

N17000009210

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐ PICK-UP

☐ WAIT

☐ MAIL

(Business Entity Name)

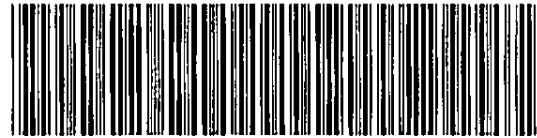
(Document Number)

Certified Copies _____ Certificates of Status _____

Special Instructions to Filing Officer:

Krishna Dumenech
Advised to Add Adoption
to members or no members
entitled to vote.

Office Use Only



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12/06/17--01017--017 **35.00

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2017 DEC -6 PM 1:45

FILED

Amended/Restated

DEC 07 2017

1 AL BRITTON



ESTATE • PROBATE • BUSINESS
GUARDIANSHIP • MEDICAID

Amendment Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

Re: Duncan Family Foundation, Inc.

To Whom it May Concern:

Enclosed is a copy of the Amended and Restated Articles of Incorporation for Duncan Family Foundation, Inc. Enclosed is check # 6731 in the amount of \$35.00 for the filing of the Amended and Restated Articles of Incorporation for Duncan Family Foundation, Inc.

If you have any questions, please contact our office. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Krishna Domenech", written over a horizontal line.

Krishna Domenech
Associate Attorney

KLD
Enclosures
cc: client file

Per conversation with Krishna Domenech
the Amended and Restated Articles was
Adopted by the members and the board
of Directors... Advised to Add statement
to Document. "1/17/17 @a



FLORIDA DEPARTMENT OF STATE
Division of Corporations

December 7, 2017

AUST LAW FIRM
% KRISHNA DOMENECH
1220 E. LIVINGSTON STREET
ORLANDO, FL 32803

SUBJECT: DUNCAN FAMILY FOUNDATION, INC.
Ref. Number: N17000009210

We have received your document for DUNCAN FAMILY FOUNDATION, INC. and your check(s) totaling \$35.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

The document must state that there are no members or members entitled to vote.

Please return 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) 245-6050.

Irene Albritton
Regulatory Specialist II

Letter Number: 617A00024745

AMENDED AND RESTATED ARTICLES OF INCORPORATION
FOR DUNCAN FAMILY FOUNDATION, INC.

The undersigned, a majority of whom are either US citizens or permanent residents, desiring to form a Not for Profit, Tax-exempt Corporation under the Not for Profit Corporation Law of the State of Florida, do hereby certify:

First: The name of the Corporation is Duncan Family Foundation, Inc., doing business as Duncan Family Foundation.

Second: The place in this state where the principal office of the Corporation is to be located is 1707 Divot Lane, Sebring, FL 33872. The Corporation mailing address is the same.

Third: Said Corporation 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 the corresponding section of any future federal tax code.

Fourth: The names and addresses of the persons who are the initial officers of the Corporation are as follows:

P/T: Robert E. Duncan 1707 Divot Lane
Sebring, FL 33872

S: Caroline W. Duncan 1707 Divot Lane
Sebring, FL 33872

Fifth: No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, 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 the purposes set forth in Article Third above.

No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation 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, the Corporation shall not:

(a) carry on any other activities, trade or business not permitted to be carried on 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) carry on any other activities not permitted to be carried on 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; or

- (c) engage in any act of self-dealing as defined in section 4941(d) of the Internal Revenue Code, or the corresponding section of any future federal tax code; or
- (d) retain any excess business holdings as defined in section 4943(c) of the Internal Revenue Code, or the corresponding section of any future federal tax code; or
- (e) make any investments in a manner as to subject it to tax under section 4944 of the Internal Revenue Code, or the corresponding section of any future federal tax code; or
- (f) make any taxable expenditures as defined in section 4945 of the Internal Revenue Code, or the corresponding section of any future federal tax code; or
- (g) provide commercial-type insurance as a substantial part of the Corporation activities.

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.

The Corporation shall 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, or the corresponding section of any future federal tax code.

Sixth: Since the Corporation is a not for profit, there are no shares for the Corporation.

Seventh: The registered agent for the Corporation shall be as follows:

Robert E. Duncan
1707 Divot Lane
Sebring, FL 33872

Eighth: Upon the dissolution of the corporation, 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 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.

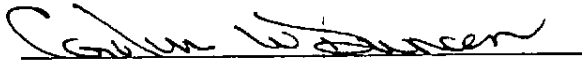
Ninth: The method of election for the directors shall be provided for in the Duncan Family Foundation, Inc., corporate bylaws.

Tenth: This Amendment and Restatement was approved and ratified by the Directors of the Corporation at the Organizational Meeting of the Directors dated August 6, 2017. ^{members}

In witness whereof, we have hereunto subscribed our names this 17th day of October, 2017.



Robert E. Duncan,
President/Treasurer
Duncan Family Foundation, Inc.



Caroline W. Duncan,
Secretary
Duncan Family Foundation, Inc.