

STATE OF ALABAMA

**DOMESTIC LIMITED LIABILITY COMPANY
AMENDMENT TO FORMATION/ORGANIZATION**

PURPOSE: In order to amend a Limited Liability Company's (LLC) Certificate of Formation/Articles of Organization under Section 10A-1-3.13 and 10A-5-2.03 of the Code of Alabama 1975 this Amendment and the appropriate filing fees must be filed with the Office of the Judge of Probate in the county where the LLC was initially formed/incorporated.

INSTRUCTIONS: Mail one (1) signed original and two (2) copies of this completed form and the appropriate filing fee to the Office of the Judge of Probate in the county where the LLC's Certificate of Formation was recorded. Contact the Judge of Probate's Office to determine the county filing fees. Make a separate check or money order payable to the **Secretary of State for the state filing fee of \$50.00 for standard processing or \$150.00 if expedited processing within 3 business days of receipt by the Office of the Secretary of State is requested (10A-1-4.31)** and the Judge of Probate's Office will transmit the fee along with a certified copy of the Amendment to the Office of the Secretary of State within 10 days after the filing is recorded. Once the Secretary of State's Office has indexed the filing, the information will appear at www.sos.alabama.gov under the Government Records tab and the Business Entity Records link – you may search by entity name or number. You may pay the Secretary of State fees by credit card if the county you are filing in will accept that method of payment (see attached). Your Amendment will not be indexed if the credit card does not authorize and will be removed from the index if the check is dishonored.



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Shelby Cnty Judge of Probate, AL
05/06/2014 11:02:14 AM FILED/CERT

(For County Probate Office Use Only)

This form must be typed or laser printed.

1. The name of the Limited Liability Company from the Certificate of Formation/Articles of Organization:

Coal Yard Entertainment, LLC.

2. The date the Certificate of Formation was filed in the county: 03 / 13 / 2014 (format MM/DD/YYYY)

3. Alabama Entity ID Number (Format: 000-000): 299 - 065 **INSTRUCTION TO OBTAIN ID NUMBER TO COMPLETE FORM:** If you do not have this number immediately available, you may obtain it on our website at www.sos.alabama.gov under the Government Records tab. Click on Business Entity Records, click on Entity Name, enter the registered name of the entity in the appropriate box, and enter. The six (6) digit number containing a dash to the left of the name is the entity ID number. If you click on that number, you can check the details page to make certain that you have the correct entity – this verification step is strongly recommended.

(For SOS Use Only)

This form was prepared by: (type name and full address)

Davy M. Hay
Law Office of Davy M. Hay
PO Box 680087
Prattville, AL. 36068

DOMESTIC LIMITED LIABILITY COMPANY AMENDMENT

4. The titles, dates, and places of filing of any previous Amendments: NONE

Attach a listing if necessary.

[Instruction on Amendment completion: Be very specific about what must be changed if you are amending existing information. If the amendment includes a name change, a copy of the Name Reservation form issued by the Office of Secretary of State must be attached.

Registered agents and registered agent addresses are changed by filing a Change Of Registered Agent Or Registered Office By Entity form directly with the Office of the Secretary of State (the new agent's signature is required agreeing to accept responsibility). You may file the information as a Amendment also, but the change form must be on file with the Secretary of State per 10A-1-3.12(a)(2) to effect the change in the public records database.]

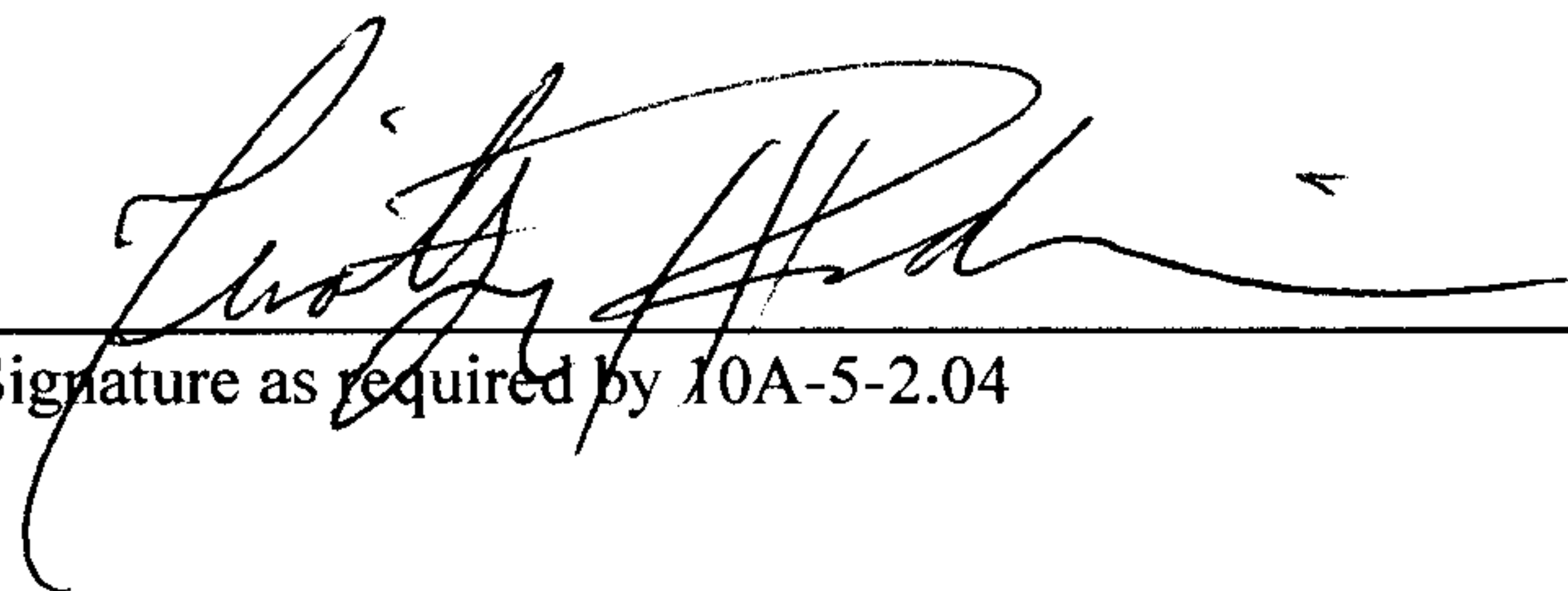
5. The following amendment was adopted on ____/____/____ (format MM/DD/YYYY):

Amended Articles of Organization of Coal Yard Entertainment, LLC.

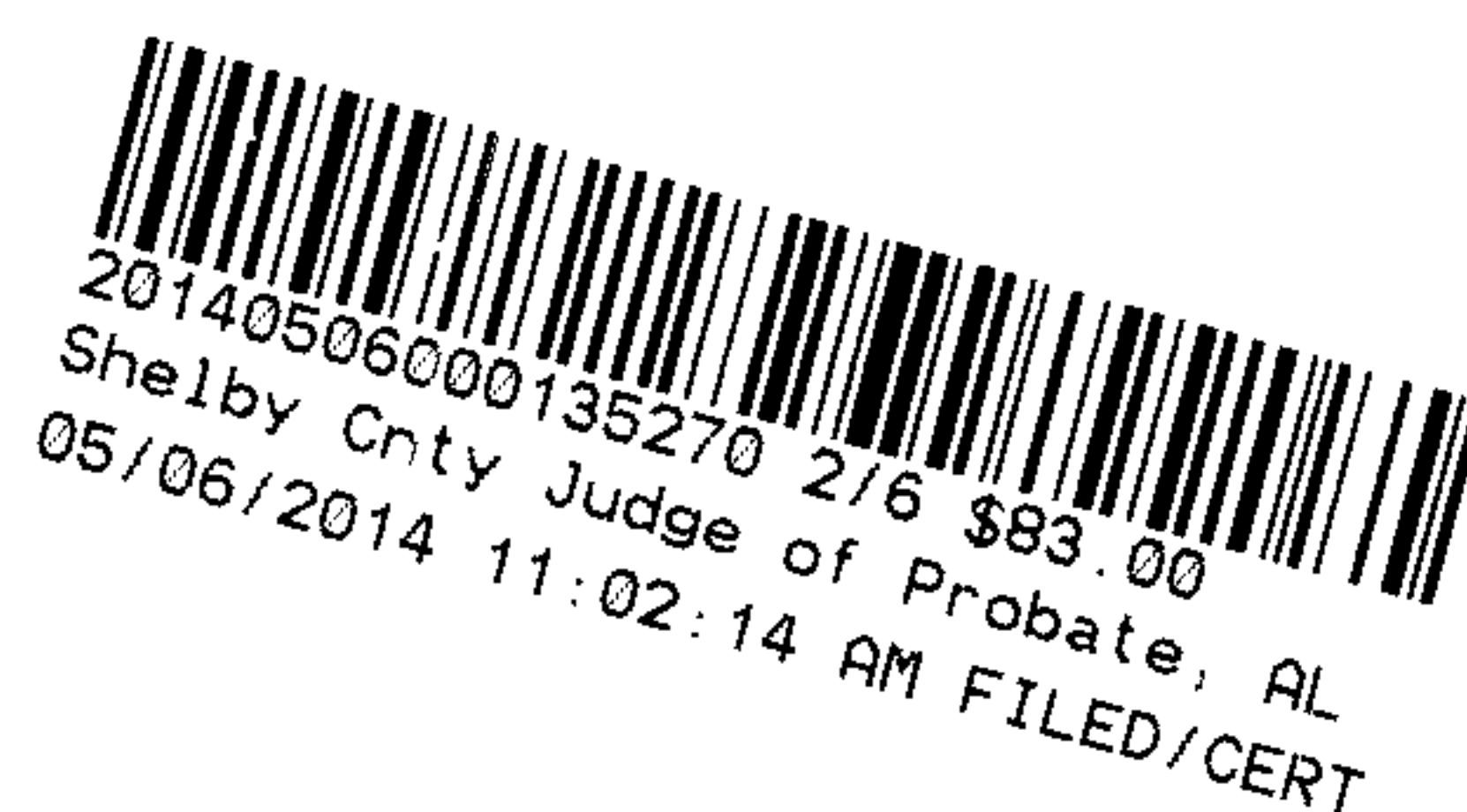
☐ Additional Amendments and the dates on which they were adopted are attached.

6. The undersigned authorized signature certifies that the amendment or amendments have been approved in the manner required by Title 10A of the *Code of Alabama* of 1975 and the governing documents of this entity.

5 16 1 2014
Date (MM/DD/YYYY)


Signature as required by 10A-5-2.04
Timothy H. Robinson
Typed Name of Above Signature

Registered Agent, Coal Yard Entertainment, LLC.
Typed Title/Capacity to Sign under 10A-5-2.04



**AMENDED ARTICLES OF ORGANIZATION
OF
COAL YARD ENTERTAINMENT, LLC.**

**STATE OF ALABAMA)
SHELBY COUNTY)**

TO THE HONORABLE JUDGE OF PROBATE:

The following is an Amended Articles of Organization and business agreement for Coal Yard Entertainment, LLC. This document supersedes certain provisions in the Certificate of Formation, filed by Organizer LegalZoom.com, Inc. on March 13th, 2014.

ARTICLE I

The name and style of the company is **“COAL YARD ENTERTAINMENT, LLC.”**

ARTICLE II

The period of existence of this company shall be perpetual.

ARTICLE III

The nature of the business and the object and the purposes for which this company is formed are and include, as fully and to the same extent as natural persons might or could do, subject only to such limitations and restrictions as are placed on companies under and by virtue of the Laws of the state of Alabama, the following:

- (A) To own and operate a business for the purpose of food and beverage service; and
- (B) To engage in any lawful business activity ancillary to the operation of said business.

ARTICLE IV

The total number of units issued shall be One Hundred (100), all of which are allocated to the initial member, as stated in Article VI, below.

ARTICLE V

The address of the initial registered office of the company is **4085 Helena Road, Helena, Alabama 35080**, and the name of its initial registered agent and his address is **Timothy H. Robinson, 1821 Arrow Drive, Alabaster, Alabama 35007**.

ARTICLE VI

The initial members and their respective units are as follows:

Dr. Joseph Ferlisi
3044 Bankhead Avenue
Montgomery, Alabama 36106
20 units

Jeffery K. Branum
206 Timber Timber Trail
Chelsea, Alabama 35043
45 units

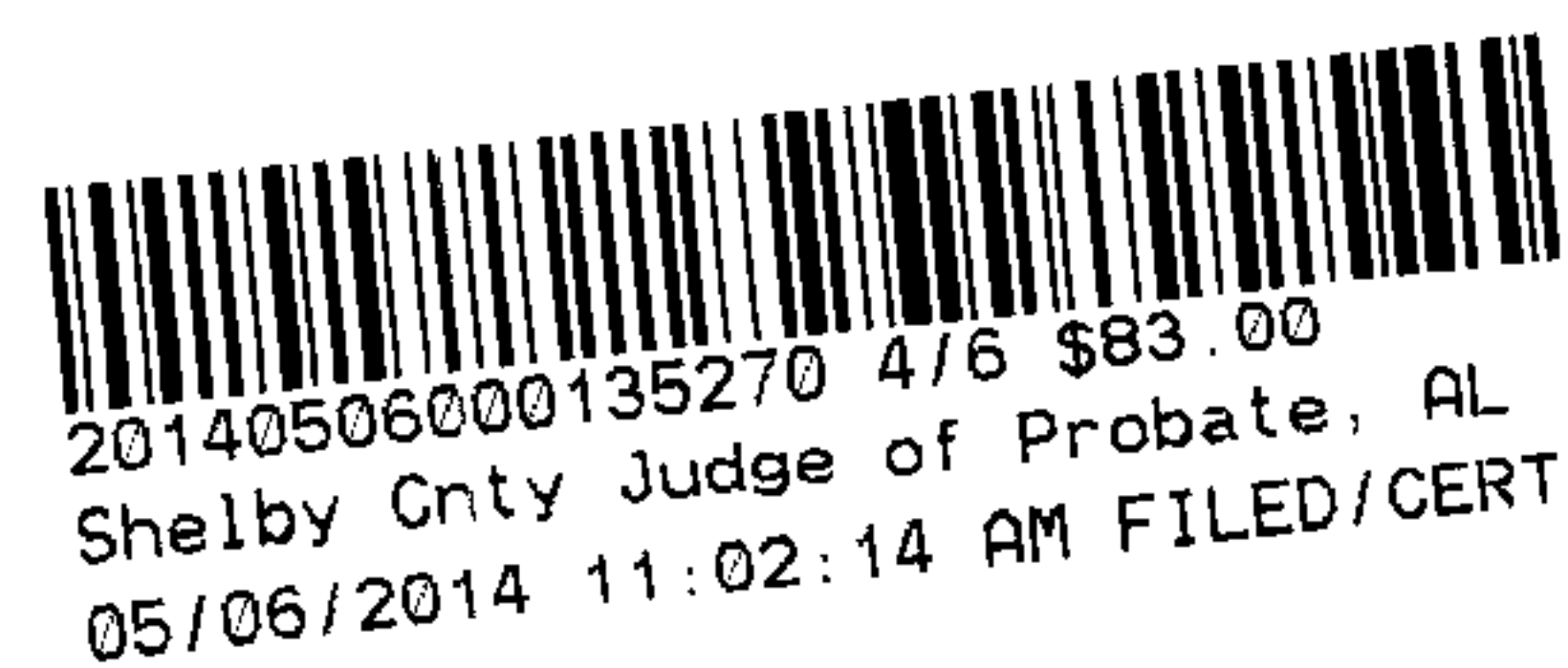
Jeffery C. Oetting, Jr.
1040 Merry Fox Farm Road
Alabaster, Alabama 35007,
20 units

Timothy H. Robinson
1821 Arrow Drive
Alabaster, Alabama 35007
15 units

ARTICLE VII

The right of the members to admit additional members, and the terms and conditions of the admission, thereof, is as follows:

- (A) With the exception of a transfer of interest as set forth in Section (c), below, additional persons may become members of the Company and be issues additional ownership interests only if approved by and on terms determined by a unanimous written agreement, signed by all of the existing members.
- (B) Before a person may be admitted as a member of the Company, that person must sign and deliver to the Company the documents and instruments, in the form and containing the information required by the Company, that the members deem necessary or desirable, but not limited to, a signed agreement.
- (C) A member may not transfer any membership interest, whether now owned of later acquired, unless holding all of the percentage interests not subject to transfer consent to said transfer. A person may acquire membership interests directly from the Company upon the written consent of all members. A person that acquires membership interests in accordance with this paragraph will be admitted as a member of the Company only after the requirements of Paragraph (B), above, are complied with in full.



The undersigned, being members of Coal Yard Entertainment, LLC. named herein, in accordance with the *Alabama Limited Liability Company Act* and Section 10A-5-2.04 of the *Code of Alabama* (1975), executes these Amended Articles of Organization this the 23rd day of April, 2014.

X Joseph Ferlisi
Dr. Joseph Ferlisi, Member

STATE OF ALABAMA }
COUNTY OF Montgomery }

I, the undersigned authority, hereby certify that Dr. Joseph Ferlisi, whose name is signed to the foregoing Amendment to Articles of Organization, and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing Amendment to the Articles of Organization, she executed the same voluntarily on the day the same bears date.

Given under my hand on this the 23rd day of April, 2014.

Diane P. Burton
NOTARY PUBLIC
My Commission Expires: 8-17-15

Jeffery K. Branum
Jeffery K. Branum, Member

STATE OF ALABAMA }
COUNTY OF Shelby }

I, the undersigned authority, hereby certify that Jeffery K. Branum, whose name is signed to the foregoing Amendment to Articles of Organization, and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing Amendment to the Articles of Organization, she executed the same voluntarily on the day the same bears date.

Given under my hand on this the 30th day of April, 2014.

Steph D. Nelson
NOTARY PUBLIC
My Commission Expires **NOTARY PUBLIC STATE OF ALABAMA AT LARGE**
MY COMMISSION EXPIRES: Dec 20, 2014
BONDED THRU NOTARY PUBLIC UNDERWRITERS

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Jeffery C. Oetting, Jr.
Jeffery C. Oetting, Jr., Member

STATE OF ALABAMA }
COUNTY OF Shelby }

I, the undersigned authority, hereby certify that Jeffery C. Oetting, Jr., whose name is signed to the foregoing Amendment to Articles of Organization, and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing Amendment to the Articles of Organization, she executed the same voluntarily on the day the same bears date.

Given under my hand on this the 30th day of April, 2014.

Steph D Nelson
NOTARY PUBLIC
My Commission Expires
NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Dec 29, 2014
BONDED THRU NOTARY PUBLIC UNDERWRITERS


Timothy H. Robinson
Timothy H. Robinson,
Member/Registered Agent

STATE OF ALABAMA }
COUNTY OF Shelby }

I, the undersigned authority, hereby certify that Timothy H. Robinson, whose name is signed to the foregoing Amendment to Articles of Organization, and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing Amendment to the Articles of Organization, she executed the same voluntarily on the day the same bears date.

Given under my hand on this the 30th day of April, 2014.

Steph D Nelson
NOTARY PUBLIC
My Commission Expires
NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Dec 29, 2014
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