

Marks and Associates

PROFESSIONAL ASSOCIATION

Attorneys

Jeffrey N. Marks
Melissa K. Rashbaum

1990 N.E. 163rd Street, Suite 205
Miami, Florida 33162-4854

Telephone (305) 940-8652
Facsimile (305) 949-7592
Toll Free (888) 565-6557

6100 Glades Road, Suite 314
Boca Raton, FL 33434-4325

Telephone (561) 487-0624
Facsimile (561) 487-5766

Reply to: Miami ()
Boca Raton ()

April 6, 2000

N99000007214

Secretary of State
Division of Corporations
P.O. Box 5588
Tallahassee, FL 32314

Re: Estate of the Heart, Inc.

800003208538--5
-04/13/00--01140--001
*****35.00 *****35.00

Dear Ladies and Gentlemen:

Please file the enclosed Articles of Amendment to the Articles of Incorporation of Estate of the Heart, Inc.

Enclosed is a check in the amount of \$35.00 for your fee. Also enclosed is a self-addressed stamped envelope so that you can provide us with proof of the filing.

Thank you.

Very truly yours,

Jeffrey M. Marks (Ch)
JEFFREY N. MARKS

*Amend
4-20-00
PMT*

JNM/cmm

misc.ltr\sosKva

FILED
00 APR 13 PM 3:48
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

**ARTICLES OF AMENDMENT TO THE
ARTICLES OF INCORPORATION OF
ESTATE OF THE HEART, INC.**

FILED
00 APR 13 PM 3:48
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Pursuant to the provisions of Section 617.1002 of the Florida Not For Profit Corporation Act,

Estate of the Heart, Inc. adopts the following Articles of Amendment to its Articles of Incorporation:

1. The name of the corporation is **ESTATE OF THE HEART, INC.**
2. This corporation has three members and each of the three members are on the Board of Directors.
3. The following amendments to the Articles of Incorporation were adopted by the Board of Directors of this corporation on December 10, 2000, without member action, such member action not being required:

ARTICLE XII

The property of this corporation is irrevocably dedicated to charitable and educational purposes, and no part of the net income or assets of this corporation shall ever inure to the benefit of any director, officer, or member thereof, or to the benefit of any private individual.

ARTICLE XIII

Upon dissolution of this corporation, the Board of Directors shall, after paying or making provision for the payment of all of the liabilities of this corporation, dispose of all of the assets to this corporation exclusively for the purposes of this corporation in such manner, or to such

Prepared By:
Jeffrey N. Marks, Esq.
1990 N.E. 163rd Street, Suite 205
Miami, Florida 33162
305-940-8652
Florida Bar Number 156989

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 the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine. Any such assets not so disposed of shall be disposed of by a court of competent jurisdiction in the county in which the principal office of this corporation is then located, exclusively for such purposes or to such organization or organizations as such Court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE XIV

Earnings and Activities of this corporation:

Section 1: No part of the net earnings of this corporation shall inure to the benefit of, or be distributable to its members, directors, officers, or other private persons, except that this 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 II hereof.

Section 2: No substantial part of the activities of this corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and this corporation 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.

Section 3: Notwithstanding any other provision of these Articles, this 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 of 1954) or the

corresponding provision of any future United States Internal Revenue Law) or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law.

Section 4: Notwithstanding any other provision 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 purposes of this corporation.

IN WITNESS WHEREOF, the undersigned being the Chairman of the Board of Directors, President and Treasurer of Estate of the Heart, Inc., for the purpose of amending the Articles of Incorporation for Estate of the Heart, Inc., does hereby file these Articles of Amendment, hereby declaring and certifying that the facts herein stated are true, and executes these Articles of Incorporation this 30th day of MARCH, 2000.

ESTATE OF THE HEART, INC.

By: 

Alan J. Kvaes, Chairman of the Board
of Directors, President and Treasurer

STATE OF FLORIDA)
)ss:
COUNTY OF BROWARD)

The foregoing instrument was acknowledged to me this 30th day of MARCH, 2000, by Alan J. Kvaes, as Chariman of the Board of Directors, President and Treasurer of Estate of the Heart, Inc., who is personally known to me/produced driver's license (FL) as identification and who took an oath.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.


Notary Public, State of Florida

My Commission Expires:

