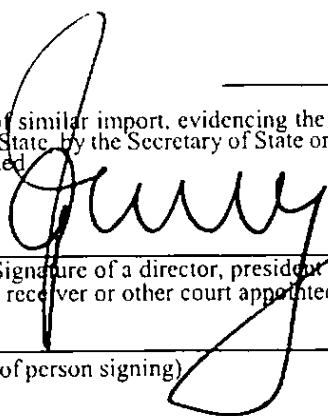
I hereby accept the appointment as registered agent. I am familiar with and accept the obligations of the position.

Signature of New Registered Agent, if changing

9. If the amendment changes person, title or capacity in accordance with 607.1504 (4), indicate that change:

<u>Title/ Capacity</u>	<u>Name</u>	<u>Address</u>	<u>Type of Action</u>
Director	Rod Turner		<input type="checkbox"/> Add
			<input checked="" type="checkbox"/> Remove
			<input type="checkbox"/> Add
			<input type="checkbox"/> Remove
			<input type="checkbox"/> Add
			<input type="checkbox"/> Remove
			<input type="checkbox"/> Add
			<input type="checkbox"/> Remove
			<input type="checkbox"/> Add
			<input type="checkbox"/> Remove

10. Attached is a certificate or document of similar import, evidencing the amendment, authenticated not more than 90 days prior to delivery of the application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the laws of which it is incorporated.

		
Gerald D. Ellenburg	(Signature of a director, president or other officer - if in the hands of a receiver or other court appointed fiduciary, by that fiduciary)	
(Typed or printed name of person signing)		CEO
		(Title of person signing)

FILING FEE \$35.00

**STATE OF DELAWARE
CERTIFICATE OF AMENDMENT OF
AMENDED AND RESTATED CERTIFICATE OF INCORPORATION
OF ERC HOMEBUILDERS, INC.**

The corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware does hereby certify:

ONE: That by unanimous written consent of the Board of Directors of ERC Homebuilders, Inc., resolutions were duly adopted on November 18, 2020, setting forth a proposed amendment of the Amended and Restated Certificate of Incorporation of said corporation, declaring said amendment to be advisable. The resolutions setting for the proposed amendment is as follows:

FURTHER RESOLVED, that the Amended and Restated Certificate of Incorporation of this corporation be amended by amending and restating Article I with the following paragraph:

The name of the corporation is ERC Communities, Inc. (the "Corporation").

TWO: That said amendment was duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, said corporation has caused this certificate to be signed this 18th day of November, 2020.

Signed: _____

Printed Name: Gerald Eilenburg

Title: Chief Executive Officer

Delaware

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The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY "ERC COMMUNITIES, INC." IS DULY
INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD
STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS
OF THIS OFFICE SHOW, AS OF THE SEVENTH DAY OF APRIL, A.D. 2021.



Jeffrey W. Bullock, Secretary of State

7117571 8300

SR# 20211203692

You may verify this certificate online at corp.delaware.gov/authver.shtml

Authentication: 202917378

Date: 04-07-21