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Form 990-EZ

Short Form Return of Organization Exempt From Income Tax

OMB No 1545-1150

2009

Open to Public Inspection

Department of the Treasury Internal Revenue Service

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except black lung benefit trust or private foundation)
Sponsoring organizations of donor advised funds and controlling organizations as defined in section 512(b)(13) must file Form 990. All other organizations with gross receipts less than \$500,000 and total assets less than \$1,250,000 at the end of the year may use this form.
The organization may have to use a copy of this return to satisfy state reporting requirements.

A For the 2009 calendar year, or tax year beginning 01-01-2009, and ending 12-31-2009

B Check if applicable: Address change, Name change, Initial return, Terminated, Amended return, Application pending. C Name of organization: THE SILENT FOUNDATION. D Employer identification number: 74-2758179. E Telephone number. F Group Exemption Number.

Section 501(c)(3) organizations and 4947(a)(1) nonexempt charitable trusts must attach a completed Schedule A (Form 990 or 990-EZ). G Accounting method: Cash.

I Website: NA. H Check if the organization is not required to attach Schedule B (Form 990, 990-EZ, or 990-PF).

J Tax-Exempt status (check only one): 501(c)(3). K Check if the organization is not a section 509(a)(3) supporting organization and its gross receipts are normally not more than \$25,000.

L Add lines 5b, 6b, and 7b, to line 9 to determine gross receipts, if \$500,000 or more, file Form 990 instead of Form 990-EZ. \$ 3,808

Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances (See the instructions for Part I)

Table with 21 rows for Revenue (lines 1-9), Expenses (lines 10-17), and Net Assets (lines 18-21). Includes sub-rows for special events (6a-c) and inventory (7a-c). Total revenue is 3,808 and total expenses is 1,014.

















Part II Balance Sheets—If total assets on line 25, column (B) are \$1,250,000 or more, file Form 990 instead of Form 990-EZ

(See the instructions for Part II)

Table with 7 rows for Balance Sheets (lines 22-27). Columns (A) Beginning of year and (B) End of year. Total assets at end of year is 273,545.

Part V Other Information (Note the statement requirements in the instructions for Part V.)

Yes No

<p>33 Did the organization engage in any activity not previously reported to the IRS? If "Yes," attach a detailed description of each activity</p>	<p>33</p>		<p>No</p>
<p>34 Were any changes made to the organizing or governing documents? If "Yes," attach a conformed copy of the changes </p>	<p>34</p>	<p>Yes</p>	
<p>35 If the organization had income from business activities, such as those reported on lines 2, 6a, and 7a (among others), but not reported on Form 990-T, attach a statement explaining why the organization did not report the income on Form 990-T</p>			
<p>a Did the organization have unrelated business gross income of \$1,000 or more or was it subject to section 6033 (e) notice, reporting, and proxy tax requirements?</p>	<p>35a</p>		<p>No</p>
<p>b If "Yes," has it filed a tax return on Form 990-T for this year?</p>	<p>35b</p>		
<p>36 Did the organization undergo a liquidation, dissolution, termination, or significant disposition of net assets during the year? If "Yes," complete applicable parts of Schedule N </p>	<p>36</p>		<p>No</p>
<p>37a Enter amount of political expenditures, direct or indirect, as described in the instructions  37a _____</p>			
<p>b Did the organization file Form 1120-POL for this year?</p>	<p>37b</p>		<p>No</p>
<p>38a Did the organization borrow from, or make any loans to, any officer, director, trustee, or key employee or were any such loans made in a prior year and still outstanding at the end of the period covered by this return?</p>	<p>38a</p>		<p>No</p>
<p>b If "Yes," complete Schedule L, Part II and enter the total amount involved</p>	<p>38b</p>		
<p>39 <i>Section 501(c)(7) organizations.</i> Enter</p>			
<p>a Initiation fees and capital contributions included on line 9</p>	<p>39a</p>		
<p>b Gross receipts, included on line 9, for public use of club facilities</p>	<p>39b</p>		
<p>40a <i>Section 501(c)(3) organizations.</i> Enter amount of tax imposed on the organization during the year under section 4911 , section 4912 , section 4955  _____</p>			
<p>b <i>Section 501(c)(3) and 501(c)(4) organizations.</i> Did the organization engage in any section 4958 excess benefit transaction during the year or is it aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? If "Yes," complete Schedule L, Part I</p>	<p>40b</p>		<p>No</p>
<p>c <i>Section 501(c)(3) and 501(c)(4) organizations.</i> Enter amount of tax imposed on organization managers or disqualified persons during the year under sections 4912, 4955, and 4958 . . .  _____</p>			
<p>d <i>Section 501(c)(3) and 501(c)(4) organizations.</i> Enter amount of tax on line 40c reimbursed by the organization  _____</p>			
<p>e <i>All organizations.</i> At any time during the tax year, was the organization a party to a prohibited tax shelter transaction? If "Yes," complete Form 8886-T</p>	<p>40e</p>		<p>No</p>
<p>41 List the states with which a copy of this return is filed  _____</p>			
<p>42a The organization's books are in care of  <u>CC AREA COUNCIL FOR THE DEAF</u> Telephone no  <u>(361) 993-1154</u> Located at  <u>5151 MCARDLE</u> <u>CORPUS CHRISTI, TX</u> ZIP + 4  <u>784113911</u></p>			
<p>b At any time during the calendar year, did the organization have an interest in or a signature or other authority over a financial account in a foreign country (such as a bank account, securities account, or other financial account)?</p>	<p>42b</p>	<p>Yes No</p>	<p>No</p>
<p>If "Yes," enter the name of the foreign country  _____ See the instructions for exceptions and filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts.</p>			
<p>c At any time during the calendar year, did the organization maintain an office outside of the U S ?</p>	<p>42c</p>		<p>No</p>
<p>If "Yes," enter the name of the foreign country  _____</p>			
<p>43 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-EZ in lieu of Form 1041—Check here  and enter the amount of tax-exempt interest received or accrued during the tax year 43 _____</p>	<p>43</p>		
<p>44 Did the organization maintain any donor advised funds? If "Yes", Form 990 must be completed instead of Form 990-EZ.</p>	<p>44</p>	<p>Yes No</p>	<p>No</p>
<p>45 Is any related organization a controlled entity of the organization within the meaning of section 512(b)(13)? If "Yes", Form 990 must be completed instead of Form 990-EZ.</p>	<p>45</p>		<p>No</p>

Part VI Section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts only.

All section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts must answer questions 46-49b and complete the tables for lines 50 and 51.

	Yes	No
46 Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If "Yes," complete Schedule C, Part I		No
47 Did the organization engage in lobbying activities? If "Yes," complete Schedule C, Part II		No
48 Is the organization a school described in section 170(b)(1)(A)(ii)? If "Yes," complete Schedule E		No
49a Did the organization make any transfers to an exempt non-charitable related organization?		No
49b If "Yes," was the related organization a section 527 organization?		

50 Complete this table for the organization's five highest compensated employees (other than officers, directors, trustees and key employees) who each received more than \$100,000 of compensation from the organization. If there is none, enter "None."

(a) Name and address of each employee paid more than \$100,000	(b) Title and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans & deferred compensation	(e) Expense account and other allowances
NONE				

50(f) Total number of other employees paid over \$100,000

51 Complete this table for the organization's five highest compensated independent contractors who each received more than \$100,000 of compensation from the organization. If there is none, enter "None."

(a) Name and address of each independent contractor paid more than \$100,000	(b) Type of service	(c) Compensation
NONE		

51(d) Total number of other independent contractors each receiving over \$100,000

Please 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 officer) is based on all information of which preparer has any knowledge.

Signature of officer: ***** Date: 2010-07-29

GARY WHITTINGTON PRESIDENT
Type or print name and title

Paid Preparer's Use Only

Preparer's signature: DAVID J MORALES Date: 2010-07-29 Check if self-employed:

Firm's name (or yours if self-employed), address, and ZIP + 4: GOWLAND STREALLY MORALES & COMPANY PLLC
5934 SOUTH STAPLES SUITE 201
CORPUS CHRISTI, TX 78413

Preparer's identifying number (See instructions):
EIN:
Phone no: (361) 993-1000

May the IRS discuss this return with the preparer shown above? See instructions Yes No

SCHEDULE A
(Form 990 or 990EZ)

Public Charity Status and Public Support

2009

Open to Public Inspection

Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.

▶ Attach to Form 990 or Form 990-EZ. ▶ See separate instructions.

Department of the Treasury
Internal Revenue Service

Name of the organization
THE SILENT FOUNDATION

Employer identification number
74-2758179

Part I Reason for Public Charity Status (All organizations must complete this part.) See instructions

The organization is not a private foundation because it is (For lines 1 through 11, check only one box)

- 1 A church, convention of churches, or association of churches **section 170(b)(1)(A)(i).**
- 2 A school described in **section 170(b)(1)(A)(ii).** (Attach Schedule E)
- 3 A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii).**
- 4 A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii).** Enter the hospital's name, city, and state

- 5 An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv).** (Complete Part II)
- 6 A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v).**
- 7 An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)** (Complete Part II)
- 8 A community trust described in **section 170(b)(1)(A)(vi)** (Complete Part II)
- 9 An organization that normally receives (1) more than 33 1/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions—subject to certain exceptions, and (2) no more than 33 1/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975 See **section 509(a)(2).** (Complete Part III)
- 10 An organization organized and operated exclusively to test for public safety See **section 509(a)(4).**
- 11 An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2) See **section 509(a)(3).** Check the box that describes the type of supporting organization and complete lines 11e through 11h
 - a Type I
 - b Type II
 - c Type III - Functionally integrated
 - d Type III - Other
- e By checking this box, I certify that the organization is not controlled directly or indirectly by one or more disqualified persons other than foundation managers and other than one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2)
- f If the organization received a written determination from the IRS that it is a Type I, Type II or Type III supporting organization, check this box
- g Since August 17, 2006, has the organization accepted any gift or contribution from any of the following persons?
 - (i) a person who directly or indirectly controls, either alone or together with persons described in (ii) and (iii) below, the governing body of the the supported organization?
 - (ii) a family member of a person described in (i) above?
 - (iii) a 35% controlled entity of a person described in (i) or (ii) above?
- h Provide the following information about the supported organization(s)

	Yes	No
11g(i)		No
11g(ii)		No
11g(iii)		No

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1- 9 above or IRC section (see instructions))	(iv) Is the organization in col (i) listed in your governing document?		(v) Did you notify the organization in col (i) of your support?		(vi) Is the organization in col (i) organized in the U S ?		(vii) Amount of support?
			Yes	No	Yes	No	Yes	No	
CORPUS CHRISTI AREA COUNCIL FOR THE DEAF INC	742076700	9	Yes		Yes		Yes		0
Total									

Part II Support Schedule for Organizations Described in IRC 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)
 (Complete only if you checked the box on line 5, 7, or 8 of Part I.)

Section A. Public Support

Calendar year (or fiscal year beginning in)	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")						
2 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
3 The value of services or facilities furnished by a governmental unit to the organization without charge						
4 Total. Add lines 1 through 3						
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						
6 Public Support. Subtract line 5 from line 4						

Section B. Total Support

Calendar year (or fiscal year beginning in)	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
7 Amounts from line 4						
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
9 Net income from unrelated business activities, whether or not the business is regularly carried on						
10 Other income (Explain in Part IV) Do not include gain or loss from the sale of capital assets						
11 Total support (Add lines 7 through 10)						

12 Gross receipts from related activities, etc (See instructions) 12

13 First Five Years If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a 501(c)(3) organization, check this box and **stop here**

Section C. Computation of Public Support Percentage

14 Public Support Percentage for 2009 (line 6 column (f) divided by line 11 column (f)) 14

15 Public Support Percentage for 2008 Schedule A, Part II, line 14 15

16a 33 1/3% support test—2009. If the organization did not check the box on line 13, and line 14 is 33 1/3% or more, check this box and **stop here.** The organization qualifies as a publicly supported organization

b 33 1/3% support test—2008. If the organization did not check the box on line 13 or 16a, and line 15 is 33 1/3% or more, check this box and **stop here.** The organization qualifies as a publicly supported organization

17a 10%-facts-and-circumstances test—2009. If the organization did not check a box on line 13, 16a, or 16b and line 14 is 10% or more, and if the organization meets the "facts and circumstances" test, check this box and **stop here.** Explain in Part IV how the organization meets the "facts and circumstances" test The organization qualifies as a publicly supported organization

b 10%-facts-and-circumstances test—2008. If the organization did not check a box on line 13, 16a, 16b, or 17a and line 15 is 10% or more, and if the organization meets the "facts and circumstances" test, check this box and **stop here.** Explain in Part IV how the organization meets the "facts and circumstances" test The organization qualifies as a publicly supported organization

18 Private Foundation If the organization did not check a box on line 13, 16a, 16b, 17a or 17b, check this box and see instructions

Part III Support Schedule for Organizations Described in IRC 509(a)(2)

(Complete only if you checked the box on line 9 of Part I.)

Section A. Public Support

Calendar year (or fiscal year beginning in)	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")						
2 Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in any activity that is related to the organization's tax-exempt purpose						
3 Gross receipts from activities that are not an unrelated trade or business under section 513						
4 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
5 The value of services or facilities furnished by a governmental unit to the organization without charge						
6 Total. Add lines 1 through 5						
7a Amounts included on lines 1, 2, and 3 received from disqualified persons						
b Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of \$5,000 or 1% of the amount on line 13 for the year						
c Add lines 7a and 7b						
8 Public Support (Subtract line 7c from line 6)						

Section B. Total Support

Calendar year (or fiscal year beginning in)	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
9 Amounts from line 6						
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
c Add lines 10a and 10b						
11 Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						
12 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.)						
13 Total support (Add lines 9, 10c, 11 and 12)						
14 First Five Years If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a 501(c)(3) organization, check this box and stop here <input type="checkbox"/>						

Section C. Computation of Public Support Percentage

15 Public Support Percentage for 2009 (line 8 column (f) divided by line 13 column (f))	15	
16 Public support percentage from 2008 Schedule A, Part III, line 15	16	

Section D. Computation of Investment Income Percentage









17 Investment income percentage for 2009 (line 10c column (f) divided by line 13 column (f))	17	
18 Investment income percentage from 2008 Schedule A, Part III, line 17	18	
19a 33 1/3% support tests—2009. If the organization did not check the box on line 14, and line 15 is more than 33 1/3% and line 17 is not more than 33 1/3%, check this box and stop here . The organization qualifies as a publicly supported organization <input type="checkbox"/>		
b 33 1/3% support tests—2008. If the organization did not check a box on line 14 or line 19a, and line 16 is more than 33 1/3% and line 18 is not more than 33 1/3%, check this box and stop here . The organization qualifies as a publicly supported organization <input type="checkbox"/>		
20 Private Foundation If the organization did not check a box on line 14, 19a or 19b, check this box and see instructions <input type="checkbox"/>		

Part IV **Supplemental Information.** Supplemental Information. Complete this part to provide the explanation required by Part II, line 10; Part II, line 17a or 17b; or Part III, line 12. Provide any other additional information. See instructions

Additional Data

Software ID:
Software Version:
EIN: 74-2758179
Name: THE SILENT FOUNDATION

Form 990EZ, Part IV - List of Officers, Directors, Trustees, and Key Employees

(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 & deferred compensation	(E) Expense account and other allowances
GARY WHITTINGTON  7713 MORITZ LAKE DRIVE CORPUS CHRISTI, TX 78413	CHAIRMAN 0	0		
PEGGY AHUJA  6217 LOST CREEK DR CORPUS CHRISTI, TX 78413	VICECHAIR 0	0		
BETTY TURNER  PO BOX 2529 PORT ARANSAS, TX 78373	SECRETARY 0	0		
ALICE SUTHERLAND  4117 MERIDIAN CORPUS CHRISTI, TX 78411	TREASURER 0	0		
FRANK MCMILLAN  PO BOX 6576 CORPUS CHRISTI, TX 78466	DIRECTOR 0	0		
WILLIAM FLOERKE  6126 CR 3677 TAFT, TX 78390	DIRECTOR 0	0		
CARLA HOFFMAN  5151 MCARDLE CORPUS CHRISTI, TX 78411	DIRECTOR 0	0		
SUSAN TILLER  5151 MCARDLE CORPUS CHRISTI, TX 78411	EX OFFICIO 0	0		

TY 2009 Compensation Explanation

Name: THE SILENT FOUNDATION

EIN: 74-2758179

Person Name	Explanation
GARY WHITTINGTON	
PEGGY AHUJA	
BETTY TURNER	
ALICE SUTHERLAND	
FRANK MCMILLAN	
WILLIAM FLOERKE	
CARLA HOFFMAN	
SUSAN TILLER	

TY 2009 Other Changes in Net Assets Schedule**Name:** THE SILENT FOUNDATION**EIN:** 74-2758179

Description	Amount
UNREALIZED (GAIN) LOSS ON INV	61,502

TY 2009 Other Expenses Schedule**Name:** THE SILENT FOUNDATION**EIN:** 74-2758179

Description	Amount
EXPENSES	
FOREIGN TAXES PAID	191
GENERAL & ADMINISTRATIVE	83

Bylaws The Silent Foundation

ARTICLE I – PRINCIPAL OFFICE

SECTION 1.1 The principal office of The Silent Foundation (referred to here at the “Foundation”) shall be located at 5151 McArdle, Corpus Christi, Texas 78411.

ARTICLE II – PURPOSE AND USE OF ASSETS

SECTION 2.1 The purpose of the Foundation, as set forth in the Articles of Incorporation, shall be to support the charitable undertakings, particularly the services to persons who are deaf or hard of hearing, of The Corpus Christi Area Council for the Deaf, Inc., a Texas non-profit corporation, located in Corpus Christi, Nueces County, Texas.

ARTICLE III – BOARD OF DIRECTORS

SECTION 3.1 The business, affairs, property, and funds of the Foundation shall be managed and controlled by the Board of Directors of the Foundation, to the extent not inconsistent with its articles of incorporation.

SECTION 3.2 The Executive Director of the Corpus Christi Area Council for the Deaf, Inc., shall be an ex officio member of the Board of Directors. An ex officio member of the Board of Directors shall be entitled to all of the rights and privileges of the Board of Directors but shall not vote or be counted in determining the existence of a quorum.

SECTION 3.3 Directors shall serve without compensation and as volunteers and shall be composed of up to seven individuals representing a broad cross-section of the community. The Chair and Chair-Elect of the Board of Trustees of CCACD shall each serve as a director of the corporation during their respective terms of office with the CCACD. Of the five at-large directors, two shall be and remain members of the Board of Trustees of CCACD, three shall not be members of the Board of Trustees, and the CCACD Board of Trustees will elect all as directors. The at-large directors shall serve for terms of two (2) years or until their successors are duly elected and qualified.

SECTION 3.4 Directors shall be elected pursuant to the articles of incorporation of the Foundation.

SECTION 3.5 Any director may resign at any time by giving written notice to the President. Such resignation shall take effect at the time specified therein and, unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective.

SECTION 3.6 At the first meeting of the Board of Directors during each calendar year, the Board of Directors shall elect, from among themselves, a President, a Vice President, Secretary and Treasurer of the Foundation.

SECTION 3.7 The President shall serve as the Chairman of the Board of Directors and shall preside at all meetings, preserve order, appoint committees and shall be an ex officio of all committees.

SECTION 3.8 The Vice President shall perform, in the absence of the President, all duties of that office.

SECTION 3.9 The Secretary shall keep, or cause to be kept, a record of all proceedings of the Board of Directors. In the absence of the President and Vice President, the Secretary shall call each meeting of the Board of Directors to order and preside until a Chairman Pro-Tem is elected.

SECTION 3.10 The Treasurer shall ensure that a true and accurate accounting of the financial transactions of the Foundation is made and that reports of such transactions are presented to the Board of Directors at regular meetings.

ARTICLE IV – DIRECTORS’ MEETINGS

SECTION 4.1 A regular meeting of the Board of Directors shall be held at least once each calendar year at such time and place as shall be designated by the President in the notice of the meeting and for the purpose of such business as may come before the meeting. The Board of Directors may provide by resolution the time and place, either within or without the State of Texas, for the holding of additional meetings of the Board.

SECTION 4.2 Special meetings of the Board of Directors may be called by or at the request of the President or a majority of the voting directors then in office. The person or persons authorized to call such meetings shall fix a time and place, either within or without the State of Texas, as the place for holding any such meeting called by them, such time and place to be designated in the notice of the meeting.

SECTION 4.3 Notice of the time and place of any meeting of the Board of Directors shall be given at least five (5) days previously thereto by written notice delivered personally or sent by mail, email, telegram, overnight receipted courier or fax transmission to each director at his/her address as shown by the records of the Foundation. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail so addressed with postage thereon prepaid. If notice is given by telegram or overnight-receipted courier, such notice shall be deemed to be delivered when the notice is delivered to the telegraph company or overnight-receipted courier. If notice is sent by fax, such notice shall be deemed to be delivered in writing on the date of a confirmed transmission. Neither the business to be transacted at, nor the purpose of, any regular or special meeting of the Board need be specified in the notice or waiver of such meeting, unless specifically required by law or by these bylaws.

SECTION 4.4 A majority of the Board of Directors shall constitute a quorum for the transaction of business at a meeting of the Board; but if less than a quorum of the Directors is present at said meeting, a majority of the directors present may adjourn the meeting from time to time without further notice. The act of a majority of the voting directors present at a meeting at which a quorum is present shall be the act of the Board of Directors, unless the act of a greater number is required by law or by these bylaws. Voting by written proxy shall be permitted.

SECTION 4.5 Consent in Lieu of Meetings. Subject to the provisions required or permitted by the Texas Nonprofit Corporation Act and these Bylaws for notice of a meeting, any action which may be taken by the Board of Directors may be accomplished without a formal meeting if a consent in writing, setting forth the action to be taken, is approved by the majority of a quorum of the Board of Directors. The proposed action must be expressed in writing, and may be communicated to the Directors via email, facsimile or by similar electronic means. Likewise, a Directors’ approval or disapproval of the proposed action must be expressed in writing, and may be communicated via email, facsimile or by similar electronic means.

ARTICLE V – HONORARY DIRECTORS

SECTION 5.1 The Board of Directors may designate Honorary Directors as the Board of Directors deems appropriate. The Honorary Directors shall not have any of the rights, privileges or obligations of the Board of Directors and shall not be entitled to vote nor shall they be considered in determining the existence of a quorum. Honorary Directors shall not be required to attend any meetings of the Board of Directors; however, an Honorary Director may attend any meeting of the Board of Directors as he or she may desire.

ARTICLE VI – CONTRACTS, CHECKS, LOANS, DEPOSITS AND GIFTS

SECTION 6.1 The Board of Directors may authorize any officer or officers, agent or agents of the Foundation, in addition to the officers so authorized by these bylaws, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Foundation. Such authority may be general or confined to specific instances.

SECTION 6.2 No loans shall be contracted for on behalf of the Foundation and no evidence of indebtedness shall be issued in its name.

SECTION 6.3 All checks, drafts or orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Foundation shall be signed by such officer or officers, agent or agents of the Foundation and in such manner as shall from time to time be determined by resolution of the Board of Directors may select.

SECTION 6.4 All funds of the Foundation shall be deposited from time to time to the credit of the Foundation in such banks, trust companies or other depositories as the Board of Directors may select.

SECTION 6.5 The Board of Directors may accept or reject on behalf of the Foundation any contribution, gift, bequest or devise for the general purpose or for any special purpose of the Foundation.

SECTION 6.6 For any contribution, gift, bequest or devise accepted by the Foundation, the Board of Directors might establish reasonable restrictions on the use of such contribution, gift, bequest or devise, to comply with any reasonable restrictions imposed by such donor.

ARTICLE VII – MISCELLANEOUS

SECTION 7.1 The fiscal year of the Foundation shall begin on the first day of January and end on the last day of December in each year unless otherwise determined by resolution of the Board of Directors.

SECTION 7.2 The Board of Directors may, but shall not be required to, provide a corporate seal, which seal shall be in the form adopted by the Board of Directors.

SECTION 7.3 Whenever any notice is required to be given under the provisions of the Texas Non-Profit Corporation Act or under the provisions of the Articles of Incorporation or the bylaws of the Foundation, a waiver thereof in writing signed by any person entitled to such notice, whether before or after the time stated therein, shall be deemed equivalent to the giving of such notice. In addition, the attendance of any director or other person at any meeting of directors or any committee established by or pursuant to these bylaws shall constitute a waiver of notice of such meeting, except where such director or person attends the meeting for the express purpose of objecting to the transaction of business because the meeting is not lawfully called or convened.

SECTION 7.4 No loans shall be made by the Foundation to its officers or directors. The directors of the Foundation who vote for or assent to the making of a loan to an officer or director of the Foundation, and any officer or officers participating in the making of such loan, shall be jointly and severally liable to the Foundation for the amount of such loan until repayment thereof.

SECTION 7.5 The Board of Directors may adopt, amend or repeal Rules (not inconsistent with these Bylaws) for the management of the internal affairs of the Foundation and the governments of its officers, agents, committees and employees. Rules may be amended or repealed through email to all members of The Silent Foundation.

SECTION 7.6 Any director or other person who is present at a meeting of the Board of Directors, shall be presumed to have assented to such action unless his dissent shall be entered in the minutes of the meeting or unless he/she shall file his/her written dissent to such action with the person acting as secretary of the meeting before the adjournment thereof or shall forward such dissent by registered mail to the President immediately after the adjournment of the meeting. This shall not apply to any director, or other person who votes in favor of such action.

SECTION 7.7 For each calendar year, the Board of Directors shall cause to be prepared an Annual Report summarizing the activities of the Foundation, donations received by the Foundation and other matters, as the Board of Directors deems appropriate.

ARTICLE VIII – PARLIAMENTARY AUTHORITY

SECTION 8.1 Robert's Rules of Order, as revised, shall be the authority in all questions of parliamentary procedure not covered by the Bylaws.

ARTICLE IX – AMENDMENTS

SECTION 9.1 These Bylaws may be amended at any meeting of the Board of Directors at which a quorum is present by a 2/3 vote of the directors present and voting.

Adopted- 1995
Amended- 2010