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Form, 990-PF

Return of Private Foundation

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

OMB No 1545-0052

| инеп | a nev | enue Service Ivute. The foundation may t | | return to satisfy state repo | rung requirements | |
|------------------------------------|--------|---|-------------------------------------|---|---|--|
| For | calen | dar year 2009, or tax year beginning SEP | 10, 2009 | , and ending | DEC 31, 2009 | |
| G | heck | all that apply. X Initial return | Initial return of a fo | ormer public charity | Final return | <u> </u> |
| | | Amended return | X Address chan | ge | Name change | |
| llee | the | Name of foundation | | | A Employer identification | number |
| | abei. | THE ELLIOTT & HARRIET | GOLDSTEIN P | RIVATE | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | |
| | erwis | TON DOS HEALT AND HEALT | | | 37-6456099 | |
| | print | | | Room/suite | B Telephone number | |
| | rtype | | , | 300 | 6157831446 | |
| See | Spec | | | 500 | | |
| Inst | ructio | INASHVILLE, TN 37215 | | | C If exemption application is p | |
| | | | | | D 1. Foreign organizations | s, CRECK Rere |
| H_(| _ | type of organization X Section 501(c)(3) ex | | | 2. Foreign organizations me check here and attach co | imputation |
| \vdash | | | Other taxable private founda | | E If private foundation sta | tus was terminated |
| | | rket value of all assets at end of year J Accounts | | Accrual | under section 507(b)(1) | (A), check here |
| • | | • | her (specify) | | F If the foundation is in a | 60-month termination |
| _ | | | mn (d) must be on cash i | basis.) | under section 507(b)(1) | (B), check here |
| Pa | irt l | Analysis of Revenue and Expenses (The total of amounts in columns (b) (c) and (c) may not | (a) Revenue and | (b) Net investment | (c) Adjusted net | (d) Disbursements |
| | | (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a)) | expenses per books | Income | income | for chantable purposes (cash basis only) |
| | 1 | Contributions, gifts, grants, etc., received | 10. | | N/A | |
| | 2 | Check X If the foundation is not required to attach Sch. B | | | | |
| | 3 | Interest on savings and temporary cash investments | <u> </u> | | 111. | } |
| | Δ. | Dividends and interest from securities | | | | |
| | 52 | Gross rents | | | | · |
| | | | *** | | | |
| | _ | Net rental income or (loss) | | | | ' IIIII |
| æ | 0a | Net gain or (loss) from sale of assets not on line 10 Gross sales price for all | | | | |
| ē | B | assets on line 6a | ,,, ,, ,,,,,,,,,,,,,,,,,,,,,,,,,,,, | | | , ,,,,,,,, |
| Revenue | 7 | Capital gain net income (from Part IV, line 2) | | 0. | | |
| ₹_ | 8 | Net short-term capital gain | | | | |
| 2 | 9 | Income modifications Gross sales less returns | | | | |
| Ź | 10a | and allowances . | | - 141, | | |
| | b | Less Cost of goods sold | | *************************************** | | |
| ر | C | Gross profit or (loss) | | | | -1 |
| | 11 | Other income . | | | | |
| _ | 12 | Total. Add lines 1 through 11 | 10. | 0. | <u></u> | |
| <u>_</u> | 13 | Compensation of officers, directors, trustees, etc | 0. | 0. | | 0. |
| 2 2 | 14 | Other employee salaries and wages | | | | |
| 2 | 15 | Pension plans, employee benefits | | | | |
| Ses. | 1 | Legal fees | | | | |
| eis | 1 | Accounting fees | | | - | |
| × | 1 | Other professional fees | DE | CENTED | | |
| Je E | 17 | Interest | | , | | |
| Operating and Administrative Expen | 18 | Taxes | | SC | | |
| str | | | UA P | G 2 9 2011 | | |
| Ē | 19 | Depreciation and depletion | , He | | | |
| Ę | 20 | Occupancy | <u> </u> | | _ | |
| P | 21 | Travel, conferences, and meetings | 1 00 | | | |
| a | 22 | Printing and publications | | | | · |
| ing | 23 | Other expenses | | | | |
| rat | 24 | Total operating and administrative | _ | | | |
| þe | | expenses. Add lines 13 through 23 | 0. | 0. | | 0. |
| O | 25 | Contributions, gifts, grants paid | | | | |
| | 26 | Total expenses and disbursements. | | | | |
| _ | 1 | Add lines 24 and 25 | 0. | 0. | _ | 0. |
| | 27 | Subtract line 26 from line 12 | | | | |
| | - | Excess of revenue over expenses and disbursements | 10. | | | |
| | ı | Net investment income (if negative, enter -0-) | , , , , , , , , , , , , , , , , , , | 0. | ., ., ., | |
| | ı | Adjusted net income (if negative, enter -0-) | | | N/A | |
| 2005 | | | L | · · · · · · · · · · · · · · · · · · · | | |

| orm 9 | 90-PF (2009) FDN, DBA HIGHLAND VINEYA | | | 6456099 | Page 2 |
|---|--|-------------------|----------------|-----------------------------------|----------------|
| Par | Balance Sheets Attached schedules and amounts in the description column should be for end-of-year amounts only | Beginning of year | | of year | |
| | | (a) Book Value | (b) Book Value | (c) Fair Market | Value |
| | Cash - non-interest-bearing | | 10. | | |
| | Savings and temporary cash investments Accounts receivable | | , .,,,, | <u> </u> | -,. |
| 3 | Less allowance for doubtful accounts | Î | | 1 | |
| 4 | Pledges receivable | | , | | |
| | Less allowance for doubtful accounts | į | | | |
| 5 | | | | | |
| 6 | | | | | |
| | disqualified persons | | | | |
| 7 | Other notes and loans receivable | | | | |
| | Less allowance for doubtful accounts | ĺ | | 1 | |
| 2 8 | Inventories for sale or use | | | | |
| 9 9 | Prepaid expenses and deferred charges | | | | · · |
| ž 10 | a Investments - U.S. and state government obligations | | <u></u> | | |
| | b Investments - corporate stock | | • | | |
| | c Investments - corporate bonds | | | | |
| 11 | Investments - land, buildings, and equipment basis | | | | |
| | Less: accumulated depreciation | | | | |
| 12 | Investments - mortgage loans | | | | |
| 13 | Investments - other | | | | |
| 14 | Land, buildings, and equipment basis | | | | |
| | Less. accumulated depreciation | | | | |
| 15 | Other assets (describe | | | | |
| - | | | 1.0 | | |
| | Total assets (to be completed by all filers) | 0. | 10. | | 10. |
| 17 | | | | | |
| 18 | | | | | |
| g 19 | · · · · · · · · · · · · · · · · · · · | | | | |
| | | | | | |
| 5 21 | , , | | | | |
| 22 | Other liabilities (describe | | | | |
| 23 | Total liabilities (add lines 17 through 22) | 0. | 0. | | |
| - - 0 | Foundations that follow SFAS 117. check here | | | | |
| İ | and complete lines 24 through 26 and lines 30 and 31. | | | | |
| 8 24 | , | | | | |
| 25 | | | | | |
| 26 | · · · | | | | |
| 25 26 26 26 26 26 26 26 26 26 26 26 26 26 | Foundations that do not follow SFAS 117, check here | | | | |
| [| and complete lines 27 through 31. | | | | |
| 0 27 يو | Capital stock, trust principal, or current funds | 0. | 0. | | |
| 7 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 | Paid-in or capital surplus, or land, bldg , and equipment fund | 0. | 0. | | |
| 2 29 | | 0. | 10. | | |
| <u>5</u> 30 | Total net assets or fund balances | 0. | 10. | | |
| | | | 10 | | |
| 31 | Total liabilities and net assets/fund balances | 0. | 10. | | |
| Par | Analysis of Changes in Net Assets or Fund B | alances | | | |
| l Tot | al net assets or fund balances at beginning of year - Part II, column (a), line | 30 | | | |
| | ust agree with end-of-year figure reported on prior year's return) | | . 1 | | 0. |
| | er amount from Part I, line 27a | | 2 | · · · · · · · · · · · · · · · · · | 10. |
| 3 Oth | er increases not included in line 2 (itemize) | | 3 | | 0. |

| 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 | | 0. |
| 2 | Enter amount from Part I, line 27a | 2 | | 10. |
| 3 | Other increases not included in line 2 (itemize) | 3 | Ī., | 0. |
| 4 | Add lines 1, 2, and 3 | 4 | | 10. |
| 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 | | 10. |

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THE ELLIOTT & HARRIET GOLDSTEIN PRIVATE

Form 990-PF (2009)

FDN, DBA HIGHLAND VINEYARD FOUNDATION

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|------|--------|--------|
| | | |

| Part IV Capital Gains | and Losses for Tax on Ir | nvestmen | t Income | | | | | |
|---|--|--|---------------------------------------|-----------|--|--------|---|------------------------------------|
| | ribe the kind(s) of property sold (e g rehouse, or common stock, 200 sh | | | (b) | How acquired - Purchase - Donation | | Date acquired no , day, yr) | (d) Date sold (mo , day, yr) |
| 1a | | | | | | | | |
| b NO | NE | | | | | | | |
| C | | | | | | | | |
| d | | | | | | | | |
| 8 | | | | | | | | |
| (e) Gross sales price | (f) Depreciation allowed (or allowable) | | st or other basis expense of sale | | | | (h) Gain or (loss) plus (f) minus | |
| a | | | | | | | | |
| _b | | | | | | | | |
| С | | | | | | | | |
| <u>d</u> | | | | | | | | |
| <u>e</u> | | | 10/01/00 | _ | | | | |
| Complete only for assets showin | g gain in column (h) and owned by | | | _ | | | ins (Col. (h) gain , but not less thai | |
| (i) F M V as of 12/31/69 | (j) Adjusted basis as of 12/31/69 | . , , | cess of col (i) col (j), if any | | | Lo | sses (from col (| h)) |
| | 23 01 12/01/03 | 0,01 | ()/, 11 ally | | | | | |
| 3 | · · · · · · · · · · · · · · · · · · · | | | | | | | |
| <u>b</u> | | | | | | | | |
| c d | | <u> </u> | | - | | | | |
| e | | | | | | | | |
| | (# | 0-41 1 | | 5 | | | | |
| 2 Capital gain net income or (net ca | pital loss) { If gain, also ente If (loss), enter -0 | r in Part I, line - in Part I, line | 7 |) | 2 | | | |
| 3 Net short-term capital gain or (los | | nd (6) [.] | | ٦ | | | | |
| If gain, also enter in Part I, line 8, | column (c) | | | - - | | | | |
| If (loss), enter -0- in Part I, line 8 Part V Qualification U | nder Section 4940(e) for | Reduced | I Tay on Net | ر Inv | estment | ncon | 30 | |
| <u> </u> | | | | | | HCOH | <u></u> | N/A |
| (For optional use by domestic private | toundations subject to the section | 4940(a) tax or | i net investment in | come |) | | | N/A |
| If section 4940(d)(2) applies, leave th | nis part blank | | | | | | | |
| Was the foundation liable for the sec | tion 4042 tay on the distributable an | nount of any v | nar in the bace no | 1042 | | | | Yes No |
| If "Yes," the foundation does not qual | | , , | • | 100 / | | | | Yes NO |
| | each column for each year, see instr | | | es | | | | |
| (a) | (b) | | , , , , , , , , , , , , , , , , , , , | (c) | | Ţ | | (d) |
| Base periód years Calendar year (or tax year beginnii | منام مشابكة المحمدينات في المحمدينات في المحمدينات في المحمدينات المحمدينات في المحمدينات في المحمدينات المحمد | tributions | Net value of no | | | ets | | oution ratio rided by col. (c)) |
| 2008 | | | | | | | (| |
| 2007 | | | | | | | | |
| 2006 | | | | | | ľ | | |
| 2005 | | | | | | | | |
| 2004 | | | | | | | | |
| | | | | | | | | |
| 2 Total of line 1, column (d) | | | | | | | 2 | |
| 3 Average distribution ratio for the | 5-year base period - divide the total | on line 2 by 5, | or by the number | of ye | ars | | | |
| the foundation has been in exister | nce if less than 5 years | | | | | _ | 3 | |
| | | | | | | | | |
| 4 Enter the net value of noncharitat | ole-use assets for 2009 from Part X, | line 5 | | | | Ĺ | 4 | |
| | | | | | | | 1 | |
| 5 Multiply line 4 by line 3 | | | - | | | | 5 | |
| | | | | | | | | |
| 6 Enter 1% of net investment incon | ne (1% of Part I, line 27b) | | | | | . - | 6 | |
| 7 Add lines Food C | | | | | | j | , | |
| 7 Add lines 5 and 6 | | | | | | - | 7 | |
| 8 Enter qualifying distributions from | n Part XII, line 4 | | | | | | 8 | |
| If line 8 is equal to or greater than See the Part VI instructions | n line 7, check the box in Part VI, line | tb, and comp | olete that part usin | g a 1 | % tax rate. | | | |
| See the Part VI Instructions | | | | | | | | |

THE ELLIOTT & HARRIET GOLDSTEIN PRIVATE

| FOIII | | | <u> </u> | | Page 4 |
|-------|---|---------|-------------|-------|----------|
| Pa | int VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 494 | 8 - see | e instru | ıctio | ns) |
| 1a | Exempt operating foundations described in section 4940(d)(2), check here and enter "N/A" on line 1 | | | | |
| | Date of ruling or determination letter (attach copy of letter if necessary-see instructions) | | | | |
| b | Domestic foundations that meet the section 4940(e) requirements in Part V, check here and enter 1% | 1 | | | 0. |
| | of Part I, line 27b | | | | |
| 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-) | 1 | | | 0. |
| 5 | Tax based on investment income. Subtract line 4 from line 3 If zero or less, enter -0- | 5 | | | 0. |
| 6 | Credits/Payments | | | | |
| а | 2009 estimated tax payments and 2008 overpayment credited to 2009 6a | | | | |
| b | Exempt foreign organizations - tax withheld at source | | | | |
| C | Tax paid with application for extension of time to file (Form 8868) | | | | |
| d | Backup withholding erroneously withheld . 6d | | | | |
| 7 | Total credits and payments. Add lines 6a through 6d | 7 | | | 0. |
| 8 | Enter any penalty for underpayment of estimated tax. Check here if Form 2220 is attached | 3 | | | |
| 9 | Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed |) | | | 0. |
| 10 | Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid | 0 | | | |
| _ | Enter the amount of line 10 to be Credited to 2010 estimated tax ▶ Refunded ▶ 1 | 1 | | | |
| | rt VII-A Statements Regarding Activities | | | | T |
| 1a | During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in | | <u> </u> | Yes | - |
| | any political campaign? | | 1a | | X |
| b | Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see 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 | r | | | |
| | distributed by the foundation in connection with the activities. | | ł | | |
| | Did the foundation file Form 1120-POL for this year? | | 10 | | X |
| đ | Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year. | | | | |
| _ | (1) On the foundation > \$ 0. (2) On foundation managers > \$ 0. | | | | |
| 8 | Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation | | | | |
| 2 | managers \$ 0. | | | | v |
| 2 | Has the foundation engaged in any activities that have not previously been reported to the IRS? | | 2 | | X |
| • | If "Yes," attach a detailed description of the activities. Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or | | | | |
| J | bylaws, or other similar instruments? If "Yes," attach a conformed copy of the changes | | | | Х |
| Aa | Did the foundation have unrelated business gross income of \$1,000 or more during the year? | | 3_ | | X |
| | | N/A | 4a 4b | | A |
| | Was there a liquidation, termination, dissolution, or substantial contraction during the year? | 117 11 | 5 | | Х |
| • | If "Yes," attach the statement required by General Instruction T. | | • | | 1 |
| 6 | Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either | | | | |
| Ť | 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 | | Х |
| 7 | Did the foundation have at least \$5,000 in assets at any time during the year? | | 7 | | X |
| - | If "Yes," complete Part II, col. (c), and Part XV. | | 1 | | <u> </u> |
| 8a | Enter the states to which the foundation reports or with which it is registered (see instructions) | | | | |
| | GA | | - | | |
| 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) | | - | | |
| | | N/A | 8b | • | 1 |
| 9 | Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calenda | | | | |
| | year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV)? If "Yes," complete Part XIV | | 9 | | x |
| 10 | Did any persons become substantial contributors during the tay year? | | 10 | Y | Γ |

| | · | | | | |
|----|--|-----------------|------------|---------|--------|
| ٠ | THE ELLIOTT & HARRIET GOLDSTEIN PRIVATE | | | | |
| | | <u>37–6456</u> | <u>099</u> | | Page ! |
| | art VII-A Statements Regarding Activities (continued) | | | | |
| 11 | At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of | | | | |
| | section 512(b)(13)? If "Yes," attach schedule (see instructions) | - | 11 | | X |
| 12 | Did the foundation acquire a direct or indirect interest in any applicable insurance contract before | | | | |
| | August 17, 2008? | | 12 | | X |
| 13 | Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address N/A | | 13 | X | |
| 14 | The books are in care of ► CUMBERLAND TRUST & INVESTMENT CO Telephone no | ▶ 615783 | 144 | 6 | |
| | Located at ▶40 BURTON HILLS BLVD, STE 300, NASHVILLE, TN | ZIP+4 ▶37 | 215 | | |
| 15 | Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here | | | | |
| | and enter the amount of tax-exempt interest received or accrued during the year | 15 | N | /A | |
| Pe | art 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? | es X No | | | |
| | (2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) | | | | |
| | a disqualified person? | es X No | | | |
| | (3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? | es X No | | | |
| | (4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? | es X 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)? | es X 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 | | | | |
| | | es X 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)? | N/A | 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 | | Х |
| 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)) | | | | |
| а | 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 | | | | |
| | <u> </u> | es 🗓 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 | i i | | | |
| | valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach | | | | |
| | statement - see instructions) | N/A | 2h | | |

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

Form 4720, to determine if the foundation had excess business holdings in 2009.)

had not been removed from jeopardy before the first day of the tax year beginning in 2009?

4a Did the foundation invest during the year any amount in a manner that would jeopardize its chantable purposes?

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,

b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that

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X

3b

4a

Yes X No

N/A

during the year?

THE ELLIOTT & HARRIET GOLDSTEIN PRIVATE Form 990-PF (2009) FDN, DBA HIGHLAND VINEYARD FOUNDATION 37-6456099 Page 6 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 Yes X No (1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? (2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, Yes X No any voter registration drive? Yes X No (3) Provide a grant to an individual for travel, study, or other similar purposes? (4) Provide a grant to an organization other than a charitable, etc., organization described in section Yes X No 509(a)(1), (2), or (3), or section 4940(d)(2)? (5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for Yes X No the prevention of cruelty to children or animals? b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53 4945 or in a current notice regarding disaster assistance (see instructions)? N/A 5b Organizations relying on a current notice regarding disaster assistance check here c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained 🗌 Yes 🔲 No N/A expenditure responsibility for the grant? 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 Yes X No a personal benefit contract? ... 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. Yes X No 7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? 7b b If yes, did the foundation receive any proceeds or have any net income attributable to the transaction? Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors List all officers, directors, trustees, foundation managers and their compensation. (d) Contributions to employee benefit plans and deferred (b) Title, and average hours per week devoted to position (c) Compensation (e) Expense account, other (If not paid, enter -0-) (a) Name and address compensation allowances LIL FRIEDLANDER CO-TRUSTEE 886 AMSTERDAM AVE NE ATLANTA, GA 30306 2.50 0 0 0. BURTON GOLDSTEIN CO-TRUSTEE 124 FERN LANE CHAPEL HILL, GA 27514 4.00 0 0 0. WACHOVIA BANK, DIVISION OF WELLS FARGCO-TRUSTEE 100 NORTH MAIN STREET WINSTON SALEM, NC 27150 0.00 0 0. 0. 2 Compensation of five highest-paid employees (other than those included on line 1). If none, enter "NONE." (d) Contributions to employee benefit plans and deferred (e) Expense ccount, other (b) Title, and average (a) Name and address of each employee paid more than \$50,000 hours per week devoted to position (c) Compensation allowances NONE

Total number of other employees paid over \$50,000

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| 2 LIVE D | ghest-paid independent contractors for professional services. If none, enter "NONE." | | |
|-----------|--|--------|------------------|
| | (a) Name and address of each person paid more than \$50,000 (b) Type of service | | (c) Compensation |
| | NONE | | |
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| Total nun | ber of others receiving over \$50,000 for professional services | | 0 |
| Part D | -A Summary of Direct Charitable Activities | | |
| | undation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the | _ [| |
| number o | organizations and other beneficiaries served, conferences convened, research papers produced, etc | | Expenses |
| 1 | N/A | | - |
| | | | |
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| 2 | | | |
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| 3 | | _ | |
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| | | | : |
| 4 | | | |
| | | | |
| Part D | -B Summary of Program-Related Investments | | • |
| | he two largest program-related investments made by the foundation during the tax year on lines 1 and 2 | | Amount |
| 1 | N/A | _ | |
| | | \neg | |
| | | | |
| 2 | | | |
| | | | |
| | | | |
| • | rogram-related investments. See instructions | | |
| 3 | | _ | |
| | | 1 | |
| | | | |

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| Part X Minimum Investment Return (All domest | c foundations must complete this part. Foreign foundation | ns, see instructions) |
|---|---|-----------------------|
| 1 Fair market value of assets not used (or held for use) directly in car. | rying out charitable, etc., purposes | |
| a Average monthly fair market value of securities | . la | |
| b Average of monthly cash balances | . 1b | |
| c Fair market value of all other assets | 1c. | |
| d Total (add lines 1a, b, and c) | 1d | 3. |
| e Reduction claimed for blockage or other factors reported on lines 1 | | |
| 1c (attach detailed explanation) | 1e 0. | |
| 2 Acquisition indebtedness applicable to line 1 assets | 2 | 0. |
| 3 Subtract line 2 from line 1d | 3 | 3. |
| 4 Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for | or greater amount, see instructions) | |
| 5 Net value of noncharitable-use assets. Subtract line 4 from line 3 | Enter here and on Part V, line 4 | 3. |
| 6 Minimum investment return. Enter 5% of line 5 | 6 | 0. |
| | ction 4942(j)(3) and (j)(5) private operating foundations and certain omplete this part) | ın |
| 1 Minimum investment return from Part X, line 6 | 1 | 0. |
| 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 | 0. |
| 4 Recoveries of amounts treated as qualifying distributions | 4 | 0. |
| 5 Add lines 3 and 4 | . 5 | 0. |
| 6 Deduction from distributable amount (see instructions) | . 6 | 0. |
| 7 Distributable amount as adjusted Subtract line 6 from line 5 Enter | here and on Part XIII, line 1 7 | 0. |
| Part XII Qualifying Distributions (see instructions) | | |
| 1 Amounts paid (including administrative expenses) to accomplish cl | 1 1 | • |
| a Expenses, contributions, gifts, etc - total from Part I, column (d), li | | 0. |
| b Program-related investments - total from Part IX-B | 1b | 0. |
| 2 Amounts paid to acquire assets used (or held for use) directly in ca | rrying out charitable, etc., purposes | |
| 3 Amounts set aside for specific charitable projects that satisfy the | | |
| a Suitability test (prior IRS approval required) | . <u>3a</u> | |
| b Cash distribution test (attach the required schedule) | . <u>3b</u> | |
| 4 Qualifying distributions. Add lines 1a through 3b. Enter here and o | | 0. |
| 5 Foundations that qualify under section 4940(e) for the reduced rate | I | • |
| income Enter 1% of Part I, line 27b | 5 | 0. |
| 6 Adjusted qualifying distributions. Subtract line 5 from line 4 | <u> </u> | 0. |
| Note. The amount on line 6 will be used in Part V, column (b), in st 4940(e) reduction of tax in those years | obsequent years when calculating whether the foundation qualifies | for the section |

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Part XIII Undistributed Income (see instructions)

| | (a) Corpus | (b) Years prior to 2008 | (c) 2008 | (d) 2009 |
|---|---------------|---|---------------------------------------|-------------------|
| 1 Distributable amount for 2009 from Part XI, | | , dans prist to 2000 | | 2003 |
| line 7 | | · · · · · · · · · · · · · · · · · · · | , | 0. |
| 2 Undistributed income, if any, as of the end of 2009 | | | | |
| a Enter amount for 2008 only | | | 0. | |
| b Total for prior years | | 0. | | |
| 3 Excess distributions carryover, if any, to 2009 | | 0. | | |
| a From 2004 | | | | |
| b From 2005 | | | | |
| c From 2006 | | | | |
| d From 2007 | | | | |
| e From 2008 | | | | |
| f Total of lines 3a through e | 0. | | | |
| 4 Qualifying distributions for 2009 from | | ••••••••••••••••••••••••••••••••••••••• | | |
| Part XII, line 4 ►\$0. | | | | |
| a Applied to 2008, but not more than line 2a | | | 0. | |
| b Applied to undistributed income of prior | .'' .! .'.! | | , , , , , , , , , , , , , , , , , , , | |
| years (Election required - see instructions) | | 0. | | |
| c Treated as distributions out of corpus | | · | | h******* 'h* '-,- |
| (Election required - see instructions) | 0. | | | |
| d Applied to 2009 distributable amount | | H117-141H11111 111 111 111 111 111 111 111 11 | - 1-1 | 0. |
| e Remaining amount distributed out of corpus | 0. | | | |
| 5 Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a) | 0. | ····· | | 0. |
| 6 Enter the net total of each column as indicated below: | | | | |
| 2 Corpus Add lines 3f, 4c, and 4e. Subtract line 5 | 0. | | | |
| b Prior years' undistributed income Subtract | | | | ····· |
| line 4b from line 2b | | 0. | | |
| c Enter the amount of pnor years' | | | | |
| undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed | | 0. | | |
| d Subtract line 6c from line 6b. Taxable | | | | ······ |
| amount - see instructions | | 0. | | |
| e Undistributed income for 2008 Subtract line | | | | |
| 4a from line 2a Taxable amount - see instr | | | 0. | |
| f Undistributed income for 2009 Subtract | | | | |
| lines 4d and 5 from line 1. This amount must | | | | |
| be distributed in 2010 | | | | 0. |
| 7 Amounts treated as distributions out of | | | | |
| corpus to satisfy requirements imposed by | | | | |
| section 170(b)(1)(F) or 4942(g)(3) | 0. | | | |
| 8 Excess distributions carryover from 2004 | | | | |
| not applied on line 5 or line 7 | 0. | | | |
| 9 Excess distributions carryover to 2010. | | | | |
| Subtract lines 7 and 8 from line 6a | 0. | | | |
| 10 Analysis of line 9 | | | | |
| a Excess from 2005 | | | | |
| b Excess from 2006 | | | | |
| c Excess from 2007 | | | | |
| d Excess from 2008 | | | | |
| e Excess from 2009 | | | | |

THE ELLIOTT & HARRIET GOLDSTEIN PRIVATE Form 990-PF (2009) FDN, DBA HIGHLAND VINEYARD FOUNDATION 37-6456099 Page 10 Part XIV | Private Operating Foundations (see instructions and Part VII-A, question 9) N/A 1 a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, enter the date of the ruling b Check box to indicate whether the foundation is a private operating foundation described in section 4942(j)(3) or 4942(1)(5) Tax year Prior 3 years 2 a Enter the lesser of the adjusted net (a) 2009 (b) 2008 (c) 2007 (d) 2006(e) Total 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 Complete 3a, b, or c for the alternative test relied upon. a "Assets" alternative test - enter (1) Value of all assets (2) Value of assets qualifying under section 4942(j)(3)(B)(i) b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed c "Support" alternative test - enter (1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties) (2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(III) (3) Largest amount of support from an exempt organization (4) Gross investment income Part XV Supplementary Information (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year-see the instructions.) 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)) 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 Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs: Check here 🕨 🚻 if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc (see instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d a The name, address, and telephone number of the person to whom applications should be addressed

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c Any submission deadlines

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

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

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Part XV Supplementary Information (continued)

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| Grants and Contributions Paid During the Recipient | If recipient is an individual. | | | |
|---|--|--------------------------------------|----------------------------------|--------|
| 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 |
| Paid during the year | | | | |
| | | | | |
| NONE | | | | |
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| Total | | | ▶ 3a | |
| Approved for future payment | | | | |
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| NONE | | | | |
| HONE | | | | |
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| r gross amounts unless otherwise indicated rogram service revenue Fees and contracts from government agencies Membership dues and assessments interest on savings and temporary cash investments invidends and interest from securities let rental income or (loss) from real estate Debt-financed property Not debt-financed property | | (b) Amount | Exclusion code | (d) Amount | (e) Related or exempt function income |
|--|----------------------|----------------------|----------------|---------------|---------------------------------------|
| Fees and contracts from government agencies flembership dues and assessments interest on savings and temporary cash investments invidends and interest from securities let rental income or (loss) from real estate Debt-financed property | | Amount | code | Amount | iuicum income |
| Fees and contracts from government agencies flembership dues and assessments interest on savings and temporary cash investments invidends and interest from securities let rental income or (loss) from real estate Debt-financed property | | | | | |
| Fees and contracts from government agencies flembership dues and assessments interest on savings and temporary cash investments invidends and interest from securities let rental income or (loss) from real estate Debt-financed property | | | | | |
| Fees and contracts from government agencies Membership dues and assessments Interest on savings and temporary cash Investments Invidends and interest from securities let rental income or (loss) from real estate Debt-financed property | - | | | | |
| Fees and contracts from government agencies flembership dues and assessments nterest on savings and temporary cash nvestments nvidends and interest from securities let rental income or (loss) from real estate Debt-financed property | | | | | |
| Fees and contracts from government agencies flembership dues and assessments interest on savings and temporary cash investments invidends and interest from securities let rental income or (loss) from real estate Debt-financed property | | | | | |
| Membership dues and assessments Interest on savings and temporary cash Investments Invidends and interest from securities let rental income or (loss) from real estate Debt-financed property | | | | | |
| Membership dues and assessments Interest on savings and temporary cash Investments Invidends and interest from securities let rental income or (loss) from real estate Debt-financed property | | | | | |
| nterest on savings and temporary cash evestments evidends and interest from securities let rental income or (loss) from real estate Debt-financed property | | | | | |
| ivestments ividends and interest from securities let rental income or (loss) from real estate Debt-financed property | | | | | |
| ividends and interest from securities let rental income or (loss) from real estate Debt-financed property | | - | | | |
| let rental income or (loss) from real estate Debt-financed property | | | | | |
| Debt-financed property | | | - | | |
| · · · | | | | | |
| Not debt-financed property . | · | | | | |
| the state of the s | ļ | | | | |
| let rental income or (loss) from personal | | | | | |
| roperty | | | | | |
| ther investment income | | | | | |
| ain or (loss) from sales of assets other | | | | | |
| nan inventory | | | | | |
| let income or (loss) from special events | | | | | |
| iross profit or (loss) from sales of inventory | | | | | |
| ther revenue | | | | | |
| · . | - | | | | |
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| | - | | | | |
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| | - | | | | |
| ubtotal Add columns (b), (d), and (e) | | |). | 0. | |
| otal. Add line 12, columns (b), (d), and (e) | | | | 13 | · |
| worksheet in line 13 instructions to verify calculations) | | | | | |
| Relationship of Activities e No. Explain below how each activity for which incomplete the foundation's exempt purposes (other than | ome is reported in c | olumn (e) of Part XV | | | olishment of |
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|--|---|-----|-----|--------|--|--|--|--|
| Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable | | | | | | | | |
| 1 | Exempt Organizations the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of | | Yes | No | | | | |
| | the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations? | | | | | | | |
| _ | Transform from the secondary foundation to a complementation assessment assessment of | 1 7 | : 1 | i | | | | |

| | Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of | | | | | | Yes | No | | | | |
|-----------|---|--------------------------------|------------------------------------|--------------------------------|---|----------------|--------|------|--|--|--|--|
| | the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations? | | | | | | | | | | | |
| a | Transfe | rs from the reporting found: | ation to a noncharitable exem | pt organization of | | | | | | | | |
| (| (1) Cas | sh . | | | | 1a(1) | | Х | | | | |
| | (2) Oth | ier assets | | | | 1a(2) | | X | | | | |
| b | Other tr | ansactions | | | | | | | | | | |
| | | es of assets to a nonchanta | ble exempt organization | | | 16(1) | | Х | | | | |
| | (2) Purchases of assets from a noncharitable exempt organization | | | | | | | X | | | | |
| | (3) Rental of facilities, equipment, or other assets | | | | | | | X | | | | |
| | | | | | | 1b(3) | | X | | | | |
| | | mbursement arrangements | - | | | 1b(4) 1b(5) | | | | | | |
| | (5) Loans or loan guarantees | | | | | | | X | | | | |
| | (6) Performance of services or membership or fundraising solicitations | | | | | | | X | | | | |
| | | | iling lists, other assets, or pai | | | 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 | | | | | | | | | | | |
| 1 | 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 rece | ived | | | | | | | | |
| (a) ⊔r | e no | (b) Amount involved | (c) Name of nonchar | table exempt organization | (f) Description of transfers, transactions, and | shanng an | angeme | ents | | | | |
| | | | N/ | A | | | | | | | | |
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| 2a | ls the fo | oundation directly or indirect | tly affiliated with, or related to | one or more tax-exempt organiz | zations described | | | | | | | |
| | ın sectio | on 501(c) of the Code (other | r than section 501(c)(3)) or ir | section 527? | | Yes | X | No | | | | |
| b | If "Yes," | complete the following sch | edule | | | | | | | | | |
| | | (a) Name of org | anization | (b) Type of organization | (c) Description of relations | ship | | | | | | |
| | | N/A | | | | | | | | | | |
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| | Under penalties of penury, 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 and complete Declaration of prepager of their than taxpayer, or fiduciarly) is based on all information of which preparer has any knowledge | | | | | | | | | | | |
| | Cumberland Trust and any apparent to | | | | | | | | | | | |
| | THRUM SAI MANA, AP SICY! CO-TRUSTEE | | | | | | | | | | | |
| 9 | Signature of officer of trustee Date Title | | | | | | | | | | | |
| Ξ[| Preparer's Date Check if Preparer | | | | | | | nber | | | | |
| Sign Here | signature Signature Signature | | | | | | | | | | | |
| ai G | signature Self-employed S | | | | | | | | | | | |
| م | lse l | f self-employed), FIFT | • | CENTER, STE 20 | · | | | | | | | |
| | ار ہے | iddress, and ZIP code ATLA | | | | 262. | ろうい | Λ | | | | |
| | | TILL NITTH | TITA, GR 30303 | 1133 | | 202. | | | | | | |