

N/30088

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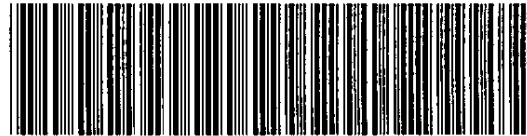
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FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
10 AUG 27 AM 10:39

*Amen*  
C.COULLIETTE

AUG 30 2010

EXAMINER



August 8, 2010  
regulatory Specialist  
FL. Department of State  
Div. of Corporations  
P.O. Box 6327  
Tallahassee, FL 32314

Subject: HINDU SAMAJ INC.  
Document Number: N30088

Dear sir,

Please find enclosed Amended Articles of Incorporation of HINDU SAMAJ INC.  
Amendments adopted pertain only to:

1) Article #4 -Page 2

This is the only amendment adopted by Board of Directors, also called Director Trustees.  
By this letter I am giving you my permission to make the necessary corrections so as to  
reflect the changes to articles of Amendment, of the Articles of Incorporation of Hindu  
Samaj inc.

Thank you,

Sincerely yours,

Bhogi Lal D. Patel  
President, Hindu Samaj Inc.

*att # 1356 for \$35.00 & enclosed*

311 East Palm Ave. • Tampa FL 33602 • Phone: (813) 221-4482 • (813) 221-GITA  
[WWW.SANATANMANDIRTAMPA.COM](http://WWW.SANATANMANDIRTAMPA.COM)

HINDU SAMAJ INC. DBA SANATAN MANDIR A Non Profit Organization 501(c)3, FRI # 65-0103866

**COVER LETTER**

**TO:** Amendment Section  
Division of Corporations

**NAME OF CORPORATION:** HINDU SAMAJ INC

**DOCUMENT NUMBER:** N 30088

The enclosed *Articles of Amendment* and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

PAWAN K. RATTAN  
(Name of Contact Person)

HINDU SAMAJ INC  
(Firm/ Company)

612 E DAVIS BLVD.  
(Address)

TAMPA FL 33606  
(City/ State and Zip Code)

DR. RATTAN@GMAIL.COM.  
E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

PAWAN K. RATTAN at ( 813 ) 251-1996  
(Name of Contact Person) (Area Code & Daytime Telephone Number)

Enclosed is a check for the following amount made payable to the Florida Department of State:

☒ \$35 Filing Fee

☐ \$43.75 Filing Fee &  
Certificate of Status

☐ \$43.75 Filing Fee &  
Certified Copy  
(Additional copy is  
enclosed)

☐ \$52.50 Filing Fee  
Certificate of Status  
Certified Copy  
(Additional Copy  
is enclosed)

**Mailing Address**

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

**Street Address**

Amendment Section  
Division of Corporations  
Clifton Building  
2661 Executive Center Circle  
Tallahassee, FL 32301

Articles of Amendment  
to  
Articles of Incorporation  
of

HINDU SAMAJ, INC.  
(Name of Corporation as currently filed with the Florida Dept. of State)

N-30088  
(Document Number of Corporation (if known))

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
10 AUG 27 AM 10:39

Pursuant to the provisions of section 617.1006, Florida Statutes, this *Florida Not For Profit Corporation* adopts the following amendment(s) to its Articles of Incorporation:

**A. If amending name, enter the new name of the corporation:**

N/A  
The new name must be distinguishable and contain the word "corporation" or "incorporated" or the abbreviation "Corp." or "Inc." "Company" or "Co." may not be used in the name.

**B. Enter new principal office address, if applicable:**  
(Principal office address MUST BE A STREET ADDRESS)

N/A

**C. Enter new mailing address, if applicable:**  
(Mailing address MAY BE A POST OFFICE BOX)

N/A

**D. If amending the registered agent and/or registered office address in Florida, enter the name of the new registered agent and/or the new registered office address:**

Name of New Registered Agent:

N/A

New Registered Office Address:

(Florida street address)

(City)

Florida

(Zip Code)

**New Registered Agent's Signature, if changing Registered Agent:**

N/A  
I hereby accept the appointment as registered agent. I am familiar with and accept the obligations of the position.

\_\_\_\_\_  
Signature of New Registered Agent, if changing

(Attach additional sheets, if necessary)

<u>Title</u>	<u>Name</u>	<u>Address</u>	<u>Type of Action</u>
_____	_____	_____	<input type="checkbox"/> Add
		_____	<input type="checkbox"/> Remove
		_____	
_____	_____	_____	<input type="checkbox"/> Add
		_____	<input type="checkbox"/> Remove
		_____	
_____	_____	_____	<input type="checkbox"/> Add
		_____	<input type="checkbox"/> Remove
		_____	

(attach additional sheets, if necessary). (Be specific)

See Attached  
ONLY CHANGE IN ARTICLE #4 Page #2

The date of each amendment(s) adoption: July - 29 - 2010

Effective date if applicable: AUGUST - 1 - 2010  
(date of adoption is required)  
(no more than 90 days after amendment file date)

Adoption of Amendment(s) (CHECK ONE)

- ☐ The amendment(s) was/were adopted by the members and the number of votes cast for the amendment(s) was/were sufficient for approval.
- ☒ There are no members or members entitled to vote on the amendment(s). The amendment(s) was/were adopted by the board of directors.

Dated 8/8/2010

Signature B. Patel  
(By the chairman or vice chairman of the board, president or other officer-if directors have not been selected, by an incorporator - if in the hands of a receiver, trustee, or other court appointed fiduciary by that fiduciary)

BHOGILAL D. PATEL  
(Typed or printed name of person signing)

PRESIDENT  
(Title of person signing)

**ARTICLES OF AMENDMENT  
OF  
HINDU SAMAJ, INC.**

Hindu Samaj, Inc. (the "Corporation"), a corporation organized and existing under chapter 617, Florida Statutes entitled "Florida Not For Profit Act" (the "Act"), does hereby certify:

I. The Corporation, pursuant to the provisions of Florida Statute Section 617.1006 entitled "Restated Articles of Incorporation" (the "Restated Articles"), filed these Restated Articles, which Restated Articles accurately restate and integrate the Articles of Incorporation of the Corporation filed on January 9, 1989 and all amendments thereto that are in effect to date.

II. The amendments made by these Restated Articles have been effected in conformity with the provisions of the Act, were duly approved and adopted by consent of the Corporation's Board of Directors on July 29, 2010, and the unanimous vote cast for the amendment contained herein was sufficient for approval of such amendment. The amendments and the adoption of these Restated Articles by the Corporation's Board of Directors were made without member action as member action was not required under the Articles of Incorporation or the Act.

III. The original Articles of Incorporation and all amendments and supplements thereto are hereby superseded by the Restated Articles, which are as follows:

The undersigned, for the purpose of forming a nonprofit corporation under the Florida Not For Profit Corporation Act, Florida Statutes Chapter 617, does hereby make and adopt the following Articles of Incorporation:

**Article 1. Name.** The name of the Corporation is as follows:  
HINDU SAMAJ, INC.

**Article 2. Address.** The address of the principal office and the mailing address of the Corporation is 612 E. Davis Blvd., Tampa, Florida, 33606.

**Article 3. Registered Office and Agent.** The street address of the Registered Office of the Corporation is 612 E. Davis Blvd, Tampa, Florida, 33606, and the name of its Registered Agent at that address is Pawan K. Rattan.

**Article 4. Board of Directors. (AMENDED)** The Corporation shall be managed by, and all affairs of the Corporation shall be governed by, the Board of Directors. Board of Directors, will also be Trustees, and shall be called Director Trustees.

A) There will be three categories of Director Trustees.

a) Patron Director Trustees: These include those that have donated the building or given adjoining land or at least, One Hundred Thousand US dollars (\$100,000.00) They will have a term of Ten (10) years. They can renew their term and or may assign some one on their behalf, for a designated time period. b) Senior Director Trustees: They include devotees with special devotion to the cause of Hindu Samaj Inc. Their Term is Five (5) years and consist of Three(3) individuals .c) Director Trustees: Those devotees that help in the day to day management , help in Fundraising and other activities of the Hindu Samaj. Their term is Two (2) Years , except during construction or renovation period, when it will be Three (3) Years and consist of Three (3) individuals.

Three (3) Patron Trustees are: Pawan K. Rattan, Veena Rattan and Sita Ram Rattan.

B) Director Trustees will nominate with a simple majority vote, devotees to a BOARD OF TRUSTEES, that meet the requirement as outlined in the By-Laws, duly approved by the Director Trustees.

BOARD OF TRUSTEES, will be custodians of the assets of Hindu Samaj inc, and will have an ADVISORY role on various issues, including nomination of future Director Trustees, except Patron Director Trustees.

Thereafter, the Director Trustees shall be elected in the manner and at the times set forth in the Bylaws. The number of Directors may be increased or decreased from time to time in the manner specified in the Bylaws of the Corporation, but the Corporation may never have fewer than three (3) Directors.



**Article 5. Members.** The Corporation may have Members, however, exclusively the Board of Directors shall govern the Corporation. Unless otherwise provided in these Articles of Incorporation or in the Bylaws of the Corporation, the Members are not entitled to vote on any matter pertaining to the Corporation.

**Article 6. Not For Profit; Purpose.** The Corporation is organized for religious, charitable, scientific, literary, and educational purposes within the meaning of Section 501(c) (3) of the United States Internal Revenue Code of 1986 (as from time to time amended, and to the corresponding provisions of any similar law subsequently enacted, hereinafter referred to as the "Code"). The Corporation is a not for profit corporation under Chapter 617, Florida Statutes. The Corporation is not formed for pecuniary profit. No part of the income or assets of the Corporation is distributable to or for the benefit of its Directors, Directors or Officers, except to the extent permissible under these Articles, under law and under Section 501(c)(3) of the Code. If the Corporation ever has members, no member shall have any vested right, interest or privilege in or to the assets, income, or property of the Corporation and no part of the income or assets of the Corporation shall be distributable to or for the benefit of its members, except to the extent permissible under these Articles, under the law and under Section 501(c)(3) of the Code.

The purposes of the Corporation shall further be to provide a place of worship and instruction in the Hindu faith, open to all persons, to actively promote civic and social welfare, advance the theological interests of people of all religious backgrounds and denominations, maintain property, employ a staff, and exercise such powers as are granted to the Corporation pursuant to Chapter 617, Florida Statutes.

**Article 7. Duration.** The duration (term) of the Corporation is perpetual.

**Article 8. Purposes.** The Corporation is organized as a not-for-profit corporation, and shall be operated exclusively for religious, charitable, scientific, literary and educational purposes within the meaning of Section 501(c)(3) of the Code.

**Article 9. Powers.** Solely for the foregoing Purposes, the Corporation shall have the following powers:

A. To exercise all rights and powers conferred by the laws of the state of Florida upon nonprofit corporations, including but not limited to those set forth in Florida Statutes Chapter 617 and the following powers: to acquire by bequest, devise, gift, grant, donation, contribution, purchase, lease or otherwise any property of any sort or nature without limitation as to its amount or value, and to hold, invest, reinvest, manage, use, apply, employ, sell, expend, disburse, loan, lease, mortgage, convey, option, donate, or otherwise dispose of such property and the income, principal and proceeds of such property.

B. To engage in and transact any other lawful activity, solely in furtherance of the foregoing Purposes, for which nonprofit corporations may be incorporated under the Florida Not For Profit Corporation Act, and any successor or amendment to said Act.

C. To do such other things as are incidental to the powers of the Corporation or necessary or desirable in order to accomplish the Purposes of the Corporation.

D. To modify any restriction or condition on the distribution of funds for any specified charitable purpose or to specified organizations, if in the sole judgment of the Board of Directors (without the approval of any trustee, custodian, or agent), such restriction or condition becomes, in effect, unnecessary, incapable of fulfillment, or inconsistent with the charitable needs of the areas served by the corporation, notwithstanding any conflicting formal or informal understanding or any provision in any instrument that creates or adds a fund or trust to the corporation or evidences any gift, bequest, or devise to the corporation or such fund or trust.

E. To replace any participating trustee, custodian, or agent for breach of fiduciary duty under the laws of the State of Florida or for failure to produce reasonable return of net income (or appreciation when not inconsistent with the Corporation's need for current income) with due regard to safety of principal, over a reasonable period of time, as determined by the Board of Directors. Upon the exercise of the power to replace any participating trustee, custodian, or agent, the Board of Directors shall have the power

to select a successor trustee, custodian, or agent to whose custody the fund or funds held by the former trustee, custodian, or agent shall be transferred.

1. In determining whether there is a reasonable return of net income there shall be excluded from such determination such assets as are held for the active conduct of this community trust's exempt activities; and such determination shall be made separately with respect to each restricted fund and shall be made in the aggregate with respect to the unrestricted funds of this community trust. A "restricted fund" shall mean a fund, any income of which has been designated by the donor of the gift or bequest to which such income is attributable as being available only for the use or benefit of a named charitable organization or agency or for the use or benefit of a particular class of charitable organizations or agencies, the members of which are readily ascertainable and are less than five in number.

2. If it appears that there may be grounds for exercising the powers described herein with respect to any fund the Board of Directors shall notify the participating trustee, custodian, or agent involved and provide a reasonable opportunity for explanation and/or correction. Before exercising this power, the Board of Directors may seek advice of legal counsel as to whether a breach or failure has been committed under the laws of the State of Florida. The Board of Directors shall exercise a power described in the Article only upon the vote of a two-thirds majority of the members of the Board of Directors.

**Article 10. Tax Exempt Status.** It is intended that the Corporation shall have and continue to have the status of a corporation that is exempt from federal income taxation under Section 501(a) of the Code as an organization described in Section 501(c)(3) of the Code. Therefore, notwithstanding any other provisions of these Articles, the Corporation shall not carry on any activities not permitted by an organization exempt under Section 501(c)(3) of the Code and the Treasury Regulations promulgated thereunder or by an organization, contributions to which are deductible under Section 170(c)(2) of the Code and the Treasury Regulations promulgated thereunder. These articles shall be limited accordingly. The Corporation shall not attempt to influence

legislation or participate or intervene in any political campaign on behalf of or in opposition to any candidate for public office.

**Article 11. Additional Limitations and Requirements.** No part of the net earnings of the Corporation shall inure directly or indirectly to the benefit of or be distributable to its members (if the Corporation ever has any), Directors, Directors or Officers, but 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 herein.

**Article 12. Dissolution.** Upon the dissolution of the Corporation, the Board of Directors shall distribute all of the assets of the Corporation exclusively for religious, charitable, scientific, literary, or educational purposes in such a manner and to such qualified organization or organizations, as the Board of Directors shall determine. Any of such assets not so distributed shall be distributed in accordance with the direction of any court having jurisdiction in the county in which the principal office of the Corporation is then located, exclusively for the aforesaid purposes of the Corporation or to such qualified organization or organizations as said court shall determine. For purposes of this operated exclusively for the purposes described in Section 170(c)(1) or 170(c)(2)(B) of the Code and is described in Section 509(a)(1), (2) or (3) of the Code.

**Article 13. Officers.** The Officers of the Corporation may consist of a President, one or more Vice Presidents, a Secretary, a Treasurer, and such other Officers and Assistant Officers as may be provided for in the Bylaws or by resolution of the Board of Directors. Each Officer shall be elected by majority vote of the Board of Directors (and may be removed by majority vote of the Board of Directors) at such time and in such manner as may be prescribed by the Bylaws or by law.

**Article 14. Bylaws.** The Bylaws of the Corporation are to be made and adopted by majority vote of the Board of Directors, and may be altered, amended or rescinded by majority vote of the Board of Directors.

**Article 15. Amendment.** The Corporation reserves the right to amend or repeal any provision contained in these Articles of Incorporation or any amendment to them by majority vote of the Board of Directors, except matters related to the sale of land or building and any change in "The fundamental purpose of Hindu Samaj Inc" that must have approval by two third(2/3)of Patron Director Trustees.

**Article 16. Indemnification and Civil Liability Immunity.** The Corporation shall indemnify each Trustee, Director and Officer, including former Directors, Directors and Officers, to the fullest extent allowed by law, including but not limited to Florida Statutes Chapter 617. It is intended that the Corporation be an organization the Officers, Directors and Directors of which are immune from civil liability to the extent provided under Florida Statutes Chapter 617 and other similar laws.

The undersigned, as the duly authorized President of the Corporation, has executed these Restated Articles this 29th day of July, 2010 after these Restated Articles were approved by a unanimous vote of the Directors then in office on 29th July 2010, 2010.

Witness By Pawan K. Rattan  
PAWAN K. RATTAN

Hindu Samaj Inc.  
Bhogi Lal D. Patel  
Bhogi Lal D. Patel.,  
President