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Account Number : 072262000447  
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Email Address: MJPOSNER@WARDAMONPOSNER.COM

FLORIDA PROFIT/NON PROFIT CORPORATION  
SAFETY 4 LIFE FOUNDATION, INC.

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Help

2021 JUN -1 AM 9:48

2021 JUN -1 PM 1:04

Fax Audit No.: H21000217009 3

**ARTICLES OF INCORPORATION OF  
SAFETY 4 LIFE FOUNDATION, INC.**

The undersigned acting as President and Secretary under the Florida not for profit Corporation Act, adopts the following Amended and Restated Articles of Incorporation for such Corporation:

**ARTICLE I NAME**

The name of this Corporation is Safety 4 Life Foundation, Inc. For convenience, Safety 4 Life Foundation, Inc. is hereinafter referred to as the "Foundation."

**ARTICLE II DURATION AND COMMENCEMENT**

The duration of the Foundation shall be perpetual, and the commencement of the corporate existence shall be as of the time of filing of the Articles of Incorporation.

**ARTICLE III PURPOSES, NATURE AND POWERS**

The purpose for which the Foundation is organized, and the general nature of the activities shall be:

- a. This is a non-stock, not for profit corporation organized solely for the public interest of its members, pursuant to Florida Statutes, Chapter 617.
- b. This Foundation shall not engage in any activity for pecuniary profit.
- c. The Foundation 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 of 1954 (or the corresponding provision of any future federal tax code).
- d. The Foundation is organized to engage in activities as a private Foundation under Section 501(c)(3) of the Internal Revenue Code (or the corresponding provision of any future federal tax code) including, without limitation, a charity created

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Fax Audit No.: H21000217009 3

Fax Audit No.: H21000217009 3

to save young lives through the creation of unique educational opportunities to be safe on and off the road.

e. No part of the net earnings of the Foundation shall inure to the benefit of, or be distributable to, its members, directors, officers, or other private persons, except that the Foundation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the exempt purposes set forth herein. No substantial part of the activities of the Foundation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Foundation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of these articles, the Foundation shall not carry on any other activities not permitted to be carried on:

(1) by a Foundation exempt from Federal Income Tax under Section 501(c)(3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future federal tax code); or

(2) by a Foundation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code of 1954 (or the corresponding provision of any future federal tax code).

f. The Foundation will endeavor to 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.

g. The Foundation will not 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.

h. The Foundation will not 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.

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JUN 1 2021  
AM 9:48

Fax Audit No.: H21000217009 3

i. The Foundation will not 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.

j. The Foundation will not make any taxable expenditures as defined in Section 4945(d) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

#### ARTICLE IV MEMBERSHIP AND ADMISSION

Membership and manner of admission of members of the Foundation shall be as set forth in the By-Laws of the Foundation.

#### ARTICLE V DISTRIBUTION OF ASSETS ON DISSOLUTION

Upon the dissolution of the Foundation, the Board of Directors shall, after paying or making provision for the payment of all of the liabilities of the Foundation, dispose of all of the assets of the Foundation to any successor not for profit corporation providing substantially the same permitted uses as this Foundation created within six (6) months of such dissolution, and if such organization does not timely exist, then to a Jewish or Israeli based organization supporting the goals of the Foundation, exclusively for the purposes of the Foundation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) of the Internal Revenue Code of 1954, or other corresponding provision of any future United States Law, as the Board of Directors shall determine. Any such assets not so disposed of shall be disposed of by the Circuit Court in and for Palm Beach County, Florida, or such other Circuit Court in which the principal office of the Foundation 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 VI DIRECTORS

A. Number of Directors: The property, business and affairs of the Foundation shall be managed by a Board of Directors, which shall consist of as many persons as the Board of Directors shall from time to time determine but not less than three (3), or more than five (5) persons.

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Fax Audit No.: H21000217009 3

B. Election of Directors. Election of Directors of the Foundation shall be as set forth in the By-Laws of the Foundation.

C. Original Board of Directors: The names and addresses of the first Board of Directors of the Foundation are as follows:

Brian LaBovick	5220 Hood Road, Suite 200 Palm Beach Gardens, FL 33418
Paula Sabalain	5220 Hood Road, Suite 200 Palm Beach Gardens, FL 33418
Tonya Vandenheuvel	5220 Hood Road, Suite 200 Palm Beach Gardens, FL 33418
Esther Uria Labovick	5220 Hood Road, Suite 200 Palm Beach Gardens, FL 33418
Tara Applebaum	5220 Hood Road, Suite 200 Palm Beach Gardens, FL 33418

2021 JUN -1 AM 9:48

#### ARTICLE VII OFFICERS

A. Subject to overall supervision of the Board of Directors of the Foundation and to any special provisions of the By-Laws of the Foundation, the affairs of the Foundation are to be managed by the following officers (who will be elected at the annual meeting of the said Board of Directors to be held at such time as may be determined by the By-Laws):

A. President, Chief Operating Officer, one or more Vice Presidents; Secretary; and Treasurer. The office of Secretary and Treasurer may be held by one (1) person.

B. The names of the persons to serve as officers until the first election of officers are as follows:

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Florida Bar No: 525685

Fax Audit No.: H 210002170093

<u>Office</u>	<u>Name</u>
President	Brian LaBovick
Vice-President	Paula Sabalain
Treasurer	Tonya <del>Van Den Heuvel</del> Vandenheuvel
Secretary	Esther Uria Labovick
Executive Director:	Tara Applebaum

ARTICLE VII BY-LAWS

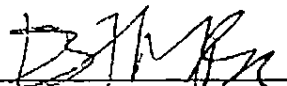
The Board of Directors shall adopt By-Laws consistent with these Articles of Incorporation. Such By-Laws may be altered, amended, or repealed by the Membership in the manner set forth in the By-Laws.

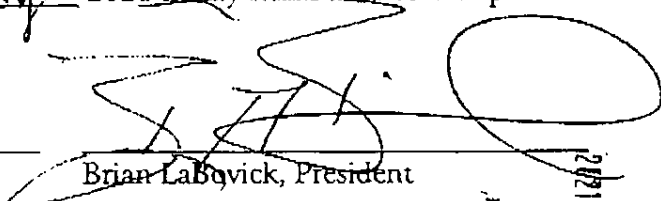
ARTICLE IX REGISTERED OFFICE, AGENT AND ADDRESS

The registered office of this Foundation shall be at 4420 Beacon Circle, Suite 100, West Palm Beach, Florida 33407 with the privilege of having its office and branch offices at other places within or without the State of Florida. The registered agent at that address shall be Ward Damon Business Services, LLC. The principal office of the Foundation shall be at 5220 Hood Road, Suite 200, Palm Beach Gardens, FL 33418.

IN WITNESS WHEREOF, the said President and Secretary have hereunto set their hand and seal this 27 day of May 2021 in any number of counterparts.

Attest:

  
 Esther Uria Labovick, Secretary

  
 Brian LaBovick, President

(Not for Profit Corporate Seal)

STATE OF FLORIDA )

) ss:

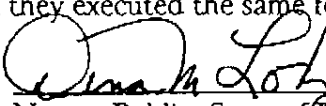
COUNTY OF PALM BEACH )

I HEREBY CERTIFY that on this 27<sup>th</sup> day of May 2021, sworn to and subscribed before me, an officer duly authorized in the State and County aforesaid to

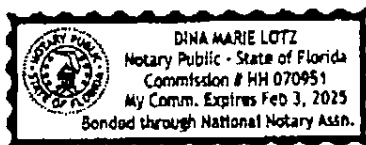
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 4420 Beacon Circle  
 West Palm Beach, FL 33407  
 Florida Bar No: 525685

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take acknowledgements, by means of ☒ physical presence or ☐ online notarization,  
Brian LaBovick, President and Esther Uria Labovick, Secretary ☒ to me known to be  
the persons described in or ☐ who have produced N/A  
and N/A as identification and who executed the foregoing  
instrument and acknowledged before me that they executed the same for the purposes  
therein expressed.

  
Notary Public, State of Florida at Large

My Commission Expires:



2021 JUN -1 AM 9:49

10:30

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Fax Audit No.: H 21000 217 009 3

Fax Audit No.: H21000217009 3


**CERTIFICATE DESIGNATING PLACE OF  
BUSINESS OR DOMICILE FOR THE SERVICE  
OF PROCESS WITHIN THIS STATE NAMING  
AGENT UPON WHOM PROCESS MAY BE SERVED**

**ACKNOWLEDGMENT:**

Having been named to accept service of process for Safety 4 Life Foundation, Inc., at the initial registered office of the Foundation in this State designated in its Articles of Incorporation, I hereby accept to act in this capacity and agree to comply with the provisions of Section 617.0503 Florida Statutes.

Date: June 1, 2021.

Ward Damon Business Services, LLC

By:   
Michael J Posner, Manager

c:\mjpllabovick, brian\articles of incorporation.doc

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