

MO1000002286

Moore & Van Allen

September 10, 2001

VIA UPS OVERNIGHT DELIVERY

10/5

Florida Secretary of State
Registrations Section
Division of Corporations
409 East Gaines Street
Tallahassee, Florida 32399

00789-00524-00671
#9

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Legal Assistant

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Moore & Van Allen PLLC

Suite 4700
100 North Tryon Street
Charlotte, NC 28202-4000

FILED
01 OCT -5 PM 3:34
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Re: Qualification of TKC XXXVIII, LLC to Transact Business in the State of Florida

Dear Sir/Madam:

In connection with the above referenced matter, please find enclosed the following:

1. One (1) original counterpart of the Application by a Foreign Limited Liability Company for Authorization to Transact Business in Florida/Certificate of Designation of Registered Agent/Registered Office, along with one exact copy of the same;
2. Original Certificate of Existence issued by the North Carolina Secretary of State; and
3. Our check number in the amount of \$155.00, representing payment of the required filing fee, designation of registered agent and certified copy.

Please have the same filed at your earliest convenience and forward a file-stamp copy to my attention in the enclosed self-addressed stamped envelope.

If you should have any questions regarding the enclosed, please do not hesitate to contact at (704) 331-2476. Thank you for your kind assistance in this matter.

Very truly yours,

Moore & Van Allen PLLC

Allison Amer

Allison Amer
Legal Assistant

cc: Jeffrey W. Glenney, Esq.
Hollie H. Hart, Esq.

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800004588808--0
-10/09/01--01012--016
*****5.00 *****5.00



FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State

September 19, 2001

ALLISON AMER
MOORE & VAN ALLEN
100 NORTH TRYON STREET, SUITE 4700
CHARLOTTE, NC 28202-4003

SUBJECT: TKC XXXVIII, LLC
Ref. Number: W01000021716

We have received your document for TKC XXXVIII, LLC and your check(s) totaling \$155.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

You must complete number 9 of the application.,

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) 245-6967.

Michelle Hodges
Document Specialist

Letter Number: 401A00052404

**APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY FOR AUTHORIZATION TO
TRANSACTION BUSINESS IN FLORIDA**

*IN COMPLIANCE WITH SECTION 608.503, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN
LIMITED LIABILITY COMPANY TO TRANSACTION BUSINESS IN THE STATE OF FLORIDA:*

1. TKC XXXVIII, LLC
(Name of foreign limited liability company)
2. North Carolina 3. applied for
(Jurisdiction under the law of which foreign limited liability company is organized) (FEI number, if applicable)
4. August 6, 2001 5. 2026
(Date of Organization) (Duration: Year limited liability company will cease to exist or "perpetual")
6. upon qualification
(Date first transacted business in Florida. (See sections 608.501, 608.502, and 817.155, F.S.))
7. 5935 Carnegie Boulevard, Suite 200
Charlotte, North Carolina 28209
(Street address of principal office)

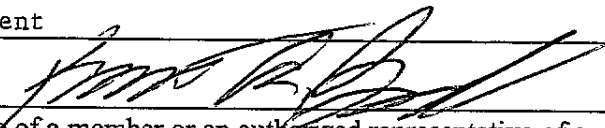
8. If limited liability company is a manager-managed company, check here ☐
9. The name and usual business addresses of the managing members or managers are as follows:

5935 Carnegie Boulevard, Suite 200

Charlotte, North Carolina 28209

10. Attached is an original certificate of existence, no more than 90 days old, duly authenticated by the official having custody of records in the jurisdiction under the law of which it is organized. (A photocopy is not acceptable. If the certificate is in a foreign language, a translation of the certificate under oath of the translator must be submitted.)

11. Nature of business or purposes to be conducted or promoted in Florida: Real estate investment


Signature of a member or an authorized representative of a member.
(In accordance with section 608.408(3), F.S., the execution of this document constitutes an affirmation under the penalties of perjury that the facts stated herein are true.)

Kenneth R. Beuley, Authorized Member
Typed or printed name of signer

FILED
01 OCT - 5 PM 3:34
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

CERTIFICATE OF DESIGNATION OF REGISTERED AGENT/REGISTERED OFFICE

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.

1. The name of the Limited Liability Company is:

TKC XXXVIII, LLC

2. The name and the Florida street address of the registered agent and office are:

Corporation Service Company
(Name)

1201 Hays Street

Florida street address (P.O. Box **NOT** ACCEPTABLE)

Tallahassee

FL 32301

(City/State/Zip)

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 as provided for in Chapter 608, F.S.

Wendy Carly
(Signature)

\$ 100.00	Filing Fee for Application
\$ 25.00	Designation of Registered Agent
\$ 30.00	Certified Copy (optional)
\$ 5.00	Certificate of Status (optional)



NORTH CAROLINA

Department of The Secretary of State

CERTIFICATE OF EXISTENCE (Limited Liability Company)

I, **ELAINE F. MARSHALL**, Secretary of State of the State of North Carolina, do hereby certify that

TKC XXXVIII, LLC

is a limited liability company duly formed under the laws of the State of North Carolina, having been formed on the 6th day of August, 2001, with its period of duration ending 12/31/2026.

I **FURTHER** certify that the said limited liability company's articles of organization are not suspended for failure to comply with the Revenue Act of the State of North Carolina; that the said limited liability company is not administratively dissolved for failure to comply with the provisions of the North Carolina Limited Liability Company Act; and that the said limited liability company has not filed articles of dissolution as of this date of this certificate.



IN WITNESS WHEREOF, I have hereunto
set my hand and affixed my official seal at the
City of Raleigh, this 10th day of September, 2001.

Elaine F. Marshall

Secretary of State