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April 30, 2008

### CORPORATION NAME (S) AND DOCUMENT NUMBER (S):

Nicklaus Investment Enterprises, Inc.

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## ARTICLES OF AMENDMENT TO ARTICLES OF INCORPORATION OF

#### NICKLAUS INVESTMENT ENTERPRISES, INC.

The undersigned corporation, in accordance with the Florida Business Corporation Act and its Bylaws, hereby adopts the following Articles of Amendment:

- 1. The name of the Corporation is Nicklaus Investment Enterprises, Inc.
- 2. Article I of this Corporation's Articles of Incorporation is hereby amended in its entirety so as to read, after amendment, as follows:

### "ARTICLE I

"The name of this Corporation is: Undertow Beach Bar - St. Pete Beach, Inc."

3. This Amendment has been adopted by unanimous Written Action of the Directors and Shareholders of the Corporation on March 3/, 2008 which vote is sufficient to approve the adoption of the Amendment.

IN WITNESS WHEREOF, the undersigned have executed and signed these Articles of Amendment on behalf of the Corporation this 3/2/day of March, 2008.

NICKLAUS INVESTMENT ENTERPRISES, INC., a Florida corporation

Albert F. Nicklaus,