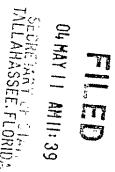
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Carl A. Cascio

OF COUNSEL

Gary S. Gaffney BOARD CERTIFIED REAL ESTATE ATTORNEY PINEAPPLE GROVE PROFESSIONAL CENTER 525 N.E. 3RD AVENUE SUITE 102 DELRAY BEACH, FLORIDA 33444 TELEPHONE (561) 274-7473 FAX (561) 274-8305 www.casciolaw.com

May 7, 2004

#### VIA AIRBORNE

Division of Corporations 409 E. Gaines Street Tallahassee, FL 32399

Re: M&D Homes, LLC

Dear Sir or Madam:

O4 MAY I I AM II: 39
SECRI FARY L. SIAIN
TALLAHASSEE, FI DRIN

Enclosed please find an original for filing and a photocopy for certifying of the Articles of Organization and Acceptance of Registered Agent with regard to the above-referenced limited liability corporation. Also enclosed is a check in the total amount of \$155.00 (in payment of the \$100.00 filing fee; \$25.00 registered agent designation fee; and \$30.00 certified copy fee.)

Please immediately file the *Articles*, and both fax and mail the certified copy to this office. Upon completion, please forward a statement in payment of your services.

Thank you for your attention to this matter.

Very truly yours

Suzanne Francis, CLA

/ssf

**Enclosures** 

## ARTICLES OF ORGANIZATION OF M & D HOMES, LLC

The undersigned, for the purpose of forming a limited liability company under the Florida Limited Liability Company Act, F.S. Chapter 608, hereby make, acknowledge, and file the following Articles of Organization.

#### **ARTICLE I - NAME**

The name of the limited liability company shall be M & D Homes, LLC ("Company").

#### ARTICLE II - ADDRESS

The mailing address and street address of the principal office of the Company shall be c/o Carl

# A. Cascio, P.A., 525 N.E. 3<sup>rd</sup> Avenue, Suite 102, Delray Beach, Florida 33444.

# ARTICLE III - DURATION

The Company shall commence its existence on the date these Articles of Organization are filed by the Florida Department of State. The Company's existence shall terminate not later than May 15, 2044, unless the Company is earlier dissolved as provided in these Articles of Organization.

#### ARTICLE IV - REGISTERED OFFICE AND AGENT

The name and street address of the registered agent of the Company in the State of Florida is Carl A. Cascio, Esquire, Carl A. Cascio, P.A., 525 N.E. 3<sup>rd</sup> Avenue, Suite 102, Delray Beach, Florida 33444.

#### **ARTICLE V - CAPITAL CONTRIBUTIONS**

The members of the Company shall contribute to the capital of the Company the cash or property set forth in Exhibit "A."

#### ARTICLE VI - ADDITIONAL CAPITAL CONTRIBUTIONS

Each member shall make additional capital contributions to the Company only on the unanimous consent of all the members.

#### ARTICLE VII - ADMISSION OF NEW MEMBERS

No additional members shall be admitted to the Company except with the unanimous written consent of all the members of the Company and on such terms and conditions as shall be determined by all the members. A member may transfer his or her interest in the Company as set forth in the regulations of the Company, but the transferee shall have no right to participate in the management of the business and affairs of the Company or become a member unless all the other members of the Company other than the member proposing to dispose of his or her interest approve of the proposed transfer by unanimous written consent.

## ARTICLE VIII - TERMINATION OF EXISTENCE

The Company shall be dissolved on the death, bankruptcy, or dissolution of amember or manager, or on the occurrence of any other event that terminates the continued membership of a member in the Company, unless the business of the Company is continued by the consent of all the remaining members, provided there are at least two remaining members.

#### ARTICLE IX - MANAGEMENT

The Company shall be managed by a manager in accordance with regulations adopted by the members for the management of the business and affairs of the Company. These regulations may contain any provisions for the regulation and management of the affairs of the Company not inconsistent with law or these Articles of Organization. The name and address of the initial manager of the Company is Michael H. Hanna, P.O. Box 1312, West Dennis, Massachusetts 02670. The

names and address of the members of the Company are:

<u>NAME</u>

Michael H. Hanna 025-26-8106	P.O. Box 1312 West Dennis, Massachusetts 02670
David Hanna 024-34-3348	623 Main Street Harwich, Massachusetts 02645
IN WITNESS WHEREOF, the unders Articles of Organization at Delray Beach, Florid	igned organizers have made and subscribed these la, on this 4 day of May, 2004.
	M & D Homes, LLC Name of Organizer:  Michael H. Hanna
STATE OF FLORIDA )	CALA LAHAY
COUNTY OF PALM BEACH)	Applicant: Michael H. Hanna 25
Sworn to and subscribed before me th HANNA.	day of May, 2004 by MICHAEL H.  Notary Public State of Florida
Personally Known Produced Identification Type of I.D. Produced:  MA DL 538948211	Print, Type, or Stamp Commissioned Name of Notary Public

**ADDRESS** 

# ACCEPTANCE OF REGISTERED AGENT

The undersigned, being the person named in the Articles of Organization of M & D Homes, LLC, as the registered agent of this limited liability company, hereby consents to accept service of process for the above-stated company at the place designated in the Articles of Organization, and accepts the appointment as registered agent and agrees to act in this capacity. The undersigned further agrees to comply with the provisions of all statutes relating to the proper and complete performance of his duties, and is familiar with and accepts the obligations of the position of registered agent.

M & D Homes, LLC

Carl A. Cascio, Esquire, Registered