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## Form **990-PF**

Department of the Treasury

Internal Revenue Service

## **Return of Private Foundation**

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

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

OM8 No 1545-0052

2009

For calendar year 2009, or tax year beginning , and ending								
G Check all that apply Initial return Amended return			Initial return of a fo	ormer public charity	Final return Name change			
	the I	RS Name of foundation			A Employer identification number			
	abel. erwis	e, ROBERT AND MICHELLE D	IENER FOUNDA	TION	75-2919060			
	print	Number and street (or P O box number if mail is not de	•	Room/suite	B Telephone number	0.0		
	type Spec	in DOLL CREDITIONS INVESTOR	E, SUITE 104	-540	305-865-93			
	uctio	I City of fown, State, and ZIP code			C if exemption application is p  D 1. Foreign organizations	· —		
H C	heck	type of organization X Section 501(c)(3) ex	empt private foundation	<del></del>	Foreign organizations me check here and attach co	eting the 85% test,		
	Sec		Other taxable private founda	ition	E If private foundation sta			
		rket value of all assets at end of year   J   Accounti	•	Accrual	under section 507(b)(1)			
(fr.		Part II, col (c), line 16) 0t 0t 0t 0t 0t 0t 0t	her (specify)	hacia l	F If the foundation is in a			
	et I				under section 507(b)(1)	(d) Disbursements		
LFe	<u> </u>	(The total of amounts in columns (b), (c), and (d) may not necessanly equal the amounts in column (a))	(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	for chantable purposes (cash basis only)		
	1	Contributions, gifts, grants, etc., received						
	2	Check ► X if the foundation is not required to attach Sch. B						
	3	Interest on savings and temporary cash investments	E 4 0 0 0 E	E40 27E		CONGREDATION 1		
	4	Dividends and interest from securities	548,985.	548,775.	·	STATEMENT 1		
		Gross rents Net rental income or (loss)						
_	_	Net gain or (loss) from sale of assets not on line 10	<3,126,778.	>				
Revenue	b	Gross sales price for all 19,465,471.		<del></del>	,			
ě	7	Capital gain net income (from Part IV, line 2)		0.				
Œ	8	Net short-term capital gain						
	9	Income modifications EIVED Gross sales less returns						
	10a	and allowances						
	D	Less Cost of goods sold 2 2 2010 G			<del></del>			
	11	Other income	<49,183.	> <49,183.	0.	STATEMENT 2		
	12	Total Add Infes(1-throughN1 UT	<2,626,976.					
	13	Compensation of officers, directors, trustees, etc	0.	0.		0.		
	14	Other employee salaries and wages	2,885.	1,442	0.	1,443.		
Ω	15	Pension plans, employee benefits			ļ			
nses	l .	Legal fees			<del> </del>	<del> </del>		
хре	D D	Accounting fees						
, 19, ≘	17	Interest						
	18	Taxes STMT 3	20,274.	110	. 0.	111.		
e ist	19	Depreciation and depletion						
.ν <u>.</u> ξ	20	Occupancy						
> <b>ĕ</b>	21	Travel, conferences, and meetings	7,840.	0	. 0.	7,840.		
ZÉ	22	Printing and publications	20 212	20 212	0.			
Ü	23	Other expenses STMT 4	20,212.	20,212	•	0.		
SCANNED NOV 2 to 20111, SCAPPEAting and Administrative Expe	24	Total operating and administrative expenses. Add lines 13 through 23	51,211.	21,764	.  0.	9.394		
30	25	Contributions, gifts, grants paid	1,554,723.	21//01		9,394. 1,554,723.		
Š	26	Total expenses and disbursements.						
U)	L	Add lines 24 and 25	1,605,934.	21,764	. 0.	1,564,117.		
	27	Subtract line 26 from line 12						
	1	Excess of revenue over expenses and disbursements	<4,232,910.					
	1	Net investment income (if negative, enter -0-)		477,828				
0225		Adjusted net income (if negative, enter -0-)	<u> </u>	L	0.	<u> </u>		

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)

2 Enter amount from Part I, line 27a

3 Other increases not included in line 2 (itemize) ►

4 Add lines 1, 2, and 3

5 Decreases not included in line 2 (itemize) ►

5 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30

1 33,725,791.

2 <4,232,910.

3 0.

4 29,492,881.

Part IV Capital Gains ar	nd Losses for Tax on In	vestment	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.)				P	low act - Purch - Dona	iase	(c) Date ac (mo., da	cquired y, yr )	(d) Date sold (mo., day, yr)	
1a SEE STATEMENT D	-1						VARIC	ARIOUS VARI		
b SEE STATEMENT D-1					]	P 1	VARIO	US	VARIOUS	
c FLOWTHROUGH INV					]	P 1	VARIO	บร	VARIOUS	
d FLOWTHROUGH INV					]	P 1	VARIC	US	VARIOUS	
e CAPITAL GAINS D	IVIDENDS									
(e) Gross sales price	(f) Depreciation allowed (or allowable)		t or other basis expense of sale					n or (loss (f) minus		
a 14,270,733.		14	1,843,61	0.					<572,877.	
b 5,169,502.			7,748,63	9.				<	2,579,137.	
6,577.									6,577.	
d_<1,984.>					-				<1,984.	
e 20,643.									20,643.	
Complete only for assets showing	gain in column (h) and owned by t	he foundation	on 12/31/69			(I)	Gains (Co	l (h) gain	minus	
(i) F M.V as of 12/31/69	(j) Adjusted basis as of 12/31/69		cess of col. (I)				(k), but no		n -0-) <b>or</b>	
a							<u>-</u>		<572,877.	
b									2,579,137.	
С									6,577.	
d									<1,984.	
e									20,643.	
	∫ If gain, also enter	un Dart I lina	<del></del>	7						
2 Capital gain net income or (net capi	tal loss) 🧣 If (loss), enter -0-	in Part I, line		}	_2			<	3,126,778.	
3 Net short-term capital gain or (loss) If gain, also enter in Part I, line 8, co		d (6).		}				NT / 70		
If (loss), enter -0- in Part I, line 8  Part V Qualification Un	der Section 4940(e) for	Doducad	Toy on Not	<del></del>	3	ont Inc		N/A	<u> </u>	
<u> </u>						ient inc	onie		<del></del>	
(For optional use by domestic private for section 4940(d)(2) applies, leave this		1940(a) tax vii	net mvestment m	CUITIE	; )					
Was the foundation liable for the section if "Yes," the foundation does not qualify			•	10d?					Yes X No	
1 Enter the appropriate amount in ea	ch column for each year, see instri	uctions before	making any entrie	es						
(a) Base period years Calendar year (or tax year beginning	(b) Adjusted qualifying dis	1	Net value of no		ritable-		(		(d) oution ratio vided by col (c))	
2008	1,95	3,292.		34	,29	0,747	•		.056963	
2007		2,226.				5,112			.048579	
2006	1,52	1,743.		37	,04	1,999			.041082	
2005	84	3,054.				8,161			.024144	
2004	40	4,640.				0,567			.012213	
					•					
2 Total of line 1, column (d)							2		.182981	
3 Average distribution ratio for the 5-	vear base period - divide the total (	on line 2 by 5.	or by the number	of ve	ars					
the foundation has been in existence			,	,.			3		.036596	
4 Enter the net value of noncharitable	-use assets for 2009 from Part X,	line 5					4	2	7,313,690.	
5 Multiply line 4 by line 3							5		999,572.	
6 Enter 1% of net investment income	(1% of Part I, line 27b)			÷			6		4,778.	
7 Add lines 5 and 6							7		1,004,350.	
8 Enter qualifying distributions from	Part XII, line 4						8_		1,564,117.	
If line 8 is equal to or greater than I See the Part VI instructions	ine 7, check the box in Part VI, line	e 1b, and comp	olete that part usin	ig a 1	% tax ı	rate				

	· · · · · · · · · · · · · · · · · · ·	-29190			age 4			
	t VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948	<u>- see in</u>	struc	ction	<u>s)</u>			
	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)	1						
b (	Domestic foundations that meet the section 4940(e) requirements in Part V, check here 🕨 🗶 and enter 1%	<u> </u>	4	1,77	<u> 78.</u>			
	of Part I, line 27b	1						
	All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col (b)	1						
	Fax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)	Ţ			0.			
	Add lines 1 and 2			1,7	78.			
	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)	<del>                                     </del>			0.			
	Fax based on investment income. Subtract line 4 from line 3. If zero or less, enter -0-	<del>                                     </del>		1,7				
	Credits/Payments	<del> </del>						
	! ! 16 200 !	Ī						
		1						
	Exempt foreign organizations - tax withheld at source							
	Tax paid with application for extension of time to file (Form 8868)	1						
	Backup withholding erroneously withheld	1	1.4	5,30	۱۸			
	Total credits and payments Add lines 6a through 6d	<del> </del>		, 5	4.			
	Enter any penalty for underpayment of estimated tax. Check here X if Form 2220 is attached	<del> </del>			<del>4</del> •			
	Fax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	<b>├</b> ──		i = -	10			
	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	<del> </del>		1,5				
	Enter the amount of line 10 to be Credited to 2010 estimated tax ► 11,518 . Refunded ► 11	<u> </u>			0.			
	t VII-A Statements Regarding Activities	<del></del>			<del></del>			
	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in	1		Yes	No			
	any political campaign?	}	1a		X			
þ	Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)?	]	<u>1b</u>		X			
	If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or			ŧ				
	distributed by the foundation in connection with the activities.		1	1	X			
C	c Did the foundation file Form 1120-POL for this year?							
đ	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year			1				
	(1) On the foundation. ► \$ O . (2) On foundation managers ► \$ O .			1				
е	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation			1				
	managers ▶ \$ 0 .			1				
2	Has the foundation engaged in any activities that have not previously been reported to the IRS?		2		<u>X</u>			
	If "Yes," attach a detailed description of the activities.			1				
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or			1				
	bylaws, or other similar instruments? If "Yes," attach a conformed copy of the changes		3		<u>X</u>			
	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?	$A \setminus R$	4b					
	Was there a liquidation, termination, dissolution, or substantial contraction during the year?		5		X			
	If "Yes," attach the statement required by General Instruction T.							
	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	Х	ĺ			
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.							
	Enter the states to which the foundation reports or with which it is registered (see instructions)	,		,				
Vu	TX							
h	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	of each state as required by General Instruction G? If "No," attach explanation		8b	Х				
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		- <del></del>					
	year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV)? If "Yes," complete Part XIV.		9		X			
	year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV) in "Yes," complete Part XIV.  10. Did any nersons become substantial contributors during the tax year? It "Yes," attach a schedule listing their names and addresses.							

orm	m 990-PF (2009) ROBERT AND MICHELLE DIENER FOUNDATION 75-29190				
Pa	rt VII-A Statements Regarding Activities (continued)				
	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		$\neg$		
	August 17, 2008?	12		X	
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	Х		
	Website address ► N/A				
14	The books are in care of ► ROBERT DIENER Telephone no ►305-86	5 <b>–</b> 9:	300		
	Located at ► 5521 GREENVILLE AVE, STE 104-540, DALLAS, TX ZIP+4 ►75				
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here		<b>&gt;</b>		
	and enter the amount of tax-exempt interest received or accrued during the year	N.	/ <u>A</u>		
Pa	rt 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		
	(1) Engage in the sale or exchange, or leasing of property with a disqualified person?		1		
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from)		Ī		
	a disqualified person?		1		
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? Yes X No		1		
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?		1		
	(5) Transfer any income or assets to a disqualified person (or make any of either available		I		
	for the benefit or use of a disqualified person)?		1		
	(6) Agree to pay money or property to a government official? (Exception. Check "No"		1		
	if the foundation agreed to make a grant to or to employ the official for a period after		I		
	termination of government service, if terminating within 90 days.)		1		
b	If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations		1		
	section 53 4941(d)-3 or in a current notice regarding disaster assistance (see page 20 of the instructions)?  N/A	15			
	Organizations relying on a current notice regarding disaster assistance check here		1		
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		1	.,	
	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		1		
	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		1		
	before 2009? Yes X No		1		
	If "Yes," list the years		1		
t	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	_	1		
	statement - see instructions )  N/A	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		1		
•	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time		1		
38					
	· · ·				
	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,				
		2.	1		
A -	Form 4720, to determine if the foundation had excess business holdings in 2009)  N/A  Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	3b		X	
		4a			
	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		х	
	ned not been removed from jeopardy before the mot day of the tax year beginning in 2009?	שרי		4.7	

Form 990-PF (2009) ROBERT AND MICHELLE DIEN			<u>75–29190</u>	60 Page <b>6</b>
Part VII-B   Statements Regarding Activities for Which	Form 4720 May Be F	Required (contin	ued)	
5a During the year did the foundation pay or incur any amount to				
(1) Carry on propaganda, or otherwise attempt to influence legislation (section	on 4945(e))?	☐ Ye	s X No	
(2) Influence the outcome of any specific public election (see section 4955);		ectly,		
any voter registration drive?			s X No	
(3) Provide a grant to an individual for travel, study, or other similar purposes	s?	T Ye	s X No	
(4) Provide a grant to an organization other than a charitable, etc., organization				
509(a)(1), (2), or (3), or section 4940(d)(2)?		. Typ	s X No	
(5) Provide for any purpose other than religious, charitable, scientific, literary	Lor educational numoses, or f	_		
the prevention of cruelty to children or animals?	, or caucational purposes, or i		s X No	1 1
·	 Idas tha avaantiana daaarhad i		S ZZ NU	1 1
b if any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify un		ii neguiations	N/A	.
section 53.4945 or in a current notice regarding disaster assistance (see instr	·-	•		5b
Organizations relying on a current notice regarding disaster assistance check	= =			
c If the answer is "Yes" to question 5a(4), does the foundation claim exemption		- /	l	
expenditure responsibility for the grant?	•	I/A 🔲 Ye	s L No	
If "Yes," attach the statement required by Regulations section 53.494				
6a Did the foundation, during the year, receive any funds, directly or indirectly, to	pay premiums on			
a personal benefit contract?		Ye	s X No	
<b>b</b> Did the foundation, during the year, pay premiums, directly or indirectly, on a	personal benefit contract?		. 1	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?	Y6	s X No	
b If yes, did the foundation receive any proceeds or have any net income attribu	table to the transaction?		N/A	7b
Part VIII Information About Officers, Directors, Trus Paid Employees, and Contractors	tees, Foundation Ma	nagers, Highly	/	
List all officers, directors, trustees, foundation managers and their	r compansation	<del></del>		<del></del>
T List an officers, directors, trustees, foundation managers and then	<del></del>	(c) Compensation	(d) Contributions to	(a) Eynansa
(a) Name and address	(b) Title, and average hours per week devoted	(If not paid	(d) Contributions to employee benefit plans and deferred	(e) Expense account, other
	to position	enter -0-)	compensation	allowances
ROBERT B. DIENER	DIRECTOR			
5521 GREENVILLE AVE, STE 104-540				
DALLAS, TX 75206	5.00	0.	0.	0.
MICHELLE S. DIENER	DIRECTOR			
5521 GREENVILLE AVE, STE 104-540			_	
DALLAS, TX 75206	5.00	0.	0.	0.
DAVID S. LITMAN	DIRECTOR			
5521 GREENVILLE AVE, STE 104-540				
DALLAS, TX 75206	0.00	0.	0.	0.
			_	
		<u>L</u>		
2 Compensation of five highest-paid employees (other than those in	cluded on line 1). 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	Sovetes to position	<del></del>	CONTROL SERVICE	
	7			
		<del></del>	<del> </del>	
	╡			
		<del> </del>		
	$\dashv$			1
				<del> </del>
	4			1
·		<del> </del>	<u> </u>	ļ
	4		1	
	<u></u>	l	<u> </u>	<u>L</u>
Total number of other employees paid over \$50,000	<u> </u>		<u> </u>	0

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Part VIII Information About Officers, Directors, Trustees, Foundatio Paid Employees, and Contractors (continued)	n Managers, Highly	
3 Five highest-paid independent contractors for professional services. If none, enter "N	ONE."	
(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		
	<u> </u>	
	<u> </u>	<del></del>
Total number of others receiving over \$50,000 for professional services.		▶ 0
Part IX-A Summary of Direct Charitable Activities		
List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical	information such as the	F
number of organizations and other beneficiaries served, conferences convened, research papers produce	d, etc	Expenses
1 N/A		
		•
		0.
2		
3		<del></del>
·		
	-	
4		
D-4IV DIA		
Part IX-B Summary of Program-Related Investments  Describe the two largest program-related investments made by the foundation during the tax year on line:	1 and 2	Amount
1 N/A	S I allu 2	Amount
Ι	<del></del>	
2		
		<del></del>
All other program-related investments. See instructions		

**.** Form **990-PF** (2009)

Total. Add lines 1 through 3

P	Minimum Investment Return (All domestic foundations must complete this part. Foreign four	ndation	s, see Instructions.)
1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes		
а	Average monthly fair market value of securities	1a	25,854,023.
b	Average of monthly cash balances	1b	25,854,023. 1,875,612.
C	Fair market value of all other assets	10	
d	Total (add lines 1a, b, and c)	1d	27,729,635.
е			
	1c (attach detailed explanation) 1e 0.		
2	Acquisition indebtedness applicable to line 1 assets	2	0.
3	Subtract line 2 from line 1d	3	27,729,635.
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	415,945.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4.	5	27,313,690.
6_	Minimum investment return. Enter 5% of line 5	6	1,365,685.
p	art XI Distributable Amount (see instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and foreign organizations check here  and do not complete this part )	d certai	n
1	Minimum investment return from Part X, line 6	1	1,365,685.
2a	Tax on investment income for 2009 from Part VI, line 5		
b	Income tax for 2009 (This does not include the tax from Part VI )		
C	Add lines 2a and 2b	2c	4,778.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	4,778. 1,360,907.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	1,360,907.
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	1,360,907.
P	art XII Qualifying Distributions (see Instructions)		
1	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes.		
а	Expenses, contributions, gifts, etc total from Part I, column (d), line 26	1a	1,564,117.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the		
a	Surtability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions. Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	1,564,117.
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	5	4,778. 1,559,339.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	
	Note. The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation of	qualifies	for the section
	4940(e) reduction of tax in those years		

Form **990-PF** (2009)

## 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, line 7				1,360,907.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			1,546,902.	
ђ 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 $\triangleright$ \$ 1,564,117.				
a Applied to 2008, but not more than line 2a			1,546,902.	
b Applied to undistributed income of prior				
years (Election required - see instructions)		0.		
c Treated as distributions out of corpus				
(Election required - see instructions)	0.			
d Applied to 2009 distributable amount				17,215.
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:				
a 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 prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		0.		
d Subtract line 6c from line 6b Taxable				
amount - see 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				1,343,692.
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	0.			
not applied on line 5 or line 7				
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	0.			
10 Analysis of line 9.	0.			
a Excess from 2005				
b Excess from 2006	Ī			
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				
		<u> </u>		Com 000 DE (2000)

	AND MICHELL			75-29	19060 Page 10		
Part XIV Private Operating I	oundations (see in:	structions 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	or 2009, enter the date of t	the ruling .	. ▶				
b Check box to indicate whether the foun	d <u>ation is a private operatir</u>	ng foundation described i	n section	4942(j)(3) or 49	)42(j)(5)		
2 a Enter the lesser of the adjusted net	Tax year		Prior 3 years				
income from Part I or the minimum	(a) 2009	(b) 2008	(c) 2007	(d) 2006	(e) Totai		
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		· <del></del>					
used directly for active conduct of			1				
exempt activities							
e Qualifying distributions made directly				-	<del></del>		
for active conduct of exempt activities							
Subtract line 2d from line 2c			1				
3 Complete 3a, b, or c for the			·				
alternative test relied upon			•				
a "Assets" alternative test - enter (1) Value of all assets			1				
• •		-					
(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			1				
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 Info	ormation (Comple	te this part only	if the foundati	ion had \$5,000 or mo	ore in assets		
at any time during	the year-see the i	nstructions.)					
1 Information Regarding Foundation	on Managers:						
a List any managers of the foundation w	ho have contributed more	than 2% of the total cont	ributions received by	the foundation before the clos	se of any tax		
year (but only if they have contributed	more than \$5,000) (See s	ection 507(d)(2) )					
SEE STATEMENT 7		<del></del>					
b List any managers of the foundation w			(or an equally large p	ortion of the ownership of a p	artnership or		
other entity) of which the foundation h	as a 10% or greater interes	st.					
NONE		<u></u>					
2 Information Regarding Contribu		• • • •	•				
Check here 🕨 📖 if the foundation	only makes contributions	to preselected chantable	organizations and do	es not accept unsolicited requ	ests for funds. If		
the foundation makes gifts, grants, etc				s, complete items 2a, b, c, and	l d		
a The name, address, and telephone num ROBERT & MICHELLE D			addressed				
5521 GREENVILLE AVEN	·		.T.AS TY 7	5206			
b The form in which applications should		<del> </del>	<del></del>	3200	<del></del>		
NO SPECIFIC FORM	be submitted and informa			·			
c Any submission deadlines NONE							
d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors NONE							

Part XV Supplementary Information (				
3 Grants and Contributions Paid During the Ye	ar or Approved for Future	Payment		
Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of	Purpose of grant or contribution	Amount
Name and address (home or business)	or substantial contributor	recipient	Contribution	
a Paid during the year  SEE STATEMENT 8	or substantial contributor	recipient		
Total		<u> </u>	3a	1,554,723.
h Approved for future payment  NONE  Total			3a	

#### Part XVI-A **Analysis of Income-Producing Activities**

er gross amounts unless otherwise indicated	Unrelated I	ousiness income	Exclud	ed by section 512, 513, or 514	(e)
	(a) Business	(b) Amount	(C) Exclu- sion	(d) Amount	Related or exempt function income
rogram service revenue	code		code	7	
	l l				
Fees and contracts from government agencies			_		
embership dues and assessments	<u> </u>		$\perp$		
terest on savings and temporary cash			1 1		
vestments		<del></del>	14	548,985.	
vidends and interest from securities et rental income or (loss) from real estate			14	340,903.	
Debt-financed property	<del></del>	<del></del>	+	<del></del>	
Not debt-financed property		<del></del>			
et rental income or (loss) from personal		<del></del>	+ +		
operty			1 1		
ther investment income			14	<49,183.	>
ain or (loss) from sales of assets other					
an inventory			18	<3,126,778.	>
et income or (loss) from special events					
ross profit or (loss) from sales of inventory	<u> </u>		1		
ther revenue	1 1				
		<del></del>			
<del></del>			+ $-+$		
			-		<del></del>
subtotal Add columns (b), (d), and (e)		0		<2,626,976.	>
otal. Add line 12, columns (b), (d), and (e)	• • • • • • • • • • • • • • • • • • • •		F	. 13	2 525 2 2
worksheet in line 13 instructions to verify calculate	ions )			•	
nt XVI-B Relationship of Activi	ties to the Accor	nplishment of E	Exempt	Purposes	
No. Explain below how each activity for whi	<del></del>				inlighment of
the foundation's exempt purposes (oth			- A CONTINU	ned importantly to the accom	pusitifient of
		<del></del>		<del></del>	
				<del></del>	<del></del>
					· · · · · · · · · · · · · · · · · · ·
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or	m 990-PF (2009)	ROBER	T AND MIC	CHELLE	DIENER FOUND	ATION		<u>75–2919</u>	060	Pag	je 13
P		mation Re		sfers To a	and Transactions a	nd Relatio	nships Wi	th Nonchar	itable		
1	Old the organization (	directly or indi	rectly engage in any	of the followin	g with any other organizatio	n described in s	ection 501(c)	of	1	es	No
	-				7, relating to political organ		• • •				
2	Transfers from the re	-								1	
٠	(1) Cash	portang touris		, and the same	yazation of				1a(1)	Ī	Х
	• • • • • • • • • • • • • • • • • • • •	•		•					$\overline{}$		$\frac{\dot{\mathbf{x}}}{\mathbf{x}}$
	(2) Other assets					•			1a(2)		
	Other transactions									1	w
	(1) Sales of assets to		• •		••	•		-	15(1)		<u>X</u>
	(2) Purchases of ass			organization	•			-	1b(2)		<u>X</u>
	(3) Rental of facilities								1b(3)		X
	(4) Reimbursement	arrangements		-			-		1b(4)		X
	(5) Loans or loan gu	ıarantees					•		1b(5)		<u>X</u>
	(6) Performance of s	services or me	mbership or fundra	ısıng solıcıtatıo	ns .				1b(6)		<u>X</u>
C	Sharing of facilities, e	equipment, ma	iling lists, other ass	ets, or paid emi	ployees		•		10		X
(	d If the answer to any o	of the above is	"Yes," complete the	following sche	dule Column (b) should alv	vays show the fa	air market value	of the goods, of	her asse	ts,	
					ed less than fair market valu	e in any transac	tion or sharing	arrangement, sh	ow in		
(a)	column (d) the value	_			exempt organization	(d) Descri	otion of transfers.	transactions, and s	haring arra	ngemer	nts
· ·	<del>   ` `</del>			N/A		<u> </u>					
-										-	
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2			-		or more tax-exempt organi	zations describe	ed .	<u></u>	٦	<u> </u>	٦
	in section 501(c) of the			c)(3)) or in sect	.10N 52/ /	•			_ Yes	LA	] No
_1	b If "Yes," complete the	a) Name of or			(h) Tune of organization		(a) Dagger	tran of relationsh			
	(c	N/A	janization		(b) Type of organization		(c) Describ	tion of relationsh	ıp		
_		N/A									
										-	
					<del>                                     </del>						
			-					· · · · · · · · · · · · · · · · · · ·			
-	Under penalties of penury	, I declare that I	nave examined this retu	ım, including acco	mpanying schedules and staten	nents, and to the b	est of my knowled	ge and belief, it is t	rue, correc	ι,	
	and complete Declaration	of preparer (oth	er than taxpayer or fidur	ciary) is based on	all information of which prepared	has any knowledg		- <b>7</b> .		_	
	14.0	n We	1	<u> </u>	111//5///	) ASS	5+ 1	166 SLVC	21	•	
ere	Signature of office	er or trustee	<del></del>		Date	Title			<u>.</u>		
Ĭ	Preparer's	10	1		) (	Date /	Check if	Prepare	's identifyi	ng num	nber
Sign Here	Pied os signature (or your il self-employed).	<u> </u>	latin			1/12/2010	self- employed	<u> </u>	3-68	-37	23
	Rim's name (or your	s CART		X & COM		· 1	EIN ▶	75-212	6046	3	
	ap or if self-employed).	1900	CEDAR SI								
	address, and ZIP coo	œ ▶ DALI	AS, TEXAS	S 75201			Phone n	214-8	380-0	38	0

FORM 990-PF DIVIDE	ENDS AND	INTER	EST FROM	SECU	RITIES	STATEMENT	1
SOURCE		GROSS	AMOUNT		PITAL GAINS DIVIDENDS	COLUMN (A AMOUNT	)
DIVIDEND INCOME INTEREST INCOME			491,137. 78,491.	_	20,643.	470,4 78,4	
TOTAL TO FM 990-PF, PART I	, LN 4		569,628.		20,643.	548,9	85.
FORM 990-PF	0	THER I	NCOME	<del> </del>		STATEMENT	2
DESCRIPTION			(A) REVENUE PER BOOK		(B) NET INVEST- MENT INCOME	(C) ADJUSTE NET INCO	
PARTNERSHIP INCOME			<49,	183.>	<49,183	.>	0.
TOTAL TO FORM 990-PF, PART	I, LINE	11 _	<49,	183.>	<49,183	.>	0.
FORM 990-PF		TAX	ES			STATEMENT	3
DESCRIPTION	EXPE	A) NSES BOOKS	(B) NET INV MENT IN	EST- COME	(C) ADJUSTED NET INCOM		
TAX ON NET INVESTMENT INCOME PAYROLL TAX	2	0,053. 221.		0.		0.	0. 11.
TO FORM 990-PF, PG 1, LN 1	8 2	0,274.	· <del></del>	110		01	11.
FORM 990-PF	0	THER E	XPENSES	· · · · · · · · · · · · · · · · · · ·	- <del></del>	STATEMENT	4
DESCRIPTION	EXPE	A) INSES BOOKS	(B) NET INV MENT IN		(C) ADJUSTED NET INCOM		
INVESTMENT ADVISORY FEE	2	0,212.	20	,212		0.	0.
TO FORM 990-PF, PG 1, LN 2	3 2	0,212.	20	,212		0.	0.
	======				= =====		

FOOTNOTES	STATEMENT	5
INFORMATION REQUIRED UNDER REG. SECTION 53.4942(A)-3(7)(II):		
1) DISTRIBUTABLE AMOUNTS DETERMINED UNDER SECTION 4942(D) FOR PRIOR YEARS (2002 IS FIRST YEAR OF START-UP PERIOD):		
2001 2002 2003 2004 2005 2006 2007 2008	56,4 298,0 18,7 1,609,8 1,667,5 1,837,5 1,960,1 1,695,9	23. 04. 26. 72. 46.
2) ACTUAL PAYMENTS MADE IN CASH OR ITS EQUIVALENT FOR EXEMPT PURPOSES:		
2001 2002 2003 2004 2005 2006 2007 2008 2009	202,3 261,6 416,4 404,6 843,0 1,536,2 1,772,8 1,971,8 1,564,1	94. 97. 40. 54. 97. 82.

FORM 990-PF OTHER	INVESTMENTS		STATEMENT	6
DESCRIPTION	VALUATION METHOD	BOOK VALUE	FAIR MARKET	ſ
STOCKS, BONDS AND OTHER INVESTMENTS ACCRUED INTEREST AND DIVIDENDS	COST	28,628,058. 1,295.	28,611,83	
TOTAL TO FORM 990-PF, PART II, LINE	13	28,629,353.	28,613,13	13.
FORM 990-PF PART XV LIST OF FOUND	- LINE 1A DATION MANAGE	rs	STATEMENT	<del></del> 7

NAME OF MANAGER

ROBERT B. DIENER MICHELLE S. DIENER

FORM 990-PF

STATEMENT

•	DURING THE YEAR		EMENI 0
RECIPIENT NAME AND ADDRESS	RECIPIENT RELATIONSHIP AND PURPOSE OF GRANT		AMOUNT
AISH HATORAH, INC. 520 8TH AVENUE, 20TH FLOOR NEW YORK, NE 10018	NONE RELIGIOUS	PUBLIC CHARITY	75,000.
ALEPH INSTITUTE 9540 COLLINS AVE. SURFSIDE, FL 33154	NONE RELIGIOUS	PUBLIC CHARITY	1,000.
ALPHA EPSILON PHI FOUNDATION 11 LAKE AVENUE EAST, SUITE 1A DANBURY, CT 06811	NONE EDUCATION	PUBLIC CHARITY	50.
AMERICAN FRIENDS OF BEIT IZZIE SHAPIRO 18900 NE 25TH AVENUE NORTH MIAMI BEACH, FL 33180	NONE RELIGIOUS	PUBLIC CHARITY	5,000.
AMERICAN FRIENDS OF MELITZ 5708 PARK HEIGHTS AVENUE BALTIMORE, MD 21215	NONE RELIGIOUS	PUBLIC CHARITY	180.
AMERICAN ISRAEL EDUCATION 251 H STREET, NW WASHINGTON, DC 20001	NONE RELIGIOUS	PUBLIC CHARITY	175,000.
AUDUBON SOCIETY OF TEXAS 2904 SWISS AVENUE DALLAS, TX 75204	NONE NATURE PRESERVATION	PUBLIC CHARITY	10,000.
BETH MOSHE 2225 NE 121ST STREET NORTH MIAMI , FL 33181	NONE RELIGIOUS	PUBLIC CHARITY	1,000.

GRANTS AND CONTRIBUTIONS

ROBERT AND MICHELLE DIENER FOUN	DATION		75-2919060
CHABAD OF NORTH MIAMI 1948 NE 123RD STREET NORTH MIAMI, FL 33181	NONE RELIGIOUS	PUBLIC CHARITY	1,800.
CORNELL UNIVERSITY 27 HALL ROAD ITHACA, NY 14853	NONE EDUCATION	PUBLIC CHARITY	40,100.
FIDELITY CHARITABLE GIFT FUND P.O. BOX 770001 CINCINNATI, OH 45277	NONE VARIOUS RELIGIOUS/EDUCATION/PR	PUBLIC CHARITY	846,830.
GREATER MIAMI JEWISH FEDERATION 4200 BISCAYNE BLVD MIAMI, FL 33137	NONE JEWISH EDUCATION	PUBLIC CHARITY	150,000.
HADASSEH 4200 BISCAYNE BLVD MIAMI, FL 33137	NONE JEWISH EDUCATION	PUBLIC CHARITY	180.
HEBREW ACADEMY 2400 PINE TREE DRIVE MIAMI BEACH, FL 33140	NONE RELIGIOUS	PUBLIC CHARITY	720.
HIGH SCHOOL IN ISRAEL 78 RANDALL AVENUE ROCKVILLE CENTRE, NY 11570	NONE JEWISH EDUCATION	PUBLIC CHARITY	5,000.
HILLEL COMMUNITY DAY SCHOOL 19000 N.E. 25TH AVE. N MIAMI BEACH, FL 33180	NONE JEWISH EDUCATION	PUBLIC CHARITY	88,188.
JACKSON MEMORIAL HOSPITAL FOUNDATION 901 NW 17TH STREET, SUITE G MIAMI, FL 33136	NONE HEALTH CARE	PUBLIC CHARITY	1,000.
JCC OF ATLANTA 5342 TILLY MILL ROAD DUNWOODY, GA 30338	NONE RELIGIOUS	PUBLIC CHARITY	2,000.

ROBERT AND MICHELLE DIENER FOUN	DATION	,	75-2919060
JEWISH COLLEGIATE LEARNING EXCHANGE 4900 PINE TREE DRIVE MIAMI BEACH, FL 33140	NONE EDUCATION	PUBLIC CHARITY	275.
JUNIOR LEAGUE FOR THE BLIND 5300 ANGELES VISTA BLVD. LOS ANGELES, CA 90043	NONE SERVICE THE BLIND	PUBLIC CHARITY	1,800.
KESHER L.D. INC. 18900 NORTHEAST 25TH AVE NORTH MIAMI BEACH, FL 33180	NONE SPECIAL NEEDS EDUCATION	PUBLIC CHARITY	1,000.
LIGA CONTRA EL CANCER - LEAGUE AGAINST CANCER 2180 SOUTH WEST 12 AVENUE MIAMI, FL 33129	NONE FREE CANCER TREATMENT	PUBLIC CHARITY	100.
MIAMI BEACH JCC 18900 NE 25TH AVENUE MIAMI BEACH, FL 33180	NONE JEWISH EDUCATION	PUBLIC CHARITY	4,500.
MIAMI CHILDREN'S MUSEUM 701 ARENA BLVD MIAMI, FL 33136	NONE CHILDREN'S MUSEUM/BUILDING	PUBLIC CHARITY	50,500.
MOUNT SINAI MEDICAL CENTER FOUNDATION 4300 ALTON ROAD MIAMI BEACH, FL 33140	NONE HEALTH CARE	PUBLIC CHARITY	3,500.
NATIONAL PARKINSONS FOUNDATION 1501 NW 9TH AVENUE MIAMI, FL 33136	NONE PARKINSONS RESEARCH/EDUCATION	PUBLIC CHARITY	1,000.
TEMPLE MENORAH 620 75TH STREET MIAMI BEACH, FL 33141	NONE JEWISH EDUCATION	PUBLIC CHARITY	15,000.
TULANE UNIVERSITY 6823 ST. CHARLES AVENUE NEW ORLEANS, LA 70118	NONE EDUCATION	PUBLIC CHARITY	50,000.

ROBERT AND MICHELLE DIENER FOUN	NDATION	•	75-2919060
UNIVERSITY OF FLORIDA HILLEL 2020 W UNIVERSITY AVENUE GAINESVILLE, FL 32603	NONE JEWISH EDUCATION	PUBLIC CHARITY	10,000.
UNIVERSITY OF FLORIDA P.O. BOX 14425 GAINESVILLE, FL 32604	NONE EDUCATION	PUBLIC CHARITY	1,000.
YCT RABBINICAL SCHOOL 3700 HENRY HUDSON PKWY, 2ND FLOOR RIVERDALE, NY 10463	NONE JEWISH EDUCATION	PUBLIC CHARITY	10,000.
YESHIVA UNIVERSITY 717 BELFER HALL 500 W. 185TH ST. NEW YORK, NY 10033	NONE EDUCATION	PUBLIC CHARITY	2,500.
ZETA TAU ALPHA FOUNDATION 3450 FOUNDERS ROAD INDIANAPOLIS, IN 46268	NONE EDUCATION	PUBLIC CHARITY	500.
TOTAL TO FORM 990-PF, PART XV, LI	NE 3A		1,554,723.

ROBERT AND MICHELLE DIENER FOUNDATION 75-2919060 CAPITAL GAINS AND LOSSES

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Account	Security	Shares	Bought Sold		Gross Proceeds	Cost Basis	Realized Gain/Loss	
SHORT TERM								
BNY Mellon	vanguard fixed inc inflation protected	69,508 80	11/3/2008	1/5/2009	1,510,012	1,510,012	0	
BNY Mellon	vanquard fixed inc inflation protected	68,587.11	11/4/2008	1/5/2009	1,489,989	1,489,989	0	
BNY Mellon	vanquard specialized portfolio reit	24,561 40	10/23/2008	1/5/2009	350,000	320,000	0	
BNY Mellon	pimco total return fund	98,135.43	11/3/2008	1/30/2009	1,000,000	1,000,000	0	
BNY Mellon	pimco total return fund	390.324	11/28/2008	1/30/2009	4,020	4,020	0	
BNY Mellon	pimco total return fund	1,778.44	12/10/2008	1/30/2009	17,607	17,607	0	
BNY Mellon	pimco total return fund	3,122.27	12/10/2008	1/30/2009	30,910	30,910	0	
BNY Mellon	vanquard world intl growth admiral	16,428,45	9/2/2008	2/4/2009	966,377	966,377	0	
BNY Mellon	vanguard world intligrowth admiral	8.038.59	9/19/2008	2/4/2009	472,857	472,857	0	
BNY Mellon	vancinard world intl growth admiral	8.157.94	9/22/2008	2/4/2009	479,877	479,877	0	
BNY Mellon	vanguard world intl growth admiral	1,608.08	12/15/2008	2/4/2009	94,593	94,593	0	
BNY Melon	vanciard world intl growth admiral	2 4 1 7 60	12/15/2008	2/4/2009	142,211	142,211	0	
BNY Mellon	eaton vance emercing mkts	6.078.29	9/5/2008	2/5/2009	241,044	241,044	0	
BNY Mellon	eaton vance emercing mkts	10,193.68	9/19/2008	2/5/2009	404,246	404,246	0	
BNY Mellon	eaton vance emerging mkts	8,944,54	9/22/2008	2/5/2009	354,710	354,710	0	
BNY Mellon	as equity	63,532.40	9/25/2008	2/5/2009	852,133	852,13	0	
BNY Mellon	Allibe sm	81,103.00	10/21/2008	2/5/2009	1.087.801	1,087,801	0	
DIV Mellon	ms equity	5.567.72	12/19/2008	2/5/2009	74,677	74,677	0	
DIV Mellon	me equity	16 018 75		2/5/2009	214,853	214.853	0	
	ins equity	24 561 40		9/26/2009	235 544	350,000	-114,456	
Jr Morgan	varigation specialized portfolio reit	486 923	3/25/2009	3/26/2009	4.670	4.446		
Jr Molgan	Valiguaid specialized political real	24001	0/17/2008	3/26/2009	002 570	249 700		
JP Morgan	ett vanguard reit	4,510.00	9/17/2000	3/20/2003	201,000	400 142		
JP Morgan	ett vanguard reit	00.740.7	10/3/2000	3/20/2009	400,142	100,004		
JP Morgan	etf vanguard reit	15,586 00	12/1/2008	3/26/2009	482,038	402,030		
JP Morgan	vanguard world intl growth admiral	6,074.10	9/5/2008	8/6/2009	300,000	357,739	67'/C-	
JP Morgan	vanguard tax managed europe pacific	6,477.00	9/22/2008	8/6/2009	230,481	230,48	<b>~</b>	
JP Morgan	vanguard tax managed europe pacific	15,418.00	9/22/2008	8/6/2009	548,642	548,642	0	
JP Morgan	vanguard energy	5,076.00	9/2/2008	8/6/2009	453,099	453,099	0	
JP Morgan	vanquard energy	1,724.00	8/29/2008	8/6/2009	153,889	153,889	0	
JP Morgan	vanguard large cap vipers	00.000'9	12/2/2008	10/22/2009	300,805	300,805		
JP Morgan Other Acc	eff vanquard reit	4,310.00	9/17/2008	3/26/2009	107,922	249,70(		
JP Morgan Other Acc	eff vanguard reit	3,690.00	10/3/2008	3/26/2009	92,397	195,644	•	
IP Morgan Other Acc	eff vanguard reit	3,857.00	10/3/2008	4/3/2009	107,014	204,498		
ID Morgan Other Acc	eff vanotiard reit	15,586.00	12/1/2008	4/3/2009	432,440	482,038	3 49,597	
SMH Capital Advisors	landry's 7 5 12/15/2014	120		2/13/2009	12,120	10,290		
CML Capital Advisors	Versein French	190		3/20/2009	18,193	16,768		
SMIT Capital Advisors	Powd Caming Corn	470		4/9/2009	27,730	38,246	7	
OMIT Capital Advisors	ford motor company	160		4/9/2009	10,720	8,360		
OMIT Capital Advisors	ceneral motors 11/01/2031	180	6/23/2008	4/9/2009	11.340	14,578	-3.238	
SIMIL Capital Advisors	general motors 11/01/2031	04	9/18/2008	4/9/2009	2.520	2.450		
Sivin Capital Advisors	general motors in 2002	ט מי	9/18/2008	4/9/2009	33 500	35,750		
SMH Capital Advisors		900	0,47,7008	4/0/2000	37 630	44 520	058'9'	
SMH Capital Advisors	level 3 commns inc. U3/ 15/2008	3	0007111	41014009	30,10	<b>(</b>		

ROBERT AND MICHELLE DIENER FOUNDATION 75-2919060 CAPITAL GAINS AND LOSSES

1/1/2009 through 12/31/2009

State   Security   State   Security   State	ERM ttal Advisors ital Advisors	ity				ross Proceeds		Kealized Gallincoss	
### Spring a general motors 1101/2031   150 918/2008 81/32099 14,025 91/88	ERM tal Advisors ital Advisors								
Capital Advisors   General Michael M	ta Advisors tal Advisors ital Advisors		Ç	00000	000000	11 035	0 188	4 838	
Capital Advisors   State Marked   Capital Advisors   Capital Advi	ital Advisors ital Advisors	at motors 11/01/2031	200	9/18/2008	9/13/2009	14,040	9,100	1,030	
Compact Advisors   Loonis Sayles Bond Fund   1,126.4   51,200.000   1,137.	ital Advisors	nancial	<u>8</u> i	9/10/2000	0/13/2009	0,0	7,010	2.5	
1,000,000,000,000,000,000,000,000,000,0		3 commns inc. 03/15/2008	2	9/17/2008	8/13/2009	008'0	0,000	2 6	
The course sayles Bond Fund   1,084.16   6302009   12,000   12,2		is Sayles Bond Fund	1,026.48	5/28/2008	5/20/2009	11,475	14,720	-3,245	
main         Loomis Sayles Bond Fund         1,128.37         7/30/2008         5/20/2009         12,474         14,969           main         Loomis Sayles Bond Fund         1,128.37         7/30/2008         5/20/2009         12,472         14,969           main         Loomis Sayles Bond Fund         1,128.35         1/22/2008         5/20/2009         12,472         14,969           main         Loomis Sayles Bond Fund         1,283.53         1/12/2008         5/20/2009         22,734         25,499           main         Loomis Sayles Bond Fund         1,283.53         1/12/2008         5/20/2009         22,688         1/4,271         1/4,271         1/4,499           main         Loomis Sayles Bond Fund         1,123.23         1/21/2008         5/20/2009         1,23,69         1/4,499         1/4,		s Sayles Bond Fund	1,084.16	6/30/2008	5/20/2009	12,120	15,200	-3,080	
main         Loomis Sayles Bond Fund         1,115 66         \$229,000         \$529,000         1,14,550         14,450           main         Loomis Sayles Bond Fund         1,235,33         \$122,000         \$520,000         1,24,22         14,474           main         Loomis Sayles Bond Fund         1,283,30         1,122,000         \$520,000         1,553         14,744           main         Loomis Sayles Bond Fund         2,068,88         1,217,2000         \$520,000         1,541         15,172           main         Loomis Sayles Bond Fund         2,068,88         1,217,2000         \$520,000         1,751         1,752           main         Loomis Sayles Bond Fund         1,152,22         225,000         1,513         1,158         1,148           main         Loomis Sayles Bond Fund         1,152,22         225,000         570,000         1,289         1,138           namin         Loomis Sayles Bond Fund         1,152,22         225,000         570,000         1,289         1,138           namin         Loomis Sayles Bond Fund         1,153,00         95,20,000         570,000         1,289         1,148           Topic         Complex Acc         varigand large cap vipers         6,000.00         95,20,000         1,270,003 <td></td> <td>s Sayles Bond Fund</td> <td>1,128.37</td> <td>7/30/2008</td> <td>5/20/2009</td> <td>12,614</td> <td>15,346</td> <td>-2,732</td> <td></td>		s Sayles Bond Fund	1,128.37	7/30/2008	5/20/2009	12,614	15,346	-2,732	
main         Loomis Sayles Bond Fund         1,238.53         9,2320009         15,346         15,445           main         Loomis Sayles Bond Fund         1,238.30         11/22/2008         5,202/2009         15,383         14,774           main         Loomis Sayles Bond Fund         2,683.88         12/12/2008         5,202/2009         17,431         25,489           main         Loomis Sayles Bond Fund         2,683.88         12/12/2009         5,202/2009         22,286         19,481           main         Loomis Sayles Bond Fund         1,283.23         12/12/2009         5,202/2009         1,289         1,289           main         Loomis Sayles Bond Fund         1,182.92         2,286/2009         1,389         1,289         1,289           main         Loomis Sayles Bond Fund         1,182.92         2,286/2009         1,389         1,289         1,289           AL SHORT TERM         Loomis Sayles Bond Fund         1,182.90         5,200/2009         1,389         1,289           AL SHORT TERM         Loomis Sayles Bond Fund         1,182         4,281         4,281         1,389         1,4843,510           AL SHORT TERM         Loomis Sayles Bond Fund         1,182         4,282         2,282         2,282         2,282		s Sayles Bond Fund	1,115 66	8/29/2008	5/20/2009	12,472	14,950	-2,478	
main         Loomis Sayles Bond Fund         1,483.36         1102820009         15,583         14,774           main         Loomis Sayles Bond Fund         1,583.36         112220008         55020009         15,583         14,774           main         Loomis Sayles Bond Fund         2,683.36         121/22008         55020009         23,724         25,439           main         Loomis Sayles Bond Fund         2,028.35         121/22008         55020009         7,68         19,461           main         Loomis Sayles Bond Fund         1,218.22         2,226,0009         7,000         1,28,99         11,280           main         Loomis Sayles Bond Fund         1,128.22         2,226,0009         5,000         1,289         11,289         1,280           main         Loomis Sayles Bond Fund         1,128,000         5,000         1,289         1,289         1,289         1,289           AL SHORT TERM         Loomis Sayles Bond Fund         1,128,000         5,000         1,289         1,289         1,278           AL SHORT TERM         Loomis Sayles Bond Fund         1,128,000         5,000         5,000         1,289         1,289         1,289         1,289         1,289         1,289         1,289         1,289         1,289		s Sayles Bond Fund	1,238.53	9/23/2008	5/20/2009	13,846	15,445	-1,599	
main         Loomis Sayise Bond Fund         1,559.30         11725/2008         5702/2009         17,431         15,172           main         Loomis Sayise Bond Fund         1,559.30         11725/2008         520/2009         17,431         15,172           main         Loomis Sayise Bond Fund         1,278,2008         520/2009         1,289         19,481           main         Loomis Sayise Bond Fund         1,178,23         2,266,2009         1,289         1,289           main         Loomis Sayise Bond Fund         1,178,23         2,266,2009         1,289         1,289           main         Loomis Sayise Bond Fund         1,144,33         3,202,2009         1,289         1,289           main         Loomis Sayise Bond Fund         1,144,33         3,226,2009         5,202,2009         1,289         1,289           main         Loomis Sayise Bond Fund         1,144,44         4,228,200         1,272,200         1,289         1,289           main         Loomis Sayise Bond Fund         1,144,45         4,228,200         1,270,733         1,484,3,610           Apple Sayise Bond Fund         Loomis Sayise Bond Fund         1,144,45         4,228,200         1,281,200         1,284,33           Apple Sayise Bond Fund         Loomis Sayise Bond	_	s Savies Bond Fund	1,483.36	10/28/2008	5/20/2009	16,583	14,774	1,808	
main         Loomis Sayles Bond Fund         2.658.88         12/12/2008         55/20/2009         25.49           main         Loomis Sayles Bond Fund         2.029.35         12/12/2008         55/20/2009         25.648           main         Loomis Sayles Bond Fund         1.218.23         12/12/2008         55/20/2009         13.619         12.804           main         Loomis Sayles Bond Fund         1.158.23         12/12/2008         52/20/2009         13.619         12.804           main         Loomis Sayles Bond Fund         1.158.23         2.26/2009         52/20/2009         13.891         11.804           AL SHORT TERM         Loomis Sayles Bond Fund         1.251.53         31/24/2009         57/20/2009         13.991         12.72           3 FERM         An Short TERM         4.728/2009         57/20/2009         13.991         12.72           3 FERM         An Short Medical Build         4.728/2009         57/20/2009         39.800         40.21           3 FERM         An Short Medical Build         4.728/2009         57/2009         39.800         40.72           3 FERM         An Short Medical Build         4.728/2009         1.728/2009         39.800         40.72           2 Capital Advisors         kimbal Inil	i ani	s Savies Bond Fund	1,559.30	11/25/2008	5/20/2009	17,431	15,172	2,260	
Loomis Sayles Bond Fund		is Savies Bond Fund	2,658.88	12/12/2008	5/20/2009	29,724	25,499	4,225	
Loomis Sayles Bond Fund 68 428 12/12/2008 5/20/2009 13,619 12,804 11,808 12,000 12,809 11,809		Sayles Bond Find	2 029 35	12/12/2008	5/20/2009	22.686	19,461	3.225	
Loomis Sayles Bond Fund 1,218.23 12772009 5/20/2009 13,619 12,804 Loomis Sayles Bond Fund 1,518.3 3/24/2009 5/20/2009 13,991 12,728 Loomis Sayles Bond Fund 1,518.3 3/24/2009 5/20/2009 13,991 12,728 12,728 Loomis Sayles Bond Fund 1,518.3 3/24/2009 5/20/2009 13,991 12,728 12,728 Loomis Sayles Bond Fund 1,518.3 3/24/2009 5/20/2009 13,991 12,728 1		s Cayles Bond Fund	68 428	12/12/2008	5/20/2009	765	656	109	
Loomis Sayles Bond Fund 1,551.53 2/26/2009 12,000 1		is Caylos Bond Find	1 218 23	1/27/2009	5/20/2009	13 619	12 804	815	
Loomis Sayles Bond Fund 1,21,132 31242009 1,3991 1,272 1,300 1,291 1,300 1,301		S Sayles Done I and	1 150 00	2/26/2000	5/20/2000	12,889	11 898	066	
Loomis Sayles Bond Fund 54.1445 47282009 5/20/2009 6/53 5,722 1,700 99/2009 6/50/2009 6/50/30 1,700 99/2009 6/20/2009 6/50/200	_	S dayles bollo rullo	1,102.02	3/24/2000	6/20/200	13 001	12 72R	1 263	
Loomis Sayles Bond Fund		is sayles bond rund	55.152,1	3/24/2009	5/20/2009	- nn n	7,720	004	
vanguard large cap vipers 6,000.00 9/5/2008 10/23/2009 39,890 40,210 1/3.00 9/22/2008 10/23/2009 39,890 40,210 1/3.00 9/22/2009 3/22/2009 3/3,990 3/40,994 3/40,994 3/20,000 6/12/2006 3/25/2009 1/3.66 124,410 1/3.20 00 6/12/2006 3/25/2009 1/3.66 124,410 1/3.20 00 6/23/2009 1/3.66 124,410 1/3.20 00 6/23/2009 1/3.66 124,410 1/3.20 00 6/23/2009 1/3.66 1/3.20 00 6/23/2009 1/3.66 1/3.20 00 6/23/2009 1/3.66 1/3.20 00 6/23/2009 1/3.66 1/3.20 00 6/23/2009 1/3.66 1/3.20 00 6/23/2009 1/3.66 1/3.20 00 6/23/2009 1/3.66 1/3.20 00 6/23/2009 1/3.66 1/3.20 00 6/23/2009 1/3.20 00 6/23/2009 1/3.20 00 6/23/2009 1/3.20 00 6/23/2009 1/3.20 00 6/23/2009 1/3.20 00 6/23/2009 1/3.20 00 6/23/2009 1/3.20 00 6/23/2009 1/23/2009 1/3.20 00 6/23/2009 1/23/20		is Sayles Bond Fund	541.445	4/28/2009	2/20/2009	6,053	5,723	330	
vanguard large cap vipers         6,000.00         9/5/2008         10/23/2009         297,063         300,805           vanguard large cap vipers         4,000.00         9/5/2008         10/23/2009         297,063         300,805           vanguard tax managed europe pacific         1,130.00         3/25/2009         7/1/2009         2,390,498         3,440,334           kimbali hill         1,300.00         6/12/2006         3/25/2009         1,386         124,410           kimbali hill         1,320.00         6/12/2006         3/25/2009         1,386         124,410           kimbali hill         1,100.11         1,100.00         8/32/2006         3/25/2009         1,386         124,410           kimbali hill         1,100.11         1,100.00         8/32/2009         3/25/2009         1,144         10,010           advanced 7.75 11/01/12         1,0         8/18/2006         3/25/2009         1,148         9,570           advanced 7.75 11/01/12         1,0         1,10/2007         4/9/2009         3,675         5,810           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         1,6,013         3,475           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         1,6,010 <td></td> <td></td> <td></td> <td></td> <td></td> <td>14,270,733</td> <td>14,843,610</td> <td>-572,878</td> <td></td>						14,270,733	14,843,610	-572,878	
vanguard large cap vipers         6,000.00         9/5/2008         10/23/2009         297,063         300,805           vanguard large cap vipers         4,000.00         9/5/2008         10/23/2009         297,063         300,805           vanguard tax managed europe pacific         11,30.00         9/22/2008         10/23/2009         3,440,934         -4,021           kimbali hill         1,132.00         6/23/2006         3/25/2009         1,366         124,410           kimbali hill         1,10,112         1,182/2006         3/25/2009         1,366         124,410           kimbali hill         1,10,112         1,0         8/18/2006         3/25/2009         1,366         124,410           advanced 7.75 11/01/12         1,0         8/18/2006         3/25/2009         1,48         9,570           advanced 7.75 11/01/12         1,0         1,16/200         3/25/2009         1,48         14,48           advanced 7.75 11/01/12         7,0         3/6/2008         4/9/2009         8,400         14,48           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         1,830         4,713           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         1,830         4,736	TERM								
inance marathon Structured finance Fund (1,130.00 9/22/2008 10/23/2009 39,880 40,210 (1,130.00 14,232.37 71/12006 71/12009 2,390,488 3,440,934 (1,232.37 71/12006 71/12009 2,390,488 3,440,934 (1,232.37 71/12006 71/12009 1,365 17,340 (1,241.0) (1,241.00 1,361.0) (1,241.00 1,341.0) (1,241.00 1,361.00 1,361.00 1,361.00 1,361.00 1,361.00 1,361.00 1,361.00 1,361.00 1,361.00 1,3		ard large cap vipers	6,000.00	9/5/2008	10/23/2009	297,063	300,805	-3,742	
inance marathon Structured finance Fund 14,232.37 7/1/2006 7/1/2009 2,390,498 3,440,934 1-10,000 6/12/2006 3/25/2009 1,366 124,410 10,010 110 6/12/2006 3/25/2009 1,366 124,410 10,010 110 6/12/2006 3/25/2009 1,366 124,410 10,010 110 8/9/2006 3/25/2009 114 10,010 10,010 114 114 114 114 114 114 114 114 114		ard tax managed europe pacific	1.130.00	9/22/2008	10/23/2009	39,890	40,210	-321	
kimball hill         3,000.00         6/12/2006         3/25/2009         3,103         283,290           kimball hill         1,320 00         6/23/2006         3/25/2009         1,366         124,410           kimball hill         100         8/92/2006         3/25/2009         1,36         124,410           kimball hill         110         8/18/2006         3/25/2009         103         8,925           kimball hill         110         8/18/2006         3/25/2009         114         9,570           kimball hill         110         8/18/2006         3/25/2009         114         9,570           advanced 7.75 11/01/12         70         3/6/2008         4/9/2009         8,400         14,880           advanced 7.75 11/01/12         350         3/5/2006         4/9/2009         3,675         5,810           advanced 7.75 11/01/12         350         3/5/2006         4/9/2009         3,675         5,810           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         16,013         34,75           Sirius satellite radio         4,000.00         6/20/2006         4/9/2009         16,013         32,160           Stank morticardi 10/01/2014         4,000.00         1/20/2006	-inance	hon Structured finance Fund	14,232.37	7/1/2006	7/1/2009	2,390,498	3,440,934	-1,050,436	
kimball hill         1,320 00         6,23,2006         3/25/2009         1,366         124,410           kimball hill         110         7/18/2006         3/25/2009         114         10,010           kimball hill         110         8/9/2006         3/25/2009         114         9,570           kimball hill         110         8/18/2006         3/25/2009         114         9,570           advanced 7.75 11/01/12         160         11/6/2007         4/9/2009         8,400         14,880           advanced 7.75 11/01/12         70         3/6/2008         4/9/2009         8,475         5,810           sirus satellite radio         4,000.00         6/20/2006         4/9/2009         18,000         3/4,75           sirus satellite radio         4,000.00         6/20/2006         4/9/2009         18,000         3/4,75           sirus satellite radio         4,000.00         6/20/2006         4/9/2009         18,000         3/4,75           sirus satellite radio         4,000.00         6/20/2006         4/9/2009         18,000         17,488           sirus satellite radio         1,300.00         1/23/2006         4/9/2009         14,750         14,748           sirus satellite radio         1,300.00		ii biil	3 000 00	6/12/2006	3/25/2009	3.103	283,290	-280,187	
kimball hill         110         7/18/2006         3/25/2009         114         10,010           kimball hill         100         8/9/2006         3/25/2009         103         8/925           kimball hill         110         8/18/2006         3/25/2009         114         9,570           advanced 7.75 11/01/12         160         11/6/2007         4/9/2009         8,400         14,880           advanced 7.75 11/01/12         350         3/6/2008         4/9/2009         3,675         5,810           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         16,013         34,475           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         183,000         373,500           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         183,000         37,475           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         183,000         37,475           sirius satellite radio         4,000.00         1,233/2007         4/9/2009         183,000         32,160         41,880           Standard Pacific Corp         1,300.00         1/23/2007         4/9/2009         27,450         44,719           boyd gaming corp			1 320 00	6/23/2006	3/25/2009	1,366	124.410	-123,044	
kimball hill         100         8/92006         3/25/2009         103         8/925           kimball hill         110         8/18/2006         3/25/2009         114         9,570           advanced 7.75 11/01/12         160         11/6/2007         4/9/2009         8,400         14,880           advanced 7.75 11/01/12         36         3/6/2008         4/9/2009         8,400         14,880           sirius satellite radio         4,000.00         6/20/2006         4/9/2009         183,000         373,500           sirius satellite radio         4,000.00         6/20/2009         18,922         4,180         4,180           strius satellite radio         4,000.00         6/20/2009         1/23/2009         117,480         4,180           Standard Pacific Corp<			110	7/18/2006	3/25/2009	114	10,010	968'6-	
kimball hill advanced 7.75 11/01/12 350 3/6/2008 4/9/2009 3,675 5,810 34,475 5;irus satellite radio sirius satellite radio sirius satellite radio 4,000.00 6/20/2006 4/9/2009 1,830 1,830 4,030 4,030 6/20/2006 4/9/2009 1,830 1,830 4,030 6/20/2006 4/9/2009 1,830 1,830 4,030 6/20/2009 1,830 1,830 4,030 6/20/2009 1,830 1,748 80 117,488 117,488 117,488 117,488 117,488 117,488 117,488 117,480 117,480 117,72009 11,300 11,23/2007 11,2017 110 11/6/2006 11/6/2006 11/6/2009 11/6			100	8/9/2006	3/25/2009	103	8,925	-8.822	
advanced 7.75 11/01/12 160 11/6/2007 4/9/2009 8,400 14,880 14,880 advanced 7.75 11/01/12 70 3/6/2008 4/9/2009 16,013 34,475 5,810 sirius satellite radio 4,000.00 6/20/2006 4/9/2009 183,000 1,830 4,030 5,810 sirius satellite radio 40 3/5/2007 4/9/2009 183,000 1,830 4,030 5,2160 41,030 17/2006 4/9/2009 1,830 4,030 17/2006 5,200 527,450 44,719 american 7.875 3/1/2017 460 10/23/2007 7/20/2009 27,450 44,719 american 7.875 3/1/2017 460 10/23/2007 7/20/2009 14,260 45,080 8/10/2009 8/10/2009 3,550 3,550 3,255 boyd gaming corp 60 7/9/2008 8/10/2009			110	8/18/2006	3/25/2009	114	9,570	-9,456	
advanced 7.75 11/01/12  360 3/27/2006 4/9/2009 16,013 34,475  sirius satellite radio  4,000.00 6/20/2006 4/9/2009 183,000 373,500  sirius satellite radio  40 3/5/2007 4/9/2009 183,000 4,030  ford motor credit 10/01/2013 4,092  ford motor credit 10/01/2013 4,092  ford motor credit 10/01/2013 4,922  ford motor credit 10/01/2013 1,300.00 1/23/2006 4/9/2009 32,160 41,780  Standard Pacific Corp  pep boys 7/5 12/15/2014 460 10/23/2007 7/20/2009 14,260 45,080  k hovmanian enterprises 40 4/25/2008 8/10/2009 5,200 9,425  boyd gaming corp  advanced 7.75 11/01/12 360 7/10/2007 8/13/2009 8,800 9,130  altern rent 9.25 8/15/2013 360 7/10/2007 8/13/2009 14,400 35,955			160	11/6/2007	4/9/2009	8.400	14,880	-6,480	
sirius satellite radio 40 3/5/2007 4/9/2009 183,000 4,030 ford motor credit 10/01/2013 480 7/7/2006 4/9/2009 32,160 41,880 Standard Pacific Corp pep boys 7/5 12/15/2014 460 10/23/2007 7/20/2009 14,260 45,080 k hovmaina enterprises 40 4/25/2008 8/10/2009 5,200 9,425 boyd gaming corp poyd gaming corp advanced 7.75 11/01/12 860 7/10/2007 8/13/2009 6,3255 advanced 7.75 11/01/12 360 7/10/2007 8/13/2009 14,400 35,955		ced 7 75 11/01/12	22	3/6/2008	4/9/2009	3,675	5,810	-2,135	
sirius satellite radio sirius satellite radio sirius satellite radio 4,000.00 4,092009 1,830 1,830 4,030 6/20207 4/9/2009 32,160 41,880 41,880 41,880 41,92009 32,160 41,880 41,72009 527,450 44,719 460 10/23/2007 7/20/2009 8,425 boyd gaming corp boyd gaming corp advanced 7.75 11/01/12 360 7/10/2007 8/13/2009 8/800 9/425 9/425 9/426 9/425 9/426 9/400 9/426 9/4		satellite radio	350	3/27/2006	4/9/2009	16,013	34,475	-18,463	
sirius satellite radio for the state of the		catellite radio	4 000 00	6/20/2006	4/9/2009	183,000	373,500	-190,500	
ford motor credit 10/01/2013 480 7/7/2006 4/9/2009 32,160 41,880 177,488 177,2006 4/9/2009 61,750 117,488 17,500 17,23/2006 4/9/2009 61,750 117,488 17,500 17,2014 450 6/13/2007 7/20/2009 14,260 45,080 45,080 16/2006 7/27/2009 5,200 9,425 600 16/2008 8/10/2009 8,550 3,255 600 17,9/2008 8/10/2009 8,800 9,130 aherr rent 9.25 8/15/2013 360 7/10/2007 8/13/2009 14,400 35,955 -		satellite radio	40	3/5/2007	4/9/2009	1,830	4,030	-2,200	
Standard Pacific Corp Standard Pacific Corp pep boys 7/5 12/014 450 6/13/2006 4/9/2009 61,750 117,488 44,719 american 7.875 3/1/2017 49/2009 27,450 44,719 american 7.875 3/1/2017 100 1/6/2006 7/27/2009 5,200 9,425 boyd gaming corp boyd gaming corp advanced 7.75 11/01/12 3/6/2008 8/13/2009 8,800 9,130 aherr rent 9.25 8/15/2013 360 7/10/2007 8/13/2009 14,400 35,955		satement 10/01/2013	480	7/7/2006	4/9/2009	32,160	41.880	-9.720	
Standard T action     100     1/6/2006     4/719       pep boys 7/5 1/5/2014     460     6/13/2007     4/9/2009     27,450     44,719       american 7.875 3/1/2017     460     10/23/2007     7/20/2009     14,260     45,080       k hovmanian enterprises     40     4/25/2008     8/10/2009     3,550     9,425       boyd gaming corp     60     7/9/2008     8/10/2009     5,325     4,538       advanced 7.75 11/01/12     110     3/6/2008     8/13/2009     9,130       ahern rent 9.25 8/15/2013     360     7/10/2007     8/13/2009     14,400     35,955		OCC CICAL TOWN IN TAIL	1 300 00	1/23/2006	4/9/2009	61,750	117.488	-55.738	
pep boys 7.3 12 13/2014 450 10/23/2007 7/20/2009 14,260 45,080 45,080 45,080 10/23/2007 7/20/2009 14,260 45,080 45,080 100 1/6/2006 7/27/2009 5,200 9,425 40 4/25/2008 8/10/2009 3,550 3,255 9,500 9,130 advanced 7.75 11/01/12 110 3/6/2007 8/13/2009 8,800 9,130 ahern rent 9.25 8/15/2013 360 7/10/2007 8/13/2009 14,400 35,955		aid raciiic Colp	00.00.	6/13/2007	4/0/2009	27.450	44 719	-17 269	
A hovnanian enterprises 1.07 3/12/01 1/2/2009 1/		3ys 7/3 12/13/2014	160	40/23/2007	6002/02/2	14.260	45,080	-30 820	
k novnanian enterprises       100		can 7.873 3/1/2017	9 6	10/20/2001	7/2/2000	007,4	000,01	4 225	
boyd gaming corp 40 4/25/2008 8/10/2009 3,550 3,255 5,255 boyd gaming corp 60 7/9/2008 8/10/2009 5,325 4,538 advanced 7.75 11/01/12 110 3/6/2008 8/13/2009 8,800 9,130 ahern rent 9.25 8/15/2013 360 7/10/2007 8/13/2009 14,400 35,955		nanian enterprises	99 ;	9007/9/1	6007/17/1	007'6	0.44,9 0.10	C77 <sup>†</sup>	
boyd gaming corp 60 7/9/2008 8/10/2009 5,325 4,538 advanced 7.75 11/01/12 110 3/6/2008 8/13/2009 8,800 9,130 ahern rent 9.25 8/15/2013 360 7/10/2007 8/13/2009 14,400 35,955		gaming corp	40	4/25/2008	8/10/2009	3,550	3,255	267	
advanced 7.75 11/01/12 110 3/6/2008 8/13/2009 8,800 9,130 ahern rent 9.25 8/15/2013 360 7/10/2007 8/13/2009 14,400 35,955		gaming corp	09	7/9/2008	8/10/2009	5,325	4,538	788	
ahern rent 9.25 8/15/2013 360 7/10/2007 8/13/2009 14,400 35,955		ced 7.75 11/01/12	110	3/6/2008	8/13/2009	8,800	9,130	-330	
	•	rent 9.25 8/15/2013	360	7/10/2007	8/13/2009	14,400	35,955	-21,555	

ROBERT AND MICHELLE DIENER FOUNDATION 75-2919060 CAPITAL GAINS AND LOSSES

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through
2009
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Account	Security	Shares	Bought	Sold	Gross Proceeds	Cost Basis	Realized Gain/Loss
SHORT TERM							
SMH Capital Advisors	ahern rent 9.25 8/15/2013	09	9/11/2007	8/13/2009	2,400	5,625	
SMH Capital Advisors	sirius satellite radio	80	3/5/2007	8/13/2009	9'800	90'8	
SMH Capital Advisors	sirius satellite radio	120	7/6/2007		10,200	11,730	
SMH Capital Advisors	Dune Energy Inc.	320	8/7/2008		15,360	28,560	-13,200
<ul> <li>SMH Capital Advisors</li> </ul>	ford motor credit 10/01/2013	06	7/7/2006			7,853	
SMH Capital Advisors	ford motor credit 10/01/2013	09	6/6/2007			5,75	
SMH Capital Advisors	capmark financial group	200	6/4/2008			16,300	•
SMH Capital Advisors	Standard Pacific Corp	180	1/23/2006			16,268	
SMH Capital Advisors	pep boys 7/5 12/15/2014	120	6/13/2007			11,92	
SMH Capital Advisors	William Lyon Homes 4/01/2013	520	10/25/2005	8/13/2009	18,200	54,730	-36,530
SMH Capital Advisors	astrotech corp	620	11/30/2004			49,321	
SMH Capital Advisors	aventine 10% 4/1/2017	450	1/25/2008			34,686	
SMH Capital Advisors	aventine 10% 4/1/2017	40	2/1/2008	•		3,370	
ssb- main	Loomis Sayles Bond Fund	98,039.22	3/13/2008			1,386,275	
ssb- main	Loomis Sayles Bond Fund	78,764 18	3/13/2008			1,113,725	
ssb- main	Loomis Sayles Bond Fund	2,050 95	3/31/2008			15,152	
ssb- main	Loomis Sayles Bond Fund	976.341	3/31/2008			13,981	
TOTAL LONG TERM					5,169,502	7,748,639	-2,579,137
OVERALL TOTAL					19,440,235	22,592,249	-3,152,014