Form **990-PF**

Department of the Treasury
Internal Revenue Service

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

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

OMB No 1545-0052

2009

For calendar year 2009, or tax year beginning , and ending

G Check all that apply: ☐ Initial return ☐ Initial return of a former public charity ☐ Final return ☐ Amended return ☐ Address change ☐ Name change

Use the IRS label. Otherwise, print or type. See Specific Instructions.

Name of foundation: The Mark and Kathie Miller Foundation

Number and street (or P O box number if mail is not delivered to street address) / Room/suite: 3113 Carrigan Canyon

City or town, state, and ZIP code: Salt Lake City, UT 84109

A Employer identification number: 87-0676533

B Telephone number: 801-560-0595

C If exemption application is pending, check here ☐

D 1. Foreign organizations, check here ☐

2. Foreign organizations meeting the 85% test, check here and attach computation ☐

E If private foundation status was terminated under section 507(b)(1)(A), check here ☐

F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ☐

H Check type of organization: [X] Section 501(c)(3) exempt private foundation ☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation

I Fair market value of all assets at end of year (from Part II, col (c), line 16) ▶$ 4,725,859.

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

Part I **Analysis of Revenue and Expenses** (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))

		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc., received			N/A	
	2 Check ▶ [X] if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments	17,020.	17,020.		
	4 Dividends and interest from securities	108,636.	108,636.		
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	<552,598.>			
	b Gross sales price for all assets on line 6a 1,642,990.				
	7 Capital gain net income (from Part IV, line 2)		0.		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
	c Gross profit or (loss)				
	11 Other income				
	12 Total Add lines 1 through 11	<426,942.>	125,656.		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	0.	0.		0.
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees				
	b Accounting fees Stmt 1	650.	0.		0.
	c Other professional fees				
	17 Interest				
	18 Taxes				
	19 Depreciation and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses Stmt 2	17,299.	17,299.		0.
	24 **Total operating and administrative expenses.** Add lines 13 through 23	17,949.	17,299.		0.
	25 Contributions, gifts, grants paid	599,975.			599,975.
	26 **Total expenses and disbursements.** Add lines 24 and 25	617,924.	17,299.		599,975.
	27 Subtract line 26 from line 12:				
	a Excess of revenue over expenses and disbursements	<1,044,866.>			
	b **Net investment income** (if negative, enter -0-)		108,357.		
	c **Adjusted net income** (if negative, enter -0-)			N/A	

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Part II Balance Sheets — Attached schedules and amounts in the description column should be for end-of-year amounts only		Beginning of year (a) Book Value	End of year (b) Book Value	(c) Fair Market Value
Assets	1 Cash - non-interest-bearing	2,608.		
	2 Savings and temporary cash investments	5,069,484.	4,027,226.	3,927,487.
	3 Accounts receivable ▶			
	Less: allowance for doubtful accounts ▶			
	4 Pledges receivable ▶			
	Less: allowance for doubtful accounts ▶			
	5 Grants receivable			
	6 Receivables due from officers, directors, trustees, and other disqualified persons			
	7 Other notes and loans receivable ▶ 798,372.			
	Less: allowance for doubtful accounts ▶	798,372.	798,372.	798,372.
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10a Investments - U.S. and state government obligations			
	b Investments - corporate stock			
	c Investments - corporate bonds			
	11 Investments - land, buildings, and equipment basis ▶			
	Less accumulated depreciation ▶			
	12 Investments - mortgage loans			
	13 Investments - other			
	14 Land, buildings, and equipment: basis ▶			
	Less accumulated depreciation ▶			
	15 Other assets (describe ▶)			
	16 Total assets (to be completed by all filers)	5,870,464.	4,825,598.	4,725,859.
Liabilities	17 Accounts payable and accrued expenses			
	18 Grants payable			
	19 Deferred revenue			
	20 Loans from officers, directors, trustees, and other disqualified persons			
	21 Mortgages and other notes payable			
	22 Other liabilities (describe ▶)			
	23 Total liabilities (add lines 17 through 22)	0.	0.	
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ ☐ and complete lines 24 through 26 and lines 30 and 31			
	24 Unrestricted			
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here ▶ [X] and complete lines 27 through 31.			
	27 Capital stock, trust principal, or current funds	0.	0.	
	28 Paid-in or capital surplus, or land, bldg., and equipment fund	0.	0.	
	29 Retained earnings, accumulated income, endowment, or other funds	5,870,464.	4,825,598.	
	30 Total net assets or fund balances	5,870,464.	4,825,598.	
	31 Total liabilities and net assets/fund balances	5,870,464.	4,825,598.	

Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year - Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	5,870,464.
2	Enter amount from Part I, line 27a	2	<1,044,866.>
3	Other increases not included in line 2 (itemize) ▶	3	0.
4	Add lines 1, 2, and 3	4	4,825,598.
5	Decreases not included in line 2 (itemize) ▶	5	0.
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	4,825,598.

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Part IV Capital Gains and Losses for Tax on Investment Income

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

	(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a				
b				
c				
d				
e	1,642,990.		2,195,588.	<552,598.>

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69

	(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any	(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))
a				
b				
c				
d				
e				<552,598.>

2	Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7; If (loss), enter -0- in Part I, line 7 }	2	<552,598.>
3	Net short-term capital gain or (loss) as defined in sections 1222(5) and (6): If gain, also enter in Part I, line 8, column (c). If (loss), enter -0- in Part I, line 8	3	N/A

Part V Qualification Under Section 4940(e) for Reduced Tax on Net Investment Income

(For optional use by domestic private foundations subject to the section 4940(a) tax on net investment income.)

If section 4940(d)(2) applies, leave this part blank.

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period? ☐ Yes ☒ No

If "Yes," the foundation does not qualify under section 4940(e). Do not complete this part.

1 Enter the appropriate amount in each column for each year; see instructions before making any entries.

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col. (b) divided by col. (c))
2008	618,772.	4,475,826.	.138248
2007	579,500.	6,987,380.	.082935
2006	330,290.	7,265,923.	.045457
2005	622,050.	6,612,689.	.094069
2004			

2	**Total** of line 1, column (d)	2	.360709
3	Average distribution ratio for the 5-year base period - divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years	3	.090177
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	
5	Multiply line 4 by line 3	5	0.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	1,084.
7	Add lines 5 and 6	7	1,084.
8	Enter qualifying distributions from Part XII, line 4	8	599,975.

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions.

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see instructions)

1a	Exempt operating foundations described in section 4940(d)(2), check here ▶ ☐ and enter "N/A" on line 1. Date of ruling or determination letter: ________ (attach copy of letter if necessary-see instructions)		
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ▶ [X] and enter 1% of Part I, line 27b	1	1,084.
c	All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b)		
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	2	0.
3	Add lines 1 and 2	3	1,084.
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	4	0.
5	**Tax based on investment income.** Subtract line 4 from line 3. If zero or less, enter -0-	5	1,084.
6	Credits/Payments:		
a	2009 estimated tax payments and 2008 overpayment credited to 2009 — 6a		
b	Exempt foreign organizations - tax withheld at source — 6b		
c	Tax paid with application for extension of time to file (Form 8868) — 6c		
d	Backup withholding erroneously withheld — 6d		
7	Total credits and payments. Add lines 6a through 6d	7	0.
8	Enter any **penalty** for underpayment of estimated tax. Check here ☐ if Form 2220 is attached	8	
9	**Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** ▶	9	1,084.
10	**Overpayment** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶	10	
11	Enter the amount of line 10 to be: **Credited to 2010 estimated tax** ▶ **Refunded** ▶	11	

Part VII-A Statements Regarding Activities

			Yes	No
1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see instructions for definition)?	1b		X
	If the answer is "Yes" to **1a** *or* **1b**, *attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.*			
c	Did the foundation file **Form 1120-POL** for this year?	1c		X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: **(1)** On the foundation. ▶ $ 0. **(2)** On foundation managers. ▶ $ 0.			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ▶ $ 0.			
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? *If "Yes," attach a detailed description of the activities*	2		X
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? *If "Yes," attach a conformed copy of the changes*	3		X
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year? N/A	4b		
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? *If "Yes," attach the statement required by General Instruction T.*	5		X
6	Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either: • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	6	X	
7	Did the foundation have at least $5,000 in assets at any time during the year? *If "Yes," complete Part II, col (c), and Part XV.*	7	X	
8a	Enter the states to which the foundation reports or with which it is registered (see instructions) ▶ UT			
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by *General Instruction G? If "No," attach explanation*	8b	X	
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV)? *If "Yes," complete Part XIV*	9		X
10	Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses	10		X

Part VII-A Statements Regarding Activities *(continued)*

			Yes	No
11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? N/A	13		

Website address ▶ N/A

14 The books are in care of ▶ Mark Miller Telephone no. ▶ 801-560-0595

Located at ▶ 3113 Carrigan Canyon, Salt Lake City, UT ZIP+4 ▶ 84109

15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of **Form 1041** - Check here ▶ ☐

and enter the amount of tax-exempt interest received or accrued during the year ▶ 15 N/A

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.

			Yes	No
1a	During the year did the foundation (either directly or indirectly):			
	(1) Engage in the sale or exchange, or leasing of property with a disqualified person? ☐ Yes ☒ No			
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? ☐ Yes ☒ No			
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ☐ Yes ☒ No			
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ☐ Yes ☒ No			
	(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? ☐ Yes ☒ No			
	(6) Agree to pay money or property to a government official? (**Exception.** Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.) ☐ Yes ☒ No			
b	If any answer is "Yes" to 1a(1)-(6), did **any** of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 20 of the instructions)? N/A	1b		
	Organizations relying on a current notice regarding disaster assistance check here ▶ ☐			
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?	1c		X
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)):			
a	At the end of tax year 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009? ☐ Yes ☒ No			
	If "Yes," list the years ▶ ____, ____, ____, ____			
b	Are there any years listed in 2a for which the foundation is **not** applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to **all** years listed, answer "No" and attach statement - see 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. ▶ ____, ____, ____, ____			
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? ☐ Yes ☒ No			
b	If "Yes," did it have excess business holdings in 2009 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969; (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest; or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? *(Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009.)* N/A	3b		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?	4b		X

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

		Yes	No
5a During the year did the foundation pay or incur any amount to:			
(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? ☐ Yes ☒ No			
(2) Influence the outcome of any specific public election (see section 4955); or to carry on, directly or indirectly, any voter registration drive? ☐ Yes ☒ No			
(3) Provide a grant to an individual for travel, study, or other similar purposes? ☐ Yes ☒ No			
(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? ☐ Yes ☒ No			
(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals? ☐ Yes ☒ No			
b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)? N/A	5b		
Organizations relying on a current notice regarding disaster assistance check here ▶ ☐			
c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? N/A ☐ Yes ☐ No			
If "Yes," attach the statement required by Regulations section 53.4945-5(d).			
6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? ☐ Yes ☒ No			
b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?	6b		X
If "Yes" to 6b, file Form 8870.			
7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☒ No			
b If yes, did the foundation receive any proceeds or have any net income attributable to the transaction? N/A	7b		

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1 List all officers, directors, trustees, foundation managers and their compensation.

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
Mark Miller 3113 Carrigan Canyon Salt Lake City, UT 84109	Trustee 0.50	0.	0.	0.
Dale Hansen 185 South State Street, Suite 1300 Salt Lake City, UT 84180	Trustee 0.00	0.	0.	0.
Deborah S. Bayle 175 West Temple, Suite 300 Salt Lake City, UT 84101	Trustee 0.00	0.	0.	0.

2 Compensation of five highest-paid employees (other than those included 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				

Total number of other employees paid over $50,000 ▶ 0

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors *(continued)*

3 Five highest-paid independent contractors for professional services. If none, enter "NONE."

(a) Name and address of each person paid more than $50,000	(b) Type of service	(c) Compensation
NONE		
Total number of others receiving over $50,000 for professional services ▶		0

Part IX-A Summary of Direct Charitable Activities

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

Part IX-B Summary of Program-Related Investments

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2.	Amount
1 N/A	
2	
All other program-related investments. See instructions. 3	
Total. Add lines 1 through 3 ▶	0.

Part X Minimum Investment Return (All domestic foundations must complete this part Foreign foundations, see instructions)

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	0.
b	Average of monthly cash balances	1b	0.
c	Fair market value of all other assets	1c	
d	**Total** (add lines 1a, b, and c)	1d	0.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation) 1e 0.		
2	Acquisition indebtedness applicable to line 1 assets	2	0.
3	Subtract line 2 from line 1d	3	0.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3. Enter here and on Part V, line 4	5	0.
6	**Minimum investment return** Enter 5% of line 5	6	0.

Part XI Distributable Amount (see instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here ▶ ☐ and do not complete this part.)

1	Minimum investment return from Part X, line 6	1	0.
2a	Tax on investment income for 2009 from Part VI, line 5 2a 1,084.		
b	Income tax for 2009. (This does not include the tax from Part VI.) 2b		
c	Add lines 2a and 2b	2c	1,084.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	0.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	0.
6	Deduction from distributable amount (see instructions)	6	0.
7	**Distributable amount** as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	0.

Part XII Qualifying Distributions (see instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
a	Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	1a	599,975.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	**Qualifying distributions.** Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	599,975.
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	1,084.
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	598,891.

Note. The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years.

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Part XIII Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				0.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			0.	
b Total for prior years: ______ , ______ , ______		0.		
3 Excess distributions carryover, if any, to 2009:				
a From 2004				
b From 2005 322,050.				
c From 2006 330,290.				
d From 2007 579,500.				
e From 2008 618,772.				
f **Total** of lines 3a through e	1,850,612.			
4 Qualifying distributions for 2009 from Part XII, line 4: ▶ $ 599,975.				
a Applied to 2008, but not more than line 2a			0.	
b Applied to undistributed income of prior years (Election required - see instructions)		0.		
c Treated as distributions out of corpus (Election required - see instructions)	0.			
d Applied to 2009 distributable amount				0.
e Remaining amount distributed out of corpus	599,975.			
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	2,450,587.			
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				0.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3)	0.			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7	0.			
9 **Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a	2,450,587.			
10 Analysis of line 9:				
a Excess from 2005 322,050.				
b Excess from 2006 330,290.				
c Excess from 2007 579,500.				
d Excess from 2008 618,772.				
e Excess from 2009 599,975.				

Part XIV Private Operating Foundations (see instructions and Part VII-A, question 9) N/A

1 a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, enter the date of the ruling ▶

b Check box to indicate whether the foundation is a private operating foundation described in section ☐ 4942(j)(3) or ☐ 4942(j)(5)

	Tax year	Prior 3 years			
	(a) 2009	(b) 2008	(c) 2007	(d) 2006	(e) Total
2 a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities. Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon: a "Assets" alternative test - enter: (1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test - enter: (1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

Part XV Supplementary Information (Complete this part only if the foundation had $5,000 or more in assets at any time during the year-see the instructions.)

1 **Information Regarding Foundation Managers:**

a List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than $5,000). (See section 507(d)(2).)

None

b List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest.

None

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

Check here ▶ [X] if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d.

a The name, address, and telephone number of the person to whom applications should be addressed:

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

c Any submission deadlines:

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

Part XV Supplementary Information (continued)

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

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a Paid during the year				
See Statement 3				
Total			▶ 3a	599,975.
b Approved for future payment				
None				
Total			▶ 3b	0.

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income
	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
1 Program service revenue:					
a					
b					
c					
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments			14	17,020.	
4 Dividends and interest from securities			14	108,636.	
5 Net rental income or (loss) from real estate:					
a Debt-financed property					
b Not debt-financed property					
6 Net rental income or (loss) from personal property					
7 Other investment income					
8 Gain or (loss) from sales of assets other than inventory			18	<552,598.>	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue:					
a					
b					
c					
d					
e					
12 Subtotal. Add columns (b), (d), and (e)		0.		<426,942.>	0.

13 **Total.** Add line 12, columns (b), (d), and (e) 13 <426,942.>

(See worksheet in line 13 instructions to verify calculations.)

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes).

923621
02-02-10

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

		Yes	No
1 Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?			
a Transfers from the reporting foundation to a noncharitable exempt organization of:			
(1) Cash	1a(1)		X
(2) Other assets	1a(2)		X
b Other transactions:			
(1) Sales of assets to a noncharitable exempt organization	1b(1)		X
(2) Purchases of assets from a noncharitable exempt organization	1b(2)		X
(3) Rental of facilities, equipment, or other assets	1b(3)		X
(4) Reimbursement arrangements	1b(4)		X
(5) Loans or loan guarantees	1b(5)		X
(6) Performance of services or membership or fundraising solicitations	1b(6)		X
c Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		X

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

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

2a Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? ☐ Yes ☒ No

b If "Yes," complete the following schedule.

(a) Name of organization	(b) Type of organization	(c) Description of relationship
N/A		

Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete Declaration of preparer (other than taxpayer or fiduciary) is based on all information of which preparer has any knowledge

▶ [signature] 1/16/11 ▶ Trustee

Signature of officer or trustee Date Title

Paid Preparer's Use Only

Preparer's signature ▶ [signature] CPA Date 2/15/11 Check if self-employed ▶ ☐ Preparer's identifying number

Firm's name (or yours if self-employed), address, and ZIP code ▶ Burbank & Wilde, PLLC 541 West 500 South Bountiful, UT 84010 EIN ▶

Phone no. 801-305-1040

usee
UTAH SOCIETY for
ENVIRONMENTAL EDUCATION

UTAH SOCIETY for
ENVIRONMENTAL EDUCATION

466 East 500 South, Suite 100
Salt Lake City, Utah 84111
t 801 328 1549
www usee org

February 15, 2011

Mark Miller Subaru
ATTN Mr. Jeff Miller
3734 South State Street
Salt Lake City, UT 84115

RECEIVED
MAR 0 1 2011
TPR BRANCH
OGDEN

Dear Mr. Miller,

On behalf of the Utah Society for Environmental Education, I would like to personally thank you for your generous contribution of $13,000.00 to support our efforts in strengthening and professionalizing environmental education in Utah. Federal income tax law requires us to inform you that no goods or services were provided to you in return for you gift. Therefore, within the limits prescribed by law, the full amount of your gift is deductible for Federal income tax purposes.

USEE is a 501(c)3, non-profit organization that helps educators and programs achieve a high level of professionalism in the field of environmental education by establishing standards of knowledge, skills, experience, and conduct to ensure quality and effective environmental education practices. USEE aims to encourage environmental literacy by teaching Utahans **how to think, not what to think about the environment.** To achieve this goal, USEE serves as an umbrella organization and information resource for environmental educators, K-12 teachers, higher education and the Utah community at large. These efforts and your support will help ensure economic, social and environmental sustainability for Utah.

Thank you again for supporting USEE and for your investment in strengthening environmental education efforts in Utah! Please contact me if you have any questions or would like additional information about USEE.

Sincerely,

AWalk

Andree' Walker Bravo
Executive Director

February 15, 2011

Ms Tania Miller
Mark Miller Subaru
3535 S State Street
Salt Lake City, UT 84115

Dear Tania,

Please accept our sincere thanks for your company's recent generous gift in the amount of $13,000 to the animals of the Humane Society of Utah Your kind assistance makes possible the continuance of our many programs on behalf of animals in need of our help, which include shelter and adoption for homeless and unwanted pets, low-cost vaccinations and sterilization surgeries, humane education presentations to hundreds of schools, hospitals, and care facilities, raising public awareness on important animal issues, and statewide investigation of animal cruelty and neglect.

None of these important activities could exist without the vital support provided by special, caring people like you, and we are deeply grateful for your outstanding service to the cause of making Utah a better place for all its living beings. To show our appreciation, we would also like to publicly express our thanks to Mark Miller Subaru on our electronic message center, which is prominently located off the I-15 freeway and is seen by the drivers of more than 300,000 cars every day

Again, thank you so much for helping us speak for those whose voices too often go unheard.

Very truly yours,

Gene Baierschmidt
Executive Director

GB·kb

HUMANE SOCIETY OF UTAH

4242 South 300 West
P.O. Box 573659
Murray, Utah 84157
(801) 261-2919
Fax # (801) 261-9577
www utahhumane.org

Wednesday, February 16, 2011

Tatiana Kireiev Miller
Mark Miller Subaru
3535 South State Street
Sandy, Utah 84115

Dear Tatiana,

On behalf of The Road Home and the hundreds of people overcoming homelessness we serve each day, thank you for your generous of $13,000.00. Your donation will directly support the programs and services The Road Home provides.

In recent years, The Road Home has grown to address a spectrum of needs those challenged with homelessness encounter. In addition to operating the largest shelter in Utah, we have developed a comprehensive Rapid Re-housing program which returns families to housing as quickly as possible. Stressing the return of families to independent living, while giving them the individual case management and assistance necessary to achieve it, represents a dramatic new response to the issue of family homelessness.

In support of our housing programs, The Road Home also manages 26 transitional housing units, and operates the state's largest permanent supportive housing facility, Palmer Court. During the coldest months, our Community Winter Shelter, an overflow facility in Midvale, is open to ensure that no one is left out in the cold.

The challenges facing those we assist are greater than ever, but we are grateful to operate in such a giving community as we work to end homelessness through projects like Palmer Court and Rapid Re-housing.

A tour of our facilities is a great way to learn more about the programs and services The Road Home Provides! To set-up a tour time, please contact our Development Office at 801-819-7297.

Thank you again for your gift to The Road Home. Together, with your continued support, we can provide for the needs of the families and individuals in our community who are overcoming homelessness.

Thank you for your support,
Sincerely,

Celeste Eggert

Thank you for this generous donation!

Celeste Eggert
Development Director

This letter is an acknowledgement of your contribution to The Road Home. It is provided pursuant to section 170(f)(8) of the Internal Revenue Code The Road Home is a 501 (c)(3) charitable organization Our federal ID number is 87-0212465 Donations are deductible for tax income purposes to the extent allowed by the law The Road Home is obliged to inform you that you did not personally receive any goods or service, in whole or in part, for the contribution you made

the ROAD HOME®
Support and Shelter for Overcoming Homelessness

210 S Rio Grande Street
Salt Lake City, UT 84101
TEL Administration 801 359 4142 TEL Development & PR 801 355 1433
FAX 801 359 4178 www.theroadhome.org

Schedule 3

Charitable Contributions

June 14, 2002

SECURED PROMISSORY NOTE

FOR VALUE RECEIVED, **MARK MILLER SUBARU, INC.**, a Utah corporation ("Maker"), promises to pay to the order of **THE MARK AND KATHIE MILLER FOUNDATION** (together with its successors and assigns, "Lender"), the sum of $363,021.66, which sum was previously loaned by Lender to Maker and is currently outstanding (the "Existing Loan"), together with all amounts ("Future Loans") that may hereafter be loaned by Lender to Maker pursuant to the Loan and Security Agreement of even date herewith to which Maker and Lender are parties (the "Loan Agreement") and interest on the Existing Loan and Future Loans as provided in this Secured Promissory Note (the "Note"). For purposes of this Note, "Outstanding Principal Balance" means, at any time, the aggregate principal portion of the Existing Loan and Future Loans that has not been repaid by Maker to Lender at such time.

The Existing Loan and all funds advanced or transferred by Lender to Maker at any time hereafter shall constitute loans made under the Loan Agreement unless Maker and Lender agree in writing otherwise. Interest shall accrue on the Outstanding Principal Balance at a variable rate, which rate shall be equal to the interest rate in effect from time to time with respect to the Wells Fargo Loan (as defined in the Loan Agreement). Interest accrued on the Outstanding Principal Balance shall be due and payable monthly on the first day of each month. The entire Outstanding Principal Balance, together with unpaid interest thereon and all other amounts payable under this Note shall be due and payable in full on the third business day after Lender makes written demand for payment to Maker.

All payments under this Note shall be made in lawful money of the United States of America to Lender at 3113 East Carrigan Canyon Road, Salt Lake City, Utah 84109, or at such other place as Lender shall have designated to Maker in writing. All payments shall be applied first to accrued interest and then to outstanding principal.

PAID IN FULL 2/16/11

This Note is secured by, and Lender is entitled to the benefits of, the Loan Agreement, which creates a security interest in certain personal property of Maker, and any other instruments or documents that may hereafter be given by Maker or any other party for the benefit of Lender to secure this Note (such documents being referred to herein collectively as the "Security Documents"). Reference is made to the Security Documents for a description of the property covered thereby and the rights and remedies of Lender in regard thereto.

Time is of the essence hereof. In the event of any default hereunder or under any Security Document that is not cured within the applicable notice and grace period, if any, then the whole Outstanding Principal Balance plus accrued interest and all other obligations of Maker to Lender, direct or indirect, absolute or contingent, now existing or hereafter arising, shall, at the option of Lender, become immediately due and payable without notice or demand, and Lender shall have and may exercise any or all of the rights and remedies provided herein and in the Security Documents as they may be amended, modified or supplemented from time to time.

If Maker fails to timely pay any amount due under this Note or fails to timely perform any of its duties or obligations under the Security Documents, and Lender takes any action to collect the amount due, or to exercise its rights under the Security Documents, including without limitation, retaining attorneys for collection of this Note, or if any suit or proceeding is brought for the recovery of all or any part, or for the protection, of the indebtedness, or to foreclose the Security Documents or to enforce Lender's rights under the Security Documents; then Maker agrees to pay on demand all costs and expenses of any such action to collect, suit or proceeding, and any appeal of any such suit or proceeding, incurred by Lender, including but not limited to, the reasonable fees and disbursements of Lender's attorneys and their staff.

Maker and any endorser or guarantor hereof jointly and severally waive presentment for payment, protest, notice of dishonor and protest, and consent to any extension of time with respect to any payment due under this Note, to any substitution or release of collateral, and to the addition or release of any party. No waiver of any payment under this Note shall operate as a waiver of any other payment.

If any provision of this Note shall be held invalid, illegal or unenforceable in any jurisdiction, the validity, legality or enforceability of any defective provision shall not be in any way affected or impaired in any other jurisdiction. If any interest rate provided for by this Note exceeds the maximum interest rate permitted by applicable law, such interest rate shall be reduced to the highest interest rate permitted by applicable law.

No delay or failure of Lender in the exercise of any right or remedy provided for hereunder shall be deemed a waiver of such right by Lender, and no exercise of any right or remedy shall be deemed a waiver of any other right or remedy which Lender may have.

This Note is to be governed by and construed according to the laws of the State of Utah.

This Note may be prepaid in whole or in part at any time without penalty. Interest must be paid to and including the date of any prepayment.

DATED as of the day and year first set forth above.

MARK MILLER SUBARU, INC., a Utah corporation

By: ______________________

Mark Miller, President

#118356 v1

Accounts & Trade > Portfolio >

History

Help/Glossary | Download | Print

Account Foundation Master (Z72404845) Name This Account

History | **Pending Transfers**

Time Period: Past 30 Days

Sort by: Date ○ Ascending ◉ Descending

Display ☐ Display settlements in core account

Transaction History for the Past 30 Days

As of 02/18/2011, 3:30 AM ET

02/18/2011	**DIVIDEND RECEIVED**		
	BHI	BAKER HUGHES INC	
Cash			Amount: $39.75
02/18/2011	**DIVIDEND RECEIVED**		
	NI	NISOURCE INC	
Cash			Amount: $109.94
02/16/2011	CHECK RECEIVED		
		No Description	
Cash			Amount: $799,207.35 *
02/16/2011	CHECK RECEIVED		
		No Description	
Cash			Amount: $1,670.34 *
02/16/2011	Check Paid # 5094		
Cash			Amount: -$8,310.00
02/16/2011	DIVIDEND RECEIVED		
	NYB	NEW YORK COMMUNITY BANCORP	
Cash			Amount: $233.75
02/15/2011	DIVIDEND RECEIVED		
	ABT	ABBOTT LABORATORIES	
Cash			Amount: $234.08
02/15/2011	DIVIDEND RECEIVED		
	AON	AON CORP	
Cash			Amount: $14.70
02/15/2011	DIVIDEND RECEIVED		
	HAS	HASBRO INC	
Cash			Amount: $82.75
02/15/2011	DIVIDEND RECEIVED		
	MMC	MARSH & MCLENNAN COS	
Cash			Amount: $113.40
02/15/2011	DIVIDEND RECEIVED		
	PG	PROCTER & GAMBLE CO	
Cash			Amount: $608.03

Schedule 2

Loan Pay-off

Form 990-PF | Grants and Contributions Paid During the Year | Statement 3

Recipient Name and Address	Recipient Relationship and Purpose of Grant	Recipient Status	Amount
Special Olympics Utah 4 Triad Center Salt Lake City, UT 84180	General Cash Donation		10,000.
Salt Lake Art Center 20 South West Temple Salt Lake City, UT 84101	General Cash Donation		1,000.
Utah Museum of Fine Arts 410 Campus Center Drive Salt Lake City, UT 84112	General Cash Donation		10,000.
Hogle Zoo 2600 E Sunnyside Ave Salt Lake City, UT 84108	General Cash Donation		23,600.
KUED 101 Wasatch Drive Salt Lake City, UT 84065	General Cash Donation		1,000.
Rowland Hall-St. Mark's 970 E 800 S Salt Lake City, UT 84102	General Cash Donation		5,000.
Boys and Girls Club of Greater Salt Lake 669 South 200 East, Suite 100 Salt Lake City, UT 84111	General Cash Donation		3,000.
The Children's Center 1855 E Medical Dr Salt Lake City, UT 84112	General Cash Donation		20,500.

Artspace 329 W Pierpont Ave Salt Lake City, UT 84101	General Cash Donation	25,000.
Ronald McDonald House 130 S 800 E Salt Lake City, UT 84102	General Cash Donation	1,000.
Utah Museum of Natural History 1390 E President's Circle Salt Lake City, UT 84112	General Cash Donation	20,000.
University Hospital Foundation 50 North Medical Drive Salt Lake City, UT 84132	General Cash Donation	40,500.
Ririe Woodbury 138 W. Broadway Salt Lake City, UT 84101	General Cash Donation	2,000.
Guadalupe Schools 340 S Goshen Salt Lake City, UT 84104	General Cash Donation	9,000.
University of Utah 201 S. Presidents Circle Room 203 Salt Lake City, UT 84112	General Cash Donation	9,500.
National Ability Center PO Box 682799 Park City, UT 84068	General Cash Donation	10,000.
Red Butte Garden 300 Wakara Way Salt Lake City, UT 84108	General Cash Donation	1,000.
United Way of Greater Salt lake 175 S West Temple Salt Lake City, UT 84101	General Cash Donation	406,375.

Honorary Colonels PO Box 1776 Salt Lake City, UT 84020	General Cash Donation	500.
Utah Youth Village 1006 Atherton Drive Salt Lake City, UT 84123	General Cash Donation	1,000.
Total to Form 990-PF, Part XV, line 3a		599,975.

Form 990-PF	Accounting Fees	Statement 1

Description	(a) Expenses Per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
Accounting	650.	0.		0.
To Form 990-PF, Pg 1, ln 16b	650.	0.		0.

Form 990-PF	Other Expenses	Statement 2

Description	(a) Expenses Per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
Investment Expenses	14,792.	14,792.		0.
Foreign Taxes	2,507.	2,507.		0.
To Form 990-PF, Pg 1, ln 23	17,299.	17,299.		0.

Part IV Capital Gains and Losses for Tax on Investment Income

	(a) List and describe the kind(s) of property sold, e.g., real estate, 2-story brick warehouse; or common stock, 200 shs. MLC Co.	(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
1a	Fidelity Investments Various Securities	P	Various	Various
b	The Bapis Group Various Securities	P	Various	Various
c	The Bapis Group Various Securities	P	Various	Various
d	The Bapis Group Various Securities	P	Various	Various
e	The Bapis Group Various Securities	P	Various	Various
f	High Tower Advisors Various Securities	P	Various	Various
g	The Bapis Group Various Securities	P	Various	Various
h				
i				
j				
k				
l				
m				
n				
o				

	(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a	1,123,646.		1,351,445.	<227,799.>
b	249,950.		345,175.	<95,225.>
c	95,733.		167,187.	<71,454.>
d	105,382.		137,142.	<31,760.>
e	15,250.		20,862.	<5,612.>
f	52,057.		146,269.	<94,212.>
g	972.		27,508.	<26,536.>
h				
i				
j				
k				
l				
m				
n				
o				

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69

	(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any	(l) Losses (from col. (h)) Gains (excess of col. (h) gain over col. (k), but not less than "-0-")
a				<227,799.>
b				<95,225.>
c				<71,454.>
d				<31,760.>
e				<5,612.>
f				<94,212.>
g				<26,536.>
h				
i				
j				
k				
l				
m				
n				
o				

2	Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7 / If (loss), enter "-0-" in Part I, line 7 }	2	<552,598.>
3	Net short-term capital gain or (loss) as defined in sections 1222(5) and (6): If gain, also enter in Part I, line 8, column (c). If (loss), enter "-0-" in Part I, line 8	3	N/A