

# N 95000001688

\_\_\_\_ LINSKY & REIBER \_\_\_\_\_  
\_\_\_\_ Twigg's Legal Center, Suite 200 \_\_\_\_\_  
\_\_\_\_ 601 East Twigg's \_\_\_\_\_  
\_\_\_\_ Tampa, Florida 33602 \_\_\_\_\_

OFFICE USE ONLY

CORPORATION NAME(S) & DOCUMENT NUMBER(S) (if known):

500001440635  
-03/27/95--01095--013  
\*\*\*\*122.50 \*\*\*\*122.50

1. \_\_\_\_\_  
(Corporation Name) (Document #)
2. \_\_\_\_\_  
(Corporation Name) (Document #)
3. \_\_\_\_\_  
(Corporation Name) (Document #)
4. \_\_\_\_\_  
(Corporation Name) (Document #)

- ☐ Walk in ☐ Pick up time \_\_\_\_\_ ☐ Certified Copy  
☐ Mail out ☐ Will wait ☐ Photocopy ☐ Certificate of Status

| NEW FILINGS              |                   |
|--------------------------|-------------------|
| <input type="checkbox"/> | Profit            |
| <input type="checkbox"/> | NonProfit         |
| <input type="checkbox"/> | Limited Liability |
| <input type="checkbox"/> | Domestication     |
| <input type="checkbox"/> | Other             |

| AMENDMENTS               |                                       |
|--------------------------|---------------------------------------|
| <input type="checkbox"/> | Amendment                             |
| <input type="checkbox"/> | Resignation of R.A., Officer/Director |
| <input type="checkbox"/> | Change of Registered Agent            |
| <input type="checkbox"/> | Dissolution/Withdrawal                |
| <input type="checkbox"/> | Merger                                |

| OTHER FILINGS            |                  |
|--------------------------|------------------|
| <input type="checkbox"/> | Annual Report    |
| <input type="checkbox"/> | Fictitious Name  |
| <input type="checkbox"/> | Name Reservation |

| REGISTRATION/<br>QUALIFICATION |                     |
|--------------------------------|---------------------|
| <input type="checkbox"/>       | Foreign             |
| <input type="checkbox"/>       | Limited Partnership |
| <input type="checkbox"/>       | Reinstatement       |
| <input type="checkbox"/>       | Trademark           |
| <input type="checkbox"/>       | Other               |

789,626,671  
WFS-6948

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95 APR -6 PM 11:30  
SECRET  
TALLAHASSEE

Examiner's Initials



FLORIDA DEPARTMENT OF STATE  
Sandra B. Mortham  
Secretary of State

March 30, 1995

LINSKY & REIBER  
TWIGGS LEGAL CENTER, SUITE 200  
601 EAST TWIGGS  
TAMPA, FL 33602

SUBJECT: DRIVE SMART FLORIDA, INC.  
Ref. Number: W95000006948

We have received your document for DRIVE SMART FLORIDA, INC. and your check(s) totaling \$122.50. However, the enclosed document has not been filed and is being returned for the following correction(s):

Section 617.0202(d), Florida Statutes, requires the manner in which directors are elected or appointed be contained in the articles of incorporation. A statement making reference to the bylaws is acceptable.

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 (904) 487-6973.

AMANDA HERRING  
Document Specialist

Letter Number: 495A00014418

**ARTICLES OF INCORPORATION  
DRIVE SMART FLORIDA, INC.**

The undersigned persons, acting as incorporators of a corporation not for profit under the Florida Not For Profit Corporation Act, as set forth in Chapter 617 of the Florida Statutes, adopt the following Articles of Incorporation for such corporation.

**ARTICLE I**

The name of the corporation is Drive Smart Florida, Inc.

**ARTICLE II**

The duration of the corporation is perpetual.

**ARTICLE III**

a) The specific and primary purpose of the corporation shall be to reduce traffic crash related injuries and fatalities through education and awareness programs. The corporation shall have and may exercise all of the rights, powers and privileges now or hereafter conferred upon corporations organized under the laws of Florida. In addition, the corporation may do everything necessary, suitable or proper for the accomplishment of any Corporate purpose.

b) The general purposes of the corporation is organized exclusively for charitable and educational purposes as will qualify it as an exempt organization within the meaning of section 501(c)(3) of the Internal Revenue Code or corresponding section of any future federal tax code.

**ARTICLE IV**

The street address of the initial registered office of the corporation is 17200 Commerce Park Boulevard, Tampa, Florida 33645. The name of its initial registered agent at such address is Donald F. Dvornik. Principle mailing address of corporation shall be the same.

**ARTICLE V**

The corporation shall have no members, but shall be governed by a board of directors. The number of directors, and the manner in which the directors are elected or appointed shall be fixed by the bylaws.

**ARTICLE VI**

No part of the net earnings of the corporation shall inure to the benefit of or be distributable to its directors, 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 of the Third Article. No substantial

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TALLAHASSEE, FLORIDA

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

#### ARTICLE VII

The name and address of each incorporators are:

Donald F. Dvornik  
17200 Commerce Park Boulevard  
Tampa, Florida 33647

Karen M. Braculer  
17200 Commerce Park Boulevard  
Tampa, Florida 33647

a) The corporation shall indemnify, to the extent permitted by law, any person who is or was a director, officer, agent, fiduciary or employee of the corporation against any claim, liability or expense arising against or incurred by such person as a result of actions reasonably taken by him or her at the direction of the corporation. The corporation shall further have the authority to the full extent permitted by law to indemnify its directors, officers agent, fiduciaries and employees against any claim, liability or expense arising against or incurred by them in all other circumstances and to maintain insurance providing such indemnification.

b) No director of this corporation shall have any personal liability for monetary damages to the corporation for breach of his or her fiduciary duty as a director except that this provision shall not eliminate or limit the liability of a director to the corporation for monetary damages for (1) any breach of the director's duty of loyalty to the corporation, (2) acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of the law, or (3) any transaction from which the director derives any improper personal benefit.

#### ARTICLE VIII

Subject to the limitations contained in the bylaws and any limitations set forth in the Not For Profit Corporation Act of Florida described above, the bylaws of this corporation may be made, altered, rescinded, added to, or new bylaws may be adopted, either by a resolution of the board of directors or by following the procedures set forth therefor in the bylaws.

## ARTICLE IX

Upon the dissolution or winding up of this corporation, its assets remaining after payment, or provision for payment, of all debts and liabilities of the corporation, shall be distributed to a not for profit fund, foundation, or corporation which is organized and operated exclusively for charitable purposes and which has established its tax exempt status under Section 501(c)(3) of the Internal Revenue Code of 1986, or corresponding provisions of any subsequent federal tax laws.

We, the undersigned being the incorporators of this corporation, for the purpose of forming this not for profit corporation by the laws of Florida, have executed these articles of incorporation on the 24 day of March, 1995.

DRIVE SMART FLORIDA, INC.

Donald F. Dvornik  
Donald F. Dvornik, Incorporator

Karen M. Braeuler  
Karen M. Braeuler, Incorporator

STATE OF FLORIDA  
COUNTY OF HILLSBOROUGH

THE FOREGOING INSTRUMENT was acknowledged before me this 23 day of March, 1995, by Donald F. Dvornik, as Incorporator. He is personally known to me CBW or has produced \_\_\_\_\_ as identification.

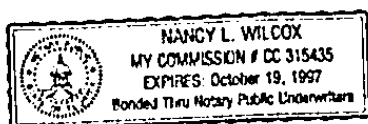


OFFICIAL SEAL  
Christina Blythe-Weber  
My Commission Expires  
Sept. 1, 1996  
Comm. No. CC 225043

Christina Blythe-Weber  
Notary Public, State of Florida  
My Commission Expires:

STATE OF FLORIDA  
COUNTY OF HILLSBOROUGH

THE FOREGOING INSTRUMENT was acknowledged before me this 24 day of March, 1995, by Karen M. Braeuler as Incorporator. She is personally known to me or has produced Florida Driver's License as identification.



Nancy L. Wilcox  
Notary Public, State of Florida  
My Commission Expires

**CERTIFICATE OF DESIGNATION REGISTERED  
AGENT/REGISTERED OFFICE**

Pursuant to the provisions of Section 607.0501 or 617.0501, Florida Statutes, the undersigned corporation, organized under the laws of the State of Florida, submits the following statement in designating the registered officer/registered agent, in the State of Florida.

1. The name of the corporation is: Drive Smart Florida, Inc.
2. The name and address of the registered agent and office is:

Donald F. Dvornik  
17200 Commerce Park Boulevard  
Tampa, Florida 33647

Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Donald F. Dvornik  
Signature

March 23, 1995  
Date

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TALLAHASSEE