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: BENJAMIN J. ROSENTHAL FOUNDATION

Number and street (or P O box number if mail is not delivered to street address): P.O. BOX 166037 — Room/suite:

City or town, state, and ZIP code: CHICAGO, IL 60616-6037

A Employer identification number: 36-2523643

B Telephone number (see page 10 of the instructions): (312) 961-0113

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: [X] 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)* ▶ $ 3,518,814.

J Accounting method: [X] Cash [ ] Accrual
[ ] Other (specify) ____________
(Part I, column (d) must be on cash basis)

SCANNED MAY 27 2010

RECEIVED MAY 25 2010 OGDEN, UT

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 ▶ [X] if the foundation is **not** required to attach Sch B				
	3 Interest on savings and temporary cash investments	159.	159.		ATCH 2
	4 Dividends and interest from securities	93,777.	93,777.		ATCH 3
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	-543,653.			
	b Gross sales price for all assets on line 6a 1,559,251.				
	7 Capital gain net income (from Part IV, line 2)				
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
	c Gross profit or (loss) (attach schedule)				
	11 Other income (attach schedule)	5,644.	5,644.		ATCH 4
	12 **Total.** Add lines 1 through 11	-444,073.	99,580.		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	31,000.	4,500.		26,500.
	14 Other employee salaries and wages	10,000.			10,000.
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule) ATCH 5	7,818.	3,909.	0.	3,909.
	b Accounting fees (attach schedule) ATCH 6	2,800.	0.	0.	2,800.
	c Other professional fees (attach schedule) *	34,624.	34,624.		
	17 Interest ATTACHMENT 8	1,004.	1,004.		
	18 Taxes (attach schedule) (see page 14 of the instructions) **	464.	464.		
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings	3,414.	1,707.		1,707.
	22 Printing and publications				
	23 Other expenses (attach schedule) ATCH 10	6,493.	1,335.		5,158.
	24 **Total operating and administrative expenses.** Add lines 13 through 23	97,617.	47,543.	0.	50,074.
	25 Contributions, gifts, grants paid	210,000.			210,000.
	26 **Total expenses and disbursements** Add lines 24 and 25	307,617.	47,543.	0.	260,074.
	27 Subtract line 26 from line 12				
	a **Excess of revenue over expenses and disbursements**	-751,690.			
	b **Net investment income** (if negative, enter -0-)		52,037.		
	c **Adjusted net income** (if negative, enter -0-)			-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 (a) Book Value	End of year (b) Book Value	(c) Fair Market Value
Assets	1 Cash - non-interest-bearing		47,962.	47,962.
	2 Savings and temporary cash investments	178,846.	269,568.	269,568.
	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			
	10 a Investments - U S and state government obligations (attach schedule)			
	b Investments - corporate stock (attach schedule) ATCH 11	1,241,000.	778,435.	1,792,452.
	c Investments - corporate bonds (attach schedule) ATCH 12	2,050,000.	1,646,001.	1,359,663.
	11 Investments - land, buildings, and equipment basis ▶			
	Less accumulated depreciation (attach schedule) ▶			
	12 Investments - mortgage loans			
	13 Investments - other (attach schedule) ATCH 13	100,942.	95,995.	28,553.
	14 Land, buildings, and equipment basis ▶			
	Less accumulated depreciation (attach schedule) ▶			
	15 Other assets (describe ▶ ATCH 14)	0.	20,616.	20,616.
	16 Total assets (to be completed by all filers - see the instructions Also, see page 1, item I)	3,570,788.	2,858,577.	3,518,814.
Liabilities	17 Accounts payable and accrued expenses	0.	1,313.	
	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 ▶ ATCH 15)	0.	7,852.	
	23 Total liabilities (add lines 17 through 22)	0.	9,165.	
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			
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. ▶ X			
	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	3,570,788.	2,849,412.	
	30 Total net assets or fund balances (see page 17 of the instructions)	3,570,788.	2,849,412.	
	31 Total liabilities and net assets/fund balances (see page 17 of the instructions)	3,570,788.	2,858,577.	

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	3,570,788.
2 Enter amount from Part I, line 27a	2	-751,690.
3 Other increases not included in line 2 (itemize) ▶ ATTACHMENT 16	3	30,314.
4 Add lines 1, 2, and 3	4	2,849,412.
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	2,849,412.

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 PART IV SCHEDULE			
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				
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				
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 -543,653.

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	346,833.	4,847,590.	0.071548
2007	349,215.	5,803,012.	0.060178
2006	404,505.	5,225,492.	0.077410
2005	403,023.	5,228,709.	0.077079
2004	411,920.	5,121,720.	0.080426

2	**Total** of line 1, column (d)	2	0.366641
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	0.073328
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	3,434,058.
5	Multiply line 4 by line 3	5	251,813.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	520.
7	Add lines 5 and 6	7	252,333.
8	Enter qualifying distributions from Part XII, line 4	8	260,074.

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 ruling letter if necessary - see instructions)			
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ▶ [X] and enter 1% of Part I, line 27b		1	520.
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	520.
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	520.
6	Credits/Payments			
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a		
b	Exempt foreign organizations-tax withheld at source	6b 0.		
c	Tax paid with application for extension of time to file (Form 8868)	6c 1,055.		
d	Backup withholding erroneously withheld	6d		
7	Total credits and payments Add lines 6a through 6d		7	1,055.
8	Enter any **penalty** for underpayment of estimated tax Check here [ ] if Form 2220 is attached		8	15.
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	520.
11	Enter the amount of line 10 to be **Credited to 2010 estimated tax** ▶ 520. **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		X
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		X
	*If the answer is "Yes" to **1a** or **1b**, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities*			
c	Did the foundation file **Form 1120-POL** for this year?	1c		X
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		X
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? *If "Yes," attach a conformed copy of the changes*	3		X
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year?	4b		X
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? *If "Yes," attach the statement required by General Instruction T*	5		X
6	Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	6	X	
7	Did the foundation have at least $5,000 in assets at any time during the year? *If "Yes," complete Part II, col (c), and Part XV*	7	X	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ IL,			
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by *General Instruction G? If "No," attach explanation*	8b	X	
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV on page 27)? *If "Yes," complete Part XIV*	9		X
10	Did any persons become substantial contributors during the tax year? *If "Yes," attach a schedule listing their names and addresses*	10		X

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Part VII-A Statements Regarding Activities (continued)

		Line	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		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	X	

Website address ▶ N/A

14 The books are in care of ▶ MS. ERICA WISE Telephone no ▶ 312-961-0113

Located at ▶ P.O. BOX 166037 CHICAGO, IL ZIP + 4 ▶ 60616-6037

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.

			Line	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		X
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5))				
a	At the end of tax year 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009?	☐ Yes ☒ No			
	If "Yes," list the years ▶ ____, ____, ____, ____				
b	Are there any years listed in 2a for which the foundation is **not** applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to **all** years listed, answer "No" and attach statement - see 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 ▶ ____, ____, ____, ____				
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		X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?		4b		X

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required *(continued)*

		Yes	No
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**		X
	If "Yes" to 6b, file Form 8870		
7a	At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☐ No		
b	If yes, did the foundation receive any proceeds or have any net income attributable to the transaction? **7b**		X

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
ATTACHMENT 17		31,000.	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 ▶ NONE

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 ▶		NONE

Part IX-A **Summary of Direct Charitable Activities**

List the foundation's four largest direct charitable activities during the tax year Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc	Expenses
1 N/A	
2	
3	
4	

Part IX-B **Summary of Program-Related Investments** (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 NO PROGRAM RELATED INVESTMENTS	
2	
All other program-related investments See page 24 of the instructions 3 NONE	
Total. Add lines 1 through 3 ▶	

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	3,294,028.
b	Average of monthly cash balances	1b	171,709.
c	Fair market value of all other assets (see page 24 of the instructions)	1c	20,616.
d	**Total** (add lines 1a, b, and c)	1d	3,486,353.
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	0.
3	Subtract line 2 from line 1d	3	3,486,353.
4	Cash deemed held for charitable activities Enter 1 1/2 % of line 3 (for greater amount, see page 25 of the instructions)	4	52,295.
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	3,434,058.
6	**Minimum investment return.** Enter 5% of line 5	6	171,703.

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	171,703.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	520.		
b	Income tax for 2009 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	520.
3	Distributable amount before adjustments Subtract line 2c from line 1			3	171,183.
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	171,183.
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	171,183.

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	260,074.
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	0.
3	Amounts set aside for specific charitable projects that satisfy the.		
a	Suitability test (prior IRS approval required)	3a	0.
b	Cash distribution test (attach the required schedule)	3b	0.
4	**Qualifying distributions.** Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	260,074.
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	520.
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	259,554.

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				171,183.
2	Undistributed income, if any, as of the end of 2009				
a	Enter amount for 2008 only				
b	Total for prior years 20 07 ,20 06 ,20 05				
3	Excess distributions carryover, if any, to 2009				
a	From 2004 — 160,380.				
b	From 2005 — 144,457.				
c	From 2006 — 158,151.				
d	From 2007 — 69,423.				
e	From 2008 — 110,976.				
f	**Total** of lines 3a through e	643,387.			
4	Qualifying distributions for 2009 from Part XII, line 4 ▶ $ 260,074.				
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				171,183.
e	Remaining amount distributed out of corpus	88,891.			
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	732,278.			
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)	160,380.			
9	**Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a	571,898.			
10	Analysis of line 9				
a	Excess from 2005 — 144,457.				
b	Excess from 2006 — 158,151.				
c	Excess from 2007 — 69,423.				
d	Excess from 2008 — 110,976.				
e	Excess from 2009 — 88,891.				

Part XIV Private Operating Foundations (see page 27 of the instructions and Part VII-A, question 9) NOT APPLICABLE

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 ▶

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			
	(a) 2009	(b) 2008	(c) 2007	(d) 2006	(e) Total
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).)

N/A

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.

N/A

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

Check here ▶ [X] 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:

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

c Any submission deadlines

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

Part XV Supplementary Information (continued)

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

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a *Paid during the year*				
ATTACHMENT 18				
Total . . . . ▶ **3a**				210,000.
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					
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			14	159.	
4 Dividends and interest from securities			14	93,777.	
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			18	-543,653.	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a					
b MISCELLANEOUS INCOME			01	5,644.	
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)				-444,073.	

13 **Total.** Add line 12, columns (b), (d), and (e) . . . 13 -444,073.

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

d If the answer to any of the above is "Yes," complete the following schedule Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received

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

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

Trustee 5/18/10 Director/Trustee

Signature of officer or trustee | Date | Title

Paid Preparer's Use Only

Preparer's signature	Kalman K Shiner	Date MAY 17 2010	Check if self-employed ☐	Preparer's identifying number (See Signature on page 30 of the instructions) P00079646
Firm's name (or yours if self-employed), address, and ZIP code	OSTROW REISIN BERK & ABRAMS, LTD. 455 N CITYFRONT PLAZA DR, STE 2600 CHICAGO, IL 60611-5379	EIN ▶ 36-2938874 Phone no 312-670-7444	

Benjamin J Rosenthal Foundation
JPMorgan Chase #5655
Contribution detail
December 31, 2009

Check #	Check Date	Payee	Amount	Category
2597	03/27/09	Alice Lloyd College	3,500.00	Education
2598	03/27/09	Archie Bray Foundation	1,000.00	General Welfare
2599	03/27/09	Bottomless Closet	1,000 00	General Welfare
2600	03/27/09	Boys & Girls Clubs of Chicago	1,000.00	General Welfare
2602	04/06/09	WTTW 11	1,000.00	Cultural
2603	04/06/09	Chicago Crime Commission	1,500.00	Crime Prevention
2604	04/06/09	Chicago Jewish Historical Society	3,000.00	Cultural
2605	04/06/09	Chicago Symphony Orchestra	5,000 00	Cultural
2606	04/06/09	Chicago Youth Centers	5,000 00	General Welfare
2607	04/06/09	Children's Place	4,000 00	Health Care
2608	04/06/09	Cumberland College	2,500 00	Education
2609	04/06/09	Family Rescue	7,000 00	General Welfare
2610	04/06/09	First Church of Christ	3,000 00	General Welfare
2611	04/06/09	Friends of the Wild Swan	1,000.00	Animal Welfare
2612	04/06/09	Glenwood School	3,000 00	Education
2613	04/06/09	Goose Creek Association	1,000 00	Environment
2614	04/06/09	Hesed House	1,000.00	General Welfare
2615	04/06/09	Howard Brown Health Center	1,000 00	Health Care
2616	04/06/09	International Academy of Preventive Medicine (IAPM	1,000.00	Health Care
2617	04/06/09	International Primate Protection League	1,000 00	Animal Welfare
2618	04/06/09	Jazz Institute of Chicago	5,000.00	Cultural
2620	04/06/09	Madre	2,000.00	General Welfare
2621	04/06/09	Merit School of Music	5,000 00	Cultural
2622	04/06/09	Nature Conservancy of Illinois	1,000.00	Environment
2623	04/06/09	Nature Conservancy of Virginia	1,000 00	Environment
2624	04/06/09	Orphans of the Storm	1,500.00	Animal Welfare
2625	04/06/09	P.I G S Inc.	1,000.00	Animal Welfare
2626	04/06/09	PETA	1,000.00	Animal Welfare
2627	04/06/09	Trees, Water, & People	1,000.00	Environment
2628	04/06/09	Union of Concerned Scientists	1,000.00	Global
2630	04/06/09	WAMU - 88 5 FM	1,000.00	Cultural
2631	04/06/09	WETA - TV	1,000.00	Cultural
2632	04/06/09	The Chicago Community Trust	5,000.00	General Welfare
2633	04/06/09	ANAI, Inc	2,000.00	Environment
2634	04/06/09	Animal Legal Defense	2,000.00	Animal Welfare
2635	04/06/09	Bonobo Conservation	5,000.00	Environment
2636	04/06/09	Chesapeake Cliamte Action	5,000.00	Environment
2637	04/06/09	Chestnut Hill	2,000.00	Animal Welfare

Benjamin J Rosenthal Foundation
JPMorgan Chase #5655
Contribution detail
December 31, 2009

Check #	Check Date	Payee	Amount	Category
2638	04/06/09	Chicago Youth Centers	12,000 00	General Welfare
2639	04/06/09	Children's Home and Aid Society	2,000 00	General Welfare
2640	04/06/09	Clean Water	2,000 00	Environment
2641	04/06/09	Community Environmental Legal Defense Fund	2,000 00	General Welfare
2642	04/06/09	Earth Justice (Sierra Madre)	2,000 00	Environment
2643	04/06/09	Elephant Santuary	2,000 00	Animal Welfare
2644	04/06/09	Fox River Country Day School	5,000 00	Education
2645	04/06/09	Global Exchange	5,000 00	Global
2646	04/06/09	Greater Chicago Food Depository	2,000 00	General Welfare
2647	04/06/09	Greenpeace Fund	2,500 00	Environment
2648	04/06/09	Hill Top Center	2,000 00	General Welfare
2649	04/06/09	Hines Hospital	2,000 00	Health Care
2650	04/06/09	Institute Policy Study	5,000 00	General Welfare
2651	04/06/09	Keystone Conservation	2,000 00	Animal Welfare
2652	04/06/09	Lazarus House	5,000 00	General Welfare
2653	04/06/09	Lighthouse for the Blind	2,000 00	Handicapped/Disabled
2655	04/06/09	Middleburg Humane Foundation	2,500.00	Animal Welfare
2656	04/06/09	Middleburg Volunteer Fire Dept	2,000.00	General Welfare
2657	04/06/09	Pacific Garden Mission	2,000 00	General Welfare
2658	04/06/09	Piedmont Environmental Council	2,000.00	Environment
2659	04/06/09	Piney Woods School	2,000.00	Education
2660	04/06/09	Principia	10,000.00	Education
2661	04/06/09	Ravinia Festival	7,000 00	Cultural
2662	04/06/09	Salvation Army	4,000.00	General Welfare
2663	04/06/09	Seeing Eye, Inc	2,000.00	Handicapped/Disabled
2664	04/06/09	Tai Sophia Institute	5,000.00	Handicapped/Disabled
2665	04/06/09	United Negro College Fund	6,000.00	Education
2666	04/06/09	University of Illinois at Chicago	5,000.00	Education
2667	04/06/09	USO	1,000.00	Global
2668	04/06/09	The Ark	1,000.00	Animal Welfare
2669	04/06/09	Adventure Unlimited	2,000.00	Education
2670	04/06/09	WPFW - FM 89.3	1,000.00	Cultural
2672	09/09/09	Changing Worlds	3,000.00	Education
2673	10/09/09	Institute Policy Study	1,000.00	General Welfare
2674	12/16/09	Jewish United Fund	7,000.00	Cultural
		Total contributions	210,000.00	

FORM 990-PF - PART IV
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
		TOTAL SHORT-TERM COMMON TRUST FUND AND PARTNERSHIP, S CORPORATION, AND OTHER ESTATES OR TRUST GAIN OR LOSS					1,402.	
		TOTAL LONG-TERM COMMON TRUST FUND AND PARTNERSHIP, S CORPORATION, AND OTHER ESTATES OR TRUST GAIN OR LOSS					-2,059.	
		JP MORGAN CHASE #3000 SHORT-TERM PROPERTY TYPE: SECURITIES				P	VAR	VAR
414,223.		385,587.					28,636.	
		JP MORGAN CHASE #3000 LONG-TERM PROPERTY TYPE: SECURITIES				P	VAR	VAR
1,145,685.		1,717,317.					-571,632.	
TOTAL GAIN(LOSS)							-543,653.	

FORM 990PF, PART I - INTEREST ON TEMPORARY CASH INVESTMENTS

DESCRIPTION		REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
INTEREST INCOME		159.	159.
	TOTAL	159.	159.

FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
SECURITIES INTEREST & DIVIDENDS	93,777.	93,777.
TOTAL	93,777.	93,777.

FORM 990PF, PART I - OTHER INCOME

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
MISCELLANEOUS INCOME	5,644.	5,644.
TOTALS	5,644.	5,644.

FORM 990PF, PART I - LEGAL FEES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
SEYFARTH & SHAW	7,818.	3,909.		3,909.
TOTALS	7,818.	3,909.	0.	3,909.

FORM 990PF, PART I - ACCOUNTING FEES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
ROSEN, GOLZ & ASSOCIATES	2,800.			2,800.
TOTALS	2,800.	0.	0.	2,800.

ATTACHMENT 7

FORM 990PF, PART I - OTHER PROFESSIONAL FEES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
BANK AGENCY FEES	5,368.	5,368.
INVESTMENT COUNSEL FEES	29,256.	29,256.
TOTALS	34,624.	34,624.

FORM 990PF, PART I - INTEREST EXPENSE

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
INVESTMENT INTEREST EXPENSE	1,004.	1,004.
TOTALS	1,004.	1,004.

FORM 990PF, PART I - TAXES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
FOREIGN TAXES	464.	464.
TOTALS	464.	464.

FORM 990PF, PART I - OTHER EXPENSES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	CHARITABLE PURPOSES
BANK CHARGES	505.	505.	
MISC PORTFOLIO DEDUCTIONS	830.	830.	
OFFICE SUPPLIES	1,041.		1,041.
POSTAGE & DELIVERY	1,052.		1,052.
TELEPHONE	3,065.		3,065.
TOTALS	6,493.	1,335.	5,158.

BENJAMIN J. ROSENTHAL FOUNDATION 36-2523643

FORM 990PF, PART II - CORPORATE STOCK

ATTACHMENT 11

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
CORPORATE STOCK	778,435.	1,792,452.
TOTALS	778,435.	1,792,452.

FORM 990PF, PART II - CORPORATE BONDS

ATTACHMENT 12

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
CORPORATE BONDS	1,646,001.	1,359,663.
TOTALS	1,646,001.	1,359,663.

FORM 990PF, PART II - OTHER INVESTMENTS

ATTACHMENT 13

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
OTHER INVESTMENTS	95,995.	28,553.
TOTALS	95,995.	28,553.

FORM 990PF, PART II - OTHER ASSETS

ATTACHMENT 14

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
INCOME RECEIVABLE	20,616.	20,616.
TOTALS	20,616.	20,616.

FORM 990PF, PART II - OTHER LIABILITIES

ATTACHMENT 15

DESCRIPTION	ENDING BOOK VALUE
DUE TO TRUSTEE	7,852.
TOTALS	7,852.

FORM 990PF, PART III - OTHER INCREASES IN NET WORTH OR FUND BALANCES

DESCRIPTION		AMOUNT
PRIOR PERIOD ADJUSTMENT		30,314.
	TOTAL	30,314.

FORM 990PF, PART VIII - LIST OF OFFICERS, DIRECTORS, AND TRUSTEES

ATTACHMENT 17

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED TO POSITION	COMPENSATION	CONTRIBUTIONS TO EMPLOYEE BENEFIT PLANS	EXPENSE ACCT AND OTHER ALLOWANCES
ELAINE BROADHEAD P.O. BOX 166037 CHICAGO, IL 60616-6037	CHAIRMAN 1.00	0.	0.	0.
MELLISA FOULKE P.O. BOX 166037 CHICAGO, IL 60616-6037	PRESIDENT/TREASURER 1.00	0.	0.	0.
WALTER ROTH P.O. BOX 166037 CHICAGO, IL 60616-6037	SECRETARY 1.00	0.	0.	0.
RODGER MANDEL P.O. BOX 166037 CHICAGO, IL 60616-6037	ASST. SECRETARY 1.00	9,000.	0.	0.
JOSEPH GLOSSBERG P.O. BOX 166037 CHICAGO, IL 60616-6037	TRUSTEE 1.00	0.	0.	0.
ERICA WISE P.O. BOX 166037 CHICAGO, IL 60616-6037	EXECUTIVE DIRECTOR 40.00	22,000.	0.	0.
	GRAND TOTALS	31,000.	0.	0.

FORM 990PF, PART XV - GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

ATTACHMENT 18

RECIPIENT NAME AND ADDRESS	RELATIONSHIP TO SUBSTANTIAL CONTRIBUTOR AND FOUNDATION STATUS OF RECIPIENT	PURPOSE OF GRANT OR CONTRIBUTION	AMOUNT
SEE ATTACHED LISTING	NONE 501(C)(3)	GENERAL CHARITABLE PURPOSES	210,000
		TOTAL CONTRIBUTIONS PAID	210,000.

PENALTY COMPUTATION DETAIL - FORM 2220

DATE PD	UNDERPAYMENT	BEG.DATE	END DATE	DAYS	%	PENALTY
QUARTER 1, RATE PERIOD 1 (05/15/2009 - 05/15/2010)						
	130.	05/15/2009	05/15/2010	365	4	5.
TOTAL TO FORM 2220, LINE 22, COLUMN A						5.
QUARTER 2, RATE PERIOD 1 (06/15/2009 - 05/15/2010)						
	130.	06/15/2009	05/15/2010	334	4	5.
TOTAL TO FORM 2220, LINE 22, COLUMN B						5.
QUARTER 3, RATE PERIOD 1 (09/15/2009 -05/15/2010)						
	130.	09/15/2009	05/15/2010	242	4	3.
TOTAL TO FORM 2220, LINE 22, COLUMN C						3.
QUARTER 4, RATE PERIOD 1 (12/15/2009 - 05/15/2010)						
	130.	12/15/2009	05/15/2010	151	4	2.
TOTAL TO FORM 2220, LINE 22, COLUMN D						2.

TOTAL UNDERPAYMENT PENALTY 15.

SCHEDULE D (Form 1041)

Department of the Treasury Internal Revenue Service

Capital Gains and Losses

▶ Attach to Form 1041, Form 5227, or Form 990-T. See the instructions for Schedule D (Form 1041) (also for Form 5227 or Form 990-T, if applicable).

OMB No 1545-0092

2009

Name of estate or trust: BENJAMIN J. ROSENTHAL FOUNDATION

Employer identification number: 36-2523643

Note: *Form 5227 filers need to complete only Parts I and II*

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
1a					

b	Enter the short-term gain or (loss), if any, from Schedule D-1, line 1b	1b	28,636.
2	Short-term capital gain or (loss) from Forms 4684, 6252, 6781, and 8824	2	
3	Net short-term gain or (loss) from partnerships, S corporations, and other estates or trusts	3	1,402.
4	Short-term capital loss carryover Enter the amount, if any, from line 9 of the 2008 Capital Loss Carryover Worksheet	4	( )
5	**Net short-term gain or (loss).** Combine lines 1a through 4 in column (f) Enter here and on line 13, column (3) on the back ▶	5	30,038.

Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year

(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
6a					

b	Enter the long-term gain or (loss), if any, from Schedule D-1, line 6b	6b	-571,632.
7	Long-term capital gain or (loss) from Forms 2439, 4684, 6252, 6781, and 8824	7	
8	Net long-term gain or (loss) from partnerships, S corporations, and other estates or trusts	8	-2,059.
9	Capital gain distributions	9	
10	Gain from Form 4797, Part I	10	
11	Long-term capital loss carryover. Enter the amount, if any, from line 14 of the 2008 Capital Loss Carryover Worksheet	11	( )
12	**Net long-term gain or (loss).** Combine lines 6a through 11 in column (f) Enter here and on line 14a, column (3) on the back ▶	12	-573,691.

For Paperwork Reduction Act Notice, see the Instructions for Form 1041. **Schedule D (Form 1041) 2009**

Part III Summary of Parts I and II

Caution: *Read the instructions* **before** *completing this part.*		(1) Beneficiaries' (see page 5)	(2) Estate's or trust's	(3) Total
13 **Net short-term gain or (loss)**	13			30,038.
14 **Net long-term gain or (loss):**				
a Total for year	14a			-573,691.
b Unrecaptured section 1250 gain (see line 18 of the wrksht)	14b			
c 28% rate gain	14c			
15 **Total net gain or (loss).** Combine lines 13 and 14a ▶	15			-543,653.

Note: *If line 15, column (3), is a net gain, enter the gain on Form 1041, line 4 (or Form 990-T, Part I, line 4a) If lines 14a and 15, column (2), are net gains, go to Part V, and* **do not** *complete Part IV If line 15, column (3), is a net loss, complete Part IV and the* ***Capital Loss Carryover Worksheet,*** *as necessary*

Part IV Capital Loss Limitation

16 Enter here and enter as a (loss) on Form 1041, line 4 (or Form 990-T, Part I, line 4c, if a trust), the **smaller** of
a The loss on line 15, column (3) **or** b $3,000 . . . 16 (3,000.)

Note: *If the loss on line 15, column (3), is more than $3,000,* **or** *if Form 1041, page 1, line 22 (or Form 990-T, line 34), is a loss, complete the* ***Capital Loss Carryover Worksheet*** *on page 7 of the instructions to figure your capital loss carryover*

Part V Tax Computation Using Maximum Capital Gains Rates

Form 1041 filers. Complete this part **only** if both lines 14a and 15 in column (2) are gains, or an amount is entered in Part I or Part II and there is an entry on Form 1041, line 2b(2), **and** Form 1041, line 22, is more than zero

Caution: *Skip this part and complete the worksheet on page 8 of the instructions if*

- *Either line 14b, col (2) or line 14c, col. (2) is more than zero, or*
- *Both Form 1041, line 2b(1), and Form 4952, line 4g are more than zero*

Form 990-T trusts. Complete this part **only** if both lines 14a and 15 are gains, or qualified dividends are included in income in Part I of Form 990-T, **and** Form 990-T, line 34, is more than zero Skip this part and complete the worksheet on page 8 of the instructions if either line 14b, col (2) or line 14c, col (2) is more than zero

17 Enter taxable income from Form 1041, line 22 (or Form 990-T, line 34)	17	
18 Enter the **smaller** of line 14a or 15 in column (2) but not less than zero	18	
19 Enter the estate's or trust's qualified dividends from Form 1041, line 2b(2) (or enter the qualified dividends included in income in Part I of Form 990-T)	19	
20 Add lines 18 and 19	20	
21 If the estate or trust is filing Form 4952, enter the amount from line 4g, otherwise, enter -0- ▶	21	
22 Subtract line 21 from line 20 If zero or less, enter -0-	22	
23 Subtract line 22 from line 17 If zero or less, enter -0-	23	
24 Enter the **smaller** of the amount on line 17 or $2,300	24	
25 Is the amount on line 23 equal to or more than the amount on line 24? ☐ **Yes.** Skip lines 25 and 26, go to line 27 and check the "No" box ☐ **No.** Enter the amount from line 23	25	
26 Subtract line 25 from line 24	26	
27 Are the amounts on lines 22 and 26 the same? ☐ **Yes.** Skip lines 27 thru 30, go to line 31 ☐ **No.** Enter the **smaller** of line 17 or line 22	27	
28 Enter the amount from line 26 (If line 26 is blank, enter -0-)	28	
29 Subtract line 28 from line 27	29	
30 Multiply line 29 by 15% (.15)	30	
31 Figure the tax on the amount on line 23. Use the 2009 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041)	31	
32 Add lines 30 and 31	32	
33 Figure the tax on the amount on line 17. Use the 2009 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041)	33	
34 **Tax on all taxable income.** Enter the **smaller** of line 32 or line 33 here and on Form 1041, Schedule G, line 1a (or Form 990-T, line 36)	34	

SCHEDULE D-1
(Form 1041)

Department of the Treasury
Internal Revenue Service

Continuation Sheet for Schedule D (Form 1041)

▶ See instructions for Schedule D (Form 1041).
▶ Attach to Schedule D to list additional transactions for lines 1a and 6a.

OMB No 1545-0092

2009

Name of estate or trust
BENJAMIN J. ROSENTHAL FOUNDATION

Employer identification number
36-2523643

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

(a) Description of property (Example 100 sh 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price (see page 4 of the instructions)	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
1a JP MORGAN CHASE #3000 SHORT-TERM	VAR	VAR	414,223.	385,587.	28,636.

1b Total. Combine the amounts in column (f). Enter here and on Schedule D, line 1b . . . . 28,636.

Name of estate or trust as shown on Form 1041 Do not enter name and employer identification number if shown on the other side	Employer identification number

Part II **Long-Term Capital Gains and Losses - Assets Held More Than One Year**

(a) Description of property (Example 100 sh 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price (see page 4 of the instructions)	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
6a JP MORGAN CHASE #3000 LONG-TERM	VAR	VAR	1,145,685.	1,717,317.	-571,632.

6b Total. Combine the amounts in column (f). Enter here and on Schedule D, line 6b . . . . -571,632.

BENJAMIN J ROSENTHAL FOUNDAT 748-W02233000
Schedule D Detail of Short-term Capital Gains and Losses

Description	Date Acquired	Date Sold	Gross Sales Price	Cost or Other Basis	Short-term Gain/Loss
100000. UBS AG JERSEY BRH MTN					
11/29/13	11/24/2008	02/27/2009	100,000.00	100,000.00	
10000. ENTRAVISION COMMUNICATIONS	08/12/2008	05/21/2009	4,747.87	35,587.00	-30,839.13
10000. UBS AG JERSEY BRH					
2/28/14	02/24/2009	09/23/2009	131,100.00	100,000.00	31,100.00
5000. HSBC USA INC					
4/29/11	04/27/2009	10/30/2009	57,975.00	50,000.00	7,975.00
10000. HSBC USA INC	12/23/2008	11/04/2009	120,400.00	100,000.00	20,400.00
Totals			414,223.00	385,587.00	28,636.00

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BENJAMIN J ROSENTHAL FOUNDAT 748-W02233000
Schedule D Detail of Long-term Capital Gains and Losses

Description	Date Acquired	Date Sold	Gross Sales Price	Cost or Other Basis	Long-term Gain/Loss
15% RATE CAPITAL GAINS (LOSSES)					
100000. CREDIT SUISSE INTL MTN					
2/27/09	08/20/2007	02/27/2009	53,959.24	100,000.00	-46,040.76
46000. TRANSWITCH CORP	04/25/2006	03/24/2009	10,136.81	107,008.90	-96,872.09
3000. LUXOTTICA GROUP S P A					
SPONSORED ADR	02/12/2008	04/20/2009	49,479.52	86,129.10	-36,649.58
500. COSTCO WHOLESALE CORP	02/09/2001	04/29/2009	23,890.38	20,468.75	3,421.63
1000. E M C CORP MA	07/13/2006	04/29/2009	12,261.68	10,052.00	2,209.68
500. NESTLE S A SPONSORED ADR	07/09/2003	04/29/2009	16,444.57	10,166.00	6,278.57
2000. SARA LEE CORP	08/08/2007	04/29/2009	16,603.57	32,588.20	-15,984.63
200000. CREDIT SUISSE MTN					
11.000% 4/30/09	04/24/2008	04/30/2009	120,528.40	200,000.00	-79,471.60
200000. CREDIT SUISSE FIRST BOSTON					
7/29/11	07/24/2007	06/04/2009	102,980.00	200,000.00	-97,020.00
200000. JPMORGAN CHASE BK MTN					
6/30/11	12/21/2007	06/05/2009	113,900.00	200,000.00	-86,100.00
100000. CREDIT SUISSE INTL MTN					
12/30/11	07/24/2007	06/24/2009	94,570.00	100,000.00	-5,430.00
200000. CREDIT SUISSE INTL MTN					
10/30/12	10/23/2007	06/24/2009	180,500.00	200,000.00	-19,500.00
3000. SARA LEE CORP	08/08/2007	07/21/2009	31,420.28	48,882.30	-17,462.02
11158. CITIGROUP INC	04/10/2008	08/12/2009	43,626.64	43,525.49	101.15
.8 CITIGROUP INC	04/10/2008	08/14/2009	3.36	3.12	0.24
14995. CITIGROUP INC	04/10/2008	09/03/2009	70,165.78	58,492.99	11,672.79
100000. JPMORGAN CHASE BK MTN					
10/29/10	10/24/2007	09/23/2009	59,300.00	100,000.00	-40,700.00
100000. JPMORGAN CHASE BK MTN					
8/02/11	01/28/2008	09/23/2009	75,450.00	100,000.00	-24,550.00
10000. UBS AG JERSEY BRH					
11/30/09	05/27/2008	11/30/2009	70,464.27	100,000.00	-29,535.73
TOTAL 15% RATE CAPITAL GAINS (LOSSES)			1145685.00	1717317.00	-571,632.00
Totals			1145685.00	1717317.00	-571,632.00

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

Application for Extension of Time To File an Exempt Organization Return

OMB No 1545-1709

▶ File a separate application for each return

- If you are filing for an **Automatic 3-Month Extension, complete only Part I** and check this box . . . . ▶ [X]
- 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 From 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 File by the due date for filing your return See instructions	Name of Exempt Organization BENJAMIN J. ROSENTHAL FOUNDATION	**Employer identification number** 36-2523643
	Number, street, and room or suite no If a P O box, see instructions P.O. BOX 166037	
	City, town or post office, state, and ZIP code For a foreign address, see instructions CHICAGO, IL 60616-6037	

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
[X] Form 990-PF	[ ] Form 1041-A	[ ] Form 8870

- The books are in the care of ▶ MS. ERICA WISE

Telephone No ▶ 312 961-0113 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 08/15 , 2010 , to file the exempt organization return for the organization named above The extension is for the organization's return for.

▶ [X] calendar year 2009 or
▶ [ ] tax year beginning ______ , ____ , and ending ______ , ____

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**	$ 1,055.
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**	$ 0.
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**	$ 1,055.

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.

For Privacy Act and Paperwork Reduction Act Notice, see Instructions. Form **8868** (Rev 4-2009)