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Form **990-PF**

Return of Private Foundation

or Section 4947(a)(1) Nonexempt Charitable Trust
Treated as a Private Foundation

OMB No 1545-0052

2009Department of the Treasury
Internal Revenue Service

Note. The foundation may be able to use a copy of this return to satisfy state reporting requirements.

For calendar year 2009, or tax year beginning , and ending

G Check all that apply: ☐ Initial return ☐ Initial return of a former public charity ☐ Final return
☐ Amended return ☐ Address change ☐ Name change

Use the IRS label otherwise, print or type. See Specific Instructions	Name of foundation H. HERBERT MYERS MEMORIAL FOUNDATION		A Employer identification number 11-6044697
	C/O MCCABE HEIDRICH & WONG, P.C. Number and street (or P.O. box number if mail is not delivered to street address) Room/suite		B Telephone number (973) 605-1040
	4 GATEHALL DRIVE		C If exemption application is pending, check here <input type="checkbox"/>
	City or town, state, and ZIP code PARSIPPANY, NJ 07054		D 1 Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
H Check type of organization: <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation			E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ 3,636,228. (Part I, column (d) must be on cash basis.)			F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>
J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____			

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)	
Revenue	1 Contributions, gifts, grants, etc., received			N/A		
	2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B					
	3 Interest on savings and temporary cash investments	45.	45.		STATEMENT 1	
	4 Dividends and interest from securities	79,970.	79,970.		STATEMENT 2	
	5a Gross rents					
	b Net rental income or (loss)					
	6a Net gain or (loss) from sale of assets not on line 10	618,557.				
	b Gross sales price for all assets on line 6a	978,760.				
	7 Capital gain net income (from Part IV, line 2)		618,557.			
	8 Net short-term capital gain					
	9 Income modifications					
	10a Gross sales less returns and allowances					
b Less Cost of goods sold						
c Gross profit or (loss)						
11 Other income	2,800.	2,800.		STATEMENT 3		
12 Total. Add lines 1 through 11	701,372.	701,372.				
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	0.	0.		0.	
	14 Other employee salaries and wages					
	15 Pension plans, employee benefits					
	16a Legal fees					
	b Accounting fees	STMT 4	7,500.	3,750.		3,750.
	c Other professional fees					
	17 Interest					
	18 Taxes	STMT 5	3,931.	3,931.		0.
	19 Depreciation and depletion					
	20 Occupancy					
	21 Travel, conferences, and meetings					
	22 Printing and publications		120.	60.		60.
	23 Other expenses	STMT 6	115.	115.		0.
	24 Total operating and administrative expenses. Add lines 13 through 23		11,666.	7,856.		3,810.
	25 Contributions, gifts, grants paid		206,755.			206,755.
26 Total expenses and disbursements. Add lines 24 and 25		218,421.	7,856.		210,565.	
27 Subtract line 26 from line 12:						
a Excess of revenue over expenses and disbursements		482,951.				
b Net investment income (if negative, enter -0-)			693,516.			
c Adjusted net income (if negative, enter -0-)				N/A		

Page 2

2009.04040 H. HERBERT MYERS MEMORIAL F 116044 1

H. HERBERT MYERS MEMORIAL FOUNDATION

Form 990-PF (2009)

C/O MCCABE HEIDRICH & WONG, P.C.

11-6044697 Page 3

Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e.g., real estate, 2-story brick warehouse; or common stock, 200 shs. MLC Co.)	(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
1a SEE ATTACHED STATEMENT E	P	VARIOUS	VARIOUS
b CAPITAL GAINS DIVIDENDS			
c			
d			
e			

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a 978,527.		360,203.	618,324.
b 233.			233.
c			
d			
e			

(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any	(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))
a			618,324.
b			233.
c			
d			
e			

2 Capital gain net income or (net capital loss)	{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7	2	618,557.
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6): If gain, also enter in Part I, line 8, column (c). If (loss), enter -0- in Part I, line 8		3	N/A

Part V Qualification Under Section 4940(e) for Reduced Tax on Net Investment Income

(For optional use by domestic private foundations subject to the section 4940(a) tax on net investment income.)

If section 4940(d)(2) applies, leave this part blank.

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period?

☐ Yes ☒ No

If "Yes," the foundation does not qualify under section 4940(e). Do not complete this part.

1 Enter the appropriate amount in each column for each year; see instructions before making any entries.

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col. (b) divided by col. (c))
2008	216,156.	4,229,225.	.051110
2007	204,695.	4,747,536.	.043116
2006	192,772.	4,140,162.	.046561
2005	155,907.	3,844,408.	.040554
2004	174,521.	3,694,712.	.047235

2 Total of line 1, column (d)	2	.228576
3 Average distribution ratio for the 5-year base period - divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years	3	.045715
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	3,336,167.
5 Multiply line 4 by line 3	5	152,513.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	6,935.
7 Add lines 5 and 6	7	159,448.
8 Enter qualifying distributions from Part XII, line 4	8	210,565.

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions.

H. HERBERT MYERS MEMORIAL FOUNDATION

Form 990-PF (2009)

C/O MCCABE HEIDRICH & WONG, P.C.

11-6044697 Page 4

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see instructions)

1a Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1. Date of ruling or determination letter: _____ (attach copy of letter if necessary-see instructions)		1	6,935.
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input checked="" type="checkbox"/> and enter 1% of Part I, line 27b		2	0.
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b)		3	6,935.
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)		4	0.
3 Add lines 1 and 2		5	6,935.
4 Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)		6a	3,384.
5 Tax based on investment income. Subtract line 4 from line 3. If zero or less, enter -0-		6b	
6 Credits/Payments:		6c	6,000.
a 2009 estimated tax payments and 2008 overpayment credited to 2009		6d	
b Exempt foreign organizations - tax withheld at source		7	9,384.
c Tax paid with application for extension of time to file (Form 8868)		8	
d Backup withholding erroneously withheld		9	
7 Total credits and payments. Add lines 6a through 6d		10	2,449.
8 Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached		11	0.
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed			
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid			
11 Enter the amount of line 10 to be: Credited to 2010 estimated tax <input checked="" type="checkbox"/> 2,449. Refunded <input checked="" type="checkbox"/>			

Part VII-A Statements Regarding Activities

	Yes	No
1a During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?		X
1b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities		X
1c Did the foundation file Form 1120-POL for this year?		X
2 Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: (1) On the foundation. ► \$ 0. (2) On foundation managers. ► \$ 0.		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ► \$ 0.		
2 Has the foundation engaged in any activities that have not previously been reported to the IRS? If "Yes," attach a detailed description of the activities		X
3 Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? If "Yes," attach a conformed copy of the changes		X
4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
b If "Yes," has it filed a tax return on Form 990-T for this year?		
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T		X
6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either: • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	X	
7 Did the foundation have at least \$5,000 in assets at any time during the year? If "Yes," complete Part II, col (c), and Part XV	X	
8a Enter the states to which the foundation reports or with which it is registered (see instructions) ► NY		
b If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? If "No," attach explanation	X	
9 Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV)? If "Yes," complete Part XIV		X
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		X

N/A

Form 990-PF (2009)

Part VII-A Statements Regarding Activities (continued)

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ► <u>N/A</u>	13	X	
14	The books are in care of ► <u>MARTIN F. MYERS</u> Telephone no. ► <u>(973) 605-1040</u> Located at ► <u>C/O MH&W; 4 GATEHALL DRIVE, PARSIPPANY, NJ</u> ZIP+4 ► <u>07054</u>			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here and enter the amount of tax-exempt interest received or accrued during the year ► 15 <u>N/A</u>			

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.

	Yes	No
1a During the year did the foundation (either directly or indirectly):		
(1) Engage in the sale or exchange, or leasing of property with a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(6) Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 20 of the instructions)? Organizations relying on a current notice regarding disaster assistance check here <u>N/A</u> ► <input type="checkbox"/>	1b	
c Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?	1c	X
2 Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)):		
a At the end of tax year 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes," list the years ► _____, _____, _____		
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see instructions.) <u>N/A</u>	2b	
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here. ► _____, _____, _____		
3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b If "Yes," did it have excess business holdings in 2009 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969; (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest; or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009.) <u>N/A</u>	3b	
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a	X
b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?	4b	X

Form 990-PF (2009)

H. HERBERT MYERS MEMORIAL FOUNDATION

Form 990-PF (2009)

C/O MCCABE HEIDRICH & WONG, P.C.

11-6044697

Page 6

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required (continued)

5a During the year did the foundation pay or incur any amount to:

- (1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? ☐ Yes ☒ No
- (2) Influence the outcome of any specific public election (see section 4955); or to carry on, directly or indirectly, any voter registration drive? ☐ Yes ☒ No
- (3) Provide a grant to an individual for travel, study, or other similar purposes? ☐ Yes ☒ No
- (4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? ☐ Yes ☒ No
- (5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals? ☐ Yes ☒ No

b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)?

N/A
▶ ☐

5b

c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant?

N/A ☐ Yes ☐ No

If "Yes," attach the statement required by Regulations section 53.4945-5(d).

6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?

☐ Yes ☒ No

6b

X

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?

If "Yes" to 6b, file Form 8870.

7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?

☐ Yes ☒ No

b If yes, did the foundation receive any proceeds or have any net income attributable to the transaction?

N/A

7b

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1 List all officers, directors, trustees, foundation managers and their compensation.

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
MARTIN MYERS C/O MCCABE HEIDRICH & WONG 4 GATEHALL PARSIPPANY, NJ 07054	TRUSTEE 1.00	0.	0.	0.
PHILIP BERMAN C/O MCCABE HEIDRICH & WONG 4 GATEHALL PARSIPPANY, NJ 07054	TRUSTEE 1.00	0.	0.	0.

2 Compensation of five highest-paid employees (other than those included on line 1). If none, enter "NONE."

(a) Name and address of each employee paid more than \$50,000	(b) Title, and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
NONE				

Total number of other employees paid over \$50,000

▶ 0

Form 990-PF (2009)

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)

3 Five highest-paid independent contractors for professional services. If none, enter "NONE."

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		

Total number of others receiving over \$50,000 for professional services **0**

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.	Expenses
1 N/A	

Part IX-B Summary of Program-Related Investments

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2.	Amount
1 N/A	
All other program-related investments. See instructions.	
Total. Add lines 1 through 3	0.

Form 990-PF (2009)

Part X Minimum Investment Return (All domestic foundations must complete this part. Foreign foundations, see instructions.)

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	3,036,887.
b	Average of monthly cash balances	1b	346,646.
c	Fair market value of all other assets	1c	3,439.
d	Total (add lines 1a, b, and c)	1d	3,386,972.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	0.
2	Acquisition indebtedness applicable to line 1 assets	2	0.
3	Subtract line 2 from line 1d	3	3,386,972.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	50,805.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	3,336,167.
6	Minimum investment return. Enter 5% of line 5	6	166,808.

Part XI Distributable Amount (see instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here ☐ and do not complete this part.)

1	Minimum investment return from Part X, line 6	1	166,808.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	6,935.
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	6,935.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	159,873.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	159,873.
6	Deduction from distributable amount (see instructions)	6	0.
7	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	159,873.

Part XII Qualifying Distributions (see instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
a	Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	1a	210,565.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	210,565.
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b	5	6,935.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	203,630.

Note The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years.

Form 990-PF (2009)

Part XIII Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				159,873.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			200,415.	
b Total for prior years:		0.		
3 Excess distributions carryover, if any, to 2009:				
a From 2004				
b From 2005				
c From 2006				
d From 2007				
e From 2008				
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2009 from Part XII, line 4: ► \$ 210,565.				
a Applied to 2008, but not more than line 2a			200,415.	
b Applied to undistributed income of prior years (Election required - see instructions)		0.		
c Treated as distributions out of corpus (Election required - see instructions)	0.			
d Applied to 2009 distributable amount				10,150.
e Remaining amount distributed out of corpus	0.			
5 Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a))	0.			0.
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	0.			
b Prior years' undistributed income. Subtract line 4b from line 2b		0.		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		0.		
d Subtract line 6c from line 6b. Taxable amount - see instructions		0.		
e Undistributed income for 2008. Subtract line 4a from line 2a. Taxable amount - see instr.			0.	
f Undistributed income for 2009. Subtract lines 4d and 5 from line 1. This amount must be distributed in 2010				149,723.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3)	0.			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7	0.			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	0.			
10 Analysis of line 9:				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				

Page 10

N/A

- 2009.04040 H. HERBERT MYERS MEMORIAL F 116044 1

Part XV **Supplementary Information** (continued)

3 Grants and Contributions Paid During the Year or Approved for Future Payment				
Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year SEE ATTACHED STATEMENT D	N/A	PUBLIC CHARITIES	UNRESTRICTED	206,755.
Total				▶ 3a 206,755.
b Approved for future payment NONE				
Total				▶ 3b 0.

FORM 990-PF INTEREST ON SAVINGS AND TEMPORARY CASH INVESTMENTS STATEMENT 1

SOURCE	AMOUNT
MORGAN STANLEY & CO. INCORPORATED	5.
PNCBANK, NATIONAL ASSOCIATION	40.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	45.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
MORGAN STANLEY - NOMINEE - DIVIDENDS	291.	0.	291.
WUNDERLICH SECURITIES - NOMINEE - ACCR INT PAID	-1,452.	0.	-1,452.
WUNDERLICH SECURITIES - NOMINEE - DIVIDENDS	78,628.	233.	78,395.
WUNDERLICH SECURITIES - NOMINEE - INTEREST	1,837.	0.	1,837.
WUNDERLICH SECURITIES - NOMINEE - OID	899.	0.	899.
TOTAL TO FM 990-PF, PART I, LN 4	80,203.	233.	79,970.

FORM 990-PF OTHER INCOME STATEMENT 3

DESCRIPTION	(A) REVENUE PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME
OTHER INVESTMENT INCOME	2,800.	2,800.	
TOTAL TO FORM 990-PF, PART I, LINE 11	2,800.	2,800.	

FORM 990-PF	ACCOUNTING FEES			STATEMENT	4
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
ACCOUNTING FEES	7,500.	3,750.	1	3,750.	
TO FORM 990-PF, PG 1, LN 16B	7,500.	3,750.		3,750.	

FORM 990-PF	TAXES			STATEMENT	5
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
FOREIGN TAX PAID	3,631.	3,631.		0.	
STATE TAXES PAID	300.	300.		0.	
TO FORM 990-PF, PG 1, LN 18	3,931.	3,931.		0.	

FORM 990-PF	OTHER EXPENSES			STATEMENT	6
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
BANK FEES	31.	31.		0.	
EVERGREEN US GOV'T SERVICE FEE	84.	84.		0.	
TO FORM 990-PF, PG 1, LN 23	115.	115.		0.	

FORM 990-PF	U.S. AND STATE/CITY GOVERNMENT OBLIGATIONS	STATEMENT	7
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DESCRIPTION	U.S. GOV'T	OTHER GOV'T	BOOK VALUE	FAIR MARKET VALUE
SEE ATTACHED STATEMENT C	X		63,033.	59,267.
TOTAL U.S. GOVERNMENT OBLIGATIONS			63,033.	59,267.
TOTAL STATE AND MUNICIPAL GOVERNMENT OBLIGATIONS				
TOTAL TO FORM 990-PF, PART II, LINE 10A			63,033.	59,267.

FORM 990-PF	CORPORATE STOCK	STATEMENT	8
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DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
SEE ATTACHED STATEMENT A	1,608,115.	2,830,471.
TOTAL TO FORM 990-PF, PART II, LINE 10B	1,608,115.	2,830,471.

FORM 990-PF	CORPORATE BONDS	STATEMENT	9
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DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
SEE ATTACHED STATEMENT B	122,560.	119,648.
TOTAL TO FORM 990-PF, PART II, LINE 10C	122,560.	119,648.

FORM 990-PF	OTHER ASSETS	STATEMENT	10
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DESCRIPTION	BEGINNING OF YR BOOK VALUE	END OF YEAR BOOK VALUE	FAIR MARKET VALUE
DIVIDENDS RECEIVABLE	1,324.	441.	441.
PROCEEDS RECEIVABLE	0.	2,998.	2,998.
TO FORM 990-PF, PART II, LINE 15	1,324.	3,439.	3,439.

H. Herbert Myers Memorial Foundation EIN: 11-6044697 Corporate Stock Portfolio For the Year Ended 12/31/09

<u>Security</u>	<u>December 31, 2008</u>		<u>December 31, 2009</u>		<u>FMV</u>
	<u># of Shares</u>	<u>Cost Basis</u>	<u># of Shares</u>	<u>Cost Basis</u>	
A A R Corporation	1,000	27,260	1,000	27,260	22,980
Aflac, Inc.	500	1,085	500	1,085	23,125
Alcatel Lucent	195	15,002	195	15,002	647
Allegheny Energy Inc.	4,000	37,422	4,000	37,422	93,920
American Electric Power Inc	600	7,313	600	7,313	20,874
American International Group	1,823	20,086	91	20,086	2,728
AOL Inc.	-	-	30	900	698
Ashland Inc. New	41	722	41	722	1,624
AT&T Inc.	1,756	15,741	1,756	15,741	49,221
Barrick Gold CP	1,000	23,341	1,000	23,341	39,380
BCE Inc.	733	15,121	733	15,121	20,238
Campbell Soup Company	1,000	32,839	-	-	-
Caraco Pharmaceuticals Labs LTD	1,000	9,215	1,000	9,215	6,040
CBS Corp Cl A	500	16,059	500	16,059	7,035
CenturyTel Inc.	-	-	171	1,688	6,192
Chesapeake Corp	1,000	17,339	1,000	17,339	5
Chevron Corp Com.	1,824	17,659	1,824	17,659	140,430
Clarcor Inc.	-	-	1,000	31,301	32,440
Constellation Brands Inc Class A	1,000	20,314	1,000	20,314	15,930
Covidien PLC	487	6,531	487	6,531	23,322
CTS Corp Com	2,000	23,316	2,000	23,316	19,240
Datascope Corp	1,000	17,816	-	-	-
DNP Select Income Fund	-	-	1,000	8,969	8,950
Domino's Pizza Inc	1,000	22,509	1,000	22,509	8,380
Dr Pepper Snapple Group	1,000	16,721	-	-	-
Du Pont E I De Nemours & Company	1,000	44,775	1,000	44,775	33,670
Elan PLC ADR	-	-	2,000	15,779	13,040
Embarq Corp.	125	1,688	-	-	-
Empire District Electric Company	674	5,593	674	5,593	12,624
Ennis Inc.	1,000	18,219	1,000	18,219	16,790
Ericsson LM Tel Co Adrs	100	4,667	100	4,667	919
Exxon Mobil Corp.	4,000	15,552	4,000	15,552	272,760
Fairpoint Communications	44	18	44	6	1
FPL Group Inc.	1,800	22,648	1,800	22,648	95,076
Friede Goldman Halter Inc	297	5,420	297	5,420	1
Frontier Communications	-	-	2,000	12,792	15,620
FT GNMA Reinvestment Income	-	-	4,953	50,378	48,936
General American Investors Co., Inc.	1,185	14,986	1,185	14,974	27,800
Georgia Gulf Corp Com	1,000	20,070	40	20,070	695
Gilead Sciences Inc	-	-	1,000	46,657	43,270
Graham Field Health Products, Inc.	2,625	2,892	2,625	2,892	-
H&R Block, Inc	1,000	831	1,000	831	22,620
Hanes Brands Inc Com	60	1,145	60	1,145	1,447
Hartford Financial Svcs Group	1,000	27,969	1,000	27,969	23,260
Haverty Furniture Cos Inc.	1,000	20,225	1,000	20,225	13,730
Idearc Inc Com	119	350	119	350	-
Ivanhoe Energy Inc.	5,000	6,600	-	-	-
John Hancock Bank & Thrift Opportunity Fund	1,000	19,495	1,000	18,955	14,100

Jones Apparel Group Inc	1,000	29,894	1,000	29,894	16,060
JPMorgan Ultra Short Term Bond Fund Class C	14,399	141,294	14,829	144,740	128,269
Keithley Instruments	1,000	18,592	1,000	18,592	4,650
Kemet Corp.	1,000	13,241	1,000	13,241	1,190
Kinross Gold Corp. Com	238	1,368	238	1,368	4,379
Laboratory Corp. Of America Holdings	288	8,989	288	8,989	21,554
Lin TV Corp. CL A	1,000	21,401	1,000	21,401	4,460
Lions Gate Entertainment Corp	-	-	2,000	13,840	11,620
LSI Corp	5,000	40,343	5,000	40,343	30,050
LTV Corp. New	124	-	124	-	-
Macy's Inc.	2,802	23,336	4,802	57,392	80,482
Manitowoc Company Inc	1,000	45,905	1,000	45,905	9,970
Marsh & McLennan Companies, Inc.	1,000	40,974	1,000	40,974	22,080
MGM Mirage Inc	796	10,272	796	10,272	7,260
Midway Games Inc.	1,000	7,286	1,000	7,286	21
Monsanto Co. New	406	2,306	406	2,306	33,191
Morgan Stanley Global Opp Bond Fund Inc	1,000	15,000	1,000	15,000	6,690
Mosaic Company	1,000	15,400	1,000	15,400	59,730
Motorola Incorporated	1,000	18,332	1,000	18,332	7,760
New York Community Bancorp Inc.	1,000	22,056	1,000	22,056	14,510
New York MTG Trust Inc.	300	24,902	300	24,902	2,157
NewCastle Investment Corp	1,000	13,117	1,000	13,117	2,090
Nortel Networks Corp	100	17,731	100	17,731	2
Novo Nordisk A/S-ADR	9,960	10,388	5,960	6,216	380,546
Novozymes A/S shs B	1,296	1,635	1,296	1,635	134,494
Nuveen Quality PFD Income Fund	1,000	14,943	1,000	14,866	6,950
Occidental Petroleum Corp.	200	2,387	200	2,387	16,270
PepsiCo, Inc.	8,000	13,982	4,000	6,991	243,200
Pfizer Inc.	1,666	35,496	1,666	35,496	30,305
Plantronics Inc	1,000	29,322	1,000	29,322	25,980
Putnam High Income Securities Fund	1,496	15,976	1,496	15,976	10,786
Safeway Inc.	1,424	3,831	1,424	3,831	30,317
Sally Beauty Co	1,000	13,288	1,000	13,288	7,650
Sara Lee Corp	481	6,573	481	6,573	5,859
Six Flags Inc.	3,000	18,211	3,000	18,211	231
Sprint Nextel Corp	2,500	16,586	2,500	16,586	9,150
Tenneco Automotive Inc.	200	4,368	200	4,368	3,546
Teva Pharmaceutical Industries	1,000	31,647	-	-	-
Thornburg Mtge Inc. Com	100	27,145	100	27,145	1
Time Warner Cable Inc	-	-	83	4,352	3,435
Time Warner Inc. New	1,000	17,562	333	12,309	9,704
Travelers Cos Inc	433	16,447	433	16,447	21,589
Tyco Electronics, LTD	487	6,013	487	6,013	11,956
Tyco International LTD	487	8,027	487	8,027	17,376
Varian Medical Systems Inc.	1,600	1,230	1,600	1,230	74,960
Varian, Inc	400	652	400	652	20,616
Verizon Communications	2,382	9,156	2,382	9,156	78,916
Viacom Inc. CI A	500	24,444	500	24,444	15,750
Walgreen Company	1,000	41,008	-	-	-
Washington Mutual Inc	1,150	50,012	1,150	50,012	160
Windstream Corp Com	254	712	254	712	2,791
TOTAL		<u>1,549,334</u>		<u>1,608,115</u>	<u>2,830,471</u>

H. Herbert Myers Memorial Foundation

EIN: 11-6044697

2009 Form 990-PF

Page 2, Line 10c

Investments - Corporate Bonds

December 31, 2008

December 31, 2009

Security

Scientific Leasing Corp , 8.250%, 06/15/03
 Textron Financial Corp., 4.600%, 05/03/10
 Hospitality Properties, 6.750%, 02/15/13
 Ford Motor Credit Co, 7.000%, 10/01/13
 Chesapeake Energy Corp, 7.000%, 08/15/14
 Chesapeake Energy Corp, 6.375%, 06/15/15
 WM Wrigley Jr Co , 4.650%, 07/15/15

<u>Face</u>	<u>Cost</u>
10,000	6,357
-	-
-	-
-	-
-	-
-	-
-	-
-	-
<hr/>	
	6,357
<hr/>	

<u>Face</u>	<u>Cost</u>	<u>Fair Market Value</u>
10,000	6,357	-
25,000	24,112	25,046
10,000	10,012	9,977
25,000	24,993	25,095
15,000	14,940	15,263
25,000	24,512	24,688
20,000	17,634	19,579
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	122,560	119,648
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TOTAL

H. Herbert Myers Memorial Foundation
EIN: 11-6044697
2009 Form 990-PF
Page 2, Line 10a
Investments - U.S. Government Obligations

	<u>December 31, 2008</u>		<u>December 31, 2009</u>		
<u>Security</u>	<u>Face</u>	<u>Cost</u>	<u>Face</u>	<u>Cost</u>	<u>Fair Market Value</u>
Cat Series O, 13.250%, 05/15/14	80,000	46,865	-	-	-
GNMA II Pass Thru Pool, 9.000%, 04/20/20	35,000	2,213	35,000	2,209	52
GNMA II Pass Thru Pool, 9.000%, 03/20/20	25,000	1,584	25,000	1,580	57
GNMA Pass Thru Pool, 5.500%, 02/15/33	-	-	50,000	17,091	16,572
GNMA Pass Thru Pool, 5.500%, 08/15/33	-	-	30,000	9,587	9,218
GNMA Pass Thru Pool, 5.500%, 01/15/34	-	-	25,000	9,107	8,890
GNMA Pass Thru Pool, 7.250%, 10/15/34	-	-	25,000	23,459	24,478
TOTAL		<u>50,662</u>		<u>63,033</u>	<u>59,267</u>

H. HERBERT MYERS MEMORIAL FDN, INC.
ID# 11-6044697
2009 FORM 990-PF
PART XV, PAGE 11, LINE 3a

RECIPIENT NAME	RECIPIENT ADDRESS	AMOUNT OF CONTRIB
AMERICAN RED CROSS	PO BOX 37243 WASHINGTON, DC 20013	200
ANTI DEFAMATION LEAGUE	823 UNITED NATIONS PLAZA NEW YORK, NY 10017	1,000
ARNOLD P. GOLD FOUNDATION	619 PALISADE AVENUE ENGLEWOOD CLIFFS, NJ 07632	2,000
ARTHRITIS FOUNDATION	1330 WEST PEACHTREE STREET ATLANTA, GA 30309	250
AVON WALK FOR BREAST CANCER	110 WALL STREET, 3RD FLOOR NEW YOK, NY 10005	100
BEN APPELBAUM FOUNDATION	PO BOX 600 HAWTHORNE, NJ 07507	500
BENSONHURST JEWISH CENTER	2025 79 STREET BROOKLYN, NY 11214	100
BOCA RATON COMMUNITY HOSPITAL	800 MEADOWS ROAD BOCA RATON, FL 33486	900
BOCA RATON MUSEUM OF ART INC	501 PLAZA REAL BOCA RATON, FL 33432	500
CEREBRAL PALSY OF NORTH JERSEY, INC.	91 SOUTH HARRISON STREET EAST ORANGE, NJ 07018	200
THE CHILDREN'S INSTITUTE	ONE SUNSET AVENUE VERONA, NJ 07044	100
CLEVELAND CLINIC FOUNDATION	2950 CLEVELAND CLINIC BLVD WESTON, FL 33331	1,900
COMMUNITY TELEVISION FOUNDATION OF S. FLORIDA TELEVISION STATION WPBT	14901 NE 20TH AVE MIAMI, FL 33181	100
CONGREGATION B'NAI JESHURUN	1025 S. ORANGE AVENUE SHORT HILLS, NJ 07078	4,595
CONGREGATION RODEPH SHOLOM	7 WEST 83RD STREET NEW YORK, NY 10024	2,400
DANIEL JORDAN FIDDLE FOUNDATION INC	PO BOX 1149 RIDGEWOOD, NJ 07451	100
DAUGHTERS OF ISRAEL INC.	1155 PLEASANT VALLEY WAY WEST ORANGE, NJ 07052	150
DIABETES RESEARCH INSTITUTE	200 SOUTH PARK ROAD SUITE 100 HOLLYWOOD, FL 33021	3,000

H. HERBERT MYERS MEMORIAL FDN, INC.
ID# 11-6044697
2009 FORM 990-PF
PART XV, PAGE 11, LINE 3a

RECIPIENT NAME	RECIPIENT ADDRESS	AMOUNT OF CONTRIB
DR. M. ZALEFSKY PROSTATE RESEARCH	NEW YORK	4,000
EDUCATIONAL ALLIANCE, INC.	197 EAST BROADWAY NEW YORK, NY 10002	250
EIES OF NEW JERSEY	59 SCOTLAND ROAD SOUTH ORANGE, NJ 07079	25
THE EMELIN THEATRE	PO BOX 736 MAMARONECK, NY 10543	500
FLORIDA STAGE INC.	262 S OCEAN BLVD MANALAPAN, FL 33462	100
FOUNDATION FIGHTING BLINDNESS	11435 CRONHILL DRIVE OWINGS MILLS, MD 21117	350
FOUNDATION FOR DIABETES RESEARCH	513 W MT. PLEASANT AVE. LIVINGSTON, NJ 07039	750
FREDERICK COHEN CANCER CENTER	NEWARK BETH ISRAEL MEDICAL CENTER 201 LYONS AVENUE AT OSBORNE TERR NEWARK, NJ 07112	100
FRENCHMAN'S CREEK CHARITIES FOUNDATION	13495 TOURNAMENT DRIVE PALM BEACH GARDENS, FL 33410	550
FRIENDS OF MORSELIFE INC	4847 FRED GLADSTONE DRIVE WEST PALM BEACH, FL 33417	180
GIFT OF LIFE BONE MARROW FOUNDATION	800 YAMATO ROAD STE 101 BOCA RATON, FL 33431	2,000
IAN SCHNEIDER	SHORT HILLS, NJ	100
ISRAEL CHILDREN'S CENTER	2151 W. HILLSBORO BOULEVARD DEERFIELD BEACH, FL 33442	100
JACKSONVILLE JEWISH COMMUNITY ALLIANCE, INC.	8505 SAN JOSE BLVD JACKSONVILLE, FL 32217	2,600
JESPY HOUSE	102 PROSPECT STREET SOUTH ORANGE, NJ 07079	29,230
JEWISH EMPLOYMENT AND VOCATIONAL SERVICE	1845 WALNUT STREET 7TH FL PHILADELPHIA, PA 19103	200
JEWISH FAMILY SERVICE OF METROWEST	256 COLUMBIA TURNPIKE STE 105 FLORHAM PARK, NJ 07932	250
JEWISH FEDERATION OF PALM BEACH COUNTY	4601 COMMUNITY DRIVE WEST PALM BEACH, FL 33417	600

H. HERBERT MYERS MEMORIAL FDN, INC.
ID# 11-6044697
2009 FORM 990-PF
PART XV, PAGE 11, LINE 3a

RECIPIENT NAME	RECIPIENT ADDRESS	AMOUNT OF CONTRIB
JEWISH NATIONAL FUND	42 EAST 69TH ST ATT: MITCHEL ROSENZWEIG NEW YORK, NY 10021	900
JUPITER MEDICAL CENTER FOUNDATION	1210 SOUTH OLD DIXIE HIGHWAY JUPITER, FL 33458	1,000
KRAVIS CENTER FOR THE PERFORMING ARTS, INC.	701 OKEECHOBEE BOULEVARD WEST PALM BEACH, FL 33401	100
LARCHMONT MANOR PARK SOCIETY	PO BOX 2 LARCHMONT, NY 10538	1,500
LINDA BUNIS HALLER FOUNDATION	3 CULLEN DRIVE WEST ORANGE, NJ 07052	100
MALTZ JUPITER THEATRE	1001 EAST INDIANTOWN ROAD JUPITER, FL 33477	100
MAMARONECK SCHOOLS FOUNDATION INC	PO BOX 123 LARCHMONT, NY 10538	1,000
MENTAL HEALTH ASSOCIATION OF ESSEX COUNTY	33 SOUTH FULLERTON AVENUE MONTCLAIR, NJ 07042	500
MILLBURN HIGH SCHOOL	462 MILLBURN AVE MILLBURN, NJ 07041	100
MILLBURN P.B.A.	MILLBURN, NJ	100
NEW JERSEY PERFORMING ARTS CENTER	ONE CENTER STREET NEWARK, NJ 07102	2,000
NEW VERNON VOLUNTEER FIRE DEPARTMENT	VILLAGE ROAD NEW VERNON, NJ 07976	900
NEWARK ACADEMY	91 SOUTH ORANGE AVENUE LIVINGSTON, NJ 07039	1,500
NJ SEEDS	494 BROAD STREET NEWARK, NJ 07102	100
NEWARK BETH ISRAEL MEDICAL CENTER	201 LYONS AVENUE NEWARK, NJ 07112	1,000
OAKWOOD CENTER OF THE PALM BEACHES INC.	1041 45TH STREET WEST PALM BEACH, FL 33407	100
OUR HOUSE FOUNDATION	76 FLORAL AVENUE MURRAY HILL, NJ 07974	100
PAPER MILL PLAYHOUSE FOUNDATION	22 BROOKSIDE DRIVE MILLBURN, NJ 07041	200

H. HERBERT MYERS MEMORIAL FDN, INC.
ID# 11-6044697
2009 FORM 990-PF
PART XV, PAGE 11, LINE 3a

RECIPIENT NAME	RECIPIENT ADDRESS	AMOUNT OF CONTRIB
PALM BEACH PET RESCUE	712 LAKESIDE CIRCLE N PALM BEACH, FL 33408	50
PROJECT ALS, INC.	3960 BROADWAY, STE 420 NEW YORK, NY 10032	100
REBECCA LEAH BERGER TUBEROUS SCLEROSIS FOUNDATION	17870 MONTE VISTA DR BOCA RATON, FL 33496	250
RUTGERS UNIVERSITY FOUNDATION	7 COLLEGE AVENUE NEW BRUNSWICK, NJ 08901	225
SCRIPPS RESEARCH INSTITUTE	10550 NORTH TORREY PINES CT LA JOLLA, CA 92037	750
SYLVESTER COMPREHENSIVE CANCER CENTER (UNIVERSITY OF MIAMI)	1475 NW 12TH AVENUE MIAMI, FL 33136	4,000
TEMPLE SHAREY TEFILO ISRAEL	432 SCOTLAND ROAD SOUTH ORANGE, NJ 07079	7,400
UNITED STATES OLYMPIC FOUNDATION	10 LAKE CIRCLE COLORADO SPRINGS, FL 80906	50
USO	700 SOUTH NAVY BOULEVARD PENSACOLA, FL 32508	200
THE VALERIE FUND	2101 MILLBURN AVE. MAPLEWOOD, NJ 07040	100
U.J.A. OF METROWEST	901 ROUTE 10 EAST WHIPPANY, NJ 07981	122,050
WXEL PUBLIC BROADCASTING CORPORATION	450 W 33RD ST % EDUCATIONAL BROADCASTING CORP NEW YORK, NY 10001	200
YOUTH CONSULTATION SERVICE INC. (YCS)	284 BROADWAY NEWARK, NJ 07104	100
TOTAL		<u>206,755</u>

H. Herbert Myers Memorial Foundation EIN: 11-6044697 Gain/Loss Report For the Year Ended 12/31/09
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<u>Security</u>	<u>Shares</u>	<u>Gross Proceeds</u>	<u>Cost Basis</u>	<u>Realized G/L</u>
Aetna Inc	1,000.00	28,729	25,290	3,439
Alleghany Technologies Inc	1,000.00	31,675	28,494	3,181
American Int'l Group Inc - cash in lieu		3	-	3
AOL Inc - cash in lieu		6	-	6
Campbell Soup Co	1,000.00	34,459	32,839	1,620
Cat Series Q; 13.250%; due 05/15/14	80,000.00	80,000	47,315	32,685
CenturyTel Inc		8	-	8
CVS Caremark Corp	1,000.00	28,213	26,386	1,827
Datascope Corp	1,000.00	53,000	17,816	35,184
Dr Pepper Snapple Group	1,000.00	20,474	16,721	3,753
Exelon Corp	1,000.00	49,350	46,521	2,829
Immucor Inc	1,000.00	17,919	16,056	1,863
Ivanhoe Energy Inc	5,000.00	13,281	6,599	6,682
Novo Nordisk A/S ADR	2,000.00	132,537	2,086	130,451
Novo Nordisk A/S ADR	2,000.00	130,735	2,086	128,649
Pepsico Inc	2,000.00	122,494	3,495	118,999
Pepsico Inc	2,000.00	125,693	3,496	122,197
Teva Pharmaceutical	1,000.00	51,767	31,647	20,120
Time Warner Cable - cash in lieu		17	-	17
Time Warner Inc New - cash in lieu		6	-	6
Valassis Communications	1,000.00	6,752	4,116	2,636
Valassis Communications	1,000.00	6,737	4,115	2,622
Valassis Communications	1,000.00	6,970	4,116	2,854
Walgreen Company	1,000.00	37,702	41,009	(3,307)
		-	-	-
OVERALL TOTAL		<u>978,527</u>	<u>360,203</u>	<u>618,324</u>

Application for Extension of Time To File an Exempt Organization Return

OMB No. 1545-1709

► File a separate application for each return.

- If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** and check this box ☒ **X**
 - If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only **Part II** (on page 2 of this form).
- Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868.**

Part I Automatic 3-Month Extension of Time. Only submit original (no copies needed).

A corporation required to file Form 990-T and requesting an automatic 6-month extension check this box and complete
Part I only ☐

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns.

Electronic Filing (e-file). Generally, you can electronically file Form 8868 if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for a corporation required to file Form 990-T). However, you cannot file Form 8868 electronically if (1) you want the additional (not automatic) 3-month extension or (2) you file Forms 990-BL, 6069, or 8870, group returns, or a composite or consolidated Form 990-T. Instead, you must submit the fully completed and signed page 2 (Part II) of Form 8868. For more details on the electronic filing of this form, visit www.irs.gov/efile and click on **e-file for Charities & Nonprofits**.

Type or print	Name of Exempt Organization	Employer identification number
	H. HERBERT MYERS MEMORIAL FOUNDATION C/O MCCABE HEIDRICH & WONG, P.C.	11-6044697
	Number, street, and room or suite no. If a P.O. box, see instructions.	
	4 GATEHALL DRIVE	
File by the due date for filing your return. See instructions.	City, town or post office, state, and ZIP code. For a foreign address, see instructions.	
	PARSIPPANY, NJ 07054	

Check type of return to be filed (file a separate application for each return):

- | | | |
|---|---|------------------------------------|
| <input type="checkbox"/> Form 990 | <input type="checkbox"/> Form 990-T (corporation) | <input type="checkbox"/> Form 4720 |
| <input type="checkbox"/> Form 990-BL | <input type="checkbox"/> Form 990-T (sec. 401(a) or 408(a) trust) | <input type="checkbox"/> Form 5227 |
| <input type="checkbox"/> Form 990-EZ | <input type="checkbox"/> Form 990-T (trust other than above) | <input type="checkbox"/> Form 6069 |
| <input checked="" type="checkbox"/> Form 990-PF | <input type="checkbox"/> Form 1041 A | <input type="checkbox"/> Form 8870 |

MARTIN F. MYERS

- The books are in the care of ► **C/O MH&W; 4 GATEHALL DRIVE - PARSIPPANY, NJ 07054**
Telephone No ► **(973) 605-1040** FAX No. ► **(973) 605-1041**
- If the organization does not have an office or place of business in the United States, check this box ☐
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) _____ If this is for the whole group, check this box ☐ If it is for part of the group, check this box ☐ and attach a list with the names and EINs of all members the extension will cover.

- 1 I request an automatic 3-month (6-months for a corporation required to file Form 990-T) extension of time until **AUGUST 15, 2010**, to file the exempt organization return for the organization named above. The extension is for the organization's return for
► ☒ calendar year **2009** or
► ☐ tax year beginning _____, and ending _____

- 2 If this tax year is for less than 12 months, check reason: ☐ Initial return ☐ Final return ☐ Change in accounting period

3a	If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	3a	\$	9,384.
b	If this application is for Form 990 PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.	3b	\$	3,384.
c	Balance Due. Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions	3c	\$	6,000.

Caution. If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions.

LHA For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Form **8868** (Rev. 4-2009)

- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only **Part II** and check this box ☒ **X**

Note. Only complete Part II if you have already been granted an automatic 3-month extension on a previously filed Form 8868

- If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** (on page 1)

Part II Additional (Not Automatic) 3-Month Extension of Time. Only file the original (no copies needed)		
Type or print File by the extended due date for filing the return. See instructions	Name of Exempt Organization H. HERBERT MYERS MEMORIAL FOUNDATION C/O MCCABE HEIDRICH & WONG, P.C.	Employer identification number 11-6044697
	Number, street, and room or suite no. If a P.O. box, see instructions 4 GATEHALL DRIVE	For IRS use only
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. PARSIPPANY, NJ 07054	

Check type of return to be filed (File a separate application for each return)

- ☐ Form 990 ☐ Form 990-EZ ☐ Form 990-T (sec. 401(a) or 408(a) trust) ☐ Form 1041-A ☐ Form 5227 ☐ Form 8870
☐ Form 990-BL ☒ Form 990-PF ☐ Form 990-T (trust other than above) ☐ Form 4720 ☐ Form 6069

STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.

MARTIN F. MYERS

- The books are in the care of ☒ **C/O MH&W; 4 GATEHALL DRIVE - PARSIPPANY, NJ 07054**
 Telephone No ☒ **(973) 605-1040** FAX No ☒ **(973) 605-1041**
- If the organization does not have an office or place of business in the United States, check this box ☐
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) _____ If this is for the whole group, check this box ☐ If it is for part of the group, check this box ☐ and attach a list with the names and EINs of all members the extension is for _____
- 4 I request an additional 3 month extension of time until **NOVEMBER 15, 2010.**
- 5 For calendar year **2009**, or other tax year beginning _____, and ending _____
- 6 If this tax year is for less than 12 months, check reason ☐ Initial return ☐ Final return ☐ Change in accounting period
- 7 State in detail why you need the extension _____

ADDITIONAL TIME IS REQUIRED TO GATHER THE INFORMATION NECESSARY TO PREPARE A COMPLETE AND ACCURATE RETURN.

8a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions	8a	\$	9,384.
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868	8b	\$	9,384.
c Balance Due. Subtract line 8b from line 8a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions	8c	\$	0.

Signature and Verification

Under penalties of perjury, I declare that I have examined this form, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and that I am authorized to prepare this form.

Signature ☒ _____ Title ☒ **C.P.A.** Date ☒ _____