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To:

Division of Corporations
Fax Number : (850) 205-0383

From:

Account Name : GREEN SCHOENFELD & KYLE LLP
Account Number : I20000000177
Phone : (941) 936-7200
Fax Number : (941) 936-7997

LIMITED LIABILITY COMPANY

Fort Myers Smitty's, LLC

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ARTICLES OF ORGANIZATION
OF
FORT MYERS SMITTY'S, LLC

1. **NAME.** The name of this limited liability company is Fort Myers Smitty's, LLC (the "Company"), and it shall be formed as a limited liability company under Chapter 608 of the laws of the State of Florida.
2. **PLACE OF BUSINESS.** The mailing address and street address of the Company's principle office is 2122 Second Street, Fort Myers, Florida 33901.
3. **REGISTERED AGENT AND OFFICE.** The name of the initial registered agent of the Company is Paul D. Peden. The street address of the initial registered agent of the Company is 2122 Second Street, Fort Myers, Florida 33901.
4. **MANAGEMENT OF THE COMPANY.** The Company shall be managed by one or more managers and is, therefore, a manager-managed company.

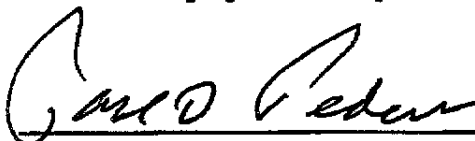
The undersigned executed these Articles of Organization effective as of July 11, 2001.



Paul D. Peden, Member

ACCEPTANCE BY REGISTERED AGENT

Having been named Registered Agent and designated to accept service of process for the within-named Company, at the place designated herein, and being familiar with the obligations of that position, I hereby agree to act in this capacity, and I further agree to comply with the provisions of all Statutes relative to the proper and complete performance of my duties.



Paul D. Peden

Dated: July 11, 2001