

06/09/2016 15:40 FAX

GUNSTER, YOAKLEY

0001/007

Division of Corporations

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**COR AMND/RESTATE/CORRECT OR O/D RESIGN  
THE FOURTH DCA 50TH ANNIVERSARY COMMITTEE, INC.**

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THE FOURTH DCA 50TH ANNIVERSARY COMMITTEE, INC.**

06/08/2016 15:00 FAX

GUNSTER YOAKLEY

003/007

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May 5, 2016

FLORIDA DEPARTMENT OF STATE

Division of Corporations  
THE FOURTH DCA 50TH ANNIVERSARY COMMITTEE, INC.  
JACK AIELLO, C/O GUNSTER  
777 S. FLAGLER DR STE 500E  
WEST PALM BEACH, FL 33401

SUBJECT: THE FOURTH DCA 50TH ANNIVERSARY COMMITTEE, INC.  
REF: N11000008570

We received your electronically transmitted document. However, the document has not been filed. Please make the following corrections and refax the complete document, including the electronic filing cover sheet.

The current name of the entity is as referenced above. Please correct your document accordingly.

If there are MEMBERS ENTITLED TO VOTE on a proposed amendment, the document must contain: (1) the date of adoption of the amendment by the members and (2) a statement that the number of votes cast for the amendment was sufficient for approval.

If there are NO MEMBERS OR MEMBERS ENTITLED TO VOTE on a proposed amendment, the document must contain: (1) a statement that there are no members or members entitled to vote on the amendment and (2) the date of adoption of the amendment by the board of directors.

If you have any questions concerning the filing of your document, please call (850) 245-6838.

Cheryl R McNair  
Regulatory Specialist II

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**AMENDED AND RESTATED ARTICLES OF INCORPORATION  
OF  
THE FOURTH DCA 50<sup>TH</sup> ANNIVERSARY COMMITTEE, INC.  
(A Florida Not-For-Profit Corporation)**

Pursuant to the provisions of the Florida Not for Profit Corporations Act (the "Act"), The Fourth DCA 50<sup>th</sup> Anniversary Committee, Inc. (the "Corporation") adopt the following amendment:

1. The name of the Corporation is: The Fourth DCA 50<sup>th</sup> Anniversary Committee, Inc. The Articles of Incorporation were filed on September 9, 2011 and assigned Document Number N11000008570.

2. This amendment and restatement of the Articles of Incorporation was duly approved by the Board of Directors of the Corporation. The Corporation has no members.

3. The Articles of Incorporation are hereby amended and restated in their entirety as approved by the Board of Directors on April 21, 2016 as follows:

**Article I.  
NAME**

The name of this corporation is The Fourth DCA Historical Society, Inc. (hereinafter called "Corporation").

**Article II.  
PRINCIPAL OFFICE AND MAILING ADDRESS**

The address of the principal office and the mailing address of the Corporation is: c/o Jack Aiello, Gunster Yoakley & Stewart, P.A., 777 South Flagler Drive Suite 500 East, Phillips Point, West Palm Beach, FL 33401.

**Article III.  
PURPOSE**

This Corporation is a non-profit corporation, organized for charitable and educational purposes as defined in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), and for the purpose of engaging in any lawful act or activity not for pecuniary profit for which not-for-profit corporations may be organized, so far as is or may be permitted by the laws of the State of Florida and Section 501(c)(3) of the Code, or corresponding section of any future federal tax code.

**Article IV.  
MEMBERSHIP**

The Board of Directors may establish membership in the Corporation and the rights and powers of the members at its discretion.

**Article V.  
INITIAL REGISTERED OFFICE AND AGENT**

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The street address of the initial registered office of the Corporation is Gunster Yoakley & Stewart, P.A., 777 South Flagler Drive Suite 500 East, Phillips Point, West Palm Beach, FL 33401 and the name of the Corporation's initial registered agent at that address is Jack Aiello.

#### Article VI. BOARD OF DIRECTORS

The affairs of this Corporation shall be managed by a Board of Directors consisting of no less than three (3) directors. The number of directors may be increased or decreased from time to time, in accordance with the Bylaws of the Corporation, but shall never be less than three. The manner of election of directors shall be regulated by the Bylaws. The names and addresses of the initial directors are:

- |   |   |
|---|---|
| <ul style="list-style-type: none"> <li>Jack J. Aiello</li> <li>• Gunster, Yoakley &amp; Stewart, P.A.</li> <li>777 S. Flagler Drive, Ste. 500 E</li> <li>West Palm Beach, FL 33401</li> </ul>               | <ul style="list-style-type: none"> <li>Preethi Sekharan</li> <li>Page, Mrachek, Fitzgerald &amp; Rose</li> <li>• 1000 SE Monterey Commons Blvd., Suite 306</li> <li>Stuart, FL 34996</li> </ul>   |
| <ul style="list-style-type: none"> <li>Daniel J. Barsky</li> <li>Shutts &amp; Bowen LLP</li> <li>• 525 Okeechobee Blvd., Suite 1100</li> <li>West Palm Beach, FL 33401</li> </ul>                           | <ul style="list-style-type: none"> <li>Karen B. Rockenbach</li> <li>• Methe &amp; Rockenbach P.A.</li> <li>1555 Palm Beach Lakes Blvd., Suite 400</li> <li>West Palm Beach, FL 33401</li> </ul>   |
| <ul style="list-style-type: none"> <li>Carol A. Gart</li> <li>• Carol A. Gart, P.A.</li> <li>P.O. Box 810156</li> <li>Boca Raton, FL 33481-0156</li> </ul>  | <ul style="list-style-type: none"> <li>• John Uustal</li> <li>Kelley / Uustal PLC</li> <li>700 SE 3rd Ave., Ste. 300</li> <li>Fort Lauderdale, FL 33316-1154</li> </ul>                           |
| <ul style="list-style-type: none"> <li>• Jennifer Kuczler</li> <li>239 S. Indian River Drive</li> <li>Fort Pierce, FL 34950</li> </ul>  | <ul style="list-style-type: none"> <li>• Mark Miller</li> <li>Appellate Law Office of Mark Miller, P.A.</li> <li>50 SE Ocean Blvd., Suite 202</li> <li>Stuart, FL 34994</li> </ul>                |
| <ul style="list-style-type: none"> <li>Robin I. Bresky</li> <li>The Law Offices of Robin Bresky</li> <li>• 7777 Glades Road, Suite 205</li> <li>Boca Raton, FL 33434-4150</li> </ul>                        | <ul style="list-style-type: none"> <li>Siobhan H. Shea</li> <li>• Siobhan Helene Shea Appellate Practice</li> <li>P.O. Box 2436</li> <li>Palm Beach, FL 33480-2436</li> </ul>                     |
| <ul style="list-style-type: none"> <li>Julie Littky-Rubin</li> <li>Clark, Fountain, La Vista, Prather, Keen &amp; Li</li> <li>1919 N. Flagler Drive</li> <li>West Palm Beach, FL 33407-6114</li> </ul>      | <ul style="list-style-type: none"> <li>• Culver ("Skip") Smith, III</li> <li>Culver Smith, III P.A.</li> <li>500 Australian Avenue South, Suite 600</li> <li>West Palm Beach, FL 33401</li> </ul> |
| <ul style="list-style-type: none"> <li>Shelly J. Stirrat</li> <li>• Fox, Wackeen, Dungey, Beard, Sobel,</li> <li>Bush &amp; McCluskey</li> <li>3473 SE Willoughby Blvd</li> <li>Stuart, FL 34994</li> </ul> | <ul style="list-style-type: none"> <li>Jane Walsh</li> <li>Kreusler-Walsh Compiani &amp; Vargas P.A.</li> <li>501 S. Flagler Drive, Suite 503</li> <li>West Palm Beach, FL 33401-5913</li> </ul>  |

#### Article VII. AMENDMENT

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These Articles of Incorporation may be altered, amended, or repealed, and new Articles of Incorporation adopted as provided in the Bylaws of the Corporation.

**Article VIII.  
INCORPORATOR**

The name and address of the person signing these Articles of Incorporation is Jack Aiello, Gunster Yoakley & Stewart, P.A., 777 South Flagler Drive Suite 500 East, Phillips Point, West Palm Beach, FL 33401.

**Article IX.  
DURATION OF CORPORATION**

The period of the duration of the Corporation is perpetual unless dissolved according to law.

**Article X.  
FISCAL YEAR**

The fiscal year for the Corporation shall be January 1 through December 31.

**Article XI.  
DISSOLUTION**

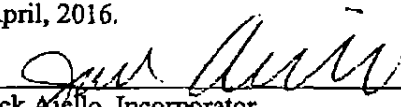
Upon the dissolution or winding up of this Corporation, its assets remaining after payment, or provision for payment, of all debts and liabilities of the Corporation, shall be distributed to a not-for-profit fund, foundation, or corporation which is organized and operated exclusively for charitable purposes and which has established its tax exempt status under Section 501(c)(3) of the Code, or corresponding provisions of any subsequent federal tax laws.

**Article XII.  
LIMITATIONS**

No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to, its directors, officers, members or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of any of its purposes. No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting, to influence legislation (except as otherwise provided in subsection (h) of Section 501 of the Code), and the Corporation shall not participate or intervene in (including the publishing or distributing of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of these Articles of Incorporation, the Corporation shall not carry on any activities not permitted to be carried on (a) by a corporation exempt from federal income tax under Section 501(c)(3) of the Code (or the corresponding provision of any future United States Internal Revenue Law), or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Code.

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IN WITNESS WHEREOF, the undersigned Incorporator has executed these Amended Articles of Incorporation on this 21<sup>st</sup> day of April, 2016.

  
\_\_\_\_\_  
Jack Aiello, Incorporator

**ACCEPTANCE OF APPOINTMENT OF REGISTERED AGENT**

The undersigned, having been named the Registered Agent of The Fourth DCA Historical Society, Inc. hereby accepts such designation and is familiar with, and accepts, the obligations of such position, as provided in § 617.0501, *Florida Statutes*.

  
\_\_\_\_\_  
Jack Aiello