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

**2009**

Department of the Treasury  
 Internal Revenue Service

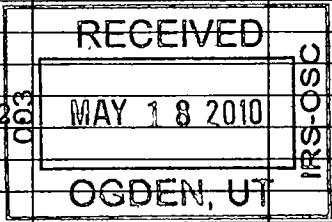
Note. The foundation may be able to use a copy of this return to satisfy state reporting requirements.

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 <b>THE BEIR FOUNDATION</b>	A Employer identification number <b>13-6084093</b>
	Number and street (or P O box number if mail is not delivered to street address) Room/suite <b>110 EAST 59TH STREET</b>	B Telephone number <b>(212) 355-7733</b>
	City or town, state, and ZIP code <b>NEW YORK, NY 10022</b>	C If exemption application is pending, check here <input type="checkbox"/> 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) \$ <b>6,727,022.</b>	J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____	F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>

Part I Analysis of Revenue and Expenses <small>(The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a).)</small>	(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1 Contributions, gifts, grants, etc., received				
2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B				
3 Interest on savings and temporary cash investments	10,564.	10,564.		Statement 1
4 Dividends and interest from securities	127,362.	127,362.		Statement 2
5a Gross rents				
b Net rental income or (loss)				
6a Net gain or (loss) from sale of assets not on line 10	88,002.			
b Gross sales price for all assets on line 6a <b>632,310.</b>				
7 Capital gain net income (from Part IV, line 2)		88,002.		
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				
12 Total. Add lines 1 through 11	225,928.	225,928.	0.	
13 Compensation of officers, directors, trustees, etc	0.	0.	0.	0.
14 Other employee salaries and wages				
15 Pension plans, employee benefits				
16a Legal fees				
b Accounting fees Stmt 3	12,000.	12,000.	0.	0.
c Other professional fees				
17 Interest				
18 Taxes Stmt 4	7,737.	918.	0.	0.
19 Depreciation and depletion				
20 Occupancy				
21 Travel, conferences, and meetings				
22 Printing and publications				
23 Other expenses Stmt 5	58,074.	58,074.	0.	0.
24 Total operating and administrative expenses. Add lines 13 through 23	77,811.	70,992.	0.	0.
25 Contributions, gifts, grants paid	223,556.			223,556.
26 Total expenses and disbursements. Add lines 24 and 25	301,367.	70,992.	0.	223,556.
27 Subtract line 26 from line 12:				
a Excess of revenue over expenses and disbursements	-75,439.			
b Net investment income (if negative, enter -0-)		154,936.		
c Adjusted net income (if negative, enter -0-)			0.	



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Part II Balance Sheets		Attached schedules and amounts in the description column should be for end-of-year amounts only		
		Beginning of year (a) Book Value	End of year (b) Book Value (c) Fair Market Value	
Assets	1 Cash - non-interest-bearing			
	2 Savings and temporary cash investments	542,723.	768,469.	768,469.
	3 Accounts receivable ▶			
	Less: allowance for doubtful accounts ▶			
	4 Pledges receivable ▶			
	Less: allowance for doubtful accounts ▶			
	5 Grants receivable			
	6 Receivables due from officers, directors, trustees, and other disqualified persons			
	7 Other notes and loans receivable ▶			
	Less: allowance for doubtful accounts ▶			
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10a Investments - U.S. and state government obligations			
	b Investments - corporate stock Stmt 7	3,488,106.	3,187,145.	5,958,553.
	c Investments - corporate bonds			
Liabilities	11 Investments - land, buildings, and equipment: basis ▶			
	Less accumulated depreciation ▶			
	12 Investments - mortgage loans			
	13 Investments - other			
	14 Land, buildings, and equipment: basis ▶			
	Less accumulated depreciation ▶			
	15 Other assets (describe ▶)			
	16 Total assets (to be completed by all filers)	4,030,829.	3,955,614.	6,727,022.
	17 Accounts payable and accrued expenses			
	18 Grants payable			
19 Deferred revenue				
20 Loans from officers, directors, trustees, and other disqualified persons				
21 Mortgages and other notes payable				
22 Other liabilities (describe ▶)				
23 Total liabilities (add lines 17 through 22)	0.	0.		
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ <input type="checkbox"/>			
	and complete lines 24 through 26 and lines 30 and 31.			
	24 Unrestricted			
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here ▶ <input checked="" type="checkbox"/>			
	and complete lines 27 through 31.			
27 Capital stock, trust principal, or current funds	1,148,127.	1,148,127.		
28 Paid-in or capital surplus, or land, bldg., and equipment fund	0.	0.		
29 Retained earnings, accumulated income, endowment, or other funds	2,882,702.	2,807,487.	Statement 6	
30 Total net assets or fund balances	4,030,829.	3,955,614.		
31 Total liabilities and net assets/fund balances	4,030,829.	3,955,614.		

**Part III Analysis of Changes in Net Assets or Fund Balances**

1 Total net assets or fund balances at beginning of year - Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	4,030,829.
2 Enter amount from Part I, line 27a	2	-75,439.
3 Other increases not included in line 2 (itemize) ▶ <b>NONTAXABLE ADJUSTMENTS</b>	3	224.
4 Add lines 1, 2, and 3	4	3,955,614.
5 Decreases not included in line 2 (itemize) ▶	5	0.
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	3,955,614.

**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			
b See Attached Statement			
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			
b			
c			
d			
e 632,310.		544,308.	88,002.

(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			
b			
c			
d			
e			88,002.

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	88,002.
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	539,481.	7,636,081.	.070649
2007	524,471.	8,979,124.	.058410
2006	515,279.	7,523,825.	.068486
2005	240,856.	7,312,866.	.032936
2004	213,936.	6,894,351.	.031031

2 Total of line 1, column (d)	2	.261512
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	.052302
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	5,961,588.
5 Multiply line 4 by line 3	5	311,803.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	1,549.
7 Add lines 5 and 6	7	313,352.
8 Enter qualifying distributions from Part XII, line 4	8	223,556.

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.

**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)		
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b	1	3,099.
c	All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b)		
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	2	0.
3	Add lines 1 and 2	3	3,099.
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	4	0.
5	Tax based on investment income. Subtract line 4 from line 3. If zero or less, enter -0-	5	3,099.
6	Credits/Payments:		
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a	6,100.
b	Exempt foreign organizations - tax withheld at source	6b	
c	Tax paid with application for extension of time to file (Form 8868)	6c	
d	Backup withholding erroneously withheld	6d	
7	Total credits and payments. Add lines 6a through 6d	7	6,100.
8	Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8	
9	Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9	
10	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	3,001.
11	Enter the amount of line 10 to be: Credited to 2010 estimated tax <input type="checkbox"/> 3,001.   Refunded <input type="checkbox"/>	11	0.

**Part VII-A Statements Regarding Activities**

	Yes	No
1a		X
1b		X
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		
1c		X
d		
(1) On the foundation. <input type="checkbox"/> \$ 0. (2) On foundation managers. <input type="checkbox"/> \$ 0.		
e		
Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. <input type="checkbox"/> \$ 0.		
2		X
If "Yes," attach a detailed description of the activities		
3		X
If "Yes," attach a conformed copy of the changes		
4a		X
4b		
N/A		
5		X
If "Yes," attach the statement required by General Instruction T		
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?		
6	X	
7	X	
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		
8a		
Enter the states to which the foundation reports or with which it is registered (see instructions) <input type="checkbox"/> NY		
8b	X	
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		
9		X
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		
10		X
Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		

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)
12 Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?
13 Did the foundation comply with the public inspection requirements for its annual returns and exemption application?
Website address N/A
14 The books are in care of TAG ASSOCIATES, LLC Telephone no. 212-275-1549
Located at 75 ROCKEFELLER PLAZA, NEW YORK, NY ZIP+4 10019
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 N/A

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.

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?
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?
(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)?
(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.)
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
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?
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?
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.)
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?
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)
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?
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?

**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)?  Yes  No  
 Organizations relying on a current notice regarding disaster assistance check here  N/A

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?  Yes  No  
 If "Yes," attach the statement required by Regulations section 53.4945-5(d). N/A

6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?  Yes  No

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?  Yes  No  
 If "Yes" to 6b, file Form 8870. 6b X

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?  Yes  No  
 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
ROBERT L. BEIR 110 EAST 59TH STREET, NEW YORK, NY 10011	PRESIDENT 0.00	0.	0.	0.
JOAN S. BEIR 110 EAST 59TH STREET, NEW YORK, NY 10011	VICE PRESIDENT 0.00	0.	0.	0.
MICHAEL KATZ 110 EAST 59TH STREET, NEW YORK, NY 10011	SECRETARY 0.00	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

**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
SAYBROOK CAPITAL - 2000 FRONTIS PLAZA BLVD., WINSTONSALEM, NC 27103	INVESTMENT ADVISORY	54,494.

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	
2	
3	
4	

**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	
2	
3 All other program-related investments. See instructions.	
Total. Add lines 1 through 3 <span style="float:right">▶</span>	0.

**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	5,360,111.
b	Average of monthly cash balances	1b	692,263.
c	Fair market value of all other assets	1c	0.
d	Total (add lines 1a, b, and c)	1d	6,052,374.
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	6,052,374.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	90,786.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	5,961,588.
6	Minimum investment return. Enter 5% of line 5	6	298,079.

**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	298,079.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	3,099.
2b	Income tax for 2009. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	3,099.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	294,980.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	294,980.
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	294,980.

**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	223,556.
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	223,556.
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	0.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	223,556.

**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.

**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				294,980.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			0.	
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				380,121.
e From 2008				545,550.
f Total of lines 3a through e	925,671.			
4 Qualifying distributions for 2009 from Part XII, line 4: ▶ \$	223,556.			
a Applied to 2008, but not more than line 2a			0.	
b Applied to undistributed income of prior years (Election required - see instructions)		0.		
c Treated as distributions out of corpus (Election required - see instructions)	223,556.			
d Applied to 2009 distributable amount				0.
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).)	294,980.			294,980.
6 Enter the net total of each column as indicated below:	854,247.			
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5				
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				0.
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	854,247.			
10 Analysis of line 9:				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				85,141.
d Excess from 2008				545,550.
e Excess from 2009				223,556.

**Part XIV Private Operating Foundations** (see instructions and Part VII-A, question 9) N/A

1 a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, enter the date of the ruling ▶

b Check box to indicate whether the foundation is a private operating foundation described in section  4942(j)(3) or  4942(j)(5)

	Tax year				(e) Total
	(a) 2009	(b) 2008	(c) 2007	(d) 2006	
2 a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities.					
3 Subtract line 2d from line 2c					
Complete 3a, b, or c for the alternative test relied upon:					
a "Assets" alternative test - enter:					
(1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test - enter:					
(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

**Part XV Supplementary Information (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year-see the instructions.)**

1 **Information Regarding Foundation Managers:**  
 a List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than \$5,000). (See section 507(d)(2).)

None

b List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest.

None

2 **Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:**  
 Check here  if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d.

a The name, address, and telephone number of the person to whom applications should be addressed:

b The form in which applications should be submitted and information and materials they should include.

c Any submission deadlines:

d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors.

**Part XV** Supplementary Information (continued)

**3 Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient Name and address (home or business)	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
<p>a <i>Paid during the year</i> SEE ATTACHED SCHEDULE</p>	N/A	Tax exempt IRC Sec. 501(c)(3)	To further the organizations' charitable purposes.	223,556.
<b>Total</b>				▶ 3a <b>223,556.</b>
<p>b <i>Approved for future payment</i>  None</p>				
<b>Total</b>				▶ 3b <b>0.</b>



Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations

Table with 3 columns: Question, Yes, No. Contains questions 1a through 1d regarding transfers and transactions with noncharitable exempt organizations.

Table with 4 columns: (a) Line no, (b) Amount involved, (c) Name of noncharitable exempt organization, (d) Description of transfers, transactions, and sharing arrangements. Contains one entry with 'N/A'.

2a Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? [ ] Yes [X] No

Table with 3 columns: (a) Name of organization, (b) Type of organization, (c) Description of relationship. Contains one entry with 'N/A'.

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 taxpayer or fiduciary) is based on all information of which preparer has any knowledge.

Signature and identification section for Joan S. Ben, VICE PRESIDENT, dated 15/7/10. Includes preparer's signature, date, title, and firm information for Tag Associates LLC.

**THE BEIR FOUNDATION**

**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 <b>BANK OF AMERICA CORP</b>	P	09/19/08	Various
b <b>AMERICAN EXPRESS CO</b>	P	09/16/08	03/02/09
c <b>BP PLC ADR</b>	P	12/31/91	03/02/09
d <b>DTE ENERGY CO</b>	P	12/31/91	02/23/09
e <b>HOME DEPOT INC</b>	P	05/04/93	03/10/09
f <b>MCGRAW HILL COMPANIES</b>	P	07/29/03	03/02/09
g <b>SPECTRA ENERGY CORP</b>	P	07/24/03	02/23/09
h <b>TARGET CORP</b>	P	03/16/08	03/02/09
i <b>UNILEVER NV NY SHS</b>	P	07/15/03	02/23/09
j <b>EURO</b>	P	05/04/09	05/04/09
k <b>EURO</b>	P	09/02/09	09/03/09
l <b>Capital Gains Dividends</b>			
m			
n			
o			

(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 135,555.		192,348.	-56,793.
b 22,190.		70,772.	-48,582.
c 155,241.		14,037.	141,204.
d 49,425.		7,678.	41,747.
e 100,389.		46,313.	54,076.
f 35,740.		62,340.	-26,600.
g 29,203.		44,683.	-15,480.
h 27,561.		49,563.	-22,002.
i 57,631.		54,003.	3,628.
j 1,440.		1,438.	2.
k 1,135.		1,133.	2.
l 16,800.			16,800.
m			
n			
o			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Losses (from col. (h)) Gains (excess of col. (h) gain over col. (k), but not less than "-0-")
(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	
a			-56,793.
b			-48,582.
c			141,204.
d			41,747.
e			54,076.
f			-26,600.
g			-15,480.
h			-22,002.
i			3,628.
j			2.
k			2.
l			16,800.
m			
n			
o			

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	88,002.
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

Form 990-PF Interest on Savings and Temporary Cash Investments Statement 1

Source	Amount
BANK OF NEW YORK	10,564.
Total to Form 990-PF, Part I, line 3, Column A	10,564.

Form 990-PF Dividends and Interest from Securities Statement 2

Source	Gross Amount	Capital Gains Dividends	Column (A) Amount
BANK OF NEW YORK - NOMINEE	144,162.	16,800.	127,362.
Total to Fm 990-PF, Part I, ln 4	144,162.	16,800.	127,362.

Form 990-PF Accounting Fees Statement 3

Description	(a) Expenses Per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
Accounting Fees	12,000.	12,000.	0.	0.
To Form 990-PF, Pg 1, ln 16b	12,000.	12,000.	0.	0.

Form 990-PF Taxes Statement 4

Description	(a) Expenses Per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
TAXES	918.	918.	0.	0.
FOREIGN TAX PAID	6,819.	0.	0.	0.
To Form 990-PF, Pg 1, ln 18	7,737.	918.	0.	0.

Form 990-PF	Other Expenses			Statement	5
Description	(a) Expenses Per Books	(b) Net Invest- ment Income	(c) Adjusted Net Income	(d) Charitable Purposes	
MANAGEMENT FEES	54,494.	54,494.	0.	0.	
INVESTMENT FEES	3,210.	3,210.	0.	0.	
FILING FEES	250.	250.	0.	0.	
ADVERTISING FEE	120.	120.	0.	0.	
To Form 990-PF, Pg 1, ln 23	58,074.	58,074.	0.	0.	

Form 990-PF	Other Funds		Statement	6
Description	(A) Beginning of Year	(B) End of Year		
Endowment Fund	2,882,702.	2,807,487.		
Total to Form 990-PF, Part II, line 29	2,882,702.	2,807,487.		

Form 990-PF	Corporate Stock		Statement	7
Description	Book Value	Fair Market Value		
SEE ATTACHED	3,187,145.	5,958,553.		
Total to Form 990-PF, Part II, line 10b	3,187,145.	5,958,553.		

**THE BEIR FOUNDATION**  
**EIN: 13-6084093**  
**FMV OF ASSETS**  
**12/31/09**

**PART X: MINIMUM INVESTMENT RETURN:**

<u>SECURITIES</u>	<u>FMV @ BOM</u>	<u>FMV @ EOM</u>	<u>AVG FMV MO.</u>	<u>ANNUAL AVG FMV/MO.</u>
JAN	5,921,422	5,369,189	5,645,306	
FEB	5,369,189	4,637,601	5,003,395	
MAR	4,637,601	4,562,481	4,600,041	
APR	4,562,481	4,847,713	4,705,097	
MAY	4,847,713	5,304,666	5,076,190	
JUN	5,304,666	5,192,608	5,248,637	
JUL	5,192,608	5,597,180	5,394,894	
AUG	5,597,180	5,633,314	5,615,247	
SEP	5,633,314	5,652,372	5,642,843	
OCT	5,652,372	5,635,638	5,644,005	
NOV	5,635,638	5,948,583	5,792,111	
DEC	5,948,583	5,958,550	5,953,567	
<b>TOTAL SECURITIES:</b>	<b><u>64,302,767</u></b>	<b><u>64,339,895</u></b>	<b><u>64,321,331</u></b>	<b><u>5,360,111</u></b>
<u>CASH</u>				
JAN	520,952	447,512	484,232	
FEB	447,512	571,025	509,269	
MAR	571,025	938,255	754,640	
APR	938,255	950,252	944,254	
MAY	950,252	600,647	775,450	
JUN	600,647	620,772	610,710	
JUL	620,772	556,837	588,805	
AUG	556,837	549,301	553,069	
SEP	549,301	810,849	680,075	
OCT	810,849	805,908	808,379	
NOV	805,908	820,626	813,267	
DEC	820,626	749,392	785,009	
<b>TOTAL CASH:</b>	<b><u>8,192,936</u></b>	<b><u>8,421,376</u></b>	<b><u>8,307,156</u></b>	<b><u>692,263</u></b>

**The Beir Foundation**  
**EIN: 13-6084093**  
**TAX YEAR: 2009**

The Beir Foundation is making an election to treat the qualifying distributions as a distribution out of corpus under Reg. Sec. 53.4942(a)-3(d)(2).

Date	Reference T	Description	Beginning Balance	Current Amount	Period End Amount	YTD Balance
<b>50000 GIFTS, GRANTS &amp; CONTRIBUTIONS</b>						
01/06/09	1615 V	ANTI - DEFAMATION LEAGUE CONTRIBUTION2009		1,000.00		
01/06/09	1616 V	BROWN UNIVERSITY CONTRIBUTION2009		1,500.00		
01/06/09	1617 V	CENTRAL SYNAGOGUE CONTRIBUTION2009		25,000.00		
01/06/09	1618 V	COLLEGIATE SCHOOL CONTRIBUTION2009		1,000.00		
01/06/09	1619 V	COLUMBIA UNIVERSITY CONTRIBUTION2009		100.00		
01/06/09	1620 V	Community Access CONTRIBUTION2009		2,500.00		

Date	Reference T	Description	Beginning Balance	Current Amount	Period End Amount	YTD Balance
<b>50000 GIFTS, GRANTS &amp; CONTRIBUTIONS (</b>						
01/06/09	1621 V	CORPORATE ANGEL NETWORK CONTRIBUTION2009		500 00		
01/06/09	1622 V	Ethical Culture Fieldston School CONTRIBUTION2009		250 00		
01/06/09	1623 V	Franklin & Eleanor Roosevelt Inst CONTRIBUTION2009		12,500 00		
01/06/09	1624 V	GMHC, INC CONTRIBUTION2009		100 00		
01/06/09	1625 V	HAMILTON - MADISON HOUSE CONTRIBUTION2009		1,000 00		
01/06/09	1626 V	HARVARD BUSINESS SCHOOL FUND CONTRIBUTION2009		1,000 00		
01/06/09	1627 V	JEWISH BOARD OF FAMILY & CHILDREN CONTRIBUTION2009		20,000 00		
01/06/09	1628 V	Lenox Hill/Medical Education Fund CONTRIBUTION2009		5,000 00		
01/06/09	1629 V	MT SINAI MEDICAL HOSPITAL CONTRIBUTION2009		1,000 00		
01/06/09	1630 V	NEW YORK PRESBYTERIAN HOSPITAL CONTRIBUTION2009		2,500 00		
01/06/09	1631 V	THE 92nd STREET Y CONTRIBUTION2009		20,000.00		
01/06/09	1632 V	The Calhoun School CONTRIBUTION2009		50,000.00		
01/06/09	1633 V	THE METROPOLITAN OPERA CONTRIBUTION2009		15,000.00		
01/06/09	1634 V	The Parkside School CONTRIBUTION2009		5,000.00		
06/09	1635 V	THE TAFT SCHOOL ALUMNI OFFICE CONTRIBUTION2009		1,000.00		
01/06/09	1636 V	THE VISITING NURSE SERVICE of NY CONTRIBUTION2009		1,000.00		
01/06/09	1637 V	Thirteen - WNET CONTRIBUTION2009Gift, Grants & Contributions		20,000.00		
01/06/09	1638 V	UNA-USA CONTRIBUTION2009		5,000.00		
01/06/09	1639 V	UNITED JEWISH APPEAL CONTRIBUTION2009		15,000.00		
01/06/09	1640 V	US HOLOCAUST MEMORIAL MUSEUM CONTRIBUTION2009		12,500.00		
02/24/09	1642 V	Cancer Research Fund 131360		243.00		
			March	219,693.00	219,693 00	
04/16/09	1645 V	The Fund for Park Avenue CONTRIBUTION		100 00		
04/23/09	1646 V	American Jewish Committee CONTRIB		750 00		
04/23/09	1647 V	Fountain House CONTRIB		250 00		
05/28/09	1652 V	The Parkside School 5/13/09-SPRIFEST		1,350.00		
06/16/09	1654 V	Cancer Research Fund 132384		213 00		
06/16/09	1655 V	The Summer Camp 2009 CONTRIB		500 00		
			June	3,163.00	222,856.00	
08/18/09	1659 V	The Summer Camp 8/17/09		100 00		
09/21/09	1661 V	The Fund for Park Avenue 2009 DONATION		100.00		
			September	200.00	223,056 00	
10/03/09	ck1665	The Pearl Theatre		500.00		
			December	500.00	223,556.00	
				<u>223,556 00</u>	<u>223,556.00</u>	

# PORTFOLIO APPRAISAL

*Beir Foundation - EIN: 13-6084093*

*December 31, 2009*

<u>Date</u>	<u>Quantity</u>	<u>Security</u>	<u>Unit Cost</u>	<u>Total Cost</u>	<u>Price</u>	<u>Market Value</u>
<b>CORPORATE BONDS</b>						
05-18-09	250,000	American Express Co 7.250% Due 05-20-14 Accrued Interest	100 60	251,500 00	112 84	282,092.75
						<u>2,064.24</u>
				<u>251,500 00</u>		<u>284,156.99</u>
<b>COMMON STOCK</b>						
05-06-09	4,000.00	Automatic Data Processing	35.31	141,246.20	42.82	171,280.00
01-24-03	100.00	Berkshire Hathaway Inc Cl B	2,873.60	287,360.21	3,286.00	328,600.00
05-13-04	2,000.00	Cadbury PLC Sponsor ADR	41.29	82,586.50	51.39	102,780 00
05-19-72	6,000.00	Chevron Corp	2 47	14,836.44	76 99	461,940.00
11-18-05	6,000.00	Cisco Systems, Inc.	17 01	102,060.00	23 94	143,640.00
07-07-05	1,000.00	Diageo Plc ADR	56.73	56,730.00	69 41	69,410 00
07-24-03	10,000.00	Duke Energy Corp	14.46	144,555.76	17 21	172,100.00
12-14-09	1,000.00	EOG Resources Inc	90.36	90,362.00	97 30	97,300.00
09-23-08	2,000.00	Emerson Elec Co Com	42.01	84,025.00	42 60	85,200.00
12-31-91	12,000.00	Exxon Mobil Corp	2 61	31,364.00	68 19	818,280.00
09-20-84	4,000.00	FPL Group Inc	9 94	39,753.22	52 82	211,280 00
01-23-04	4,000.00	Factset Research Systems Inc	32 55	130,188.00	65 87	263,480 00
08-25-81	33,000 00	General Electric Co	1 16	38,415.44	15 13	499,290.00
10-13-08	150.00	Google Inc - Cl A	320 83	48,124.50	619 98	92,997.00
01-13-03	3,750 00	Heineken Holdings	24 00	89,999 15	41.94	157,276.87
09-16-09	3,000.00	Heinz H J Co	40.02	120,060.00	42 76	128,280.00
01-23-06	4,000.00	Intel Corp	21.37	85,479.60	20 40	81,600.00
01-01-70	3,000 00	International Business Machines	Q2.94	Q28,820.00	130 90	392,700 00
10-15-03	2,000.00	Johnson & Johnson	53 05	106,093.20	64.41	128,820.00
06-01-08	4,000 00	Kraft Foods Inc	29.44	117,780 00	27 18	108,720 00
03-10-04	2,500.00	Nestle S A. ADR	26.15	65,370 00	48 56	121,402 75
05-11-92	10,000.00	Plum Creek Timber Co	15.08	150,813 00	37.76	377,600 00
01-01-70	3,000.00	Procter & Gamble Co	60.53	181,590.00	60 63	181,890 00
02-28-07	4,000 00	Staples Inc	24 16	96,643 40	24 59	98,360 00
10-15-04	2,000.00	Stryker Corp	46.19	92,382 20	50 37	100,740 00
11-01-06	6,000 00	Walgreen Co	37 79	226,723 60	36 72	220,320 00
01-25-93	1,000.00	Zimmer Holdings Inc	32 28	32,283 69	59 11	59,110 00
				<u>2,935,645</u>		<u>5,674,396 62</u>
		Total		<u>3,187,145</u>		<u>5,958,553</u>