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FILED
2019 JUL 23 AM 8:54
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

N. SAMS

AUG 07 2019

COVER LETTER

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

SUBJECT: BREVARD AUTISM COALITION, 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: JOSEPH WERNER
Name (Printed or typed)

1800 PENN STREET SUITE 12
Address

MELBOURNE, FL 32901
City, State & Zip

321-768-6800
Daytime Telephone number

childandfamily@cfl.r.com
E-mail address: (to be used for future annual report notification)

**ARTICLES OF INCORPORATION
OF
BREVARD AUTISM COALITION INC.
A Florida Not for Profit Corporation**

FILED
2019 JUL 23 AM 8:54
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

**ARTICLE I
Name**

The name of the Corporation is BREVARD AUTISM COALITION, INC

**ARTICLE II
Principal Office and Mailing Address**

The location of the principal office of the Corporation is 1800 Penn Street, Suite 12, Melbourne, FL 32901, and the mailing address of the Corporation is the same. The location of the principal office and mailing address shall be subject to change as may be provided in bylaws duly adopted by the Corporation.

**ARTICLE III
Registered Office and Agent**

The address of the Registered Office of the Corporation is 1800 Penn Street, Suite 12, Melbourne, FL 32901, and the Registered Agent at such address is JOSEPH WERNER.

**ARTICLE IV
Purposes**

The Corporation is organized and shall be operated exclusively for charitable, religious and educational purposes within the meaning of Section 501(c) (3) of the Internal Revenue Code of 1986, as amended (or the corresponding provisions of any future United States Internal Revenue Law) (hereinafter the "Internal Revenue Code"); to engage in activities relating to the aforementioned purposes; and to invest in, receive, hold, use and dispose of all property, real or personal, as may be necessary or desirable to carry into effect the aforementioned purposes. Specifically, the activities of the Corporation will include programs and activities related to autism and in support of individuals with autism.

Notwithstanding any other provisions 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 Internal Revenue Code or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code.

ARTICLE V
Powers

The Corporation shall have all powers conferred upon not-for-profit corporations organized under Chapter 617 of the Florida Statutes and any successor provisions thereto now enacted or hereafter amended but shall exercise such powers only in fulfillment of its above stated purposes.

The Corporation shall not engage in any of the following activities:

- (1.) The Corporation shall not participate in, or intervene in (including the publishing or distributing of statements), any political campaign on behalf of (or in opposition to) any candidate for public office.
- (2.) No substantial part of the activities of the Corporation shall consist of carrying on propaganda, or otherwise attempting, to influence legislation; provided, however, that this provision shall not apply to activities consisting of carrying on propaganda or otherwise attempting to influence legislation to the extent the Corporation has made an election pursuant to and remains in compliance with the restrictions of Section 501(h) of the Internal Revenue Code.
- (3.) No dividends shall be paid and no part of the net earnings of the Corporation shall inure to the benefit of any private individuals within the meaning of Section 501(c3) of the Internal Revenue Code.

At any time when the Corporation is or becomes a "private foundation" within the meaning of Section 509(a) of the Internal Revenue Code (the "Code") and Section 617.0835 of the Florida Statutes, the following additional limitations on the Corporation's activities shall apply:

- (1) The Corporation shall distribute, for one or more of the purposes specified in these Articles of Incorporation, for each taxable year, amounts at least sufficient to avoid liability for the tax on undistributed income imposed by Code Section 4942(a).
- (2) The Corporation shall not engage in any act of self-dealing as defined in Code Section 4941(d), which would give rise to any liability for the tax imposed by Code Section 4941(a).
- (3) The Corporation shall not retain any excess business holdings, as defined in Code Section 4943(c), which would give rise to any liability for the tax imposed by Code Section 4943(a).
- (4) The Corporation shall not make any investments in such manner as to subject it to the tax under Code Section 4944.
- (5) The Corporation shall not make any taxable expenditures, as defined in Code Section 4945(d), which would give rise to any liability for the tax imposed by Code Section 4945(a).

ARTICLE VI
No Members

The Corporation shall have no members

ARTICLE VII
Incorporators

The name and address of the Incorporator of this Corporation is:

Name: JOSEPH WERNER

Address: 1800 Penn Street Suite 12
Melbourne, FL 32901

ARTICLE VIII
Board of Directors

The affairs of the Corporation shall be managed by a Board of Directors, subject to any limitations set forth under the laws of the State of Florida, these Articles of Incorporation or the Bylaws of the Corporation. The number and manner of election or appointment of Directors and their terms of office shall be as provided in the Bylaws of the Corporation.

The initial board of Directors of the Corporation shall be:

JOSEPH WERNER
1800 Penn Street Suite 12
Melbourne, FL 32901

ANIELA JAN BOROWSKI MD
4225 Crooked Mile Road
Merritt Island, FL 32952

CAROLINE CAUDILL
1601 Whitman Drive
Melbourne, FL 32904

ARTICLE IX
Dissolution and Liquidation

The Corporation may be dissolved upon the adoption of a plan to dissolve in the manner now or hereafter provided in the Florida Statutes. In the event of dissolution of the Corporation, no liquidating or other dividends and no distribution of property owned by the Corporation shall be declared or paid to any private individuals, but the net assets of the Corporation shall be distributed as follows:

- (1) All liabilities and obligations of the Corporation shall be paid, satisfied and discharged, or adequate provision shall be made therefor;
- (2) Remaining assets shall be distributed to one or more organizations describe in Section 501(c)(3) of the Internal Revenue Code, as determined in the plan to dissolve adopted in the manner set forth above in this Article IX.

ARTICLE X
Amendment

These Articles may be amended in the manner now or hereafter provided in the Florida Statutes.

IN WITNESS WHEREOF, the undersigned has as of 27 day of June, 2019, made and subscribed to these Articles of Incorporation for the purpose of forming a corporation pursuant to the laws of the State of Florida.


JOSEPH WERNER, Incorporator

FILED
2019 JUL 23 AM 8:54
SECRETARY OF
TALLAHASSEE COUNTY

**ACCEPTANCE OF APPOINTMENT
BY REGISTERED AGENT**

The undersigned, HAVING BEEN NAMED IN Article III of the foregoing Articles of Incorporation as Registered Agent at the office designated therein, hereby accepts such appointment and agrees to act in such capacity. The undersigned hereby states that it is familiar with, and accepts, the obligations set forth in Section 617.0501, Florida Statutes, and the undersigned will further comply with any other provisions of law made applicable to it as Registered Agent of the Corporation.

DATED, this 27 day of June, 2019.

REGISTERED AGENT:


JOSEPH WERNER

**ARTICLES OF INCORPORATION
OF
BREVARD AUTISM COALITION INC.**
A Florida Not for Profit Corporation

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Address: 1800 Penn Street Suite 12
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IN WITNESS WHEREOF, the undersigned has as of 27 day of June, 2019, made and subscribed to these Articles of Incorporation for the purpose of forming a corporation pursuant to the laws of the State of Florida.


JOSEPH WERNER, Incorporated

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

2019 JUL 23 AM 8:54

FILED

**ACCEPTANCE OF APPOINTMENT
BY REGISTERED AGENT**

The undersigned, HAVING BEEN NAMED IN Article III of the foregoing Articles of Incorporation as Registered Agent at the office designated therein, hereby accepts such appointment and agrees to act in such capacity. The undersigned hereby states that it is familiar with, and accepts, the obligations set forth in Section 617.0501, Florida Statutes, and the undersigned will further comply with any other provisions of law made applicable to it as Registered Agent of the Corporation.

DATED, this 27 day of June, 2019.

REGISTERED AGENT:


JOSEPH WERNER