

**109000010896**

\_\_\_\_\_  
(Requestor's Name)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(City/State/Zip/Phone #)

☐

PICK-UP

☐

WAIT

☐

MAIL

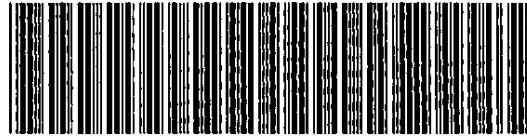
\_\_\_\_\_  
(Business Entity Name)

\_\_\_\_\_  
(Document Number)

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

Special Instructions to Filing Officer:

Office Use Only



**400184831864**

**400184831864**  
09/02/10--01009--029 \*\*43.75

*Approved*  
*SL*

**FILED**  
2010 SEP -10 AM 9:53  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

*9310*

**COVER LETTER**

TO: Amendment Section  
Division of Corporations

NAME OF CORPORATION: ABC CARES FOUNDATION, INC.

DOCUMENT NUMBER: N09000010896

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

Please return all correspondence concerning this matter to the following:

PETER M. DYGA

(Name of Contact Person)

ASSOCIATED BUILDERS & CONTRACTORS

(Firm/ Company)

3730 Coconut Creek Parkway

(Address)

Coconut Creek FL 33006

(City/ State and Zip Code)

pdyga@abceastflorida.com

Email address: (to be used for future annual report notification)

For further information concerning this matter, please call:

PETER M. DYGA

(Name of Contact Person)

at (954) 984-0075

(Area Code & Daytime Telephone Number)

Enclosed is a check for the following amount made payable to the Florida Department of State:

☒ \$35 Filing Fee

☐ \$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

**WAIVER OF NOTICE OF DIRECTORS MEETING FOR  
ADOPTION OF ARTICLES OF AMENDMENT  
OF ABC CARES FOUNDATION, INC.**

We, the undersigned Board of Directors of ABC Cares Foundation, Inc. (the "Foundation"), hereby waive notice of the special meeting of the Directors of the Foundation for adoption of the Articles of Amendment to Articles of Incorporation of ABC Cares Foundation, Inc. in order to comply with IRS requirements for a charitable organization. We further unanimously consent to adopt the amendment copy attached hereto.

By: *[Signature]*  
REX KIRBY, Chairman

Date: 8/18/10

By: *[Signature]*  
JAMES P. MCCOY, Director

Date: 8/27/10

By: *[Signature]*  
GERE HERMAN, Director

Date: 8/31/10

By: *[Signature]*  
STEPHEN STRUBB, Director

Date: 8/18/10

By: *[Signature]*  
MICHAEL VASSAROUGH, Director

Date: 8/27/10

Articles of Amendment  
to  
Articles of Incorporation  
of

ABC CARES FOUNDATION, INC.

(Name of Corporation as currently filed with the Florida Dept. of State)

N09000010896

(Document Number of Corporation (if known))

FILED  
2010 SEP -2 AM 9:53  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

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:

A. If amending name, enter the new name of the corporation:

N/A

The new name must be distinguishable and contain the word "corporation" or "incorporated" or the abbreviation "Corp." or "Inc." "Company" or "Co." may not be used in the name.

B. Enter new principal office address, if applicable:

(Principal office address MUST BE A STREET ADDRESS)

N/A

C. Enter new mailing address, if applicable:

(Mailing address MAY BE A POST OFFICE BOX)

N/A

D. If amending the registered agent and/or registered office address in Florida, enter the name of the new registered agent and/or the new registered office address:

Name of New Registered Agent:

N/A

New Registered Office Address:

(Florida street address)

(City)

, Florida

(Zip Code)

New Registered Agent's Signature, if changing Registered Agent:

I hereby accept the appointment as registered agent. I am familiar with and accept the obligations of the position.

N/A

Signature of New Registered Agent, if changing

**If amending the Officers and/or Directors, enter the title and name of each officer/director being removed and title, name, and address of each Officer and/or Director being added:**

*(Attach additional sheets, if necessary)*

<u>Title</u>	<u>Name</u>	<u>Address</u>	<u>Type of Action</u>
	N / A		<input type="checkbox"/> Add <input type="checkbox"/> Remove
			<input type="checkbox"/> Add <input type="checkbox"/> Remove
			<input type="checkbox"/> Add <input type="checkbox"/> Remove

**E. If amending or adding additional Articles, enter change(s) here:**

*(attach additional sheets, if necessary). (Be specific)*

The Articles of Incorporation of ABC CARES FOUNDATION, INC. are hereby Amended to include the following provisions:

- a. Said organization is organized exclusively for charitable, religious, educational, and scientific purposes, 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, or corresponding section of any future federal tax code.
- b. Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501 (c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not disposed of shall be disposed of by a Court of Competent Jurisdiction of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

The date of each amendment(s) adoption:

8/31/10

(date of adoption is required)

Effective date if applicable:

8/31/10

(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(s) was/were sufficient for approval.

☒ There are no members or members entitled to vote on the amendment(s). The amendment(s) was/were adopted by the board of directors.

Dated 8/18/10

Signature

Rex B. Kirby

(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)

Rex B. Kirby

(Typed or printed name of person signing)

Chairman

(Title of person signing)