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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 01-01-2009 , and ending 12-31-2009

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 WARE FOUNDATION CO BERENFELDLLP		A Employer identification number 23-7286585	
	Number and street (or P O box number if mail is not delivered to street address) 2525 PONCE DE LEON BOULEVARD 5TH FLOOR		Room/suite	B Telephone number (see page 10 of the instructions) (305) 274-4600
	City or town, state, and ZIP code CORAL GABLES, FL 33134		C If exemption application is pending, check here <input type="checkbox"/>	
			D 1. Foreign organizations, 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			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) \$ 19,262,747		J Accounting method <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____ (Part I, column (d) must be on cash basis.)		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) (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)				
	2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments	1,097	1,097		
	4 Dividends and interest from securities.	174,123	174,123		
	5a Gross rents				
	b Net rental income or (loss) _____				
	6a Net gain or (loss) from sale of assets not on line 10	-1,753,399			
	b Gross sales price for all assets on line 6a _____ 5,487,190				
	7 Capital gain net income (from Part IV , line 2)		0		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
Operating and Administrative Expenses	c Gross profit or (loss) (attach schedule)				
	11 Other income (attach schedule)				
	12 Total. Add lines 1 through 11	-1,578,179	175,220		
	13 Compensation of officers, directors, trustees, etc	121,000	60,500		60,500
	14 Other employee salaries and wages	29,603	14,801		14,802
	15 Pension plans, employee benefits	89,762	44,881		44,881
	16a Legal fees (attach schedule).	 550	275		275
	b Accounting fees (attach schedule).	 24,024	12,012		12,012
	c Other professional fees (attach schedule)	 46,530	23,265		23,265
	17 Interest				
	18 Taxes (attach schedule) (see page 14 of the instructions)	 11,993	5,996		5,997
	19 Depreciation (attach schedule) and depletion . . .	 3,255	0		
	20 Occupancy	24,128	12,064		12,064
	21 Travel, conferences, and meetings	431	215		216
	22 Printing and publications				
	23 Other expenses (attach schedule).	 39,181	19,589		19,592
	24 Total operating and administrative expenses. Add lines 13 through 23	390,457	193,598		193,604
	25 Contributions, gifts, grants paid	825,720			825,720
	26 Total expenses and disbursements. Add lines 24 and 25	1,216,177	193,598		1,019,324
	27 Subtract line 26 from line 12				
	a Excess of revenue over expenses and disbursements	-2,794,356			
	b Net investment income (if negative, enter -0-)		0		
	c Adjusted net income (if negative, enter -0-)				

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	8,392	508,094	508,094
	2	Savings and temporary cash investments	974,871	333,722	333,722
	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 15 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)	5,530,891		
	b	Investments—corporate stock (attach schedule)	14,783,080	17,662,871	18,152,997
	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 ▶ _____ 100,428 Less accumulated depreciation (attach schedule) ▶ _____ 95,103	8,580	5,325	5,325
	15	Other assets (describe ▶ _____)	2,951	2,951	262,609
	16	Total assets (to be completed by all filers—see the instructions Also, see page 1, item I)	21,308,765	18,512,963	19,262,747

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 ▶ _____)	4,263	2,817	
	23	Total liabilities (add lines 17 through 22)	4,263	2,817	

Net Assets or Fund Balances		Foundations that follow SFAS 117, check here ▶ <input checked="" type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31.			
	24	Unrestricted	21,304,502	18,510,146	
	25	Temporarily restricted			
	26	Permanently restricted			
		Foundations that do not follow SFAS 117, check here ▶ <input type="checkbox"/> 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)	21,304,502	18,510,146	
	31	Total liabilities and net assets/fund balances (see page 17 of the instructions)	21,308,765	18,512,963	

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	21,304,502
2	Enter amount from Part I, line 27a	2	-2,794,356
3	Other increases not included in line 2 (itemize) ▶ _____	3	0
4	Add lines 1, 2, and 3	4	18,510,146
5	Decreases not included in line 2 (itemize) ▶ _____	5	0
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	18,510,146

Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)		(b) How acquired P—Purchase D—Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
1a	See Additional Data Table			
b				
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 See Additional Data Table			
b			
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 See Additional Data Table			
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	-1,753,399
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	

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	1,388,815	22,075,452	0 062912
2007	1,214,686	25,608,407	0 047433
2006	1,168,431	19,755,627	0 059144
2005	1,192,101	23,780,892	0 050129
2004	1,232,269	23,569,184	0 052283

2 Total of line 1, column (d).	2	0 271901
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 054380
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5.	4	17,610,366
5 Multiply line 4 by line 3.	5	957,652
6 Enter 1% of net investment income (1% of Part I, line 27b).	6	0
7 Add lines 5 and 6.	7	957,652
8 Enter qualifying distributions from Part XII, line 4.	8	1,019,324

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 VIExcise 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 <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	0
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	0
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	0
6		Credits/Payments			
a		2009 estimated tax payments and 2008 overpayment credited to 2009	6a	1,440	
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	1,440
8		Enter any penalty for underpayment of estimated tax Check here <input type="checkbox"/> if Form 2220 is attached		8	
9		Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed		9	
10		Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid.		10	1,440
11		Enter the amount of line 10 to be Credited to 2010 estimated tax <input checked="" type="checkbox"/> 1,440	Refunded <input type="checkbox"/>	11	0

Part VII-AStatements Regarding Activities

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?		Yes	No
		1a		No
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)?			No
	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		No
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		No
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		No
4a	Did the foundation have unrelated business gross income of \$1,000 or more during the year?.	4a		No
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		No
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		No
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	Yes	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) <input checked="" type="checkbox"/> FL, <input type="checkbox"/> DE _____			
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	Yes	
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		No
10	Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses	10		No




















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 page 20 of the instructions).	11		No
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		No
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address  www.warefoundation.org	13	Yes	
14	The books are in care of  MARK EDWARDS Telephone no  (305) 662-5002 Located at  5825 SUNSET DRIVE SUITE 306 SOUTH MIAMI FL ZIP+4  33143			
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)?. . . Organizations relying on a current notice regarding disaster assistance check here. 	1b		
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?.	1c		No
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? (<i>Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009.</i>).	3b		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		No
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		No

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))?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
	(2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
	(3) Provide a grant to an individual for travel, study, or other similar purposes?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> 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).	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> 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?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> 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)? Organizations relying on a current notice regarding disaster assistance check here.	5b		
c	If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? <i>If "Yes," attach the statement required by Regulations section 53.4945–5(d).</i>			
6a	Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?			
b	Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? <i>If "Yes" to 6b, file Form 8870.</i>	6b		No
7a	At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?			
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
See Additional Data Table				
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	
2	
3	
4	

Part IX-B

Summary of Program-Related Investments (see page 23 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	
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	16,636,092
b	Average of monthly cash balances.	1b	1,242,452
c	Fair market value of all other assets (see page 24 of the instructions).	1c	0
d	Total (add lines 1a, b, and c).	1d	17,878,544
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	17,878,544
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions).	4	268,178
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	17,610,366
6	Minimum investment return. Enter 5% of line 5.	6	880,518

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	880,518
2a	Tax on investment income for 2009 from Part VI, line 5.	2a	
b	Income tax for 2009 (This does not include the tax from Part VI).	2b	
c	Add lines 2a and 2b.	2c	0
3	Distributable amount before adjustments Subtract line 2c from line 1.	3	880,518
4	Recoveries of amounts treated as qualifying distributions.	4	0
5	Add lines 3 and 4.	5	880,518
6	Deduction from distributable amount (see page 25 of the instructions).	6	0
7	Distributable amount as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1.	7	880,518

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	1,019,324
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	1,019,324
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	0
6	Adjusted qualifying distributions. Subtract line 5 from line 4.	6	1,019,324
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			
2	Undistributed income, if any, as of the end of 2008			
a	Enter amount for 2008 only.			
b	Total for prior years 20____, 20____, 20____			
3	Excess distributions carryover, if any, to 2009			
a	From 2004.			
b	From 2005.			
c	From 2006.			
d	From 2007.			
e	From 2008.			
f	Total of lines 3a through e.			
4	Qualifying distributions for 2009 from Part XII, line 4 ▶ \$ 1,019,324			
a	Applied to 2008, but not more than line 2a			
b	Applied to undistributed income of prior years (Election required—see page 26 of the instructions)			
c	Treated as distributions out of corpus (Election required—see page 26 of the instructions). . .			
d	Applied to 2009 distributable amount.			
e	Remaining amount distributed out of corpus			
5	Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a).)			
6	Enter the net total of each column as indicated below:			
a	Corpus Add lines 3f, 4c, and 4e Subtract line 5			
b	Prior years' undistributed income Subtract line 4b from line 2b.			
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.			
d	Subtract line 6c from line 6b Taxable amount—see page 27 of the instructions. . .			
e	Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount—see page 27 of the instructions.			
f	Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010.			
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).			
8	Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions).			
9	Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a.			
10	Analysis of line 9			
a	Excess from 2005.			
b	Excess from 2006.			
c	Excess from 2007.			
d	Excess from 2008.			
e	Excess from 2009.			

Private Operating Foundations

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Tax year	Prior 3 years			(e) Total
(a) 2009	(b) 2008	(c) 2007	(d) 2006	

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Supplementary Information (Complete this part only if the organization had \$5,000 or more in assets at any time during the year—see page 27 of the instructions.)

1 Information Regarding Foundation Managers:

have contributed more than 2% of the total contributions received by the foundation
if they have contributed more than \$5,000) (See section 507(d)(2))

own 10% or more of the stock of a corporation (or an equally large portion of the of which the foundation has a 10% or greater interest

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

☒

r of the person to whom applications should be addressed

submitted and information and materials they should include

A GRANT APPLICATION IS AVAILABLE FOR THIS PURPOSE TELEPHONE INQUIRES
OUR WEBSITE AT WWW.WAREFOUNDATION.ORG

such as by geographical areas, charitable fields, kinds of institutions, or other

ITATION ON THE AWARD

Part XV

Supplementary Information (continued)

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

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year See Additional Data Table				
Total			▶ 3a	825,720
b Approved for future payment				
Total			▶ 3b	0

Enter gross amounts unless otherwise indicated

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

Form **990-PF** (2009)

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

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?		Yes	No
a Transfers from the reporting foundation to a noncharitable exempt organization of			
(1) Cash.	1a(1)		No
(2) Other assets.	1a(2)		No
b Other transactions			
(1) Sales of assets to a noncharitable exempt organization.	1b(1)		No
(2) Purchases of assets from a noncharitable exempt organization.	1b(2)		No
(3) Rental of facilities, equipment, or other assets.	1b(3)		No
(4) Reimbursement arrangements.	1b(4)		No
(5) Loans or loan guarantees.	1b(5)		No
(6) Performance of services or membership or fundraising solicitations.	1b(6)		No
c Sharing of facilities, equipment, mailing lists, other assets, or paid employees.	1c		No
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

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.				
*****			2010-11-10	
Signature of officer or trustee			Date	
*****			*****	
Preparer's Signature			Date	
Vicki Hinz CPA			2010-11-10	
Firm's name (or yours if self-employed), address, and ZIP code			Check if self-employed <input type="checkbox"/>	
BERENFELD SPRITZER SHECHTER & SHEER LLP			Preparer's identifying number (see Signature on page 30 of the instructions)	
2525 PONCE DE LEON BOULEVARD 5TH FL			EIN	
CORAL GABLES, FL 33134			Phone no (305) 274-4600	

Additional Data

Software ID: 09000028
Software Version: 2009.04020
EIN: 23-7286585
Name: WARE FOUNDATION CO BERENFELDLLP

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
JPMORGAN SHORT DURATION BOND FUND	P	2007-01-01	2009-01-14
JPMORGAN SHORT DURATION BOND FUND	P	2007-01-01	2009-01-25
MATTHEWS PACIFIC TIGER	P	2007-01-01	2009-02-18
T ROWE PRICE INTERNATIONAL FUND	P	2007-01-01	2009-02-18
DELAWARE U S GROWTH FUND	P	2007-01-01	2009-02-19
APOLLO INVESTMENT CORP	P	2007-01-01	2009-03-06
FIDELITY ADVISOR HIGH INCOME	P	2007-01-01	2009-03-17
ANNUAL REVIEW NOTES	P	2007-08-06	2009-03-20
ISHARES RUSSELL 1000 GROWTH INDEX	P	2007-01-01	2009-04-15
JPMORGAN MID CAP EQUITY FUND	P	2007-01-01	2009-06-09
THE OSTERWEIS FUND	P	2007-01-01	2009-06-09
JPMORGAN SHORT DURATION BOND FUND	P	2007-01-01	2009-07-16
BARCLAYS BREN EAFE 9/11/09	P	2007-01-01	2009-09-11
MANNING & NAPIER FUND INC	P	2007-01-01	2009-09-11
BARCLAYS BREN SPX 10/1/09	P	2008-09-17	2009-10-01
ISHARES RUSSELL 2000 INDEX FUND	P	2007-01-01	2009-10-22
JP MORGAN INTREPID INTERNATIONAL FUND	P	2007-01-01	2009-11-19
JPMORGAN INTREPID INTERNATIONAL FUND	P	2007-01-01	2009-12-08
BARCLAYS BREN EAFE 12/23/09	P	2008-12-10	2009-12-23
VANGUARD FIXED INCOME SECS F	P	2007-01-01	2009-03-27
JPMORGAN STRATEGIC INCOME	P	2007-01-01	2009-12-19
RETURN ENHANCED NOTE	P	2008-05-15	2009-02-06
APOLLO INVESTMENT CORP	P	2009-01-01	2009-02-11
APOLLO INVESTMENT CORP	P	2009-01-01	2009-02-11
APOLLO INVESTMENT CORP	P	2009-01-01	2009-02-11
APOLLO INVESMENT CORP	P	2009-01-01	2009-02-12
BUFFERED RETURN ENHANCED NOTE	P	2008-11-20	2009-02-25
APOLLO INVESTMENT CORP	P	2009-01-01	2009-02-26
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-04
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-10

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

(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)
250,000		248,832	1,168
100,000		99,626	374
110,828		225,163	-114,335
119,870		300,000	-180,130
213,430		330,640	-117,210
104,625		225,000	-120,375
221,283		450,000	-228,717
110,500		200,000	-89,500
414,966		616,645	-201,679
150,000		231,811	-81,811
450,000		568,559	-118,559
250,000		247,444	2,556
138,632		150,000	-11,368
150,000		172,793	-22,793
187,857		200,000	-12,143
199,856		219,692	-19,836
50,000		60,532	-10,532
223,362		272,623	-49,261
214,863		165,000	49,863
227			227
201			201
79,188		175,000	-95,812
535		1,711	-1,176
537		1,711	-1,174
502		1,711	-1,209
5,747		18,821	-13,074
528,794		480,000	48,794
450		1,711	-1,261
360		1,711	-1,351
240		1,711	-1,471

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

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) FMV as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	
			1,168
			374
			-114,335
			-180,130
			-117,210
			-120,375
			-228,717
			-89,500
			-201,679
			-81,811
			-118,559
			2,556
			-11,368
			-22,793
			-12,143
			-19,836
			-10,532
			-49,261
			49,863
			227
			201
			-95,812
			-1,176
			-1,174
			-1,209
			-13,074
			48,794
			-1,261
			-1,351
			-1,471

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-12
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-13
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-13
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-13
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-16
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-16
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-17
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-17
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-18
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-18
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-19
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-19
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-19
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-19
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-20
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-20
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-23
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-23
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-24
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-24
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-24
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-25
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-25
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-26
APOLLO INVESTMENT CORP	P	2009-01-01	2009-03-26
JPM 18M USD RECOVERY NOTE BULLISH	P	2009-01-01	2009-05-13
JPMORGAN CHASE SARN SPX 2/10/11	P	2009-01-01	2009-08-14
NUVEEN NWQ VALUE OPPORTUNITIES FUND	P	2009-01-01	2009-09-11
JP MORGAN CHASE SARN SPX	P	2009-03-20	2009-09-29
ISHARES RUSSELL 2000 INDEX FUND	P	2009-01-01	
BUFFERED RETURN ENHANCED NOTE	P	2009-01-01	2009-04-27

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

(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)
479		3,422	-2,943
6,328		42,775	-36,447
496		3,422	-2,926
504		3,422	-2,918
506		3,422	-2,916
4,658		30,798	-26,140
214		1,711	-1,497
2,246		18,821	-16,575
220		1,711	-1,491
2,349		18,821	-16,472
1,465		11,977	-10,512
427		3,422	-2,995
3,144		25,665	-22,521
209		1,711	-1,502
2,854		23,954	-21,100
210		1,711	-1,501
8,467		65,018	-56,551
256		1,711	-1,455
6,162		41,064	-34,902
1,826		11,977	-10,151
3,595		25,665	-22,070
1,632		11,977	-10,345
237		1,711	-1,474
232		1,711	-1,479
107,000		103,609	3,391
83,977		79,000	4,977
150,000		91,937	58,063
119,625		110,000	9,625
			0
279,000		279,000	0

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

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) FM V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	
			-2,943
			-36,447
			-2,926
			-2,918
			-2,916
			-26,140
			-1,497
			-16,575
			-1,491
			-16,472
			-10,512
			-2,995
			-22,521
			-1,502
			-21,100
			-1,501
			-56,551
			-1,455
			-34,902
			-10,151
			-22,070
			-10,345
			-1,474
			-1,479
			3,391
			4,977
			58,063
			9,625
			0
			0

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
ISHARES RUSSELL MIDCAP INDEX FUND	P	2008-01-01	2009-05-15
MORGAN STANLEY BREN AIB	P	2009-01-01	2009-08-20

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

(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)
252,019		380,997	-128,978
170,000		170,000	0


Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

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	
			-128,978
			0


Form 990PF Part VIII Line 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
JAMES ODOM	TRUSTEE 5 00	7,000	0	0
2140 MEADOWCLIFF DRIVE ATLANTA, GA 30345				
MORGAN WARE-SOUMAH	TRUSTEE 30 00	7,000	0	0
6300 POWERS FERRY ROAD 600-330 ATLANTA, GA 30339				
MARK EDWARDS	SEC/ TREASURER 30 00	7,000	0	0
6870 GRANANDA BLVD CORAL GABLES, FL 33146				
ELIZABETH EASON	TRUSTEE 30 00	7,000	0	0
123 NOAHS MILL ROAD MADISON, MS 39110				
JOHN EDWARDS	TRUSTEE 5 00	7,000	0	0
41 BAY DRIVE NE FT WALTON BEACH, FL 32548				

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
FLORIDA INTERNATIONAL UNIVERSITY10555 WEST FLAGLER STREET MIAMI,FL 33174		UNIVERSITY	DR HARRY A EDWARDS PROFESSORSHIP IN PULMONARY MEDICINE ENDOWMENT	179,501
PHOENIX MULTISPORT4645 N BROADWAY UNIT C4 BOULDER,CO 80304		NON-PROFIT ORGANIZAT	OPERATION COST OF STAFF, EQUIPMENT AND PROGRAMS	20,000
THE WOLF SANCTUM34 WOLF CROSSING BAKERSVILLE,NC 28705		NON-PROFIT ORGANIZAT	financial funding to maintain facility going	20,000
EMERALD COAST WILDLIFE REFUGE406 MOUNTAIN DRIVE DESTIN,FL 32541		PRIVATE FUNDED NON-P	CAPITAL CAMPAIGN	50,000
MISSION MISSISSIPPIPO BOX 22655 JACKSON,MI 39225		EVANGELIC COUNCIL	FUNDING YEARLY OPERATIONS	10,000
PAIDEA SCHOOL1509 PONCE DE LEON AVE ATLANTA,GA 30307		SCHOOL	ASSIST IN SCHOOL FUNDING	10,000
TROPICAL FOREST FOUNDATION 2121 EISENHOWER AVE 200 ALEXANDRIA,VA 22314		NON-PROFIT ORGANIZAT	FUNDING FOR CARBON OFFSET PROGRAM (DEFORESTATION PROJECT)	50,000
919 THE CALLPO BOX 561832 MIAMI,FL 33256			FINANCIAL SUPPORT FOR EXPANDING DEVELOPMENT	10,000
AGAPE FAMILY MINISTRIES22790 SW 112 AVENUE MIAMI,FL 33170			FINANCIAL FUNDING TOWARDS FACILITATING A SAFE HOUSE FOR ABUSED WOMEN	15,489
ART FOR HEART6609 SW 65 Street miami,FL 33143			FUNDING OF EVENT TO SELL ART FOR HEART RESEARCH	5,000
C DIFFERENT FOUNDATION1975 SUNRISE BLVD 512 FORT LAUDERDALE,FL 33304			HELP FIND CURE TO PREVENT AND CURE BLINDNESS	10,000
DRANOFF 2 PIANO FOUNDATION 3550 BISCAYNE BLVD 702 MIAMI,FL 33137			FUNDING FOR SCHOOL PROGRAM AND CONTEST	10,000
EPIC CHANGE INC315 JACKSON AVE SATELLITE BEACH,FL 32937			FUNDS FOR DOCUMENTARY ABOUT RWANDA	25,000
FARA2001 JEFFERSON DAVIS HWY 209 ARLINGTON,VA 22202			FUNDING FOR RESEARCH DEVELOPMENT	10,000
GULLIVER SCHOOLS8530 SW 57TH AVENUE SOUTH MIAMI,FL 33143			FUNDING FOR THE PURCHASE OF NEW TECHNOLOGY FOR S MIAMI CAMPUS	22,820
Total  3a				825,720

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
HABITAT FOR HUMANITY2404 HUBBARD STREET JACKSONVILLE,FL 32206			WATER AND SANITATION RELEIF FOR THE ASIA PACIFIC REGION	50,000
KIDIJAPAONE GLENLAKE PARKWAY 950 ATLANTA,GA 30328			SUPPORT OF PRO GRAMS	30,205
KINGSON ROYALS YOUTH ATHLETIC MINISTRY BU8328 CAPEL DRIVE PASADENA,MD 21122			FUNDING TO SUPPORT THE LOCAL BASEBALL TEAM	2,500
OAK HURST RECOVERY PROGRAM 232 EAST LAKE DRIVE DECATUR,GA 30030			FUNDING OF OPERATING EXPENSES	5,000
OAK HURST RECOVERY PROGRAM 232 EAST LAKE DRIVE DECATUR,GA 30030			FUNDING OF REPAIRS TO FACILITY	15,000
ONE CHILD INTERNATIONAL INC 590 SW 9 TERR 2 POMPANO BEACH,FL 33069			CHILD ABUSE WATCH NET	27,000
POSITIVE IMPACT INC139 RALPH MCGILL BLVD 301 ATLANTA,GA 30308			PURCHASE OF FURNITURE FOR ORGANIZATION	26,305
SOLIE O DIO800 roosevelt road Ste A100 Glen Ellyn,IL 601375841			funding for continuing operation	50,000
US FIRST200 BEDFORD STREET MANCHESTER,NH 03101			sponsorship of Robotics competition	10,000
WATER FOR PEOPLE6666 WEST QUINCY AVENUE DENVER,CO 80235			funding operation to continue transportation of water	150,000
WILSON MEMORIAL UNITED METHODIST CHURCHRT 3 NORTHBOUND LANE GAMBRILLS,MD 21054			CHURCH FUNDRAISER	7,000
YOUTH TRANSITIONS4941 ANGELIA DRIVE KNOXVILLE,TN 37921			funding new program development	4,900
Total  3a				825,720

TY 2009 Accounting Fees Schedule

Name: WARE FOUNDATION CO BERENFELDLLP

EIN: 23-7286585

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
BERENFELD, SPRITZER, SHECHTER & SHEER	6,650	3,325		3,325
CERVETTA-LAPHAM & ASSOCIATES	17,374	8,687		8,687

Note: To capture the full content of this document, please select landscape mode (11" x 8.5") when printing.

TY 2009 Depreciation Schedule

Name: WARE FOUNDATION CO BERENFELDLLP
EIN: 23-7286585

Description of Property	Date Acquired	Cost or Other Basis	Prior Years' Depreciation	Computation Method	Rate / Life (# of years)	Current Year's Depreciation Expense	Net Investment Income	Adjusted Net Income	Cost of Goods Sold Not Included
COMPUTER EQUIPMENT AND SOFTWARE	2001-12-20	3,397	2,378	200DB	5 0000000000000	0	0		
COMPUTER SOFTWARE	2001-12-26	8,846	6,192	200DB	5 0000000000000	0	0		
COMPUTER OFFICE & EQUIPMENT	2003-12-23	3,670		200DB	5 0000000000000	0	0		
FURNITURE FIXTRUES	2003-11-26	2,081		200DB	7 0000000000000	0	0		
COMPUTER	2004-02-18	32,176	16,088	200DB	5 0000000000000	0	0		
COMPUTER	2004-02-25	2,530	1,265	200DB	5 0000000000000	0	0		
COMPUTER	2004-04-28	1,560	780	200DB	5 0000000000000	0	0		
APPLE COMPUTER	2004-05-05	6,432	3,216	200DB	5 0000000000000	0	0		
APPLE COMPUTER	2004-05-10	6,990	3,495	200DB	5 0000000000000	0	0		
HP OFFICE JET 6110	2004-08-03	300	150	200DB	5 0000000000000	0	0		
APPLE COMPUTER	2006-01-24	999	712	200DB	5 0000000000000	115	0		
COMPUTER ACCESSORIES	2006-08-22	1,039	740	200DB	5 0000000000000	120	0		
COMPUTER	2006-08-22	4,896	3,486	200DB	5 0000000000000	564	0		
COMPUTER	2006-05-18	4,429	3,153	200DB	5 0000000000000	510	0		
COMPUTER	2005-04-12	749	749	200DB	5 0000000000000	0	0		
COMPUTER	2005-11-22	490	490	200DB	5 0000000000000	0	0		
FAX	2005-12-28	553	553	200DB	7 0000000000000	0	0		
FURNITURE	2005-02-01	251	251	200DB	7 0000000000000	0	0		
OFFICE EQUIPMENT	2006-07-31	995	560	200DB	7 0000000000000	124	0		
COMPUTER EQUIPMENT	2004-10-21	5,479	2,523	200DB	5 0000000000000	216	0		
appLE COMPUTER	2008-04-30	3,091	309	200DB	5 0000000000000	494	0		
compuTER	2008-10-03	2,934	293	200DB	5 0000000000000	470	0		
FURNITURE-CONFERENCE TBLE CHRS SOFA	2008-08-29	5,243	374	200DB	7 0000000000000	642	0		

**TY 2009 Investments Corporate
Stock Schedule**

Name: WARE FOUNDATION CO BERENFELDLLP
EIN: 23-7286585

Name of Stock	End of Year Book Value	End of Year Fair Market Value
CORPORATE STOCK	17,662,871	18,152,997

TY 2009 Land, Etc. Schedule

Name: WARE FOUNDATION CO BERENFELDLLP
EIN: 23-7286585

Category / Item	Cost / Other Basis	Accumulated Depreciation	Book Value	End of Year Fair Market Value
COMPUTER EQUIPMENT AND SOFTWARE	3,397	3,397		0
COMPUTER SOFTWARE	8,846	8,846		0
COMPUTER OFFICE & EQUIPMENT	3,670	3,670		0
COMPUTER SOFTWARE	144	144		0
FURNITURE FIXTRUES	2,081	2,081		0
COMPUTER	32,176	32,176		0
COMPUTER	2,530	2,530		0
COMPUTER	1,560	1,560		0
COMPUTER SOFTWARE	550	550		0
APPLE COMPUTER	6,432	6,432		0
APPLE COMPUTER	6,990	6,990		0
HP OFFICE JET 6110	300	300		0
MAC MS OFFICE 2004	296	296		0
COREL DRAW GRAPHICS	308	308		0
APPLE COMPUTER	999	827	172	0
COMPUTER ACCESSORIES	1,039	860	179	0
COMPUTER	4,896	4,050	846	0
COMPUTER	4,429	3,663	766	0
COMPUTER	749	749		0
COMPUTER	490	490		0
FAX	553	553		0
FURNITURE	251	251		0
OFFICE EQUIPMENT	995	684	311	0
COMPUTER EQUIPMENT	5,479	5,479		0
appLE COMPUTER	3,091	2,349	742	0
compuTER	2,934	2,230	704	0
FURNITURE-CONFERENCE TBLE CHRS SOFA	5,243	3,638	1,605	0

TY 2009 Legal Fees Schedule

Name: WARE FOUNDATION CO BERENFELDLLP

EIN: 23-7286585

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
LEGAL FEES	550	275		275

TY 2009 Other Assets Schedule

Name: WARE FOUNDATION CO BERENFELDLLP

EIN: 23-7286585

Description	Beginning of Year - Book Value	End of Year - Book Value	End of Year - Fair Market Value
SECURITY DEPOSIT	2,950	2,950	2,950
INVESTMENT IN WARE FAMILY MGMT LLC	1	1	259,659

TY 2009 Other Expenses Schedule**Name:** WARE FOUNDATION CO BERENFELDLLP**EIN:** 23-7286585

Description	Revenue and Expenses per Books	Net Invest ment Income	Adjusted Net Income	Disbursement s for Charitable Purposes
AUTOMOBILE EXPENSE	253	126		127
DUES AND SUBSCRIPTIONS	2,915	1,457		1,458
OFFICE SUPPLIES AND EXPENSES	931	465		466
POSTAGE, SHIPPING AND DELIVERY	718	359		359
TELEPHONE	29,644	14,822		14,822
STORAGE	3,008	1,504		1,504
information Services	1,622	811		811
MEALS AND ENTERTAINMENT	90	45		45

TY 2009 Other Liabilities Schedule

Name: WARE FOUNDATION CO BERENFELDLLP

EIN: 23-7286585

Description	Beginning of Year - Book Value	End of Year - Book Value
DUE TO MARK EDWARDS	500	500
PAYROLL LIABILITIES	3,763	2,317

TY 2009 Other Professional Fees Schedule

Name: WARE FOUNDATION CO BERENFELDLLP

EIN: 23-7286585

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
JP MORGAN MANAGEMENT FEES	46,530	23,265		23,265

TY 2009 Taxes Schedule

Name: WARE FOUNDATION CO BERENFELDLLP

EIN: 23-7286585

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
PAYROLL TAXES	9,090	4,545		4,545
TAXES AND LICENSES	2,903	1,451		1,452