Form **990-PF**

Department of the Treasury
Internal Revenue Service

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

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

OMB No 1545-0052

2009

For calendar year 2009, or tax year beginning , 2009, and ending , 20

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: LATO FAMILY FOUNDATION, INC.
Number and street (or P.O box number if mail is not delivered to street address): S27 W29293 JENNIE COURT
Room/suite:
City or town, state, and ZIP code: WAUKESHA, WI 53188

A Employer identification number 20-5677633

B Telephone number (see page 10 of the instructions) 262 968-3403

C If exemption application is pending, check here ▶ ☐
D 1. Foreign organizations, check here . . ▶ ☐
2. Foreign organizations meeting the 85% test, check here and attach computation ▶ ☐
E If private foundation status was terminated under section 507(b)(1)(A), check here . . . ▶ ☐
F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ▶ ☐

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)* ▶ $ 1,931,315

J Accounting method: ☑ Cash ☐ Accrual
☐ Other (specify)
(Part I, column (d) must be on cash basis.)

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) (see page 11 of the instructions).)*

			(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1	Contributions, gifts, grants, etc., received (attach schedule)	1,000,000			
	2	Check ▶ ☐ if the foundation is **not** required to attach Sch. B				
	3	Interest on savings and temporary cash investments				
	4	Dividends and interest from securities	68,386	68,386	68,386	
	5a	Gross rents				
	b	Net rental income or (loss)				
	6a	Net gain or (loss) from sale of assets not on line 10	98,080			
	b	Gross sales price for all assets on line 6a				
	7	Capital gain net income (from Part IV, line 2) . .		98,080		
	8	Net short-term capital gain			98,080	
	9	Income modifications			0	
	10a	Gross sales less returns and allowances				
	b	Less: Cost of goods sold . . .				
	c	Gross profit or (loss) (attach schedule)				
	11	Other income (attach schedule)				
	12	**Total.** Add lines 1 through 11	1,166,466	166,466	166,466	
Operating and Administrative Expenses	13	Compensation of officers, directors, trustees, etc.				
	14	Other employee salaries and wages				
	15	Pension plans, employee benefits				
	16a	Legal fees (attach schedule) . .				
	b	Accounting fees (attach schedule)				
	c	Other professional fees (attach schedule)				
	17	Interest				
	18	Taxes (attach schedule) (see page 14 of the instructions)				
	19	Depreciation (attach schedule) and depletion . .				
	20	Occupancy				
	21	Travel, conferences, and meetings	7,805	7,805	7,805	7,805
	22	Printing and publications				
	23	Other expenses (attach schedule)	43,636	43,636	43,636	43,636
	24	**Total operating and administrative expenses.** Add lines 13 through 23	51,441	51,441	51,441	51,441
	25	Contributions, gifts, grants paid	233,100			233,100
	26	**Total expenses and disbursements.** Add lines 24 and 25	284,541	51,441	51,441	284,541
	27	Subtract line 26 from line 12:				
	a	**Excess of revenue over expenses and disbursements**	881,925			
	b	**Net investment income** (if negative, enter -0-) .		115,025		
	c	**Adjusted net income** (if negative, enter -0-) . .			115,025	

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Part II **Balance Sheets** Attached schedules and amounts in the description column should be for end-of-year amounts only. (See instructions.)

			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	85,307	414,979	414,979
	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 (attach schedule) (see page 16 of the instructions)			
	7	Other notes and loans receivable (attach schedule) ▶			
		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 (attach schedule)			
	b	Investments—corporate stock (attach schedule)	1,089,960	1,642,213	1,516,336
	c	Investments—corporate bonds (attach schedule)			
	11	Investments—land, buildings, and equipment: basis ▶			
		Less: accumulated depreciation (attach schedule) ▶			
	12	Investments—mortgage loans			
	13	Investments—other (attach schedule)			
	14	Land, buildings, and equipment: basis ▶			
		Less: accumulated depreciation (attach schedule) ▶			
	15	Other assets (describe ▶)			
	16	**Total assets** (to be completed by all filers—see the instructions. Also, see page 1, item I)	1,175,267	2,057,192	1,931,315
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 (attach schedule)			
	22	Other liabilities (describe ▶)			
	23	**Total liabilities** (add lines 17 through 22)			
Net Assets or Fund Balances		**Foundations that follow SFAS 117, check here** ▶ ☐ **and complete lines 24 through 26 and lines 30 and 31.**			
	24	Unrestricted	1,175,267	2,057,192	
	25	Temporarily restricted			
	26	Permanently restricted			
		Foundations that do not follow SFAS 117, check here ▶ ☐ **and complete lines 27 through 31.**			
	27	Capital stock, trust principal, or current funds			
	28	Paid-in or capital surplus, or land, bldg., and equipment fund			
	29	Retained earnings, accumulated income, endowment, or other funds			
	30	**Total net assets or fund balances** (see page 17 of the instructions)	1,175,267	2,057,192	
	31	**Total liabilities and net assets/fund balances** (see page 17 of the instructions)	1,175,267	2,057,192	

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	1,175,267
2	Enter amount from Part I, line 27a	2	881,925
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	2,057,192
5	Decreases not included in line 2 (itemize) ▶	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	2,057,192

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	SHORT TERM CAPITAL GAINS-SEE STATEMENT	P	VAR	VAR
b	LONG TERM CAPITAL LOSSES-SEE STATEMENT	P	VAR	VAR
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	1,302,090		1,034,417	267,673
b	108,557		278,150	-169,593
c				
d				
e				

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) Gains (Col. (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
a				
b				
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	98,080
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) (see pages 13 and 17 of the instructions). If (loss), enter -0- in Part I, line 8	3	98,080

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 page 18 of the 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	66,197	949,641	0.069707
2007	68,113	1,186,426	0.057410
2006			
2005			
2004			

2	**Total** of line 1, column (d)	2	0.127117
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	0.063559
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	1,808,774
5	Multiply line 4 by line 3	5	114,964
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	1,150
7	Add lines 5 and 6	7	116,114
8	Enter qualifying distributions from Part XII, line 4	8	283,391

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 on page 18.

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948—see page 18 of the instructions)

1a	Exempt operating foundations described in section 4940(d)(2), check here ▶ ☐ 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 ▶ ☑ and enter 1% of Part I, line 27b	1	1,150	
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		
3	Add lines 1 and 2	3	1,150	
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	4		
5	**Tax based on investment income.** Subtract line 4 from line 3. If zero or less, enter -0-	5	1,150	
6	Credits/Payments:			
a	2009 estimated tax payments and 2008 overpayment credited to 2009 — 6a — 419			
b	Exempt foreign organizations—tax withheld at source — 6b			
c	Tax paid with application for extension of time to file (Form 8868) — 6c — 250			
d	Backup withholding erroneously withheld — 6d			
7	Total credits and payments. Add lines 6a through 6d	7	669	
8	Enter any **penalty** for underpayment of estimated tax. Check here ☐ 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	481	
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶	10		
11	Enter the amount of line 10 to be: **Credited to 2010 estimated tax** ▶ ____ **Refunded** ▶	11		

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?	1a		✓
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for definition)?	1b		✓
	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.			
c	Did the foundation file **Form 1120-POL** for this year?	1c		✓
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: **(1)** On the foundation. ▶ $ ________ **(2)** On foundation managers. ▶ $ ________			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ▶ $ ________			
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		✓
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		✓
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		✓
b	If "Yes," has it filed a tax return on **Form 990-T** for this year?	4b		✓
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? *If "Yes," attach the statement required by General Instruction T.*	5		✓
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	✓	
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	✓	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ WISCONSIN			
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	✓	
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 on page 27)? *If "Yes," complete Part XIV*	9		✓
10	Did any persons become substantial contributors during the tax year? *If "Yes," attach a schedule listing their names and addresses*	10	✓	

Part VII-A Statements Regarding Activities *(continued)*

			Yes	No
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 page 20 of the instructions)	11		✓
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		✓
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	✓	

Website address ▶ N/A

14 The books are in care of ▶ GARY J. LATO Telephone no. ▶ 262 968-3403

Located at ▶ S27 W29293 JENNIE COURT, WAUKESHA, WI ZIP+4 ▶ 53188

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

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? ☐ Yes ☑ No			
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? ☐ Yes ☑ No			
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ☐ Yes ☑ No			
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ☐ Yes ☑ 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)? ☐ Yes ☑ 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.) ☐ Yes ☑ 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)?	1b		
	Organizations relying on a current notice regarding disaster assistance check here ▶ ☐			
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?	1c		✓
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? ☐ Yes ☐ No If "Yes," list the years ▶ 20___, 20___, 20___, 20___			
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 page 20 of the instructions.)	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. ▶ 20___, 20___, 20___, 20___			
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? ☐ Yes ☑ 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.)*	3b		✓
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		✓
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		✓

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)? (see page 22 of the instructions) . . ☐ 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 page 22 of the instructions)? **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? . . . . ☐ 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** ✓

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? . . **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 (see page 22 of the instructions).

(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
JOAN M. LATO S27 W29293 JENNIE COURT, WAUKESHA, WI 53188	PRESIDENT 8 HRS	0	0	0
GARY J. LATO S27 W29293 JENNIE COURT, WAUKESHA, WI 53188	VP/TREAS 20 HRS	0	0	0

2 Compensation of five highest-paid employees (other than those included on line 1—see page 23 of the instructions). If none, enter "NONE."

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

Total number of other employees paid over $50,000 . . . . ▶ 0

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

3 Five highest-paid independent contractors for professional services (see page 23 of the instructions). 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 NONE	
2	
3	
4	

Part IX-B Summary of Program-Related Investments (see page 24 of the instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2.	Amount
1 NONE	
2	
All other program-related investments See page 24 of the instructions. 3	
Total. Add lines 1 through 3 . . . . ▶	0

Part X Minimum Investment Return (All domestic foundations must complete this part. Foreign foundations, see page 24 of the 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	1,421,340
b	Average of monthly cash balances	1b	414,979
c	Fair market value of all other assets (see page 24 of the instructions)	1c	
d	**Total** (add lines 1a, b, and c)	1d	1,836,319
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation) 1e		
2	Acquisition indebtedness applicable to line 1 assets	2	
3	Subtract line 2 from line 1d	3	1,836,319
4	Cash deemed held for charitable activities. Enter 1 ½ % of line 3 (for greater amount, see page 25 of the instructions)	4	27,545
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3. Enter here and on Part V, line 4	5	1,808,774
6	**Minimum investment return.** Enter 5% of line 5	6	90,439

Part XI Distributable Amount (see page 25 of the 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	90,439
2a	Tax on investment income for 2009 from Part VI, line 5	2a	1,150		
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b			
c	Add lines 2a and 2b			2c	1,150
3	Distributable amount before adjustments. Subtract line 2c from line 1			3	89,289
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	89,289
6	Deduction from distributable amount (see page 25 of the instructions)			6	
7	**Distributable amount** as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1			7	89,289

Part XII Qualifying Distributions (see page 25 of the 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	284,541
b	Program-related investments—total from Part IX-B	1b	
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	284,541
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 (see page 26 of the instructions)	5	1,150
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	283,391

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

Part XIII Undistributed Income (see page 26 of the instructions)

			(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1	Distributable amount for 2009 from Part XI, line 7					89,289
2	Undistributed income, if any, as of the end of 2009:					
a	Enter amount for 2008 only				0	
b	Total for prior years: 20____,20____,20____			0		
3	Excess distributions carryover, if any, to 2009:					
a	From 2004					
b	From 2005					
c	From 2006					
d	From 2007	5,423				
e	From 2008	19,475				
f	**Total** of lines 3a through e		24,898			
4	Qualifying distributions for 2009 from Part XII, line 4: ▶ $ 283,391					
a	Applied to 2008, but not more than line 2a .				0	
b	Applied to undistributed income of prior years (Election required—see page 26 of the instructions)			0		
c	Treated as distributions out of corpus (Election required—see page 26 of the instructions) .		0			
d	Applied to 2009 distributable amount . .					89,289
e	Remaining amount distributed out of corpus		194,102			
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		219,000			
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 page 27 of the instructions .			0		
e	Undistributed income for 2008. Subtract line 4a from line 2a. Taxable amount—see page 27 of the instructions				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) (see page 27 of the instructions)		0			
8	Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions)		0			
9	**Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a . . .		219,000			
10	Analysis of line 9:					
a	Excess from 2005					
b	Excess from 2006					
c	Excess from 2007	5,423				
d	Excess from 2008	19,475				
e	Excess from 2009	194,102				

Part XIV **Private Operating Foundations** (see page 27 of the instructions and Part VII-A, question 9)

1a 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 . . . ▶ N/A

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	
2a 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 page 28 of the instructions.)**

1 **Information Regarding Foundation Managers:**

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

NONE

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

NONE

2 **Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:**

Check here ▶ ☐ if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see page 28 of the 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:

JOAN M. LATO, S27 W29293 JENNIE COURT, WAUKESHA, WI 53188

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

ANY

c Any submission deadlines:

NONE

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

NONE

Part XV Supplementary Information (continued)

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

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a *Paid during the year*				
SEE STATEMENT ATTACHED				233,100
Total . . . . ▶ 3a				233,100
b *Approved for future payment*				
Total . . . . ▶ 3b				

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See page 28 of the instructions.)
	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
1 Program service revenue:					
a N/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					
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					
8 Gain or (loss) from sales of assets other than inventory					
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)					

13 **Total.** Add line 12, columns (b), (d), and (e) . . . . 13 N/A

(See worksheet in line 13 instructions on page 28 to verify calculations.)

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes). (See page 29 of the instructions.)
	N/A

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	1a(1)		✓
	(2) Other assets	1a(2)		✓
b	Other transactions:			
	(1) Sales of assets to a noncharitable exempt organization	1b(1)		✓
	(2) Purchases of assets from a noncharitable exempt organization	1b(2)		✓
	(3) Rental of facilities, equipment, or other assets	1b(3)		✓
	(4) Reimbursement arrangements	1b(4)		✓
	(5) Loans or loan guarantees	1b(5)		✓
	(6) Performance of services or membership or fundraising solicitations	1b(6)		✓
c	Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		✓

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.

(a) Line no.	(b) Amount involved	(c) Name of noncharitable exempt organization	(d) Description of transfers, transactions, and sharing arrangements
N/A			

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

b If "Yes," complete the following schedule.

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

Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer or fiduciary) is based on all information of which preparer has any knowledge.

▶ Signature of officer or trustee | Date 11/12/10 | ▶ Title VICE PRESIDENT / TREASURER

Paid Preparer's Use Only

Preparer's signature ▶	Date 11/12/10	Check if self-employed ▶ ☐	Preparer's identifying number (see **Signature** on page 30 of the instructions) P00636676
Firm's name (or yours if self-employed), address, and ZIP code ▶	PAUL A. PETITJEAN, JD, CPA	EIN ▶	
	805 TALON TRAIL, BROOKFIELD, WI 53045	Phone no.	414 534-2515

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	**Employer identification number**
LATO FAMILY FOUNDATION, INC.	20 : 5677633

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 foundation

Check 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 33⅓ % 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).

Name of organization	Employer identification number
LATO FAMILY FOUNDATION, INC.	20 : 5677633

Part I Contributors (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	ROBERT D. KERN W305 S4273 BROOKHILL ROAD WAUKESHA, WI 53189	$ 1,000,000	Person ☑ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)
		$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution.)

2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss)

Accounting Method
Mutual Funds. Average
All Other Investments: First In First Out [FIFO]

Short-Term	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
AETNA INC NEW: AET	500.0000	06/16/09	08/26/09	$14,639.03	$11,848.45	$2,790.58
AETNA INC NEW: AET	50.0000	06/17/09	08/26/09	$1,463.40	$1,205 94	$257.46
AETNA INC NEW: AET	250.0000	06/17/09	08/26/09	$7,319.51	$6,029.71	$1,289.80
Security Subtotal				**$23,421.94**	**$19,084.10**	**$4,337.84**
AMERICAN CAPITAL LTD: ACAS	800.0000	11/10/08	05/05/09	$4,359.59	$7,232.15	($2,872.56)
AMERICAN CAPITAL LTD: ACAS	8,000.0000	02/25/09	05/05/09	$43,595 89	$10,008 95	$33,586 94
AMERICAN CAPITAL LTD: ACAS	8,000.0000	02/25/09	05/05/09	$43,595.89	$10,488.95	$33,106 94
AMERICAN CAPITAL LTD: ACAS	4,000.0000	02/26/09	05/05/09	$21,797 95	$5,528 95	$16,269 00
Security Subtotal				**$113,349.32**	**$33,259.00**	**$80,090.32**
BIG LOTS INC: BIG	600.0000	08/20/09	10/20/09	$16,526.60	$13,784.35	$2,742 25
BIG LOTS INC BIG	400.0000	08/24/09	10/20/09	$11,017.74	$9,644.55	$1,373.19
Security Subtotal				**$27,544.34**	**$23,428.90**	**$4,115.44**
BLACKROCK INTL GROWTH TR: BGY	1,000.0000	07/09/09	08/11/09	$11,412 75	$9,895.95	$1,516 80
Security Subtotal				**$11,412.75**	**$9,895.95**	**$1,516.80**
BLACKROCK REAL ASSET EQ: BCF	400.0000	07/08/09	09/11/09	$4,426.86	$3,218.14	$1,208 72

2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds· Average
All Other Investments. First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
BLACKROCK REAL ASSET EQ: BCF	800.0000	07/08/09	09/11/09	$8,853.73	$6,436.37	$2,417.36
BLACKROCK REAL ASSET EQ: BCF	200.0000	07/09/09	09/11/09	$2,213.43	$1,642.98	$570 45
BLACKROCK REAL ASSET EQ: BCF	1,100.0000	07/09/09	09/11/09	$12,174 97	$9,036 37	$3,138.60
BLACKROCK REAL ASSET EQ: BCF	1,000.0000	07/14/09	09/11/09	$11,068.16	$8,506.95	$2,561 21
Security Subtotal				**$38,737.15**	**$28,840.81**	**$9,896.34**
BRIGGS & STRATTON CORP. BGG	500.0000	07/01/09	07/21/09	$8,041.82	$6,763.47	$1,278.35
BRIGGS & STRATTON CORP. BGG	500.0000	07/01/09	07/21/09	$8,040.36	$6,763.48	$1,276 88
Security Subtotal				**$16,082.18**	**$13,526.95**	**$2,555.23**
C V S CAREMARK CORP· CVS	300.0000	10/06/08	07/27/09	$10,079.20	$9,011.95	$1,067 25
C V S CAREMARK CORP: CVS	400.0000	06/17/09	07/27/09	$13,438.94	$12,272.55	$1,166 39
C V S CAREMARK CORP CVS	200.0000	11/05/09	11/19/09	$6,196.46	$5,727 18	$469.28
C V S CAREMARK CORP: CVS	300.0000	11/05/09	11/19/09	$9,294.66	$8,590.77	$703.89
Security Subtotal				**$39,009.26**	**$35,602.45**	**$3,406.81**
CATERPILLAR INC: CAT	100 0000	10/02/09	10/20/09	$5,999.37	$4,860.47	$1,138.90

2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds: Average
All Other Investments. First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
CATERPILLAR INC. CAT	100.0000	10/02/09	10/20/09	$5,999.36	$4,860.48	$1,138 88
Security Subtotal				**$11,998.73**	**$9,720.95**	**$2,277.78**
CHART INDUSTRIES INC: GTLS	100.0000	07/31/09	10/20/09	$2,269.96	$1,854.08	$415 88
CHART INDUSTRIES INC: GTLS	100.0000	07/31/09	10/20/09	$2,269.46	$1,854.08	$415 38
CHART INDUSTRIES INC: GTLS	500.0000	07/31/09	10/20/09	$11,347.31	$9,270.39	$2,076.92
Security Subtotal				**$15,886.73**	**$12,978.55**	**$2,908.18**
CHESAPEAKE ENERGY CORP: CHK	100.0000	08/21/09	09/17/09	$2,817.25	$2,391.79	$425.46
CHESAPEAKE ENERGY CORP: CHK	100.0000	08/21/09	09/17/09	$2,817.37	$2,391.79	$425 58
CHESAPEAKE ENERGY CORP: CHK	100.0000	08/21/09	09/17/09	$2,817.35	$2,391 79	$425 56
CHESAPEAKE ENERGY CORP: CHK	200.0000	08/21/09	09/17/09	$5,634.47	$4,783 58	$850.89
Security Subtotal				**$14,086.44**	**$11,958.95**	**$2,127.49**
CISCO SYSTEMS INC· CSCO	1,000.0000	06/01/09	07/29/09	$21,641.49	$19,147.95	$2,493 54
Security Subtotal				**$21,641.49**	**$19,147.95**	**$2,493.54**
CLOROX COMPANY· CLX	300.0000	05/29/09	07/27/09	$17,834 89	$15,539.35	$2,295 54
Security Subtotal				**$17,834.89**	**$15,539.35**	**$2,295.54**

2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds Average
All Other Investments First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
COMPASS MINERALS INTL: CMP	100.0000	07/08/09	07/14/09	$4,833.73	$5,127.24	($293 51)
COMPASS MINERALS INTL: CMP	100.0000	07/08/09	07/14/09	$4,834.03	$5,127.24	($293.21)
COMPASS MINERALS INTL. CMP	200 0000	07/08/09	07/14/09	$9,668.88	$10,254.47	($585.59)
Security Subtotal				**$19,336.64**	**$20,508.95**	**($1,172.31)**
DUNCAN ENERGY PTNRS LP: DEP	1,000.0000	06/16/09	10/23/09	$22,145.84	$15,768.95	$6,376.89
DUNCAN ENERGY PTNRS LP DEP	200.0000	06/17/09	10/23/09	$4,429.17	$3,097.79	$1,331 38
DUNCAN ENERGY PTNRS LP: DEP	800.0000	06/17/09	10/23/09	$17,676 68	$12,391.16	$5,285.52
DUNCAN ENERGY PTNRS LP: DEP	500.0000	07/02/09	10/23/09	$11,047 93	$8,152.95	$2,894 98
Security Subtotal				**$55,299.62**	**$39,410.85**	**$15,888.77**
ENCANA CORPORATION F: ECA	100.0000	08/03/09	10/20/09	$6,163.14	$5,518.59	$644.55
ENCANA CORPORATION F: ECA	400.0000	08/03/09	10/20/09	$24,652.60	$22,074.36	$2,578 24
Security Subtotal				**$30,815.74**	**$27,592.95**	**$3,222.79**
FLEXTRONICS INTL LTD F: FLEX	100.0000	07/02/09	08/26/09	$562 35	$418 75	$143.60
FLEXTRONICS INTL LTD F· FLEX	200.0000	07/02/09	08/26/09	$1,124.68	$837 09	$287 59
FLEXTRONICS INTL LTD F FLEX	300.0000	07/02/09	08/26/09	$1,686.98	$1,255.64	$431 34

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2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds: Average
All Other Investments: First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
FLEXTRONICS INTL LTD F. FLEX	600 0000	07/02/09	08/26/09	$3,373.44	$2,511.27	$862 17
Security Subtotal				**$6,747.45**	**$5,022.75**	**$1,724.70**
GAMESTOP CORP CL A NEW: GME	600.0000	05/21/09	07/27/09	$13,899.29	$13,808.95	$90.34
Security Subtotal				**$13,899.29**	**$13,808.95**	**$90.34**
GENZYME CORPORATION· GENZ	100.0000	07/07/09	09/18/09	$5,753.97	$5,436 78	$317.19
GENZYME CORPORATION. GENZ	200 0000	07/07/09	09/18/09	$11,507.93	$10,873.57	$634 36
Security Subtotal				**$17,261.90**	**$16,310.35**	**$951.55**
GLADSTONE CAPITAL CORP· GLAD	1,000 0000	07/14/09	07/29/09	$10,096.16	$7,805 95	$2,290 21
GLADSTONE CAPITAL CORP· GLAD	400 0000	07/15/09	07/29/09	$4,038.46	$3,246 39	$792.07
GLADSTONE CAPITAL CORP GLAD	1,100.0000	07/15/09	07/29/09	$11,105.78	$8,925 36	$2,180 42
Security Subtotal				**$25,240.40**	**$19,977.70**	**$5,262.70**
GMX RESOURCES INC· GMXR	100 0000	07/08/09	08/06/09	$1,256 61	$856.99	$399.62
GMX RESOURCES INC. GMXR	100.0000	07/08/09	08/06/09	$1,256 61	$864 43	$392 18
GMX RESOURCES INC: GMXR	200 0000	07/08/09	08/06/09	$2,513.22	$1,728.98	$784 24
GMX RESOURCES INC: GMXR	300.0000	07/08/09	08/06/09	$3,769.83	$2,593.45	$1,176.38

2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds Average
All Other Investments: First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
GMX RESOURCES INC. GMXR	800.0000	07/08/09	08/06/09	$10,052.87	$6,855.16	$3,197.71
GMX RESOURCES INC: GMXR	100.0000	07/14/09	08/06/09	$1,255.91	$1,013 90	$242 01
GMX RESOURCES INC. GMXR	100 0000	07/14/09	08/06/09	$1,255.91	$1,014.88	$241.03
GMX RESOURCES INC GMXR	100 0000	07/14/09	08/06/09	$1,256.60	$1,014.89	$241 71
GMX RESOURCES INC· GMXR	100 0000	07/14/09	08/06/09	$1,256 61	$1,014.89	$241 72
GMX RESOURCES INC: GMXR	100.0000	07/14/09	08/06/09	$1,255.90	$1,014 90	$241.00
GMX RESOURCES INC: GMXR	500.0000	07/14/09	08/06/09	$6,279.55	$5,073.47	$1,206.08
GMX RESOURCES INC: GMXR	100 0000	08/21/09	09/17/09	$1,620 61	$1,145 25	$475 36
GMX RESOURCES INC: GMXR	759.0000	08/21/09	09/17/09	$12,300 43	$8,700.02	$3,600 41
GMX RESOURCES INC. GMXR	1,141.0000	08/21/09	09/17/09	$18,491.17	$13,078.68	$5,412.49
Security Subtotal				**$63,821.83**	**$45,969.89**	**$17,851.94**
IMS HEALTH INC RX	51 0000	07/07/09	08/26/09	$711.56	$626 11	$85 45
IMS HEALTH INC. RX	100.0000	07/07/09	08/26/09	$1,395.22	$1,227.66	$167.56
IMS HEALTH INC RX	100.0000	07/07/09	08/26/09	$1,395.22	$1,227.67	$167.55

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2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds: Average
All Other Investments: First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
IMS HEALTH INC. RX	100.0000	07/07/09	08/26/09	$1,395.22	$1,227 69	$167 53
IMS HEALTH INC RX	100.0000	07/07/09	08/26/09	$1,395.22	$1,227.70	$167 52
IMS HEALTH INC. RX	200 0000	07/07/09	08/26/09	$2,790.44	$2,455 37	$335 07
IMS HEALTH INC. RX	249.0000	07/07/09	08/26/09	$3,474.08	$3,057.07	$417 01
IMS HEALTH INC RX	300 0000	07/07/09	08/26/09	$4,185.65	$3,683 24	$502 41
Security Subtotal				**$16,742.61**	**$14,732.51**	**$2,010.10**
ING ASIA PACIFIC HIGH FD. IAE	1,000.0000	07/09/09	08/06/09	$15,639.12	$13,680.95	$1,958.17
ING ASIA PACIFIC HIGH FD: IAE	200.0000	07/14/09	08/06/09	$3,127.82	$2,733 19	$394 63
ING ASIA PACIFIC HIGH FD: IAE	300.0000	07/14/09	08/06/09	$4,657.54	$4,113.28	$544 26
ING ASIA PACIFIC HIGH FD IAE	500.0000	07/14/09	08/06/09	$7,819.56	$6,855 48	$964 08
ING ASIA PACIFIC HIGH FD IAE	1,000.0000	08/24/09	09/11/09	$16,953.61	$15,768.95	$1,184.66
Security Subtotal				**$48,197.65**	**$43,151.85**	**$5,045.80**
ING GLOBAL EQTY DIV PREM: IGD	100 0000	07/09/09	08/04/09	$1,267.51	$1,100 35	$167 16
ING GLOBAL EQTY DIV PREM. IGD	400.0000	07/09/09	08/04/09	$5,070.07	$4,401 39	$668 68
ING GLOBAL EQTY DIV PREM: IGD	400.0000	07/09/09	08/04/09	$5,066.07	$4,401.39	$664 68

2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds. Average
All Other Investments. First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
ING GLOBAL EQTY DIV PREM: IGD	1,100.0000	07/09/09	08/04/09	$13,935.02	$12,103 82	$1,831.20
Security Subtotal				**$25,338.67**	**$22,006.95**	**$3,331.72**
ISHARES MSCI EMRG MKT FDEMERGING MARKETS INDX FD. EEM	5.6751	07/01/08	05/06/09	$177.64	$251.58	($73 94)
ISHARES MSCI EMRG MKT FDEMERGING MARKETS INDX FD. EEM	0.6612	01/02/09	05/06/09	$20.69	$16 67	$4 02
ISHARES MSCI EMRG MKT FDEMERGING MARKETS INDX FD: EEM	5.9803	01/02/09	05/06/09	$187.20	$150.82	$36 38
Security Subtotal				**$385.53**	**$419.07**	**($33.54)**
ISHARES MSCI TAIWAN INDXTAIWAN INDEX FUND· EWT	1,000.0000	07/02/09	07/27/09	$11,166.13	$10,283.58	$882.55
ISHARES MSCI TAIWAN INDXTAIWAN INDEX FUND EWT	1,500.0000	07/02/09	07/27/09	$16,751.74	$15,425 37	$1,326 37
Security Subtotal				**$27,917.87**	**$25,708.95**	**$2,208.92**
ISHARES SILVER TRUST INDEX FUND: SLV	200.0000	07/09/09	09/11/09	$3,309.31	$2,526 69	$782.62
ISHARES SILVER TRUST INDEX FUND. SLV	500.0000	07/09/09	09/11/09	$8,273.69	$6,316.74	$1,956.95
ISHARES SILVER TRUST INDEX FUND: SLV	500.0000	07/09/09	09/11/09	$8,273.39	$6,316 74	$1,956 65
ISHARES SILVER TRUST INDEX FUND: SLV	800.0000	07/09/09	09/11/09	$13,237.59	$10,106.78	$3,130 81

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2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds. Average
All Other Investments. First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
ISHARES SILVER TRUST INDEX FUND. SLV	500.0000	08/24/09	09/11/09	$8,273.50	$7,087.95	$1,185 55
Security Subtotal				**$41,367.48**	**$32,354.90**	**$9,012.58**
MARKET VECTORS ETF TRUSTAGRIBUSINESS. MOO	300 0000	10/06/08	05/06/09	$10,032.69	$7,788.55	$2,244 14
Security Subtotal				**$10,032.69**	**$7,788.55**	**$2,244.14**
MC DONALDS CORP· MCD	50.0000	06/15/09	10/20/09	$2,964.78	$2,871 49	$93.29
MC DONALDS CORP: MCD	100.0000	06/15/09	10/20/09	$5,929.56	$5,742 98	$186 58
MC DONALDS CORP: MCD	150.0000	06/15/09	10/20/09	$8,894.33	$8,614 48	$279 85
MC DONALDS CORP: MCD	300.0000	08/03/09	10/20/09	$17,788.66	$16,562.35	$1,226 31
Security Subtotal				**$35,577.33**	**$33,791.30**	**$1,786.03**
MONSANTO CO NEW DEL: MON	100.0000	07/01/09	08/11/09	$8,397.10	$7,359 85	$1,037 25
MONSANTO CO NEW DEL: MON	200.0000	07/07/09	08/11/09	$16,794.20	$14,530 75	$2,263 45
Security Subtotal				**$25,191.30**	**$21,890.60**	**$3,300.70**
MOSAIC COMPANY: MOS	400.0000	07/01/09	08/11/09	$20,791 31	$17,508 55	$3,282 76
Security Subtotal				**$20,791.31**	**$17,508.55**	**$3,282.76**
NTELOS HOLDINGS CORP. NTLS	200 0000	08/21/09	09/17/09	$3,545 11	$2,963 59	$581.52

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2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds Average
All Other Investments· First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
NTELOS HOLDINGS CORP. NTLS	200.0000	08/21/09	09/17/09	$3,544.91	$2,963.59	$581.32
NTELOS HOLDINGS CORP. NTLS	200.0000	08/21/09	09/17/09	$3,545.11	$2,965.39	$579 72
NTELOS HOLDINGS CORP. NTLS	400 0000	08/21/09	09/17/09	$7,090 23	$5,929.98	$1,160 25
NTELOS HOLDINGS CORP. NTLS	100 0000	09/08/09	09/17/09	$1,772.56	$1,626.69	$145 87
NTELOS HOLDINGS CORP: NTLS	200.0000	09/08/09	09/17/09	$3;544.91	$3,253 18	$291 73
NTELOS HOLDINGS CORP: NTLS	200.0000	09/08/09	09/17/09	$3,544.91	$3,253.38	$291.53
Security Subtotal				**$26,587.74**	**$22,955.80**	**$3,631.94**
POWERSHS DB MULTI SECTORPOWERSHS DB AGRICULTURE FUND DBA	500.0000	07/08/09	10/20/09	$13,117.53	$11,973.95	$1,143.58
POWERSHS DB MULTI SECTORPOWERSHS DB AGRICULTURE FUND: DBA	1,000 0000	07/08/09	10/20/09	$26,235 06	$23,758 95	$2,476 11
POWERSHS DB MULTI SECTORPOWERSHS DB AGRICULTURE FUND· DBA	600.0000	08/13/09	10/20/09	$15,741.04	$15,932.95	($191.91)
Security Subtotal				**$55,093.63**	**$51,665.85**	**$3,427.78**
RESOURCES CONNECTION INC: RECN	200.0000	10/02/09	11/19/09	$3,948.50	$3,263.58	$684 92
RESOURCES CONNECTION INC: RECN	300.0000	10/02/09	11/19/09	$5,922 45	$4,895 37	$1,027 08

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2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds: Average
All Other Investments. First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
RESOURCES CONNECTION INC: RECN	100.0000	11/03/09	11/19/09	$1,974.25	$1,717.59	$256.66
RESOURCES CONNECTION INC: RECN	400 0000	11/03/09	11/19/09	$7,896.62	$6,873.56	$1,023 06
Security Subtotal				**$19,741.82**	**$16,750.10**	**$2,991.72**
SARA LEE CORP. SLE	1,500.0000	06/02/09	07/27/09	$16,027.13	$13,747.45	$2,279 68
Security Subtotal				**$16,027.13**	**$13,747.45**	**$2,279.68**
SEACOR HOLDINGS INC NEW: CKH	100 0000	08/21/09	10/20/09	$8,931.40	$7,813.87	$1,117 53
SEACOR HOLDINGS INC NEW: CKH	100.0000	08/21/09	10/20/09	$8,931.79	$7,813.88	$1,117.91
Security Subtotal				**$17,863.19**	**$15,627.75**	**$2,235.44**
SEALED AIR CORP NEW: SEE	900.0000	08/21/09	10/20/09	$18,847.36	$16,883 05	$1,964 31
Security Subtotal				**$18,847.36**	**$16,883.05**	**$1,964.31**
SOUTHERN UNION CO NEW: SUG	800 0000	07/15/09	07/27/09	$15,896.24	$14,592 15	$1,304.09
Security Subtotal				**$15,896.24**	**$14,592.15**	**$1,304.09**
SOUTHWEST AIRLINES CO. LUV	3,000 0000	11/05/09	12/16/09	$32,870 20	$25,148 95	$7,721 25
Security Subtotal				**$32,870.20**	**$25,148.95**	**$7,721.25**
SPDR S&P METALS & MININGETF: XME	300.0000	10/06/08	05/06/09	$11,235.36	$9,954.55	$1,280 81

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2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds· Average
All Other Investments. First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
SPDR S&P METALS & MININGETF: XME	900.0000	07/09/09	08/26/09	$36,666.00	$30,193.15	$6,472.85
Security Subtotal				**$47,901.36**	**$40,147.70**	**$7,753.66**
SUNCOR ENERGY INC NEW F. SU	800.0000	07/06/09	09/17/09	$29,575.08	$21,208 95	$8,366 13
Security Subtotal				**$29,575.08**	**$21,208.95**	**$8,366.13**
TECO ENERGY INC: TE	1,500.0000	05/19/09	07/29/09	$19,327.05	$16,942.45	$2,384.60
Security Subtotal				**$19,327.05**	**$16,942.45**	**$2,384.60**
TELEPHONE & DATA SYS INC· TDS	700 0000	08/21/09	09/17/09	$21,180.90	$18,536 55	$2,644 35
Security Subtotal				**$21,180.90**	**$18,536.55**	**$2,644.35**
TITAN INTERNATIONAL INC· TWI	400.0000	07/07/09	08/21/09	$3,906.81	$2,385 79	$1,521 02
TITAN INTERNATIONAL INC· TWI	500 0000	07/07/09	08/21/09	$4,883.52	$3,038 95	$1,844 57
TITAN INTERNATIONAL INC· TWI	1,600.0000	07/07/09	08/21/09	$15,627.26	$9,559 16	$6,068.10
TITAN INTERNATIONAL INC· TWI	800.0000	07/21/09	08/21/09	$7,813.63	$5,527 35	$2,286.28
Security Subtotal				**$32,231.22**	**$20,511.25**	**$11,719.97**
TITANIUM METALS CORP NEW· TIE	2,400.0000	07/15/09	09/11/09	$24,352.82	$19,904.95	$4,447 87
Security Subtotal				**$24,352.82**	**$19,904.95**	**$4,447.87**

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2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds Average
All Other Investments· First In First Out [FIFO]

Short-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
TRANSOCEAN INC NEW F: RIG	200.0000	06/26/09	09/11/09	$16,400.30	$15,088.55	$1,311.75
TRANSOCEAN INC NEW F: RIG	200.0000	07/02/09	09/11/09	$16,400.30	$14,008.95	$2,391.35
Security Subtotal				**$32,800.60**	**$29,097.50**	**$3,703.10**
UNITED TECHNOLOGIES CORP. UTX	300.0000	07/09/09	08/26/09	$17,892.17	$14,966 35	$2,925 82
UNITED TECHNOLOGIES CORP. UTX	200.0000	07/29/09	08/26/09	$11,928.11	$10,648.75	$1,279 36
Security Subtotal				**$29,820.28**	**$25,615.10**	**$4,205.18**
VERIZON COMMUNICATIONS VZ	500.0000	05/21/09	07/29/09	$15,756.14	$14,508.95	$1,247.19
Security Subtotal				**$15,756.14**	**$14,508.95**	**$1,247.19**
WILLIAMS COMPANIES: WMB	700.0000	07/08/09	07/29/09	$11,247.46	$9,633.25	$1,614.21
Security Subtotal				**$11,247.46**	**$9,633.25**	**$1,614.21**
Total Short-Term				**$1,302,090.75**	**$1,034,417.28**	**$267,673.47**

Long-Term	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
AMERICAN CAPITAL LTD. ACAS	100 0000	08/02/07	05/05/09	$544 95	$3,728 71	($3,183.76)
AMERICAN CAPITAL LTD. ACAS	100 0000	08/02/07	05/05/09	$544 95	$3,728 71	($3,183 76)

2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds. Average
All Other Investments. First In First Out [FIFO]

Long-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
AMERICAN CAPITAL LTD: ACAS	200.0000	08/02/07	05/05/09	$1,089.90	$7,455.43	($6,365.53)
AMERICAN CAPITAL LTD· ACAS	300.0000	08/02/07	05/05/09	$1,634.85	$11,150.30	($9,515.45)
AMERICAN CAPITAL LTD· ACAS	500 0000	08/02/07	05/05/09	$2,724.74	$18,638.55	($15,913 81)
AMERICAN CAPITAL LTD. ACAS	500.0000	08/02/07	05/05/09	$2,724.74	$18,638.55	($15,913.81)
AMERICAN CAPITAL LTD. ACAS	1,000 0000	08/02/07	05/05/09	$5,449.49	$37,161 65	($31,712 16)
AMERICAN CAPITAL LTD: ACAS	500.0000	11/08/07	05/05/09	$2,724.74	$19,013.45	($16,288 71)
Security Subtotal				**$17,438.36**	**$119,515.35**	**($102,076.99)**
EATON VANCE FL RT IN TR: EFT	400.0000	08/02/07	06/05/09	$4,253.02	$6,982.47	($2,729.45)
EATON VANCE FL RT IN TR EFT	400.0000	08/02/07	06/05/09	$4,259.41	$6,982.48	($2,723.07)
Security Subtotal				**$8,512.43**	**$13,964.95**	**($5,452.52)**
EATON VANCE TAX MANAGED: EXG	300 0000	08/02/07	06/05/09	$3,295.42	$5,547.67	($2,252 25)
EATON VANCE TAX MANAGED EXG	400.0000	08/02/07	06/05/09	$4,389.89	$7,396.90	($3,007.01)
EATON VANCE TAX MANAGED· EXG	1,100.0000	08/02/07	06/05/09	$12,064.51	$20,341 46	($8,276 95)
Security Subtotal				**$19,749.82**	**$33,286.03**	**($13,536.21)**

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2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds Average
All Other Investments: First In First Out [FIFO]

Long-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
ISHARES MSCI EMRG MKT FDEMERGING MARKETS INDX FD: EEM	479 9606	12/05/07	05/06/09	$15,023.84	$25,225 16	($10,201 32)
ISHARES MSCI EMRG MKT FDEMERGING MARKETS INDX FD· EEM	6 3840	01/07/08	05/06/09	$199 83	$311.49	($111 66)
Security Subtotal				**$15,223.67**	**$25,536.65**	**($10,312.98)**
NUVEEN FLOATING RATE INCOME OPPORTUNITY FUND· JRO	1,500.0000	01/08/07	06/05/09	$11,000.76	$21,080 97	($10,080 21)
Security Subtotal				**$11,000.76**	**$21,080.97**	**($10,080.21)**
PIMCO HIGH INCOME FUND. PHK	100 0000	08/02/07	06/03/09	$889 38	$1,378 40	($489 02)
PIMCO HIGH INCOME FUND: PHK	156.0000	08/02/07	06/03/09	$1,387.43	$2,147.18	($759.75)
PIMCO HIGH INCOME FUND: PHK	1,244.0000	08/02/07	06/03/09	$11,063 89	$17,109 95	($6,046 06)
Security Subtotal				**$13,340.70**	**$20,635.53**	**($7,294.83)**
SECTOR SPDR HEALTH FUND SHARES OF BENEFICIAL INT. XLV	600 0000	12/06/07	06/05/09	$15,375.25	$22,028 75	($6,653 50)
Security Subtotal				**$15,375.25**	**$22,028.75**	**($6,653.50)**

2009 Year-End Schwab Gain/Loss Report

Realized Gain or (Loss) (continued)

Accounting Method
Mutual Funds: Average
All Other Investments: First In First Out [FIFO]

Long-Term (continued)	Quantity/Par	Acquired/ Opened	Sold/ Closed	Total Proceeds	Cost Basis	Realized Gain or (Loss)
VAN KAMPEN SR INCM TR SENIOR INCOME TRUST SHARES OF BE VVR	2,500 0000	01/08/07	06/15/09	$7,915.84	$22,101.47	($14,185.63)
Security Subtotal				**$7,915.84**	**$22,101.47**	**($14,185.63)**
Total Long-Term				**$108,556.83**	**$278,149.70**	**($169,592.87)**
Total Realized Gain or (Loss)				**$1,410,647.58**	**$1,312,566.98**	**$98,080.60**

Schwab has provided realized gain and loss information wherever possible for most investments Cost basis data may be incomplete or unavailable for some of your holdings See Terms and Conditions

Option Customers· Realized gain/loss of underlying securities is adjusted to reflect the premiums of assigned or exercised options Please consult IRS publication 550, Investment Income and Expenses, for additional information on Options

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LATO FAMILY FOUNDATION, INC
Form 990-PF
Year Ended December 31, 2009

Part XV, Supplemental Information
Line 3(a), Grants and Contributions Paid During the Year

Recipient Name	Purpose of Grant	Amount
Frontiers	General Operations	$ 3,600
Campus Crusade for Christ	General Operations	3,600
Global Development Services	General Operations	3,600
Redeemer Church of Annapolis	General Operations	5,000
Beacon of Hope Church St. Paul	General Operations	6,000
Intervarsity Christian Fellowship	General Operations	20,000
Center for Church Based Training	General Operations	7,500
Elmbrook Church	General Operations	5,000
Creation Education Center	General Operations	5,000
Clapham Institute	General Operations	6,500
Time of Grace, Inc.	General Operations	5,000
John Jay Institute	General Operations	32,000
West Suburban Christian Academy Fdn.	General Operations	5,000
Clapham Institute	General Operations	27,500
Wedgewood Circle Institute	General Operations	5,000
Elmbrook Church	General Operations	1,200
Wedgewood Circle Institute	General Operations	4,500
The Philanthropy Roundtable	General Operations	1,000
Elmbrook Church	General Operations	25,000
Clapham Institute	General Operations	27,500
Campus Crusade for Christ	General Operations	750
Clapham Institute	General Operations	3,000
Elmbrook Church	General Operations	250
Clapham Institute	General Operations	27,500
West Suburban Christian Academy	General Operations	2,100
Total Grants		$233,100

LATO FAMILY FOUNDATION, INC
Form 990-PF
Year Ended December 31, 2009

Part I, Supplemental Information

Line 23, Other Expenses

Other Expenses:	Amount
Legal & Professional	$ 750
Eternity Investors, LLC	42,607
Annual Report	10
Foreign Taxes Paid	269
Total Other Expenses	$43,636

LATO FAMILY FOUNDATION, INC
Form 990-PF
Year Ended December 31, 2009

Part VII, Statement Regarding Activities

Line 10, Substantial Contributors:

Robert D. Kern
W305 S4273 Brookhill Road
Waukesha, WI 53189

Contribution Amount: $1,000,000.00

Form **8868**
(Rev April 2009)
Department of the Treasury
Internal Revenue Service

Application for Extension of Time To File an Exempt Organization Return

▶ File a separate application for each return.

OMB No 1545-1709

- If you are filing for an **Automatic 3-Month Extension, complete only Part I** and check this box . . . . ▶ ☑
- If you are filing for an **Additional (Not Automatic) 3-Month Extension, complete only Part II** (on page 2 of this form)

Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868.

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

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

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

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

Type or print	Name of Exempt Organization LATO FAMILY FOUNDATION, INC.	**Employer identification number** 20 : 5677633
File by the due date for filing your return. See instructions.	Number, street, and room or suite no. If a P.O. box, see instructions. S27 W29293 JENNIE COURT	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. WAUKESHA, WI 53188	

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

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

- The books are in the care of ▶ GARY J. LATO

Telephone No. ▶ (262) 968-4895 FAX No. ▶ ( )

- If the organization does not have an office or place of business in the United States, check this box . . . . ▶ ☐
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN)__________ . If this is for the whole group, check this box . . . . . . ▶ ☐ . If it is for part of the group, check this box . . . . . . ▶ ☐ and attach a list with the names and EINs of all members the extension will cover.

1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until AUGUST 15 , 20 10 , to file the exempt organization return for the organization named above. The extension is for the organization's return for:

▶ ☑ calendar year 20 09 or

▶ ☐ tax year beginning ...., 20......, and ending ...., 20.......

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

3a	If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	3a	$ 669.00
b	If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.	3b	$ 419.00
c	**Balance Due.** Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	3c	$ 250.00

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

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

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

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

Part II Additional (Not Automatic) 3-Month Extension of Time. Only file the original (no copies needed).

Type or print File by the extended due date for filing the return See instructions	Name of Exempt Organization LATO FAMILY FOUNDATION, INC.	**Employer identification number** 20 : 5677633
	Number, street, and room or suite no If a P.O box, see instructions S27 W29293 JENNIE COURT	For IRS use only
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. WAUKESHA, WI 53188	

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

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

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

- The books are in the care of ▶ GARY J. LATO

Telephone No. ▶ (262) 968-4895 FAX No. ▶ ( )

- If the organization does not have an office or place of business in the United States, check this box . . . ▶ ☐
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) ______ . If this is for the whole group, check this box . . . . . . ▶ ☐ . If it is for part of the group, check this box. . . . . . ▶ ☐ and attach a list with the names and EINs of all members the extension is for.

4 I request an additional 3-month extension of time until NOVEMBER 15, 20 10 .

5 For calendar year 2010 , or other tax year beginning ...., 20..., and ending ...., 20... .

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

7 State in detail why you need the extension TAXPAYER REQUIRES ADDITIONAL TIME TO GATHER THE INFORMATION NECESSARY TO FILE A COMPLETE AND ACCURATE RETURN BECAUSE IT IS STILL WAITING FOR A FINAL FINANCIAL ACCOUNTING FROM AN INVESTMENT ADVISOR.

8a	If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	8a	$ 669
b	If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868.	8b	$ 669
c	**Balance Due.** Subtract line 8b from line 8a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	8c	$ NONE

Signature and Verification

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

Signature ▶ Title ▶ CPA Date ▶ 8/10/10