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December 1, 2005

Florida Secretary of State Division of Corporations Attn: Amendment Division 2661 Executive Center Circle Tallahassee, FL 32301 By FedEx

RE: Amendment to Articles of Organization for SMM, PLC

Dear Sir:

Enclosed is the original Amendment to Articles of Organization for the above imited liability company. Also enclosed is my check in the amount of \$25.00, representing your filing fee. Please file the enclosed amended articles of organization, and forward med written confirmation of the same. Thank you for your anticipated prompt attention to the same.

Very truly yours,

JEFFREY C. ROTH

Jupy C. Roth a

JCR:gkm Encls.

CC:

William S. Berk, Esq. (with encls. - by email to wberkcberk@bellsouth.net)

ARTICLES OF AMENDMENT TO ARTICLES OF ORGANIZATION OF SMM, PLC

SMM, PLC, a Florida Professional Limited Liability Company organized and existing under the laws of the State of Florida, does hereby certify, as follows:

The Articles of Organization were filed on August 25, 2005 and assigned document number L05000084311.

The Amendment is submitted to amend the following:

ARTICLE I

The name of this Professional Limited Liability Company shall be BERK, MERCHANT & SIMS, PLC.

IN WITNESS WHEREOF, the undersigned, being the initial members, have executed these Articles of Amendment to Articles of Organization on 1000 3, 2005.

[In accordance with section 608.408(3), Florida Statutes, the execution of this document constitutes an afternation under

the penalties of perjury that the facts stated herein are true.)

Jeffrey C. Roth, authorized regressentative