

L94000000039

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

PICK-UP WAIT MAIL

(Business Entity Name)

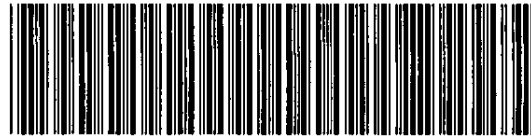
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TALLAHASSEE, FLORIDA

FEB -7 2013

B. KOHR

VOGEL LAW OFFICE
A PROFESSIONAL ASSOCIATION

Richard M. Vogel, Of Counsel
James D. Vogel
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Christie L. Wohlbrandt

Suite A, Midwest Title Building
3936 Tamiami Trail North
Naples, Florida 34103

Telephone (239) 262-2211
Facsimile (239) 262-8330

February 6, 2013

VIA FEDERAL EXPRESS

Mr. Buck Kohr
Regulatory Specialist II
Florida Department of State
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301

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13 FEB - 7 PM 2:28
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

RE: DiamondHead Beach Resort, LLC
Ref. Number: L94000000039
Letter Number: 312A00029650

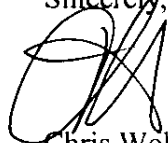
Dear Mr. Kohr:

Per your letter dated December 14, 2012 (copy enclosed for your convenient reference), and my telephone calls with your office, please file the enclosed two amendments for the referenced company.

Please file the 2002 amendment followed immediately by the 2012 amendment.

Should you have questions or concerns, please do not hesitate to contact our office.

Sincerely,



Chris Wohlbrandt

Encl. Check \$25.00



FLORIDA DEPARTMENT OF STATE
Division of Corporations

December 14, 2012

DAVID A. LAWRENCE
SUNSTREAM, INC.
6620 ESTERO BLVD.
FORT MYERS BEACH, FL 34103

SUBJECT: DIAMONDHEAD BEACH RESORT, LLC
Ref. Number: L94000000039

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TALLAHASSEE, FLORIDA

We have received your document for DIAMONDHEAD BEACH RESORT, LLC and your check(s) totaling \$25.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

Our records indicate that DIAMONDHEAD ISLAND BEACH RESORT, L.C. changed its name to DIAMONDHEAD BEACH RESORT, LLC on June 20, 2011.

Shouldn't the new name be listed in your Amended and Restated Articles?

Or is it your intention to change the name back to DIAMONDHEAD ISLAND BEACH RESORT? If it is, you would have to use "LLC" instead of "LC" in the name.

Please revise as is appropriate.

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) 245-6051.

Buck Kohr
Regulatory Specialist II

Letter Number: 312A00029650

**AMENDED AND RESTATED
ARTICLES OF ORGANIZATION
OF
DIAMONDHEAD ISLAND BEACH RESORT, L.C.**

FILED
13 FEB - 7 PM 2:28
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

These Amended and Restated Articles of Organization of DiamondHead Island Beach Resort, L.C. are unanimously adopted, approved and executed by the Members pursuant to Section 608.411, F.S., and, as of December 31, 2002, replace and supercede the Articles of Organization as filed with the Florida Secretary of State on January 25, 1994, Document #L94000000039.

ARTICLE I
NAME

The name of the Limited Liability Company is: DiamondHead Island Beach Resort, L.C.

ARTICLE II
ADDRESS

The mailing address and the street address of the principal office of the Limited Liability Company is: 6620 Estero Boulevard, Fort Myers Beach, Florida 33931.

ARTICLE III
DURATION

The period of duration of the Limited Liability Company shall be perpetual or until dissolved in a manner provided by law or as provided in the regulations adopted by the members.

ARTICLE IV
MANAGEMENT

The Limited Liability Company is to be managed by a Manager and the name and address of the Manager which is to serve as Manager until a successor is elected and qualified is:

SunStream, Inc., a Florida corporation
6620 Estero Boulevard
Fort Myers Beach, Florida 34103

ARTICLE V
ADMISSION OF ADDITIONAL MEMBERS

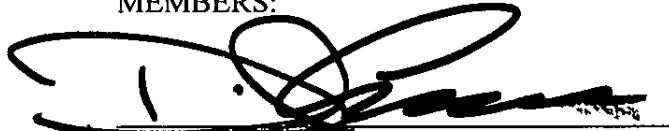
Upon approval by 51% of the Members, the company is authorized to issue additional Units in the company and to admit Additional Members to the Company.

ARTICLE VI
MEMBERS' RIGHTS TO CONTINUE BUSINESS

The remaining members of the Company shall have the right to continue the business upon the death, retirement, resignation, expulsion, bankruptcy, or dissolution of a member or the occurrence of any other event which terminates the continued membership of a member in the Limited Liability Company.

These Amended and Restated Articles of Organization are executed this _____ day of _____, 2002 by an undersigned Member of the Company, pursuant to Florida Limited Liability Company Act, Florida Statute §608.401 et seq.

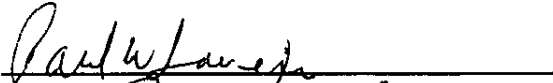
MEMBERS:



David A. Lawrence



Robert J. Swanson



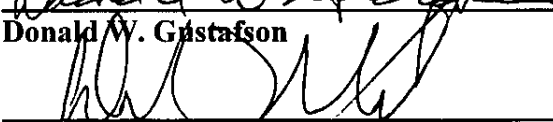
Paul W. Lawrence



Richard M. Vogel, Trustee



Donald W. Gustafson



Donald J. Fluegel