

STATE OF ALABAMA

DOMESTIC LIMITED LIABILITY COMPANY (LLC)
CERTIFICATE OF FORMATION

PURPOSE: In order to form a limited liability company (LLC) under Section 10A-5A-2.01 of the Code of Alabama 1975 this Certificate Of Formation and the appropriate filing fees must be filed with the Office of the Judge of Probate in the county where the entity's initial registered office is located. **The information required in this form is required by Title 10A.**

INSTRUCTIONS: Mail one (1) signed original and two (2) copies of this completed form and the appropriate filing fees to the Office of the Judge of Probate in the county where the limited liability company's (LLC) registered office is/will be located. **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 \$100.00** for standard filing (based on date of receipt and volume) **or \$200.00 for expedited service** (processed within twenty four (24) hours after date of receipt from the County Probate Office) and the Judge of Probate's Office will transmit the fee along with a certified copy of the Certificate to the Office of the Secretary of State within 10 days after the Certificate is filed. Your notification of filing was provided by the Probate Judge's Office via a stamped copy which is evidence of existence (if it is certified by the Probate Office) according to 10A-1-4.04(c) and the Secretary of State's Office does not send out a copy. You may pay the Secretary of State fees by credit card if the county you are filing in will accept that method of payment. Your entity will not be indexed if the credit card does not authorize and will be removed from the index if the check is dishonored (\$30.00 fee).



20190116000018350 1/4 \$159.00
Shelby Cnty Judge of Probate, AL
01/16/2019 03:30:25 PM FILED/CERT

(For County Probate Office Use Only)

The information completing this form must be typed (for your convenience the information is fill-able on this computer form on the website above).

1. The name of the limited liability company (must contain the words "Limited Liability Company" or the abbreviation "L.L.C." or "LLC," and comply with Code of Alabama, Title 10A-1-5.06. You may use Professional or Series before Limited Liability Company if they apply or you may use those abbreviations):
SMITH SPECIALTIES, LLC
2. **A copy of the Name Reservation certificate from the Office of the Secretary of State must be attached and the name reserved must agree with item 1 above [proves name reservation under 10A-1-4.02(f)].**

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

Gilbert M. Sullivan, Jr.
Attorney At Law
2100-C Rocky Ridge Road
Birmingham, AL 35216
205-979-6260

(For SOS Office Use Only)

DOMESTIC LIMITED LIABILITY COMPANY (LLC) CERTIFICATE OF FORMATION

3. The name of the Registered Agent located at the Registered Office (only one agent):

JERRY P. SMITH, JR.

Street (**No PO Boxes**) address of Registered Office (**must be located in Alabama**):

709 Meadow Ridge Court, Birmingham, AL 35242

Mailing address in Alabama of Registered Office (if different from street address):

4. The undersigned certify that there is at least one member of the limited liability company.

5. Check **only** if the type applies to the Limited Liability Company being formed:

☐ Series LLC complying with Title 10A, Chapter 5A, Article 11

☐ Professional LLC complying with Title 10A, Chapter 5A, Article 8

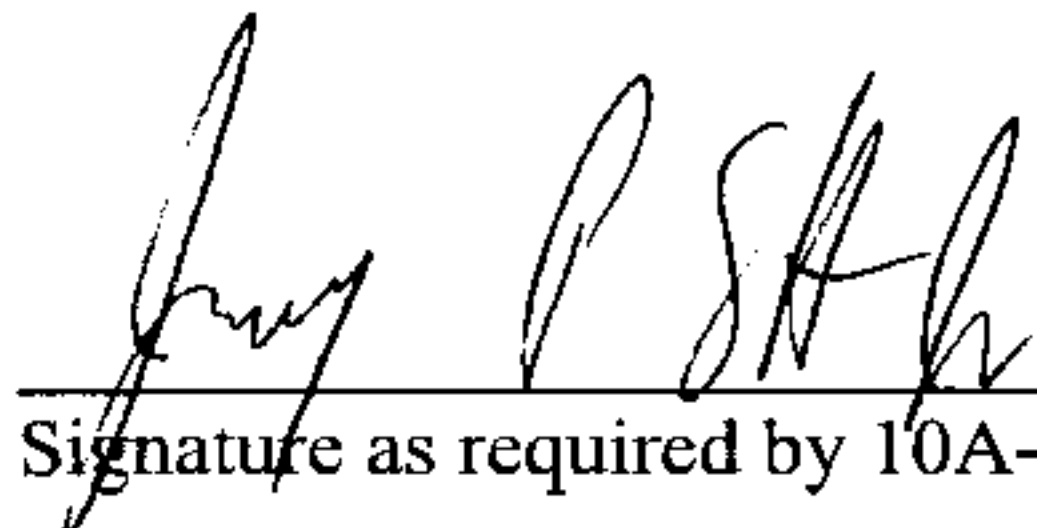
☐ Non-Profit LLC complying with 10A-5A-1.04(c)

6. The filing of the limited liability company is effective immediately on the date filed by the Judge of Probate or at the delayed filing date (cannot be prior to the filing date) specified in this filing. 10A-1-4.12

The undersigned specify ____ / ____ / ____ as the effective date (**must be on or after the date filed in the office of the county Judge of Probate, but no later than the 90th day after the date this instrument was signed**) and the time of filing to be ____:____ AM or ____ PM. (**cannot be noon or midnight – 12:00**)

XX Attached are any other matters the members determine to include herein (if this item is checked there must be attachments with the filing).

01/16/2019
Date (MM/DD/YYYY)


Signature as required by 10A-5A-2.04

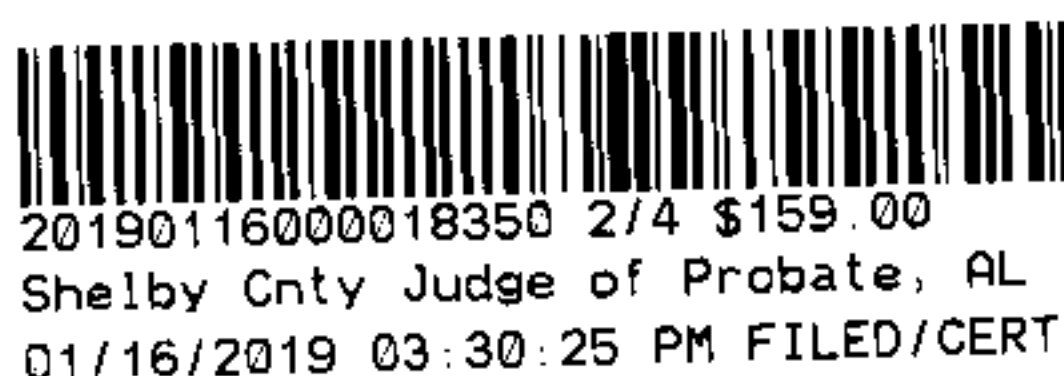
Jerry P. Smith, Jr.

Typed Name of Above Signature

Organizer

Typed Title (Organizer or Attorney-in-fact)

Additional Organizers/Attorney-in-facts may sign (add additional sheets if necessary).



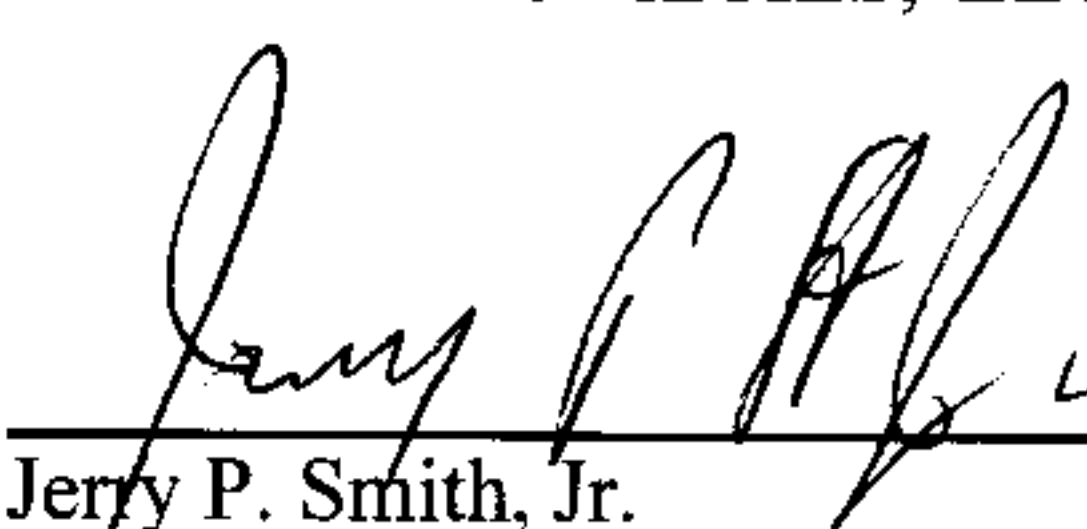
**ATTACHMENT TO CERTIFICATE OF FORMATION
OF
SMITH SPECIALTIES, LLC**

7. The limited liability company will have perpetual existence.
8. The purpose of the LCC is to provide trucking for hire services and for any lawful business purpose.
9. The name and address of the Company's initial member and organizer is:

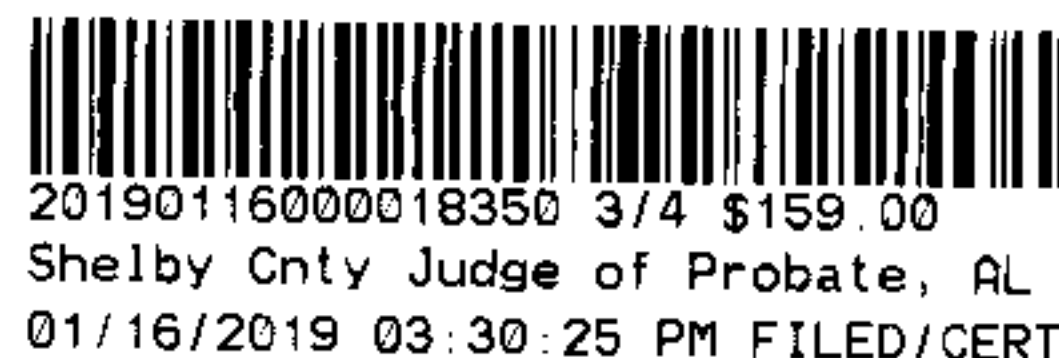
Jerry P. Smith, Jr. whose address is 709 Meadow Ridge Court,
Birmingham, AL 35242
10. The Company is to be managed by one or more members. Each initial member will serve as a managing member until the first annual meeting of the members or until their successor is elected and qualified. The initial member that shall manage the Company is identified as follows:

Jerry P. Smith, Jr. whose address is 709 Meadow Ridge Court,
Birmingham, AL 35242
11. Members of the Company have the right to admit new members on majority written consent of the existing members. The existing members shall determine the amount and nature of contributions by new members at the time the new members are admitted.
12. The death or dissolution of a Member or the occurrence of any other event which terminates the membership of a Member in the Company will not result in the dissolution and winding up the Company.
13. Any provision that is not inconsistent with the law for the regulation of the internal affairs of the Company is permitted to be set forth in the operating agreement of the LLC.

IN WITNESS WHEREOF, the undersigned member/organizer has executed this Attachment to Certificate of Formation for SMITH SPECIALTIES, LLC this 16 day of January, 2019.



Jerry P. Smith, Jr.
Member/Organizer



John H. Merrill
Secretary of State

P.O. Box 5616
Montgomery, AL 36103-5616

STATE OF ALABAMA

**I, John H. Merrill, Secretary of State of Alabama, having custody of the
Great and Principal Seal of said State, do hereby certify that**

pursuant to the provisions of Title 10A, Chapter 1, Article 5, Code of Alabama
1975, and upon an examination of the entity records on file in this office, the
following entity name is reserved as available:

SMITH SPECIALTIES LLC

This name reservation is for the exclusive use of Gilbert M. Sullivan, Jr., PO Box
361763, Hoover, AL 35236 for a period of one year beginning January 14, 2019
and expiring January 14, 2020

20190116000018350 4/4 \$159.00
Shelby Cnty Judge of Probate, AL
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**In Testimony Whereof, I have hereunto set my
hand and affixed the Great Seal of the State, at the
Capitol, in the city of Montgomery, on this day.**

January 14, 2019

Date

A handwritten signature in cursive script that reads "J. H. Merrill".

John H. Merrill

Secretary of State