

# NO20000008315

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From:

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## FLORIDA NON-PROFIT CORPORATION

The IU Foundation, Inc.

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**Articles Of Incorporation****Of****The IU Foundation, Inc.****a Florida Not-For-Profit Corporation**

The undersigned, for the purposes of forming a not-for-profit corporation under Chapter 617 of the Florida Business Corporation Act, does hereby certify as follows:

**I****Corporate Name**

The name of the Corporation is THE IU FOUNDATION, INC.

**II****Corporate Address**

The address of the principle office and the mailing address of the corporation is:

900 West Marion Avenue  
Punta Gorda, FL 33950

**III****Not For Profit**

A. The Corporation is a not-for-profit corporation under the laws of the State of Florida. The Corporation is not formed for pecuniary profit. No part of the income or assets of the Corporation is distributable to or for the benefit of its members, trustees or officers, except to the extent permissible under law.

B. The Corporation shall be operated pursuant to the applicable provisions of IRS Publication 578(1-89) Reference, as amended, including, but not limited to, the following

special provisions:

Howard L. Crown, Esquire  
Grant, Fridkin, Pearson, Athan & Crown, P.A.  
5551 Ridgewood Drive, Suite 501, Naples, Florida 34108  
941/514-1000  
Florida Bar # 0218014  
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1. The corporation will distribute its income for each tax year at such time and in such manner so that it will not become subject to the tax on undistributed income imposed by Section 4942 of the Internal Revenue Code, or corresponding provisions of any later federal tax laws.

2. The corporation will not engage in any act of self-dealing as defined in Section 4941(d) of the Internal Revenue Code, or corresponding provisions of any later federal tax laws.

3. The corporation will not retain any excess business holdings as defined in Section 4943(c) of the Internal Revenue Code, or corresponding provisions of any later federal tax laws.

4. The corporation will not make any investments in a manner that would subject it to tax under Section 4944 of the Internal Revenue Code, or corresponding provisions of any later federal tax laws.

5. The corporation will not make any taxable expenditures as defined in Section 4945(d) of the Internal Revenue Code, or corresponding provisions of any later federal tax laws.

#### IV

#### Corporate Purposes

The purposes for which the Corporation have been organized are as follows:

A. To receive and administer funds and to operate exclusively for religious, charitable, scientific, literary or educational purposes within the meaning of Section 501(c)(3) and Section 509 of the Internal Revenue Code of 1986, as amended, hereinafter the "Code."

B. To acquire, own, purchase, lease, dispose of and deal with real and personal property and interests, either absolutely or in trust therein and to apply gifts, grants, bequests, and devises and the proceeds thereto in furtherance of the purposes of the Corporation.

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C. To do such things and perform such acts to accomplish its purposes as the Board of Directors may determine to be appropriate and as are not forbidden by Sections 501(c)(3) or 509, or other applicable sections of the Code, with all the power conferred on nonprofit corporations under the laws of the State of Florida.

## V

Limitation

No part of the net earnings of the Corporation shall inure to the benefit of or be distributable to its Trustees or Officers, but 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 IV hereof.

## VI

Election of Directors

The initial Board of Directors of the Corporation shall be comprised of three (3) persons. The Directors shall be elected annually, in accordance with the Bylaws. The number of Directors may be increased or decreased from time to time in accordance with the Bylaws, but shall be no less than three (3) directors. The names and addresses of the initial Directors to hold office until the first annual meeting of the Board of Directors, and until a successor or successors shall have been elected and qualify are as follows:

Richard F. LeBlanc  
900 West Marion Avenue  
Punta Gorda, FL 33950

Donald E. Kennedy, D.O.  
19531 Toledo Blade Blvd.  
Port Charlotte, FL 33948

Tobe Cookingham  
900 West Marion Avenue  
Punta Gorda, FL 33950

## VII

No Members

The Corporation shall not have Members and shall not issue membership certificates.

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VIII  
Nonstock Basis

This Corporation is organized on a nonstock basis. This Corporation shall not issue shares of stock.

IX  
Commencement of Existence

The Corporation shall be deemed to commence upon the acceptance of these Articles of Incorporation for filing by the Secretary of State, of the State of Florida.

X  
Duration

The duration of the corporation is perpetual.

XI  
Registered Office and Registered Agent

The street address of the initial registered office of the Corporation in the State of Florida shall be care of Grant, Fridkin, Pearson, Athan & Crown, P.A., Attorneys at Law, 5551 Ridgewood Drive, Suite 501, Naples, Florida 34108

The name of the initial registered agent of the Corporation at the registered office shall be Howard L. Crown, Esq.

XII  
Dissolution

In the event of dissolution or termination pursuant to the applicable sections of the Code, which are incorporated by reference herein, including, but not limited to, Section 507 of the Code, the residual assets of the Corporation will be turned over to one or more organizations described in

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Section 501(c)(3), Section 507, Section 509, Section 170(c)(2) or any other qualified organization described under the Code.

XIII  
Incorporator

The name and address of the Incorporator of the Corporation is:

Richard F. Le Blanc  
900 West Marion Avenue  
Punta Gorda, FL 33950

IN WITNESS WHEREOF, the undersigned, as Incorporator, has executed the foregoing Articles of Incorporation this 25<sup>th</sup> day of October, 2002.

  
RICHARD F. Le BLANC  
Incorporator

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## ACCEPTANCE OF REGISTERED AGENT

FOR

THE IU FOUNDATION, INC.

I, HOWARD L. CROWN, having signed the within as registered agent for THE IU FOUNDATION, INC., (the "Corporation") at the registered address of Grant, Fridkin, Pearson, Athan & Crown, P.A., Attorneys at Law, 5551 Ridgewood Drive, Suite 501, Naples, Florida 34108, do hereby agree as registered agent to accept service of process, to keep an office of the Corporation open during the prescribed hours, and to post my name, and that any officer of the Corporation authorized to accept service of process at the above Florida designated address, in some conspicuous place in the office of the Corporation as required by law. Dated this 28<sup>th</sup> day of

October 2002.



HOWARD L. CROWN  
REGISTERED AGENT

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