

# F96000002730

TRANSMITTAL LETTER

TO: Qualification/Tax Lien Section  
Division of Corporations

000001766270  
-04/02/96--01064--002  
\*\*\*\*\*70.00 \*\*\*\*\*70.00

SUBJECT: MOVIES, INC.

(Name of corporation - must include suffix)

000001766270  
-06/06/96--01030--012  
\*\*\*1200.00 \*\*\*1200.00

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:

Lesli S. Bolner  
(Name of Person)

W96-7206

Berke & Ingolia, APIC  
(Firm/Company)

3838 N. Causeway Blvd., Suite 2900  
(Address)

Metairie, LA 70002  
(City/State/Zip)

95/31  
96 MAY 31 AM 9:52  
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SECRETARY OF STATE  
DIVISION OF CORPORATIONS

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

Lesli S. Bolner  
(Name of Person)

at ( 504 ) 832-4240  
(Area Code & Daytime Telephone Number)

COURIER ADDRESS:

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

MAILING ADDRESS:

Qualification/Tax Lien Section  
Division of Corporations  
P. O. Box 6327  
Tallahassee, FL 32314

Name conflict  
F93-4679



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

April 3, 1996

**LESLI S. BOLNER**  
**BERKE & INGOLIA, APLC**  
**3838 N. CAUSEWAY BLVD., STE. 2900**  
**METAIRIE, LA 70002**

**SUBJECT: MOVIES, INC.**  
**Ref. Number: W96000007206**

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**DIVISION OF CORPORATIONS**  
**96 MAY 31 AM 9:52**

We have received your document for MOVIES, INC. and your check(s) totaling \$70.00. However, the document has not been filed and is being retained in this office for the following:

The name designated in your document is not available. Therefore, the corporation must adopt an alternate name for use in the state of Florida. To adopt an alternate name the corporation must submit a corporate resolution by the board of directors adopting the alternate name for use in the state of Florida. Please note the corporate resolution must be signed by the chairman, vice chairman, or an officer of the corporation. The alternate name must contain a corporate suffix. Such suffixes include: Corporation, Corp., Incorporated, Inc., Company, and CO.

Please RETURN ALL DOCUMENTATION to the ATTENTION of the DOCUMENT SPECIALIST indicated.

Pursuant to section 607.1502(4), 617.1502(4) or 608.502(4), Florida Statutes, this office collects a civil penalty of \$1000 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 entity qualified the year it began operations in this state. The amount due this office to cover both annual report and penalty fees is \$6000.00.

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) 487-6095.**

**Jennifer Sindt  
Document Examiner**

**Letter Number: 596A00015334**

**BERKE & INGOLIA, A PROFESSIONAL LAW CORPORATION**  
**ATTORNEYS AT LAW**

SUITE 2900, THREE LAKEWAY CENTER • 3838 N. CAUSEWAY BOULEVARD • METairie, LOUISIANA 70002-8104 • 504/832-4240 • FAX 504/832-4242

Kenneth J. Berke  
Richard K. Ingolia  
Lesli S. Bolner

Of Counsel:  
Duplass, Zwaan &  
Williams, APLC

May 24, 1996

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

Re: Letter Number 596A00015334

Dear Ms. Sindt:

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SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
96 MAY 31 AM 9:52

In connection with our request to be qualified to do business in Florida, enclosed is:

- Affidavit of Charles E. Funk, President of Movies, Inc.;
- Resolution of Board of Directors of Movies, Inc. to use the name MI Theatres, Inc.; and
- Check in the amount of \$1,200.00.

You may recall the discrepancy in the qualification application results from the fact that the company formerly qualified to do business in your state, MI Theatres of Florida, Inc., merged into Movies, Inc., effective July 1, 1993. When I asked our client how long the company had been doing business in Florida so that I could complete its qualification application, the operations manager told me "since June 1991."

I recorded his response on the application, but did not take into account that MI Theatres of Florida, Inc. had been running the movie theater until it merged with Movies, Inc. and that this application was for Movies, Inc. only. Therefore, the correct date for commencement of the doing business by Movies, Inc. was July 1, 1995, as reflected in the attached affidavit.

I apologize for the confusion resulting from the misstatement of facts. If I can provide you with further documentation or information, please do not hesitate to contact me.

Very truly yours,

BERKE & INGOLIA

*Lesli S. Bolner*  
Lesli S. Bolner

jb

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF JEFFERSON

BEFORE ME, personally came and appeared:

CHARLES E. FUNK

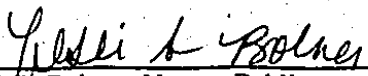
who declared under oath to the undersigned notary public, that he is the president of Movies, Inc.; that MI Theatres of Florida, Inc., a corporation formerly authorized to do business in the state of Florida, merged with Movies, Inc. by virtue of the attached articles of merger executed on June 26, 1995, and filed with the Florida Secretary of State on June 30, 1995; and that Movies, Inc. began operating the movie theatre in Margate, Florida on July 1, 1995.

Metairie, Louisiana, on this 24th day of May, 1996.

  
CHARLES E. FUNK

Sworn to and subscribed before me

on this 22nd day of May, 1996.

  
Lesli S. Bolner, Notary Public

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DIVISION OF CORPORATIONS  
96 MAY 31 AM 9:52

## RESOLUTION OF BOARD OF DIRECTORS

I, the undersigned Charles Funk, do hereby certify  
that this Resolution of the Board of Directors of Movies, Inc.,  
a corporation duly organized and existing under the laws of the State of Louisiana,  
was duly adopted on April 28, 19 96.

Resolved, that Movies, Inc., organized  
and existing in the State of Louisiana, hereby adopts the  
name MI Theatres, Inc. for use in Florida.

Dated: 5/1/96



Signature of at least one director

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96 MAY 31 AM 9:52

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. Movies, 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. Louisiana

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

3. 72-1101803

(FBI number, if applicable)

4. June 26, 1987

(Date of Incorporation)

5. Perpetual

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

6. June 1991

(Date first transacted business in Florida. (SEE SECTIONS 607.1501, 607.1502, AND 817.153, F.S.))

7. One Seine Court, Suite 316

New Orleans, LA 70114

(Current mailing address)

8. To engage in any lawful activity

(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: (P.O. Box or Mail Drop Box **NOT** acceptable)

Name: Armando Ruiz

Office Address: 5455 W. Atlantic Blvd.

Margate

, Florida, 33063

(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 [Signature]  
(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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96 MAY 3 AM 9:52

12. Names and addresses of officers and/or directors: (Street address ONLY- P. O. Box NOT acceptable)

A. DIRECTORS (Street address only- P. O. Box NOT acceptable)

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

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

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

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

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

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

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

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

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DIVISION OF CORPORATIONS  
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B. OFFICERS (Street address only- P. O. Box NOT acceptable)

President: Charles E. Funk

Address: One Seine Court, Suite 316

New Orleans, LA 70114

Vice President/Assistant Secretary: Lee Roy Mitchell

Address: c/o Cinemark USA, Inc.

7502 Greenville, Suite 800, Dallas, TX 75231

Secretary: Jeff Stedman

Address: c/o Cinemark USA, Inc.


7502 Greenville, Suite 800, Dallas, TX 75231

Treasurer: Jeff Stedman

Address: c/o Cinemark USA, Inc.

7502 Greenville, Suite 800, Dallas, TX 75231

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

13.   
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

14. Charles E. Funk, President  
(Typed or printed name and capacity of person signing application)



UNITED STATES OF AMERICA  
**State of Louisiana**

**Jox McKeithen**

SECRETARY OF STATE

*As Secretary of State, of the State of Louisiana, I do hereby Certify that*  
the Articles of Incorporation of

MOVIES, INC.

Domiciled at Kenner, Louisiana,

Were filed in this Office and a Certificate of Incorporation  
was issued on July 9, 1987,

I further certify that no Certificate of Dissolution has  
been issued.

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SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
96 MAY 31 AM 9:52

*In testimony whereof, I have hereunto set  
my hand and caused the Seal of my Office  
to be affixed at the City of Baton Rouge on,*

March 26, 1996

*Jox McKeithen*

CGR

*Secretary of State*



F96000002730

**BERKE & INGOLIA, A PROFESSIONAL LAW CORPORATION**  
**ATTORNEYS AT LAW**

SUITE 2900, THREE LAKEWAY CENTER • 3030 N. CAUSEWAY BOULEVARD • METairie, LOUISIANA 70002-8104 • 504/832-4240 • FAX 504/832-4242

Kenneth J. Berke  
Richard K. Ingolia  
Lesli S. Bolner

Of Counsel:  
Dupless, Zwaan &  
Williams, A.P.C.

July 20, 1996

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

Re: Letter Number 796A00027220; Qualification Documents Numbered F96000002730

Dear Ms. Sindt:

Thank you for your letter documenting that Movies, Inc. has been qualified to do business in Florida as MI Theatres, Inc.

Please be so kind as to confirm whether there are any penalties owed by Movies, Inc. in connection with their request for qualification to do business. You might recall that in your April 3, 1996, letter to me (referenced number W96000007206), you indicated that a civil penalty may be owed, and I responded by obtaining and delivering to you an affidavit by the President of Movies, Inc. concerning when that corporation started conducting business in Florida.

With kind regards, I am

Very truly yours,

**BERKE & INGOLIA**

*Lesli S. Bolner*  
Lesli S. Bolner

jb



FLORIDA DEPARTMENT OF STATE  
Sandra B. Mortham  
Secretary of State

July 25, 1996

LESLI S. BOLNER / BERKE & INGOLIA  
383 N. CAUSEWAY BLVD.  
STE. 2900, THREE LAKEWAY CENTER  
METAIRIE, LA 70002-8104

SUBJECT: MI THEATRES, INC.  
Ref. Number: F96000002730

This letter is to confirm our phone conversation of 7/25/96 concerning MOVIES, INC., doing business in Florida as MI THEATRES, INC. (document number F96000002730). All fees and penalties due by the corporation have been paid, and the corporation is properly registered with our office.

If you have any questions concerning the filing of your document, please call (904) 487-6095.

Jennifer Sindt  
Document Examiner

Letter Number: 796A00035886