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SECRETARY OF STATE

# ARTICLES OF INCORPORATION

The undersigned, a majority of whom are citizens of the United States of America, desiring to form a Non-Profit Corporation under the laws of Florida, do hereby certify the following:

## **ARTICLE I - NAME**

The name of the corporation shall be: the Florida Post Conviction Initiative Incorporated.

## ARTICLE II - PRINCIPAL OFFICE

The principal street address is: 4617 West Bellarose Street Tallahassee, Florida 32305.

The principal mailing address is: 2800 South Adams Street Tallahassee, Florida 32314-7676

## **ARTICLE III - PURPOSE**

The purpose of the Florida Post Conviction Initiative Incorporated (herein referred to as the FPCI Inc.) is to educate the public about the federal and Florida postconviction process while providing affordable assistance with available postconviction remedies.

## **ARTICLE IV - ELECTIONS**

Officers shall be elected bi-annually on July 1st by a quorum and/or three-member vote by the board of directors. Directors shall be elected by quorum and/or three-member vote by the board through secret ballot. Special elections of directors can be called by the chair of the board at any time.

## ARTICLE V - INITIAL OFFICERS AND/OR DIRECTORS

A. Eugene Earl Mack Jr. - Chair of the Board of Directors and Chief Executive Officer of FPCI Inc.

His residence is at 4617 West Bellarose Street Tallahassee, Florida 32305.

B. Louis Byron Niles – Vice Chair of the Board of Directors and Chief Operating Officer of FPCI Inc.

His residence is at 2168 Salt Myrtle Lane Fleming Island, Florida 32003.

C. William Collins – Secretary of the Board of Directors and Chief Financial Officer FPCI Inc.

His residence is at 5211 White Egret Lane Lakeland, Florida 33811.

## ARTICLE VI - REGISTERED AGENT

## Eugene Earl Mack Jr

4617 West Bellarose Street Tallahassee, Florida 32305.

SECRETARY OF STATE TALLAHASSEE, FL

ARTICLE VII - INCORPORATOR

## **ARTICLE VII - INCORPORATOR**

Eugene Earl Mack Jr 4617 West Bellarose Street Tallahassee, Florida 32305.

## ARTICLE VIII - EARNINGS OF THE CORPORATION

No part of the net earnings of **FPCI Inc** shall inure to the 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 III hereof.

### **ARTICLE IX - PERMITTED ACTIVITIES**

No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and **FPCI 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 provisions of these articles, **FPCI 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 sections of and Florida State law or future federal tax codes or Florida State law, or (b) by a corporation, contributions to which are deductible under section 171(c)(2) of the Internal Revenue Code or the corresponding sections of and Florida State law or future federal tax codes or Florida State law. Notwithstanding any other provisions 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 purpose of this corporation.

#### ARTICLE X - DISSOLUTION OF FPCI INC.

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 the Florida State Government, or the Leon County Government, or to the Tallahassee City government, for a public purpose. Any such assets not so disposed of shall be disposed of by a Court of Competent Jurisdiction in and for the Second Judicial Circuit of Leon County, 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 VIII - EFFECTIVE DATE**

The effective date for **FPCI Inc.** shall be August 1, 2023.

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.

Required Signature of Registered Agent

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 thirddegree felony as provided for in §817.155 F.S.

Required Signature of Incorporator