

# P02000024030

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## FLORIDA PROFIT CORPORATION OR P.A.

heavy equipment claims of florida, inc.

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ARTICLES OF INCORPORATION  
OF  
HEAVY EQUIPMENT CLAIMS OF FLORIDA, INC.

The undersigned, natural persons competent to contract, hereby make, subscribe, acknowledge and adopt the following Articles of Incorporation for the purpose of forming a corporation under the laws of the State of Florida:

ARTICLE I - NAME

The name of this corporation is: **HEAVY EQUIPMENT CLAIMS OF FLORIDA, INC.**

The principal office and mailing address of this corporation is: 6250 Sedgewyck Circle West, Davie, Florida 33331.

ARTICLE II - CORPORATION

This corporation shall have perpetual existence commencing upon the filing of these Articles of Incorporation by the Department of State of Florida.

ARTICLE III - PURPOSE

This corporation is organized for the purpose of engaging in any activity or transacting any business permitted under the laws of the State of Florida and the laws of the United States of America.

ARTICLE IV - CAPITAL STOCK

The aggregate number of shares which this corporation is authorized to issue is 7,500. Such shares shall be of a single class, and shall have a par value of \$1.00 per share.

ARTICLE V - INITIAL REGISTERED OFFICE AND AGENT

The street address of the initial registered office of this corporation **20801 Biscayne Boulevard, Suite 505, Aventura, Florida 33180** and the name of the initial registered agent at that address is **DADE COUNTY CORPORATE AGENTS, INC.**

ARTICLE VI - BOARD OF DIRECTORS

This corporation shall have two (2) directors constituting the initial Board of Directors. The number of directors may be either increased or decreased from time to time by the bylaws. The name and address of the initial member of the Board of Directors of this corporation is:

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**Mark Feinberg**  
**6250 Sedgewyck Circle West**  
**Davie, Florida 33331**

**Dale Harrold**  
**1553 Springside Drive**  
**Weston, Florida 33326**

#### **ARTICLE VII - INCORPORATORS**

The name and address of the Incorporator to these Articles of Incorporation is:

**Gary H. Kornik**  
**20801 Biscayne Boulevard, Suite 505**  
**Aventura, FL 33180**

#### **ARTICLE VIII - INDEMNIFICATION**

**A. Indemnity.** The corporation shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or contemplated action, suit or proceeding, whether civil, criminal, administrative or investigative, by reason of the fact that he is or was a director, employee, officer or agent of the Association, against all expenses (including attorneys' fees and appellate attorneys' fees), judgments, fines and amounts paid in settlement actually and reasonably incurred by him in connection with such action, suit or proceeding, unless (a) a court of competent jurisdiction finally determines, after all appeals have been exhausted or not pursued by the proposed indemnitee, that he did not act in good faith or in a manner he reasonably believed to be in or not opposed to the best interest of the corporation, and, with respect to any criminal action or proceeding, that he had reasonable cause to believe his conduct was unlawful, and (b) such court also determines specifically that indemnification should be denied. The termination of any action, suit or proceeding by judgment, order, settlement, conviction or upon a plea of nolo contendere or its equivalent shall not, of itself, create a presumption that the person did not act in good faith and in a manner which he reasonably believed to be in or not opposed to the best interest of the corporation, and with respect to any criminal action or proceeding, had reasonable cause to believe that his conduct was unlawful.

**B. Expenses.** To the extent that a director, officer, employee or agent of the corporation has been successful on the merits or otherwise in defense of any action, suit or proceeding referred to in Section VIII A. above, or in defense of any claim, issue or matter therein, he shall be indemnified against all expenses (including attorneys' fees and appellate attorneys' fees) actually and reasonably incurred by him in connection therewith.

**C. Advances.** All expenses incurred in defending a civil or criminal action, suit or proceeding shall be paid by the corporation in advance of the final disposition of such action, suit or proceeding upon receipt of an undertaking by or on behalf of the affected director, officer, employee or agent to repay such amount unless it shall ultimately be determined that he is entitled to be indemnified by the corporation as authorized in this



