

N13000004629

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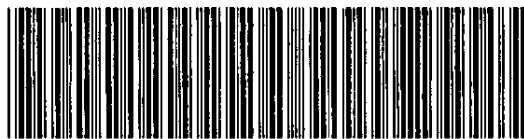
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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

C. LEWIS  
SEP 30 2013  
EXAMINER



***The Law Office of  
Richard L. Skeen***

**September 19, 2013**

***VIA U.S. Mail***

Department of State  
Division of Corporations  
Corporate Filings  
PO Box 6327  
Tallahassee, Florida 32314

***Re: Florida Disabled Athlete Foundation Inc.***

To Whom It May Concern:

Please accept for filing the enclosed Amended and Restated Articles of Incorporation of Florida Disabled Athlete Foundation Inc.

Also enclosed is check # 1275 in the amount of \$35.00 for the required filing fee.

If you have any questions or concerns, please feel free to contact me at (954) 300-1529.

Sincerely,

A handwritten signature in black ink, appearing to be 'R. L. Skeen', written over the word 'Sincerely,'.

Richard L. Skeen, Esquire

Enclosures (2)

**AMENDED AND RESTATED ARTICLES OF INCORPORATION  
OF**

**FLORIDA DISABLED ATHLETE FOUNDATION INC.**

*N13000004629*

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**SECRETARY OF STATE  
TALLAHASSEE, FLORIDA**

The original Articles of Incorporation were filed on May 16, 2013 and the document number is N13000004629. These Amended and Restated Articles of Incorporation are to be effective as of the date of filing with the Secretary of State.

**ARTICLE I- NAME**

The name of the Corporation shall be: **FLORIDA DISABLED ATHLETE FOUNDATION INC.**

**ARTICLE II- NATURE OF BUSINESS**

This Not for Profit Corporation will conduct charitable programs to enhance the quality of life for the disabled community through sporting activities by providing adaptive equipment, supporting disabled athletic teams so that they can become competitive in their respective sport, organizing programs to raise community awareness to help disabled athletes, and for no other purpose.

This Not for Profit Corporation may engage or transact in any or all lawful activities or business permitted under the laws of the United States, the State of Florida or any other state, country, territory or nation for a Not for Profit Corporation incident to such purposes of the corporation as set forth above.

No part of the assets, income or profit of the corporation shall be disputable to, or inure to the benefit of its certificate holders, members, directors or officers, except for reasonable compensation for services rendered or the extent permitted under Florida Law. The corporation shall never be operated for the primary purpose of carrying out a trade or business. Notwithstanding any other provision of these articles, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this corporation.

**ARTICLE III- INITIAL CAPITAL**

The amount of capital with which this Not for Profit Corporation will begin business is not less than One Thousand (\$1,000.00) Dollars.

**ARTICLE IV- TERM OF EXISTENCE**

This corporation shall exist perpetually unless sooner dissolved according to law.

**ARTICLE V- SPECIAL PROVISION**

This Not for Profit Corporation is intended to qualify under the requirements of Section 501 (c)(3) of the Internal Revenue Code and its regulations based thereunder.

This Not for Profit Corporation will abide by all the laws, rules and regulations of the State of Florida.

Such actions as are necessary will be taken by the directors to accomplish these compliances.

#### **ARTICLE VI- ADDRESS OF THE CORPORATION**

The initial post office address and mailing address of said Not for Profit Corporation shall be:

17291 Brittle Road  
Brooksville, Florida 34601.

with the privilege of having its office and branch offices at other places within or without the State of Florida.

#### **ARTICLE VII- REGISTERED AGENT**

The name and address of the initial registered agent is:

The Law Office of Richard L. Skeen  
1816 Harrison Street  
Suite 4  
Hollywood, Florida 33020.

#### **ARTICLE VIII- DIRECTORS AND ELECTION**

The number of Directors of this corporation shall be not less than three, and the initial Board of Directors of this corporation shall be comprised of 3 members. Directors shall be elected annually pursuant to the procedures stated in the Bylaws.

#### **ARTICLE IX- INITIAL DIRECTORS**

The names and street addresses of the members of the first Board of Directors are:

| <u>NAME:</u>      | <u>ADDRESS</u>                                       |
|-------------------|--|
| RYAN C. KRESS, SR | 17291 Brittle Road, Brooksville, Florida 34601.      |
| BRANDI J. JENKINS | 17291 Brittle Road, Brooksville, Florida 34601.      |
| CHARLES W. WOOD   | 4439 Micanope Crescent Dr., Lakeland, Florida 33811. |

#### **ARTICLE X- AMENDMENT**

These Amended and Reinstated Articles of Incorporation may be amended in the manner provided by law. Each amendment shall be approved by the Board of Directors, proposed by them to the certificate holders and approved at a meeting by a majority of the certificate holders entitled to vote, who are present, unless all of the certificate holders, and all of the Directors sign a written statement manifesting their intention that a certain Amendment of the Articles of Organization be made.

#### **ARTICLE XI- DISSOLUTION**

In the event of the liquidation of the corporation, whether voluntary or involuntary, no certificate holder shall be entitled to any distribution or division of the property or proceeds. The balance of all moneys and other property which the corporation received from any source, after the

payment of all debts and obligations of the corporation, shall be used or distributed exclusively for the purposes within those set forth in Article II of these Amended and Reinstated Articles of Incorporation and within the same purposes of Section 501 (c) 3 of the Internal Revenue Code of 1986 and Regulations thereunder, or the 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 so disposed of shall be disposed of by a Court of Competent Jurisdiction of the county in which the principal office of the corporation 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.

#### ARTICLE XII- INCORPORATOR

The name and address of the Incorporator is:

Ryan C. Kress, Sr., Chairman of the Board of Directors  
17291 Brittle Road  
Brooksville, Florida 34601.

#### ARTICLE XIII- ADOPTION OF AMENDED AND RESTATED ARTICLES OF INCORPORATION

These Amended and Amended and Restated Articles of Incorporation were adopted by the Board of Directors and all certificate holders entitled to vote on the 20<sup>th</sup> day of August 2013.

IN WITNESS WHEREOF the undersigned placed his hand and seal on this instrument this 20<sup>th</sup> day of August 2013.

By: 

RYAN C. KRESS, SR.,  
CHAIRMAN OF THE BOARD OF DIRECTORS

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#### ACKNOWLEDGEMENT OF REGISTERED AGENT

Having been named as Registered Agent for the above stated Corporation at the place designated in these Articles, I hereby accept to act in this capacity and agree to comply with the provision of all applicable statutes relative to keeping open said office.

THE LAW OFFICE OF RICHARD L. SKEEN

By: 

RICHARD L. SKEEN, ESQUIRE, FOR THE FIRM.  
REGISTERED AGENT

Date: 9-18-2013