

TRANSMITTAL LETTER

NO10000001944

Department of State
Division of Corporations
P. O. Box 6327
Tallahassee, FL 32314

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-03/15/01--01063--025
*****87.50 *****87.50

SUBJECT: Mulberry Concerned Voters
(PROPOSED CORPORATE NAME - MUST INCLUDE SUFFIX)

Enclosed is an original and one (1) copy of the articles of incorporation and a check for:

☐ \$70.00
Filing Fee

☐ \$78.75
Filing Fee &
Certificate of
Status

☐ \$78.75
Filing Fee
& Certified Copy

☒ \$87.50
Filing Fee,
Certified Copy
& Certificate

ADDITIONAL COPY REQUIRED

FROM: Coy Castleberry
Name (Printed or typed)

4285 Hillgrade Rd.
Address

Mulberry FL 33860
City, State & Zip

863-425-8632
Daytime Telephone number

FILED
01 MAR 15 AM 9:10
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

NOTE: Please provide the original and one copy of the articles.

LES
3/20

Articles of Incorporation
OF
MULBERRY CONCERNED VOTERS INC.

FILED
01 MAR 15 AM 9:10
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

The undersigned, acting as incorporator (s) of a corporation pursuant to chapter 617, Florida Statutes, adopt (s) the following Articles of Incorporation.

Article I

NAME

The name of this corporation shall be: **MULBERRY CONCERNED VOTERS INC.**

Article II

PRINCIPAL PLACE OF BUSINESS AND MAILING ADDRESS

The principal place of business and the mailing address of this corporation shall be:
400 Apache Trail Mulberry, Florida 33860

Article III

PURPOSES

The specific purpose (s) for which the corporation is organized is (are):

A. The corporation is organized and operated exclusively for charitable, religious, educational and/or scientific purposes within the meaning of section 501(c) (3) of the Internal Revenue Code of 1986, as amended (the "Code").

B. Subject to the restrictions set forth in Section II A above, the corporation is organized and operated for the following purposes:

1. To exercise all lawful constitutional and statutory rights to petition and request of all government agencies, officers, boards and commissions the release of all information pertaining to the expenditure of public money and all information and facts pertaining to any public decision on any issue of public significance.

2. To collect, maintain, analyze and publish all information and facts gathered from the exercised rights of petition.

3. To establish and publish acceptable standards of openness relevant to the public acts and decisions of all government boards, agents, officers, commissions and public title holders.

4. To conduct studies and investigations by lawful means of all operations and functions of governmental agencies, boards, commissions, officers and public title holders as selected by the Board of Directors.

5. To petition the United States, Florida State, County, Municipal and any and all Government sub-agencies, boards, commissions, officers and public title holders for redress of grievances by any and all lawful means, including litigation in any and all Courts with proper jurisdiction including The United States Supreme Court.

6. To establish by any and all lawful means including but not limited to: By petition, investigation, publication, persuasion and litigation, the heightened standard of integrity and accountability of all government agencies, boards, commissions, offices and holders of public title to the private citizens.

Article IV

MANNER OF ELECTION OF DIRECTORS

The manner in which the election of the Board of Directors are elected or appointed is as follows:

According to the bylaws of the Corporation as duly adopted.

Article V

POWERS

A. The corporation shall have, subject to the restrictions set fourth in Section II a above, all rights, powers and privileges to conduct any and all business that a corporation organized under the Florida Corporation Act may now or hereafter have or exercise and that is not required to be specifically set fourth in the Articles or by any law of the State of Florida: provided, however, that not withstanding any other provisions of these Articles or any law of the State of Florida, no part of the net earnings, gains or assets of the corporation shall insure to the benefit of or be distributable to its members, directors, officers or other private individuals or organizations organized and operated for a profit (except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purpose as herein above stated).

B. No substantial part of the activates of the corporation shall be the carrying on of propaganda or otherwise attempting to influence legislators, and the corporation shall be empowered to make the election authorized under 501 (b) of the code. The corporation shall not participate in or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. Notwithstanding any other provision herein, the corporation shall not participate in any activities not permitted to be carried on:

1. by an organization exempt from federal income taxation under Section 501 (a) of the Code as an organization described in Section 501-(c) (3) of the Code.

2. by an organization described in Section 509 (a) (1), (2) and (3) of the Code (as the case may be): or

3. by an organization, contributions to which are accountable under Section 170-(c) (2) or 2522-(a) (2) of the Code.

Article VI

LIMITATIONS OF POWER

A) In addition to the Powers and Limitation of Powers set fourth in V (B) (1-3) of these Articles of Incorporation, the corporation is expressly prohibited from doing or performing the following functions:

1. the corporation shall not support, endorse or contribute to any candidate for public office, to any political party, organization or affiliation or identity.

2. the corporation shall not offer nor furnish legal representation to any private individual in any private dispute or litigation or any dispute not of public significance for the general welfare of the community at large.

3. the corporation shall not lobby any legislative body to seek or secure specific litigation: nor act or register as a lobbyist.

4. the power of the corporation rest exclusively in maintaining a strict, neutral independence from political process to ensure the moral integrity of public accountability to the private citizens by governmental agents, agencies, boards, officers, commissions and committees or sub committees.

Article VII

MEMBERSHIP

The corporation shall have dues paying, voting members. No person shall be denied membership because of race, creed, color, disability, gender, sex, religion or political party association in the corporation.

Article VIII

BOARD OF DIRECTORS

A. The Board of Directors shall have the general management of the corporation, which may also be referred to as the Governing Board.

B. The Board of Directors shall consist of no less than three (3) and no more than Five (5) persons.

C. One Director shall serve a one year term any and all other Directors shall serve two (2) year terms.

D. The Board of Directors may establish any boards or committees as it deems necessary to assist the Board and or the corporation in its endeavors.

Article IX

LIMITATION OF LIABILITY

A. In any proceeding brought by or in the right of the corporation, or brought by or on behalf of the members of the corporation, no officer or director shall be liable for any damages assessed against him or her.

B. In any proceeding against an officer or director who receives compensation from the corporation while the corporation is exempt from taxation under Section 501 (c) of the Code for his or her services as such, the damages assessed arising out of a single transaction, occurrence or course of conduct shall not exceed the amount of compensation received by the officer or director from the corporation during the twelve months immediately preceding the act or omission for which liability was imposed. An officer or director who serves the corporation, while the corporation is exempt from taxation under Section 501 (c) of the Code, without compensation for his or her services shall not be liable for damages in any such proceeding.

C. If the officer or director as noted in A and B above engaged in willful misconduct, a knowing violation of the criminal law or a determination is made pursuant to Article X that officer or Director is not entitled to indemnification.

D. The officers and directors of the corporation while it is exempt from income taxation under Section 501 (c) of the Code who serves without compensation shall be immune from civil Liability for acts taken in their capacities as officers or directors of the corporation.

Article X

INDEMNIFICATION OF DIRECTORS, OFFICERS AND OTHERS

1. The corporation shall indemnify any member, director and or officer in any proceeding in which he or she is a party to any proceeding for or on behalf of the corporation and or its membership in the course of business as stated in these Articles.

(a) Except, in cases of the officer or director as noted in Article IX above engaged in willful misconduct, a knowing violation of the criminal law.

2. The corporation shall be liable for reasonable expenses incurred by the Board of Directors in any proceeding acted upon for or on behalf of the corporation and said act by the Governing body or person and or officer. Except as noted in 1 (a) above.

3. The corporation may indemnify or contract in advance to indemnify any person made a party to a proceeding because he or she is or was an employee or agent of the corporation, or is or was serving at the request of the corporation or its Board of Directors.

4. The provisions of this Article shall not be deemed to prohibit the corporation from entering into contracts otherwise permitted by law with any person, including theses listed for the purpose of conducting the business of the corporation.

5. The provisions of this Article shall be applicable to all actions, claims, suits or proceedings commenced fifteen days before and after the adoption hereof, whether arising from any action taken or failure to act before or after such adoption. No amendment, modification or repeal of this Article shall diminish the rights provided hereby or diminish the right of indemnification with respect to any claim, other matter in nay then pending or subordinate proceeding.

Article XI

DISSOLUTION

In the event of dissolution or liquidation of the corporation, the board shall, after paying or making provisions for the payments of all debts and or liabilities of the corporation, distribute the assets of the corporation to one or more of the following categories of recipients as the Board of Directors shall determine:

A. a nonprofit organization or organization which may have been created to succeed the corporation as long as such organization or each of such organizations shall then qualify as a governmental unit under Section 170 (c) of the Code or as an organization exempt from federal income taxation under Section 501 (a) of the code as an organization described in section 501 (c) (3) of the Code: and/or

B. a nonprofit organization or organization having similar aims and objectives as the corporation and which may be selected as an appropriate recipient of such assets, as long as such organization or each of such organizations shall then qualify as a governmental unit under Section 170 (c) of the Code or as an organization exempt from federal income taxation under Section 501 (a) of the code as an organization described in section 501 (c) (3) of the Code.

Article XII

INCORPORATORS

The name and address of the person (s) signing these Articles of incorporation are:

Name

Kenneth Billingsly

Address

400 Apache Tr.
Mulberry, Florida 33860

Article XIII

INITIAL REGISTERED AGENT AND STREET ADDRESS

The name and address of the initial registered agent is:

Coy W. Castleberry
4285 Hillgrade Rd.
Mulberry, Florida 33860

The undersigned incorporator(s) has (have) executed these Articles of Incorporation

this 12 day of March, 2001.

Signature(s) of the incorporator(s)

Kenneth Billingsly

Kenneth Billingsly
Typed Name of Incorporator Signing

**STATE OF FLORIDA
COUNTY OF POLK**

I HEREBY CERTIFY that on this the 12th day of March, 2001, before me personally came Kenneth Billingsly, to me known and or presented a Valid Florida Drivers License to be the individual described in and who executed the within and foregoing Articles of Incorporation, and be acknowledge before me that he executed the same for the purpose therein expressed.

WITNESS MY HAND and official seal at Lakeland, Florida, the
day and year last above written.

Josh D Beardsley
NOTARY PUBLIC



Print Name: Joshua D Beardsley

Commission No.: CC901375

Commission Expires: 1/12/04

**CERTIFICATE DESIGNATIVE PLACE OF BUSINESS OR DOMICILE FOR
THE SERVICES OF PROCESS WITHIN THIS STATE, NAMING AGENT UPON
WHOM PROCESS MAY BE SERVED**

In pursuance of Chapter 48.091, Florida Statutes, the following is submitted in compliance with said Act:

First. .. That Kenneth Billingsly, desiring to organize under the laws of the State of Florida with its principal office, as indicated in the Articles of Incorporation, at Mulberry, County of Polk, State of Florida, has named Coy W. Castleberry located at 4285 Hillgrade Rd., Mulberry, Florida 33860, as its agent to accept service of process within this State.

ACKNOWLEDGMENT: (MUST BE SIGNED BY DESIGNATED AGENT)

Having been named to accept service of process for the above stated corporation, at place designated in this certificate, I hereby accept to act in this capacity, and agree to comply with the provision of said Act relative to keeping open said office.

 03/12/2001
Coy W. Castleberry

FILED
01 MAR 15 AM 9:10
SECRETARY OF STATE
TALLAHASSEE, FLORIDA