

Division of Corporations

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Florida Department of State  
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(((H19000020150 3)))



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Account Name : JOHN M WICKER PA  
Account Number : I20070000104  
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FLORIDA LIMITED LIABILITY CO.  
WHALE TAIL, LLC

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SECRETARY OF STATE  
TALLAHASSEE, FL

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**ARTICLES OF ORGANIZATION  
OF  
WHALE TAIL, LLC**

The undersigned, being authorized to execute and file these Articles, hereby certifies that:

**ARTICLE 1**

The name of the Limited Liability Company is WHALE TAIL, LLC.

**ARTICLE 2**

The Limited Liability Company's period of duration shall be perpetual.

**ARTICLE 3**

The street address of the initial principal office of the Limited Liability Company is:

13761 Julius Way 311  
Fort Myers, FL 33919

The mailing address of the Limited Liability Company is:

7629 Peppertree Drive  
Ooltewah, TN 37363

**ARTICLE 4**

The name and street address of the initial registered agent in Florida shall be:

Name

Address

John M. Wicker

12670 New Brittany Blvd., Suite 101  
Fort Myers, FL 33907

**ARTICLE 5**

The management and control of the Limited Liability Company shall be vested initially in a Manager or group of Managers, and is therefore, Manager Managed.

Prepared by:  
John M. Wicker  
Fla. Bar No. 28637

**COSTELLO & WICKER, P.A.**  
P.O. Drawer 60205, Fort Myers, FL, 33906  
(239) 939-2222 (voice) (239) 939-2280 (facsimile)

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ARTICLE 6

The name and address of each Manager, who shall manage and control the affairs of the Limited Liability Company, is:

<u>Name</u>	<u>Address</u>
Michael P. Smith	7629 Peppertree Drive Ooltewah, TN 37363
Jennifer L. Smith	7629 Peppertree Drive Ooltewah, TN 37363
David Fox	PO Box 224 Speonk, NY 11972
Lisa Fox	PO Box 224 Speonk, NY 11972

ARTICLE 7

The Limited Liability Company shall indemnify to the fullest extent permitted by the Florida Limited Liability Company Act its Members and or Managers.

ARTICLE 8

The power to adopt the operating agreement of the Limited Liability Company, to alter, amend or repeal the operating agreement of the Limited Liability Company shall be vested in the members of the Limited Liability Company. The operating agreement of the Limited Liability Company shall provide for the government of the Limited Liability Company and may contain any provisions or requirements for the management and control or conduct of the affairs and business of the Limited Liability Company not inconsistent with the provisions of these Articles or contrary to the laws of the State of Florida or of the United States.

ARTICLE 9

Any operating agreement entered into by the members of the Limited Liability Company, and any amendments or restatements thereof, shall be in writing. No oral agreement among any of the members of the Limited Liability Company shall be deemed or construed to constitute any portion of, or otherwise affect the interpretation of, any written operating agreement of the Limited Liability Company, as amended and in existence from time to time.

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IN WITNESS WHEREOF, the undersigned has executed the foregoing Articles of Organization of the WHALE TAIL, LLC, and acknowledged them to be his act on this the 17<sup>th</sup> day of January, 2019.

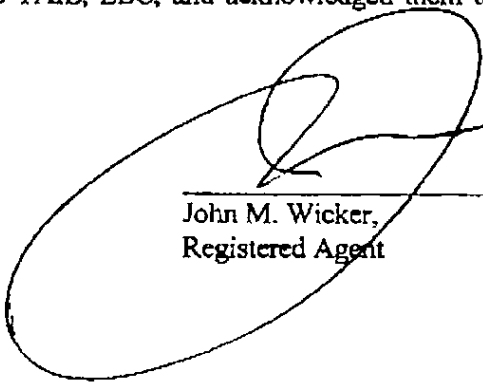
*(In accordance with Section 605.0203(1)(b), Florida Statutes, the execution of this affidavit constitutes an affirmation under the penalty of perjury that the facts stated herein are true.)*

  
\_\_\_\_\_  
John M. Wicker,  
Authorized Representative of a Member

**ACCEPTANCE OF DUTIES OF REGISTERED AGENT**

Having been named to act as Registered Agent to accept service of process for the above named Limited Liability Company, at the place designated in these Articles of Organization, and being familiar with the obligations of this position, I hereby accept the duties of registered agent, agree to act in this capacity, and I further agree to comply with the provisions of Florida law relative to the proper and complete performance of my duties, as may be provided in Chapter 605, Florida Statutes.

IN WITNESS WHEREOF, the undersigned has executed the foregoing Acceptance of Duties of Registered Agent of the WHALE TAIL, LLC, and acknowledged them to be his act on this the 17<sup>th</sup> day of January, 2019.

  
\_\_\_\_\_  
John M. Wicker,  
Registered Agent

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