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Shelby Cnty Judge of Probate, AL
02/01/2019 01:41:03 PM FILED/CERT

(For County Probate Office Use Only)

STATE OF ALABAMA

DOMESTIC NONPROFIT CORPORATION
CERTIFICATE OF FORMATION

PURPOSE: In order to form a Nonprofit Corporation under Section 10A-1-3.05 and 10A-3-3.02 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 corporation'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 corporation's 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** 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 recorded. 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 filing 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).

This form must be typed or laser printed.

1. The name of the corporation: Be the S.P.A.R.K Foundation: Sharing Positivity and Inspiring Random Acts of Kindness

2. **A copy of the Name Reservation certificate from the Office of the Secretary of State must be attached.**

3. This nonprofit corporation (MUST check one):

   ___ has Members **or** ✓ has no Members

(For SOS Office Use Only)

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

Dana N. Thomas
2114 Village Lane
Calera, AL 35040

DOMESTIC NONPROFIT CORPORATION CERTIFICATE OF FORMATION

4. Street (**No PO Boxes**) address of principal office of the corporation: 2114 Village Lane | Calera, AL 35040

   Mailing address of principal office (if different from street address): N/A

5. The name of the Registered Agent: Dana N. Thomas

6. Street (**No PO Boxes**) address of Registered Agent (if different from principal office address): 2114 Village Lane | Calera, AL 35040

   Mailing address of Registered Agent (if different from street address): N/A

7. Purpose for which corporation is formed: To raise money to aid in funding anti-bullying related resources for schools across the State of Alabama.; the purpose includes the transaction of any lawful business for which nonprofit corporations may be incorporated in Alabama under Title 10A, Chapter 3 of the Code of Alabama.

8. Period of duration shall be perpetual unless stated otherwise by an attached exhibit.

9. The name(s) of the Incorporator(s): Dana N. Thomas

   Street (**No PO Boxes**) address of Incorporator(s): 2114 Village Lane | Calera, AL 35040

   Mailing address of Incorporator(s) – (if different from street address): N/A

   Attach a listing if more Incorporators need to be added (type "see attached" in the name line).

10. The number of Directors constituting the initial Board of Directors is 3. The initial Directors names and addresses must be listed in this Certificate of Formation.

    Director's Name: Dana N. Thomas

    Street (**No PO Boxes**) address of Director: 2114 Village Lane | Calera, AL 35040

    Mailing address of Director(s) - (if different from street address): N/A

20190201000034100 2/4 $159.00
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Director's Name: Latasha Dove

Street (**No PO Boxes**) address of Director: 5916 Ridgeline Road | Bessemer, AL 35022

_____ Mailing address of Director(s) - (if different from street address): N/A

Director's Name: Gregory Funderburg

Street (**No PO Boxes**) address of Director: 1920 Gunbarrel Road • Apt 218 | Chattanooga, TN, 37421

_____ Mailing address of Director(s) - (if different from street address): N/A

Attach listing if more Directors need to be added (type "see attached" in the name line for the first Director on this form).

11. Unless an attachment to this Certificate of Formation provides that a change in the number of directors shall be made only by amendment to the Certificate of Formation, a change in the number of directors made by amendment to the bylaws shall be controlling. In all other cases, whenever a provision of the Certificate of Formation is inconsistent with a bylaw, the provision of the Certificate of Formation shall be controlling.

___ Attached are any other provisions that are not inconsistent with law relating to organization, ownership, governance, business, or regulation of the internal affairs of the nonprofit corporation, including any provisions for distribution of assets on dissolution or final liquidation.

1 / 16 / 2019
Date (MM/DD/YYYY)

Dana N. Thomas
Signature as required by 10A-1-3.04

Dana N. Thomas
Typed Name of Above Signature

President
Typed Title/Capacity to Sign under 10A-1-3.04

20190201000034100 3/4 $159.00
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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:

Be the S.P.A.R.K Foundation: Sharing Positivity and Inspiring Random Acts of Kindness

This name reservation is for the exclusive use of Dana Thomas, P.O. Box 138, Childersburg, AL 35044 for a period of one year beginning November 26, 2018 and expiring November 26, 2019

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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.

November 26, 2018

Date

John H. Merrill **Secretary of State**

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