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Elaine F. Marshall
North Carolina Secretary of State
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# State of North Carolina Department of the Secretary of State

# ARTICLES OF INCORPORATION NONPROFIT CORPORATION

Pursuant to §55A-2-02 of the General Statutes of North Carolina, the undersigned corporation does hereby submit these Articles of Incorporation for the purpose of forming a nonprofit corporation.

- 1. The name of the corporation is: K.R.Shah Foundation
- 2. \_X\_ (Check only if applicable.) The corporation is a charitable or religious corporation as defined in NCGS §55A-1-40(4).
- 3. The street address and county of the initial registered office of the corporation is:

Number and Street: 921 Coulwood Drive City, State, Zip Code: Charlotte, NC, 28214

County: Mecklenburg

- The mailing address if different from the street address of the initial registered office is:
   Same
- 5. The name of the initial registered agent is:

Chetan Shah

6. The name and address of each incorporator is as follows:

Chetan Shah, 921 Coulwood Drive, Charlotte, NC, 28214

- 7. (Check either a or b below.)
  - a.\_\_\_The corporation will have members.
  - b.  $\underline{\mathbf{X}}$  The corporation will not have members.
- 8. Attached are provisions regarding the distribution of the corporation's assets upon its dissolution.

**See Attached Provisions** 

9. Any other provisions which the corporation elects to include are attached.

See Attached Provisions

10. The street address and county of the principal office of the corporation is:

Number and Street: 921 Coulwood Drive City, State, Zip Code: Charlotte, NC, 28214

County: Mecklenburg

11. The mailing address *if different from the street address* of the principal office is: Same

Revised January 2000

12. These articles will be effective upon filing.

This is the 5<sup>th</sup> day of May, 2007.

Signature of Incorporator NCORPORATOR

Chetan Shah

Type or print Incorporator's name and title, if any

## **K R Shah Foundation**

#### **Item #8 Attached Provisions:**

## Distributions upon dissolution

Upon dissolution of the corporation, the Board of Directors shall, after paying or making provisions for the payment of all of the liabilities of the corporation, dispose of all of the assets of the corporation exclusively for the purposes of the corporation in such manner, or to such organization or organizations organized and operated exclusively for religious, charitable, educational, scientific or literary purposes as shall at the time qualify as an exempt organization or organizations under Section 501 (c)(3) and 170 (c)(2) of the Internal Revenue Code of 1986 and its regulations as they now exist or as they may hereinafter be amended, as the Board of Directors shall determine, or to federal, state or local governments to be used exclusively for public purposes. Any such assets not so disposed of shall be disposed of by the Superior Count of the county in which the principal office of the corporation is then located, exclusively for such purposes or to such organizations, such as the court shall determine, which are organized and operated exclusively for such purpose or to such governments for such purposes.

### Item #9 Attached Provisions:

## **Purposes of the Corporation**

The purposes for which this corporation is organized are to acquire, by gift, devise, bequest or otherwise, money and property of every kind, to administer the same, and to apply the income exclusively for charitable, scientific, literary and educational purposes within the meaning of Sections 501 (c)(3) and 170 (c)(2) of the Internal Revenue Code of 1986 and its regulations as they now exist or as they may hereinafter be amended.

### **Prohibited Activities**

No part of the net earnings of the corporation shall inure to the benefit or be distributable to, its members, 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 purpose set forth in these articles of incorporation. No 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 publishing or distribution of statements) any political campaign on behalf or in opposition to any candidate for public office.

Notwithstanding any other provisions of these articles, the corporation shall not carry on any other activities not permitted to be carried on (1) by a corporation exempt from federal income tax under Section (c)(3) of the Internal Revenue Code or (2) by a corporation or organization, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code.

#### NOTES:

1. Filing fee is \$60. This document must be filed with the Secretary of State.

Revised January 2000