

# N02000006328

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐

PICK-UP

☐

WAIT

☐

MAIL

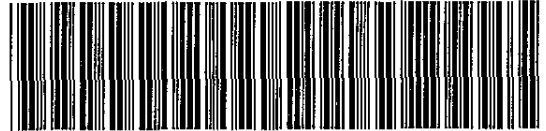
(Business Entity Name)

(Document Number)

Certified Copies \_\_\_\_\_ Certificates of Status \_\_\_\_\_

Special Instructions to Filing Officer:

Office Use Only



700023250857

*Amend*

RECEIVED  
03 NOV -5 PM 12:46  
DIVISION OF REGISTRATION

FILED  
03 NOV -5 PM 4:10  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

*ADR*  
*11/5/03*



CORPORATION SERVICE COMPANY™

ACCOUNT NO. : 072100000032

REFERENCE : 308972 5017100

AUTHORIZATION : *Patricia Pigute*

COST LIMIT : \$ 43.75

ORDER DATE : November 5, 2003

ORDER TIME : 10:44 AM

ORDER NO. : 308972-005

CUSTOMER NO: 5017100

CUSTOMER: Robert W. Bible, Esq.  
Lopez & Kelly, P.a.  
Suite 500  
4600 West Cypress Street  
Tampa, FL 33607

DOMESTIC AMENDMENT FILING

NAME: COMMUNITY ORGANIZATION TO  
PROMOTE EMPOWERMENT, INC.

EFFECTIVE DATE:

XX ARTICLES OF AMENDMENT  
       RESTATED ARTICLES OF INCORPORATION

PLEASE RETURN THE FOLLOWING AS PROOF OF FILING:

XX CERTIFIED COPY  
       PLAIN STAMPED COPY  
       CERTIFICATE OF GOOD STANDING

CONTACT PERSON: Darlene Ward -- EXT# 1135

EXAMINER'S INITIALS: \_\_\_\_\_

FILED  
03 NOV -5 PM 4:10  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

**ARTICLES OF AMENDMENT  
TO THE ARTICLES OF INCORPORATION  
OF**

**COMMUNITY ORGANIZATION TO PROMOTE EMPOWERMENT, INC.  
(a not-for-profit corporation)**

**FILED**  
**03 NOV -5 PM 4:10**  
**SECRETARY OF STATE**  
**TALLAHASSEE, FLORIDA**

Pursuant to the provisions of Section 617.1006, Florida Statutes, the undersigned Florida nonprofit corporation (the "Corporation") adopts the following Articles of Amendment to its Articles of Incorporation:

**FIRST:** Article III of the Articles of Incorporation is hereby amended by deleting existing Article III in its entirety and adding a new and substituted Article III to read as follows:

**ARTICLE III  
PURPOSE**

The purposes for which this Corporation is formed are:

(A) To be organized and operated exclusively for such religious, charitable and educational purposes as will qualify it as an exempt organization under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, or under any corresponding provisions of any subsequent federal tax laws, in order to enrich, empower, educate and assist with the general welfare of the communities within east Tampa, Florida.

(B) To engage in any kind of activity and to enter into, perform and carry out contracts of any kind necessary, in connection with or incidental or related to the accomplishment and furtherance of any one or more of the above purposes.

(C) To make distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

(D) To acquire by gift or purchase, hold, sell, convey, assign, mortgage or lease any property, real or personal, for said purposes, as the Board of Directors in their discretion may determine.

(E) To borrow money and to issue evidence of debt in furtherance of any or all of the purposes of its organization and to secure loans by mortgage, pledge or other security.

**SECOND:** A new Article VII is hereby added to the Articles of Incorporation to read as follows:

**ARTICLE VII**  
**EARNINGS AND ACTIVITIES OF CORPORATION**

A. No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to its members, directors, trustees, officers or other private persons, 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 purposes set forth in Article III hereof.

B. No substantial part of the activities of the Corporation shall be carrying on of propaganda, or otherwise attempting to influence legislation, and 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.

C. Notwithstanding any provision of these Articles, the Corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from Federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future federal tax laws) or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code of 1986 (or the corresponding provision of any future federal tax laws).

D. Notwithstanding any other provision of these Articles, this Corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this Corporation, or which would have a negative effect on the Corporation's status as a corporation exempt from federal taxation under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future federal tax laws).

**THIRD:** A new Article VIII is hereby added to the Articles of Incorporation to read as follows:

**ARTICLE VIII**  
**DISTRIBUTION OF ASSETS**

Upon dissolution of the Corporation, the Board of Directors shall, after paying or making provision for the payment of all the liabilities of the Corporation, distribute and dispose of all of the assets of the Corporation exclusively for the purposes of the Corporation or one or more other exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future federal tax laws), or to such organization or organizations organized and operated exclusively for charitable, education, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provisions of any future federal tax laws), as the Board of Directors shall determine. Any such assets not so disposed of shall be disposed of by a court of competent jurisdiction in the county in which the principal office of the Corporation is then located, exclusively for such purposes or to such organization or

organizations as such court shall determine, which are organized and operated exclusively for such purposes.

**FOURTH:** A new Article IX is hereby added to the Articles of Incorporation to read as follows:

**ARTICLE IX**  
**DEDICATION OF ASSETS**

The property of this Corporation is irrevocably dedicated to religious, educational, charitable or other exempt purposes (as earlier defined herein), and no part of the net income or assets of this Corporation shall ever inure to the benefit of any director, officer or member thereof, or to the benefit of any private individual.

**FIFTH:** A new Article X is hereby added to the Articles of Incorporation to read as follows:

**ARTICLE X**  
**PRIVATE FOUNDATION**

Should the Corporation be classified as a private foundation under Section 509 of the Internal Revenue Code of 1986, as amended (or any corresponding provision of any future federal tax laws), the following provisions apply:

A. The Corporation shall make distributions for each taxable year at such time and in such manner as not to subject the Corporation to tax under Section 4942 of the Internal Revenue Code of 1986, or corresponding section of any future federal tax laws.

B. The Corporation will not engage in any act of self-dealing as defined in Section 4941(d) of the Internal Revenue Code of 1986, or corresponding section of any future federal tax laws.

C. The Corporation will not retain any excess business holdings as defined in Section 4943(c) of the Internal Revenue Code, or corresponding section of any future federal tax laws.

D. The Corporation will not make any investments in such manner as to subject it to tax under Section 4944 of the Internal Revenue Code of 1986, or corresponding section of any future federal tax laws.

E. The Corporation will not make any taxable expenditures as defined in Section 4945(d) of the Internal Revenue Code of 1986, or corresponding section of any future federal tax laws.

**SIXTH:** The date of adoption of the amendments was October 30, 2003.

**SEVENTH:** There are no members or members entitled to vote on these Amendments. The Amendments were adopted in the manner prescribed by law by the Board of Directors.

DATED this 4<sup>th</sup> day of November, 2003.

By: Dr. Degrande Franks Jr.  
Print name: DR Degrande Franks Jr.  
Title: President CEO  
Date: 11-4-03

STATE OF FLORIDA  
COUNTY OF HILLSBOROUGH

Dr. Degrande Franks, Jr. **BEFORE ME**, the undersigned authority, personally appeared, who is to me well known to be the person described in and who subscribed the above Articles of Amendment to the Articles of Incorporation and acknowledge before me according to law that he made and subscribed the same for use and purpose therein mentioned and set forth.

**IN WITNESS WHEREOF**, I have hereunto set my hand and official seal, at Tampa, in the said County and State, this 4<sup>th</sup> day of November, 2003.

Anna I. Garcia  
Notary Public  
My Commission Expires:



Anna I. Garcia  
MY COMMISSION # DD015908 EXPIRES  
June 3, 2005  
BONDED THRU TROY FAIR INSURANCE, INC.