

NO70000/2097

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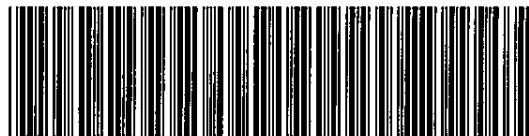
(Business Entity Name)

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07 DEC 18 PM 12:28

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

KS
12/19/07

COVER LETTER

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

SUBJECT: Apex Foundation, Inc., A Non Profit Corporation

(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: Mark Blanton
Name (Printed or typed)

8108 Old Hixon Road
Address

Tampa, FL 33626
City, State & Zip

813-920-1031
Daytime Telephone number

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

ARTICLES OF INCORPORATION

OF

**APEX FOUNDATION, INC.
A NON PROFIT CORPORATION**

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SECRETARY OF STATE
TALLAHASSEE, FLORIDA

This Articles of Incorporation is submitted for filing pursuant to the applicable provisions of the Florida Statutes.

**ARTICLE I
NAME**

The name of the filing entity is APEX FOUNDATION, INC. (hereinafter "Corporation").

**ARTICLE II
PRINCIPAL OFFICE**

The principal place of business and mailing address of the Corporation is 8108 Old Hixon Road, Tampa, Florida 33626.

**ARTICLE III
PURPOSE**

The purposes for organizing the Corporation are to perform charitable activities within the meaning of Internal Revenue Code Section 501(c)(3) and Chapter 617, F.S.

Except as these Articles otherwise provide, the Corporation has all the powers provided in the Florida statutes. Moreover, the Corporation has all implied powers necessary and proper to carry out its express powers. The Corporation may reasonably compensate directors and officers for services rendered to or for the Corporation in furtherance of one or more of its purposes. In addition, the Corporation is organized for the following purposes:

- (a) To receive and maintain a fund or funds, real or personal property, or both, and, subject to the restrictions and limitation hereinafter set forth, to use and apply the whole or any part of the income therefrom and the principal thereof exclusively for charitable, religious, scientific, testing for public safety, literary, or educational purposes wither directly or by contribution to organization that qualify as exempt organization under Section 501(c)(3) of the Internal Revenue Code of 1986 and its Regulations as they now exist or as they may be amended.

(b) To solicit, accept and receive contributions of money, land, stocks, bonds, personal property, and other such items of value from individuals, businesses and corporations to be used by this corporation in the furtherance of its purposes.

(c) To exercise all such powers of the corporation and do all such lawful acts and things not prohibited by the Statutes of the State of Florida or these Statutes of Incorporation or Bylaws of the Corporation.

The Corporation may not pay dividends or other corporate income to its directors or officers or otherwise accrue distributable profits, or permit the realization of private gain. The Corporation may not take any action prohibited by Florida statutes. The Corporation may not engage in any activities that do not further its purposes as set forth in this Certificate.

The Corporation may not take any action that would be inconsistent with the requirements for a tax exemption under Internal Revenue Code Section 501(c)(3) and related regulations, ruling, and procedures, nor may it take any action that would be inconsistent with the requirement for receiving tax-deductible charitable contributions under Internal Revenue Code Section 170(c)(2) and related regulations, rulings, and procedures. Regardless of any other provision in the Certificate of Formation or state law, the Corporation may not:

1. Engage in activities or use its assets in manners that do not further one or more exempt purposes, as set forth in this Certificate and defined by the Internal Revenue Code and related regulations, rulings, and procedures, except to an insubstantial degree.
2. Serve a private interest other than one clearly incidental to an overriding public interest.
3. Attempt to influence legislation by propaganda or otherwise, except as provided by the Internal Revenue Code and related regulations, rulings, and procedures.
4. Participate in or intervene in any political campaign on behalf of or in opposition to any candidate for public office. The prohibited activities include publishing or distributing statements and any other direct or indirect campaign activities.
5. Have objectives characterizing it as an "action organization" as defined by the Internal Revenue Code and related regulations, ruling, and procedures.
6. Distribute its assets on dissolution other than for one or more exempt purposes. On dissolution, the Corporation's assets will be distributed to an organization exempt from taxes under Internal Revenue Code Section 501(c)(3) to be used to accomplish the general purposes for which the Corporation was organized.
7. Permit any part of the Corporation's net earnings to inure to the benefit of any private shareholder of the Corporation or any private individual.

8. Carry on an unrelated trade or business, except as a secondary purpose related to the Corporation's primary, exempt purposes. In this regard, the Corporation shall make distributions at such times and in such manners as to avoid the tax under Internal Revenue Code Section 4942.
9. Engage in any act of self-dealing as defined in Internal Revenue Code Section 4941(d).
10. Retain excess business holdings as defined in Internal Revenue Code Section 4943(c).
11. Make any investments that would subject it to the tax described in Internal Revenue Code Section 4944.
12. Make any taxable expenditure as defined in Internal Revenue Code Section 4945(e).

The Corporation is a nonprofit Corporation. When it dissolves, all of its assets will be distributed to the State of Florida or an organization exempt from taxes under Internal Revenue Code Section 501(c)(3) for one or more purposes and exempt under the Florida statutes.

ARTICLE IV MANAGING BODY OF CORPORATION

The management of the corporation is vested in its Board of Directors and such committees of the board that the board may, from time to time, establish. The bylaws will provide the qualifications, manner of selection, duties, terms, and other matters relating to the Board of Directors.

ARTICLE V DIRECTORS

The initial Board will consist of three (3) persons. The initial Board will consist of the following persons at the following addresses:

Name	Address
Mark E. Blanton	8108 Old Hixon Road, Tampa, Florida 33626
Henry H. Blanton, Jr.	8108 Old Hixon Road, Tampa, Florida 33626
Meta Blanton	8108 Old Hixon Road, Tampa, Florida 33626

The number of directors may be increased, or decreased, by amending the bylaws of the Corporation. The number of directors may not be decreased to fewer than three.

**ARTICLE VI
INITIAL REGISTERED OFFICE AND AGENT**

The street address of the Corporation's initial registered office is 8108 Old Hixon Road, Tampa, Florida 33626. The name of the initial registered agent at this office is Mark E. Blanton.

**ARTICLE VII
INCORPORATOR**

The name and street address of the incorporator is:

Mark E. Blanton 8108 Old Hixon Road, Tampa, Florida 33626

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TALLAHASSEE, FLORIDA

Having been named as registered agent to accept service of process of the above stated corporation at the place designated in this certificate, I am familiar with and accept the appointment as registered agent and agree to act in this capacity.


Signature / Mark E. Blanton, Registered Agent

12/17/07
Date


Signature / Mark E. Blanton, Incorporator

12/17/07
Date