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15 AUG -8 AM 9:00  
TALLAHASSEE  
7/14  
8/23/16

## COVER LETTER

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

**SUBJECT:** LIVING WITH CANCER 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:** ASHLEY N ERNSTING  
\_\_\_\_\_  
Name (Printed or typed)  
  
3925 SHADY GLEN LN  
\_\_\_\_\_  
Address  
  
SARASOTA, FL 34241  
\_\_\_\_\_  
City, State & Zip  
  
941-216-5989  
\_\_\_\_\_  
Daytime Telephone number  
  
INFO@LWCFOUNDATION.ORG  
\_\_\_\_\_  
E-mail address: (to be used for future annual report notification)

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

# ARTICLES OF INCORPORATION

*In compliance with Chapter 617, F.S., (Not for Profit)*

## ARTICLE I: NAME

Living with Cancer Foundation, Inc.

## Article II: PRINCIPAL OFFICE

3925 Shady Glen Lane  
Sarasota, Florida 34241

## ARTICLE III: PURPOSE:

**Living with Cancer Foundation, Inc** is organized exclusively for charitable, 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 the corresponding section of any future federal tax code.

## ARTICLE IV: MANNER OF ELECTION

The directors of **Living with Cancer Foundation, Inc** will be appointed as stated in the bylaws.

## ARTICLE V: INITIAL OFFICERS AND/OR DIRECTORS

Name and Title: Ashley N. Ernsting, CEO/Executive Director

Address: 3925 Shady Glen Lane  
Sarasota, Florida 34241

Name and Title: Joanne K Orrange, COO/Programs Director

Address: 82 Bucyrus Drive  
Amhuerst, New York 14228

Name and Title: Michael E. Ernsting, CFO

Address: 3925 Shady Glen Lane  
Sarasota, Florida 34241

FILED  
16 JUN -8 AM 9:00  
SECRETARY OF STATE  
TALLAHASSEE FLORIDA

#### ARTICLE VI: REGISTERED AGENT

*The name and Florida street address (P.O. Box NOT acceptable) of the registered agent is:*

Name: Ashley N. Ernsting  
Address: 3925 Shady Glen Lane  
Sarasota, Florida 34241

#### ARTICLE VII: INCORPORATOR

*The name and address of the Incorporator is:*

Name: Ashley N. Ernsting  
Address: 3925 Shady Glen Lane  
Sarasota, Florida 34241

#### ARTICLE VIII: EARNINGS AND DISTRIBUTIONS

No part of the net earnings of **Living with Cancer Foundation, Inc** shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that **Living with Cancer Foundation, Inc** shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article III hereof. No substantial part of the activities of **Living with Cancer Foundation, Inc** shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and **Living with Cancer Foundation, Inc** shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. Notwithstanding any other provision of these articles, **Living with Cancer Foundation, Inc** shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

#### ARTICLE IX: DISSOLUTION OF ASSETS PROVISION

Upon the dissolution of **Living with Cancer Foundation, Inc**, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, 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 **Living with Cancer Foundation, Inc** 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.

**Having been named as registered agent to accept service of process for 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**

Ashley N. Ernsting  
Required Signature of Registered Agent

07/21/16  
Date

Ashley N. Ernsting  
Registered Agent; print name

**I submit this document and affirm that the facts stated herein are true. I am aware that any false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.**

Ashley N. Ernsting  
Required Signature of Incorporator

07/21/16  
Date

Ashley N. Ernsting  
Incorporator; print name

FILED  
16 JUL -8 AM 9:00  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA