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

OMB No. 1545-0052

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

9 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 THE SCOTT COOK AND SIGNE OSTBY CHARITABLE FOUNDATION		A Employer identification number 20-0478828
	Number and street (or P O box number if mail is not delivered to street address) Room/suite 2995 WOODSIDE ROAD, SUITE 400-400		B Telephone number (650) 851-2560
	City or town, state, and ZIP code WOODSIDE, CA 94062		C If exemption application is pending, check here <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		D 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ 82,714,010. (Part I, column (d) must be on cash basis.)		J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____	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"/>

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		26,047,602.		N/A	
2 Check <input type="checkbox"/> if the foundation is not required to attach Sch B					
3 Interest on savings and temporary cash investments					
4 Dividends and interest from securities		2,242,661.	2,242,661.		STATEMENT 1
5a Gross rents					
b Net rental income or (loss)					
6a Net gain or (loss) from sale of assets not on line 10		23,165,755.			
b Gross sales price for all assets on line 6a	46,385,660.				
7 Capital gain net income (from Part IV, line 2)			23,165,755.		
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		<46,038.>	<46,038.>		STATEMENT 2
12 Total. Add lines 1 through 11		51,409,980.	25,362,378.		
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		4,500.	0.		4,500.
c Other professional fees		36,050.	0.		24,025.
17 Interest					
18 Taxes	STMT 5	235,797.	9,797.		0.
19 Depreciation and depletion					
20 Occupancy					
21 Travel, conferences, and meetings					
22 Printing and publications					
23 Other expenses	STMT 6	235.	0.		235.
24 Total operating and administrative expenses. Add lines 13 through 23		276,582.	9,797.		28,760.
25 Contributions, gifts, grants paid		9,468,900.			9,468,900.
26 Total expenses and disbursements. Add lines 24 and 25		9,745,482.	9,797.		9,497,660.
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements		41,664,498.			
b Net investment income (if negative, enter -0-)			25,352,581.		
c Adjusted net income (if negative, enter -0-)				N/A	

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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	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1 Cash - non-interest-bearing			
	2 Savings and temporary cash investments	3,385,773.	6,860,797.	7,296,018.
	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 STMT 7	33,610,940.	27,110,793.	27,680,339.
	b Investments - corporate stock STMT 8	0.	1,669,524.	1,650,718.
	c Investments - corporate bonds STMT 9	5,997,026.	23,783,641.	24,264,784.
11 Investments - land, buildings, and equipment basis ▶				
Less: accumulated depreciation ▶				
12 Investments - mortgage loans				
13 Investments - other STMT 10	18,483,336.	21,212,341.	21,822,151.	
14 Land, buildings, and equipment basis ▶				
Less: accumulated depreciation ▶				
15 Other assets (describe ▶)				
16 Total assets (to be completed by all filers)	61,477,075.	80,637,096.	82,714,010.	
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	0.	0.	
28 Paid-in or capital surplus, or land, bldg., and equipment fund	0.	0.		
29 Retained earnings, accumulated income, endowment, or other funds	61,477,075.	80,637,096.		
30 Total net assets or fund balances	61,477,075.	80,637,096.		
31 Total liabilities and net assets/fund balances	61,477,075.	80,637,096.		

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	61,477,075.
2 Enter amount from Part I, line 27a	2	41,664,498.
3 Other increases not included in line 2 (itemize) ▶ OUTSTANDING DISBURSEMENT CHECKS	3	861,000.
4 Add lines 1, 2, and 3	4	104,002,573.
5 Decreases not included in line 2 (itemize) ▶ STEP-UP IN BASIS OF CONTRIBUTION	5	23,365,477.
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	80,637,096.

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**THE SCOTT BOOK AND SIGNE OSTBY
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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			
b SEE ATTACHED STATEMENTS			
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 46,385,660.		23,219,905.	23,165,755.

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))
(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			
b			
c			
d			
e			23,165,755.

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	23,165,755.
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	5,089,198.	57,363,721.	.088718
2007	288,734.	47,590,855.	.006067
2006	2,906,816.	26,616,058.	.109213
2005	3,077,414.	18,443,504.	.166856
2004	1,255,318.	14,670,915.	.085565

2 Total of line 1, column (d)	2	.456419
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	.091284
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	72,498,227.
5 Multiply line 4 by line 3	5	6,617,928.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	253,526.
7 Add lines 5 and 6	7	6,871,454.
8 Enter qualifying distributions from Part XII, line 4	8	9,497,660.

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.

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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	253,526.
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	253,526.
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	253,526.
6 Credits/Payments:			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a	309,760.	
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	309,760.	
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	56,234.	
11 Enter the amount of line 10 to be: Credited to 2010 estimated tax <input checked="" type="checkbox"/> 56,234. 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
1c 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.	2	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	3	X
4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?	4a	X
b If "Yes," has it filed a tax return on Form 990-T for this year?	4b	N/A
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T.	5	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?	6	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.	7	X
8a Enter the states to which the foundation reports or with which it is registered (see instructions) <input checked="" type="checkbox"/> CA		
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	8b	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	9	X
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses	10	X

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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 ► SCOTT COOK Telephone no. ► (650) 851-2560 Located at ► 2995 WOODSIDE ROAD, SUITE 400-400, WOODSIDE, CA ZIP+4 ► 94062			
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 <input type="checkbox"/> 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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	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.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	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. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
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.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	3b	
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	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

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

7b

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

N/A

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
SIGNE OSTBY 2995 WOODSIDE ROAD, SUITE 400-400 WOODSIDE, CA 94062	PRESIDENT/DIRECTOR 1.00	0.	0.	0.
SCOTT COOK 2995 WOODSIDE ROAD, SUITE 400-400 WOODSIDE, CA 94062	CFO/DIRECTOR 1.00	0.	0.	0.
SHARON COOK FARNEY 2995 WOODSIDE ROAD, SUITE 400-400 WOODSIDE, CA 94062	SECRETARY/DIRECTOR 2.00	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 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	
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	
All other program-related investments. See instructions.	
3	
Total. Add lines 1 through 3	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	66,274,565.
b Average of monthly cash balances	1b	5,488,579.
c Fair market value of all other assets	1c	1,839,117.
d Total (add lines 1a, b, and c)	1d	73,602,261.
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	73,602,261.
4 Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	1,104,034.
5 Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	72,498,227.
6 Minimum investment return. Enter 5% of line 5	6	3,624,911.

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	3,624,911.
2a Tax on investment income for 2009 from Part VI, line 5	2a	253,526.	
b Income tax for 2009. (This does not include the tax from Part VI.)	2b		
c Add lines 2a and 2b		2c	253,526.
3 Distributable amount before adjustments. Subtract line 2c from line 1		3	3,371,385.
4 Recoveries of amounts treated as qualifying distributions		4	0.
5 Add lines 3 and 4		5	3,371,385.
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	3,371,385.

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	9,497,660.
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	9,497,660.
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	253,526.
6 Adjusted qualifying distributions. Subtract line 5 from line 4	6	9,244,134.

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				3,371,385.
2 Undistributed Income, if any, as of the end of 2008:				
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	1,311,222.			
c From 2006	1,771,401.			
d From 2007				
e From 2008	2,489,798.			
f Total of lines 3a through e	5,572,421.			
4 Qualifying distributions for 2009 from Part XII, line 4: ▶ \$ 9,497,660.				
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)	0.			
d Applied to 2009 distributable amount				3,371,385.
e Remaining amount distributed out of corpus	6,126,275.			
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	11,698,696.			
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	11,698,696.			
10 Analysis of line 9:				
a Excess from 2005	1,311,222.			
b Excess from 2006	1,771,401.			
c Excess from 2007				
d Excess from 2008	2,489,798.			
e Excess from 2009	6,126,275.			

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				Prior 3 years	(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.						
Subtract line 2d from line 2c						
3 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).)

SEE STATEMENT 12

- 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:

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

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.

Enter gross amounts unless otherwise indicated.		Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income
		(a) Business code	(b) Amount	(c) Exclu- sion code	(d) Amount	
1 Program service revenue:						
a _____						
b _____						
c _____						
d _____						
e _____						
f _____						
g Fees and contracts from government agencies						
2 Membership dues and assessments						
3 Interest on savings and temporary cash investments						
4 Dividends and interest from securities				14	2,242,661.	
5 Net rental income or (loss) from real estate:						
a Debt-financed property						
b Not debt-financed property						
6 Net rental income or (loss) from personal property						
7 Other investment income						<46,038.>
8 Gain or (loss) from sales of assets other than inventory						23,165,755.
9 Net income or (loss) from special events						
10 Gross profit or (loss) from sales of inventory						
11 Other revenue:						
a _____						
b _____						
c _____						
d _____						
e _____						
12 Subtotal. Add columns (b), (d), and (e)			0.		2,242,661.	23,119,717.
13 Total. Add line 12, columns (b), (d), and (e)						25,362,378.

Part XVI-B Relationship of Activities to the Accomplishment of Exempt Purposes

[illegible]

Part XVII

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

- | | Yes | No |
|---|-----|----------|
| 1 Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations? | | |
| a Transfers from the reporting foundation to a noncharitable exempt organization of: | | |
| (1) Cash | | X |
| (2) Other assets | | X |
| b Other transactions: | | |
| (1) Sales of assets to a noncharitable exempt organization | | X |
| (2) Purchases of assets from a noncharitable exempt organization | | X |
| (3) Rental of facilities, equipment, or other assets | | X |
| (4) Reimbursement arrangements | | X |
| (5) Loans or loan guarantees | | X |
| (6) Performance of services or membership or fundraising solicitations | | X |
| c Sharing of facilities, equipment, mailing lists, other assets, or paid employees | | X |
| d If the answer to any of the above is "Yes," complete the following schedule. Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received. | | |



[illegible]

- 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 ☒ No
- b** If "Yes," complete the following schedule.

(a) Name of organization	(b) Type of organization	(c) Description of relationship
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.

Sign Hero

Signature of officer or trustee 		Date		Title PRESIDENT	
Paid Preparer's Use Only	Preparer's signature 	Date 2/26/10	Check if self-employed <input type="checkbox"/>	Preparer's identifying number P00365750	
	Firm's name (or yours if self-employed), address, and ZIP code WTAS LLC 100 FIRST STREET, SUITE 1600 SAN FRANCISCO, CA 94105			EIN 33-1197384 Phone no. (415) 764-2700	

Form **990-PF** (2009)

Schedule B(Form 990, 990-EZ,
or 990-PF)Department of the Treasury
Internal Revenue Service**Schedule of Contributors**

▶ Attach to Form 990, 990-EZ, or 990-PF.

OMB No 1545-0047

2009

Name of the organization

THE SCOTT COOK AND SIGNE OSTBY
CHARITABLE FOUNDATION

Employer identification number

20-0478828

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

☐ 501(c)() (enter number) organization☐ 4947(a)(1) nonexempt charitable trust not treated as a private foundation☐ 527 political organization

Form 990-PF

☒ 501(c)(3) exempt private foundation☐ 4947(a)(1) nonexempt charitable trust treated as a private foundation☐ 501(c)(3) taxable private foundationCheck if your organization is covered by the **General Rule** or a **Special Rule**.**Note.** Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.**General Rule**

- ☒ For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II.

Special Rules

- ☐ For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), and received from any one contributor, during the year, a contribution of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1. Complete Parts I and II.
- ☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, aggregate contributions of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III.
- ☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not aggregate to more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc., contributions of \$5,000 or more during the year. ▶ \$ _____

Caution. An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it must answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ, or on line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

LHA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions
for Form 990, 990-EZ, or 990-PF.

Schedule B (Form 990, 990-EZ, or 990-PF) (2009)

Name of organization

THE SCOTT COOK AND SIGNE OSTBY
CHARITABLE FOUNDATION

Employer identification number

20-0478828

Part I Contributors (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	SCOTT COOK 386 MOUNTAIN HOME ROAD WOODSIDE, CA 94062	\$ 13,023,801.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution.)
2	SIGNE OSTBY 386 MOUNTAIN HOME ROAD WOODSIDE, CA 94062	\$ 13,023,801.	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)

Name of organization

THE SCOTT COOK AND SIGNE OSTBY
CHARITABLE FOUNDATION

Employer identification number

20-0478828

Part II Noncash Property (see instructions)

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
1	SEE ATTACHED SCHEDULE. _____ _____ _____	\$ _____	_____
2	SEE ATTACHED SCHEDULE. _____ _____ _____	\$ _____	_____
	_____ _____ _____ _____	\$ _____	_____
	_____ _____ _____ _____	\$ _____	_____
	_____ _____ _____ _____	\$ _____	_____
	_____ _____ _____ _____	\$ _____	_____
	_____ _____ _____ _____	\$ _____	_____

**THE SCOTT COOK AND SIGNE OSTBY
CHARITABLE FOUNDATION**

CONTINUATION FOR 990-PF, PART IV
20-0478 PAGE 1 OF 4

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	100,000 SHARES INTUIT	D	12/31/84	02/25/09
b	100,000 SHARES INTUIT	D	12/31/84	05/27/09
c	627 SHARES ARCSIGHT INC.	D	03/29/02	07/30/09
d	659 SHARES ARCSIGHT INC.	D	03/29/02	07/30/09
e	621 SHARES BROADCOM CORP	D	VARIOUS	07/30/09
f	45,161 SHARES CISCO SYSTEMS	D	09/19/02	07/30/09
g	37,463 SHARES CISCO SYSTEMS	D	04/02/02	07/30/09
h	2,376 SHARES CISCO SYSTEMS	D	VARIOUS	07/30/09
i	208 SHARES CITRIX SYSTEMS INC.	D	09/29/06	07/30/09
j	553 SHARES CITRIX SYSTEMS INC.	D	09/28/05	07/30/09
k	165 SHARES CITRIX SYSTEMS INC.	D	06/03/05	07/30/09
l	927 SHARE CITRIX SYSTEMS INC.	D	06/03/05	07/30/09
m	744 SHARES EHEALTH INC.	D	12/29/00	07/30/09
n	61 SHARES EHEALTH INC.	D	11/22/99	07/30/09
o	1,627 SHARES INFINERA CORP	D	03/19/01	07/30/09

(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 2,308,117.		270.	2,307,847.
b 2,714,080.		270.	2,713,810.
c 11,644.		804.	10,840.
d 12,238.		845.	11,393.
e 16,729.			16,729.
f 989,985.		77,744.	912,241.
g 821,235.		44,572.	776,663.
h 52,085.			52,085.
i 7,479.		2,525.	4,954.
j 19,884.		3,887.	15,997.
k 5,933.		406.	5,527.
l 33,332.		2,282.	31,050.
m 12,307.		4,266.	8,041.
n 1,009.		922.	87.
o 11,620.		15,750.	<4,130.>

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69

(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) Losses (from col. (h)) Gains (excess of col. (h) gain over col. (k), but not less than "-0-")
a			2,307,847.
b			2,713,810.
c			10,840.
d			11,393.
e			16,729.
f			912,241.
g			776,663.
h			52,085.
i			4,954.
j			15,997.
k			5,527.
l			31,050.
m			8,041.
n			87.
o			<4,130.>

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 }

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

2

3

**THE SCOTT COOK AND SIGNE OSTBY
CHARITABLE FOUNDATION**

CONTINUATION FOR 990-PF, PART IV
20-0478 PAGE 2 OF 4

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	174 SHARES INFINERA CORP	D	12/20/00	07/30/09
b	1,800 SHARES INFINERA CORP	D	VARIOUS	07/30/09
c	100 SHARES JOHNSON & JOHNSON	D	VARIOUS	07/30/09
d	1,418 SHARES PALM INC. NEW COM	D	VARIOUS	07/30/09
e	15,179 SHARES THERAVANCE	D	VARIOUS	07/30/09
f	85,000 SHARES CISCO SYSTEMS	D	09/19/02	07/31/09
g	85,000 SHARES CISCO SYSTEMS	D	09/19/02	08/03/09
h	85,000 SHARES CISCO SYSTEMS	D	09/19/02	08/04/09
i	3,809 SHARES CISCO SYSTEMS	D	03/07/06	08/05/09
j	40,369 SHARES CISCO SYSTEMS	D	03/04/05	08/05/09
k	118,443 SHARES CISCO SYSTEMS	D	05/03/04	08/05/09
l	7,379 SHARES CISCO SYSTEMS	D	09/19/02	08/05/09
m	96,636 SHARES CISCO SYSTEMS	D	04/12/07	08/06/09
n	72,512 SHARES CISCO SYSTEMS	D	03/07/06	08/06/09
o	100,000 SHARES INTUIT	D	12/31/84	08/26/09

(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 1,243.		1,684.	<441.>
b 12,856.			12,856.
c 6,204.			6,204.
d 21,901.			21,901.
e 229,994.			229,994.
f 1,868,014.		146,326.	1,721,688.
g 1,904,962.		146,326.	1,758,636.
h 1,893,258.		146,326.	1,746,932.
i 84,325.		31,348.	52,977.
j 893,706.		240,326.	653,380.
k 2,622,142.		322,839.	2,299,303.
l 163,359.		12,703.	150,656.
m 2,135,030.		882,377.	1,252,653.
n 1,602,046.		596,781.	1,005,265.
o 2,819,967.		270.	2,819,697.

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69

(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) Losses (from col. (h)) Gains (excess of col. (h) gain over col. (k), but not less than "-0-")
a			<441.>
b			12,856.
c			6,204.
d			21,901.
e			229,994.
f			1,721,688.
g			1,758,636.
h			1,746,932.
i			52,977.
j			653,380.
k			2,299,303.
l			150,656.
m			1,252,653.
n			1,005,265.
o			2,819,697.

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)

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

2

3

**THE SCOTT COOK AND SIGNE OSTBY
CHARITABLE FOUNDATION**

CONTINUATION FOR 990-PF, PART IV
20-04788 PAGE 3 OF 4

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 100,000 SHARES INTUIT	D	12/31/84	11/25/09
b 2,500,000 GENERAL ELECTRIC DUE 12/15/09	P	06/20/07	12/15/09
c 100,000 US TREASURY 4.875% DUE 5/31/09	P	06/19/07	02/09/09
d 900,000 US TREASURY 4.875% DUE 5/31/09	P	06/19/07	06/01/09
e 1,000,000 FHLB 5.25% DUE 9/11/09	P	01/17/08	06/26/09
f 1,000,000 FHLB 5.125% DUE 6/4/09	P	07/13/07	06/04/09
g 3,000,000 FFCB 5.05% DUE 6/8/09	P	06/19/07	06/08/09
h 3,000,000 FFCB 4.75% DUE 5/7/10	P	06/19/07	06/26/09
i 3,000,000 FHLB 5.125% DUE 6/4/09	P	06/19/07	06/04/09
j 288,000 UK GILT STD DUE 12/7/09	P	06/16/08	05/27/09
k 105,000 UK GILT TREASURY DUE 3/7/11	P	09/23/08	05/27/09
l 295,000 UK GILT TREASURY DUE 3/7/11	P	06/16/08	05/27/09
m 290,000 UK GILT TREASURY	P	06/16/08	05/27/09
n 293,000 UK GILT TREASURY DUE 6/7/10	P	06/16/08	06/16/08
o 445,000 CANADA GOVERNMENT DUE 6/1/09	P	06/16/08	06/01/09

(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 2,959,554.		270.	2,959,284.
b 2,500,000.		2,411,550.	88,450.
c 101,141.		100,083.	1,058.
d 900,000.		900,745.	<745.>
e 1,008,815.		1,037,450.	<28,635.>
f 1,000,000.		1,002,520.	<2,520.>
g 3,000,000.		2,999,340.	660.
h 3,103,200.		2,970,480.	132,720.
i 3,000,000.		3,000,000.	0.
j 473,394.		568,475.	<95,081.>
k 177,147.		194,728.	<17,581.>
l 497,700.		561,943.	<64,243.>
m 501,582.		562,603.	<61,021.>
n 488,176.		568,020.	<79,844.>
o 406,634.		438,603.	<31,969.>

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69

(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) Losses (from col. (h)) Gains (excess of col. (h) gain over col. (k), but not less than "-0-")
a			2,959,284.
b			88,450.
c			1,058.
d			<745.>
e			<28,635.>
f			<2,520.>
g			660.
h			132,720.
i			0.
j			<95,081.>
k			<17,581.>
l			<64,243.>
m			<61,021.>
n			<79,844.>
o			<31,969.>

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 }

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

**THE SCOTT COOK AND SIGNE OSTBY
CHARITABLE FOUNDATION**

CONTINUATION FOR 990-PF, PART IV
20-04788 PAGE 4 OF 4

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	1,789,000 BUNDESSCHATZ DUE 6/12/09	P	06/16/08	06/12/09
b	1,685,000 SWEDEN GOVERNMENT DUE 12/1/09	P	03/12/09	12/01/09
c	1,565,000 SWEDEN GOVERNMENT DUE 12/1/09	P	06/18/09	12/01/09
d				
e				
f				
g				
h				
i				
j				
k				
l				
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 2,526,963.		2,767,094.	<240,131.>
b 240,913.		198,078.	42,835.
c 223,757.		256,074.	<32,317.>
d			
e			
f			
g			
h			
i			
j			
k			
l			
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			<240,131.>
b			42,835.
c			<32,317.>
d			
e			
f			
g			
h			
i			
j			
k			
l			
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	23,165,755.
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

COOK PRIVATE TRUST SCOTT COOK AND SIGNE OSTBY CHARITABLE FOUNDATION
EIN: 20-0478828
CONTRIBUTIONS FROM SCOTT COOK

SECURITY NAME (SYMBOL)	NUMBER OF SHARES	DONOR'S ACQUISITION DATE	DONOR'S COST BASIS	CONT' DATE	DAILY HIGH PRICE	DAILY LOW PRICE	DAILY AVERAGE PRICE	FMV OF CONT' (SHARES * AVG)
INTUIT INC	50,000 00	12/31/84	135 00	02/24/09	23 9200	22 9700	23 4450	1,172,250
INTUIT INC	50,000 00	12/31/84	135 00	05/26/09	27.7800	27 7200	27 7500	1,387,500
ARCSIGHT INC	313 50	03/29/02	402 00	07/29/09	17 8900	17 4100	17 6500	5,533
ARCSIGHT INC	329 50	03/29/02	422 50	07/29/09	17 8900	17 4100	17 6500	5,816
BROADCOM CORP	310 50			07/29/09	27 8900	27 3700	27.6300	8,579
CISCO SYSTEMS INC	1,188 00			07/29/09	21 8700	21 5000	21 6850	25,762
CISCO SYSTEMS INC	18,731 50	04/02/02	22,286 00	07/29/09	21 8700	21 5000	21 6850	406,193
CISCO SYSTEMS INC	153,770 00	09/19/02	264,712 00	07/29/09	21 8700	21 5000	21 6850	3,334,502
CISCO SYSTEMS INC	59,221 50	05/03/04	161,419 50	07/29/09	21 8700	21 5000	21 6850	1,284,218
CISCO SYSTEMS INC	20,184 50	03/04/05	120,163 00	07/29/09	21 8700	21 5000	21 6850	437,701
CISCO SYSTEMS INC	38,160 50	03/07/06	314,064 50	07/29/09	21 8700	21 5000	21 6850	827,510
CISCO SYSTEMS INC	48,318 00	04/12/07	441,188 50	07/29/09	21 8700	21 5000	21 6850	1,047,776
CITRIX SYSTEMS INC	463 50	06/03/05	1,141 00	07/29/09	35 9000	35 4700	35 6850	16,540
CITRIX SYSTEMS INC	82 50	06/03/05	203 00	07/29/09	35 9000	35 4700	35 6850	2,944
CITRIX SYSTEMS INC	276 50	09/28/05	1,943 50	07/29/09	35 9000	35 4700	35 6850	9,867
CITRIX SYSTEMS INC	104 00	09/29/06	1,262 50	07/29/09	35.9000	35 4700	35 6850	3,711
EHEALTH INC	30 50	11/22/99	461 00	07/29/09	17 9900	15 8500	16 9200	516
EHEALTH INC	372 00	12/29/00	2,133 00	07/29/09	17 9900	15 8500	16 9200	6,294
INFINERA CORP	900 00			07/29/09	7 4200	7 2500	7 3350	6,602
INFINERA CORP	87 00	12/20/00	842 00	07/29/09	7 4200	7 2500	7 3350	638
INFINERA CORP	813 50	03/19/01	7,875 00	07/29/09	7 4200	7 2500	7 3350	5,967
JOHNSON & JOHNSON COM	50 00			07/29/09	61 4400	60 6900	61 0650	3,053
PALM INC	709 00			07/29/09	14 9800	14 4100	14 6950	10,419
THERAVANCE	7,589 50			07/29/09	15 4800	14 3400	14 9100	113,159
INTUIT INC	50,000 00	12/31/84	135 00	08/25/09	28 52	28 17	28 3450	1,417,250
INTUIT INC	50,000 00	12/31/84	135 00	11/24/09	29 98	29 36	29 6700	1,483,500
TOTALS			1,341,059					13,023,801

SCOTT COOK 2009 CONTRIBUTIONS

COOK PRIVATE SCOTT COOK AND SIGNE OSTBY CHARITABLE FOUNDATION
EIN: 20-0478828
CONTRIBUTIONS FROM SIGNE OSTBY

SECURITY NAME (SYMBOL)	NUMBER OF SHARES	DONOR'S ACQUISITION DATE	DONOR'S COST BASIS	CONT' DATE	DAILY HIGH PRICE	DAILY LOW PRICE	DAILY AVERAGE PRICE	FMV OF CONT' (SHARES * AVG)
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TOTALS			1,341,059					13,023,801

SIGNE OSTBY 2009 CONTRIBUTIONS

FORM 990-PF	DIVIDENDS AND INTEREST FROM SECURITIES		STATEMENT	1
SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT	
MORGAN STANLEY - BOND PURCH INT	<340,831.>	0.	<340,831.>	
MORGAN STANLEY - BOND SALE INT	71,578.	0.	71,578.	
MORGAN STANLEY - INTEREST	2,511,914.	0.	2,511,914.	
TOTAL TO FM 990-PF, PART I, LN 4	2,242,661.	0.	2,242,661.	

FORM 990-PF	OTHER INCOME		STATEMENT	2
DESCRIPTION	(A) REVENUE PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	
FOREIGN CURRENCY LOSS	<46,038.>	<46,038.>		
TOTAL TO FORM 990-PF, PART I, LINE 11	<46,038.>	<46,038.>		

FORM 990-PF	ACCOUNTING FEES		STATEMENT	3
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
TAX PREPARATION	4,500.	0.		4,500.
TO FORM 990-PF, PG 1, LN 16B	4,500.	0.		4,500.

FORM 990-PF	OTHER PROFESSIONAL FEES		STATEMENT	4
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
AUDIT SERVICES	24,050.	0.		12,025.
ADVISORY SERVICES	12,000.	0.		12,000.
TO FORM 990-PF, PG 1, LN 16C	36,050.	0.		24,025.

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 WITHHELD	9,797.	9,797.		0.
TAX 2Q PAYMENT	16,000.	0.		0.
TAX 4Q PAYMENT	210,000.	0.		0.
TO FORM 990-PF, PG 1, LN 18	235,797.	9,797.		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
FILING FEES	235.	0.		235.
TO FORM 990-PF, PG 1, LN 23	235.	0.		235.

FORM 990-PF

U.S. AND STATE/CITY GOVERNMENT OBLIGATIONS

STATEMENT

7

DESCRIPTION	U.S. GOV'T	OTHER GOV'T	BOOK VALUE	FAIR MARKET VALUE
U.S. GOVERNMENT OBLIGATIONS	X		27,110,793.	27,680,339.
TOTAL U.S. GOVERNMENT OBLIGATIONS			27,110,793.	27,680,339.
TOTAL STATE AND MUNICIPAL GOVERNMENT OBLIGATIONS				
TOTAL TO FORM 990-PF, PART II, LINE 10A			27,110,793.	27,680,339.

FORM 990-PF	CORPORATE STOCK	STATEMENT	8
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DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
EQUITY	1,669,524.	1,650,718.
TOTAL TO FORM 990-PF, PART II, LINE 10B	1,669,524.	1,650,718.

FORM 990-PF	CORPORATE BONDS	STATEMENT	9
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DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
CORPORATE BONDS	23,783,641.	24,264,784.
TOTAL TO FORM 990-PF, PART II, LINE 10C	23,783,641.	24,264,784.

FORM 990-PF	OTHER INVESTMENTS	STATEMENT	10
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DESCRIPTION	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
FOREIGN BONDS	COST	21,212,341.	21,822,151.
TOTAL TO FORM 990-PF, PART II, LINE 13		21,212,341.	21,822,151.

FORM 990-PF

LIST OF SUBSTANTIAL CONTRIBUTORS
PART VII-A, LINE 10

STATEMENT 11

NAME OF CONTRIBUTOR

ADDRESS

SCOTT D. COOK

386 MOUNTAIN HOME ROAD
WOODSIDE, CA 94062

H. SIGNE OSTBY

386 MOUNTAIN HOME ROAD
WOODSIDE, CA 94062

FORM 990-PF

PART XV - LINE 1A
LIST OF FOUNDATION MANAGERS

STATEMENT 12

NAME OF MANAGER

SIGNE OSTBY
SCOTT COOK

FORM 990-PF

GRANTS AND CONTRIBUTIONS
PAID DURING THE YEAR

STATEMENT 13

RECIPIENT NAME AND ADDRESS	RECIPIENT RELATIONSHIP AND PURPOSE OF GRANT	RECIPIENT STATUS	AMOUNT
AFRICAN LEADERSHIP FDN PO BOX 7408 NEW YORK, NY 10010	NONE	PUBLIC CHARITY	517,000.
AMERICAN HEART ASSOCIATION 7272 GREENVILLE AVENUE DALLAS, TX 75231	NONE	PUBLIC CHARITY	25,000.
ASIA FOUNDATION P.O. BOX 193223 SAN FRANCISCO, CA 94104	NONE	PUBLIC CHARITY	200,000.
BOYS HOPE GIRLS HOPE 12120 BRIDGETON SQUARE DRIVE BRIDGETON, MO 63044	NONE	PUBLIC CHARITY	50,000.
BRIDGES TO PROSPERITY 5007 C-126 VICTORY BOULDEVARD YORKTOWN, VA 23693	NONE	PUBLIC CHARITY	50,000.
LA CANADA PRESBYTERIAN CHURCH 626 FOOTHILL BLVD LA CANADA, CA 91011	NONE	PUBLIC CHARITY	750,000.
CLAREMONT MCKENNA COLLEGE 500 E. NINTH STREET CLAREMONT, CA 91711-6400	NONE	PUBLIC CHARITY	2,000.
EASTSIDE COMMUNITY PREP 436 14TH STREET, SUITE 500 OAKLAND, CA 94612	NONE	PUBLIC CHARITY	25,000.

MYELIN REPAIR FOUNDATION 18809 COX AVENUE, SUITE 190 SARATOGA, CA 95070	NONE	PUBLIC CHARITY	3,507,000.
ENVIRONMENTAL DEFENSE FUND 257 PARK AVENUE SOUTH NEW YORK, NY 10010	NONE	PUBLIC CHARITY	1,000,000.
HARVARD BUSINESS SCHOOL TELLE HALL, SOLDIERS FIELD BOSTON, MA 2163	NONE	PUBLIC CHARITY	500,000.
INTUIT SCHOLARSHIP FOUNDATION 1015 MIDDLEFIELD ROAD PALO ALTO, CA 94301		PRIVATE FOUNDATION	95,000.
LET THEM HEAR FOUNDATION 1900 UNIVERSITY AVENUE, STE 101 E. PALO ALTO, CA 94303	NONE	PUBLIC CHARITY	5,000.
MENLO CHARITY HORSE SHOW 190 PARK LANE AThERTON, CA 94027	NONE	PUBLIC CHARITY	7,000.
MENLO SCHOOL 50 VALPARAISO AVENUE AThERTON, CA 94027	NONE	PUBLIC CHARITY	20,000.
MONTCLAIR EDUCATIONAL FOUNDATION P.O. BOX 3266 LOS ALTOS, CA 94024	NONE	PUBLIC CHARITY	1,800.
MPPC 950 SANTA CRUZ AVENUE MENLO PARK, CA 94025	NONE	PUBLIC CHARITY	44,000.
NEW DOOR VENTURES 3075 21ST STREET SAN FRANCISCO, CA 94110	NONE	PUBLIC CHARITY	50,000.

SANTA CLARA UNIVERSITY 500 EL CAMINO REAL SANTA CLARA, CA 95053	NONE	PUBLIC CHARITY	10,000.
SOUTH CITY BAND GUILD 400 B STREET SAN FRANCISCO, CA 94080	NONE	PUBLIC CHARITY	100.
THE TECH MUSEUM 201 SOUTH MARKET STREET SAN JOSE, CA 95113	NONE	PUBLIC CHARITY	25,000.
THACHER SCHOOL 5025 THACHER ROAD OJAI, CA 93023	NONE	PUBLIC CHARITY	10,000.
UNIVERSITY OF WISCONSIN FOUNDATION P.O. BOX 8860 MADISON, WI 53708-8860	NONE	PUBLIC CHARITY	1,394,000.
USET FOUNDATION 1040 POTTERSVILLE ROAD, P.O. BOX 355 GLADSTONE, NJ 07934	NONE	PUBLIC CHARITY	1,053,500.
WES FOUNDATION 3195 WOODSIDE ROAD WOODSIDE, CA 94062	NONE	PUBLIC CHARITY	5,000.
WHOA/WOODSIDE COMMUNITY FDN 2995 WOODSIDE ROAD, SUITE 400-466 WOODSIDE, CA 94062	NONE	PUBLIC CHARITY	2,000.
WOODSIDE COMMUNITY FOUNDATION P.O. BOX 620494 WOODSIDE, CA 94062	NONE	PUBLIC CHARITY	10,000.
WOODSIDE ELEMENTARY SCHOOL FOUNDATION 3195 WOODSIDE ROAD WOODSIDE, CA 94062	NONE	PUBLIC CHARITY	100.

THE SCOTT COOK AND SIGN STBY CHARITABL

20-0478828

WOODSIDE HIGH SCHOOL FOUNDATION NONE
199 CHURCHILL AVENUE WOODSIDE,
CA 94062

PUBLIC CHARITY 5,100.

WOODSIDE HORSE PARK NONE
P.O. BOX 6200100 WOODSIDE, CA
94062

PUBLIC CHARITY 100,000.

WOODSIDE TRAILS NONE
P.O. BOX 999 SMITHVILLE, TX
78957

PUBLIC CHARITY 5,000.

WOODSIDE PARENTS NURSERY SCHOOL NONE
3154 WOODSIDE ROAD WOODSIDE, CA
94062

PUBLIC CHARITY 300.

TOTAL TO FORM 990-PF, PART XV, LINE 3A

9,468,900.