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DIVISION OF CORRESPOND

#### KENNERLY, MONTGOMERY & FINLEY, P.C.

P.O. BOX 442
KNOXVILLE, TENNESSEE 37901-0442
www.kennerlylawyers.com

OFFICES LOCATED AT:

550 MAIN STREET FOURTH FLOOR BANK OF AMERICA CENTER KNOXVILLE, TENNESSEE 37902

TELEPHONE: (865) 546-7311 FAX: (865) 524-1773

SPECIAL COUNSEL:

jpeyton@kmfpc.com

July 21, 2008

Registration Section Division of Corporations P. O. Box 6327 Tallahassee, FL 32314

ALEXANDER M. TAYLOR

G. WENDELL THOMAS, JR.

E. RICHARDS BRABHAM, III

JACK M. TALLENT, II

STEVEN E. SCHMIDT

C. COULTER GILBERT

ROBERT H. GREEN WILLIAM S. LOCKETT, JR. REBECCA BRAKE MURRAY JAMES N. GORE, JR. ROB QUILLIN

M. ERIC ANDERSON

CATHERINE E. SHUCK

KEVIN C. STEVENS JONATHAN H. PEYTON

V. AUSTIN SHAVER

Re: EIR Management, LLC

To Whom It May Concern:

Enclosed you will find for filing an Application by Foreign Limited Liability Company for Authorization to Transact Business in Florida regarding the above referenced entity, together with our firm's check in the amount of \$125.00 to cover the cost.

Once the Application has been filed, please mail the Letter of Acknowledgment to my office in the envelope provided for your convenience.

Thank you for your assistance in this matter and if there are any questions or problems, please contact me at 865-546-7311.

Best Regards,

KENNERLY, MONTGOMERY & FINLEY, P.C.

By

Jonathan H. Peyton, Esq.

JHP/dls

enclosures

c: Sam Turner,

or.

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FAG W TAZur U.S., Inc. - Commonwealth & Related Companies/Convenience Stores 03/8//Correspondence/2008/07-21-08 ftr to FL Sec of State re EIR doc

### CÓVER LETTER

TO: Registration Section Division of Corporations
SUBJECT: EIR Management, LLC (Name of Limited Liability Company)
The enclosed "Application by Foreign Limited Liability Company for Authorization to Transact Business in Florida," Certificate of Existence, and check are submitted to register the above referenced foreign limited liability company to transact business in Florida
Please return all correspendence concerning this matter to the following:
Jonathan H. Peyton, Esq.
(Name of Person)
Kennerly, Montgomery & Finley, P.C.
(Firm/Company)
P.O. Box 442
(Address)
Knoxville, TN 37901
(City/State and Zip Code)
For further information concerning this matter, please call:
Jonathan Peyton at (865 ) 546-7311
(Name of Person) (Area Code & Daytime Telephone Number)
MAILING ADDRESS: STREET ADDRESS:
Division of Corporations  P.O. Box 6327  Division of Corporations  Clifton Building
P.O. Box 6327 Clifton Building Tallahassee, FL 32314 2661 Executive Center Circle Tallahassee, FL 32301
Enclosed is a check for the following amount:  [2] \$125.00 Filing Fee

## APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

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

1. EIR MANAGEMENT, LI (Name of Foreign Limited Liability Com		"Limited Liability Comp	any," "L.L.C.," or "LLC	.")
(If name unavailable, enter alternate name adopt consent of the managers or managing members a Company," "L.L.C.," "LLC.")	ed for the purpose of adopting the alterna	of transacting business in te name. The alternate na	Florida and attach a cop me must include "Limite	y of the writted Liability
<sub>2.</sub> Tennessee		26-2280634		
(Jurisdiction under the law of which foreign I company is organized)	imited liability	( FEI numb	er, if applicable)	
<sub>4.</sub> 04/25/2008	5.	Perpetual		
(Date of Organization)		(Duration: Year limited exist or "perpetual")	liability company will c	ease to
<sub>6.</sub> N/A			М.,	<b>5</b>
(Date first transacte	d business in Florid 1 & 608.502 F.S. to	la, if prior to registration. determine penalty liabili	ty) G	<b>3</b> . Sin
<sub>7</sub> 1503 N. Tibbs Road, D	alton, GA	30720	Ç	
	···		-4	
	(Street Address of	Principal Office)		
8. If limited liability company is a mana	ager-managed co	ompany, check here		1 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0
9. The name and usual business address	ses of the manag	ing members or mana	agers are as follows:	57
Samuel D. Turner				
1503 N. Tibbs Road				<u> </u>
Dalton, GA 30720				
10. Attached is an original certificate of existence, the jurisdiction under the law of which it is organizatranslation of the certificate under oath of the trans	zed. (A photocopy is lator must be submit	s not acceptable. If the cert ted.)	ificate is in a foreign lang	uage, a
11. Nature of business or purposes to be	e conducted or p	promoted in Florida:	Real Estate Mana	igement
(In accordance with sec an affirmation under the	ction 608.408(3), F.S.	orized representative, the execution of this docur that the facts stated herein	nent constitutes	

Typed or printed name of signee

## 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.

EIR MANAG	MENT, LLC
If name unavaila	able, the alternate name to be used in the state of Florida is:
2. The name an	d the Florida street address of the registered agent and office are:
	Corporation Service Company
	(Name)
	1201 Hays Street
	1201 Hays Street  Florida Street Address (P.O. Box NOT ACCEPTABLE)

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, Florida Statutes.

Corporation Service Company

BY:

Sue G. Knight as its agent

\$ 100.00 Filing Fee for Application

\$ 25.00 Designation of Registered Agent

\$ 30.00 Certified Copy (optional)

\$ 5.00 Certificate of Status (optional)

**Secretary of State Division of Business Services** 312 Eighth Avenue North 6th Floor, William R. Snodgrass Tower Nashville, Tennessee 37243

ISSUANCE DATE: 05/01/2008 REQUEST NUMBER: 6308-0063 'TELEPHONE CONTACT: (615) 741-6488

CHARTER/QUALIFICATION DATE: 04/25/2008 STATUS: ACTIVE CORPORATE EXPIRATION DATE: PERPETUAL CONTROL NUMBER: 0575844 JURISDICTION: TENNESSEE

KENNERLY MONTGOMERY & FINLEY G. WENDELL THOMAS 550 W MAIN ST KNOXVILLE, TN 37901

REQUESTED BY: KENNERLY MONTGOMERY & FINLEY G. WENDELL THOMAS 550 W MAIN ST KNOXVILLE, TN 37901

#### CERTIFICATE OF EXISTENCE

I, RILEY C DARNELL, SECRETARY OF STATE OF THE STATE OF TENNESSEE DO HEREBY CERTIFY THAT "EIR MANAGEMENT, LLC"

A LIMITED LIABILITY COMPANY DULY FORMED UNDER THE LAW OF THIS STATE WITH DATE OF FORMATION AND DURATION AS GIVEN ABOVE; THAT ALL FEES, TAXES, AND PENALTIES OWED TO THIS STATE WHICH AFFECT THE EXISTENCE OF THE LIMITED LIABILITY COMPANY HAVE BEEN PAID: THAT ARTICLES OF DISSOLUTION HAVE NOT BEEN FILED; AND THAT ARTICLES OF TERMINATION OF THE EXISTENCE HAVE NOT BEEN FILED.

FOR: REQUEST FOR CERTIFICATE

KNOXVILLE, TN 37901-0000

KENNERLY MONTGOMERY & FINLEY, PC(POBOX442

ON DATE: 05/01/08

RECEIVED: \$20.00

\$0.00

TOTAL PAYMENT RECEIVED:

\$20.00

RECEIPT NUMBER: 00004391248 ACCOUNT NUMBER: 00001647



FROM:

P.O. BOX 442

RILEY C. DARNELL SECRETARY OF STATE