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14 OCT -6 PM 3:29
SECRETARY OF STATE
TALLAHASSEE, FL 32399

OCT 7 2014

S. GILBERT

COVER LETTER

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

SUBJECT: Simpkins Family Foundation, Inc.

(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: Denis Shelley
Name (Printed or typed)

313 South Palmetto Ave.
Address

Daytona Beach, Fl. 32114
City, State & Zip

386-252-2531
Daytime Telephone number

shelley@legacyestateplanners.com
E-mail address: (to be used for future annual report notification)

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



FLORIDA DEPARTMENT OF STATE
Division of Corporations

RECEIVED
14 OCT -6 PM 3:26
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

September 24, 2014

DENIS SHELLEY
313 SOUTH PALMETTO AVE
DAYTONA BEACH, FL 32114

SUBJECT: SIMPKINS FAMILY FOUNDATION, INC.
Ref. Number: W14000058485

We have received your document for SIMPKINS FAMILY FOUNDATION, INC. and your check(s) totaling \$78.75. However, the enclosed document has not been filed and is being returned for the following correction(s):

The Florida Statutes require an entity to designate a street address for its principal office address. A post office box is not acceptable for the principal office address. The entity may, however, designate a separate mailing address. The mailing address may be a post office box.

The document must contain written acceptance by the registered agent, (i.e. "I hereby am familiar with and accept the duties and responsibilities as Registered Agent.")

Please return the corrected original and one copy of 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) 245-6052.

Sylvia Gilbert
Regulatory Specialist II
New Filing Section

Letter Number: 314A00020478

Legacy Estate Planners, P.L.



Counsellors at Law

October 3, 2014

Sylvia Gilbert
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

RE: Simpkins Family Foundation, Inc.
Ref. Number W14000058485

Dear Ms. Gilbert,

Please find enclosed a corrected original and one copy of the Articles of Incorporation for the Simpkins Foundation, Inc., along with a copy of your letter dated September 24, 2014.

If you have any questions or concerns please call (386) 252-2531.

With best regards,

Rachelle Couture, Assistant to
W. Denis Shelley, Esquire

/rc

Enclosures

W. Denis Shelley, Esq.

Shelley@legacystateplanners.com

313 South Palmetto Avenue Daytona Beach, FL 32114 Tel.: 386.252.2531 Fax: 386.258.0392

Articles of Incorporation
Simpkins Family Foundation, Inc.
A Florida Non-Profit Corporation

FILED
14 OCT -6 PM 3:29
CLERK OF COURT
TALLAHASSEE, FLORIDA

We, the Incorporators, each a natural person 21 years of age or older, adopt the following Articles of Incorporation for the purpose of forming a non-profit corporation under the Florida Not for Profit Corporation Act:

Article One
Name and Principal Office

The name of the non-profit corporation is **Simpkins Family Foundation, Inc.**, hereafter referred to as the "Corporation". The principal office and mailing address for the Corporation is 400 High Point Dr., Suite 500, Cocoa, Florida 32926.

Article Two
Registered Agent and Office

The name of the initial registered agent and registered office in the State of Florida for the Corporation are:

JILL K. SIMPKINS, 400 HIGH POINT DRIVE, SUITE 500, COCOA, FL. 32926.

Article Three

Names and Addresses of the Incorporators

The names and address of the incorporators are:

B. W. Simpkins
110 S. Twin Lakes Road
Cocoa, Florida 32926

Lavonn P. Simpkins
110 S. Twin Lakes Road
Cocoa, Florida 32926

Jill K. Simpkins
844 Riverside Drive
Ormond Beach, Florida 32176

Article Four

Duration

The Corporation's period of duration is perpetual.

Article Five

Purposes

The Corporation is organized and will be operated exclusively for general religious, charitable and educational purposes as set forth in Section 501(c)(3) of the Internal Revenue Code including, for these purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Code.

Article Six

Dissolution

Upon the dissolution of the Corporation, the Board of Directors will, after paying or making provision for the payment of all liabilities of the Corporation, distribute all Corporation assets to one or more organizations organized and operated exclusively for

religious, charitable and educational purposes that are, at that time, qualified as exempt organizations under Section 501(c)(3) of the Internal Revenue Code.

If any assets are not distributed as provided in the preceding paragraph, the court of appropriate jurisdiction for the county in which the principal office of the Corporation is then located, will dispose of those assets exclusively for religious, charitable and educational purposes or to one or more organizations that are, at that time, qualified as exempt organizations under Section 501(c)(3) of the Internal Revenue Code, as the Court shall determine.

Article Seven Restrictions

No part of the net earnings or assets of the Corporation will inure to the benefit of, or be distributable to, its director, officers or any other private persons. The Corporation may, however, pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in the Articles of Incorporation.

No part of the activities of the Corporation may include the carrying on of propaganda or be used to influence legislation as defined in Section 4945 of the Internal Revenue Code. The Corporation may not participate in, or intervene in (including the publishing or distributions of statements) in any political campaign on behalf of any candidate for public office.

The Corporation may not exercise any power or engage directly or indirectly in any activity that would invalidate its status as a corporation exempt from federal income taxation:

- As a corporation exempt from federal tax under Section 501(c)(3) of the Internal Revenue Code;

- As a corporation contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code; or

- As a non-profit corporation organized under the laws of State of Florida.

The Corporation must distribute its income for each tax year at a time and in a manner as not to become subject to the tax on undistributed income imposed by Section 4942 of the Internal Revenue Code. Furthermore, the Corporation must not:

- Engage in any act of self-dealing as defined in Section 4941(d) of the Internal Revenue Code;

- Retain any excess business holdings as defined in Section 4943(c) of the Internal Revenue Code;

- Make any investments in a manner that would subject it to tax under Section 4944 of the Internal Revenue Code; or

- Make any taxable expenditures as defined in Section 4945(d) of the Internal Revenue Code.

Article Eight

Board of Directors

The Corporation is organized on a non-stock basis and will have no members. The Board of Directors will have authority for all affairs of the Corporation and may exercise all powers of the Corporation as permitted by federal law, state law, the Articles of Incorporation, and the By-Laws of the Corporation as in effect from time to time.

The number of director to constitute the first Board of Directors is seven. After this initial Board of Directors is organized, it may change the number of director in the manner provided in the By-Laws and consistent with the laws of the State of Florida.

The initial members of the Board of Directors are:

B. W. Simpkins
400 High Point Drive, Suite 500
Cocoa, Florida 32926

Lavonn P. Simpkins
110 S. Twin Lakes Road
Cocoa, Florida 32926

Jill K. Simpkins
844 Riverside Drive
Ormond Beach, Florida 32176

Bernard B. Hunter
724 E. Concord Street
Orlando, Florida 32801

Adam Crouch
844 Riverside Dr.
Ormond Beach, FL 32176

Brittany Sobering
1615 White Dove Dr.
Winter Springs, FL 32708

Kyle Jakubein
4323 Gabriella Lane
Winter Park, FL 32792

Susan Timmons
4365 Comfort St.
Cocoa, Fl. 32926

Article Nine By-Laws

In furtherance and not in limitation of the powers conferred upon the Board of Directors by law, the Board of Directors shall adopt, amend and repeal from time to time, the By-Laws of the Corporation.

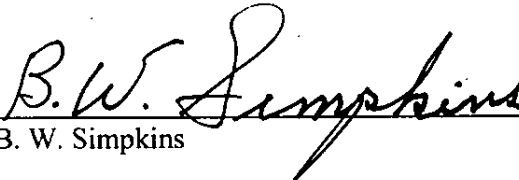
Article Ten Amendments

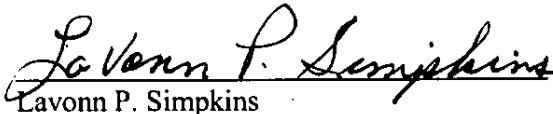
The Corporation may amend the Articles of Incorporation in the manner provided by the laws of the State of Florida. But no amendment may authorize the Board of Directors to conduct the affairs of the non-profit corporation in any manner or for any purpose contrary to the provisions of Section 501(c)(3) of the Internal Revenue Code.

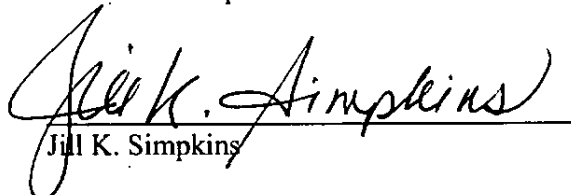
Article Eleven Miscellaneous

All general or specific references to the Internal Revenue Code are to refer to the Internal Revenue Code of 1986 as now in force or later amended, or the corresponding provision of any future United States revenue law. Similarly, any general or specific references to the laws of the State of Florida are to the laws of the State of Florida as now in force or hereafter amended.

IN WITNESS WHEREOF, the Articles of Incorporation are signed on the 19th day of ~~October~~, 2014.
~~September~~


B. W. Simpkins


Lavonn P. Simpkins


Jill K. Simpkins

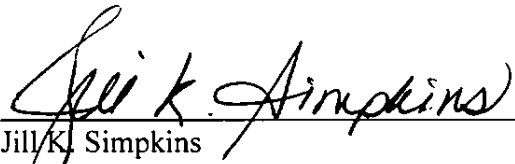
SIMPKINS FAMILY FOUNDATION, INC.

ACCEPTANCE OF APPOINTMENT

AS REGISTERED AGENT

I, JILL K. SIMPKINS, hereby accept the appointment as the registered agent of SIMPKINS FAMILY FOUNDATION, INC. and its related duties and responsibilities.

Dated this 19th day of September, 2014.



Jill K. Simpkins

FILED
14 OCT -6 PM 3:29
TALLAHASSEE, FLORIDA