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Return of Private Foundation

OMB No 1545-0052

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 HETTINGER FOUNDATION		A Employer identification number 13-6097726
	Number and street (or P.O. box number if mail is not delivered to street address) C/O OBERFEST, P.O. BOX 318	Room/suite	B Telephone number 914-238-3800
	City or town, state, and ZIP code CHAPPAQUA, NY 10514		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"/> E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/> F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>

H Check type of organization: ☐ Section 501(c)(3) exempt private foundation
☐ Section 4947(a)(1) nonexempt charitable trust ☒ Other taxable private foundation

I Fair market value of all assets at end of year (from Part II, col. (c), line 16)
\$ **16,764,090.**

J Accounting method: ☒ Cash ☐ Accrual
☐ 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)
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		54.	54.		STATEMENT 1
4 Dividends and interest from securities		361,815.	361,815.		STATEMENT 2
5a Gross rents					
b Net rental income or (loss)					
6a Net gain or (loss) from sale of assets not on line 10		3,086,176.			
b Gross sales price for all assets on line 6a		7,003,056.			
7 Capital gain net income (from Part IV, line 2)			3,086,176.		
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		3,448,045.	3,448,045.		
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					
c Other professional fees		38,418.	38,418.		0.
17 Interest					
18 Taxes		49,462.	10,462.		0.
19 Depreciation and depletion					
20 Occupancy					
21 Travel, conferences, and meetings					
22 Printing and publications					
23 Other expenses		1,676.	1,042.		634.
24 Total operating and administrative expenses. Add lines 13 through 23		89,556.	49,922.		634.
25 Contributions, gifts, grants paid		945,000.			945,000.
26 Total expenses and disbursements. Add lines 24 and 25		1,034,556.	49,922.		945,634.
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements		2,413,489.			
b Net investment income (if negative, enter -0-)			3,398,123.		
c Adjusted net income (if negative, enter -0-)				N/A	

Part II Balance Sheets Attached schedules and amounts in the description column should be for end-of-year amounts only

		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1 Cash - non-interest-bearing	25,823.	9,476.	9,476.
	2 Savings and temporary cash investments	2,189,347.	97,847.	97,847.
	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 6	9,029,385.	13,552,831.	16,488,714.
	c Investments - corporate bonds STMT 7	116,944.	116,944.	168,053.
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 ▶ <u>ACCRUED DIVIDENDS</u>)	2,110.	0.	0.	
16 Total assets (to be completed by all filers)	11,363,609.	13,777,098.	16,764,090.	
Liabilities	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	2,017,591.	2,017,591.	
	28 Paid-in or capital surplus, or land, bldg., and equipment fund	0.	0.	
	29 Retained earnings, accumulated income, endowment, or other funds	9,346,018.	11,759,507.	
30 Total net assets or fund balances	11,363,609.	13,777,098.		
31 Total liabilities and net assets/fund balances	11,363,609.	13,777,098.		

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	11,363,609.
2 Enter amount from Part I, line 27a	2	2,413,489.
3 Other increases not included in line 2 (itemize) ▶ _____	3	0.
4 Add lines 1, 2, and 3	4	13,777,098.
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	13,777,098.

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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	P	VARIOUS	VARIOUS
b SEE ATTACHED	P	VARIOUS	VARIOUS
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 911,376.		774,062.	137,314.
b 6,091,680.		3,142,818.	2,948,862.
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			137,314.
b			2,948,862.
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	3,086,176.
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	941,425.	19,075,983.	.049351
2007	990,552.	21,497,996.	.046076
2006	830,687.	19,063,820.	.043574
2005	756,032.	17,072,622.	.044283
2004	670,477.	15,623,261.	.042915

2 Total of line 1, column (d)	2	.226199
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	.045240
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	14,986,526.
5 Multiply line 4 by line 3	5	677,990.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	33,981.
7 Add lines 5 and 6	7	711,971.
8 Enter qualifying distributions from Part XII, line 4	8	945,634.

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 checked="" type="checkbox"/> and enter 1% of Part I, line 27b		1	33,981.
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	33,981.
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	33,981.
6 Credits/Payments:			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a	44,919.	
b Exempt foreign organizations - tax withheld at source	6b		
c Tax paid with application for extension of time to file (Form 8868)	6c	60,000.	
d Backup withholding erroneously withheld	6d		
7 Total credits and payments. Add lines 6a through 6d	7	104,919.	
8 Enter any penalty for underpayment of estimated tax. Check here <input checked="" 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	70,938.	
11 Enter the amount of line 10 to be: Credited to 2010 estimated tax <input checked="" type="checkbox"/> 70,938. Refunded <input type="checkbox"/>	11	0.	

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
c Did the foundation file Form 1120-POL for this year?		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: (1) On the foundation. <input checked="" type="checkbox"/> \$ 0. (2) On foundation managers. <input checked="" 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 checked="" type="checkbox"/> \$ 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) <input checked="" type="checkbox"/> 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

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 ► N/A	13	X	
14	The books are in care of ► BRUCE D. OBERFEST & ASSOCIATES Telephone no. ► 914-238-3800 Located at ► 287 KING STREET, CHAPPAQUA, NEW YORK ZIP+4 ► 10514			
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.

	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	N/A	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? If "Yes," list the years ►	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
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.)	N/A	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.)	N/A	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

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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

Organizations relying on a current notice regarding disaster assistance check here

☒

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

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

6b

X

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
WILLIAM R. HETTINGER	TRUSTEE			
2538 ESCADA COURT				
NAPLES, FL 34109	1.00	0.	0.	0.
BETTY HETTINGER	TRUSTEE			
323 QUAKER HILL ROAD				
PAWLING, NY 12564	1.00	0.	0.	0.
CORINNA HETTINGER	TRUSTEE			
2538 ESCADA COURT				
NAPLES, FL 34109	1.00	0.	0.	0.
JAMES HETTINGER	TRUSTEE			
260 JAMES JACKSON AVE.				
CARY, NC 27513	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

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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	13,673,137.
b	Average of monthly cash balances	1b	1,541,610.
c	Fair market value of all other assets	1c	0.
d	Total (add lines 1a, b, and c)	1d	15,214,747.
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	15,214,747.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	228,221.
5	Net value of noncharitable-use assets Subtract line 4 from line 3. Enter here and on Part V, line 4	5	14,986,526.
6	Minimum investment return. Enter 5% of line 5	6	749,326.

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	749,326.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	33,981.
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	33,981.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	715,345.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	715,345.
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	715,345.

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	945,634.
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	945,634.
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	33,981.
6	Adjusted qualifying distributions Subtract line 5 from line 4	6	911,653.

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.

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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				715,345.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			944,496.	
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: ▶ \$ 945,634.				
a Applied to 2008, but not more than line 2a			944,496.	
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				1,138.
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:	0.			
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				714,207.
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				

Part XV	Supplementary Information (continued)
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3- Grants and Contributions Paid During the Year or Approved for Future Payment

[illegible]

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

SOURCE	AMOUNT
INTEREST - CITIBANK	54.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	54.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
DIVIDENDS - LAZARD NOMINEE	350,265.	0.	350,265.
INTEREST - CORPORATE BONDS-LAZARD NOMINEE	11,550.	0.	11,550.
TOTAL TO FM 990-PF, PART I, LN 4	361,815.	0.	361,815.

FORM 990-PF OTHER PROFESSIONAL FEES STATEMENT 3

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
INVESTMENT ADVISORY FEES	38,418.	38,418.		0.
TO FORM 990-PF, PG 1, LN 16C	38,418.	38,418.		0.

FORM 990-PF TAXES STATEMENT 4

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
FOREIGN TAXES				
PAID-INVESTMENT INCOME	10,462.	10,462.		0.
FEDERAL TAXES PAID	39,000.	0.		0.
TO FORM 990-PF, PG 1, LN 18	49,462.	10,462.		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
PROCESSING FEE	725.	725.		0.
BANK CHARGES	178.	59.		119.
FEES	750.	250.		500.
PUBLICATION FEE	23.	8.		15.
TO FORM 990-PF, PG 1, LN 23	1,676.	1,042.		634.

FORM 990-PF	CORPORATE STOCK		STATEMENT 6
DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE	
CORPORATE STOCK	13,552,831.	16,488,714.	
TOTAL TO FORM 990-PF, PART II, LINE 10B	13,552,831.	16,488,714.	

FORM 990-PF	CORPORATE BONDS		STATEMENT 7
DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE	
CORPORATE BONDS	116,944.	168,053.	
TOTAL TO FORM 990-PF, PART II, LINE 10C	116,944.	168,053.	

THE HETTINGER FOUNDATION
FORM 990-PF FOR THE YEAR 2009
EIN 13-6097726

NAME/ADDRESS	FOUNDATION STATUS OF RECIPIENT	PURPOSE OF CONTRIBUTION	AMOUNT
1 BOSTON RESCUE MISSION PO BOX 120069 BOSTON MA 02112 0069	PUBLIC	UNRESTRICTED CONTRIBUTION	5,000
2 CHAIRSCHOLARS FOUNDATION INC SILVER DOLLAR RANCH #38 C/O KIEM 17000 PATTERSON ROAD ODESSA, FLA 33556	PUBLIC	UNRESTRICTED CONTRIBUTION	15,000
3 COLUMBIA UNIVERSITY 630 W 168 STREET NEW YORK, NY 10032-0020	PUBLIC	UNRESTRICTED CONTRIBUTION	500,000
4 COMMUNITY RESOURCE & SERVICE CORP 37 SAW MILL RIVER ROAD HAWTHORNE, NY 10532	PUBLIC	UNRESTRICTED CONTRIBUTION	15,000
5 COVENANT HOUSE 460 WEST 41ST STREET NEW YORK, NEW YORK 10036	PUBLIC	UNRESTRICTED CONTRIBUTION	10,000
6 DAMON RUNYON WALTER WINCHEL CANCER FUND 131 EAST 36TH STREET NEW YORK, NEW YORK 10016	PUBLIC	CANCER RESEARCH	35,000
7 DUTCHESS LAND CONSERVANCY 2908 ROUTE 44 MILLBROOK, NY 12545	PUBLIC	UNRESTRICTED CONTRIBUTION	5,000
8 INSTITUTE OF CLASSICAL ARCHITECTURE & CLASSICAL AMERICA 20 W 44TH STREET NEW YORK, NY 10036	PUBLIC	UNRESTRICTED CONTRIBUTION	5,000
9 THE LIGHTHOUSE INC 111 EAST 59TH STREET NEW YORK, NEW YORK 10022	PUBLIC	UNRESTRICTED CONTRIBUTION	2,000
10 LSA FAMILY HEALTH SERVICE 426 EAST 119 STREET NEW YORK, NEW YORK 10035	PUBLIC	UNRESTRICTED CONTRIBUTION	10,000
11 MEDICAL FOUNDATION OF NORTH CAROLINA 888 MARTIN LUTHER KING BOULEVARD CHAPEL HILL, NC 27514	PUBLIC	UNRESTRICTED CONTRIBUTION	10,000
12 MILLBROOK SCHOOL MILLBROOK, NEW YORK 12545	PUBLIC	UNRESTRICTED CONTRIBUTION	170,000
13 MT TREMPER OUTDOOR MINISTRIES PATTERSON, NY 12563	PUBLIC	UNRESTRICTED CONTRIBUTION	7,000
14 MULTIPLE SCLEROSIS SOCIETY- YORK CHAPTER 55 WEST 44TH STREET NEW YORK, NEW YORK 10036	PUBLIC	UNRESTRICTED CONTRIBUTION	5,000
15 NORTH BENNET STREET SCHOOL	PUBLIC	UNRESTRICTED	30,000

THE HETTINGER FOUNDATION
FORM 990-PF FOR THE YEAR 2009
EIN 13-6097726

NAME/ADDRESS	FOUNDATION STATUS OF RECIPIENT	PURPOSE OF CONTRIBUTION	AMOUNT
39 N BENNET STREET BOSTON, MA 02113			
16 PAWLING FIRE DEPARTMENT R R 1, BOX 720 PAWLING, NEW YORK 12564	PUBLIC	UNRESTRICTED CONTRIBUTION	10,000
17 PEABODY ESSEX MUSEUM E INDIA SQUARE SALEM ,MA 01970	PUBLIC	UNRESTRICTED CONTRIBUTION	5,000
18 PINE STREET INN 444 HARRISON AVENUE BOSTON, MA 02118	PUBLIC	UNRESTRICTED CONTRIBUTION	5,000
19 PREP FOR PREP PROJECT OPERATION BOARD JUMP 101 WEST 91ST STREET NEW YORK, NEW YORK 10024	PUBLIC	UNRESTRICTED CONTRIBUTION	50,000
20 THE SALVATION ARMY 50 WEST 23RD STREET NEW YORK, NEW YORK 10010	PUBLIC	UNRESTRICTED CONTRIBUTION	30,000
21 THE SMILE TRAIN 41 MADISON AVENUE 28 FL NEW YORK, NY 10010	PUBLIC	UNRESTRICTED CONTRIBUTION	10,000
ST JUDE'S CHILDREN'S RESEARCH 22 HOSPITAL 501 ST JUDE'S PLACE MEMPHIS, TN 38105	PUBLIC	UNRESTRICTED CONTRIBUTION	7,000
23 SARATOGA CARE FOUNDATION 211 CHURCH STREET SARATOGA SPRINGS, NY 12866	PUBLIC	UNRESTRICTED CONTRIBUTION	2,000
24 VISITING NURSE SERVICE OF NEW YORK 107 EAST 70TH STREET NEW YORK, NEW YORK 10021	PUBLIC	UNRESTRICTED CONTRIBUTION	2,000
TOTAL			<u>945,000</u>

PRINCIPAL BALANCE ON HAND

Page 1

HETTINGER FOUNDATION

As of 12/31/2009

	Current Value	Carrying Value
Checking Accounts		
LAZARD CASH ACCT # 306-34149	\$ 2,232.07	\$ 2,232 07
CITIBANK CHECKING ACCT # 95459681	1,316 75	1,316 75
KEY BANK ACCT CHECKING ACCT	5,928.42	5,928 42
Money Market Accounts		
JPMORGAN US GOVT MMKT FD	95,745.69	95,745 69
CITIBANK MMKT ACCT # 19484965	2,101 80	2,101 80
Common Stocks- Lazard Acct # 306-34149		
AIR PRODUCTS & CHEMICALS INC 1,900 Units	154,014 00	129,820 35
AMGEN INC 4,600 Units	260,222 00	219,984.88
AT & T INC 6,500 Units	182,195 00	167,614 20
BANK OF AMERICA CORP 13,000 Units	195,780 00	156,413.60
BERKSHIRE HATHAWAY INC DEL CL B NEW 265 Units	870,790 00	8,570 21
CHARLES SCHWAB CORP NEW 8,000 Units	150,560 00	145,760 80
CISCO SYSTEMS INC 14,500 Units	347,130 00	394,255 00
COCA COLA CO 2,800 Units	159,600.00	141,006.04
COMCAST CORP NEW SPL CL A 36,000 Units	576,360 00	507,862 20
CONOCOPHILLIPS 7,000 Units	357,490 00	311,068 38
DOVER CORP 5,500 Units	228,855 00	215,985.29
EMC CORP- MASS 9,000 Units	157,230 00	131,481 90
EMERSON ELECTRIC CO 9,000 Units	383,400 00	345,880 62

PRINCIPAL BALANCE ON HAND
HETTINGER FOUNDATION
As of 12/31/2009

Page 2

	Current Value	Carrying Value
EXXON MOBIL CORP 10,500 Units	\$715,995.00	\$ 98,643.90
GILEAD SCIENCES INC 2,800 Units	121,184.00	125,727 00
GOLDMAN SACHS GROUP INC 1,225 Units	206,829 00	209,212 24
HALLIBURTON CO 11,200 Units	337,008 00	273,592 48
HEWLETT PACKARD CO 9,000 Units	463,590 00	188,935 50
HONEYWELL INTL INC 5,900 Units	231,280.00	202,093.37
IBM CORP 3,000 Units	392,700 00	321,119.58
INTEL CORP 21,000 Units	428,400 00	416,476.00
JOHNSON & JOHNSON 9,800 Units	631,218 00	615,805.40
JPMORGAN CHASE & CO 13,200 Units	550,044 00	19,846.78
LIFE TECHNOLOGIES CORP 3,600 Units	188,028.00	115,558.92
MASTERCARD INC 750 Units	191,985 00	125,115.00
McDONALDS CORP 2,500 Units	156,100 00	142,269 00
MERCK & CO INC 9,400 Units	343,476 00	217,984.12
MICROSOFT CORP 22,500 Units	686,025.00	668,387 00
MOLSON COORS BREWING CO CL B 4,400 Units	198,704 00	223,497.12

PRINCIPAL BALANCE ON HAND
HETTINGER FOUNDATION
As of 12/31/2009

Page 3

	Current Value	Carrying Value
MOSAIC CO 1,700 Units	\$101,541.00	\$ 88,247.00
ORACLE CORP 22,000 Units	539,880 00	298,565.00
PARKER HANNIFIN CORP 2,700 Units	145,476.00	148,422 51
PFIZER INC 30,000 Units	545,700 00	603,722 00
RAYTHEON CO COM NEW 3,100 Units	159,712 00	146,162 52
REPUBLIC SERVICES INC 5,500 Units	155,705.00	125,304 85
ROYAL DUTCH SHELL PLC 4,500 Units	270,495.00	64,244 25
SYMANTEC CORP 9,000 Units	161,010 00	141,869 70
TALECRIS BIOTHERAPEUTICS HOLDINGS CORP 5,400 Units	120,258.00	107,251 02
UNITED PARCEL SVC INC CL B (UPS) 2,500 Units	143,425.00	127,680.00
UNITED TECHNOLOGIES CORP 6,100 Units	423,401 00	412,333.16
VALERO ENERGY CORP NEW 3,800 Units	63,650 00	74,862 66
VISA INC CL A 2,000 Units	174,920 00	140,939 40
WAL-MART SOTRES INC 10,800 Units	577,260 00	557,896.92
WALGREEN CO 9,800 Units	359,856 00	334,388 52
WELLS FARGO & CO 20,000 Units	539,800 00	519,994.60

PRINCIPAL BALANCE ON HAND
HETTINGER FOUNDATION
As of 12/31/2009

Page 4

	Current Value	Carrying Value
Mutual Funds- Lazard Acct # 306-34149		
LAZARD INTL SMALL CAPITAL PORTFOLIO 39,739 189 Units	\$265,457 80	\$492,940 23
LAZARD CAP ALLOCATOR SER OPPORTNSTC STRTEG 41,654 588 Units	366,560 38	415,431.29
LAZARD FDS INC INTL STRATEGIC EQUITY PORT 55,230 369 Units	519,717 77	628,827 80
LAZARD HIGH YIELD PORTFOLIO INSTL SHS 106,892 662 Units	502,395.49	611,275 46
LAZARD U.S. SMALL MID CAP EQUITY TRUST 41,212 011 Units	486,301 72	672,505.05
Corporate Bonds- Lazard Acct # 306-34149		
AMERICAN & FOREING PWR DEB-REG 231,000 Units	168,052.50	116,943.75
	<u>\$16,764,091 39</u>	<u>\$13,777,099 30</u>
Less: Income balance on hand	(1,550,865 54)	(1,550,865 54)
PRINCIPAL BALANCE ON HAND	<u><u>\$18,314,956 93</u></u>	<u><u>\$15,327,964 84</u></u>

Short-Term Capital Gains and Losses
HETTINGER FOUNDATION
LAZARD 306-34149
For Period 1/1/2009 Through 12/31/2009

Page 1

Description of property	Date acquired	Date sold	Sales price	Cost or other basis	Gain or (loss)
HOME DEPOT INC 4,200 units	04/16/2009	08/07/2009	110,074 96	108,633 84	1,441 12
DEERE & CO 100 units	04/16/2009	08/18/2009	4,565 88	3,745 47	820 41
DEERE & CO 1,900 units	04/16/2009	08/18/2009	86,428 77	71,163 93	15,264 84
BANK OF AMERICA CORP 7,500 units	06/09/2009	10/16/2009	133,046 57	88,096 50	44,950 07
HONEYWELL INTL INC 800 units	06/17/2009	10/26/2009	29,979 55	28,373 84	1,605 71
DEERE & CO 3,800 units	04/16/2009	11/04/2009	172,969 65	142,327 86	30,641 79
CVS CAREMARK CORP 6,500 units	06/17/2009	11/10/2009	188,782 44	196,639 30	(7,856 86)
BANK OF AMERICA CORP 11,500 units	06/09/2009	11/30/2009	185,528 17	135,081 30	50,446 87
Total Short-Term Capital Gains and Losses					137,313 95

Long-Term Capital Gains and Losses
HETTINGER FOUNDATION
LAZARD 306-34149
For Period 1/1/2009 Through 12/31/2009

Page 1

Description of property	Date acquired	Date sold	Sales price	Cost or other basis	Gain or (loss)
TEXTRON INC 8,400 units	02/16/2007	01/27/2009	103,523 53	410,508 00	(306,984 47)
DOW CHEMICAL CO 9,000 units	03/13/2007	01/29/2009	119,976 52	383,784 30	(263,807 78)
BANK OF AMERICA CORP 10,356 units	4/30/1999	02/03/2009	71,881 62	12,348 74	59,532 88
GENERAL ELECTRIC CO 12,000 units	01/01/2001	03/06/2009	91,294 28	203,350 00	(112,055 72)
CITADEL BROADCASTING CORP 691 units	06/18/2007	04/16/2009	26 25	4,490 92	(4,464 67)
EXXON MOBIL CORP 2,482 units	07/24/2001	04/16/2009	169,092 82	23,317 54	145,775 28
INTERNATIONAL PAPER CO 4,000 units	01/01/2001	04/16/2009	31,413 19	91,882 10	(60,468 91)
BERKSHIRE HATHAWAY INC DEL CL B NEW 58 units	1/6/1999	05/01/2009	168,438 87	1,875 74	166,563 13
WALT DISNEY CO 9,000 units	01/01/2001	05/01/2009	175,518 88	238,958 56	(63,439 68)
EXXON MOBIL CORP 3,200 units	07/24/2001	05/01/2009	214,278 33	30,062 90	184,215 43
TOKIO MARINE HLDGS INC 4,000 units	1/1/2003	05/01/2009	109,187 19	25,874 70	83,312 49
NESTLE SA SPON ADR 6,500 units	01/01/2001	06/09/2009	242,753 80	58,012 50	184,741 30
ROYAL DUTCH SHELL PLC 5,000 units	07/20/2005	06/09/2009	274,128 45	71,382 50	202,745 95
CHEVRON CORP 7,000 units	8/25/1987	06/17/2009	507,752 94	98,945 74	408,807 20
UNILEVER NV 5,400 units	12/10/2002	06/17/2009	132,781 50	106,745 94	26,035 56
PROCTER & GAMBLE CO 4,000 units	01/01/2001	07/24/2009	220,233 93	173,457 91	46,776 02
TOKIO MARINE HLDGS INC 4,000 units	1/1/2003	07/24/2009	111,517 13	25,874 70	85,642 43
EMC CORP- MASS 19,000 units	02/14/2007	08/07/2009	290,365 72	277,572 90	12,792 82
UNILEVER NV 7,500 units	12/10/2002	08/07/2009	204,072 00	148,258 25	55,813 75
UNION PACIFIC CORP 2,500 units	01/01/2001	08/14/2009	147,574 70	27,675 69	119,899 01

Long-Term Capital Gains and Losses

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HETTINGER FOUNDATION

LAZARD 306-34149

For Period 1/1/2009 Through 12/31/2009

Description of property	Date acquired	Date sold	Sales price	Cost or other basis	Gain or (loss)
ROYAL DUTCH SHELL PLC 2,500 units	07/20/2005	08/27/2009	136,813 48	35,691 25	101,122 23
GLAXOSMITHKLINE PLC 2,104 units	01/01/2001	09/11/2009	81,915 66	25,121 35	56,794 31
TOKIO MARINE HLDGS INC 5,000 units	1/1/2003	09/11/2009	144,312 28	32,343 37	111,968 91
UNION PACIFIC CORP 3,500 units	01/01/2001	09/11/2009	215,830 70	38,745 97	177,084 73
GREAT WEST LIFECO INC 3,500 units	01/01/2001	09/14/2009	79,712 31	250 11	79,462 20
NESTLE SA SPON ADR 2,500 units	01/01/2001	09/14/2009	103,822 33	22,312 50	81,509 83
CIGNA CORP 4,000 units	01/01/2001	09/30/2009	113,667 07	14,796 53	98,870 54
CIGNA CORP 5,000 units	01/01/2001	10/02/2009	140,585 88	18,495 66	122,090 22
EXXON MOBIL CORP 2,300 units	07/24/2001	10/02/2009	158,971 91	21,607 71	137,364 20
TOKIO MARINE HLDGS INC 3,000 units	1/1/2003	10/02/2009	85,385 90	19,406 02	65,979 88
GLAXOSMITHKLINE PLC 3,500 units	01/01/2001	10/21/2009	144,262 44	41,789 33	102,473 11
GLAXOSMITHKLINE PLC 3,500 units	01/01/2001	10/26/2009	146,055 09	41,789 32	104,265 77
HONEYWELL INTL INC 7,000 units	05/30/2006	10/26/2009	262,321 05	281,190 00	(18,868 95)
NESTLE SA SPON ADR 3,500 units	01/01/2001	10/26/2009	159,315 90	31,237 50	128,078 40
GREAT WEST LIFECO INC 9,000 units	01/01/2001	12/11/2009	199,760 40	643 15	199,117 25
TOKIO MARINE HLDGS INC 5,000 units	1/1/2003	12/11/2009	147,096 21	32,343 37	114,752 84
CHEVRON CORP 5,000 units	8/25/1987	12/24/2009	386,040 07	70,675 53	315,364 54
Total Long-Term Capital Gains and Losses					2,948,862 03