204000063704

(Requestor's Name)		
(Address)		
(Address)		
(City/State/Zip/Phone #)		
PICK-UP	☐ WAIT	MAIL
(Business Entity Name)		
(Document Number)		
Certified Copies	_ Certificates	of Status
Special Instructions to Filing Officer:		
	,,	

Office Use Only



900040052619

08/16/04--01029--011 **130.00

NO8 27/04

05 MIS 27 PN 3: 35

9/

PAVESE LAW FIRM

ATTORNEYS AND COUNSELORS AT LAW http://paveselaw.com

P.O. DRAWER 2280 461 SOUTH MAIN STREET LABELLE, FLORIDA 33975

> (863) 675-5800 (863) 983-6676 (863) 675-4998 FAX

Partners
Frank A. Pavese, St.
William T. Haverfield
Stephen E. Dalton
G. Gordon Harnson
Diane L. Jensen
Michael A. Gennaro
Peter J. Gravina
Christopher J Shields
Steven C. Hartsell
Neale Montgomery
Frank A. Pavese, Jr.
Irene Kennedy Quincey
Ralph Elver
Mary Vlasak Snell
Katherine R. English
Keith H. Hagman

Associates Alison C. Hussey Tye Deyo Charles Mann Eric D Molina C. Dennis Lucttich, Jr. Erica S. Rogan

August 11, 2004

SECRETARY OF STATE DIVISION OF CORPORATIONS PO BOX 6327 TALLAHASSEE FL 32314

RE: HK CONSTRUCTION, L.L.C.

Our File No.: 71869.001

Gentlemen:

ALISON C. HUSSEY

Florida Bar Number 0116165

Georgia Bar Number 380195

e-mail: AlisonHussey@paveselaw.com

Enclosed you will find an original and one copy of the Articles of Organization and an original and one copy of Certificate of Designation of Registered Agent and Registered Office, of the above referenced HK CONSTRUCTION, L.L.C. Please file the original, indicate the filing date on the copy, and return the copy to me. Also, please provide me with a Certificate of Status.

Also enclosed is our check in the amount of \$130.00 covering the fees and charges for the items listed below, as indicated:

- 1. Articles of Organization filing fee (\$100.00);
- 2. Designation of Registered Agent and Registered Office (\$25.00); and
- 3. \$5.00 fee for Certificate of Status.

If the Limited Liability Company name requested is not available, please call us immediately. Thank you for your cooperation.

Cordially yours,

Alison C. Hussey

ACH/ldw Encl.



FLORIDA DEPARTMENT OF STATE Glenda E. Hood Secretary of State

August 17, 2004

ALISON C. HUSSEY PAVESE LAW FIRM P.O. DRAWER 2280 LABELLE, FL 33975

SUBJECT: HK CONSTRUCTION, L.L.C.

Ref. Number: W04000031326

We have received your document for HK CONSTRUCTION, L.L.C. and your check(s) totaling \$130.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

Limited Liability Companies are not corporations. Limited Liability Companies are unique business entities with special characteristics and attributes formed under Chapter 608, Florida Statutes. Corporations, on the other hand, are formed under Chapter 607, Florida Statutes, and possess other distinctive traits and characteristics. Consequently, limited liability company documents cannot contain any references/terms which may implicate the entity is a corporation. Please delete any references to the term "corporation" or the like from your document.

Please note that your Registered Agent acceptance page refers to the corporate statute number, and to "Articles of Incorporation" and "above-stated corporation." Please also note that we are enclosing a copy of our current blank form and instructions for your reference, and that notarization is not required for LLC documents.

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 (850) 245-6958.

Letter Number: 304A00050673

Lee Rivers Document Specialist nt fust 27 PN 3: 35

PAVESE LAW FIRM

ATTORNEYS AND COUNSELORS AT LAW http://paveselaw.com

P.O. DRAWER 2280 461 SOUTH MAIN STREET LABELLE, FLORIDA 33975

> (863) 675-5800 (863) 983-6676 (863) 675-4998 FAX

Partners
Frank A. Pavese, Sr.
William T. Haverfield
Stephen E. Dalton
G. Gordon Harrison
Diane L. Jensen
Michael A. Gernaro
Peter J. Gravina
Christopher J. Shields
Steven C. Hartsell
Neale Montgomery
Frank A. Pavese, Jr.
Irene Kennedy Quincey
Ralph Eliver
Mary Vlasak Snell
Kaiherine R. English
Keith H. Hagman

Associates
Alison C. Hussey
Tye Deyo
Charles Mann
Eric D. Molma
C. Dennis Luettich, Jr.
Erica S. Rogan

August 20, 2004

SECRETARY OF STATE DIVISION OF CORPORATIONS PO BOX 6327 TALLAHASSEE FL 32314

RE: HK CONSTRUCTION, L.L.C.

Our File No.: 71869.001

Gentlemen:

ALISON C. HUSSEY

Florida Bar Number 0116165

Georgia Bar Number 380195

e-mail AlisonHussey@paveselaw.com

Pursuant to your directions, I have made changes and resubmit the original and one copy of the Articles of Organization and an original and one copy of Certificate of Designation of Registered Agent and Registered Office, of the above referenced HK CONSTRUCTION, L.L.C. Please file the original, indicate the filing date on the copy, and return the copy to me. Also, please provide me with a Certificate of Status.

Also enclosed is our check in the amount of \$130.00 covering the fees and charges for the items listed below, as indicated: (previously Submitted)

- 1. Articles of Organization filing fee (\$100.00);
- 2. Designation of Registered Agent and Registered Office (\$25.00); and
- \$5.00 fee for Certificate of Status.

If the Limited Liability Company name requested is not available, please call us immediately. Thank you for your cooperation.

Cordially yours,

Alison C. Hussey

ACH/Idw Encl.

ARTICLES OF ORGANIZATION OF HK CONSTRUCTION, L.L.C.

The undersigned certifies that she is filing this document for the purpose of becoming a limited liability company under the laws of the State of Florida, providing for the formation, rights, privileges, and immunities of limited liability companies for profit. She further declares that the following Articles shall serve as the Charter and authority for the conduct of business of the limited liability company.

ARTICLE I NAME AND PRINCIPAL PLACE OF BUSINESS

The name of the limited liability company shall be HK CONSTRUCTION, L.L.C., and its principal office shall be located at 5613 Amoroso Drive, Ft. Myers, County of Lee, State of Florida, 33919, and the mailing address shall be the same. The Company shall have the power and authority to establish branch offices at any other place or places as the members may designate.

ARTICLE II PURPOSES AND POWERS

In addition to the powers authorized by the laws of the State of Florida for limited liability companies, the general nature of the business or businesses to be transacted and which the limited liability company is authorized to transact, shall be as follows:

- 1. To engage in any activity or business authorized under Florida Statutes.
- 2. In general, to carry on any and all incidental business; to have and exercise all the powers conferred by the laws of the State of Florida, and to do any and all things set forth in these Articles to the same extent as a natural person might or could do.
- 3. To purchase or otherwise acquire, undertake, carry on, improve, or develop, all or any of the business, goodwill, rights, assets, and liabilities of any person, firm, association, or corporation carrying on any kind of business of a similar nature to that which this limited liability company is authorized to carry on, pursuant to the provisions of these Articles; and to hold, utilize, and in any manner dispose of the rights and property so acquired.
- 4. To enter into and make all necessary contracts for its business with any person, entity, partnership, association, corporation, domestic or foreign, or of any domestic or foreign state, government, or governmental authority, or of any political or administrative subdivision, or department, and to perform and carry out, assign, cancel, or rescind any of such contracts.
- 5. To exercise all or any of the limited liability company powers, and to carry out all or any of the purposes, enumerated in these Articles and otherwise granted or permitted by law, while acting as agent, nominee, or attorney-in-fact for any persons or corporations, and perform any service under contract or otherwise for any corporation, joint stock company, association, partnership, firm, syndicate, individual, or other entity, and in this capacity or under this arrangement develop,

improve, stabilize, strengthen, or extend the property and commercial interest of the property and to aid, assist, or participate in any lawful enterprise in connection with or incidental to the agency, representation, or service, and to render any other service or assistance it may lawfully do under the laws of the State of Florida, providing for the formation, rights, privileges, and immunities of limited liability companies for profit.

6. To do everything necessary, proper, advisable, or convenient for the accomplishment of any of the purposes, or the attainment of any of the objects, or the furtherance of any of the powers set forth in these Articles, either alone or in association with others incidental or pertaining to, or going out of, or connected with its business or powers, provided the same shall not be inconsistent with the laws of the State of Florida.

The several clauses contained in this statement of the general nature of the business or businesses to be transacted shall be construed as both purposes and powers of this limited liability company, and statements contained in each clause shall, except as otherwise expressed, be in no way limited or restricted by reference to or inference from the terms of any other clause. They shall be regarded as independent purposes and powers.

Nothing contained in these Articles shall be deemed or construed as authorizing or permitting, or purporting to authorize or permit the limited liability company to carry on any business, exercise any power, or do any act which a limited liability company may not, under Florida law, lawfully carry on, exercise, or do.

ARTICLE III INITIAL MEMBER

There shall be three initial members of this limited liability company, whose names, addresses and ownership are as follows:

J Durward Hussey, Jr. 40 units 5613 Amoroso Drive

Ft. Myers, FL 33919

William Timothy Keene 40 units

10 Georgetown Ft. Myers, FL 33919

Jerry D. Hussey, Sr. 20 units 1449 Collins Ave.

Ft. Myers, FL 33919

ARTICLE IV EXERCISE OF POWERS

All limited liability company powers shall be exercised by or under the authority of, and the business and affairs of this limited liability company shall be managed under the direction of, the members of this limited liability company. This Article may be amended from time to time in the regulations of the limited liability company by a unanimous vote of the members of the limited liability company.

ARTICLE V MANAGEMENT

The limited liability company shall be managed by not less than one (1) manager. The following is the name and address of the individual who shall initially serve as manager of the limited liability company until the first annual meeting of the members or until her successors are elected and qualify in accordance with the regulations:

J. Durward Hussey, Jr. 5613 Amoroso Drive Ft. Myers, FL 33919

ARTICLE VI MEMBERSHIP RESTRICTIONS

Members shall have the right to admit new members by unanimous consent. Contributions required of new members shall be determined as of the time of admission to the limited liability company.

A member's interest in the limited liability company may not be sold or otherwise transferred except with unanimous written consent of all members, or except as specified in a separate written agreement regarding purchase and sale executed by all members.

On the death, retirement, resignation, expulsion, bankruptcy, or dissolution of a member, or the occurrence of any other event that terminates the continued membership of a member in the limited liability company, the remaining members shall have the right to continue the business on unanimous consent of the remaining members.

ARTICLE VII DISTRIBUTIONS

The members shall be entitled to the net profits, as defined in the regulations, arising from the operation of the limited liability company business that remain after the payment of the expenses of conducting the business of the limited liability company. Each member shall be entitled to a distributive share of the profits in proportion to their ownership interest. The distribution of the profits shall be determined as provided in the regulations of the company.

ARTICLE VIII DURATION

The limited liability company shall commence on the date the Articles of Organization are duly filed as required by law and shall continue in existence for a term of Fifty (50) years, unless sooner terminated, liquidated or dissolved, as provided in the regulations adopted by members.

ARTICLE IX INITIAL REGISTERED OFFICE AND REGISTERED AGENT

The name and address of the initial registered agent of the limited liability company is Alison C. Hussey, Attorney at Law, 461 S. Main Street, Post Office Drawer 2280, LaBelle, FL 33975.

The undersigned, being the original members of the limited liability company, certifies that this instrument constitutes the proposed articles of Organization of HK CONSTRUCTION, L.L.C.

Executed by the undersigned at Ft. Myers, Lee County on this the 10th day of August, 2004.

Journal Hussey, Jr.

William Timothy Keene

William Timothy Keene

William Timothy Keene

State Of Florida

COUNTY OF LEE

I HEREBY CERTIFY that before me the undersigned authority, duly authorized to take acknowledgments and administer oaths personally appeared J. Durward Hussey, Jr., William Timothy Keene, and Jerry D. Hussey, Sr., who are personally known to me or who have produced their Florida driver's license as identification, who made and subscribed to the foregoing Articles of Organization and certify and acknowledge that they made and executed said Articles for the use and purposes therein expressed.

WITNESS my hand and official seal this 1046 day of August, 2004.

SEAL:

DEBORAH J. BOROS Notary Public, State of Florida My comm. exp. Sept. 20, 2005 Comm. No. DD 047771

Notary Public - State of Florida
Deborah J. Boros

Pursuant to Chapter 608.507, Florida Statutes, the following is submitted, in compliance with said Act:

That HK CONSTRUCTION, L.L.C., desiring to organize under the laws of the State of Florida, with its principal office, as indicated in the Articles of Organization, at City of Ft. Myers, County of Lee, State of Florida, has named Alison C. Hussey, located at 461 S. Main Street, Post Office Box 2280, LaBelle, FL 33975, as its agent to accept service of process within this State.

ACKNOWLEDGMENTS:

Having been named to accept service of process for the above-stated company, at place designated in this certificate, I hereby accept to act in this capacity, and agree to comply with the provision of said Act relative to keeping open said office.

Alison C. Hussey, Registered Agent

04 AUG 27 PM 9. SE