

L99000001412

Florida Department of State
Division of Corporations
Public Access System
Katherine Harris, Secretary of State

Electronic Filing Cover Sheet

Note: Please print this page and use it as a cover sheet. Type the fax audit number (shown below) on the top and bottom of all pages of the document.

((H99000005956 0))

Note: DO NOT hit the REFRESH/RELOAD button on your browser from this page. Doing so will generate another cover sheet.

To: Division of Corporations
Fax Number : (850) 922-4003

From: Account Name : GASSMAN & CONETTA, P.A.
Account Number : 075350000514
Phone : (813) 442-1200
Fax Number : (813) 443-5829

RECEIVED
99 MAR 12 AM 9:54
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

FILED
99 MAR 12 AM 10:20
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

LIMITED LIABILITY COMPANY
ENCORE OXYGEN, L.L.C.

| | |
|-------------------|---------|
| Name | 3/12/99 |
| Availability | dcc |
| Document Examiner | DCC |
| Updater | DCC |
| Reviewer | DCC |
| Approver | DCC |
| Verifier | DCC |

| | |
|-----------------------|----------|
| Certificate of Status | 0 |
| Certified Copy | 0 |
| Page Count | 056 |
| Estimated Charge | \$285.00 |

Electronic Filing Menu

Corporate Filing

Public Access Help

L99000001412

OK

Audit Fax #: H99000005956 9

ARTICLES OF ORGANIZATION
OF
ENCORE OXYGEN, L.L.C.
a Florida Limited Liability Company

FILED
99 MAR 12 AM 10:20
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

ARTICLE I
NAME

The name of this Limited Liability Company is ENCORE OXYGEN, L.L.C. (the "Company").

ARTICLE II
ADDRESS

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

1375 S. Ft. Harrison Avenue
Clearwater, FL 33756

ARTICLE III
DURATION

The Company's existence shall commence upon the acceptance of the Articles of Organization by the Secretary of State of Florida and shall continue in existence until the expiration of fifty (50) years from such commencement date, unless sooner terminated, liquidated, or dissolved by law or by the unanimous consent of the Members.

Alan S. Gassman, Esquire
1245 Court Street, Suite 102
Clearwater, FL 33756
(813) 442-1200
Florida Bar # 371750
Audit Fax #: H99000005956 0

Audit Fax #: H99000005956 0

**ARTICLE IV
MANAGEMENT**

The Limited Liability Company is to be managed by its manager and the name and address of such manager who is to serve as manager is:

ENCORE HOLDINGS LIMITED PARTNERSHIP
a Florida Limited Partnership
1375 S. Ft. Harrison Avenue
Clearwater, FL 33756

**ARTICLE V
ADMISSION OF NEW MEMBERS**

The right, if given, of the members to admit additional members and the terms and conditions of the admissions shall be:

The manager may admit new members in its sole and unfettered discretion subject only to the condition that such additional member must agree in writing to be bound as a member by the Operating Agreement of the Company.

**ARTICLE VI
MEMBERS RIGHTS TO CONTINUE BUSINESS**

The right, if given, of the remaining members of the limited liability company to continue the business on 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 shall be:

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 shall not terminate the company, and the business of the company shall be automatically continued, so long as there is at least one remaining member.

Alan S. Gassman, Esquire
1245 Court Street, Suite 102
Clearwater, FL 33756
(813) 442-1200
Florida Bar # 371750
Audit Fax #: H99000005956 0

Audit Fax #: H99000005956 0

**ARTICLE VII
AFFIDAVIT OF MEMBERSHIP AND CONTRIBUTIONS**

The undersigned member or authorized representative of a member of ENCORE OXYGEN, L.L.C. certifies:

- 1) The above named limited liability company has at least one member.
- 2) The total amount of cash contributed by each member is: \$100.00
- 3) The total amount of cash and property contributed and anticipated to be contributed by each member is: \$100.00


AUTHORIZED REPRESENTATIVE OF MEMBER
ENCORE OXYGEN, L.L.C.



 ALAN S. GASSMAN

FILED
 99 MAR 12 AM 10:28
 SECRETARY OF STATE
 TALLAHASSEE, FLORIDA

(In accordance with section 608.408(3), Florida Statutes, the execution of this affidavit constitutes an affirmation under the penalties of perjury that the facts stated herein are true.)



 ALAN S. GASSMAN

Alan S. Gassman, Esquire
 1245 Court Street, Suite 102
 Clearwater, FL 33756
 (813) 442-1200
 Florida Bar # 371750
 Audit Fax #: H99000005956 0

Audit Fax #: H99000005956 0

STATE OF FLORIDA)
COUNTY OF PINELLAS)

The foregoing instrument was acknowledged before me this 10th day of March, 1999, by ALAN S. GASSMAN, as Authorized Representative of ENCORE OXYGEN, L.L.C., who is personally known to me.

Witness my hand and official seal in the county and state last aforesaid on the day and year first written above.

Ellen M. Tischio

Notary Public, State of Florida
My Commission Expires: _____



Alan S. Gassman, Esquire
1245 Court Street, Suite 102
Clearwater, FL 33756
(813) 442-1200
Florida Bar # 371750
Audit Fax #: H99000005956 0

Audit Fax #: H99000005956 0

ACCEPTANCE OF REGISTERED AGENT

Pursuant to the provisions of Section 608.415 or 608.507, Florida Statutes, the undersigned Limited Liability Company submits the following statement to designate a Registered Office and Registered Agent in the State of Florida:

The name of the Limited Liability Company is: ENCORE OXYGEN, L.L.C.

The name and Florida street address of the Registered Agent are:

Alan S. Gassman, Esquire
1245 Court Street
Suite 102
Clearwater, Florida 33756

99 MAR 12 AM 10:20
FILED
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Having been named as Registered Agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as Registered Agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as Registered Agent.



ALAN S. GASSMAN, ESQUIRE (SEAL)

\\Gassman\sys\CLIENT\G\GEP\LLC\ART.ORG
:emt 3-10-99

Alan S. Gassman, Esquire
1245 Court Street, Suite 102
Clearwater, FL 33756
(813) 442-1200
Florida Bar # 371750
Audit Fax #: H99000005956 0

ARTICLES OF ORGANIZATION OF ENCORE OXYGEN, L.L.C.