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November 6, 2006

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

Re: Drive Fore Hope, Inc.

Dear Sir or Madam:

Enclosed herein please find the original and one executed copy of the Articles of Incorporation for the above referenced proposed corporation. Please file the original and return a certified copy to the undersigned.

Our firm check in the amount of \$78.75 is enclosed to cover your fees for filing, registered agent designation, and certified copy.

Thank you for your assistance in this matter.

Very truly yours,

GOLDSTEIN, BUCKLEY, CECHMAN,

RICE & PURTZ, P.,

JJR:smd Enclosures BY: J. JAHEREY RIC

NOV -8 EM 2:

#### ARTICLES OF INCORPORATION

OF

FILED 06 NOV -8 ... 2:00

DRIVE FORE HOPE, INC.

A NOT-FOR-PROFIT CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF FLORIDA

The undersigned Incorporator, a natural persons 18 years of age or older, in order to form a corporate entity, do hereby adopt the following Articles of Incorporation.

#### ARTICLE I

NAME: The name of this corporation shall be DRIVE FORE HOPE, INC.

#### ARTICLE II

ADDRESS: The address of the principal office is 2307 S.W. 28th Street, Cape Coral, Florida 33914.

#### ARTICLE III

THE PURPOSE for which this corporation is organized is to increase public awareness and raise funds for treatment, early detection, research and the cure of the medical condition known as Krabb's leukodystrophy and other leukodystrophies. This corporation is further organized to do any and all other lawful activities under the laws of the United States and the State of Florida which may be in the best interest of the corporation. To this end, the corporation shall at all times be operated exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended, including for such purposes the making of distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended. All funds, whether income or principal and whether acquired by gift or contribution or otherwise, shall be devoted to said purposes.

## ARTICLE IV EXEMPTION REQUIREMENTS

AT ALL TIMES shall the following operate as conditions restricting the operations and activities of the corporation.

The corporation shall not afford pecuniary gain, incidentally or otherwise, to its members.
 No part of the net earnings of this corporation shall inure to the benefit of any member of
 the corporation, except that reasonable compensation may be paid for services rendered
 to or for the corporation affecting one or more of its purposes. Such net earnings, if any,

of this corporation shall be used to carry out the non-profit corporation purposes set forth in Article II above.

- No substantial part of the activities of the corporation shall constitute the carrying on of propaganda or otherwise attempting to influence legislation or any initiative or referendum before the public, and the corporation shall not participate in or intervene in (including by publication or distribution of statements) any political campaign on behalf of, or in opposition to, any candidate for public office.
- Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, as now enacted or hereafter amended.

#### ARTICLE V

TERM OF EXISTENCE: This corporation shall have perpetual existence.

#### ARTICLE VI BOARD OF DIRECTORS

THE MANAGEMENT of the affairs of the corporation shall be vested in a Board of Directors as defined in the corporation's By-Laws. No Director shall have any right, title, or interest in or to any property of the corporation.

The number of Directors shall be Four (4) initially. The names and addresses of the initial Directors are as follows:

Suzanne M. Ostertag, President 2307 S.W. 28th Street Cape Coral, Florida 33914

Nickole Hendra 2718 Blue Cypress Lake Court Cape Coral, Florida 33908

Nicole Pieri 746 Lamp Post Lane Lakeland, Florida 33809

Jim Kelly c/o Jim Kelly Enterprises, Inc. 1961 Wehrle Drive Williamsville, NY 14221

Members of the first Board of Directors shall serve until the first annual meeting, at which time their successors are duly elected and qualified or removed as provided in the By-Laws.

#### ARTICLE VII PERSONAL LIABILITY

NO MEMBER, officer, or Director of this corporation shall be personally liable for the debts or obligations of this corporation of any nature whatsoever or shall any of the property of the officers or Directors be subject to the payment of the debts or obligations of this corporation.

## ARTICLE VIII DISSOLUTION

AT THE TIME of dissolution of the corporation the Board of Directors shall, after paying or making provisions for the payment of all debts, obligations, liabilities, costs and expenses of the corporation, dispose of all of the assets of the corporation. In no case shall any disposition be made which would not be qualified as a charitable contribution under Section 170 (c)(1) or (2) of the Internal Revenue Code of 1986, as now enacted or hereafter amended, in such manner as the Board of Directors shall determine.

#### ARTICLE IX

INITIAL REGISTERED AGENT AND OFFICE: The street address of the initial principal office of this corporation is 2307 S.W. 28th Street, Cape Coral, Florida 33914, and the name of the initial registered agent of this corporation is SUZANNE M. OSTERTAG.

Having been named to accept service of process for DRIVE FORE HOPE, I hereby agree to act in this capacity and I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties

ACCEPTED BY: Suzanne M. Ostertag

#### ARTICLE X

SUBSCRIBER: The name and address of the Subscriber to these Articles of Incorporation are as follows:

Suzanne M. Ostertag 2307 S.W. 28th Street Cape Coral, Florida 33914

#### ARTICLE XI

EFFECTIVE DATE: These Articles of Incorporation shall be effective upon approval by the Secretary of State of the State of Florida.

#### **ARTICLE XII**

AMENDMENT: These Articles of Incorporation may be amended in the manner provided by law. Every amendment shall be approved by the Board of Directors.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, acknowledged and filed the foregoing Articles of Incorporation, under the laws of the State of Florida this  $\sqrt{\underline{s}\underline{\tau}}$  day of November, 2006.

DRIVE FORE HOPE, INC.

By: Surance Deletay

Suzanne M. Ostertag

Witness

STATE OF FLORIDA )

COUNTY OF LEE )

The foregoing instrument was acknowledged before me this <u>/sr</u> day of <u>November</u>, 2006 by SUZANNE M. OSTERTAG, who is personally known to me or who has produced <u>Florida driver's license</u> (type of identification).

No. of the last of	Notary Public State of Florida Ellen S Stone My Commission DD502597 Expires 12/28/2009	Notary Public Print Name:	
		Commission No	
My Comm	ission Expires:		(SEAL)