

# F95000005012

## TRANSMITTAL LETTER

W94-5789  
JS

TO: QUALIFICATION/REGISTRATION SECTION  
DIVISION OF CORPORATIONS

SUBJECT: STORAGE & HANDLING EQUIP. INC.  
(Name of corporation)

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:

DONALD ROBERTS  
(Name of Person)  
STORAGE & HANDLING EQUIP. INC.  
(Firm/Company)  
9582 107 CIRCLE N  
(Address)  
DEERWATER FL. 34622  
(City, State and Zip Code)

100000995781  
-03/15/94--01114--010  
200001528812  
-07/03/95--01008--001  
\*\*\*1071.25 \*\*\*1071.25

200001528812  
-09/20/95--01038--001  
\*\*\*6530.00 \*\*\*6530.00

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

DONALD ROBERTS at ( 813 ) 572-0004  
(Name of Person) Area Code & Daytime Telephone Number

### 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

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
95 OCT 16 PM 12:49

9/16/16



**FLORIDA DEPARTMENT OF STATE**

**Jim Smith**  
Secretary of State

March 15, 1994

**DOROTHY J. ROBERTS**  
**STORAGE & HANDLING EQUIPMENT INC.**  
**4582 107 CIRCLE N**  
**CLEARWATER, FL 34622**

**SUBJECT: STORAGE & HANDLING EQUIPMENT INC.**  
**Ref. Number: W94000005789**

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DIVISION OF CORPORATIONS  
95 OCT 16 PM 12:49

We have received your document for STORAGE & HANDLING EQUIPMENT 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).

Please complete the transmittal letter. It is important that we have a contact person to call or correspond with concerning the filing of your documents.

You must list your Federal Employer Identification Number in the appropriate block. If applied for, enter "applied for", or if not applicable, enter "N/A".

You must list the names and street addresses of the officers and directors of the corporation on the form/application.

A certificate of existence, dated no more than 90 days prior to the delivery of the application to the Department of State, duly authenticated by the secretary of state or other official having custody of the records in the jurisdiction under the laws of which it is incorporated/organized, must be submitted to this office. A translation of the certificate under oath of the translator must be attached to a certificate which is in a language other than the English language. A photocopy of this certificate is not acceptable.

Section 607.1502(4), Florida Statutes, requires this office to collect a \$500 penalty fee for each year this entity transacted business in Florida prior to qualification and the appropriate charter tax and annual report fees that would have been due this office had the corporation qualified the year it began operations in this state. Please complete the enclosed form INHSE37 and contact this office for the charter tax due. The amount entitled this office in annual report fees and penalty fees is \$7671.25.

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.

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 (904) 487-6095.

Jennifer Sindt  
Document Examiner

Letter Number: 294A00011604



**FLORIDA DEPARTMENT OF STATE**

**Jim Smith**  
Secretary of State

April 6, 1994

**DOROTHY J. ROBERTS**  
**STORAGE & HANDLING EQUIPMENT INC.**  
**4582 107 CIRCLE N**  
**CLEARWATER, FL 34622**

**SUBJECT: STORAGE & HANDLING EQUIPMENT INC.**  
**Ref. Number: W94000005789**

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SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
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We have received your application with the noted corrections; however, the certificate of existence was not enclosed nor was the issue of the penalty fees addressed.

A certificate of existence, dated no more than 90 days prior to the delivery of the application to the Department of State, duly authenticated by the secretary of state or other official having custody of the records in the jurisdiction under the laws of which it is incorporated/organized, must be submitted to this office. A translation of the certificate under oath of the translator must be attached to a certificate which is in a language other than the English language. A photocopy of this certificate is not acceptable.

Section 607.1502(4), Florida Statutes, requires this office to collect a \$500 penalty fee for each year this entity transacted business in Florida prior to qualification and the appropriate charter tax and annual report fees that would have been due this office had the corporation qualified the year it began operations in this state. Please complete the enclosed form INHSE37 and contact this office for the charter tax due. The amount entitled this office in annual report fees and penalty fees is \$7671.25.

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.

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

**(904) 487-6095.**

**Jennifer Sindt  
Document Examiner**

**Letter Number: 694A00015228**



**FLORIDA DEPARTMENT OF STATE**  
**Jim Smith**  
Secretary of State

July 7, 1994

**DOROTHY J. ROBERTS**  
**STORAGE & HANDLING EQUIPMENT INC.**  
**4582 107 CIRCLE N**  
**CLEARWATER, FL 34622**

**SUBJECT: STORAGE & HANDLING EQUIPMENT INC.**  
**Ref. Number: W9400005789**

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SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
95 OCT 15 PM 12:49

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 STORAGE & HANDLING EQUIPMENT INC..

The referenced application states that the corporation has transacted business in the State of Florida since June 15, 1979. You were notified by letter dated April 6, 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 \$7671.25 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.

Jennifer Sindt  
Document Examiner      Letter No. 094A00031624

Enclosure

**RIVES & RIVES**  
ATTORNEYS AT LAW

HOWARD P. RIVES, III  
MARIE T. RIVES  
RICHARD H. TAMI

A. DALLAS ALBRITTON  
OF COUNSEL

1265 SOUTH MYRTLE AVENUE  
CLEARWATER, FLORIDA 34616  
TELEPHONE (813) 441-2456  
FAX (813) 442-6844

August 5, 1994

Ms. Jennifer Sindt  
Document Examiner  
Florida Department of State  
Division of Corporations  
P. O. Box 6327  
Tallahassee, FL 32314

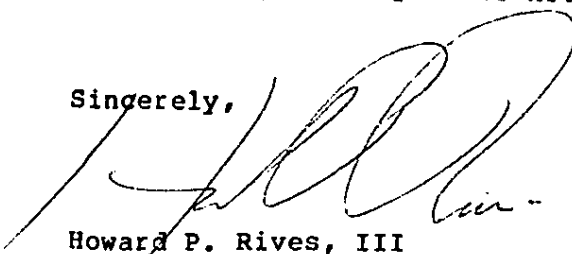
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DIVISION OF CORPORATIONS  
95 OCT 16 PM 12:49

Re: Your Reference No. W 94000005789

Dear Ms. Sindt:

I am confirming my recent telephone conversation with you in regard to the above-referenced matter and your last letter of July 7, 1994. You indicated at that time that you would be discussing my questions on behalf of my client with your supervisor, Mr. Collins, whom you said was out of the office until next week. I will anticipate hearing from you or Mr. Collins on this matter.

Sincerely,

  
Howard P. Rives, III

HPR,III:kef

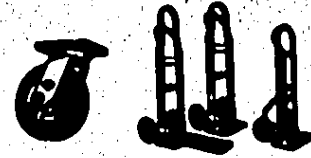
*Called 8/8 -tk*



Clwr. 572-0004



# Storage & Handling Equipment Inc.



Tampa 229-1521

4582 - 107 Circle N.

Clearwater, Fl. 34622

September 12, 1994

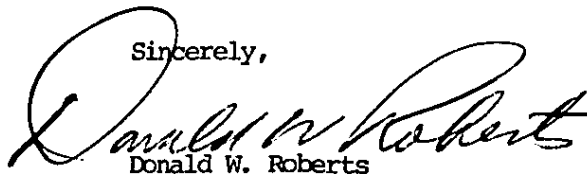
Ms. Jennifer Sindt  
Document Examiner  
Florida Dept. of State  
P. O. Box 6327  
Tallahassee, FL 32314

Re: No. W94000005789

In answer to your letters regarding the penalty of \$7,671.25 in appropriate fees and penalties concerning failure of filing for certificate of authority prior to transacting business in the State of Florida. We feel that the assessment of the penalty of \$7,671.25 is unfair and would put a financial burden on our company. We also feel that the penalty is unfair because we were not aware of this requirement. In dealing with outside Professional and legal advisors, on such filings and failing to receive notices from the State concerning this requirement, it was absolutely unheard of previously. Storage & Handling Equip., Inc. has completed requirements as to Sales tax, Corp. Inc. tax each year under our FEIN# 25-1263615 since 1979. To this, we would like to be advised why it has taken close to 14 years to notify us of this requirement since penalties are calculated over this period. If we were notified of this requirement like we were notified about all others, the penalty would not be so high and we would have paid on time.

Thank you for your consideration in this matter and appreciate you allowing us to file as soon as possible.

Sincerely,

  
Donald W. Roberts

c.c. to: Mr. Collins

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FLORIDA DEPARTMENT OF STATE

Jim Smith  
Secretary of State

September 21, 1994

Donald W. Roberts  
Storage & Handling Equipment Inc.  
4582 - 107 Circle N.  
Clearwater, FL 34622

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DIVISION OF CORPORATIONS  
95 OCT 16 PM 12:49

Dear Mr. Roberts,

Please be advised that it is the responsibility of each foreign corporation to be aware of the laws which govern it. The Division of Corporations was not aware of **STORAGE & HANDLING EQUIPMENT INC.**'s activities in Florida prior to 1993. The Division of Corporations received information from the Florida Department of Revenue, pursuant to section 213.053(14), Florida Statutes. That information relates to corporate taxpayers which are not on file or have a dissolved status with the Division of Corporations, and which have filed tax returns pursuant to either chapter 199 (intangible personal property taxes) or chapter 220 (corporation income tax). In July of 1993 this office received data reflecting **STORAGE & HANDLING EQUIPMENT INC.**'s compliance with Florida's revenue laws. On November 24, 1993, this office wrote **STORAGE & HANDLING EQUIPMENT INC.** inquiring as to whether it needed a certificate of authority to transact business in Florida.

This office then received the "Application by Foreign Corporation for Authorization to Transact Business in Florida", for **STORAGE & HANDLING EQUIPMENT INC.**, reflecting June 15, 1979, as the date first transacted business in Florida. This office had no prior knowledge that **STORAGE & HANDLING EQUIPMENT INC.** was transacting business in Florida without authority until it received the application.

I regret that **STORAGE & HANDLING EQUIPMENT INC.** did not properly obtain authority as required by law. Any foreign corporation that desires to become lawfully authorized to transact business in this state may contact the Division of Corporations to request the proper application, instructions and filing fees, and receive personal assistance in the filing of such documents. The Division

STORAGE & HANDLING EQUIPMENT INC.

September 15, 1994

Page two

of Corporations also provides copies of the Florida Statutes that govern foreign and domestic corporations in Florida. Again, I emphasize that it is the responsibility of each foreign corporation to be aware of the laws which govern it and to obtain proper authority prior to conducting business when the activities of such corporation constitute the "transaction of business", as defined by s.607.1501, F.S. (copy enclosed).

This office appreciates, and does not question STORAGE & HANDLING EQUIPMENT INC.'s honorable intention to comply with the filing requirements and laws of the State of Florida; however, it does not appear from your correspondence that there is a compelling reason for this office to waive such penalties. This office is statutorily mandated to collect the appropriate civil penalty of \$500.00 for each year that a foreign corporation transacts business in this state without authority, which is the minimum penalty allowed by law. Section 607.1502(4), Florida Statutes, further directs the Florida Department of State to collect all penalties and annual report fees due this office and to recover such fees through an action in circuit court. We therefore request that the \$7671.25 in the appropriate penalty fees be remitted to this office within thirty (30) days.

Should you have any questions concerning this matter, please do not hesitate to call me at (904)487-6095.

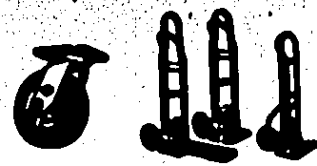
Sincerely,

Jennifer Sindt  
Corporate Specialist  
Division of Corporations



Clearwater 572-0004

# Storage & Handling Equipment Inc.



Tampa 229-1521

4582 - 107 Circle N.

Clearwater, Fl. 34622

October 5, 1994

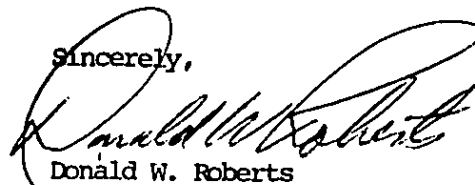
Ms. Jennifer Sindt  
Document Examiner  
Florida Dept. of State  
P. O. Box 6327  
Tallahassee, FL 32314

Re: No. W94000005789

Dear Ms. Sindt:

Although we still feel the assessment is unfair, and to pay this amount would be a hardship on our company. Due to lagging sales and increase of bad debts, we have cut our number from 4 men to 2 men working in our warehouse. We would like to make an offer of \$5000.00. Two thousand with offer and \$1500.00 by 7/1/95 and \$1500.00 by 7/1/96. Otherwise we will be subject to possible bankruptcy based the lack of profit.

Sincerely,



Donald W. Roberts

c.c. to: Mr. Collins

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DIVISION OF CORPORATIONS  
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FLORIDA DEPARTMENT OF STATE  
Sandra B. Mortham  
Secretary of State

August 29, 1995

Mr. Donald Roberts  
Storage & Handling Equipment Inc.  
4582 107 Circle North  
Clearwater, Florida 34622

Re: Request for Penalty Waiver

Dear Mr. Roberts:

The purpose of this letter is to advise you that the Department of State cannot waive the penalties imposed as a result of the unauthorized business activities in the State of Florida by Storage & Handling Equipment Inc.

As of the date above, the total amount of penalties owed by this corporation is \$6,530.00. These penalties are pursuant to section 607.1502, Florida Statutes, a copy of which is enclosed for your reference. If litigation is necessary to collect these penalties, the corporation may also be liable for additional fees and costs associated with filing suit.

If you wish to resolve this matter, please direct your payment to my attention at the address below. If I have not received payment within thirty days, I will assume that you are not willing to resolve this matter without litigation and will proceed accordingly. If you have any questions regarding this correspondence, you may contact me at 904/488-3684.

Respectfully,

Marc W. Dunbar  
Assistant General Counsel

MWD/idi

Enclosure

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DIVISION OF CORPORATIONS  
95 OCT 16 PM 12:49



**FLORIDA DEPARTMENT OF STATE**  
**Sandra B. Mortham**  
Secretary of State

September 20, 1995

**DONALD W. ROBERTS**  
**STORAGE & HANDLING EQUIPMENT INC.**  
**4582 107 CIRCLE N**  
**CLEARWATER, FL 34622**

**SUBJECT: STORAGE & HANDLING EQUIPMENT INC.**  
**Ref. Number: W94000005789**

We have received your check for \$6530.00; however, this office still has not received the certificate of existence for the corporation that was requested in our letters of March 15, 1994, and April 6, 1994. This certificate must be submitted before we are able to file your application. The number for the Secretary of State's office of Pennsylvania is (717) 787-1057. Please call and request information on how to obtain a certificate of existence or good standing. Upon receiving the certificate, please forward it to my attention.

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 (904) 487-6095.

Jennifer Sindt  
Document Examiner

Letter Number: 595A00043109

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DIVISION OF CORPORATIONS  
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**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. STORAGE & HANDLING EQUIP. 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. PENNSYLVANIA 3. 25-1263615  
(State or country under the law of which it is incorporated) (FEI number, if applicable)

4. 11-1-74 5. PERPETUAL  
(Date of Incorporation) (Duration: Year corp. will cease to exist or "perpetual")

6. JUNE 15, 1979  
(Date first transacted business in Florida. (See sections 607.1501, 607.1502, and 817.155, F.S.)

7. 4582 107<sup>th</sup> CIRCLE N. CLEARWATER FL. 34622  
(Current mailing address)

8. DISTRIBUTOR OF MATERIAL HANDLING PRODUCT  
(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: DOROTHY J. ROBERTS

Office Address: 4582 107 CIRCLE N

CLEARWATER

, Florida , 34622  
(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.

x Dorothy J. Roberts  
(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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DIVISION OF CORPORATIONS  
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12. Names and addresses of officers and/or directors:

A. DIRECTORS

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

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

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

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

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

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

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

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

B. OFFICERS

President: DONALD W. ROBERTS

Address: 3046 1<sup>ST</sup> COURT

CLEARWATER, FL 34622

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

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

Secretary: DOROTHY J. ROBERTS

Address: 3046 1<sup>ST</sup> COURT

CLEARWATER FL 34622

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

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

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

13.

Donald W. Roberts  
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

14.

DONALD W. ROBERTS

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



COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF STATE

OCTOBER 02, 1995

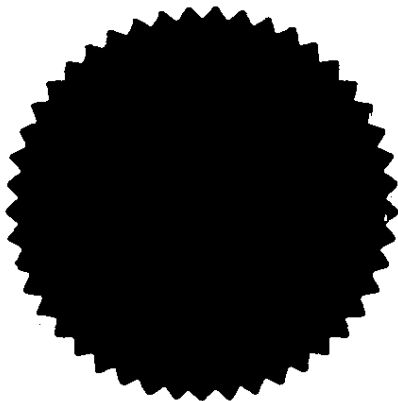
TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

I DO HEREBY CERTIFY THAT,

STORAGE & HANDLING EQUIP. INC.

is duly incorporated under the laws of the Commonwealth of Pennsylvania  
and remains a subsisting corporation so far as the records of this office  
show, as of the date herein.

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SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
95 OCT 16 PM 12:49



IN TESTIMONY WHEREOF, I have  
hereunto set my hand and caused  
the Seal of the Secretary's  
Office to be affixed, the day  
and year above written...

Secretary of the Commonwealth

CKEI