Form **990-PF**

Department of the Treasury
Internal Revenue Service

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

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

OMB No. 1545-0052

2009

For calendar year 2009, or tax year beginning , 2009, and ending , 20

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

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

Name of foundation: ERTESZEK FAMILY FOUNDATION 491205500

A Employer identification number: 95-3952646

Number and street (or P O box number if mail is not delivered to street address): 600 FIFTH AVENUE — Room/suite:

B Telephone number (see page 10 of the instructions): (212) 632-3000

City or town, state, and ZIP code: NEW YORK, NY 10020

C If exemption application is pending, check here ▶ [ ]

D 1 Foreign organizations, check here ▶ [ ]

2 Foreign organizations meeting the 85% test, check here and attach computation ▶ [ ]

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

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

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

I Fair market value of all assets at end of year (from Part II, col (c), line 16) ▶ $ 3,905,576.

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) (see page 11 of the instructions).)*

		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc., received (attach schedule)				
	2 Check ▶ [ ] if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities	116,424.	116,424.		
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	-175,678.			
	b Gross sales price for all assets on line 6a 801,821.				
	7 Capital gain net income (from Part IV, line 2)				
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
	c Gross profit or (loss) (attach schedule)				
	11 Other income (attach schedule)	853.	853.		STMT 1
	12 **Total.** Add lines 1 through 11	-58,401.	117,277.		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc.	37,103.	7,421.		29,682.
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)				
	b Accounting fees (attach schedule)				
	c Other professional fees (attach schedule) STMT 2	36,524.	29,227.		7,297.
	17 Interest				
	18 Taxes (attach schedule) (see page 14 of the instructions) STMT 3	2,055.	1,555.		
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule) STMT 4	10.			10.
	24 **Total operating and administrative expenses.** Add lines 13 through 23	75,692.	38,203.		36,989.
	25 Contributions, gifts, grants paid	184,600.			184,600.
	26 Total expenses and disbursements Add lines 24 and 25	260,292.	38,203.		221,589.
	27 Subtract line 26 from line 12				
	a Excess of revenue over expenses and disbursements	-318,693.			
	b **Net investment income** (if negative, enter -0-)		79,074.		
	c **Adjusted net income** (if negative, enter -0-)				

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Part II Balance Sheets

Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)

		Beginning of year (a) Book Value	End of year (b) Book Value	End of year (c) Fair Market Value
Assets	1 Cash - non-interest-bearing			
	2 Savings and temporary cash investments	251,715.	41,201.	41,201.
	3 Accounts receivable ▶			
	Less. allowance for doubtful accounts ▶			
	4 Pledges receivable ▶			
	Less allowance for doubtful accounts ▶			
	5 Grants receivable			
	6 Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 16 of the instructions)			
	7 Other notes and loans receivable (attach schedule) ▶			
	Less. allowance for doubtful accounts ▶			
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10 a Investments - U S and state government obligations (attach schedule)	852,921.	710,902.	737,425.
	b Investments - corporate stock (attach schedule)	1,941,706.	1,803,853.	2,079,680.
	c Investments - corporate bonds (attach schedule)	842,218.	1,013,911.	1,047,270.
	11 Investments - land, buildings, and equipment basis ▶			
	Less accumulated depreciation (attach schedule) ▶			
	12 Investments - mortgage loans			
	13 Investments - other (attach schedule)			
	14 Land, buildings, and equipment basis ▶			
	Less accumulated depreciation (attach schedule) ▶			
	15 Other assets (describe ▶)			
	16 **Total assets** (to be completed by all filers - see the instructions. Also, see page 1, item I)	3,888,560.	3,569,867.	3,905,576.
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 (attach schedule)			
	22 Other liabilities (describe ▶)			
	23 **Total liabilities** (add lines 17 through 22)			
Net Assets or Fund Balances	**Foundations that follow SFAS 117, check here ▶ ☐ and complete lines 24 through 26 and lines 30 and 31.**			
	24 Unrestricted			
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. ▶ X			
	27 Capital stock, trust principal, or current funds	3,888,560.	3,569,867.	
	28 Paid-in or capital surplus, or land, bldg , and equipment fund			
	29 Retained earnings, accumulated income, endowment, or other funds			
	30 **Total net assets or fund balances** (see page 17 of the instructions)	3,888,560.	3,569,867.	
	31 **Total liabilities and net assets/fund balances** (see page 17 of the instructions)	3,888,560.	3,569,867.	

Part III Analysis of Changes in Net Assets or Fund Balances

1 Total net assets or fund balances at beginning of year - Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	3,888,560.
2 Enter amount from Part I, line 27a	2	-318,693.
3 Other increases not included in line 2 (itemize) ▶	3	
4 Add lines 1, 2, and 3	4	3,569,867.
5 Decreases not included in line 2 (itemize) ▶	5	
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	3,569,867.

Part IV Capital Gains and Losses for Tax on Investment Income

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

	(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a				
b				
c				
d				
e				

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

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

2 Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7 / If (loss), enter -0- in Part I, line 7 } **2** -175,678.

3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6):
If gain, also enter in Part I, line 8, column (c) (see pages 13 and 17 of the instructions).
If (loss), enter -0- in Part I, line 8 **3**

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

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

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

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period? ☐ Yes ☒ No
If "Yes," the foundation does not qualify under section 4940(e). Do not complete this part.

1 Enter the appropriate amount in each column for each year; see page 18 of the instructions before making any entries.

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2008	246,848.	4,315,842.	0.05719579169
2007	269,433.	4,894,263.	0.05505078088
2006	242,711.	4,648,231.	0.05221577843
2005	269,840.	4,543,205.	0.05939419419
2004	257,581.	4,585,571.	0.05617206668

2	**Total** of line 1, column (d)	2	0.28002861187
3	Average distribution ratio for the 5-year base period - divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years	3	0.05600572237
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	3,626,534.
5	Multiply line 4 by line 3	5	203,107.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	791.
7	Add lines 5 and 6	7	203,898.
8	Enter qualifying distributions from Part XII, line 4	8	221,589.

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions on page 18.

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see page 18 of the instructions)

1a	Exempt operating foundations described in section 4940(d)(2), check here ▶ [ ] and enter "N/A" on line 1 . . . Date of ruling or determination letter ______________ (attach copy of ruling letter if necessary - see instructions)		
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ▶ [X] and enter 1% of Part I, line 27b	1	791.
c	All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b)		
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)	2	
3	Add lines 1 and 2	3	791.
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	4	NONE
5	**Tax based on investment income.** Subtract line 4 from line 3 If zero or less, enter -0-	5	791.
6	Credits/Payments		
a	2009 estimated tax payments and 2008 overpayment credited to 2009 — 6a: 2,022.		
b	Exempt foreign organizations-tax withheld at source — 6b: NONE		
c	Tax paid with application for extension of time to file (Form 8868) — 6c: NONE		
d	Backup withholding erroneously withheld — 6d:		
7	Total credits and payments. Add lines 6a through 6d	7	2,022.
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	
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶	10	1,231.
11	Enter the amount of line 10 to be: **Credited to 2010 estimated tax** ▶ 1,231. **Refunded** ▶	11	

Part VII-A Statements Regarding Activities

			Yes	No
1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for definition)?	1b		X
	If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.			
c	Did the foundation file **Form 1120-POL** for this year?	1c		X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year. (1) On the foundation. ▶ $ ____ (2) On foundation managers ▶ $ ____			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ▶ $ ____			
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? *If "Yes," attach a detailed description of the activities.*	2		X
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? *If "Yes," attach a conformed copy of the changes*	3		X
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year?	4b		
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? *If "Yes," attach the statement required by General Instruction T.*	5		X
6	Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either: • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	6	X	
7	Did the foundation have at least $5,000 in assets at any time during the year? *If "Yes," complete Part II, col. (c), and Part XV*	7	X	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ STMT 5			
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by *General Instruction G? If "No," attach explanation*	8b	X	
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2009 or the taxable year beginning in 2009 (see instructions for Part XIV on page 27)? *If "Yes," complete Part XIV*	9		X
10	Did any persons become substantial contributors during the tax year? *If "Yes," attach a schedule listing their names and addresses*	10		X

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 page 20 of the instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	X	

Website address ▶ N/A

14 The books are in care of ▶ FIDUCIARY TRUST COMPANY INTL. Telephone no. ▶ (212)632-3000

Located at ▶ 600 FIFTH AVE, NEW YORK, NY ZIP + 4 ▶ 10020

15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of **Form 1041** - Check here ▶ ☐
and enter the amount of tax-exempt interest received or accrued during the year ▶ | 15 |

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

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

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

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

		Yes	No
5a	During the year did the foundation pay or incur any amount to		
	(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? ☐ Yes ☒ No		
	(2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive? ☐ Yes ☒ No		
	(3) Provide a grant to an individual for travel, study, or other similar purposes? ☐ Yes ☒ No		
	(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? (see page 22 of the instructions) ☐ Yes ☒ No		
	(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals? ☐ Yes ☒ No		
b	If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see page 22 of the instructions)? **5b**		
	Organizations relying on a current notice regarding disaster assistance check here ▶ ☐		
c	If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? ☐ Yes ☐ No		
	If "Yes," attach the statement required by Regulations section 53 4945-5(d)		
6a	Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? ☐ Yes ☒ No		
b	Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? **6b**		X
	If "Yes" to 6b, file Form 8870		
7a	At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☒ No		
b	If yes, did the foundation receive any proceeds or have any net income attributable to the transaction? **7b**		

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

1 List all officers, directors, trustees, foundation managers and their compensation (see page 22 of the instructions).

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
SEE STATEMENT 6		37,103.	-0-	-0-

2 Compensation of five highest-paid employees (other than those included on line 1 - see page 23 of the instructions). If none, enter "NONE."

(a) Name and address of each employee paid more than $50,000	(b) Title, and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
SEE STATEMENT 7		NONE	NONE	NONE

Total number of other employees paid over $50,000 ▶ NONE

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

3 Five highest-paid independent contractors for professional services (see page 23 of the instructions). If none, enter "NONE."

(a) Name and address of each person paid more than $50,000	(b) Type of service	(c) Compensation
SEE STATEMENT 8		NONE

Total number of others receiving over $50,000 for professional services ▶ NONE

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.	Expenses
1 NONE	
2	
3	
4	

Part IX-B Summary of Program-Related Investments (see page 23 of the instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 NONE	
2	
All other program-related investments. See page 24 of the instructions.	
3 NONE	
Total. Add lines 1 through 3 ▶	

Part X **Minimum Investment Return** (All domestic foundations must complete this part. Foreign foundations, see page 24 of the instructions.)

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	3,479,721.
b	Average of monthly cash balances	1b	202,039.
c	Fair market value of all other assets (see page 24 of the instructions)	1c	NONE
d	**Total** (add lines 1a, b, and c)	1d	3,681,760.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation) — 1e		
2	Acquisition indebtedness applicable to line 1 assets	2	NONE
3	Subtract line 2 from line 1d	3	3,681,760.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions)	4	55,226.
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3. Enter here and on Part V, line 4	5	3,626,534.
6	**Minimum investment return.** Enter 5% of line 5	6	181,327.

Part XI **Distributable Amount** (see page 25 of the instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here ▶ ☐ and do not complete this part.)

1	Minimum investment return from Part X, line 6			1	181,327.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	791.		
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b			
c	Add lines 2a and 2b			2c	791.
3	Distributable amount before adjustments. Subtract line 2c from line 1			3	180,536.
4	Recoveries of amounts treated as qualifying distributions			4	NONE
5	Add lines 3 and 4			5	180,536.
6	Deduction from distributable amount (see page 25 of the instructions)			6	NONE
7	**Distributable amount** as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1			7	180,536.

Part XII **Qualifying Distributions** (see page 25 of the instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
a	Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	1a	221,589.
b	Program-related investments - total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	NONE
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	NONE
b	Cash distribution test (attach the required schedule)	3b	NONE
4	**Qualifying distributions.** Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	221,589.
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b (see page 26 of the instructions)	5	791.
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	220,798.

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

Part XIII Undistributed Income (see page 26 of the instructions)

		(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1	Distributable amount for 2009 from Part XI, line 7				180,536.
2	Undistributed income, if any, as of the end of 2009				
a	Enter amount for 2008 only			NONE	
b	Total for prior years 20 07 ,20 ___ ,20 ___		NONE		
3	Excess distributions carryover, if any, to 2009				
a	From 2004 ...... NONE				
b	From 2005 ...... NONE				
c	From 2006 ...... NONE				
d	From 2007 ...... NONE				
e	From 2008 ...... 15,162.				
f	**Total** of lines 3a through e	15,162.			
4	Qualifying distributions for 2009 from Part XII, line 4 ▶ $ 221,589.				
a	Applied to 2008, but not more than line 2a			NONE	
b	Applied to undistributed income of prior years (Election required - see page 26 of the instructions)		NONE		
c	Treated as distributions out of corpus (Election required - see page 26 of the instructions)	NONE			
d	Applied to 2009 distributable amount				180,536.
e	Remaining amount distributed out of corpus	41,053.			
5	Excess distributions carryover applied to 2009 *(If an amount appears in column (d), the same amount must be shown in column (a).)*	NONE			NONE
6	**Enter the net total of each column as indicated below:**				
a	Corpus. Add lines 3f, 4c, and 4e. Subtract line 5	56,215.			
b	Prior years' undistributed income. Subtract line 4b from line 2b		NONE		
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		NONE		
d	Subtract line 6c from line 6b. Taxable amount - see page 27 of the instructions		NONE		
e	Undistributed income for 2008. Subtract line 4a from line 2a. Taxable amount - see page 27 of the instructions			NONE	
f	Undistributed income for 2009. Subtract lines 4d and 5 from line 1. This amount must be distributed in 2010				NONE
7	Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions)	NONE			
8	Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions)	NONE			
9	**Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a	56,215.			
10	Analysis of line 9				
a	Excess from 2005 ... NONE				
b	Excess from 2006 ... NONE				
c	Excess from 2007 ... NONE				
d	Excess from 2008 ... 15,162.				
e	Excess from 2009 ... 41,053.				

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

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

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

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

Part XV Supplementary Information (Complete this part only if the foundation had $5,000 or more in assets at any time during the year - see page 28 of the instructions.)

1 Information Regarding Foundation Managers:

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

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.

N/A

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

Check here ▶ [X] if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see page 28 of the instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d.

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

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

c Any submission deadlines:

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

Part XV Supplementary Information (continued)

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

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a *Paid during the year* SEE STATEMENT 16				
Total . . . . ▶ **3a**				184,600.
b *Approved for future payment*				
Total . . . . ▶ **3b**				

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated	Unrelated business income (a) Business code	(b) Amount	Excluded by section 512, 513, or 514 (c) Exclusion code	(d) Amount	(e) Related or exempt function income (See page 28 of the instructions.)
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					
4 Dividends and interest from securities			14	116,424.	
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	-175,678.	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a					
b LITIGATION PAYMENT			18	853.	
c					
d					
e					
12 Subtotal. Add columns (b), (d), and (e)				-58,401.	

13 Total. Add line 12, columns (b), (d), and (e) . . . 13 -58,401.

(See worksheet in line 13 instructions on page 28 to verify calculations.)

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes). (See page 29 of the instructions.)
	NOT APPLICABLE

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

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?

		Yes	No
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

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

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

Victoria Ertsegker Foote | 4/23/10 | trustee

Signature of officer or trustee | Date | Title

Paid Preparer's Use Only

Preparer's signature Richard Skelton	Date 03/18/2010	Check if self-employed ☐	Preparer's identifying number (See Signature on page 30 of the instructions) P00179509
Firm's name (or yours if self-employed), address, and ZIP code	FIDUCIARY TRUST COMPANY INTL 600 FIFTH AVENUE NEW YORK, NY 10020		EIN ▶ 13-5069335 Phone no. 212-632-4090

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

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
		125. AFLAC INC PROPERTY TYPE: SECURITIES					11/04/2008	03/20/2009
2,313.00		5,617.00					-3,304.00	
		575. AFLAC INC PROPERTY TYPE: SECURITIES					09/14/2006	03/20/2009
10,642.00		25,858.00					-15,216.00	
		1225. AMERICA MOVIL S A DE C V SPON ADR PROPERTY TYPE: SECURITIES					10/02/2006	04/27/2009
37,689.00		48,539.00					-10,850.00	
		125. APPLE COMPUTER INC NPV PROPERTY TYPE: SECURITIES					08/16/2007	12/07/2009
23,833.00		14,281.00					9,552.00	
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/27/2006	01/12/2009
32.00		32.00						
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/14/2006	02/11/2009
32.00		32.00						
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/14/2006	03/11/2009
43.00		44.00					-1.00	
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/27/2006	04/13/2009
33.00		33.00						
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/27/2006	05/11/2009
37.00		37.00						
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/14/2006	06/11/2009
32.00		33.00					-1.00	
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/27/2006	07/14/2009
65.00		66.00					-1.00	

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

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj. basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/27/2006	08/11/2009
33.00		34.00					-1.00	
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/14/2006	09/11/2009
33.00		33.00						
		. BANC OF AMERICA COM SER 2001-PB1 CL A2 PROPERTY TYPE: SECURITIES					07/14/2006	10/12/2009
37.00		37.00						
		26487.9978 BANC OF AMERICA COM SER 2001- PROPERTY TYPE: SECURITIES					07/27/2006	11/11/2009
34.00		34.00						
		26411.9216 BANC OF AMERICA COM SER 2001- PROPERTY TYPE: SECURITIES					07/27/2006	12/11/2009
38.00		38.00						
		900. BANK AMER CORP PROPERTY TYPE: SECURITIES					05/21/2008	01/26/2009
5,591.00		31,248.00					-25,657.00	
		25000. BANK OF AMERICA NA SUB NT DTD 3/1 PROPERTY TYPE: SECURITIES					08/04/2008	02/24/2009
18,313.00		23,138.00					-4,825.00	
		450. CADBURY PLC SPONSORED ADR PROPERTY TYPE: SECURITIES					11/04/2008	09/11/2009
23,361.00		15,298.00					8,063.00	
		470. CADBURY PLC SPONSORED ADR PROPERTY TYPE: SECURITIES					10/28/2008	12/07/2009
24,308.00		15,514.00					8,794.00	
		700. CERNER CORP PROPERTY TYPE: SECURITIES					06/12/2008	08/26/2009
44,607.00		37,397.00					7,210.00	
		550. CHESAPEAKE ENERGY CORP PROPERTY TYPE: SECURITIES					05/21/2008	02/27/2009
8,592.00		31,207.00					-22,615.00	

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

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj. basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
		25000. CITIGROUP INC DTD 9/16/2004 5% 9/ PROPERTY TYPE: SECURITIES					12/15/2006	02/09/2009
18,397.00		24,737.00					-6,340.00	
		10000. DEERE JOHN CAP CORP DTD 1/10/2006 PROPERTY TYPE: SECURITIES					01/05/2006	03/16/2009
10,000.00		9,992.00					8.00	
		150. EXELON CORP PROPERTY TYPE: SECURITIES					02/05/2003	12/07/2009
7,480.00		3,838.00					3,642.00	
		195. HARRIS CORP. DEL PROPERTY TYPE: SECURITIES					11/04/2008	05/27/2009
6,162.00		7,235.00					-1,073.00	
		900. HARRIS CORP. DEL PROPERTY TYPE: SECURITIES					03/26/2007	05/27/2009
28,440.00		44,306.00					-15,866.00	
		.0177 HARRIS STRATEX NETWORKS CL-A PROPERTY TYPE: SECURITIES					05/11/2009	05/11/2009
		272. HARRIS STRATEX NETWORKS CL-A PROPERTY TYPE: SECURITIES					05/11/2009	06/02/2009
1,483.00		1,460.00					23.00	
		1360. ISHARES MSCI EMERGING MKT INDEX FD PROPERTY TYPE: SECURITIES					02/01/2006	07/07/2009
42,975.00		45,685.00					-2,710.00	
		675. ISHARES TR MSCI EAFE INDEX FD PROPERTY TYPE: SECURITIES					11/16/2006	07/07/2009
30,178.00		48,143.00					-17,965.00	
		450. L 3 COMMUNICATIONS HLDGS INC PROPERTY TYPE: SECURITIES					09/14/2006	07/07/2009
28,999.00		34,083.00					-5,084.00	
		5000. NATIONAL WESTMINSTER BK PLC SUB NT PROPERTY TYPE: SECURITIES					04/03/2003	10/01/2009
5,000.00		6,000.00					-1,000.00	

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

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
		2030. NEWS CORP INC - CL B PROPERTY TYPE: SECURITIES					10/02/2006	01/22/2009
15,992.00		41,818.00					-25,826.00	
		550. NINTENDO LTD ADR PROPERTY TYPE: SECURITIES					06/10/2008	07/06/2009
18,914.00		35,976.00					-17,062.00	
		5000. PRINCIPAL LIFE INC FDG DTD 3/29/20 PROPERTY TYPE: SECURITIES					03/22/2004	04/01/2009
5,000.00		4,989.00					11.00	
		700. PROCTER & GAMBLE CO PROPERTY TYPE: SECURITIES					06/12/2004	05/19/2009
37,323.00		38,311.00					-988.00	
		1700. SCHERING PLOUGH CORP. PROPERTY TYPE: SECURITIES					04/12/2007	09/25/2009
47,276.00		45,917.00					1,359.00	
		. SMALL BUSINESS ADMIN 2008-20B 1 DTD 2/ PROPERTY TYPE: SECURITIES					12/03/2008	02/19/2009
5,253.00		5,174.00					79.00	
		. SMALL BUSINESS ADMIN 2008-20B 1 DTD 2/ PROPERTY TYPE: SECURITIES					12/03/2008	08/18/2009
8,042.00		7,922.00					120.00	
		350. SUNPOWER CORP CL A PROPERTY TYPE: SECURITIES					11/06/2008	10/30/2009
8,900.00		11,741.00					-2,841.00	
		.125 TAIWAN SEMICONDUCTOR MFG CO LTD PROPERTY TYPE: SECURITIES					07/06/2009	08/14/2009
1.00		1.00						
		155. TEVA PHARMACEUTICAL INDS LTD PROPERTY TYPE: SECURITIES					12/16/2002	07/07/2009
7,694.00		3,018.00					4,676.00	
		925. TRIMBLE NAVIGATION LTD PROPERTY TYPE: SECURITIES					08/29/2008	07/07/2009
17,112.00		31,126.00					-14,014.00	

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

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
		25000. UNITED STATES TREAS NTS DTD 3/15/ PROPERTY TYPE: SECURITIES					12/04/2008	09/23/2009
25,449.00		26,125.00					-676.00	
		25000. UNITED STATES TREAS NTS DTD 3/15/ PROPERTY TYPE: SECURITIES					12/04/2008	09/25/2009
25,440.00		26,125.00					-685.00	
		40000. UNITED STATES TREAS NTS DTD 3/15/ PROPERTY TYPE: SECURITIES					12/04/2008	11/09/2009
40,534.00		41,800.00					-1,266.00	
		100000. UNITED STATES TREAS NTS DTD 2/15 PROPERTY TYPE: SECURITIES					05/15/2007	02/16/2009
100,000.00		99,747.00					253.00	
		680. VESTAS WIND SYSTEMS PROPERTY TYPE: SECURITIES					11/06/2008	11/23/2009
16,754.00		9,901.00					6,853.00	
		1200. WELLS FARGO & CO NEW PROPERTY TYPE: SECURITIES					07/28/2005	04/17/2009
23,785.00		37,176.00					-13,391.00	
		1450. INVESCO LIMITED PROPERTY TYPE: SECURITIES					02/14/2008	02/05/2009
19,540.00		36,603.00					-17,063.00	
TOTAL GAIN(LOSS)							-175,678.	

FORM 990PF, PART I - OTHER INCOME

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
LITIGATION PAYMENTS	853.	853.
TOTALS	853.	853.

FORM 990PF, PART I - OTHER PROFESSIONAL FEES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	CHARITABLE PURPOSES
CUSTODY FEES	36,487.	29,190.	7,297.
ADR FEES	37.	37.	
TOTALS	36,524.	29,227.	7,297.

FORM 990PF, PART I - TAXES

DESCRIPTION		REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
FEDERAL EXCISE TAX		500.	
FOREIGN TAX WITHHELD		1,555.	1,555.
	TOTALS	2,055.	1,555.

FORM 990PF, PART I - OTHER EXPENSES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	CHARITABLE PURPOSES
CALIF ANNUAL FEE	10.	10.
TOTALS	10.	10.

STATE(S) WHERE THE FOUNDATION IS REGISTERED
CA

STATEMENT 5

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

OFFICER NAME:
MARY J RUDOLPH
ADDRESS:
23316 WEST BOCANA STREET
MALIBU, CA 90265
TITLE:
DIRECTOR
COMPENSATION .... 12,368.

OFFICER NAME:
CHRISTINA E JOHNSON
ADDRESS:
530 MAIN AVENUE - SUITE C
DURANGO, CO 81301
TITLE:
DIRECTOR
COMPENSATION .... 12,368.

OFFICER NAME:
VICTORIA E FOOTE
ADDRESS:
411 ALMA REAL DRIVE
PACIFIC PALISADES, CA 90271
TITLE:
DIRECTOR
COMPENSATION .... 12,367.

TOTAL COMPENSATION: 37,103.

990PF, PART VIII - COMPENSATION OF THE FIVE HIGHEST PAID EMPLOYEES
==

EMPLOYEE NAME:
NONE

STATEMENT 7

990PF, PART VIII- COMPENSATION OF THE FIVE HIGHEST PAID PROFESSIONALS
===

NAME:
NONE

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

RECIPIENT NAME:
MUSES OF CALIF SCIENCE CENTER
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 2,500.

RECIPIENT NAME:
U. C. BERKELEY FDN.
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 30,800.

RECIPIENT NAME:
LA CHILD GUIDANCE CLINIC
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 2,000.

RECIPIENT NAME:
AMERICAN RED CROSS
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 1,000.

STATEMENT 9

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

==

RECIPIENT NAME:
JOHN DOUGLAS FRENCH ALZHEIMER'S FDN
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 100.

RECIPIENT NAME:
KSUT PUBLIC RADIO
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 2,500.

RECIPIENT NAME:
FOUNDATION FIGHTING BLINDNESS
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 100.

RECIPIENT NAME:
ST. JOHNS HOSPITAL
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 15,000.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

RECIPIENT NAME:
SAN JUAN CITIZENS ALLIANCE
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 1,000.

RECIPIENT NAME:
VENICE FAMILY CLINIC
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 100.

RECIPIENT NAME:
COMUNIDAD CONNECT
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 1,000.

RECIPIENT NAME:
WOMENS RESOURCE CENTER
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
EXEMPT
AMOUNT OF GRANT PAID .... 5,900.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

RECIPIENT NAME:
MUSIC IN THE MOUNTAINS
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
EXEMPT
AMOUNT OF GRANT PAID .... 5,000.

RECIPIENT NAME:
FIDELITY CHARITABLE GIFT FUND
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
EXEMPT
AMOUNT OF GRANT PAID .... 5,000.

RECIPIENT NAME:
THE NATURE OF WILDWORKS
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
EXEMPT
AMOUNT OF GRANT PAID .... 2,000.

RECIPIENT NAME:
AFRICAN-AMERICANS FOR L.A. OPERA
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 100.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

RECIPIENT NAME:
DURANGO DISCOVERY MUSEUM
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 1,667.

RECIPIENT NAME:
FRIENDS OF CHOICES\H.O.P.E.
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 1,500.

RECIPIENT NAME:
OPCC
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 5,000.

RECIPIENT NAME:
FORT LEWIS COLLEGE
ADDRESS:
1000 RIM DRIVE
DURANGO, CO 81301
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 34,833.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

==

RECIPIENT NAME:
SPECIAL OLYMPICS, COLORADO
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 1,000.

RECIPIENT NAME:
COLORADO WILD INC
ADDRESS:
P. O. BOX 2434
DURANGO, CO 81302
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 1,000.

RECIPIENT NAME:
CRIMINAL JUSTICE LEGAL FD
ADDRESS:
P. O. BOX 1199
SACRAMENTO, CA 95812
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 20,000.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

RECIPIENT NAME:
ST JOHN'S HEALTH CENTER
ADDRESS:
1328 22ND STREET
SANTA MONICA, CA 90404
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 8,000.

RECIPIENT NAME:
SPCALA
ADDRESS:
5026 W. JEFFERSON BLVD
LOS ANGELES, CA 90016
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 6,000.

RECIPIENT NAME:
CALIFORNIA SCIENCE CENTER
ADDRESS:
700 STATE DRIVE
LOS ANGELES, CA 90037
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 27,500.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

RECIPIENT NAME:
LIBRARY FOUNDATION OF LOS ANGELES
ADDRESS:
630 W. FIFTH STREET
LOS ANGELES, CA 90071
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
TAX EXEMPT
AMOUNT OF GRANT PAID .... 4,000.

TOTAL GRANTS PAID: 184,600.

SCHEDULE D
(Form 1041)

Department of the Treasury
Internal Revenue Service

Capital Gains and Losses

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

OMB No 1545-0092

2009

Name of estate or trust: ERTESZEK FAMILY FOUNDATION 491205500

Employer identification number: 95-3952646

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

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

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

b Enter the short-term gain or (loss), if any, from Schedule D-1, line 1b	1b	-85,734.
2 Short-term capital gain or (loss) from Forms 4684, 6252, 6781, and 8824	2	
3 Net short-term gain or (loss) from partnerships, S corporations, and other estates or trusts	3	
4 Short-term capital loss carryover. Enter the amount, if any, from line 9 of the 2008 Capital Loss Carryover Worksheet	4	( )
5 **Net short-term gain or (loss).** Combine lines 1a through 4 in column (f). Enter here and on line 13, column (3) on the back ▶	5	-85,734.

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

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

b Enter the long-term gain or (loss), if any, from Schedule D-1, line 6b	6b	-89,944.
7 Long-term capital gain or (loss) from Forms 2439, 4684, 6252, 6781, and 8824	7	
8 Net long-term gain or (loss) from partnerships, S corporations, and other estates or trusts	8	
9 Capital gain distributions	9	
10 Gain from Form 4797, Part I	10	
11 Long-term capital loss carryover. Enter the amount, if any, from line 14 of the 2008 Capital Loss Carryover Worksheet	11	( )
12 **Net long-term gain or (loss).** Combine lines 6a through 11 in column (f). Enter here and on line 14a, column (3) on the back ▶	12	-89,944.

For Paperwork Reduction Act Notice, see the Instructions for Form 1041.

Part III Summary of Parts I and II. **Caution:** *Read the instructions* **before** *completing this part.*		(1) Beneficiaries' (see page 5)	(2) Estate's or trust's	(3) Total
13 **Net short-term gain or (loss)**	13			-85,734.
14 **Net long-term gain or (loss):**				
a Total for year	14a			-89,944.
b Unrecaptured section 1250 gain (see line 18 of the wrksht.)	14b			
c 28% rate gain	14c			
15 **Total net gain or (loss).** Combine lines 13 and 14a ▶	15			-175,678.

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

Part IV **Capital Loss Limitation**

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

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

Part V **Tax Computation Using Maximum Capital Gains Rates**

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

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

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

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

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

SCHEDULE D-1 (Form 1041)

Department of the Treasury Internal Revenue Service

Continuation Sheet for Schedule D (Form 1041)

▶ See instructions for Schedule D (Form 1041).

▶ Attach to Schedule D to list additional transactions for lines 1a and 6a.

OMB No. 1545-0092

2009

Name of estate or trust: ERTESZEK FAMILY FOUNDATION 491205500

Employer identification number: 95-3952646

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

(a) Description of property (Example 100 sh. 7% preferred of "Z" Co.)	(b) Date acquired (mo., day, yr.)	(c) Date sold (mo., day, yr.)	(d) Sales price (see page 4 of the instructions)	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
1a 125. AFLAC INC	11/04/2008	03/20/2009	2,313.00	5,617.00	-3,304.00
900. BANK AMER CORP	05/21/2008	01/26/2009	5,591.00	31,248.00	-25,657.00
25000. BANK OF AMERICA NA SUB NT DTD 3/13/2007 5.3% 3	08/04/2008	02/24/2009	18,313.00	23,138.00	-4,825.00
450. CADBURY PLC SPONSORED ADR	11/04/2008	09/11/2009	23,361.00	15,298.00	8,063.00
550. CHESAPEAKE ENERGY CORP	05/21/2008	02/27/2009	8,592.00	31,207.00	-22,615.00
195. HARRIS CORP. DEL	11/04/2008	05/27/2009	6,162.00	7,235.00	-1,073.00
272. HARRIS STRATEX NETWORKS CL-A	05/11/2009	06/02/2009	1,483.00	1,460.00	23.00
. SMALL BUSINESS ADMIN 2008-20B 1 DTD 2/13/2008 5.	12/03/2008	02/19/2009	5,253.00	5,174.00	79.00
. SMALL BUSINESS ADMIN 2008-20B 1 DTD 2/13/2008 5.	12/03/2008	08/18/2009	8,042.00	7,922.00	120.00
350. SUNPOWER CORP CL A	11/06/2008	10/30/2009	8,900.00	11,741.00	-2,841.00
.125 TAIWAN SEMICONDUCTOR MFG CO LTD	07/06/2009	08/14/2009	1.00	1.00	
925. TRIMBLE NAVIGATION LTD	08/29/2008	07/07/2009	17,112.00	31,126.00	-14,014.00
25000. UNITED STATES TREAS NTS DTD 3/15/2005 4% 3/15/2	12/04/2008	09/23/2009	25,449.00	26,125.00	-676.00
25000. UNITED STATES TREAS NTS DTD 3/15/2005 4% 3/15/2	12/04/2008	09/25/2009	25,440.00	26,125.00	-685.00
40000. UNITED STATES TREAS NTS DTD 3/15/2005 4% 3/15/2	12/04/2008	11/09/2009	40,534.00	41,800.00	-1,266.00
1450. INVESCO LIMITED	02/14/2008	02/05/2009	19,540.00	36,603.00	-17,063.00

1b Total. Combine the amounts in column (f). Enter here and on Schedule D, line 1b . . . . -85,734.00

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

ERTESZEK FAMILY FOUNDATION 491205500

Employer identification number 95-3952646

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

(a) Description of property (Example 100 sh 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price (see page 4 of the instructions)	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
6a 575. AFLAC INC	09/14/2006	03/20/2009	10,642.00	25,858.00	-15,216.00
1225. AMERICA MOVIL S A DE C V SPON ADR SER L	10/02/2006	04/27/2009	37,689.00	48,539.00	-10,850.00
125. APPLE COMPUTER INC NPV	08/16/2007	12/07/2009	23,833.00	14,281.00	9,552.00
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/27/2006	01/12/2009	32.00	32.00	
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/14/2006	02/11/2009	32.00	32.00	
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/14/2006	03/11/2009	43.00	44.00	-1.00
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/27/2006	04/13/2009	33.00	33.00	
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/27/2006	05/11/2009	37.00	37.00	
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/14/2006	06/11/2009	32.00	33.00	-1.00
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/27/2006	07/14/2009	65.00	66.00	-1.00
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/27/2006	08/11/2009	33.00	34.00	-1.00
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/14/2006	09/11/2009	33.00	33.00	
. BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/200	07/14/2006	10/12/2009	37.00	37.00	
26487.9978 BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD	07/27/2006	11/11/2009	34.00	34.00	
26411.9216 BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD	07/27/2006	12/11/2009	38.00	38.00	
470. CADBURY PLC SPONSORED ADR	10/28/2008	12/07/2009	24,308.00	15,514.00	8,794.00
700. CERNER CORP	06/12/2008	08/26/2009	44,607.00	37,397.00	7,210.00
25000. CITIGROUP INC DTD 9/16/2004 5% 9/15/2014	12/15/2006	02/09/2009	18,397.00	24,737.00	-6,340.00
10000. DEERE JOHN CAP CORP DTD 1/10/2006 4.875% 3/16/2	01/05/2006	03/16/2009	10,000.00	9,992.00	8.00
150. EXELON CORP	02/05/2003	12/07/2009	7,480.00	3,838.00	3,642.00
900. HARRIS CORP. DEL	03/26/2007	05/27/2009	28,440.00	44,306.00	-15,866.00
1360. ISHARES MSCI EMERGING MKT INDEX FD	02/01/2006	07/07/2009	42,975.00	45,685.00	-2,710.00
675. ISHARES TR MSCI EAFE INDEX FD	11/16/2006	07/07/2009	30,178.00	48,143.00	-17,965.00
450. L 3 COMMUNICATIONS HLDGS INC	09/14/2006	07/07/2009	28,999.00	34,083.00	-5,084.00
5000. NATIONAL WESTMINSTER BK PLC SUB NTS DTD 9/28/199	04/03/2003	10/01/2009	5,000.00	6,000.00	-1,000.00

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

Name of estate or trust as shown on Form 1041 Do not enter name and employer identification number if shown on the other side	Employer identification number
ERTESZEK FAMILY FOUNDATION 491205500	95-3952646

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

(a) Description of property (Example 100 sh 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr.)	(c) Date sold (mo , day, yr)	(d) Sales price (see page 4 of the instructions)	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
6a 2030. NEWS CORP INC - CL B	10/02/2006	01/22/2009	15,992.00	41,818.00	-25,826.00
550. NINTENDO LTD ADR	06/10/2008	07/06/2009	18,914.00	35,976.00	-17,062.00
5000. PRINCIPAL LIFE INC FDG DTD 3/29/2004 3.2% 4/1/	03/22/2004	04/01/2009	5,000.00	4,989.00	11.00
700. PROCTER & GAMBLE CO	06/12/2004	05/19/2009	37,323.00	38,311.00	-988.00
1700. SCHERING PLOUGH CORP.	04/12/2007	09/25/2009	47,276.00	45,917.00	1,359.00
155. TEVA PHARMACEUTICAL INDS LTD	12/16/2002	07/07/2009	7,694.00	3,018.00	4,676.00
100000. UNITED STATES TREAS NTS DTD 2/15/2006 4.5	05/15/2007	02/16/2009	100,000.00	99,747.00	253.00
680. VESTAS WIND SYSTEMS	11/06/2008	11/23/2009	16,754.00	9,901.00	6,853.00
1200. WELLS FARGO & CO NEW	07/28/2005	04/17/2009	23,785.00	37,176.00	-13,391.00

6b Total. Combine the amounts in column (f). Enter here and on Schedule D, line 6b . . . . -89,944.00

REPORT RUN 03/18/2010 AT 03 31 PM

ERTESZEK FAMILY FOUNDATION
ACCOUNT # 491205500
BASE CURRENCY· U S DOLLAR
PORTFOLIO TYPE INCOME

FIDUCIARY TRUST COMPANY INTERNATIONAL
INVESTOR SERVICES CURRENCY APPRAISAL
TRADE DATE BASIS
AS OF DEC 31 2009

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
SHORT TERM								
EURO		(USD 1 00=(EUR)	0 69859)					
Cash								
45 0000	Tax Reclaim Receivables		~~45 00~~ ~~61 20~~		~~45.00~~ ~~64 48~~		N/A N/A	0 00 0 00
U S Dollar								
Cash								
3,084 7300	Cash		3,084 73		3,084 73	5	0.15	0 00
294 5900	Tax Reclaim Receivables		~~294 55~~		~~294 59~~	0	0 15	0 00
Total Cash			3,379 32		3,379 32	5	0 15	0 00
Total U S Dollar			3,379 32		3,379 32	5	0 15	0 00
Total SHORT TERM			~~3,440 32~~ 3084.73		~~3,443 71~~ 3084.73	5	0 15	0 00

FIDUCIARY TRUST COMPANY INTERNATIONAL
INVESTOR SERVICES CURRENCY APPRAISAL
TRADE DATE BASIS
AS OF DEC 31 2009

ERTESZEK FAMILY FOUNDATION
ACCOUNT # 491205500
BASE CURRENCY U S DOLLAR
PORTFOLIO TYPE PRINCIPAL

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
SHORT TERM								
U S Dollar								
Cash								
38,116 4400	Cash		38,116 44		38,116 44	57	0 15	0 00
Total SHORT TERM			38,116 44		38,116 44	57	0 15	0 00
FIXED INCOME								
U S Dollar								
Governments								
160,000 0000	UNITED STATES TREAS NTS DTD 3/15/2005 4% 3/15/2010 AAA	100 3276	160,524 22	100 7852	161,256 32	6,400	0 16	1,909 39
150,000 0000	UNITED STATES TREAS NTS DTD 1/15/2006 4 25% 1/15/2011 AAA	105 6797	158,519 53	103 7810	155,671 50	6,375	0.59	2,939 58
100,000 0000	UNITED STATES TREAS NTS DTD 2/15/2004 4% 2/15/2014 AAA	99 4965	99,496 51	106 9610	106,961 00	4,000	2 22	1,510 87

EPTESZEK FAMILY FOUNDATION
ACCOUNT # 491205500
BASE CURRENCY U S DOLLAR
PORTFOLIO TYPE PRINCIPAL

FIDUCIARY TRUST COMPANY INTERNATIONAL
INVESTOR SERVICES CURRENCY APPRAISAL
TRADE DATE BASIS
AS OF DEC 31 2009

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
U S Dollar			Cont					
100,000 0000	UNITED STATES TREAS NTS DTD 8/15/2005 4 25% 8/15/2015 AAA	97 8555	97,855 47	107 0630	107,063 00	4,250	2 88	1,605 30
150,000 0000	UNITED STATES TREAS NTS DTD 2/15/2006 4 5% 2/15/2016 AAA	101 9082	152,862 29	107 8985	161,847 75	6,750	3 07	2,549 59
40,000 0000	UNITED STATES TREAS NTS DTD 5/15/2006 5 125% 5/15/2016 AAA	104 1094	41,643 75	111 5630	44,625 20	2,050	3 11	266 16
Total Governments			710,901 77		737,424 77	29,825	1 76	10,780.89
Agencies								
175,000 0000	FEDERAL HOME LN BANK DTD 1/6/2006 4 625% 2/18/2011 AAA	102 5042	179,382.30	104 4320	182,756 00	8,094	0 68	2,990 19
125,000 0000	PRIVATE EXPT FDG CORP DTD 5/10/2005 4 55% 5/15/2015 AA+	100 6700	125,837.50	106 9990	133,748 75	5,688	3 12	726 74
40,000 0000	FEDERAL HOME LN BANK DTD 5/3/2006 5 375% 5/18/2016 AAA	102 9930	41,197 20	110 6980	44,279 20	2,150	3 49	256 81

ERTESZEK FAMILY FOUNDATION
ACCOUNT # 491205500
BASE CURRENCY U S DOLLAR
PORTFOLIO TYPE PRINCIPAL

FIDUCIARY TRUST COMPANY INTERNATIONAL
INVESTOR SERVICES CURRENCY APPRAISAL
TRADE DATE BASIS
AS OF DEC 31 2009

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
U.S Dollar			Cont					
32,000 0000	TENNESSEE VALLEY AUTH BD DTD 12/13/2001 4 875% 12/15/2016 AAA	105 8360	33,867 52	104 4660	33,429 12	1,560	4 13	69 33
Total Agencies			380,284 52		394,213 07	17,491	2 12	4,043 07
Mortgages								
13,205 9608	BANC OF AMERICA COM SER 2001-PB1 CL A2 DTD 10/1/2001 5 787% 5/11/2035 AAA	100 9156	13,326.88	103 6370	13,686 26	764	5 79	63 52
Asset Backed Securities								
133,419 0287	SMALL BUSINESS ADMIN 2008-20B 1 DTD 2/13/2008 5 16% 2/1/2028	98 5000	131,417 75	104 8954	139,950 40	6,884	5 16	2,879 72
Corporates								
20,000 0000	CREDIT SUISSE FIRST BOSTON USA INC DTD 8/17/2005 4 875% 8/15/2010 A+	99 9920	19,998 40	102 7280	20,545 60	975	0 48	368 33
10,000 0000	PROTECTIVE LIFE SECD TR DTD 8/11/2005 4 85% 8/16/2010 AA-	99 9680	9,996 80	102 3950	10,239 50	485	0 99	181 88
5,000 0000	TELEFONICA EUROPE B V NT DTD 9/21/2000 7 75% 9/15/2010 A-	119 3060	5,965 30	104 4558	5,222 79	388	1 37	114 10

ERTESZEK FAMILY FOUNDATION
ACCOUNT # 491205500
BASE CURRENCY U S DOLLAR
PORTFOLIO TYPE PRINCIPAL

FIDUCIARY TRUST COMPANY INTERNATIONAL
INVESTOR SERVICES CURRENCY APPRAISAL
TRADE DATE BASIS
AS OF DEC 31 2009

U S Dollar

Cont

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
25,000 0000	UNITEDHEALTH GROUP INC DTD 3/2/2006 5 25% 3/15/2011 A-	100 5300	25,132 50	103 6510	25,912 75	1,313	2 16	386 46
5,000 0000	WACHOVIA CAPITAL TRUST III PERP CALL DTD 2/1/2006 3/15/2011 A- Callable on 03/15/2011 @ 100%	100 0000	5,000 00	77 5000	3,875 00	290	7 48	85 39
25,000 0000	CONOCO FDG CO NT DTD 10/11/2001 6 35% 10/15/2011 A	107 2930	26,823 25	108 8420	27,210 50	1,588	1 33	335 11
25,000 0000	PFIZER INC SR NT DTD 3/24/2009 4 45% 3/15/2012 AA	99 8630	24,965 75	105 8204	26,455 10	1,113	1 75	327 57
5,000 0000	TELSTRA LTD NT DTD 4/3/2002 6 375% 4/1/2012 A	112 8940	5,644 70	108 7360	5,436 80	319	2 36	79 69
25,000 0000	HOUSEHOLD FIN CORP NTS DTD 11/27/2002 6 375% 11/27/2012 A	109 1370	27,284.25	108 9760	27,244 00	1,594	3 12	150 52
25,000 0000	BANK ONE CORP NTS DTD 10/24/2002 5 25% 1/30/2013 A	105 6510	26,412 75	106 1210	26,530 25	1,313	3 15	550 52
25,000 0000	HOUSEHOLD FIN CORP NT DTD 7/21/2003 4 75% 7/15/2013 A	98 2760	24,569 00	104 2090	26,052 25	1,188	3 48	547 57

ERTESZEK FAMILY FOUNDATION
ACCOUNT # 491205500
BASE CURRENCY U S DOLLAR
PORTFOLIO TYPE· PRINCIPAL

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TRADE DATE BASIS
AS OF DEC 31 2009

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
U S Dollar			Cont					
25,000 0000	NATIONAL RURAL UTILS COOP FIN CORP DTD 2/25/2004 4 75% 3/1/2014 A+	97 8902	24,472 55	106 3070	26,576 75	1,188	3 12	395 83
25,000 0000	BOTTLING GROUP LLC SR NT DTD 10/24/2008 6 95% 3/15/2014 A+	116 4480	29,112 00	115 1670	28,791 75	1,738	3 08	511 60
25,000 0000	WAL MART STORES INC NT DTD 5/21/2009 3 2% 5/15/2014 AA	99 9870	24,996 75	101 9383	25,484 58	800	2 73	102 22
25,000 0000	WELLS FARGO & COMPANY SP NT DTD 10/1/2009 3 75% 10/1/2014 AA-	99 9370	24,984 25	99 8130	24,953 25	938	3 79	234 38
25,000 0000	BANK OF NEW YORK MELLON DTD 11/16/2009 3 1% 1/15/2015 AA-	99 8320	24,958 00	99 1780	24,794 50	775	3 28	96 88
25,000 0000	MERRILL LYNCH & CO INC NT DTD 11/22/2004 5% 1/15/2015 A	99 0130	24,753 25	101 8150	25,453 75	1,250	4 59	576 39
25,000 0000	J P MORGAN CHASE & CO DTD 10/4/2005 5 15% 10/1/2015 A	99 5204	24,880 10	103 6830	25,920 75	1,288	4 42	321 88

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AS OF DEC 31 2009

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
U S Dollar			Cont					
20,000 0000	GOLDMAN SACHS GROUP INC SR NT DTD 1/17/2006 5 35% 1/15/2016 A	99 9735	19,994 70	104 0000	20,800 00	1,070	4 58	493 39
25,000 0000	UNION BANK NA SUB NT DTD 5/11/2006 5 95% 5/11/2016 A	99 0000	24,750 00	99 4540	24,863 50	1,488	6 05	206 60
25,000 0000	BANK AMER CORP SR NT DTD 10/26/2006 5 625% 10/14/2016 A	97 5660	24,391 50	101 5370	25,384 25	1,406	5 35	300 78
40,000 0000	WELLS FARGO & CO SP NT DTD 12/10/2007 5 625% 12/11/2017 AA-	99 4893	39,795 70	104 1817	41,672 68	2,250	4 98	125 00
Total Corporates			488,881 50		499,420 30	24,751	3 41	6,492 12
Total U S Dollar			1,724,812 42		1,784,694 80	79,716	2 60	24,259 32
Total FIXED INCOME			1,724,812 42		1,784,694 80	79,716	2 60	24,259 32

ERTESZEK FAMILY FOUNDATION
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PORTFOLIO TYPE PPINCIPAL

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Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
EQUITIES								
U S Dollar								
1,365 0000	ABB LTD SPONSORED ADP	18 5876	25,372 06	19 1000	26,071 50	588	2 26	0 00
445 0000	ACE LTD	51 1495	22,761 53	50 4000	22,428 00	552	2 46	137 95
1,100 0000	AGILENT TECHNOLOGIES INC	31 4255	34,568 05	31 0700	34,177 00		N/A	0 00
400 0000	AIR PRODUCTS & CHEMICALS INC	92 5626	37,025 04	81 0600	32,424 00	720	2 22	180 00
215 0000	APPLE INC	112 4939	24,186 18	210 8600	45,334 90		N/A	0 00
1,325 0000	AT&T INC	32 1517	42,601 02	28 0300	37,139 75	2,226	5 99	0 00
760 0000	BANK OF NEW YORK MELLON CORP	28 1000	21,918 00	27 9700	21,816 60	281	1 29	0 00
8 0000	BERKSHIPE HATHAWAY INC DEL CL B	3329 1213	26,632 97	3286 0000	26,288 00		N/A	0 00
450 0000	CELGENE CORP	49 9886	22,494 87	55 6800	25,056 00		N/A	0 00
850 0000	CHINA MOBILE LTD SPONS ADR	44 0448	37,438 08	46 4300	39,465 50	1,357	3 44	0 00
1,500 0000	CISCO SYSTEMS INC	19 9300	29,895 00	23 9400	35,910 00		N/A	0 00
740 0000	CONOCOPHILLIPS	58 5700	43,341 80	51 0700	37,791 80	1,480	3 92	0 00
400 0000	COVANCE INC	61 1175	24,447 00	54 5700	21,828 00		N/A	0 00

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
U S Dollar			Cont					
1,160 0000	CVS CAREMARK CORP	29 3134	34,003 60	32 2100	37,363 60	354	0 95	0 00
600 0000	DANAHER CORP	36 4450	21,867 00	75 2000	45,120 00	96	0 21	24 00
375 0000	DEVON ENERGY CORP NEW	70 5244	26,446 65	73 5000	27,562 50	240	0 87	0 00
550 0000	DIAGEO PLC SPONSORED ADR NEW	75 4781	41,512 98	69 4100	38,175 50	1,246	3 26	0 00
2,500 0000	EMC CORP	11 4700	28,675 00	17 4700	43,675 00		N/A	0 00
930 0000	EMERSON ELECTRIC CO	31 3842	29,187 30	42 6000	39,618 00	1,246	3 15	0 00
1,050 0000	EXELON CORP	25 5850	26,864 25	48 8700	51,313 50	2,205	4 30	0 00
641 0000	EXXON MOBIL CORP	15 0825	9,667 88	68 1900	43,709 79	1,077	2 46	0 00
495 0000	FREEPORT-MCMORAN COPPER & GOLD INC CL B	47 4511	23,488 30	80 2900	39,743 55	990	2 49	0 00
1,025 0000	GILEAD SCIENCES INC	46 5923	47,757 11	43 2800	44,362 00		N/A	0 00
200 0000	GOLDMAN SACHS GROUP INC	174 9500	34,990 00	168 8400	33,768 00	280	0 83	0 00
90 0000	GOOGLE INC	339 4167	30,547 50	619 9800	55,798 20		N/A	0 00
655 0000	HEWLETT-PACKARD CO	34 8365	22,817 91	51 5100	33,739 05	210	0 62	52 40
1,050.0000	HONEYWELL INTL INC	28 2209	29,631 91	39 2000	41,160 00	1,271	3 09	0 00

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TRADE DATE BASIS
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Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
U S Dollar			Cont					
740 0000	J P MORGAN CHASE & CO	42 9300	31,768 20	41 6700	30,835 80	148	0 48	0 00
740 0000	JACOBS ENGINEERING GROUP INC	38 3659	28,390 77	37 6100	27,831 40		N/A	0 00
545 0000	KOHLS CORP	55 0182	29,984 92	53 9300	29,391 85		N/A	0 00
580 0000	LAZARD LTD	42 8703	24,864 77	37 9700	22,022 60	290	1 32	0 00
70 0000	MARKEL CORP HLDG CO	324 8600	22,740 20	340 0000	23,800 00		N/A	0 00
530 0000	MCDONALDS CORP	56 0326	29,697 28	62.4400	33,093 20	1,166	3 52	0 00
1,260 0000	MEAD JOHNSON NUTRITION COMPANY	29 4390	37,093 14	43 7000	55,062 00	1,008	1 83	252 00
950 0000	MEDTRONIC INC	55 0009	52,250 83	43 9800	41,781 00	779	1 86	0 00
250 0000	MONSANTO CO NEW	91 4222	22,855 55	81 7500	20,437 50	265	1 30	0 00
937 0000	NESTLE S A SPONSORED ADR REPSTG REG SH	42 7960	40,099 85	48.3500	45,303.95	753	1 66	0 00
700 0000	PEPSICO INC	47 1246	32,987 24	60 8000	42,560 00	1,260	2 96	315 00
775 0000	PETROLEO BRASILERO SA PETROBRAS SPON ADR	33 4822	25,948 68	47 6800	36,952 00	276	0 75	177 89
1,895 0000	POLYCOM INC	22 3190	42,294 52	24 9700	47,318 15		N/A	0 00
875 0000	QUALCOMM INC	18 0983	15,836 00	46 2600	40,477 50	595	1 47	0 00

ERIESZEK FAMILY FOUNDATION
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TRADE DATE BASIS
AS OF DEC 31 2009

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
U S Dollar			Cont					
1,000 0000	ROCHE HOLDING LTD ADR	46 1750	46,175 00	42 2000	42,200 00	665	1 58	0 00
700 0000	SCHLUMBERGER LTD	35 5586	24,891 02	65 0900	45,563 00	588	1 29	147 00
2,035 0000	TAIWAN SEMICONDUCTOR MFG CO SPON ADR	9 1514	18,623 19	11 4400	23,280 40	741	3 18	0 00
845 0000	TEVA PHARMACEUTICAL INDS LTD ADR	18 8103	15,894 74	56 1800	47,472 10	407	0 86	0 00
384 0000	TRANSOCEAN LTD	69 4107	26,653 71	82 8000	31,795 20		N/A	0 00
650 0000	UNITED TECHNOLOGIES CORP	52 0854	33,855 51	69 4100	45,116 50	1,001	2 22	0 00
330 0000	VISA INC CL A	72 1898	23,822 63	87 4600	28,861 80	165	0 57	0 00
675 0000	ZIMMER HOLDINGS INC	64 1430	43,296 55	59 1100	39,899 25		N/A	0 00
3,650 0000	ISHARES TR MSCI EAFE INDEX FD	71 3236	260,331 14	55 3000	201,845 00	5,260	2 61	0 00
2,340 0000	VANGUARD EMERGING MARKETS ETF	31 3500	73,359 00	41 0000	95,940 00	1,275	1 33	0 00
Total U S Dollar			1,803,853 43		2,079,679 94	33,059	1 59	1,286 24
Total EQUITIES			1,803,853 43		2,079,679 94	33,059	1 59	1,286 24

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ERTESZEK FAMILY FOUNDATION
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PORTFOLIO TYPE PRINCIPAL

Units	Security Description	Unit Cost	Cost	Price	Market Value	Estimated Annual Income	Yield	Accrued Income
Total			3,566,782 29		3,902,491 18	112,833		25,545 56
Accrued Income			25,545 56		25,545 56			
Grand Total			3,592,327 85		3,928,036 74	112,833		25,545 56