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Return of Private Foundation

OMB No 1545-0052

2009

Department of the Treasury
Internal Revenue Serviceor 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.

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

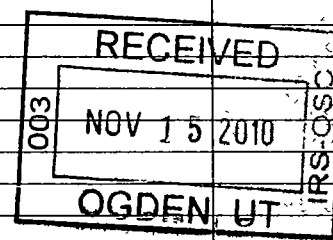
Use the IRS label. Otherwise, print or type. See Specific Instructions	Name of foundation MOSS FOUNDATION		A Employer identification number 95-4280605
	Number and street (or P O box number if mail is not delivered to street address)	Room/suite	B Telephone number 818-528-3545
	421 N. BEVERLY DRIVE		
	City or town, state, and ZIP code BEVERLY HILLS, CA 90210		
H Check type of organization: ☒ Section 501(c)(3) exempt private foundation ☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation			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 ☐
I Fair market value of all assets at end of year (from Part II, col (c), line 16) \$ 12,027,475.		J Accounting method: ☒ Cash ☐ Accrual ☐ Other (specify) _____	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 ☐

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 ☒ if the foundation is not required to attach Sch B					
	3 Interest on savings and temporary cash investments	4,813.	4,813.		STATEMENT 1	
	4 Dividends and interest from securities	213,952.	213,952.		STATEMENT 2	
	5a Gross rents					
	b Net rental income or (loss)					
	6a Net gain or (loss) from sale of assets not on line 10	-1,760,962.				
	b Gross sales price for all assets on line 6a	6,030,786.				
	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	110,631.	110,437.		STATEMENT 3		
12 Total Add lines 1 through 11	-1,431,566.	329,202.				
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 4	24,140.	24,140.		0.
	c Other professional fees	STMT 5	41,085.	41,085.		0.
	17 Interest					
	18 Taxes	STMT 6	-17,020.	-3,940.		0.
	19 Depreciation and depletion					
	20 Occupancy					
	21 Travel, conferences, and meetings					
	22 Printing and publications					
	23 Other expenses	STMT 7	11,954.	11,954.		0.
	24 Total operating and administrative expenses. Add lines 13 through 23		60,159.	73,239.		0.
	25 Contributions, gifts, grants paid		1,843,287.			1,843,287.
26 Total expenses and disbursements. Add lines 24 and 25		1,903,446.	73,239.		1,843,287.	
27 Subtract line 26 from line 12:						
a Excess of revenue over expenses and disbursements		-3,335,012.				
b Net investment income (if negative, enter -0-)			255,963.			
c Adjusted net income (if negative, enter -0-)				N/A		

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Form 990-PF (2009)



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Part II Balance Sheets		Beginning of year	End of year	
			(a) Book Value	(b) Book Value
Assets	1 Cash - non-interest-bearing	18,542.	190,475.	190,475.
	2 Savings and temporary cash investments	458,999.	332,648.	332,648.
	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 ▶			
	Less: allowance for doubtful accounts ▶			
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10a Investments - U.S. and state government obligations			
	b Investments - corporate stock STMT 8	11,470,341.	8,602,507.	9,326,547.
	c Investments - corporate bonds			
Liabilities	11 Investments - land, buildings, and equipment: basis ▶			
	Less: accumulated depreciation ▶			
	12 Investments - mortgage loans			
	13 Investments - other STMT 9	2,643,379.	2,130,619.	2,177,805.
	14 Land, buildings, and equipment: basis ▶			
	Less: accumulated depreciation ▶			
	15 Other assets (describe ▶)			
	16 Total assets (to be completed by all filers)	14,591,261.	11,256,249.	12,027,475.
	17 Accounts payable and accrued expenses			
	18 Grants payable			
Net Assets or Fund Balances	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.	
	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.			
	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	14,591,261.	11,256,249.	
	30 Total net assets or fund balances	14,591,261.	11,256,249.	
	31 Total liabilities and net assets/fund balances	14,591,261.	11,256,249.	

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	14,591,261.
2	Enter amount from Part I, line 27a	2	-3,335,012.
3	Other increases not included in line 2 (itemize) ▶	3	0.
4	Add lines 1, 2, and 3	4	11,256,249.
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	11,256,249.

Form 990-PF (2009)

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 STATEMENTS			
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 6,030,786.		7,791,748.	-1,760,962.

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			-1,760,962.

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	-1,760,962.
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	1,930,988.	15,739,485.	.122684
2007	2,699,933.	19,594,111.	.137793
2006	2,484,549.	20,577,917.	.120739
2005	2,367,150.	21,840,258.	.108385
2004	2,061,125.	22,536,779.	.091456

2 Total of line 1, column (d)	2	.581057
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	.116211
4 Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	12,955,322.
5 Multiply line 4 by line 3	5	1,505,551.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	2,560.
7 Add lines 5 and 6	7	1,508,111.
8 Enter qualifying distributions from Part XII, line 4	8	1,843,287.

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 ☒ and enter 1% of Part I, line 27b		1	2,560.
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	2,560.
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	2,560.
6 Credits/Payments:			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a	5,361.	
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	5,361.	
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	2,801.	
11 Enter the amount of line 10 to be: Credited to 2010 estimated tax ☒ 2,801. Refunded ☐	11	0.	

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?		X
1b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? 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		X
c Did the foundation file Form 1120-POL for this year?		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		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		X
4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
b If "Yes," has it filed a tax return on Form 990-T for this year?		
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T		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?	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.	X	
8a Enter the states to which the foundation reports or with which it is registered (see instructions) ☒ CA		
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	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		X
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		X

Form 990-PF (2009)

Part VII-A Statements Regarding Activities (continued)

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ► NONE	13	X	
14	The books are in care of ► BALTER, MILLER, KING & FRAZIN, LLP Telephone no. ► (818) 528-3545 Located at ► 16550 VENTURA BLVD. #318, ENCINO ZIP+4 ► 91436			
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)? Organizations relying on a current notice regarding disaster assistance check here N/A ☐	1b	
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? N/A	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. N/A		
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

Form 990-PF (2009)

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

5a During the year did the foundation pay or incur any amount to:

(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)?

Organizations relying on a current notice regarding disaster assistance check here

☐

5b

X

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?

If "Yes" to 6b, file Form 8870

6b

X

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
JEROME S. MOSS LOS ANGELES, CA	PRESIDENT AS REQUIRED	0.	0.	0.
ANN HOLBROOK MOSS LOS ANGELES, CA	VICE PRESIDENT AS REQUIRED	0.	0.	0.
LARRY KARTIGANER LOS ANGELES, CA	CHIEF FINANCIAL OFFICER AS REQUIRED	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

Form 990-PF (2009)

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.

Form 990-PF (2009)

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	8,997,267.
b	Average of monthly cash balances	1b	962,561.
c	Fair market value of all other assets	1c	3,192,783.
d	Total (add lines 1a, b, and c)	1d	13,152,611.
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	13,152,611.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	197,289.
5	Net value of noncharitable-use assets Subtract line 4 from line 3. Enter here and on Part V, line 4	5	12,955,322.
6	Minimum investment return Enter 5% of line 5	6	647,766.

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	647,766.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	2,560.
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	2,560.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	645,206.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	645,206.
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	645,206.

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	1,843,287.
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	1,843,287.
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	2,560.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	1,840,727.

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.

Form 990-PF (2009)

Part XIII Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				645,206.
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	957,005.			
b From 2005	1,303,718.			
c From 2006	1,488,617.			
d From 2007	1,748,053.			
e From 2008	1,148,750.			
f Total of lines 3a through e	6,646,143.			
4 Qualifying distributions for 2009 from Part XII, line 4: ▶ \$ 1,843,287.				
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				645,206.
e Remaining amount distributed out of corpus	1,198,081.			
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	7,844,224.			
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	957,005.			
9 Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	6,887,219.			
10 Analysis of line 9:				
a Excess from 2005	1,303,718.			
b Excess from 2006	1,488,617.			
c Excess from 2007	1,748,053.			
d Excess from 2008	1,148,750.			
e Excess from 2009	1,198,081.			

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)(3) 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. | | |

[illegible]

- 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		

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.

Sign Here

Signature of officer or trustee

Date _____

→
Title

**Paid
parer's
e Only**

Preparer's
signature

Firm's name (or yours if self-employed),
address, and ZIP code

Max B. L. L.

BALTER, MILLER, KING & FRAZIN, LLP
16550 VENTURA BLVD., #318
ENCINO, CA 91436

Date
10/

Check if self-employed

Preparer's identifying number
P0023486E

EIN ►

Phone no. (818) 528-3545

Form **990-PF** (2009)

MOSS FOUNDATION

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 MOSAIQUE	P		
b MOSAIQUE	P		
c ROBECO	P		
d GLOBAL ACCESS	P		
e GLOBAL ACCESS	P		
f GOLDMAN SACHS 30913 - SHORT DURATION GOVERNMENT F	P		
g GOLDMAN SACHS 30913 - LONG DURATION GOVERNMENT FU	P		
h SIRVA COMMON STOCK SETTLEMENT FUND	P		
i ROBECO SAGE - FINAL DISSOLUTION	P		
j GOLDMAN SACHS 22866	P		
k GOLDMAN SACHS 22866	P		
l GOLDMAN SACHS 30913	P		
m GOLDMAN SACHS 34129	P		
n GOLDMAN SACHS 34130	P		
o USB 34760	P		

(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 391.			391.
b 1,036.			1,036.
c		40,170.	-40,170.
d		8,714.	-8,714.
e		18,712.	-18,712.
f 43,133.			43,133.
g 26,328.			26,328.
h 27.			27.
i		425,907.	-425,907.
j 585,277.		669,848.	-84,571.
k 270,349.		266,224.	4,125.
l 3,052,617.		4,184,012.	-1,131,395.
m 658,646.		657,772.	874.
n 457,262.		475,772.	-18,510.
o 935,720.		1,044,617.	-108,897.

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			391.
b			1,036.
c			-40,170.
d			-8,714.
e			-18,712.
f			43,133.
g			26,328.
h			27.
i			-425,907.
j			-84,571.
k			4,125.
l			-1,131,395.
m			874.
n			-18,510.
o			-108,897.

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	-1,760,962.
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

FORM 990-PF INTEREST ON SAVINGS AND TEMPORARY CASH INVESTMENTS STATEMENT 1

SOURCE	AMOUNT
SAVINGS AND TEMPORARY CASH INVESTMENTS	4,813.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	4,813.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
DIVIDENDS FROM SECURITIES	207,595.	0.	207,595.
GLOBAL ACCESS - DIVIDEND INCOME	5,551.	0.	5,551.
GLOBAL ACCESS - INTEREST INCOME	272.	0.	272.
MOSAIQUE MULTI STRATEGY FUND - DIVIDEND INCOME	43.	0.	43.
MOSAIQUE MULTI STRATEGY FUND - INTEREST INCOME	36.	0.	36.
ROBECO - INTEREST INCOME	455.	0.	455.
TOTAL TO FM 990-PF, PART I, LN 4	213,952.	0.	213,952.

FORM 990-PF OTHER INCOME STATEMENT 3

DESCRIPTION	(A) REVENUE PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME
OTHER INCOME	6.	0.	
MOSAIQUE MULTI STRATEGY FUND LLC INVESTMENT INCOME	188.	0.	
ROBECO SAGE	110,437.	110,437.	
TOTAL TO FORM 990-PF, PART I, LINE 11	110,631.	110,437.	

FORM 990-PF	ACCOUNTING FEES			STATEMENT	4
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
ACCOUNTING FEES	24,140.	24,140.		0.	
TO FORM 990-PF, PG 1, LN 16B	24,140.	24,140.		0.	

FORM 990-PF	OTHER PROFESSIONAL FEES			STATEMENT	5
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
INVESTMENT MANAGEMENT FEES	41,085.	41,085.		0.	
TO FORM 990-PF, PG 1, LN 16C	41,085.	41,085.		0.	

FORM 990-PF	TAXES			STATEMENT	6
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
STATE TAXES, NET OF REFUNDS	-3,940.	-3,940.		0.	
FEDERAL TAXES, NET OF REFUNDS	-13,080.	0.		0.	
TO FORM 990-PF, PG 1, LN 18	-17,020.	-3,940.		0.	

FORM 990-PF	OTHER EXPENSES			STATEMENT	7
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
MOSAIQUE INVESTMENT INTEREST EXPENSE	7.	7.			0.
MOSAIQUE INVESTMENT EXPENSE	1,170.	1,170.			0.
GLOBAL ACCESS INVESTMENT EXPENSE	10,677.	10,677.			0.
OFFICE EXPENSE	100.	100.			0.
TO FORM 990-PF, PG 1, LN 23	11,954.	11,954.			0.

FORM 990-PF	CORPORATE STOCK		STATEMENT	8
DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE		
SECURITIES AT GOLDMAN SACHS A/C 22866-7	539,200.	676,894.		
UBS FINANCIAL A/C 34760	0.	0.		
SECURITIES AT GOLDMAN SACHS A/C 30913-7	6,904,820.	7,284,658.		
SECURITIES AT GOLDMAN SACHS A/C 34129-6	608,900.	683,801.		
SECURITIES AT GOLDMAN SACHS A/C 34130-4	549,587.	681,194.		
TOTAL TO FORM 990-PF, PART II, LINE 10B	8,602,507.	9,326,547.		

FORM 990-PF	OTHER INVESTMENTS		STATEMENT	9
DESCRIPTION	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE	
PARTNERSHIP - MOSAIQUE MULTI STRATEGY FUND, LLC	FMV	6,687.	20,394.	
GS MEZZANNE PARTNERS 2006 LP	FMV	307,485.	240,544.	
ROBECO SAGE TRITON FUND	FMV	98,727.	98,727.	
JPMORGAN GLOBAL ACCESS PORTFOLIOS LLC	FMV	1,717,720.	1,818,140.	
TOTAL TO FORM 990-PF, PART II, LINE 13		2,130,619.	2,177,805.	

MOSS FOUNDATION

SCHEDULE 1 - CHARITABLE DISBURSEMENTS

For the Year Ended December 31, 2009

	Year Ended 12/31/09
ACLU	\$ 15,000
ALS Research	2,000
AmFAR	25,000
American Jewish Committee	10,000
Amnesty International	2,000
Anti-Defamation League	1,000
Ataxia - Telangiectasia Research	2,000
The American Hospital of Paris	2,500
Bread and Roses	2,000
California Equine Retirement	2,000
California Thoroughbred Foundation	1,000
Canter California	24,000
Cedar-Sinai Medical Center	1,500
Center for American Progress	50,000
Central Park Conservancy	1,000
Chabad Telephone	2,500
Children of the Night	10,000
Coalition for Pets & Public Safety	10,000
Communities in Schools	75,000
Concern Foundation	5,000
Country Music Hall of Fame	25,000
The Carter Center	1,000
Christopher & Dana Reeve Foundation	1,000
Dolphin Connection	10,000
Dolphin Research Center	15,000
Earth Island Institute	15,000
East Maui Animal Refuge	4,000
Edwin J Gregson Foundation	10,000
Elizabeth Glaser Pediatric AIDS Foundation	25,000
Exceptional Children's Foundation	12,000
Geffen Playhouse	25,000
Greater L.A. Zoo Association	250,000
Global Green USA	50,000
Huntington's Disease Society of America	950
Homeboy Industries	10,000
Heal the Bay	1,000
Hillel at UCLA	5,000
The Hammer Museum	150,000
The Heart Foundation	5,000
International Society for the Preservation of the Tropical Rainforests	5,000
John F. Kennedy Library	1,000

See accountants' report.

MOSS FOUNDATION

SCHEDULE 1 - CHARITABLE DISBURSEMENTS (continued)

For the Year Ended December 31, 2009

	Year Ended 12/31/09
KCET	\$ 1,000
Kehillat Israel	35,000
LA Art House Foundation	60,000
LACMA	10,000
L.A. Goal	2,500
LA Mission	10,000
LA Opera	10,000
Los Angeles Police Foundation	2,500
March of Dimes	1,000
Maui Food Bank	3,000
MusiCares Foundation	110,000
Music Center Spotlight Awards	25,000
MOCA	10,000
My Friend's Place	2,000
National Museum of Racing & Hall of Fame	1,000
Natural Resources Defense	7,500
Oakland School for the Arts	25,000
Oceana	5,000
Old Friends	35,000
Paralyzed Veterans of America	2,000
People for the American Way	35,000
Project Angel Food	1,000
TreePeople	1,000
Race for Education, Inc.	240
Race Track Chaplaincy	500
Rainforest Foundation	25,000
Remote Area Medical Foundation	75,000
Remote Area Medical Foundation related expenses	15,000
Retinitis Pigmentosa International	2,500
Rock and Roll Hall of Fame	20,000
The Rape Foundation	10,000
Saban Free Clinic	5,000
San Juan Community Theater	5,000
San Juan Preservation Trust	1,000
Sakya Kachod Choling Sakya Society	2,500
Share, Inc.	5,000
Simon Wiesenthal Center	3,000
Society of Singers	30,000
Southern Poverty Law Center	5,000
Special Olympics	2,500
Stanley M. Isaacs Neighborhood Center	500

See accountants' report.

MOSS FOUNDATION

SCHEDULE 1 - CHARITABLE DISBURSEMENTS (continued)

For the Year Ended December 31, 2009

	Year Ended 12/31/2009
Symphony in the Glen	\$ 24,097
T.J. Martell Foundation	12,000
Thoroughbred Retirement	1,000
Tranquility Farm	5,000
UNICEF	35,000
United Negro College Fund	1,000
United Friends of Children	5,000
UCLA Foundation	254,000
Venice Family Clinic	2,500
Youth for Environmental Sanity	1,000
Westcott Bay Institute	10,000
Wolf Hollow Wildlife Rehabilitation Center	10,000
Women's Endowment	10,000
Women's Guild	1,000
Wounded Warriors	5,000
	<u>\$ 1,843,287</u>

See accountants' report.

**DOLPHIN CONNECTION
421 N. BEVERLY DRIVE, SUITE 260
BEVERLY HILLS, CA 90210**

Jerry Moss, President
Moss Foundation
1414 Sixth Street
Santa Monica, CA 90401

Dear Jerry:

In accordance with Dolphin Connection's previous agreement with Moss Foundation, set forth below is a summary of the use to which Dolphin Connection has put the grant funds (including the income from the grant funds) from Moss Foundation during 2009.

The total funds received by Dolphin Connection from Moss Foundation during 2009 was \$10,000. This amount was spent on contributions to various charities, permitting the foundation to carry out its exempt functions.

In accordance with the agreement between Dolphin Connection and Moss Foundation, the grant funds have been expended in a timely manner, and the distributions will be treated as a distribution out of corpus under U.S. Treasury Regulation §53.4942(a)-(3) (d).

If you would like any additional information about how the grant funds were expended during 2009, or if you would like to see any of the records of Dolphin Connection with respect to the expenditure of funds, please feel free to call me.

Cordially,

A handwritten signature in black ink, appearing to read "Ann Holbrook Moss". The signature is fluid and cursive, with a large initial "A" and "H".

Ann Holbrook Moss, President

**MOSS FOUNDATION
421 N. BEVERLY DRIVE, SUITE 260
BEVERLY HILLS, CA 90210**

Ann Holbrook Moss, President
Dolphin Connection
1414 Sixth Street
Santa Monica, CA 90401

Dear Ann:

In accordance with our previous discussions, this letter will confirm our previous agreement in connection with the Moss Foundation's ("Foundation") commitment to make a continuing grant of funds to Dolphin Connection in 2009 to enable Dolphin Connection to carry out its exempt purposes.

As you know, because both the Foundation and Dolphin Connection are private foundations described in Internal Revenue Code §501 (c) (3), the Foundation must ensure that the grant funds are used in accordance with the requirements of the Internal Revenue Code for grants made from one private foundation to another private foundation. Accordingly, to satisfy such requirements, you have agreed, on behalf of Dolphin Connection, that Dolphin Connection receive the grant funds subject to the following conditions:

1. Not later than one year after the year in which grant funds are distributed from the Foundation to Dolphin Connection, Dolphin Connection will have made qualifying distributions of the full amount of the grant funds, and such distributions will be treated as a distribution out of corpus under paragraph (d) of U.S. Treasury Regulation §53.4942(a)-(3) (d).

2. Dolphin Connection will maintain adequate records demonstrating that the qualifying distributions set forth in paragraph 1 above has been made in a timely manner, the names and address of the recipients of the distributions are treated as distributions out of corpus under paragraph (d) of such Regulation. This information will be submitted to the Foundation by May 15 (the due date of the Foundation's Form 990-PF) following the year in which the grant funds must be expended pursuant to paragraph 1 above.

3. The income and principal of the grant will be spent solely for the purposes for which Dolphin Connection's tax exemption was granted by the Internal Revenue Service, and in accordance with Dolphin Connection's presentation to the Foundation as to the use of the grant funds.

4. All information furnished by Dolphin Connection to the Foundation relating to the distribution of the grant may be disclosed by the Foundation on its federal and California income tax returns, information returns, and in any other report or submission required to be made to federal and state taxing or other regulatory authorities.

5. Dolphin Connection agrees to the following obligations and conditions with respect to the grant:

- (a) To use the grant solely for the purposes of Dolphin Connection in accordance with Dolphin Connection's exemption letter and the presentation made to the Foundation.
- (b) If any portion of the grant is not distributed as a qualifying distribution within the meaning of paragraph (d) of such Regulation, such portion will be returned to the Foundation within a reasonable time following the end of the year in which the grant was made.
- (c) It will submit full and complete annual reports on the manner in which the income and principal of the grant is spent for the period required by the Regulation.
- (d) It will maintain records of the receipt of the grant and the expenditures and make its books and records available to the Foundation at reasonable times.
- (e) It will not use any of the income and principal of the grant (i) to carry on propaganda, or otherwise to attempt to influence legislation within the meaning of §4945 (d) (1), to influence the outcome of any specific public election, or to carry on, directly or indirectly, any voter registration drive (within the meaning of §4945 (d) (2); (ii) to make any grant which does not comply with requirements of §4945 (d) (3) or (4); or (iii) to undertake any activity for any purpose other than the ones specified in §170 (c) (2) (B).

Ann Moss, President
Page 3 of 3

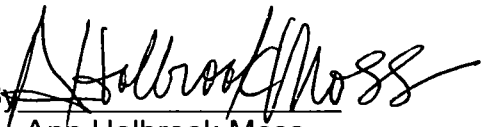
6. Please confirm Dolphin Connection's prior agreement to the foregoing conditions of the grant by having an appropriate officer or director of Dolphin Connection sign this letter in the space below and return it to the Foundation.

Cordially,

Jerry Moss, President

Ann Holbrook Moss, the president of Dolphin Connection, hereby represents that she has the authority to agree to the conditions of this letter in order to receive the grant, and she hereby confirms that she has agreed to such conditions on behalf of Dolphin Connection.

DOLPHIN CONNECTION

By 
Ann Holbrook Moss

L A Art House Foundation

March 26, 2010

Mr. Jerry Moss

President

Moss Foundation

1414 Sixth Street

Santa Monica, CA 90401

Dear Mr. Moss:

This letter is written to assist the Moss Foundation in the exercise of its "expenditure responsibility" over its 2009 grants of \$60,000 to the L A Art House Foundation ("LAAHF").

During 2009, LAAHF made charitable grants and disbursements for charitable purposes of \$85,917 as follows:

Grants

Armand Hammer Museum	\$67,000
Doberman Pinscher Rescue	14,000
Coalition for Pets and Public Safety	<u>4,000</u>
	85,000
Disbursements for Charitable Purposes	<u>917</u>
	\$85,917

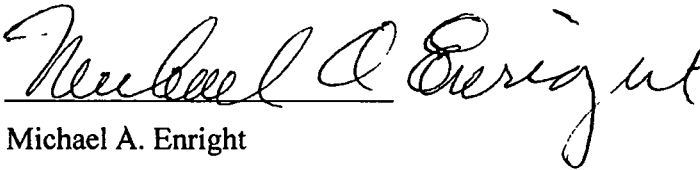
The amount of \$85,917 is reduced by LAAHF's "minimum distribution" requirement for 2009 of \$8,376, leaving \$77,541. This amount was paid out of "corpus" and was available to satisfy the Moss Foundation's "expenditure responsibility." Of the \$77,541, \$4,340 was paid by the fifteenth day of the third month of 2009 and applied to the Moss Foundation's 2008 "expenditure responsibility." The remaining \$73,201 was available to satisfy the Moss Foundation's expenditure responsibility for its 2009 grants of \$60,000.

As indicated in our letter of November 6, 2009, we understand that the Armand Hammer Museum is treated as a non-private foundation (i.e. public charity) because it is a "functionally integrated Type III supporting organization for UCLA." The Doberman Pinscher Rescue and Coalition for Pets and Public Safety are treated as non-private foundations because they meet the tests for public support contained in IRC Section 509(a)(2).

Finally, please refer to your letter of November 3, 2008 (attached). That letter is hereby incorporated herein, except that the year should be 2009 rather than 2008. As Secretary of the LAAHF, I hereby represent that I have the authority to agree to the conditions contained in that letter in order to receive the grants from the Moss Foundation and I hereby confirm that I have agreed to such conditions on behalf of the LAAHF.

If you need additional information, please contact me at (310) 556-7648 or email me at menright@chartwell.net.

L A Art House Foundation,

By: 
Michael A. Enright
Secretary

Cc: Max Balter, CPA
(via email: max@bmkfcpa.com)

**MOSS FOUNDATION
421 N. BEVERLY DRIVE, SUITE 260
BEVERLY HILLS, CA 90210**

As of November 3, 2008

Kathleen Antion, Chief Financial Officer
LA Art House Foundation
1999 Avenue of the Stars, Suite 3050
Los Angeles, CA 90067

Dear Kathleen:

The Moss Foundation ("Foundation") has made a commitment to make a continuing grant of funds to LA Art House Foundation in 2008 to enable LA Art House Foundation to carry out its exempt purposes.

As you know, because both the Foundation and LA Art House Foundation are private foundations described in Internal Revenue Code §501 (c) (3), the Foundation must ensure that the grant funds are used in accordance with the requirements of the Internal Revenue Code for grants made from one private foundation to another private foundation. Accordingly, to satisfy such requirements, you have agreed, on behalf of LA Art House Foundation, that LA Art House Foundation receives the grant funds subject to the following conditions:

1. Not later than one year after the year in which grant funds are distributed from the Foundation to LA Art House Foundation, LA Art House Foundation will have made qualifying distributions of the full amount of the grant funds, and such distributions will be treated as a distribution out of corpus under paragraph (d) of U.S. Treasury Regulation §53.4942(a)-(3) (d).
2. LA Art House Foundation will maintain adequate records demonstrating that the qualifying distributions set forth in paragraph 1 above have been made in a timely manner, the names and address of the recipients of the distributions are treated as distributions out of corpus under paragraph (d) of such Regulation. This information will be submitted to the Foundation by May 15 (the due date of the Foundation's Form 990-PF) following the year in which the grant funds must be expended pursuant to paragraph 1 above.
3. The income and principal of the grant will be spent solely for the purposes for which LA Art House Foundation's tax exemption was granted by the Internal Revenue Service, and in accordance with LA Art House Foundation's presentation to the Foundation as to the use of the grant funds.
4. All information furnished by LA Art House Foundation to the Foundation relating to the

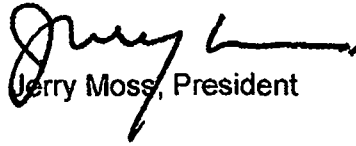
distribution of the grant may be disclosed by the Foundation on its federal and California income tax returns, information returns, and in any other report or submission required to be made to federal and state taxing or other regulatory authorities.

5. LA Art House Foundation agrees to the following obligations and conditions with respect to the grant:

- (a) To use the grant solely for the purposes of LA Art House Foundation in accordance with LA Art House Foundation's exemption letter and the presentation made to the Foundation.
- (b) If any portion of the grant is not distributed as a qualifying distribution within the meaning of paragraph (d) of such Regulation, such portion will be returned to the Foundation within a reasonable time following the end of the year in which the grant was made.
- (c) It will submit full and complete annual reports on the manner in which the income and principal of the grant is spent for the period required by the Regulation.
- (d) It will maintain records of the receipt of the grant and the expenditures and make its books and records available to the Foundation at reasonable times.
- (e) It will not use any of the income and principal of the grant (i) to carry on propaganda, or otherwise to attempt to influence legislation within the meaning of §4945 (d) (1), to influence the outcome of any specific public election, or to carry on, directly or indirectly, any voter registration drive (within the meaning of §4945 (d) (2); (ii) to make any grant which does not comply with requirements of §4945 (d) (3) or (4); or (iii) to undertake any activity for any purpose other than the ones specified in §170 (c) (2) (B).

6. Please confirm LA Art House Foundation's prior agreement to the foregoing conditions of the grant by having an appropriate officer or director of LA Art House Foundation sign this letter in the space below and return it to the Foundation.

Cordially,


Jerry Moss, President

Michael Enright, Secretary of LA Art House Foundation, hereby represents that she has the authority to agree to the conditions of this letter in order to receive the grant, and she hereby confirms that she has agreed to such conditions on behalf of LA Art House Foundation.

LA ART HOUSE FOUNDATION

By 
Michael A. Enright

Application for Extension of Time To File an Exempt Organization Return

OMB No. 1545-1709

► File a separate application for each return.

- If you are filing for an Automatic 3-Month Extension, complete only Part I and check this box ☒ **X**
 - If you are filing for an Additional (Not Automatic) 3-Month Extension, complete only Part II (on page 2 of this form).
- Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868.

Part I Automatic 3-Month Extension of Time. Only submit original (no copies needed).

A corporation required to file Form 990-T and requesting an automatic 6-month extension - check this box and complete

Part I only ☐

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns.

Electronic Filing (e-file). Generally, you can electronically file Form 8868 if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for a corporation required to file Form 990-T). However, you cannot file Form 8868 electronically if (1) you want the additional (not automatic) 3-month extension or (2) you file Forms 990-BL, 6069, or 8870, group returns, or a composite or consolidated Form 990-T. Instead, you must submit the fully completed and signed page 2 (Part II) of Form 8868. For more details on the electronic filing of this form, visit www.irs.gov/efile and click on e-file for Charities & Nonprofits.

Type or print	Name of Exempt Organization MOSS FOUNDATION	Employer identification number 95-4280605
File by the due date for filing your return. See instructions.	Number, street, and room or suite no. If a P.O. box, see instructions. 421 N. BEVERLY DRIVE, NO. 260	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. BEVERLY HILLS, CA 90210	

Check type of return to be filed (file a separate application for each return):

- | | | |
|---|---|------------------------------------|
| ☐ Form 990 | ☐ Form 990-T (corporation) | ☐ Form 4720 |
| ☐ Form 990-BL | ☐ Form 990-T (sec. 401(a) or 408(a) trust) | ☐ Form 5227 |
| ☐ Form 990-EZ | ☐ Form 990-T (trust other than above) | ☐ Form 6069 |
| ☒ Form 990-PF | ☐ Form 1041-A | ☐ Form 8870 |

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- The books are in the care of ► **16550 VENTURA BLVD. #318, ENCINO - 91436**
Telephone No. ► **(818) 528-3545** FAX No. ►
- If the organization does not have an office or place of business in the United States, check this box ☐
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) . If this is for the whole group, check this box ► ☐ . If it is for part of the group, check this box ► ☐ and attach a list with the names and EINs of all members the extension will cover.

1 I request an automatic 3-month (6-months for a corporation required to file Form 990-T) extension of time until **AUGUST 15, 2010**, to file the exempt organization return for the organization named above. The extension

is for the organization's return for:

► ☒ calendar year **2009** or

► ☐ tax year beginning , and ending .

2 If this tax year is for less than 12 months, check reason: ☐ Initial return ☐ Final return ☐ Change in accounting period

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	3a	\$	0.
b If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.	3b	\$	5,361.
c Balance Due. Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	3c	\$	0.

Caution. If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions.

LHA For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Form **8868** (Rev. 4-2009)

- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only Part II and check this box ☒ **X**

Note. Only complete Part II if you have already been granted an automatic 3-month extension on a previously filed Form 8868.

- If you are filing for an **Automatic 3-Month Extension**, complete only Part I (on page 1).

Part II		Additional (Not Automatic) 3-Month Extension of Time. Only file the original (no copies needed).	
Type or print File by the extended due date for filing the return. See instructions.	Name of Exempt Organization		Employer identification number
	MOSS FOUNDATION		95-4280605
	Number, street, and room or suite no. If a P.O. box, see instructions.		For IRS use only
	421 N. BEVERLY DRIVE, NO. 260		
	City, town or post office, state, and ZIP code. For a foreign address, see instructions.		
	BEVERLY HILLS, CA 90210		

Check type of return to be filed (File a separate application for each return).

- ☐ Form 990 ☐ Form 990-EZ ☐ Form 990-T (sec. 401(a) or 408(a) trust) ☐ Form 1041-A ☐ Form 5227 ☐ Form 8870
☐ Form 990-BL ☒ Form 990-PF ☐ Form 990-T (trust other than above) ☐ Form 4720 ☐ Form 6069

STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.

BALTER, MILLER, KING & FRAZIN, LLP

- The books are in the care of **16550 VENTURA BLVD. #318, ENCINO - 91436**

Telephone No. **(818) 528-3545**

FAX No.

- If the organization does not have an office or place of business in the United States, check this box ☐ **X**
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) . If this is for the whole group, check this box ☐. If it is for part of the group, check this box ☐ and attach a list with the names and EINs of all members the extension is for.

4 I request an additional 3-month extension of time until **NOVEMBER 15, 2010.**

5 For calendar year **2009**, or other tax year beginning , and ending .

6 If this tax year is for less than 12 months, check reason: ☐ Initial return ☐ Final return ☐ Change in accounting period

7 State in detail why you need the extension

ADDITIONAL TIME IS NEEDED TO PREPARE A COMPLETE AND ACCURATE RETURN.

8a	If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	8a	\$	0.
b	If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868.	8b	\$	5,361.
c	Balance Due. Subtract line 8b from line 8a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions	8c	\$	0.

Signature and Verification

Under penalties of perjury, I declare that I have examined this form, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and that I am authorized to prepare this form.

Signature **Susan Frazin** Title **CPA**

Date **8/5/10**

Form 8868 (Rev. 4-2009)