

# F95000004981

## TRANSMITTAL LETTER

**TO: QUALIFICATION/REGISTRATION SECTION  
DIVISION OF CORPORATIONS**

700001307407  
-10/21/94--01086--007  
\*\*\*\*\*70.00 \*\*\*\*\*70.00

**SUBJECT:** Fox Ridge Farm, Inc.  
(Name of corporation)

700001307407  
-10/16/95--01016--026  
\*\*\*6331.25 \*\*\*6331.25

**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:

Newton R. Cypher  
(Name of Person)  
Fox Ridge Farm, Inc.  
(Firm/Company)  
P. O. Box 43  
(Address)  
Elmont, NY 11003  
(City, State and Zip Code)

PC 10/13

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SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
95 OCT 13 AM 10:23

Should you need to call someone concerning this matter, please call:

Newton R. Cypher at ( 516 ) 775-2060  
(Name of Person) Area Code & Daytime Telephone Number  
A.M. Monday, Wednesday, Friday

**COURIER ADDRESS:**

Qualification/Registration Sec.  
Division of Corporations  
409 E. Gaines St.  
Tallahassee, FL 32399

**MAILING ADDRESS:**

Qualification/Registration Sec.  
Division of Corporations  
P. O. Box 6327  
Tallahassee, FL 32314



FLORIDA DEPARTMENT OF STATE

Jim Smith  
Secretary of State

September 26, 1994

CERTIFIED MAIL #P 348 067 177

Peter G. Schiff  
Fox Ridge Farm, Inc.  
485 Underhill Blvd. #206  
Syosset, NY 11791-3419

RE: FOX RIDGE FARM, INC.  
#W94000019323

Dear Mr. Schiff:

It has been brought to my attention that the above mentioned entity has been transacting business in the State of Florida. I have searched the records of this office and have found no record of any filing for Fox Ridge Farm, Inc..

Section 607.1501, Florida Statutes (copy enclosed), states that a foreign corporation may not transact business in this State without obtaining a certificate of authority from the Florida Department of State. Further, s. 607.1502(4), F.S., authorizes the Division of Corporations to collect all fees and taxes, and a penalty between \$500.00 and \$1000.00 for each year and any part thereof that a foreign corporation has transacted business in Florida without proper authority.

Enclosed is an "Application by Foreign Corporation for Authorization to Transact Business in Florida", for your convenience.

Please provide a written response to this inquiry within thirty (30) days to avoid the necessity of further action. If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Hart Collins, Senior Corporate Administrator  
Bureau of Commercial Recording, Tax Lien Section  
Division of Corporations  
Phone: (904) 487-6943

HC:hc

Enclosures: section 607.1501, Florida Statutes  
section 607.1502, Florida Statutes  
"Application by Foreign Corporation for Authorization to Transact Business in Florida"



FLORIDA DEPARTMENT OF STATE

Jim Smith  
Secretary of State

October 24, 1994

NEWTON R. CYPHER  
P.O. BOX 43  
ELMONT, NY 11003

SUBJECT: FOX RIDGE FARM, INC.  
Ref. Number: W94000019323

We have received your document for FOX RIDGE FARM, INC. and your check(s) totaling \$70.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

Section 607.1502(4) or 617.1502(4), Florida Statutes, requires this office to collect a \$500 penalty fee for each year this entity transacted business or conducted its affairs in Florida prior to qualification and the appropriate annual report fees that would have been due this office had the corporation qualified the year it began operations in this state. The amount due this office to cover both annual report and penalty fees is \$6331.25.

Enclosed please find a copy of section 607.1501 or 617.1501, Florida Statutes, which lists those activities that do not constitute transacting business or conducting affairs in this state. If after reviewing this section you determine erroneous information was inserted on the application, a sworn affidavit containing the following information must be submitted: 1.) a statement indicating erroneous information was listed on the application; and 2.) the correct date the corporation began transacting business or conducting its affairs in Florida prior to the year the application was submitted did not constitute transacting business or conducting affairs pursuant to section 607.1501 or 617.1501, Florida Statutes.

If you have any questions concerning the filing of your document, please call (904) 487-6097.

Michael Mays  
Corporate Specialist

Letter Number: 894A00046675



**FLORIDA DEPARTMENT OF STATE**

**Sandra B. Mortham**  
Secretary of State

February 6, 1995

**PETER G. SCHIFF**  
485 UNDERHILL BLVD., #205  
SYOSSET, NY 11791-3419

**SUBJECT: FOX RIDGE FARM, INC.**  
Ref. Number: W94000019323

This letter is in response to the application by foreign corporation for authorization to transact business in Florida that was previously submitted to this office for FOX RIDGE FARM, INC..

The referenced application states that the corporation has transacted business in the State of Florida since January 1, 1983. You were notified by letter dated October 24, 1994, that because of failure to obtain a certificate of authority prior to transacting business in the State of Florida, the corporation is liable for \$6331.25 in appropriate fees and penalties as set forth in Section 607.1502(4), Florida Statutes, (copy enclosed).

Until a response is received by this office concerning the prior notification, the application by foreign corporation for authorization to transact business in Florida will not be processed. If erroneous information was reflected on the previously submitted application, a sworn affidavit may be filed stating the correct date the corporation first transacted business in Florida, that the corporation did not transact business in Florida prior to the application filing year and that the information entered on such application is incorrect. Any such affidavit will be included with your original qualification documents.

Please provide your response to this letter within 30 days to avoid the necessity of further action.

If you have further questions concerning the filing of your document, please telephone the Foreign Qualification/Tax Lien Section at (904) 487-6091.

Michael Mays  
Corporate Specialist

Letter No. 495A00005014

Enclosure



FLORIDA DEPARTMENT OF STATE

Sandra B. Mortham  
Secretary of State

March 13, 1995

Mr. Newton R. Cypher  
Authorized Agent  
Fox Ridge Farm, Inc.  
Post Office Box 030043  
Elmont, New York 11003-0043

Dear Mr. Cypher:

This letter confirms our telephone conversation on March 10 with respect to your February 14 letter to Michael Mays, Corporate Specialist, Division of Corporations. You requested he advise you as to whether **Fox Ridge Farm, Inc. (Fox Ridge)** is required to pay penalties and fees of \$6,331.25.

As discussed, it appears that Fox Ridge's activity in Florida requires qualification with the Department of State. Although Fox Ridge's transportation of its horses from New York to Florida is interstate commerce, the act of entering those horses in thoroughbred races in Florida is not. It is this activity that requires qualification. As a result, Fox Ridge is required to qualify and must submit payment of \$6,331.25 for penalties and fees for transacting business in Florida without authority.

Should you wish to discuss this matter further, please contact me at (904) 488-3684.

Sincerely,

  
Douglas D. Sunshine  
Assistant General Counsel

DDS/



# *Department of State*

## *Memorandum Office of the General Counsel*

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TO: File

FROM: Marc W. Dunbar, Assistant General Counsel

DATE: October 11, 1995

RE: Fox Ridge Farms, Inc.

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Based on a review of the file and the payment provided by this corporation, it is my recommendation that this file be closed and this corporation be qualified to do business. This corporation has paid all outstanding penalties and fees in the amount of \$6,331.25 and now wishes to be qualified to do business in this state.

MWD/mwd

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

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

1. Fox Ridge Farm, Inc.  
(Name of corporation: must include the word "INCORPORATED", "COMPANY", "CORPORATION" or words or abbreviations of like import in language as will clearly indicate that it is a corporation instead of a natural person or partnership if not so contained in the name at present.)
2. New York  
(State or country under the law of which it is incorporated)
3. 13-3139930  
(FEI number, if applicable)
4. 11/18/82  
(Date of incorporation)
5. Perpetual  
(Duration: Year corp. will cease to exist or "perpetual")
6. January 1983  
(Date first transacted business in Florida. (See sections 607.1501, 607.1502, and 817.155, F.S.)
7. Fox Ridge Farm, Inc.  
485 Underhill Blvd., #205, Syosset, NY 11791-3419  
(Current mailing address)
8. Racing Horses  
(Purpose(s) of corporation authorized in home state or country to be carried out in the state of Florida)
9. Name and street address of Florida registered agent:  
Name: Patrick J. Kelly, Trainer  
Office Address: 1391 Lenape Drive  
Miami Springs, FL, Florida, 33166  
(Zip Code)

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**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.*

Patrick J. Kelly  
(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.

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

A. DIRECTORS

Chairman: \_\_\_\_\_

Address: \_\_\_\_\_

Vice Chairman: \_\_\_\_\_

Address: \_\_\_\_\_

Director: \_\_\_\_\_

Address: \_\_\_\_\_

Director: \_\_\_\_\_

Address: \_\_\_\_\_

B. OFFICERS

President: Peter G. Schiff

Address: 185 Underhill Blvd., #205

Syosset, NY 11791-3419

Vice President: \_\_\_\_\_

Address: \_\_\_\_\_

Secretary: Marc Keller

Address: c/o Delphi Asset Management

185 Madison Ave., New York, NY 10022

Treasurer: \_\_\_\_\_

Address: \_\_\_\_\_

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

13.

Peter G. Schiff  
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

14.

Peter G. Schiff, Pres.  
(Typed or printed name and capacity of person signing application)



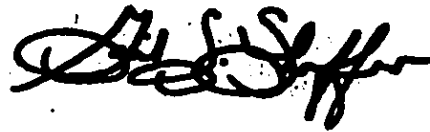
**State of New York** | **ss:**  
**Department of State**

I hereby certify, that the certificate of incorporation of FOX RIDGE FARM, INC. was filed 11/19/1992, with perpetual duration, and that I have made a diligent examination of the index of corporation papers filed in this Department for a certificate, order, or record of a dissolution, and upon such examination, I find no such certificate, order or record, and that so far as indicated by the records of this Department, such corporation is a subsisting corporation.

The Statement of Addresses and Directors is past due.

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*Witness my hand and the official seal  
of the Department of State at the City  
of Albany, this 06th day of October  
one thousand nine hundred and  
ninety-four.*



*Secretary of State*

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THIS DATA IS FOR INFORMATIONAL PURPOSES ONLY. CERTIFICATION CAN ONLY  
BE OBTAINED THROUGH THE OFFICE OF THE NEW YORK SECRETARY OF STATE.

Detail display of Corporate Data for New York  
For: FOX RIDGE FARM, INC.

Thru Date: 05/19/95

Item Number: 0001  
Name: FOX RIDGE FARM, INC.  
Number: 805692  
Date: 11/19/1982  
Originated: NEW YORK  
Type: DOMESTIC BUSINESS  
County: NASSAU  
Status: ACTIVE  
Status Date: 01/11/1995

EXECUTIVE OFFICE

THE CORPORATION  
485 UNDERHILL BLVD.  
#205  
SYOSSET NY 11791-3419

PROCESSOR INFORMATION

THE CORPORATION  
485 UNDERHILL BLVD.  
#205  
SYOSSET NY 11791-3419

OFFICER/DIRECTOR INFORMATION

OFFICR./DIR.: PETER G. SCHIFF  
485 UNDERHILL BLVD.  
#205  
SYOSSET NY 11791-3419

STOCK INFORMATION

NUMBER OF SHARES	STOCK TYPE	VALUE PER SHARE
1000	PV	0.10000

HISTORY INFORMATION

DATE	NUMBER	DESCRIPTION
11/19/1982	A922176-5	INCORPORATION (DOMESTIC BUSINESS)
01/11/1995	950111002030	ANNUAL STATEMENT (DOMESTIC BUSINESS)
		AMENDMENT - PROCESS INFORMATION
		AMENDMENT - CHAIRMAN OF THE BOARD ADDRESS
		AMENDMENT - EXECUTIVE OFFICE ADDRESS

END OF DATA

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