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Return of Organization Exempt From Income Tax

2008

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code
(except black lung benefit trust or private foundation)Department of the Treasury
Internal Revenue Service

► The organization may have to use a copy of this return to satisfy state reporting requirements.

Open to Public Inspection

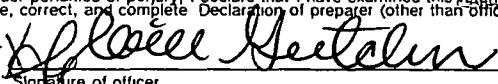
For the 2008 calendar year, or tax year beginning 9/01, 2008, and ending 8/31, 2009

B Check if applicable		Please use IRS label or print or type. See specific instructions.		NYINGMA INSTITUTE 1815 HIGHLAND PLACE BERKELEY, CA 94709		D Employer identification number 94-3081194
<input type="checkbox"/> Address change	<input type="checkbox"/> Name change	<input type="checkbox"/> Initial return	<input type="checkbox"/> Termination	<input checked="" type="checkbox"/> Amended return	<input type="checkbox"/> Application pending	E Telephone number 510-843-6812
F Name and address of principal officer SAME AS C ABOVE						G Gross receipts \$ 1,075,243.
I Tax-exempt status <input checked="" type="checkbox"/> 501(c) (3) (insert no.) <input type="checkbox"/> 4947(a)(1) or <input type="checkbox"/> 527						H(a) Is this a group return for affiliates? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
J Website: ► NYINGMAINSTITUTE.COM						H(b) Are all affiliates included? <input type="checkbox"/> Yes <input type="checkbox"/> No If 'No,' attach a list (see instructions)
K Type of organization <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Trust <input type="checkbox"/> Association <input type="checkbox"/> Other ►						H(c) Group exemption number ►
L Year of Formation 1972						M State of legal domicile

Part I Summary

Activities & Governance	1 Briefly describe the organization's mission or most significant activities. <u>PROGRAMS AND ACTIVITIES AT THE INSTITUTE REFLECT THE ATTITUDE THAT WE CAN DO SOMETHING OF VALUE FOR THE WORLD AND OURSELVES. INTROSPECTIVE PRACTICES AND ANCIENT TIBETAN NYINGMA BUDDHIST TRADITIONS ARE TAUGHT IN A WAY THAT INTEGRATES THEM INTO A DYNAMIC AND ENGAGED LIFESTYLE.</u>
	2 Check this box ► <input type="checkbox"/> if the organization discontinued its operations or disposed of more than 25% of its assets.
Revenue	3 Number of voting members of the governing body (Part VI, line 1a) 3 4
	4 Number of independent voting members of the governing body (Part VI, line 1b) 4 0
	5 Total number of employees (Part V, line 2a) 5 0
	6 Total number of volunteers (estimate if necessary) 6 27
	7a Total gross unrelated business revenue from Part VIII, line 12, column (C) 7a 0.
	b Net unrelated business taxable income from Form 990-T, line 34 7b 0.
Expenses	8 Contributions and grants (Part VIII, line 1h) 8 966,389. 9 841,373.
	9 Program service revenue (Part VIII, line 2g) 9 179,243. 9 173,378.
	10 Investment income (Part VIII, column (A), lines 3, 4, and 7d) 10 1,223. 10 194.
	11 Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e) 11 83,451. 11 56,581.
	12 Total revenue – add lines 8 through 11 (must equal Part VIII, column (A), line 12) 12 1,230,306. 12 1,071,526.
	13 Grants and similar amounts paid (Part IX, column (A), lines 1-3) 13 793,245.
	14 Benefits paid to or for members (Part IX, column (A), line 4) 14
	15 Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10) 15
	16a Professional fundraising fees (Part IX, column (A), line 11e) 16a
	b Total fundraising expenses (Part IX, column (D), line 25) ► 16b 262,222. 16b 273,826.
	17 Other expenses (Part IX, column (A), lines 11a-11d, 11f-24f) 17 609,087. 17 1,067,071.
	18 Total expenses Add lines 13-17 (must equal Part IX, column (A), line 25) 18 621,219. 18 4,455.
Net Assets or Fund Balances	19 Revenue less expenses Subtract line 18 from line 12 19
	20 Total assets (Part X, line 16) 20 Beginning of Year 5,903,905.
	21 Total liabilities (Part X, line 26) 21 End of Year 5,908,360.
	22 Net assets or fund balances. Subtract line 21 from line 20 22 0. 22 0.
	22 Net assets or fund balances. Subtract line 21 from line 20 22 5,903,905. 22 5,908,360.

Part II Signature Block

Sign Here	Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge	
		Date <u>August 15, 2012</u>
	Signature of officer <u>Sylvia Gretchen CEO</u>	
	Type or print name and title	

Paid Preparer's Use Only	Preparer's signature ► 	Date 8/04/12	Check if self employed <input type="checkbox"/>	Preparer's identifying number (see instructions) N/A
	Firm's name (or yours if self employed), address, and ZIP + 4 ► PEROTTI AND CARRADE CPA'S 1100 LARKSPUR LNDNG CIR #358 LARKSPUR, CA 94939	EIN ► N/A	Phone no ► (415) 461-8500	
	May the IRS discuss this return with the preparer shown above? (see instructions) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			

BAA For Privacy Act and Paperwork Reduction Act Notice, see the separate instructions.

TEEA0112L 12/22/08

Form 990 (2008)

Part III Statement of Program Service Accomplishments (see instructions)1 Briefly describe the organization's mission:SEE SCHEDULE O2 Did the organization undertake any significant program services during the year which were not listed on the prior

Form 990 or 990-EZ?

 Yes No

If 'Yes,' describe these new services on Schedule O

3 Did the organization cease conducting, or make significant changes in how it conducts, any program services?

If 'Yes,' describe these changes on Schedule O

 Yes No4 Describe the exempt purpose achievements for each of the organization's three largest program services by expenses. Section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts are required to report the amount of grants and allocations to others, the total expenses, and revenue, if any, for each program service reported.4a (Code _____) (Expenses \$ 88,278. including grants of \$ _____) (Revenue \$ 33,427.)SEE SCHEDULE O4b (Code _____) (Expenses \$ 100,890. including grants of \$ _____) (Revenue \$ 72,849.)

BUDDHIST STUDIES (DHARMA STUDIES) ARE AT THE HEART OF THE NYINGMA INSTITUTE'S PROGRAMS AND OFFER COURSES IN TRADITIONAL BUDDHIST STUDIES THAT PRESENT THE NATURE OF THE BUDDHA, DHARMA, AND SANGHA; ABIDHARMA, THE STUDY OF MIND AND MENTAL EVENTS; THE BODHISATTVA PATH AND THE SIX PERFECTIONS; AND OTHER RELATED TOPICS. OUR PREMIER BUDDHIST STUDIES COURSE IS THE TWO YEAR PATH OF LIBERATION PROGRAM. THERE ARE APPROXIMATELY 700 STUDENT ENROLLMENTS IN THESE PROGRAMS.

4c (Code: _____) (Expenses \$ 37,833. including grants of \$ _____) (Revenue \$ 28,927.)

KUM NYE PROGRAMS OFFER INSTRUCTION IN THE PRACTICE OF TIBETAN YOGA PRESENTED SPECIFICALLY TO HELP WESTERNERS OVERCOME PROBLEMS WITH STRESS OR DIFFICULTIES IN ENTERING MEDITATION. KUM NYE IS A UNIQUE HEALING SYSTEM BASED ON TIBETAN MEDICINE AND BODY-MIND DISCIPLINES OF BUDDHISM. KUM NYE EXERCISES HEAL THE SEPARATION BETWEEN MIND AND BODY AND PROMOTE A RELAXED, NATURAL AWARENESS THAT EASILY LEADS TO MEDITATIVE CONCENTRATION. THERE ARE APPROXIMATELY 320 STUDENT ENROLLMENTS IN OUR KUM NYE PROGRAMS.

ALL INSTRUCTORS FOR ALL THREE OF THESE MAJOR PROGRAMS ARE VOLUNTEERS AND LONG-TIME STUDENTS OF TARTHANG TULKU. THE ENGLISH WRITINGS OF TARTHANG TULKU (OVER 18 VOLUMES) FORM THE BASIS FOR ALL THE INSTITUTE'S PROGRAMS.

4d Other program services. (Describe in Schedule O.)

SEE SCHEDULE O

(Expenses \$ 818,467. including grants of \$ 793,245.) (Revenue \$ 38,175.)4e Total program service expenses ► \$ 1,045,468. (Must equal Part IX, Line 25, column (B).)

Part IV Checklist of Required Schedules

	Yes	No
1 Is the organization described in section 501(c)(3) or 4947(a)(1) (other than a private foundation)? If 'Yes,' complete Schedule A	1 X	
2 Is the organization required to complete Schedule B, Schedule of Contributors?	2 X	
3 Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If 'Yes,' complete Schedule C, Part I	3 X	
4 Section 501(c)(3) organizations. Did the organization engage in lobbying activities? If 'Yes,' complete Schedule C, Part II	4 X	
5 Section 501(c)(4), 501(c)(5), and 501(c)(6) organizations. Is the organization subject to the section 6033(e) notice and reporting requirement and proxy tax? If 'Yes,' complete Schedule C, Part III	5	
6 Did the organization maintain any donor advised funds or any accounts where donors have the right to provide advice on the distribution or investment of amounts in such funds or accounts? If 'Yes,' complete Schedule D, Part I	6 X	
7 Did the organization receive or hold a conservation easement, including easements to preserve open space, the environment, historic land areas or historic structures? If 'Yes,' complete Schedule D, Part II	7 X	
8 Did the organization maintain collections of works of art, historical treasures, or other similar assets? If 'Yes,' complete Schedule D, Part III	8 X	
9 Did the organization report an amount in Part X, line 21, serve as a custodian for amounts not listed in Part X, or provide credit counseling, debt management, credit repair, or debt negotiation services? If 'Yes,' complete Schedule D, Part IV	9 X	
10 Did the organization hold assets in term, permanent, or quasi-endowments? If 'Yes,' complete Schedule D, Part V	10 X	
11 Did the organization report an amount in Part X, lines 10, 12, 13, 15, or 25? If 'Yes,' complete Schedule D, Parts VI, VII, VIII, IX, or X as applicable	11 X	
12 Did the organization receive an audited financial statement for the year for which it is completing this return that was prepared in accordance with GAAP? If 'Yes,' complete Schedule D, Parts XI, XII, and XIII	12 X	
13 Is the organization a school described in section 170(b)(1)(A)(ii)? If 'Yes,' complete Schedule E	13 X	
14a Did the organization maintain an office, employees, or agents outside of the U.S.?	14a X	
b Did the organization have aggregate revenues or expenses of more than \$10,000 from grantmaking, fundraising, business, and program service activities outside the U.S.? If 'Yes,' complete Schedule F, Part I	14b X	
15 Did the organization report on Part IX, column (A), line 3, more than \$5,000 of grants or assistance to any organization or entity located outside the United States? If 'Yes,' complete Schedule F, Part II	15 X	
16 Did the organization report on Part IX, column (A), line 3, more than \$5,000 of aggregate grants or assistance to individuals located outside the United States? If 'Yes,' complete Schedule F, Part III	16 X	
17 Did the organization report more than \$15,000 on Part IX, column (A), line 11e? If 'Yes,' complete Schedule G, Part I	17 X	
18 Did the organization report more than \$15,000 total on Part VIII, lines 1c and 8a? If 'Yes,' complete Schedule G, Part II	18 X	
19 Did the organization report more than \$15,000 on Part VIII, line 9a? If 'Yes,' complete Schedule G, Part III	19 X	
20 Did the organization operate one or more hospitals? If 'Yes,' complete Schedule H	20 X	
21 Did the organization report more than \$5,000 on Part IX, column (A), line 1? If 'Yes,' complete Schedule I, Parts I and II	21 X	
22 Did the organization report more than \$5,000 on Part IX, column (A), line 2? If 'Yes,' complete Schedule I, Parts I and III	22 X	
23 Did the organization answer 'Yes' to Part VII, Section A, questions 3, 4, or 5? If 'Yes,' complete Schedule J	23 X	
24a Did the organization have a tax-exempt bond issue with an outstanding principal amount of more than \$100,000 as of the last day of the year, and that was issued after December 31, 2002? If 'Yes,' answer questions 24b-24d and complete Schedule K. If 'No,' go to question 25	24a X	
b Did the organization invest any proceeds of tax-exempt bonds beyond a temporary period exception?	24b	
c Did the organization maintain an escrow account other than a refunding escrow at any time during the year to defease any tax-exempt bonds?	24c	
d Did the organization act as an 'on behalf of' issuer for bonds outstanding at any time during the year?	24d	
25a Section 501(c)(3) and 501(c)(4) organizations. Did the organization engage in an excess benefit transaction with a disqualified person during the year? If 'Yes,' complete Schedule L, Part I	25a X	
b Did the organization become aware that it had engaged in an excess benefit transaction with a disqualified person from a prior year? If 'Yes,' complete Schedule L, Part I.	25b X	
26 Was a loan to or by a current or former officer, director, trustee, key employee, highly compensated employee, or disqualified person outstanding as of the end of the organization's tax year? If 'Yes,' complete Schedule L, Part II	26 X	
27 Did the organization provide a grant or other assistance to an officer, director, trustee, key employee, or substantial contributor, or to a person related to such an individual? If 'Yes,' complete Schedule L, Part III	27 X	

Part IV Checklist of Required Schedules (continued)

28 During the tax year, did any person who is a current or former officer, director, trustee, or key employee:

a Have a direct business relationship with the organization (other than as an officer, director, trustee, or employee), or an indirect business relationship through ownership of more than 35% in another entity (individually or collectively with other person(s) listed in Part VII, Section A)? If 'Yes,' complete Schedule L, Part IV

b Have a family member who had a direct or indirect business relationship with the organization? If 'Yes,' complete Schedule L, Part IV

c Serve as an officer, director, trustee, key employee, partner, or member of an entity (or a shareholder of a professional corporation) doing business with the organization? If 'Yes,' complete Schedule L, Part IV

29 Did the organization receive more than \$25,000 in non-cash contributions? If 'Yes,' complete Schedule M

30 Did the organization receive contributions of art, historical treasures, or other similar assets, or qualified conservation contributions? If 'Yes,' complete Schedule M

31 Did the organization liquidate, terminate, or dissolve and cease operations? If 'Yes,' complete Schedule N, Part I

32 Did the organization sell, exchange, dispose of, or transfer more than 25% of its net assets? If 'Yes,' complete Schedule N, Part II

33 Did the organization own 100% of an entity disregarded as separate from the organization under Regulations sections 301.7701-2 and 301.7701-3? If 'Yes,' complete Schedule R, Part I

34 Was the organization related to any tax-exempt or taxable entity? If 'Yes,' complete Schedule R, Parts II, III, IV, and V, line 1

35 Is any related organization a controlled entity within the meaning of section 512(b)(13)? If 'Yes,' complete Schedule R, Part V, line 2

36 **Section 501(c)(3) organizations.** Did the organization make any transfers to an exempt non-charitable related organization? If 'Yes,' complete Schedule R, Part V, line 2

37 Did the organization conduct more than 5% of its activities through an entity that is not a related organization and that is treated as a partnership for federal income tax purposes? If 'Yes,' complete Schedule R, Part VI

	Yes	No
28a		X
28b		X
28c		X
29		X
30		X
31		X
32		X
33		X
34	X	
35	X	
36		X
37		X

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Form 990 (2008)

Part V | Statements Regarding Other IRS Filings and Tax Compliance

	Yes	No
1a Enter the number reported in Box 3 of form 1096, Annual Summary and Transmittal of U.S. Information Returns. Enter -0- if not applicable	1a	0
1b Enter the number of Forms W-2G included in line 1a. Enter -0- if not applicable	1b	0
1c Did the organization comply with backup withholding rules for reportable payments to vendors and reportable gaming (gambling) winnings to prize winners?	1c	
2a Enter the number of employees reported on Form W-3, Transmittal of Wage and Tax Statements, filed for the calendar year ending with or within the year covered by this return	2a	0
2b If at least one is reported on line 2a, did the organization file all required federal employment tax returns? <i>Note. If the sum of lines 1a and 2a is greater than 250, you may be required to e-file this return (see instructions)</i>	2b	
3a Did the organization have unrelated business gross income of \$1,000 or more during the year covered by this return?	3a	X
3b If 'Yes' has it filed a Form 990-T for this year? If 'No,' provide an explanation in Schedule O	3b	
4a At any time during the calendar year, did the organization have an interest in, or a signature or other authority over, a financial account in a foreign country (such as a bank account, securities account, or other financial account)?	4a	X
4b If 'Yes,' enter the name of the foreign country. ► <u>INDIA</u> See the instructions for exceptions and filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts	4b	
5a Was the organization a party to a prohibited tax shelter transaction at any time during the tax year?	5a	X
5b Did any taxable party notify the organization that it was or is a party to a prohibited tax shelter transaction?	5b	X
5c If 'Yes,' to question 5a or 5b, did the organization file Form 8886-T, Disclosure by Tax-Exempt Entity Regarding Prohibited Tax Shelter Transaction?	5c	
6a Did the organization solicit any contributions that were not tax deductible?	6a	X
6b If 'Yes,' did the organization include with every solicitation an express statement that such contributions or gifts were not deductible?	6b	
7 Organizations that may receive deductible contributions under section 170(c).	7a	X
a Did the organization provide goods or services in exchange for any quid pro quo contribution of more than \$75?	7b	
b If 'Yes,' did the organization notify the donor of the value of the goods or services provided?	7c	X
c Did the organization sell, exchange, or otherwise dispose of tangible personal property for which it was required to file Form 8282?	7d	
d If 'Yes,' indicate the number of Forms 8282 filed during the year	7e	
e Did the organization, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	7f	X
f Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?	7g	X
g For all contributions of qualified intellectual property, did the organization file Form 8899 as required?	7h	X
h For all contributions of cars, boats, airplanes, and other vehicles, did the organization file a Form 1098-C as required?	8	
8 Section 501(c)(3) and other sponsoring organizations maintaining donor advised funds and section 509(a)(3) supporting organizations. Did the supporting organization, or a fund maintained by a sponsoring organization, have excess business holdings at any time during the year?	9a	
9 Section 501(c)(3) and other sponsoring organizations maintaining donor advised funds.	9b	
a Did the organization make any taxable distributions under section 4966?	10a	
b Did the organization make any distribution to a donor, donor advisor, or related person?	10b	
10 Section 501(c)(7) organizations. Enter		
a Initiation fees and capital contributions included on Part VIII, line 12	11a	
b Gross Receipts, included on Form 990, Part VIII, line 12, for public use of club facilities	11b	
11 Section 501(c)(12) organizations. Enter:	12a	
a Gross income from other members or shareholders	12a	
b Gross income from other sources (Do not net amounts due or paid to other sources against amounts due or received from them.)	12b	
12a Section 4947(a)(1) non-exempt charitable trusts. Is the organization filing Form 990 in lieu of Form 1041?		
b If 'Yes,' enter the amount of tax-exempt interest received or accrued during the year		

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Form 990 (2008)

Part VI Governance, Management and Disclosure (Sections A, B, and C request information about policies not required by the Internal Revenue Code.)

Section A. Governing Body and Management

For each 'Yes' response to lines 2-7b below, and for a 'No' response to lines 8 or 9b below, describe the circumstances, processes, or changes in Schedule O. See instructions.

	Yes	No
1a	4	
1b		
2	X	
3	X	
4	X	
5	X	
6	X	
7a	X	
7b	X	
8a	X	
8b	X	
9a	X	
9b		
10	X	
11	X	

1a Enter the number of voting members of the governing body
 1b Enter the number of voting members that are independent
 2 Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee or key employee? **SEE SCHEDULE O**
 3 Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person?
 4 Did the organization make any significant changes to its organizational documents since the prior Form 990 was filed?
 5 Did the organization become aware during the year of a material diversion of the organization's assets?
 6 Does the organization have members or stockholders?
 7a Does the organization have members, stockholders, or other persons who may elect one or more members of the governing body?
 b Are any decisions of the governing body subject to approval by members, stockholders, or other persons?
 8 Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following.
 a The governing body?
 b Each committee with authority to act on behalf of the governing body?
 9a Does the organization have local chapters, branches, or affiliates?
 b If 'Yes,' does the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with those of the organization?
 10 Was a copy of the Form 990 provided to the organization's governing body before it was filed? All organizations must describe in Schedule O the process, if any, the organization uses to review the Form 990 **SEE SCHEDULE O**
 11 Is there any officer, director or trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If 'Yes,' provide the names and addresses in Schedule O

Section B. Policies

	Yes	No
12a	X	
12b	X	
12c	X	
13	X	
14	X	
15a	X	
15b	X	
16a	X	
16b		

12a Does the organization have a written conflict of interest policy? If 'No,' go to line 13
 b Are officers, directors or trustees, and key employees required to disclose annually interests that could give rise to conflicts?
 c Does the organization regularly and consistently monitor and enforce compliance with the policy? If 'Yes,' describe in Schedule O how this is done
 13 Does the organization have a written whistleblower policy?
 14 Does the organization have a written document retention and destruction policy?
 15 Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision:
 a The organization's CEO, Executive Director, or top management official?
 b Other officers of key employees of the organization?
 Describe the process in Schedule O. (see instructions)
 16a Did the organization invest in, contribute assets to, or participate in a joint venture or similar arrangement with a taxable entity during the year?
 b If 'Yes,' has the organization adopted a written policy or procedure requiring the organization to evaluate its participation in joint venture arrangements under applicable federal tax law, and taken steps to safeguard the organization's exempt status with respect to such arrangements?

Section C. Disclosures

17 List the states with which a copy of this Form 990 is required to be filed ► **CA**
 18 Section 6104 requires an organization to make its Forms 1023 (or 1024 if applicable), 990, and 990-T (501(c)(3)s only) available for public inspection. Indicate how you make these available. Check all that apply.
 Own website Another's website Upon request
 19 Describe in Schedule O whether (and if so, how) the organization makes its governing documents, conflict of interest policy, and financial statements available to the public. **SEE SCHEDULE O**
 20 State the name, physical address, and telephone number of the person who possesses the books and records of the organization.
 ► **BARR ROSENBERG 1815 HIGHLAND PLACE BERKELEY CA 94709 510-843-6812**

Part VII Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors

Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

1a Complete this table for all persons required to be listed. Use Schedule J-2 if additional space is needed.

- List all of the organization's **current** officers, directors, trustees (whether individuals or organizations), regardless of amount of compensation, and **current** key employees. Enter -0- in columns (D), (E), and (F) if no compensation was paid.
- List the organization's five **current** highest compensated employees (other than an officer, director, trustee, or key employee) who received reportable compensation (Box 5 of Form W-2 and/or Box 7 of Form 1099-MISC) or more than \$100,000 from the organization and any related organizations.
- List all of the organization's **former** officers, key employees, and highest compensated employees who received more than \$100,000 of reportable compensation from the organization and any related organizations.
- List all of the organization's **former directors or trustees** that received, in the capacity as a former director or trustee of the organization, more than \$10,000 of reportable compensation from the organization and any related organizations.

List persons in the following order: individual trustees or directors, institutional trustees, officers, key employees, highest compensated employees, and former such persons

Check this box if the organization did not compensate any officer, director, trustee, or key employee.

Part VII Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (cont.)

1 b Total

0

0

0.

2 Total number of individuals (including those in 1a) who received more than \$100,000 in reportable compensation from the organization ► 0

	Yes	No
3		X
4		X
5		X

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization.

Part VIII Statement of Revenue

		(A) Total revenue	(B) Related or exempt function revenue	(C) Unrelated business revenue	(D) Revenue excluded from tax under sections 512, 513, or 514	
CONTRIBUTIONS, GIFTS, GRANTS AND OTHER SIMILAR AMOUNTS	1a Federated campaigns	1a				
	b Membership dues	1b				
	c Fundraising events	1c				
	d Related organizations	1d				
	e Government grants (contributions)	1e				
	f All other contributions, gifts, grants, and similar amounts not included above	1f	841,373.			
	g Noncash contribns included in lns 1a-1f		\$			
h Total. Add lines 1a-1f		►	841,373.			
PROGRAM SERVICE REVENUE	2a CLASSES AND WORKSHOPS	Business Code	18,487.	18,487.		
	b RETREATS		14,940.	14,940.		
	c DHARMA STUDIES		33,495.	33,495.		
	d KUM NYE STUDIES		28,927.	28,927.		
	e NYINGMA STUDIES/MEDITATIO		39,354.	39,354.		
	f All other program service revenue		38,175.	38,175.		
	g Total. Add lines 2a-2f		►	173,378.		
3 Investment income (including dividends, interest and other similar amounts)		►	194.		194.	
4 Income from investment of tax-exempt bond proceeds		►				
5 Royalties		►				
6a Gross Rents	(i) Real	(ii) Personal				
b Less rental expenses	40,040.					
c Rental income or (loss)						
d Net rental income or (loss)		►	40,040.		40,040.	
7a Gross amount from sales of assets other than inventory	(i) Securities	(ii) Other				
b Less cost or other basis and sales expenses						
c Gain or (loss)						
d Net gain or (loss)		►				
8a Gross income from fundraising events (not including \$ _____ of contributions reported on line 1c). See Part IV, line 18	a					
b Less direct expenses	b					
c Net income or (loss) from fundraising events		►				
9a Gross income from gaming activities. See Part IV, line 19	a					
b Less direct expenses	b					
c Net income or (loss) from gaming activities		►				
10a Gross sales of inventory, less returns and allowances	a	18,763.				
b Less cost of goods sold	b	3,717.				
c Net income or (loss) from sales of inventory		►	15,046.		15,046.	
Miscellaneous Revenue	Business Code					
11a MISCELLANEOUS INCOME		1,495.			1,495.	
b						
c						
d All other revenue						
e Total. Add lines 11a-11d		►	1,495.			
12 Total Revenue. Add lines 1h, 2g, 3, 4, 5, 6d, 7d, 8c, 9c, 10c, and 11e		►	1,071,526.	173,378.	0. 56,775.	

Part IX Statement of Functional Expenses

Section 501(c)(3) and 501(c)(4) organizations must complete all columns.

All other organizations must complete column (A) but are not required to complete columns (B), (C), and (D).

<i>Do not include amounts reported on lines 6b, 7b, 8b, 9b, and 10b of Part VIII.</i>	(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
1 Grants and other assistance to governments and organizations in the U.S. See Part IV, line 21	293,245.	293,245.		
2 Grants and other assistance to individuals in the U.S. See Part IV, line 22				
3 Grants and other assistance to governments, organizations, and individuals outside the U.S. See Part IV, lines 15 and 16	500,000.	500,000.		
4 Benefits paid to or for members	0.	0.	0.	0.
5 Compensation of current officers, directors, trustees, and key employees				
6 Compensation not included above, to disqualified persons (as defined under section 4958(f)(1) and persons described in section 4958(c)(3)(B)	0.	0.	0.	0.
7 Other salaries and wages				
8 Pension plan contributions (include section 401(k) and section 403(b) employer contributions)				
9 Other employee benefits				
10 Payroll taxes				
11 Fees for services (non-employees)				
a Management				
b Legal				
c Accounting				
d Lobbying				
e Prof fundraising svcs. See Part IV, ln 17				
f Investment management fees				
g Other				
12 Advertising and promotion	19,827.	19,827.		
13 Office expenses	4,299.		4,299.	
14 Information technology				
15 Royalties				
16 Occupancy				
17 Travel	2,051.	2,051.		
18 Payments of travel or entertainment expenses for any federal, state, or local public officials				
19 Conferences, conventions, and meetings				
20 Interest				
21 Payments to affiliates				
22 Depreciation, depletion, and amortization				
23 Insurance	14,648.	9,403.	5,245.	
24 Other expenses. Itemize expenses not covered above. (Expenses grouped together and labeled miscellaneous may not exceed 5% of total expenses shown on line 25 below)				
a LIVING EXPENSES	100,466.	100,466.		
b HOUSE EXPENSES	84,586.	84,586.		
c PRINTING AND PUBLICATIONS	19,162.	19,162.		
d UNREALIZED LOSS ON INVESTMENT	8,080.		8,080.	
e POSTAGE AND SHIPPING	7,514.	7,514.		
f All other expenses	13,193.	9,214.	3,979.	
25 Total functional expenses Add lines 1 through 24f	1,067,071.	1,045,468.	21,603.	0.
26 Joint Costs. Check here <input type="checkbox"/> if following SOP 98-2. Complete this line only if the organization reported in column (B) joint costs from a combined educational campaign and fundraising solicitation.				

BAA

Form 990 (2008)

Part X | Balance Sheet

		(A) Beginning of year		(B) End of year	
ASSETS	1 Cash – non-interest-bearing	211,497.	1	224,337.	
	2 Savings and temporary cash investments	37,644.	2	37,745.	
	3 Pledges and grants receivable, net		3		
	4 Accounts receivable, net		4		
	5 Receivables from current and former officers, directors, trustees, key employees, or other related parties Complete Part II of Schedule L		5		
	6 Receivables from other disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B). Complete Part II of Schedule L		6		
	7 Notes and loans receivable, net		7		
	8 Inventories for sale or use	24,501.	8	26,165.	
	9 Prepaid expenses and deferred charges		9		
	10a Land, buildings, and equipment, cost basis	10a 5,614,153.			
	b Less accumulated depreciation Complete Part VI of Schedule D	10b			
	11 Investments – publicly-traded securities	5,609,363.	10c	5,614,153.	
	12 Investments – other securities See Part IV, line 11	20,900.	11	5,960.	
	13 Investments – program-related. See Part IV, line 11		12		
	14 Intangible assets		13		
	15 Other assets See Part IV, line 11		14		
16 Total assets Add lines 1 through 15 (must equal line 34)	5,903,905.	16	5,908,360.		
LIABILITIES	17 Accounts payable and accrued expenses		17		
	18 Grants payable		18		
	19 Deferred revenue		19		
	20 Tax-exempt bond liabilities		20		
	21 Escrow account liability Complete Part IV of Schedule D		21		
	22 Payables to current and former officers, directors, trustees, key employees, highest compensated employees, and disqualified persons. Complete Part II of Schedule L		22		
	23 Secured mortgages and notes payable to unrelated third parties		23		
	24 Unsecured notes and loans payable		24		
	25 Other liabilities Complete Part X of Schedule D		25		
	26 Total liabilities Add lines 17 through 25	0.	26	0.	
	NET ASSETS OR FUNDS	Organizations that follow SFAS 117, check here ► <input type="checkbox"/>		and complete lines 27 through 29 and lines 33 and 34.	
		27 Unrestricted net assets		27	
		28 Temporarily restricted net assets		28	
		29 Permanently restricted net assets		29	
		Organizations that do not follow SFAS 117, check here ► <input checked="" type="checkbox"/>		and complete lines 30 through 34.	
30 Capital stock or trust principal, or current funds			30		
31 Paid-in or capital surplus, or land, building, and equipment fund			31		
32 Retained earnings, endowment, accumulated income, or other funds		5,903,905.	32	5,908,360.	
33 Total net assets or fund balances		5,903,905.	33	5,908,360.	
34 Total liabilities and net assets/fund balances		5,903,905.	34	5,908,360.	

Part XI | Financial Statements and Reporting

1 Accounting method used to prepare the Form 990. Cash Accrual Other

2a Were the organization's financial statements compiled or reviewed by an independent accountant?
b Were the organization's financial statements audited by an independent accountant?
c If 'Yes' to 2a or 2b, does the organization have a committee that assumes responsibility for oversight of the audit, review, or compilation of its financial statements and selection of an independent accountant?

3a As a result of a federal award, was the organization required to undergo an audit or audits as set forth in the Single Audit Act and OMB Circular A-133?
b If 'Yes,' did the organization undergo the required audit or audits?

Yes	No
2a	X
2b	X
2c	
3a	X
3b	

SCHEDULE A
(Form 990 or 990-EZ)

Public Charity Status and Public Support

Department of the Treasury
Internal Revenue Service

To be completed by all section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts.

2008

**Open to Public
Inspection**

Name of the organization

NYINGMA INSTITUTE

Employer identification number
94-3081194

Part I Reason for Public Charity Status (All organizations must complete this part.) (see instructions)

The organization is not a private foundation because it is (Please check only one organization.)

1 A church, convention of churches or association of churches described in **section 170(b)(1)(A)(i)**.
2 A school described in **section 170(b)(1)(A)(ii)**. (Attach Schedule E)
3 A hospital or cooperative hospital service organization described in **section 170(b)(1)(A)(iii)**. (Attach Schedule H.)
4 A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii)**. Enter the hospital's name, city, and state.
5 An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv)**. (Complete Part II)
6 A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v)**.
7 An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
8 A community trust described in **section 170(b)(1)(A)(vi)**. (Complete Part II)
9 An organization that normally receives (1) more than 33-1/3 % of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions – subject to certain exceptions, and (2) no more than 33-1/3 % of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975 See **section 509(a)(2)**. (Complete Part III)
10 An organization organized and operated exclusively to test for public safety. See **section 509(a)(4)**. (see instructions)
11 An organization organized and operated exclusively for the benefit of, to perform the functions of, or carry out the purposes of one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2)**. See **section 509(a)(3)**. Check the box that describes the type of supporting organization and complete lines 11e through 11h.
a Type I b Type II c Type III – Functionally integrated d Type III – Other
e By checking this box, I certify that the organization is not controlled directly or indirectly by one or more disqualified persons other than foundation managers and other than one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2)**
f If the organization received a written determination from the IRS that is a Type I, Type II or Type III supporting organization, check this box
g Since August 17, 2006, has the organization accepted any gift or contribution from any of the following persons?

- (i) a person who directly or indirectly controls, either alone or together with persons described in (ii) and (iii) below, the governing body of the supported organization?
- (ii) a family member of a person described in (i) above?
- (iii) a 35% controlled entity of a person described in (i) or (ii) above?

h Provide the following information about the organizations the organization supports.

	Yes	No
11g (i)		
11g (ii)		
11g (iii)		

BAA

Schedule A (Form 990 or 990-EZ) 2008

Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)

(Complete only if you checked the box on line 5, 7, or 8 of Part I.)

Section A. Public Support**Calendar year (or fiscal year beginning in) ►**

- 1 Gifts, grants, contributions and membership fees received. (Do not include 'unusual grants')
- 2 Tax revenues levied for the organization's benefit and either paid to it or expended on its behalf
- 3 The value of services or facilities furnished to the organization by a governmental unit without charge. Do not include the value of services or facilities generally furnished to the public without charge
- 4 **Total.** Add lines 1-3
- 5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)
- 6 **Public support.** Subtract line 5 from line 4

	(a) 2004	(b) 2005	(c) 2006	(d) 2007	(e) 2008	(f) Total
1						
2						
3						
4						
5						
6						

Section B. Total Support**Calendar year (or fiscal year beginning in) ►**

- 7 Amounts from line 4
- 8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources
- 9 Net income from unrelated business activities, whether or not the business is regularly carried on
- 10 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV)
- 11 **Total support.** Add lines 7 through 10
- 12 Gross receipts from related activities, etc. (see instructions) 12

	(a) 2004	(b) 2005	(c) 2006	(d) 2007	(e) 2008	(f) Total
7						
8						
9						
10						
11						
12						

- 13 **First five years.** If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here. ►

Section C. Computation of Public Support Percentage

- 14 Public support percentage for 2008 (line 6, column (f) divided by line 11, column (f)) 14 %
- 15 Public support percentage for 2007 Schedule A, Part IV-A, line 26f 15 %
- 16a **33-1/3 support test – 2008.** If the organization did not check the box on line 13, and the line 14 is 33-1/3 % or more, check this box and stop here. The organization qualifies as a publicly supported organization. ►
- b **33-1/3 support test – 2007.** If the organization did not check a box on line 13, or 16a, and line 15 is 33-1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization. ►
- 17a **10%-facts-and-circumstances test – 2008.** If the organization did not check a box on line 13, 16a, or 16b, and line 14 is 10% or more, and if the organization meets the 'facts-and-circumstances' test, check this box and stop here. Explain in Part IV how the organization meets the 'facts-and-circumstances' test. The organization qualifies as a publicly supported organization. ►
- b **10%-facts-and-circumstances test – 2007.** If the organization did not check a box on line 13, 16a, 16b, or 17a, and line 15 is 10% or more, and if the organization meets the 'facts-and-circumstances' test, check this box and stop here. Explain in Part IV how the organization meets the 'facts-and-circumstances' test. The organization qualifies as a publicly supported organization. ►
- 18 **Private foundation.** If the organization did not check a box on line 13, 16a, 16b, 17a, or 17b, check this box and see instructions ►

BAA

Part III Support Schedule for Organizations Described in Section 509(a)(2)

(Complete only if you checked the box on line 9 of Part I.)

Section A. Public Support

Calendar year (or fiscal yr beginning in) ▶	(a) 2004	(b) 2005	(c) 2006	(d) 2007	(e) 2008	(f) Total
1 Gifts, grants, contributions and membership fees received (Do not include "unusual grants")						
2 Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in a activity that is related to the organization's tax-exempt purpose						
3 Gross receipts from activities that are not an unrelated trade or business under section 513						
4 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
5 The value of services or facilities furnished by a governmental unit to the organization without charge						
6 Total. Add lines 1-5						
7a Amounts included on lines 1, 2, 3 received from disqualified persons						
b Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of 1% of the total of lines 9, 10c, 11, and 12 for the year or \$5,000						
c Add lines 7a and 7b						
8 Public support (Subtract line 7c from line 6.)						

Section B. Total Support

Calendar year (or fiscal yr beginning in) ▶	(a) 2004	(b) 2005	(c) 2006	(d) 2007	(e) 2008	(f) Total
9 Amounts from line 6						
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
c Add lines 10a and 10b						
11 Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						
12 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.)						
13 Total support. (Add lines 9, 10c, 11, and 12)						
14 First five years. If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here. ▶ <input type="checkbox"/>						

Section C. Computation of Public Support Percentage

15 Public support percentage for 2008 (line 8, column (f) divided by line 13, column (f))	15	%
16 Public support percentage from 2007 Schedule A, Part IV-A, line 27g	16	%

Section D. Computation of Investment Income Percentage

17 Investment income percentage for 2008 (line 10c, column (f) divided by line 13, column (f))	17	%
18 Investment income percentage from 2007 Schedule A, Part IV-A, line 27h	18	%
19a 33-1/3 support tests – 2008. If the organization did not check the box on line 14, and line 15 is more than 33-1/3%, and line 17 is not more than 33-1/3%, check this box and stop here. The organization qualifies as a publicly supported organization. ▶ <input type="checkbox"/>		
b 33-1/3 support tests – 2007. If the organization did not check a box on line 14 or 19a, and line 16 is more than 33-1/3%, and line 18 is not more than 33-1/3%, check this box and stop here. The organization qualifies as a publicly supported organization. ▶ <input type="checkbox"/>		
20 Private foundation. If the organization did not check a box on line 14, 19a, or 19b, check this box and see instructions		

Part IV

Supplemental Information. Complete this part to provide the explanation required by Part II, line 10; Part II, line 17a or 17b; or Part III, line 12. Provide any other additional information. (see instructions)

SCHEDULE D
(Form 990)Department of the Treasury
Internal Revenue Service**Supplemental Financial Statements**

OMB No. 1545 0047

2008**Open to Public
Inspection**

Name of the organization

NYINGMA INSTITUTE

Employer identification number

94-3081194**Part I Organizations Maintaining Donor Advised Funds or Other Similar Funds or Accounts** Complete if the organization answered 'Yes' to Form 990, Part IV, line 6.

	(a) Donor advised funds	(b) Funds and other accounts
1 Total number at end of year		
2 Aggregate contributions to (during year)		
3 Aggregate grants from (during year)		
4 Aggregate value at end of year		
5 Did the organization inform all donors and donor advisors in writing that the assets held in donor advised funds are the organization's property, subject to the organization's exclusive legal control?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
6 Did the organization inform all grantees, donors, and donor advisors in writing that grant funds may be used only for charitable purposes and not for the benefit of the donor or donor advisor or other impermissible private benefit???	<input type="checkbox"/> Yes	<input type="checkbox"/> No

Part II Conservation Easements Complete if the organization answered 'Yes' to Form 990, Part IV, line 7.

1 Purpose(s) of conservation easements held by the organization (check all that apply).	<input type="checkbox"/> Preservation of land for public use (e.g., recreation or pleasure)	<input type="checkbox"/> Preservation of an historically important land area
	<input type="checkbox"/> Protection of natural habitat	<input type="checkbox"/> Preservation of certified historic structure
	<input type="checkbox"/> Preservation of open space	
2 Complete lines 2a-2d if the organization held a qualified conservation contribution in the form of a conservation easement on the last day of the tax year		
		Held at the End of the Year
a Total number of conservation easements	2a	
b Total acreage restricted by conservation easements	2b	
c Number of conservation easements on a certified historic structure included in (a)	2c	
d Number of conservation easements included in (c) acquired after 8/17/06	2d	
3 Number of conservation easements modified, transferred, released, extinguished, or terminated by the organization during the taxable year ►		
4 Number of states where property subject to conservation easement is located ►		
5 Does the organization have a written policy regarding the periodic monitoring, inspection, violations, and enforcement of the conservation easement it holds?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
6 Staff or volunteer hours devoted to monitoring, inspecting, and enforcing easements during the year ►		
7 Amount of expenses incurred in monitoring, inspecting, and enforcing easements during the year ► \$		
8 Does each conservation easement reported on line 2(d) above satisfy the requirements of section 170(h)(4)(B)(i) and 170(h)(4)(B)(ii)?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
9 In Part XIV, describe how the organization reports conservation easements in its revenue and expense statement, and balance sheet, and include, if applicable, the text of the footnote to the organization's financial statements that describes the organization's accounting for conservation easements		

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets
Complete if the organization answered 'Yes' to Form 990, Part IV, line 8.

1 a If the organization elected, as permitted under SFAS 116, not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide, in Part XIV, the text of the footnote to its financial statements that describes these items.
b If the organization elected, as permitted under SFAS 116, not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide the following amounts relating to these items
(i) Revenues included in Form 990, Part VIII, line 1 ► \$
(ii) Assets included in Form 990, Part X ► \$
2 If the organization received or held works of art, historical treasures, or other similar assets for financial gain, provide the following amounts required to be reported under SFAS 116 relating to these items:
a Revenues included in Form 990, Part VIII, line 1 ► \$
b Assets included in Form 990, Part X ► \$

BAA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990.

Schedule D (Form 990) 2008

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets (continued)

3 Using the organization's accession and other records, check any of the following that are a significant use of its collection items (check all that apply).

a Public exhibition
 b Scholarly research
 c Preservation for future generations

d Loan or exchange programs
 e Other _____

4 Provide a description of the organization's collections and explain how they further the organization's exempt purpose in Part XIV

5 During the year, did the organization solicit or receive donations of art, historical treasures, or other similar assets to be sold to raise funds rather than to be maintained as part of the organization's collection? Yes No

Part IV Trust, Escrow and Custodial Arrangements Complete if organization answered 'Yes' to Form 990, Part IV, line 9, or reported an amount on Form 990, Part X, line 21.

1a Is the organization an agent, trustee, custodian, or other intermediary for contributions or other assets not included on Form 990, Part X? Yes No

b If 'Yes,' explain the arrangement in Part XIV and complete the following table

	Amount
1c	
1d	
1e	
1f	

2a Did the organization include an amount on Form 990, Part X, line 21? Yes No

b If 'Yes,' explain the arrangement in Part XIV.

Part V Endowment Funds Complete if organization answered 'Yes' to Form 990, Part IV, line 10.

	(a) Current year	(b) Prior year	(c) Two years back	(d) Three years back	(e) Four years back
1a Beginning of year balance	54,068.				
b Contributions					
c Investment earnings or losses	59.				
d Grants or scholarships					
e Other expenditures for facilities and programs					
f Administrative expenses					
g End of year balance	54,127.				

2 Provide the estimated percentage of the year end balance held as.

a Board designated or quasi-endowment ► 100.00 %

b Permanent endowment ► _____ %

c Term endowment ► _____ %

3a Are there endowment funds not in the possession of the organization that are held and administered for the organization by.

	Yes	No
3a(i)		X
3a(ii)		X
3b		X

b If 'Yes' to 3a(ii), are the related organizations listed as required on Schedule R?

4 Describe in Part XIV the intended uses of the organization's endowment funds.

Part VI Investments—Land, Buildings, and Equipment. See Form 990, Part X, line 10.

Description of investment	(a) Cost or other basis (investment)	(b) Cost or other basis (other)	(c) Depreciation	(d) Book Value
1a Land				
b Buildings		1,290,195.		1,290,195.
c Leasehold improvements		4,271,524.		4,271,524.
d Equipment				
e Other		52,434.		52,434.

Total. Add lines 1a-1e (Column (d) should equal Form 990, Part X, column (B), line 10(c)) ►

5,614,153.

BAA

Schedule D (Form 990) 2008

Part VII Investments—Other Securities See Form 990, Part X, line 12. N/A

(a) Description of security or category (including name of security)	(b) Book value	(c) Method of valuation Cost or end-of-year market value
Financial derivatives and other financial products		
Closely-held equity interests		
Other		

Total. (Column (b) should equal Form 990 Part X, col (B) line 12.)

Part VIII Investments—Program Related (See Form 990, Part X, line 13) **N/A**

Total Column (b) (should equal Form 990, Part X, Col (B) line 13.)

Part IX Other Assets (See Form 990, Part X, line 15) N/A

Total. Column (b) Total (should equal Form 990, Part X, col (B), line 15)

Part X **Other Liabilities** (See Form 990, Part X, line 25)

(a) Description of Liability	(b) Amount	
Federal Income Taxes		

1. B. L. XIV. - Add the last of the facts to the account.

In Part XIV, provide the text of the footnote to the organization's financial statements that reports the organization's liability for uncertain tax positions under FIN 48.

Part XI Reconciliation of Change in Net Assets from Form 990 to Financial Statements

N/A

- 1 Total revenue (Form 990, Part VIII, column (A), line 12)
- 2 Total expenses (Form 990, Part IX, column (A), line 25)
- 3 Excess or (deficit) for the year Subtract line 2 from line 1
- 4 Net unrealized gains (losses) on investments
- 5 Donated services and use of facilities
- 6 Investment expenses
- 7 Prior period adjustments
- 8 Other (Describe in Part XIV)
- 9 Total adjustments (net) Add lines 4-8
- 10 Excess or (deficit) for the year per financial statements. Combine lines 3 and 9

Part XII | Reconciliation of Revenue per Audited Financial Statements With Revenue per Return N/A

- 1 Total revenue, gains, and other support per audited financial statements
- 2 Amounts included on line 1 but not on Form 990, Part VIII, line 12:
 - a Net unrealized gains on investments
 - b Donated services and use of facilities
 - c Recoveries of prior year grants
 - d Other (Describe in Part XIV)
- 3 Add lines 2a through 2d
- 4 Subtract line 2e from line 1
- 5 Amounts included on Form 990, Part VIII, line 12, but not on line 1.
 - a Investments expenses not included on Form 990, Part VIII, line 7b
 - b Other (Describe in Part XIV)
- 6 Add lines 4a and 4b
- 7 Total revenue Add lines 3 and 4c. (This should equal Form 990, Part I, line 12)

1

3

50

1

1

Part XIII Reconciliation of Expenses per Audited Financial Statements With Expenses per Return

N/A

- 1 Total expenses and losses per audited financial statements
- 2 Amounts included on line 1 but not on Form 990, Part IX, line 25
 - a Donated services and use of facilities
 - b Prior year adjustments
 - c Losses reported on Form 990, Part IX, line 25.
 - d Other (Describe in Part XIV)
- e Add lines 2a through 2d
- 3 Subtract line 2e from line 1
- 4 Amounts included on Form 990, Part IX, line 25, but not on line 1:
 - a Investments expenses not included on Form 990, Part VIII, line 7b
 - b Other (Describe in Part XIV)
- c Add lines 4a and 4b
- 5 Total expenses. Add lines 3 and 4c. (This should equal Form 990, Part I, line 18.)

1

1

1

1

1

11

Part XIV Supplemental Information

Complete this part to provide the descriptions required for Part II, lines 3, 5, and 9, Part III, lines 1a and 4, Part IV, lines 1b and 2b, Part V, line 4, Part X, Part XI, line 8, Part XII, lines 2d and 4b, and Part XIII, lines 2d and 4b.

Part XIV Supplemental Information (continued)

SCHEDULE E
(Form 990 or 990-EZ)

Department of the Treasury
Internal Revenue Service

Schools

► To be completed by organizations that
answer 'Yes' to Form 990, Part IV, line 13, or Form 990-EZ, Part VI, line 48.
► Attach to Form 990 or Form 990-EZ.

OMB No. 1545 0047

2008

**Open to Public
Inspection**

Name of the organization

NYINGMA INSTITUTE

Employer identification number

94-3081194

1 Does the organization have a racially nondiscriminatory policy toward students by statement in its charter, bylaws, other governing instrument, or in a resolution of its governing body?

YES

X

2 Does the organization include a statement of its racially nondiscriminatory policy toward students in all its brochures, catalogues, and other written communications with the public dealing with student admissions, programs, and scholarships?

X

3 Has the organization publicized its racially nondiscriminatory policy through newspaper or broadcast media during the period of solicitation for students, or during the registration period if it had no solicitation program, in a way that makes the policy known to all parts of the general community it serves? If 'Yes,' please describe. If 'No,' please explain

X

OUR STUDENTS ARE ADMITTED ON A NONDISCRIMINATORY BASIS. OUR STAFF AND
FACULTIES ARE ALL VOLUNTEERS RECRUITED UNDER A NONDISCRIMINATORY POLICY.
THE NYINGMA INSTITUTE'S RACIALLY NONDISCRIMINATORY POLICY IS ALWAYS
PUBLISHED IN THE INSTITUTE'S CATALOGUE.

4 Does the organization maintain the following?

X

a Records indicating the racial composition of the student body, faculty, and administrative staff?

X

b Records documenting that scholarships and other financial assistance are awarded on a racially nondiscriminatory basis?

X

c Copies of all catalogues, brochures, announcements, and other written communications to the public dealing with student admissions, programs, and scholarships?

X

d Copies of all material used by the organization or on its behalf to solicit contributions?

X

If you answered 'No,' to any of the above, please explain. (If you need more space, attach a separate statement.)

5 Does the organization discriminate by race in any way with respect to:

X

a Students' rights or privileges?

X

b Admissions policies?

X

c Employment of faculty or administrative staff?

X

d Scholarships or other financial assistance?

X

e Educational policies?

X

f Use of facilities?

X

g Athletic programs?

X

h Other extracurricular activities?

X

If you answered 'Yes,' to any of the above, please explain. (If you need more space, attach a separate statement.)

6a Does the organization receive any financial aid or assistance from a governmental agency?

X

b Has the organization's right to such aid ever been revoked or suspended?

X

If you answered 'Yes,' to either line 6a or line b, please explain using an attached statement

7 Does the organization certify that it has complied with the applicable requirements of sections 4.01 through 4.05 of Rev. Proc. 75-50, 1975-2 C.B. 587, covering racial nondiscrimination? If 'No,' attach an explanation

X

X

X

Department of the Treasury
Internal Revenue Service

Name of the organization

NYINGMA INSTITUTE

Employer identification number

94-3081194

Part I General Information on Activities Outside the United States. Complete if the organization answered 'Yes' to Form 990, Part IV, line 14b.

1 For grantmakers. Does the organization maintain records to substantiate the amount of the grants or assistance, the grantees' eligibility for the grants or assistance, and the selection criteria used to award the grants or assistance? Yes No

2 For grantmakers. Describe in Part IV the organization's procedures for monitoring the use of grant funds outside the United States.

3 Activities per Region. (Use Schedule F-1 (Form 990) if additional space is needed.)

BAA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990.

Schedule F (Form 990) (2008)

Part II Grants and Other Assistance to Organizations

Grants and Other Assistance to Organizations Outside the United States. Complete in the organization answered Form 990, Part IV, line 15, for any recipient who received more than \$5,000. Check this box if no one recipient received more than \$5,000. Use Schedule F-1 (Form 990) if additional space is needed.

2 Enter total number of organizations that are recognized as charities by the foreign country or for which the grantee or counsel has provided a section 501(c)(3)

3 Enter total number equivalency letter

200

Schaele F (Form 990) 2008

Part III Grants and Other Assistance to Individuals

Grants and Other Assistance to Individuals Pursue their Interests. Complete if the organization answered Part IV, line 16. Use Schedule F-1 (Form 990) if additional space is needed.

BAA

Part IV Supplemental Information

Complete this part to provide the information required in Part I, line 2, and any other additional information

PART I, LINE 2 - GRANTMAKERS EXPLANATION FOR GRANTS OUTSIDE US

THE CFO OF THE NYINGMA INSTITUTE RECEIVES AND REVIEWS REPORTS AND FINANCIAL INFORMATION FROM SINI REGARDING ITS CHARITABLE ACTIVITIES AND THE EXPENDITURE OF GRANTED FUNDS.

ADDITIONAL SUPPLEMENTAL INFORMATION**2008 FORM 990, SCHEDULE F, ADDITIONAL SUPPLEMENTAL INFORMATION**

THE NYINGMA INSTITUTE IS A CALIFORNIA NONPROFIT CORPORATION THAT OPERATES A SCHOOL AND CARRIES OUT VARIOUS CHARITABLE, EDUCATIONAL AND RELIGIOUS ACTIVITIES. IN FURTHERANCE OF ITS RELIGIOUS MISSION, ON FEBRUARY 20, 2008, THE NYINGMA INSTITUTE (THE "TAXPAYER") MADE ITS FIRST GRANT TO THE SARNATH INTERNATIONAL NYINGMA INSTITUTE ("SINI") IN INDIA, FOR CHARITABLE AND RELIGIOUS PURPOSES. THE FOLLOWING SCHEDULE SHOWS ALL GRANTS MADE TO SINI:

SCHEDULE OF CASH TRANSFERS

DATE	AMOUNT	CUMULATIVE AMOUNT
2/20/08	\$ 249,904	\$ 249,904
8/28/08	500,000	749,904
1/7/09	250,000	999,904
4/15/09	250,000	1,249,904

UNDER INDIAN LAW, NONPROFIT ENTITIES SUCH AS SINI ARE ORGANIZED AS CORPORATE ENTITIES WITH VOTING MEMBERS. APPROXIMATELY 99% OF THE VOTING POWER WITH RESPECT TO SINI IS HELD BY THE TAXPAYER.

THE MEMORANDUM OF ASSOCIATION (WHICH IS COMPARABLE TO ARTICLES OF INCORPORATION FOR A CALIFORNIA CORPORATION) PROVIDES THAT THE COMPANY'S PURPOSES ARE EXCLUSIVELY CHARITABLE AND RELIGIOUS, AND SPECIFICALLY PROVIDES, AMONG OTHER THINGS, THAT:

Part IV Supplemental Information

Complete this part to provide the information required in Part I, line 2, and any other additional information.

ADDITIONAL SUPPLEMENTAL INFORMATION (CONTINUED)

"(1) THE INCOME AND PROPERTY OF THE COMPANY, WHENSOEVER DERIVED, SHALL BE APPLIED SOLELY FOR THE PROMOTION OF ITS OBJECTS [PURPOSES] AS SET FORTH IN THIS MEMORANDUM OF THE COMPANY.

(2) NO PORTION OF THE INCOME OR PROPERTY AFORESAID SHALL BE PAID OR TRANSFERRED, DIRECTLY OR INDIRECTLY, BY WAY OF DIVIDEND, BONUS OR OTHERWISE BY WAY OF PROFIT, TO PERSONS WHO, AT ANY TIME ARE, OR HAVE BEEN MEMBERS OF THE COMPANY OR TO ANY ONE OR MORE OF THEM OR TO ANY PERSON CLAIMING THROUGH ANY ONE OR MORE OF THEM."

IN 2008, AT THE TIME OF THE INITIAL TRANSFER, THE TAXPAYER UNDERSTOOD THAT UNDER INDIAN LAW THE TAXPAYER DID NOT HAVE CONTROL OVER THE SINI GOVERNING BOARD, AND THE TAXPAYER UNDERSTOOD AND INTENDED THAT CONTROL AND GOVERNANCE AUTHORITY WAS RESERVED TO THE INDIAN NATIONALS WHO WERE APPOINTED TO THE BOARD. THE TAXPAYER REPORTED EACH GRANT AS ADDITIONAL CONSIDERATION FOR THE SINI VOTING STOCK AND SHOWED THE AGGREGATE GRANT AMOUNT AS AN ASSET ON ITS FINANCIAL STATEMENTS IN ORDER TO BE CONSISTENT WITH WHAT IT UNDERSTOOD WAS EXPECTED UNDER INDIAN LAW. THERE ARE NO VOTING MEMBERS OR STOCKHOLDERS IN SINI OTHER THAN THE TAXPAYER AND THE THREE DIRECTORS, WHO TOGETHER OWN LESS THAN 1% OF THE VOTING POWER. THE MEMBERSHIP SHARES ARE NOT FREELY TRANSFERABLE AND HAVE NO MARKET VALUE.

IN SUBSTANCE, THE TRANSFERS TO SINI WERE GRANTS, BUT IN FORM THEY WERE CONTRIBUTIONS TO THE CAPITAL OF A FOREIGN CORPORATION. ACCORDINGLY, THE TAXPAYER DETERMINED THAT ITS INTEREST IN SINI IS AN INTEREST IN A FOREIGN CORPORATION THAT MAY BE SUBJECT TO THE REPORTING REQUIREMENTS OF INTERNAL REVENUE CODE SECTIONS 6038, 6038B, 6046 AND 31 U.S.C. SECTIONS 5314. FURTHERMORE, OUT OF AN ABUNDANCE OF CAUTION THE TAXPAYER DETERMINED THAT REPORTS RELATING TO THE SINI INTEREST SHOULD BE MADE ON FORMS TD F

Part IV Supplemental Information

Complete this part to provide the information required in Part I, line 2, and any other additional information

ADDITIONAL SUPPLEMENTAL INFORMATION (CONTINUED)

90-22.1 FOR THE CALENDAR YEARS 2008 THROUGH THE PRESENT, AND IRS FORM 990 SCHEDULE F, IRS FORM 926, AND IRS FORM 5471 FOR THE FISCAL YEARS ENDING IN 2008 THROUGH THE PRESENT.

HOWEVER, BECAUSE THE INTEREST THE TAXPAYER HOLDS IN SINI HAS NO MARKET VALUE, TO BE CONSISTENT WITH THE TAXPAYER'S FINANCIAL STATEMENTS, NO ASSET VALUE FOR THE SINI SHARES IS SHOWN ON THE TAXPAYER'S FORM 990, AND THE ENTIRE AMOUNT TRANSFERRED IS TREATED AS A GRANT.

THE TAXPAYER BELIEVES THAT THE FAILURE TO REPORT THE SINI TRANSACTION ON SCHEDULE F WAS DUE TO REASONABLE CAUSE. THE ENTIRE BACKGROUND AND EXPLANATION OF REASONABLE CAUSE FOR NOT ASSESSING ANY PENALTIES IS MORE FULLY DETAILED ON FEDERAL SUPPLEMENTAL INFORMATION APPENDED TOWARDS THE BACK OF THE RETURN.

REGISTER OF THE UNITED STATES PATENT OFFICE

Part III **Grants and Other Assistance to Individuals In the United States.** Complete if the organization answered Yes on Form 990, Part IV, line 22. Use Schedule I-1 (Form 990) if additional space is needed.

Part IV **Supplemental Information.** Complete this part to provide the information required in Part I, line 2, and any other additional information.

DEFINITION OF HOW GRANTS ARE USED

THE NYINGMA INSTITUTE WAS FOUNDED IN 1972 BY THE HEAD LAMA OF THE TIBETAN NYINGMA MEDITATION CENTER TO PRESENT THE TEACHING OF THE TIBETAN BUDDHIST TRADITIONS TO WESTERN STUDENTS. THE INSTITUTE REMAINS DEEPLY CONNECTED TO THE HEAD LAMA OF THE TIBETAN NYINGMA MEDITATION CENTER AND GIVES ANNUAL GRANTS TO SUPPORT ITS RELIGIOUS WORK. THE DEANS OF THE INSTITUTE HAVE REGULAR MEETINGS THROUGHOUT THE YEAR WITH THE HEAD LAMA WHEREIN THE USE OF THE GRANT FUNDS ARE DISCUSSED AND REPORTED.

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SCHEDULE O
(Form 990)Department of the Treasury
Internal Revenue Service**Supplemental Information to Form 990**

OMB No 1545 0047

2008Open to Public
Inspection

Name of the organization

NYINGMA INSTITUTE

Employer identification number

94-3081194**EXPLANATION OF AMENDED RETURN**

TAXPAYER DETERMINED THAT GRANTS MADE TO A FOREIGN CHARITABLE ORGANIZATION IN INDIA THAT WERE PREVIOUSLY RECORDED AS AN INVESTMENT IS MOST PROPERLY A CURRENT PERIOD GRANT. SEE COMPLETE EXPLANATION ATTACHED.

FORM 990, PART III, LINE 1 - ORGANIZATION MISSION

THE NYINGMA INSTITUTE WAS FOUNDED IN 1972 BY TIBETAN TEACHER AND AUTHOR, TARTHANG TULKU, TO PRESENT THE TEACHINGS OF THE TIBETAN TRADITION TO THE WEST. IT STRIVES TO PROMOTE, FOSTER, ENCOURAGE, TEACH AND DISSEMINATE THE TIBETAN NYINGMA TRADITIONS OF BUDDHISM AND TO MAKE THOSE TEACHINGS AVAILABLE TO WESTERN STUDENTS IN FORMS APPROPRIATE TO THE CONTEMPORARY WORLD.

FORM 990, PART III, LINE 4A - PROGRAM SERVICE ACCOMPLISHMENTS

THE NYINGMA INSTITUTE OFFERS CLASSES, WORKSHOPS, SEMINARS, AND RESIDENTIAL RETREATS BASED UPON THE NYINGMA TRADITION OF TIBETAN BUDDHISM. SUBJECTS INCLUDE NYINGMA MEDITATION OFFERING A WIDE RANGE OF TECHNIQUES THAT HELP STUDENTS GAIN INSIGHT INTO THE QUALITIES OF MIND AND PROVIDE THE BASIS FOR PROGRESS IN ALL AREAS OF STUDY; NYINGMA PSYCHOLOGY BASED ON TARTHANG TULKU'S WRITINGS WHICH GREW OUT OF HIS EARLY TEACHING AT THE INSTITUTE AND INCLUDE STUDY OF THE NATURE OF CONSCIOUSNESS, PATTERNS OF THOUGHT, FEELING & EMOTION, THE CONNECTION BETWEEN INNER AND OUTER EXPERIENCE, TRANSFORMATION OF NEGATIVE MENTAL PATTERNS, AND SUSTAIN THE DYNAMIC OF MEDITATION AND BRING THE BENEFITS OF MEDITATION INTO DAILY LIFE; SKILLFUL MEANS FOSTERS WAYS OF WORKING THAT INSPIRE CREATIVE ACCOMPLISHMENT AND DEVELOPING MASTERY THROUGH THE TRANSFORMATION OF AWARENESS, CONCENTRATION AND ENDRGY. THE ORGANIZATION SERVES APPROXIMATELY 860 STUDENTS IN CLASSES AND WORKSHOPS AND 115 ATTENDEES AT RESIDENTIAL RETREATS.

Name of the organization

NYINGMA INSTITUTE

Employer identification number

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FORM 990, PART III, LINE 4D - OTHER PROGRAM SERVICES DESCRIPTION

CERTIFICATE PROGRAMS (CONTINUING EDUCATION FOR LAWYERS, THERAPISTS & SOCIAL WORKERS), TIBETAN LANGUAGE CLASSES, AND COURSES IN SACRED ART AND THE OTHER ASPECTS OF TIBETAN CULTURE ALL ARE DESIGNED TO INSPIRE AN APPRECIATION AND UNDERSTANDING OF THE NYINGMA TRADITION OF TIBETAN BUDDHISM. THE INSTITUTE ALSO ENGAGES IN ENDEAVORS SUCH AS PUBLICATIONS, ART PROJECTS, EXHIBITIONS, AND VOLUNTEER PROGRAMS. THE INSTITUTE REGULARLY LEADS ART TOURS OF OUR FACILITY FOR OUR STUDENTS AND STUDENTS FROM LOCAL UNIVERSITIES, AND OFFERS REGULAR FREE DHARMA TALKS TO THE PUBLIC (ABOUT 900 PARTICIPANTS PER YEAR).

GRANTS (PLEDGES TO HEAD LAMA TIBETAN NYINGMA MEDITATION CENTER) ARE GIVEN ANNUALLY TO ENCOURAGE AND ASSIST THE RELATED NON-PROFIT ORGANIZATIONS FOUNDED BY TARTHANG TULKU WHICH ALL SHARE SIMILAR GOALS TO PRESERVE AND PRESENT THE LIVING SPIRIT OF BUDDHISM TO THE WEST AND TO PRESERVE TIBET'S CULTURAL AND RELIGIOUS HERITAGE FOR THE BENEFIT OF THE ENTIRE WORLD.

GRANTS TO SARNATH INTERNATIONAL NYINGMA INSTITUTE (SINI) IN INDIA WERE MADE TO FURTHER THE MISSION OF SINI, WHICH IS TO ENSURE THE TRANSMISSION OF THE BUDDHADHARMA TO PROMOTE MUTUAL RESPECT AMONG ALL HUMAN BEINGS THROUGH WORLDWIDE COOPERATION OF MEN AND WOMEN OF GOODWILL AND TO ACHIEVE PEACE, HARMONY, AND THE BROTHERHOOD OF ALL HUMANITY; TO PROMOTE RELIGIOUS CEREMONIES AND STUDIES IN INDIA; AND TO SUPPORT PILGRIMAGES AT THE HOLY PLACES. THESE GRANTS HAVE BEEN MADE FOR TWO PURPOSES: FINANCING INITIAL CONSTRUCTION OF SINI'S FACILITIES AND FUNDING RELIGIOUS CEREMONIES AT THE BUDDHIST HOLY SITES IN INDIA.

Name of the organization

NYINGMA INSTITUTE

Employer identification number

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FORM 990, PART VI, LINE 2 - BUSINESS OR FAMILY RELATIONSHIP OF OFFICERS, DIRECT

TWO OF THE TRUSTEES ARE HUSBAND AND WIFE.

FORM 990, PART VI, LINE 10 - FORM 990 REVIEW PROCESS

THE TRUSTEE AND CO-DEAN OF THE INSTITUTE REVIEWS THE TAX RETURN PRIOR TO FILING.

ANY QUESTIONS ARE RESOLVED THROUGH DISCUSSION WITH HIS ADMINISTRATIVE ASSISTANT AND

THE TAX PREPARER PRIOR TO SIGNING THE RETURN.

FORM 990, PART VI, LINE 19 - OTHER ORGANIZATION DOCUMENTS PUBLICLY AVAILABLE

GOVERNING DOCUMENTS AND FINANCIAL STATEMENTS ARE AVAILABLE TO THE PUBLIC UPON

WRITTEN OR ORAL REQUEST.

Related Organizations and Unrelated Partnerships

► Attach to Form 990. To be completed by organizations that answered 'Yes' to Form 990, Part IV, lines 33, 34, 35, 36, or 37.
► See separate instructions.

Open to Public
Inspection

Name of the organization
NINGMA INSTITUTE

Part I Identification of Disregarded Entities

Part II Identification of Related Tax-Exempt Organizations

(A) Name, address, and EIN of related organization	(B) Primary activity	(C) Legal domicile (state or foreign country)	(D) Exempt Code section	(E) Public charity status (if section 501(c)(3))	(F) Direct controlling entity
GARNATH INTERNATIONAL NYINGMA INSTITUTE	TEACHING	INDIA	501 (C) (3)	SEE STATEMENT ATTACHED	
GARNATH, 14/52 P-2, BARAIPUR	BUDDHISM				
GARNATH, VARANASI, UTTAR PRADESH 221001 IND					

Part III Identification of Related Organizations Taxable as a Partnership

Part IV: Identification of Related Organizations Taxable as a Corporation or Trust

Part V Transactions With Related Organizations**Note.** Complete line 1 if any entity is listed in Parts II, III, or IV.

1 During the tax year did the organization engage in any of the following transactions with one or more related organizations listed in Parts II-IV

- a Receipt of **(i)** interest **(ii)** annuities **(iii)** royalties **(iv)** rent from a controlled entity
- b Gift, grant, or capital contribution to other organization(s)
- c Gift, grant, or capital contribution from other organization(s)
- d Loans or loan guarantees to or for other organization(s)
- e Loans or loan guarantees by other organization(s)

f Sale of assets to other organization(s).

g Purchase of assets from other organization(s)

h Exchange of assets

i Lease of facilities, equipment, or other assets to other organization(s)

j Lease of facilities, equipment, or other assets from other organization(s)

k Performance of services or membership or fundraising solicitations for other organization(s)

l Performance of services or membership or fundraising solicitations by other organization(s)

m Sharing of facilities, equipment, mailing lists, or other assets

n Sharing of paid employees

o Reimbursement paid to other organization for expenses

p Reimbursement paid by other organization for expenses

q Other transfer of cash or property to other organization(s)

r Other transfer of cash or property from other organization(s)

2 If the answer to any of the above is 'Yes,' see the instructions for information on who must complete this line, including covered relationships and transaction thresholds

(A) Name of other organization	(B) Transaction type (a-r)	(C) Amount involved	
		Yes	No
(1) SARNATH INTERNATIONAL NYINGMA INSTITUTE	B	500,000.	
(2)			
(3)			
(4)			
(5)			
(6) BAA			

Part VI Unrelated Organizations Taxable as a Partnership

Provide the following information for each entity taxed as a partnership through which the organization conducted more than five percent of its activities (measured by total asset or gross revenue) that was not a related organization. See Instructions regarding exclusion for certain investment partnerships.

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Schedule R (Form 990) (2008)

NYINGMA INSTITUTE

94-3081194

2010 990 SCHEDULE R ADDITIONAL SUPPLEMENTAL INFORMATION

THE TAXPAYER IS A CALIFORNIA NONPROFIT CORPORATION THAT OPERATES A SCHOOL AND CARRIES OUT VARIOUS CHARITABLE, EDUCATIONAL AND RELIGIOUS ACTIVITIES. SINCE 2008, THE TAXPAYER HAS MADE A NUMBER OF GRANTS TO THE SARNATH INTERNATIONAL NYINGMA INSTITUTE ("SINI") IN INDIA, FOR CHARITABLE AND RELIGIOUS PURPOSES.

UNDER INDIAN LAW, NONPROFIT ENTITIES SUCH AS SINI ARE ORGANIZED AS CORPORATE ENTITIES WITH VOTING MEMBERS. THE MEMORANDUM OF ASSOCIATION (WHICH IS COMPARABLE TO ARTICLES OF INCORPORATION FOR A CALIFORNIA CORPORATION) PROVIDES THAT THE COMPANY'S PURPOSES ARE EXCLUSIVELY CHARITABLE AND RELIGIOUS, AND SPECIFICALLY PROVIDES, AMONG OTHER THINGS, THAT:

"(1) THE INCOME AND PROPERTY OF THE COMPANY, WHENSOEVER DERIVED, SHALL BE APPLIED SOLELY FOR THE PROMOTION OF ITS OBJECTS [PURPOSES] AS SET FORTH IN THIS MEMORANDUM OF THE COMPANY.

(2) NO PORTION OF THE INCOME OR PROPERTY AFORESAID SHALL BE PAID OR TRANSFERRED, DIRECTLY OR INDIRECTLY, BY WAY OF DIVIDEND, BONUS OR OTHERWISE BY WAY OF PROFIT, TO PERSONS WHO, AT ANY TIME ARE, OR HAVE BEEN MEMBERS OF THE COMPANY OR TO ANY ONE OR MORE OF THEM OR TO ANY PERSON CLAIMING THROUGH ANY ONE OR MORE OF THEM."

IN 2008, AT THE TIME OF THE INITIAL TRANSFER, THE TAXPAYER UNDERSTOOD THAT UNDER INDIAN LAW THE TAXPAYER DID NOT HAVE CONTROL OVER THE SINI GOVERNING BOARD, AND THE TAXPAYER UNDERSTOOD AND INTENDED THAT CONTROL AND GOVERNANCE AUTHORITY WAS RESERVED TO THE INDIAN NATIONALS WHO WERE APPOINTED TO THE BOARD. THE TAXPAYER REPORTED EACH GRANT AS ADDITIONAL CONSIDERATION FOR THE SINI VOTING STOCK AND SHOWED THE AGGREGATE GRANT AMOUNT AS AN ASSET ON ITS FINANCIAL STATEMENTS IN ORDER TO BE CONSISTENT WITH WHAT IT UNDERSTOOD WAS EXPECTED UNDER INDIAN LAW. THERE ARE NO VOTING MEMBERS OR STOCKHOLDERS IN SINI OTHER THAN THE TAXPAYER. THE MEMBERSHIP SHARES ARE NOT FREELY TRANSFERABLE AND HAVE NO MARKET VALUE.

IN LATE DECEMBER, 2011, THE TAXPAYER WAS INFORMED BY INDIAN COUNSEL THAT THE TAXPAYER IN FACT HAD THE AUTHORITY TO APPOINT SUCCESSOR DIRECTORS OF SINI, BY VIRTUE OF THE FACT THAT THE TAXPAYER HOLDS 100% OF THE VOTING POWER IN SINI. THE VOTING MEMBER HAS THE AUTHORITY TO VOTE FOR DIRECTORS BUT DOES NOT HOLD AN ECONOMIC INTEREST, AS WOULD BE THE CASE FOR VOTING STOCK IN A FOR-PROFIT CORPORATION. THE SINI MEMORANDUM OF ASSOCIATION PROHIBITS THE DISTRIBUTION OF EARNINGS, AND ALLOWS DISTRIBUTIONS TO OTHER ENTITIES ONLY FOR PURPOSES RECOGNIZED AS CHARITABLE IN INDIA.

THE TAXPAYER HAS DETERMINED THAT ITS INTEREST IN SINI IS AN INTEREST IN A FOREIGN CORPORATION THAT MAY BE SUBJECT TO THE REPORTING REQUIREMENTS OF INTERNAL REVENUE CODE SECTIONS 6038, 6038B, 6046 AND 31 U.S.C. SECTIONS 5314. FURTHERMORE, OUT OF AN ABUNDANCE OF CAUTION THE TAXPAYER DETERMINED THAT REPORTS RELATING TO THE SINI INTEREST SHOULD BE MADE ON FORMS TD F 90-22.1 FOR THE CALENDAR YEARS 2008 THROUGH THE PRESENT, AND IRS FORM 990 SCHEDULE F, IRS FORM 926, AND IRS FORM 5471 FOR THE FISCAL YEARS ENDING IN 2008 THROUGH THE PRESENT.

NYINGMA INSTITUTE

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RENTAL INCOME WORKSHEET

GROSS RENTAL INCOME	\$ 40,040.
EXPENSES	
TOTAL EXPENSES	\$ 0.
NET RENTAL INCOME OR LOSS	\$ 40,040.

COMPUTATION OF COST OF GOODS SOLD (FORM 990)

1. INVENTORY AT START OF YEAR	24,501.
2. PURCHASES	5,381.
3. COST OF LABOR	0.
4. ADDITIONAL 263A COSTS	0.
5. OTHER COSTS	0.
6. TOTAL (ADD LINES 1 THROUGH 5)	29,882.
7. INVENTORY AT END OF YEAR	26,165.
8. COST OF GOODS SOLD (SUBTRACT LINE 7 FROM LINE 6)	<u>3,717.</u>

RECONCILIATION OF CHANGE IN NET ASSETS

TOTAL REVENUE	\$ 1,071,526.
TOTAL EXPENSES	1,067,071.
EXCESS OR DEFICIT FOR THE YEAR PER FORM 990	4,455.
NET UNREALIZED GAINS OR LOSSES ON INVESTMENTS	-8,080.
TOTAL ADJUSTMENTS	-8,080.
EXCESS OR DEFICIT FOR THE YEAR PER FINANCIAL STATEMENTS	<u>-3,625.</u>

FORM 990, PART IX, LINE 24
OTHER EXPENSES

	(A) TOTAL	(B) PROGRAM SERVICES	(C) MANAGEMENT & GENERAL	(D) FUNDRAISING
BANK CHARGES	3,720.	3,720.		
EQUIPMENT RENTAL	3,615.	3,615.		
FEES AND OTHER	4,311.	503.	3,808.	
HOUSE EXPENSES	84,586.	84,586.		
LIVING EXPENSES	100,466.	100,466.		
MISCELLANEOUS	171.		171.	
MISCELLANEOUS FURNITURE	193.	193.		
OFFICE EQUIPMENT	160.	160.		
POSTAGE AND SHIPPING	7,514.	7,514.		
PRINTING AND PUBLICATIONS	19,162.	19,162.		
SPECIAL PROJECT EXPENSE	1,023.	1,023.		
UNREALIZED LOSS ON INVESTMENT	8,080.		8,080.	
TOTAL	<u>\$ 233,001.</u>	<u>\$ 220,942.</u>	<u>\$ 12,059.</u>	<u>\$ 0.</u>

2008

FEDERAL WORKSHEETS

PAGE 2

NYINGMA INSTITUTE

94-3081194

SCHEDULE D, PART V
ENDOWMENT FUNDS

	CURRENT YEAR	PRIOR YEAR	TWO YRS. BACK	THREE YRS. BACK	FOUR YRS. BACK
BEGINNING OF YEAR BALANCE	54,068.	53,382.	51,509.	50,033.	0.
CONTRIBUTIONS					
INVESTMENT EARNINGS (LOSSES)	59.	686.	1,873.	1,476.	
GRANTS OR SCHOLARSHIPS					
EXPEND. FOR FACILITIES & PROGS					
ADMINISTRATIVE EXPENSES					
END OF YEAR BALANCE	54,127.	54,068.	53,382.	51,509.	0.