

N 200000006895

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐ PICK-UP ☐ WAIT ☐ MAIL

(Business Entity Name)

(Document Number)

Certified Copies _____ Certificates of Status _____

Special Instructions to Filing Officer:

W200000081922

Office Use Only



700347748477

07/20/20--01022--023 **125.00

RECEIVED

JUL 16 2020

FILED
2020 AUG -5 PM 3:24
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

FILED
2020 AUG -5 PM 3:25
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Y/S
8/10/20

✓



FLORIDA DEPARTMENT OF STATE
Division of Corporations

July 29, 2020

MARK A. WATTS
231 N. WOODLAND BOULEVARD
DELAND, FL 32720

SUBJECT: CAP 5 DEVELOPMENT, LLC
Ref. Number: W20000081922

We have received your document for CAP 5 DEVELOPMENT, LLC and your check(s) totaling \$125.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

According to the application submitted to this office, this entity transacted business in the state of Florida before properly registering with the Florida Department of State, Division of Corporations. Consequently, a \$500 civil penalty and an annual report filing fee for each year the entity failed to properly file a Florida annual report are due this office. Based on the date entered on the application, the civil penalty and annual report filing fees total \$638.75.

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.

Yvette Scott
Document Specialist II

Letter Number: 020A00014253

RECEIVED

AUG 05 2020

Scott W. Cichon
Robert A. Merrell III
John P. Ferguson
Mark A. Watts
Heather Bond Vargas
Michael J. Woods
Raymond L. Schumann
Kathleen L. Crotty
Michael O. Sznapstajler
Matthew S. Welch
Robert E. Doan
Douglas J. Collins
Sara E. Glover
Holly W. Zitzka
Jessica L. Gow
Joseph A. Cottingham
Nika K. Hosseini
Sydney V. Cichon



Daytona Beach • DeLand

149 South Ridgewood Avenue, Suite 700
Daytona Beach, Florida 32114
(386) 255-8171
CobbCole.com

OF COUNSEL
Harold C. Hubka
Larry D. Marsh

RETIRED
Thomas S. Hart

William M. Cobb
(1881-1939)
Thomas T. Cobb
(1916-2004)
W. Warren Cole, Jr.
(1926-2008)

August 4, 2020

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

Re: Re-Submittal of Foreign Limited Liability Company Registration

To Whom it May Concern:

Our Firm has the privilege of representing Cap 5 Development, LLC in connection with its Foreign LLC Registration Application. After review of section 605.0902(1) of the Florida Statutes, certain activities do not constitute transacting business within the meaning of section 605.0902(1), Fla. Stat., the application for certificate of authority. Cap 5 Development, LLC meets the activity described under Section 605.0905(i), Fla. Stat., transacting business in interstate commerce. As such, Cap 5 Development, LLC has not transacted business in Florida prior to registration. The Foreign LLC Registration Application has been updated to reflect the same. Please find the following materials enclosed:

1. Correspondence from Florida Department of State Division of Corporations;
2. Foreign Limited Liability Company Registration Application;
3. Certificate of Good Standing, Effective June 30, 2020; and
4. Copy of Application fee in the amount of \$125.00.

We look forward to working with you on this application. If you have any questions regarding this application packet, please don't hesitate to contact me. Your consideration in this matter is greatly appreciated.

Sincerely,


Mark A. Watts

Mark.Watts@CobbCole.com

FILED
2020 AUG -5 PM 3:25
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

COVER LETTER

TO: Registration Section
Division of Corporations

SUBJECT: Cap 5 Development, 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 correspondence concerning this matter to the following:

Mark A. Watts

Name of Person

Cobb Cole

Firm/Company

231 N. Woodland Boulevard

Address

DeLand, Florida 32720

City/State and Zip Code

mark.watts@cobbcole.com

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Mark Watts

386

736-7700

Name of Contact Person

at ()

Area Code

Daytime Telephone Number

Mailing Address:

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

Street Address:

Registration Section
Division of Corporations
The Centre of Tallahassee
2415 N. Monroe Street, Suite 810
Tallahassee, FL 32303

Enclosed is a check for the following amount:

Please make check payable to: FLORIDA DEPARTMENT OF STATE

☒ \$125.00 Filing Fee

☐ \$130.00 Filing Fee &
Certificate of Status

☐ \$155.00 Filing Fee &
Certified Copy

☐ \$160.00 Filing Fee, Certificate
of Status & Certified Copy

2020 AUG -5 PM 3:25
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

FILED

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

IN COMPLIANCE WITH SECTION 605.0902, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN LIMITED LIABILITY COMPANY TO TRANSACT BUSINESS IN THE STATE OF FLORIDA:

1. Cap 5 Development, LLC
(Name of Foreign Limited Liability Company; must include "Limited Liability Company," "L.L.C.," or "LLC")

(If name unavailable, enter alternate name adopted for the purpose of transacting business in Florida. The alternate name must include "Limited Liability Company," "L.L.C.," or "LLC.")

2. Ohio
(Jurisdiction under the law of which foreign limited liability company is organized)

3. _____
(FEI number, if applicable)

4. _____
(Date first transacted business in Florida, if prior to registration)
(See sections 605.0904 & 605.0905, F.S. to determine penalty liability)

5. <u>3601 Rigby Road</u> (Street Address of Principal Office)	6. <u>40 North Main Street</u> (Mailing Address)
<u>Suite 300</u>	<u>Suite 1700</u>
<u>Miamisburg, Ohio 45342</u>	<u>Dayton, Ohio 45423</u>

7. Name and street address of Florida registered agent: (P.O. Box NOT acceptable)

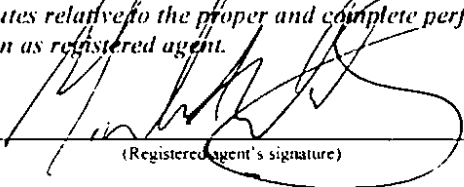
Name: Palmetto Charter Services, Inc.

Office Address: 149 S. Ridgewood Avenue

Daytona Beach, Florida 32114
(City) (Zip code)

Registered agent's acceptance:

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 application, 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 relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.


(Registered agent's signature)

8. For initial indexing purposes, list names, title or capacity and addresses of the primary members/managers or persons authorized to manage [up to six (6) total]:

<u>Title or Capacity:</u>		<u>Name and Address:</u>		<u>Title or Capacity:</u>		<u>Name and Address:</u>	
<input checked="" type="checkbox"/> Manager	Name:	David Oakes		<input type="checkbox"/> Manager	Name:	Aaron Matson	
<input type="checkbox"/> Member	Address:	3601 Rigby Road		<input checked="" type="checkbox"/> Member	Address:	3601 Rigby Road	
<input type="checkbox"/> Authorized		Suite 300		<input type="checkbox"/> Authorized		Suite 300	
Person		Miamisburg, Ohio 45342		Person		Miamisburg, Ohio 45342	
<input type="checkbox"/> Other		<input type="checkbox"/> Other		<input type="checkbox"/> Other		<input type="checkbox"/> Other	
<input type="checkbox"/> Manager	Name:	Mark D'urso		<input type="checkbox"/> Manager	Name:	Chris Helfrich	
<input checked="" type="checkbox"/> Member	Address:	3601 Rigby Road		<input checked="" type="checkbox"/> Member	Address:	3601 Rigby Road	
<input type="checkbox"/> Authorized		Suite 300		<input type="checkbox"/> Authorized		Suite 300	
Person		Miamisburg, Ohio 45342		Person		Miamisburg, Ohio 45342	
<input type="checkbox"/> Other		<input type="checkbox"/> Other		<input type="checkbox"/> Other		<input type="checkbox"/> Other	
<input type="checkbox"/> Manager	Name:			<input type="checkbox"/> Manager	Name:		
<input type="checkbox"/> Member	Address:			<input type="checkbox"/> Member	Address:		
<input type="checkbox"/> Authorized				<input type="checkbox"/> Authorized			
Person				Person			
<input type="checkbox"/> Other		<input type="checkbox"/> Other		<input type="checkbox"/> Other		<input type="checkbox"/> Other	

Important Notice: Use an attachment to report more than six (6). The attachment will be imaged for reporting purposes only. Non-indexed individuals may be added to the index when filing your Florida Department of State Annual Report form.

9. Attached is a 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. (If the certificate is in a foreign language, a translation of the certificate under oath of the translator must be submitted)

10. This document is executed in accordance with section 605.0203 (1) (b), Florida Statutes. I am aware that any false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.

Aaron Matson

Signature of an authorized person

Aaron Matson - Principal

Typed or printed name of signee

FILED
2020 AUG -5 PM 2:25
CLERK OF SUPERIOR COURT
MILLIQUAN, OHIO

UNITED STATES OF AMERICA
STATE OF OHIO
OFFICE OF THE SECRETARY OF STATE

I, Frank LaRose, do hereby certify that I am the duly elected, qualified and present acting Secretary of State for the State of Ohio, and as such have custody of the records of Ohio and Foreign business entities; that said records show CAP 5 DEVELOPMENT, LLC, an Ohio For Profit Limited Liability Company, Registration Number 4170018, was organized within the State of Ohio on April 19, 2018, is currently in FULL FORCE AND EFFECT upon the records of this office.

FILED
2020 AUG -5 PM 3:25
RECEIVED
TALAMASSEE, OHIO



*Witness my hand and the seal of the
Secretary of State at Columbus, Ohio
this 30th day of June, A.D. 2020.*

A handwritten signature in cursive script, appearing to read "Frank LaRose".

Ohio Secretary of State

Validation Number: 202018201308