

No 7000007746

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Amend

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08 JUL 16 PM 4:28
CLERK OF STATE
TALLAHASSEE, FLORIDA

T. Roberts JUL 16 2008



FLORIDA DEPARTMENT OF STATE
Division of Corporations

July 10, 2008

JOHN MARINELLI
HAVE A HEART FOR COMPANION ANIMALS INC.
17 PECAN DR
OCALA, FL 34472

SUBJECT: HAVE A HEART FOR COMPANION ANIMALS INC.
Ref. Number: N07000007740

We have received your document for HAVE A HEART FOR COMPANION ANIMALS INC. and your check(s) totaling \$35.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

The document you submitted has been prepared pursuant to profit statutes (chapter 607, Florida Statutes). As the entity was originally filed as a nonprofit corporation, this document should be filed pursuant to chapter 617, Florida Statutes.

We are enclosing the proper form(s) with instructions for your convenience.

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) 245-6892.

Tina Roberts
Regulatory Specialist II

Letter Number: 208A00040694

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: HAVE A HEART FOR COMPANION ANIMALS, INC

DOCUMENT NUMBER: NO 700000 7740

The enclosed *Articles of Amendment* and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

John MARINELLI
(Name of Contact Person)

HAVE A HEART FOR COMPANION ANIMALS, INC
(Firm/ Company)

17 Pecan DR. (P.O. Box 831413) 34483 Zip
(Address)

Ocala, FL 34472
(City/ State and Zip Code)

↖ us this address

For further information concerning this matter, please call:

John MARINELLI at (352) 687-1776
(Name of Contact Person) (Area Code & Daytime Telephone Number)

Enclosed is a check for the following amount:

- ☒ \$35 Filing Fee pt already ☐ \$43.75 Filing Fee & Certificate of Status ☐ \$43.75 Filing Fee & Certified Copy (Additional copy is enclosed) ☐ \$52.50 Filing Fee & Certificate of Status Certified Copy (Additional Copy is enclosed)

Mailing Address

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

Street Address

Amendment Section
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301

Articles of Amendment
to
Articles of Incorporation
of

FILED
08 JUL 16 PM 4:28
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

HAVE A HEART FOR COMPANION ANIMALS INC.
(Name of corporation as currently filed with the Florida Dept. of State)

N07000007740

(Document number of corporation (if known))

Pursuant to the provisions of section 617.1006, Florida Statutes, this *Florida Not For Profit Corporation* adopts the following amendment(s) to its Articles of Incorporation:

NEW CORPORATE NAME (if changing):

(must contain the word "corporation," "incorporated," or the abbreviation "corp." or "inc." or words of like import in language; "Company" or "Co." may not be used in the name of a not for profit corporation)

AMENDMENTS ADOPTED- (OTHER THAN NAME CHANGE) Indicate Article Number(s) and/or Article Title(s) being amended, added or deleted: (BE SPECIFIC)

SEE ATTACHED

Have A Heart for Companion Animals Inc

Amendment #3 to the Article of Incorporation

Please amend article V by replacing the existing text with the following new text as shown below.

Article V- Manor of Election

Section 1 – Election of Officers

Election and Terms of Office:

Delete Original As Shown Below

Original

- **The Executive Committee of the Board** shall elect a Nominating Committee of no more than five members at least 90 days prior to the annual meeting for the purpose of developing a slate of nominees for presentation to the membership. No more than 2 members from the Board of Directors shall be on the nominating committee. At least 45 days prior to the Annual Meeting, the nominating committee must submit a list of nominees to the Secretary who shall within 35 days of the Annual Meeting, notify the voting membership by mail of the slate of nominees.
- **The Election of Officers** shall be by closed ballot of the voting membership at the Annual Meeting. All ballots shall be counted in public at that time. Nominees receiving the highest number of votes cast shall be elected. Absentee or voting by proxy is not permitted.

**Replace the above text with the new text shown below
(Amended 7/3/08 to read as follows)**

Elections and Terms of Office:

New Text

There shall be no elections for Board of Director Officers The Founders of the Organization shall retain the Board of Director offices of President and Vice President from year to year until such time as they relinquish said offices for any reason.

Board members will be appointed by the President in accordance with the following schedule:

- One (1) Director to be elected for a one-year term
- One (1) Director to be elected for a two-year term
- One (1) Director to be elected for a three-year term

The President has the right to re-appoint any board member to the same position or a new one, as he/she deems necessary.

Article V
Section 5 – Removal of Officer

Delete Original as shown below

Original

The Board of Directors, by a two-thirds vote of the entire Board, may remove any elected officer. The Executive Committee shall set a date for a meeting of the Board of Directors for the purpose of voting on the removal of the officer. This meeting must occur no sooner than 30 days after the recommendation of the Executive Committee. Such action shall be the first item on the agenda. Within 15 days of the meeting to remove the officer, the voting membership shall be notified of the Board's intent and the date of the scheduled membership meeting. The voting membership, at this time, shall be allowed to attend such a meeting to give input or comments to the Board. The Board of Directors shall have the authority to remove the officer. Their decision is final.

Replace the above text with the new text shown below
(Amended 7/13/08 to read as follows)

New Text

The Board of Directors, by a two-thirds vote of the entire Board, may remove any elected officer. The Executive Committee shall set a date for a meeting of the Board of Directors for the purpose of voting on the removal of the officer. This meeting must occur no sooner than 30 days after the recommendation of the Executive Committee. Such action shall be the first item on the agenda. The Board of Directors shall have the authority to remove the officer. Their decision is final.

Approved by the board of Directors by a unanimous vote on 7/3/08

7/3/08
Date

John Marinelli
John Marinelli, Vice president

The date of adoption of the amendment(s) was: 7/3/08

Effective date if applicable: 7/3/08
(no more than 90 days after amendment file date)

Adoption of Amendment(s) **(CHECK ONE)**

- ☒ The amendment(s) was (were) adopted by the members and the number of votes cast for the amendment was sufficient for approval.
- ☐ There are no members or members entitled to vote on the amendment. The amendment(s) was (were) adopted by the board of directors.

Signature

John Marinelli
(By the chairman or vice chairman of the board, president or other officer- if directors have not been selected, by an incorporator- if in the hands of a receiver, trustee, or other court appointed fiduciary, by that fiduciary.)

John MARINELLI

(Typed or printed name of person signing)

Vice President

(Title of person signing)

FILING FEE: \$35

already P'd