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Form **990**

Department of the Treasury
Internal Revenue Service

Return of Organization Exempt From Income Tax

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except black lung benefit trust or private foundation)

▶ The organization may have to use a copy of this return to satisfy state reporting requirements

OMB No 1545-0047

2009

Open to Public Inspection

A For the 2009 calendar year, or tax year beginning 04-01-2009 and ending 03-31-2010

B Check if applicable
☐ Address change
☐ Name change
☐ Initial return
☐ Terminated
☐ Amended return
☐ Application pending

Please use IRS label or print or type. See Specific Instructions.

C Name of organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Doing Business As

Number and street (or P O box if mail is not delivered to street address) | Room/suite
125 BROAD STREET 18TH FLOOR

City or town, state or country, and ZIP + 4
NEW YORK, NY 10004

D Employer identification number
13-6213516

E Telephone number
(212) 549-2500

G Gross receipts $ 98,383,452

F Name and address of principal officer
anthony romero
125 BROAD STREET 18TH FLOOR
NEW YORK, NY 10004

H(a) Is this a group return for affiliates? ☐ Yes ☑ No

H(b) Are all affiliates included? ☐ Yes ☐ No
If "No," attach a list (see instructions)

H(c) Group exemption number ▶

I Tax-exempt status ☑ 501(c) (3) ◀ (insert no) ☐ 4947(a)(1) or ☐ 527

J Website: ▶ WWW ACLU ORG

K Form of organization ☑ Corporation ☐ Trust ☐ Association ☐ Other ▶ | **L** Year of formation 1966 | **M** State of legal domicile NY

Part I Summary

Activities & Governance

1 Briefly describe the organization's mission or most significant activities
PRESERVATION AND PROMOTION OF CIVIL RIGHTS AND civil LIBERTIES

2 Check this box ▶☐ if the organization discontinued its operations or disposed of more than 25% of its net assets

3	Number of voting members of the governing body (Part VI, line 1a)	**3**	11
4	Number of independent voting members of the governing body (Part VI, line 1b)	**4**	11
5	Total number of employees (Part V, line 2a)	**5**	307
6	Total number of volunteers (estimate if necessary)	**6**	112
7a	Total gross unrelated business revenue from Part VIII, column (C), line 12	**7a**	118,939
b	Net unrelated business taxable income from Form 990-T, line 34	**7b**	0

			Prior Year	**Current Year**
Revenue	**8**	Contributions and grants (Part VIII, line 1h)	62,247,393	78,208,002
	9	Program service revenue (Part VIII, line 2g)	1,805,989	4,246,555
	10	Investment income (Part VIII, column (A), lines 3, 4, and 7d)	7,500,706	5,527,106
	11	Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)	1,569,442	1,444,282
	12	Total revenue—add lines 8 through 11 (must equal Part VIII, column (A), line 12)	73,123,530	89,425,945
Expenses	**13**	Grants and similar amounts paid (Part IX, column (A), lines 1–3)	5,904,956	4,963,097
	14	Benefits paid to or for members (Part IX, column (A), line 4)		0
	15	Salaries, other compensation, employee benefits (Part IX, column (A), lines 5–10)	32,272,633	29,344,480
	16a	Professional fundraising fees (Part IX, column (A), line 11e)	565,511	396,418
	b	Total fundraising expenses (Part IX, column (D), line 25) ▶6,729,812		
	17	Other expenses (Part IX, column (A), lines 11a–11d, 11f–24f)	29,688,296	45,463,105
	18	Total expenses Add lines 13–17 (must equal Part IX, column (A), line 25)	68,431,396	80,167,100
	19	Revenue less expenses Subtract line 18 from line 12	4,692,134	9,258,845

			Beginning of Current Year	**End of Year**
Net Assets or Fund Balances	**20**	Total assets (Part X, line 16)	262,756,809	344,685,950
	21	Total liabilities (Part X, line 26)	65,152,059	82,831,213
	22	Net assets or fund balances Subtract line 21 from line 20	197,604,750	261,854,737

Part II Signature Block

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

Sign Here

****** | 2010-11-18
Signature of officer | Date

anthony romero executive director
Type or print name and title

Paid Preparer's Use Only

Preparer's signature ▶ ALAN WOGHIN | Date | Check if self-employed ▶ ☐ | Preparer's identifying number (see instructions)

Firm's name (or yours if self-employed), address, and ZIP + 4 ▶ RSM MCGLADREY INC
1185 AVENUE OF THE AMERICAS
NEW YORK, NY 100362602

EIN ▶

Phone no ▶ (212) 372-1000

May the IRS discuss this return with the preparer shown above? (see instructions) ☑ Yes ☐ No

Part III Statement of Program Service Accomplishments

1 Briefly describe the organization's mission

As noted in its articles of incorporation, the mission of the ACLU Foundation is "to maintain and advance civil liberties, including, without limitation, the freedoms of association, press, religion and speech, and the rights to the franchise, to due process of law, and to equal protection of the laws for all people throughout the United States and its jurisdictions The ACLU's objects shall be sought wholly without political partisanship " The ACLU Foundation today remains as focused as ever on the overarching goals set by its founders, serving as the nation's guardian of liberty, working daily in courts, legislatures and communities to defend and preserve the individual rights and liberties that the Constitution and laws of the US guarantee The ACLU also works to extend rights to segments of the population that have traditionally been denied their rights,including people of color, women, lesbians, gay men, bisexuals and transgender people, prisoner and people with disabilities

2 Did the organization undertake any significant program services during the year which were not listed on the prior Form 990 or 990-EZ? . . . . ☐ **Yes** ☑ **No**

If "Yes," describe these new services on Schedule O

3 Did the organization cease conducting, or make significant changes in how it conducts, any program services? . . . . ☐ **Yes** ☑ **No**

If "Yes," describe these changes on Schedule O

4 Describe the exempt purpose achievements for each of the organization's three largest program services by expenses Section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts are required to report the amount of grants and allocations to others, the total expenses, and revenue, if any, for each program service reported

4a (Code) (Expenses $ 25,670,674 including grants of $) (Revenue $ 4,246,555)

The ACLU Foundation's litigation program is the cornerstone of its civil liberties program The ACLU today is the nation's largest public interest law firm, with a staff of attorneys in the national office working in collaboration with attorneys at affiliate offices nationwide to address cases involving a wide range of civil liberties issues The ACLU appears before the U S Supreme Court more than any organization except the U S Department of Justice

4b (Code) (Expenses $ 10,842,067 including grants of $) (Revenue $)

Through newsletters, its comprehensive website, advertisements, op-ed articles, media interviews, publications, and numerous meetings and workshops conducted in collaboration with its affiliates throughout the US, the ACLU Foundation provides ongoing education to the ACLU's 500,000 members nationwide and to the public at large with respect to a wide range of civil liberties issues and concerns A core component of the organization's educational campaigns is the emphasis on key rights, including First Amendment rights to free speech, association and assembly, among others, the right to equal protection under the law, the right to due process and to fair treatment when the loss of liberty or property is at stake, and the right to privacy and freedom from unwarranted government intrusion into personal and private affairs

4c (Code) (Expenses $ 32,057,858 including grants of $ 4,963,097) (Revenue $)

The ACLU has an affiliate or chapter in every state and in Puerto Rico Affiliates handle requests for legal assistance, lobby state legislatures and host educational forums throughout the year The national ACLU coordinates fundraising efforts with its affiliates and shares the proceeds of fundraising efforts with affiliates in accordance with a detailed policy Through its Affiliate Support and Advocacy Department, the national ACLU also provides grants to affiliates to support work on specific initiatives and projects that have been identified as involving matters of both local/regional and national significance The Affiliate Support and Advocacy Department offers training and technical assistance to affiliates across the country on a variety of topics of relevance

4d Other program services (Describe in Schedule O) **See also Additional Data for Description**

(Expenses $ 995,091 including grants of $) (Revenue $)

4e **Total program service expenses**▶$ 69,565,690

Part IV **Checklist of Required Schedules**

			Yes	No
1	Is the organization described in section 501(c)(3) or 4947(a)(1) (other than a private foundation)? *If "Yes," complete Schedule A*	1	Yes	
2	Is the organization required to complete Schedule B, Schedule of Contributors?	2	Yes	
3	Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? *If "Yes," complete Schedule C, Part I*	3		No
4	**Section 501(c)(3) organizations.** Did the organization engage in lobbying activities? *If "Yes," complete Schedule C, Part II*	4	Yes	
5	**Section 501(c)(4), 501(c)(5), and 501(c)(6) organizations.** Is the organization subject to the section 6033(e) notice and reporting requirement and proxy tax? *If "Yes," complete Schedule C, Part III*	5		
6	Did the organization maintain any donor advised funds or any similar funds or accounts where donors have the right to provide advice on the distribution or investment of amounts in such funds or accounts? *If "Yes," complete Schedule D, Part I*	6		No
7	Did the organization receive or hold a conservation easement, including easements to preserve open space, the environment, historic land areas or historic structures? *If "Yes," complete Schedule D, Part II*	7		No
8	Did the organization maintain collections of works of art, historical treasures, or other similar assets? *If "Yes," complete Schedule D, Part III*	8		No
9	Did the organization report an amount in Part X, line 21, serve as a custodian for amounts not listed in Part X, or provide credit counseling, debt management, credit repair, or debt negotiation services? *If "Yes," complete Schedule D, Part IV*	9		No
10	Did the organization, directly or through a related organization, hold assets in term, permanent,or quasi-endowments? *If "Yes," complete Schedule D, Part V*	10	Yes	
11	Is the organization's answer to any of the following questions "Yes"? *If so,complete Schedule D, Parts VI, VII, VIII, IX, or X as applicable.*	11	Yes	
	• Did the organization report an amount for land, buildings, and equipment in Part X, line10? *If "Yes," complete Schedule D, Part VI.*			
	• Did the organization report an amount for investments—other securities in Part X, line 12 that is 5% or more of its total assets reported in Part X, line 16? *If "Yes," complete Schedule D, Part VII.*			
	• Did the organization report an amount for investments—program related in Part X, line 13 that is 5% or more of its total assets reported in Part X, line 16? *If "Yes," complete Schedule D, Part VIII.*			
	• Did the organization report an amount for other assets in Part X, line 15 that is 5% or more of its total assets reported in Part X, line 16? *If "Yes," complete Schedule D, Part IX.*			
	• Did the organization report an amount for other liabilities in Part X, line 25? *If "Yes," complete Schedule D, Part X.*			
	• Did the organization's separate or consolidated financial statements for the tax year include a footnote that addresses the organization's liability for uncertain tax positions under FIN 48? *If "Yes," complete Schedule D, Part X.*			
12	Did the organization obtain separate, independent audited financial statements for the tax year? *If "Yes," complete Schedule D, Parts XI, XII, and XIII*	12	Yes	
12A	Was the organization included in consolidated, independent audited financial statements for the tax year? *If "Yes," completing Schedule D, Parts XI, XII, and XIII is optional* — 12A: Yes			
13	Is the organization a school described in section 170(b)(1)(A)(ii)? *If "Yes," complete Schedule E*	13		No
14a	Did the organization maintain an office, employees, or agents outside of the United States?	14a		No
b	Did the organization have aggregate revenues or expenses of more than $10,000 from grantmaking, fundraising, business, and program service activities outside the United States? *If "Yes," complete Schedule F, Part I*	14b		No
15	Did the organization report on Part IX, column (A), line 3, more than $5,000 of grants or assistance to any organization or entity located outside the U S ? *If "Yes," complete Schedule F, Part II*	15		No
16	Did the organization report on Part IX, column (A), line 3, more than $5,000 of aggregate grants or assistance to individuals located outside the U S ? *If "Yes," complete Schedule F, Part III*	16		No
17	Did the organization report a total of more than $15,000, of expenses for professional fundraising services on Part IX, column (A), lines 6 and 11e? *If "Yes," complete Schedule G, Part I*	17	Yes	
18	Did the organization report more than $15,000 total of fundraising event gross income and contributions on Part VIII, lines 1c and 8a? *If "Yes," complete Schedule G, Part II*	18		No
19	Did the organization report more than $15,000 of gross income from gaming activities on Part VIII, line 9a? *If "Yes," complete Schedule G, Part III*	19		No
20	Did the organization operate one or more hospitals? *If "Yes," complete Schedule H*	20		No

Part IV Checklist of Required Schedules *(continued)*

			Yes	No
21	Did the organization report more than $5,000 of grants and other assistance to governments and organizations in the United States on Part IX, column (A), line 1? *If "Yes," complete Schedule I, Parts I and II*	21	Yes	
22	Did the organization report more than $5,000 of grants and other assistance to individuals in the United States on Part IX, column (A), line 2? *If "Yes," complete Schedule I, Parts I and III*	22	Yes	
23	Did the organization answer "Yes" to Part VII, Section A, questions 3, 4, or 5, about compensation of the organization's current and former officers, directors, trustees, key employees, and highest compensated employees? *If "Yes," complete Schedule J*	23	Yes	
24a	Did the organization have a tax-exempt bond issue with an outstanding principal amount of more than $100,000 as of the last day of the year, that was issued after December 31, 2002? *If "Yes," answer questions 24b–24d and complete Schedule K. If "No," go to line 25*	24a	Yes	
b	Did the organization invest any proceeds of tax-exempt bonds beyond a temporary period exception?	24b	Yes	
c	Did the organization maintain an escrow account other than a refunding escrow at any time during the year to defease any tax-exempt bonds?	24c		No
d	Did the organization act as an "on behalf of" issuer for bonds outstanding at any time during the year?	24d		No
25a	**Section 501(c)(3) and 501(c)(4) organizations.** Did the organization engage in an excess benefit transaction with a disqualified person during the year? *If "Yes," complete Schedule L, Part I*	25a		No
b	Is the organization aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? *If "Yes," complete Schedule L, Part I*	25b		No
26	Was a loan to or by a current or former officer, director, trustee, key employee, highly compensated employee, or disqualified person outstanding as of the end of the organization's tax year? *If "Yes," complete Schedule L, Part II*	26		No
27	Did the organization provide a grant or other assistance to an officer, director, trustee, key employee, substantial contributor, or a grant selection committee member, or to a person related to such an individual? *If "Yes," complete Schedule L, Part III*	27		No
28	Was the organization a party to a business transaction with one of the following parties? (see Schedule L, Part IV instructions for applicable filing thresholds, conditions, and exceptions)			
a	A current or former officer, director, trustee, or key employee? *If "Yes," complete Schedule L, Part IV*	28a		No
b	A family member of a current or former officer, director, trustee, or key employee? *If "Yes," complete Schedule L, Part IV*	28b		No
c	An entity of which a current or former officer, director, trustee, or key employee of the organization (or a family member) was an officer, director, trustee, or owner? *If "Yes," complete Schedule L, Part IV*	28c		No
29	Did the organization receive more than $25,000 in non-cash contributions? *If "Yes," complete Schedule M*	29	Yes	
30	Did the organization receive contributions of art, historical treasures, or other similar assets, or qualified conservation contributions? *If "Yes," complete Schedule M*	30		No
31	Did the organization liquidate, terminate, or dissolve and cease operations? *If "Yes," complete Schedule N, Part I*	31		No
32	Did the organization sell, exchange, dispose of, or transfer more than 25% of its net assets? *If "Yes," complete Schedule N, Part II*	32		No
33	Did the organization own 100% of an entity disregarded as separate from the organization under Regulations sections 301 7701-2 and 301 7701-3? *If "Yes," complete Schedule R, Part I*	33	Yes	
34	Was the organization related to any tax-exempt or taxable entity? *If "Yes," complete Schedule R, Parts II, III, IV, and V, line 1*	34	Yes	
35	Is any related organization a controlled entity within the meaning of section 512(b)(13)? *If "Yes," complete Schedule R, Part V, line 2*	35		No
36	**Section 501(c)(3) organizations.** Did the organization make any transfers to an exempt non-charitable related organization? *If "Yes," complete Schedule R, Part V, line 2*	36		No
37	Did the organization conduct more than 5% of its activities through an entity that is not a related organization and that is treated as a partnership for federal income tax purposes? *If "Yes," complete Schedule R, Part VI*	37		No
38	Did the organization complete Schedule O and provide explanations in Schedule O for Part VI, lines 11 and 19? **Note.** All Form 990 filers are required to complete Schedule O	38	Yes	

Part V Statements Regarding Other IRS Filings and Tax Compliance

		Line	Amount	Line	Yes	No
1a	Enter the number reported in Box 3 of Form 1096, *Annual Summary and Transmittal of U.S. Information Returns. Enter -0- if not applicable*	1a	71			
b	Enter the number of Forms W-2G included in line 1a *Enter -0-* if not applicable	1b	0			
c	Did the organization comply with backup withholding rules for reportable payments to vendors and reportable gaming (gambling) winnings to prize winners?			1c	Yes	
2a	Enter the number of employees reported on Form W-3, *Transmittal of Wage and Tax Statements* filed for the calendar year ending with or within the year covered by this return	2a	307			
b	If at least one is reported on line 2a, did the organization file all required federal employment tax returns? **Note:** If the sum of lines 1a and 2a is greater than 250, you may be required to e-file this return (see instructions)			2b	Yes	
3a	Did the organization have unrelated business gross income of $1,000 or more during the year covered by this return?			3a	Yes	
b	If "Yes," has it filed a Form 990-T for this year? *If "No," provide an explanation in Schedule O*			3b	Yes	
4a	At any time during the calendar year, did the organization have an interest in, or a signature or other authority over, a financial account in a foreign country (such as a bank account, securities account, or other financial account)?			4a		No
b	If "Yes," enter the name of the foreign country ▶ See the instructions for exceptions and filing requirements for Form TD F 90-22 1, Report of Foreign Bank and Financial Accounts					
5a	Was the organization a party to a prohibited tax shelter transaction at any time during the tax year?			5a		No
b	Did any taxable party notify the organization that it was or is a party to a prohibited tax shelter transaction?			5b		No
c	If "Yes" to line 5a or 5b, did the organization file Form 8886-T, Disclosure by Tax-Exempt Entity Regarding Prohibited Tax Shelter Transaction?			5c		
6a	Does the organization have annual gross receipts that are normally greater than $100,000, and did the organization solicit any contributions that were not tax deductible?			6a		No
b	If "Yes," did the organization include with every solicitation an express statement that such contributions or gifts were not tax deductible?			6b		
7	**Organizations that may receive deductible contributions under section 170(c).**					
a	Did the organization receive a payment in excess of $75 made partly as a contribution and partly for goods and services provided to the payor?			7a		No
b	If "Yes," did the organization notify the donor of the value of the goods or services provided?			7b		
c	Did the organization sell, exchange, or otherwise dispose of tangible personal property for which it was required to file Form 8282?			7c		No
d	If "Yes," indicate the number of Forms 8282 filed during the year	7d				
e	Did the organization, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?			7e		No
f	Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?			7f		No
g	For all contributions of qualified intellectual property, did the organization file Form 8899 as required?			7g		
h	For contributions of cars, boats, airplanes, and other vehicles, did the organization file a Form 1098-C as required?			7h		
8	**Sponsoring organizations maintaining donor advised funds and section 509(a)(3) supporting organizations.** Did the supporting organization, or a donor advised fund maintained by a sponsoring organization, have excess business holdings at any time during the year?			8		
9	**Sponsoring organizations maintaining donor advised funds.**					
a	Did the organization make any taxable distributions under section 4966?			9a		
b	Did the organization make a distribution to a donor, donor advisor, or related person?			9b		
10	**Section 501(c)(7) organizations.** Enter					
a	Initiation fees and capital contributions included on Part VIII, line 12	10a				
b	Gross receipts, included on Form 990, Part VIII, line 12, for public use of club facilities	10b				
11	**Section 501(c)(12) organizations.** Enter					
a	Gross income from members or shareholders	11a				
b	Gross income from other sources (Do not net amounts due or paid to other sources against amounts due or received from them)	11b				
12a	**Section 4947(a)(1) non-exempt charitable trusts.** Is the organization filing Form 990 in lieu of Form 1041?			12a		
b	If "Yes," enter the amount of tax-exempt interest received or accrued during the year	12b				

Part VI **Governance, Management, and Disclosure** For each "Yes" response to lines 2 through 7b below, and for a "No" response to lines 8a, 8b, or 10b below, describe the circumstances, processes, or changes in Schedule O. See instructions.

Section A. Governing Body and Management

				Yes	No
1a	Enter the number of voting members of the governing body	1a 11			
b	Enter the number of voting members that are independent	1b 11			
2	Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?		2		No
3	Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person?		3		No
4	Did the organization make any significant changes to its organizational documents since the prior Form 990 was filed?		4		No
5	Did the organization become aware during the year of a material diversion of the organization's assets?		5		No
6	Does the organization have members or stockholders?		6	Yes	
7a	Does the organization have members, stockholders, or other persons who may elect one or more members of the governing body?		7a	Yes	
b	Are any decisions of the governing body subject to approval by members, stockholders, or other persons?		7b	Yes	
8	Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following				
a	The governing body?		8a	Yes	
b	Each committee with authority to act on behalf of the governing body?		8b	Yes	
9	Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses in Schedule O		9		No

Section B. Policies (This Section B requests information about policies not required by the Internal Revenue Code.)

			Yes	No
10a	Does the organization have local chapters, branches, or affiliates?	10a	Yes	
b	If "Yes," does the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with those of the organization?	10b	Yes	
11	Has the organization provided a copy of this Form 990 to all members of its governing body before filing the form?	11	Yes	
11A	Describe in Schedule O the process, if any, used by the organization to review the Form 990			
12a	Does the organization have a written conflict of interest policy? *If "No," go to line 13*	12a	Yes	
b	Are officers, directors or trustees, and key employees required to disclose annually interests that could give rise to conflicts?	12b	Yes	
c	Does the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe in Schedule O how this is done	12c	Yes	
13	Does the organization have a written whistleblower policy?	13	Yes	
14	Does the organization have a written document retention and destruction policy?	14	Yes	
15	Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?			
a	The organization's CEO, Executive Director, or top management official	15a	Yes	
b	Other officers or key employees of the organization	15b		No
	If "Yes" to line a or b, describe the process in Schedule O (See instructions)			
16a	Did the organization invest in, contribute assets to, or participate in a joint venture or similar arrangement with a taxable entity during the year?	16a		No
b	If "Yes," has the organization adopted a written policy or procedure requiring the organization to evaluate its participation in joint venture arrangements under applicable federal tax law, and taken steps to safeguard the organization's exempt status with respect to such arrangements?	16b		

Section C. Disclosure

17 List the States with which a copy of this Form 990 is required to be filed ▶ AK , AR , AZ , CA , CO , CT , FL , GA , HI , IL , KS , KY , LA , MA , MD , ME , MI , MN , MO , MS , NC , ND , NH , NJ , NM , NY , OH , OK , OR , PA , RI , SC , TN , UT , WA , WI , WV

18 Section 6104 requires an organization to make its Form 1023 (or 1024 if applicable), 990, and 990-T (501(c)(3)s only) available for public inspection Indicate how you make these available Check all that apply

☑ Own website ☐ Another's website ☑ Upon request

19 Describe in Schedule O whether (and if so, how), the organization makes its governing documents, conflict of interest policy, and financial statements available to the public See Additional Data Table

20 State the name, physical address, and telephone number of the person who possesses the books and records of the organization ▶

CAROLINE GREENE CFO
125 broad street 18th floor
new york, NY 10004
(212) 549-2500

Part VII **Compensation of Officers, Directors,Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors**

Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

1a Complete this table for all persons required to be listed Report compensation for the calendar year ending with or within the organization's tax year Use Schedule J-2 if additional space is needed

- List all of the organization's **current** officers, directors, trustees (whether individuals or organizations), regardless of amount of compensation, and **current** key employees Enter -0- in columns (D), (E), and (F) if no compensation was paid
- List all of the organization's **current** key employees See instructions for definition of "key employee "
- List the organization's five **current** highest compensated employees (other than an officer, director, trustee or key employee) who received reportable compensation (Box 5 of Form W-2 and/or Box 7 of Form 1099-MISC) of more than $100,000 from the organization and any related organizations
- List all of the organization's **former** officers, key employees, or highest compensated employees who received more than $100,000 of reportable compensation from the organization and any related organizations
- List all of the organization's **former directors or trustees** that received, in the capacity as a former director or trustee of the organization, more than $10,000 of reportable compensation from the organization and any related organizations

List persons in the following order individual trustees or directors, institutional trustees, officers, key employees, highest compensated employees, and former such persons

☐ Check this box if the organization did not compensate any current or former officer, director, trustee or key employee

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W- 2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former			
See add'l data										

1b Total . . . . ▶	2,186,674	1,078,571	503,414

2 Total number of individuals (including but not limited to those listed above) who received more than $100,000 in reportable compensation from the organization ▶47

			Yes	No
3	Did the organization list any **former** officer, director or trustee, key employee, or highest compensated employee on line 1a? *If "Yes," complete Schedule J for such individual*	**3**		No
4	For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than $150,000? *If "Yes," complete Schedule J for such individual*	**4**	Yes	
5	Did any person listed on line 1a receive or accrue compensation from any unrelated organization for services rendered to the organization? *If "Yes," complete Schedule J for such person*	**5**		No

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than $100,000 of compensation from the organization

(A) Name and business address	**(B)** Description of services	**(C)** Compensation
MATHIAS & CARR INC 225 VARICK STREET NEW YORK, NY 10014	PRINTING AND OFFICE SUPPLIES	711,779
NEVIN BENJAMIN MCKAY & BARTLETT LLP PO BOX 2772 BOISE, ID 83701	LEGAL SERVICES	681,280
ZEROCHAOS PO BOX 534305 ATLANTA, GA 30353	CONSULTING SERVICES	575,709
PIDI 1800 DIAGONAL ROAD SUITE 400 ALEXANDRIA, VA 22314	FUNDRAISING DATABASE SUPPORT	560,099
BELDEN RUSSONELLO & STEWART 1320 19TH STREET NM SUITE 700 WASHINGTON, DC 20036	PUBLIC EDUCATION	360,288

2 Total number of independent contractors (including but not limited to those listed above) who received more than $100,000 in compensation from the organization ▶22

Part VIII Statement of Revenue

				(A) Total revenue	(B) Related or exempt function revenue	(C) Unrelated business revenue	(D) Revenue excluded from tax under sections 512, 513, or 514
Contributions, gifts, grants and other similar amounts	1a	Federated campaigns . . . 1a	368,600				
	b	Membership dues 1b					
	c	Fundraising events 1c					
	d	Related organizations . . . 1d					
	e	Government grants (contributions) 1e					
	f	All other contributions, gifts, grants, and similar amounts not included above 1f	77,839,402				
	g	Noncash contributions included in lines 1a-1f $ 1,787,594					
	h	**Total.** Add lines 1a-1f . . . . ▶		78,208,002			
Program Service Revenue			Business Code				
	2a	LEGAL EXP AWARDED,NET	900,099	4,246,555	4,246,555		
	b						
	c						
	d						
	e						
	f	All other program service revenue					
	g	**Total.** Add lines 2a–2f . . . . ▶		4,246,555			
Other Revenue	3	Investment income (including dividends, interest and other similar amounts) . . . . . ▶		5,430,971			5,430,971
	4	Income from investment of tax-exempt bond proceeds . . ▶					
	5	Royalties . . . . ▶					
			(i) Real / (ii) Personal				
	6a	Gross Rents	1,394,876 /				
	b	Less rental expenses	/				
	c	Rental income or (loss)	1,394,876 /				
	d	Net rental income or (loss) . . . . ▶		1,394,876		118,939	1,275,937
			(i) Securities / (ii) Other				
	7a	Gross amount from sales of assets other than inventory	9,053,642 /				
	b	Less cost or other basis and sales expenses	8,957,507 /				
	c	Gain or (loss)	96,135 /				
	d	Net gain or (loss) . . . . ▶		96,135			96,135
	8a	Gross income from fundraising events (not including $ ______ of contributions reported on line 1c) See Part IV, line 18 . . . a					
	b	Less direct expenses . . . b					
	c	Net income or (loss) from fundraising events . . ▶					
	9a	Gross income from gaming activities See Part IV, line 19 . . . a					
	b	Less direct expenses . . . b					
	c	Net income or (loss) from gaming activities . . . ▶					
	10a	Gross sales of inventory, less returns and allowances . a					
	b	Less cost of goods sold . . b					
	c	Net income or (loss) from sales of inventory . . ▶					
		Miscellaneous Revenue	Business Code				
	11a	OTHER INCOME	900,099	49,406	49,406		
	b						
	c						
	d	All other revenue					
	e	**Total.** Add lines 11a–11d . . . . . . ▶		49,406			
	12	**Total revenue.** See Instructions . . . ▶		89,425,945	4,295,961	118,939	6,803,043

Part IX Statement of Functional Expenses

Section 501(c)(3) and 501(c)(4) organizations must complete all columns.
All other organizations must complete column (A) but are not required to complete columns (B), (C), and (D).

	Do not include amounts reported on lines 6b, 7b, 8b, 9b, and 10b of Part VIII.	(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
1	Grants and other assistance to governments and organizations in the U S See Part IV, line 21	4,938,097	4,938,097		
2	Grants and other assistance to individuals in the U S See Part IV, line 22	25,000	25,000		
3	Grants and other assistance to governments, organizations, and individuals outside the U S See Part IV, lines 15 and 16				
4	Benefits paid to or for members				
5	Compensation of current officers, directors, trustees, and key employees	1,846,721	1,163,144	451,627	231,950
6	Compensation not included above, to disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B)				
7	Other salaries and wages	20,233,436	17,172,920	749,646	2,310,870
8	Pension plan contributions (include section 401(k) and section 403(b) employer contributions)	2,424,008	2,006,192	131,878	285,938
9	Other employee benefits	3,223,404	2,667,799	175,370	380,235
10	Payroll taxes	1,616,911	1,338,211	87,968	190,732
11	Fees for services (non-employees)				
a	Management				
b	Legal	2,422,119	1,999,460	131,763	290,896
c	Accounting	196,757		196,757	
d	Lobbying				
e	Professional fundraising *See Part IV, line 17* . .	396,418			396,418
f	Investment management fees				
g	Other	3,735,819	2,039,027	1,041,105	655,687
12	Advertising and promotion				
13	Office expenses	694,261	174,218	82,495	437,548
14	Information technology				
15	Royalties . .				
16	Occupancy	3,140,591	2,390,855	401,896	347,840
17	Travel	1,176,783	1,016,272	69,198	91,313
18	Payments of travel or entertainment expenses for any federal, state, or local public officials				
19	Conferences, conventions, and meetings	173,387	147,090		26,297
20	Interest	837,317	691,205	45,550	100,562
21	Payments to affiliates				
22	Depreciation, depletion, and amortization	3,117,548	2,574,058	169,629	373,861
23	Insurance				
24	Other expenses Itemize expenses not covered above (Expenses grouped together and labeled miscellaneous may not exceed 5% of total expenses shown on line 25 below)				
a	SHARED PORTION - BEQUES	9,973,282	9,973,282		
b	SHARED PORTION - CONTR	8,436,902	8,436,902		
c	PROVISION FOR UNCOLLECT	4,622,222	4,622,222		
d	SPECIAL AFFILIATE SUBSI	3,189,076	3,189,076		
e	OTHER EXPENSES	1,394,236	1,153,202	75,993	165,041
f	All other expenses	2,352,805	1,847,458	60,723	444,624
25	**Total functional expenses.** Add lines 1 through 24f	80,167,100	69,565,690	3,871,598	6,729,812
26	**Joint costs.** Check here ▶ ☐ if following SOP 98-2 Complete this line only if the organization reported in column (B) joint costs from a combined educational campaign and fundraising solicitation				

Part X Balance Sheet

				(A) Beginning of year		(B) End of year
Assets	1	Cash—non-interest-bearing		15,690,032	1	14,185,153
	2	Savings and temporary cash investments		9,737,117	2	8,072,808
	3	Pledges and grants receivable, net		14,886,169	3	29,337,451
	4	Accounts receivable, net			4	
	5	Receivables from current and former officers, directors, trustees, key employees, and highest compensated employees Complete Part II of Schedule L			5	
	6	Receivables from other disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B) Complete Part II of Schedule L			6	
	7	Notes and loans receivable, net			7	
	8	Inventories for sale or use			8	
	9	Prepaid expenses and deferred charges		204,702	9	1,045,010
	10a	Land, buildings, and equipment cost or other basis *Complete Part VI of Schedule D*	10a 48,072,074			
	b	Less accumulated depreciation	10b 11,801,356	37,273,451	10c	36,270,718
	11	Investments—publicly traded securities		180,754,019	11	246,860,926
	12	Investments—other securities See Part IV, line 11			12	
	13	Investments—program-related See Part IV, line 11			13	
	14	Intangible assets			14	
	15	Other assets See Part IV, line 11		4,211,319	15	8,913,884
	16	**Total assets.** Add lines 1 through 15 (must equal line 34)		262,756,809	16	344,685,950
Liabilities	17	Accounts payable and accrued expenses		1,722,597	17	2,423,836
	18	Grants payable			18	
	19	Deferred revenue			19	
	20	Tax-exempt bond liabilities			20	
	21	Escrow or custodial account liability *Complete Part IV of Schedule D*			21	
	22	Payables to current and former officers, directors, trustees, key employees, highest compensated employees, and disqualified persons *Complete Part II of Schedule L*			22	
	23	Secured mortgages and notes payable to unrelated third parties		22,744,936	23	22,266,563
	24	Unsecured notes and loans payable to unrelated third parties			24	
	25	Other liabilities Complete Part X of Schedule D		40,684,526	25	58,140,814
	26	**Total liabilities.** Add lines 17 through 25		65,152,059	26	82,831,213
Net Assets or Fund Balances		**Organizations that follow SFAS 117, check here ▶ ☑ and complete lines 27 through 29, and lines 33 and 34.**				
	27	Unrestricted net assets		103,238,525	27	178,502,001
	28	Temporarily restricted net assets		55,941,293	28	44,565,082
	29	Permanently restricted net assets		38,424,932	29	38,787,654
		Organizations that do not follow SFAS 117, check here ▶ ☐ and complete lines 30 through 34.				
	30	Capital stock or trust principal, or current funds			30	
	31	Paid-in or capital surplus, or land, building or equipment fund			31	
	32	Retained earnings, endowment, accumulated income, or other funds			32	
	33	Total net assets or fund balances		197,604,750	33	261,854,737
	34	Total liabilities and net assets/fund balances		262,756,809	34	344,685,950

Part XI Financial Statements and Reporting

			Yes	No
1	Accounting method used to prepare the Form 990 ☐ Cash ☑ Accrual ☐ Other ____________ If the organization changed its method of accounting from a prior year or checked "Other," explain in Schedule O			
2a	Were the organization's financial statements compiled or reviewed by an independent accountant? . .	2a	Yes	
b	Were the organization's financial statements audited by an independent accountant?	2b	Yes	
c	If "Yes," to 2a or 2b, does the organization have a committee that assumes responsibility for oversight of the audit, review, or compilation of its financial statements and selection of an independent accountant? If the organization changed either its oversight process or selection process during the tax year, explain in Schedule O . . .	2c	Yes	
d	If "Yes" to line 2a or 2b, check a box below to indicate whether the financial statements for the year were issued on a consolidated basis, separate basis, or both ☐ Separate basis ☐ Consolidated basis ☑ Both consolidated and separated basis			
3a	As a result of a federal award, was the organization required to undergo an audit or audits as set forth in the Single Audit Act and OMB Circular A-133?	3a		No
b	If "Yes," did the organization undergo the required audit or audits? If the organization did not undergo the required audit or audits, explain why in Schedule O and describe any steps taken to undergo such audits . .	3b		

SCHEDULE A
(Form 990 or 990EZ)

Department of the Treasury
Internal Revenue Service

Public Charity Status and Public Support

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

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

OMB No 1545-0047

2009

Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

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

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

1 ☐ A church, convention of churches, or association of churches **section 170(b)(1)(A)(i).**

2 ☐ A school described in **section 170(b)(1)(A)(ii).** (Attach Schedule E)

3 ☐ A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii).**

4 ☐ A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii).** Enter the hospital's name, city, and state

5 ☐ An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv).** (Complete Part II)

6 ☐ A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v).**

7 ☑ An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)** (Complete Part II)

8 ☐ A community trust described in **section 170(b)(1)(A)(vi)** (Complete Part II)

9 ☐ An organization that normally receives (1) more than 331/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions—subject to certain exceptions, and (2) no more than 331/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975 See **section 509(a)(2).** (Complete Part III)

10 ☐ An organization organized and operated exclusively to test for public safety See **section 509(a)(4).**

11 ☐ An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2) See **section 509(a)(3).** Check the box that describes the type of supporting organization and complete lines 11e through 11h

a ☐ Type I **b** ☐ Type II **c** ☐ Type III - Functionally integrated **d** ☐ Type III - Other

e ☐ By checking this box, I certify that the organization is not controlled directly or indirectly by one or more disqualified persons other than foundation managers and other than one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2)

f If the organization received a written determination from the IRS that it is a Type I, Type II or Type III supporting organization, check this box ☐

g Since August 17, 2006, has the organization accepted any gift or contribution from any of the following persons?

		Yes	No
(i) a person who directly or indirectly controls, either alone or together with persons described in (ii) and (iii) below, the governing body of the the supported organization?	**11g(i)**		
(ii) a family member of a person described in (i) above?	**11g(ii)**		
(iii) a 35% controlled entity of a person described in (i) or (ii) above?	**11g(iii)**		

h Provide the following information about the supported organization(s)

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

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

Section A. Public Support

Calendar year (or fiscal year beginning in)	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants ")	45,594,374	65,580,638	76,362,326	62,247,393	78,208,002	327,992,733
2 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
3 The value of services or facilities furnished by a governmental unit to the organization without charge						
4 **Total.** Add lines 1 through 3	45,594,374	65,580,638	76,362,326	62,247,393	78,208,002	327,992,733
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						90,381,141
6 **Public Support.** Subtract line 5 from line 4						237,611,592

Section B. Total Support

Calendar year (or fiscal year beginning in)	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
7 Amounts from line 4	45,594,374	9,457,338	76,362,326	62,247,393	78,208,002	327,992,733
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources	7,060,997	9,457,338	10,972,050	7,547,260	5,430,971	40,468,616
9 Net income from unrelated business activities, whether or not the business is regularly carried on	-44,964	-21,021	-1,544	17,129	22,628	-27,772
10 Other income (Explain in Part IV) Do not include gain or loss from the sale of capital assets				92,348	49,404	141,752
11 **Total support** (Add lines 7 through 10)						368,575,329

12 Gross receipts from related activities, etc (See instructions) **12** 12,713,195

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

Section C. Computation of Public Support Percentage

14 Public Support Percentage for 2009 (line 6 column (f) divided by line 11 column (f)) **14** 64 470 %

15 Public Support Percentage for 2008 Schedule A, Part II, line 14 **15** 58 570 %

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

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

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

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

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

Part III Support Schedule for Organizations Described in IRC 509(a)(2)
(Complete only if you checked the box on line 9 of Part I.)

Section A. Public Support

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

Section B. Total Support

Calendar year (or fiscal year beginning in)	**(a)** 2005	**(b)** 2006	**(c)** 2007	**(d)** 2008	**(e)** 2009	**(f)** Total
9 Amounts from line 6						
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
c Add lines 10a and 10b						
11 Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						
12 Other income Do not include gain or loss from the sale of capital assets (Explain in Part IV)						
13 **Total support** (Add lines 9, 10c, 11 and 12)						

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

Section C. Computation of Public Support Percentage

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

Section D. Computation of Investment Income Percentage

17 Investment income percentage for **2009** (line 10c column (f) divided by line 13 column (f))	17	
18 Investment income percentage from **2008** Schedule A, Part III, line 17	18	

19a **33 1/3% support tests—2009.** If the organization did not check the box on line 14, and line 15 is more than 33 1/3% and line 17 is not more than 33 1/3%, check this box and **stop here.** The organization qualifies as a publicly supported organization ▶☐

b **33 1/3% support tests—2008.** If the organization did not check a box on line 14 or line 19a, and line 16 is more than 33 1/3% and line 18 is not more than 33 1/3%, check this box and **stop here.** The organization qualifies as a publicly supported organization ▶☐

20 **Private Foundation** If the organization did not check a box on line 14, 19a or 19b, check this box and see instructions ▶☐

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

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SCHEDULE C
(Form 990 or 990-EZ)

Department of the Treasury
Internal Revenue Service

Political Campaign and Lobbying Activities

For Organizations Exempt From Income Tax Under section 501(c) and section 527
▶ **Complete if the organization is described below.**
▶ **Attach to Form 990 or Form 990-EZ.** ▶ **See separate instructions.**

OMB No 1545-0047

2009

Open to Public Inspection

If the organization answered "Yes," to Form 990, Part IV, Line 3, or Form 990-EZ, Part VI, line 46 (Political Campaign Activities), then

- Section 501(c)(3) organizations Complete Parts I-A and B Do not complete Part I-C
- Section 501(c) (other than section 501(c)(3)) organizations Complete Parts I-A and C below Do not complete Part I-B
- Section 527 organizations Complete Part I-A only

If the organization answered "Yes," to Form 990, Part IV, Line 4, or Form 990-EZ, Part VI, line 47 (Lobbying Activities), then

- Section 501(c)(3) organizations that have filed Form 5768 (election under section 501(h)) Complete Part II-A Do not complete Part II-B
- Section 501(c)(3) organizations that have NOT filed Form 5768 (election under section 501(h)) Complete Part II-B Do not complete Part II-A

If the organization answered "Yes," to Form 990, Part IV, Line 5 (Proxy Tax) or Form 990-EZ, line 35a (regarding proxy tax), then

- Section 501(c)(4), (5), or (6) organizations Complete Part III

Name of the organization	Employer identification number
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC	13-6213516

Part I-A Complete if the organization is exempt under section 501(c) or is a section 527 organization.

1 Provide a description of the organization's direct and indirect political campaign activities in Part IV

2 Political expenditures ▶ $

3 Volunteer hours

Part I-B Complete if the organization is exempt under section 501(c)(3).

1 Enter the amount of any excise tax incurred by the organization under section 4955 ▶ $

2 Enter the amount of any excise tax incurred by organization managers under section 4955 ▶ $

3 If the organization incurred a section 4955 tax, did it file Form 4720 for this year? ☐ **Yes** ☐ **No**

4a Was a correction made? ☐ **Yes** ☐ **No**

b If "Yes," describe in Part IV

Part I-C Complete if the organization is exempt under section 501(c) except section 501(c)(3).

1 Enter the amount directly expended by the filing organization for section 527 exempt function activities ▶ $

2 Enter the amount of the filing organization's funds contributed to other organizations for section 527 exempt funtion activities ▶ $

3 Total exempt function expenditures Add lines 1 and 2 Enter here and on Form 1120-POL, line 17b ▶ $

4 Did the filing organization file **Form 1120-POL** for this year? ☐ **Yes** ☐ **No**

5 State the names, addresses and employer identification number (EIN) of all section 527 political organizations to which payments were made For each organization listed, enter the amount paid from the filing organization's funds Also enter the amount of political contributions received that were promptly and directly delivered to a separate political organization, such as a separate segregated fund or a political action committee (PAC) If additional space is needed, provide information in Part IV

(a) Name	**(b)** Address	**(c)** EIN	**(d)** Amount paid from filing organization's funds If none, enter -0-	**(e)** Amount of political contributions received and promptly and directly delivered to a separate political organization If none, enter -0-

Part II-A **Complete if the organization is exempt under section 501(c)(3) and filed Form 5768 (election under section 501(h)).**

A Check ☐ if the filing organization belongs to an affiliated group

B Check ☐ if the filing organization checked box A and "limited control" provisions apply

Limits on Lobbying Expenditures (The term "expenditures" means amounts paid or incurred.)		(a) Filing Organization's Totals	(b) Affiliated Group Totals
1a	Total lobbying expenditures to influence public opinion (grass roots lobbying)	201,549	
b	Total lobbying expenditures to influence a legislative body (direct lobbying)	724,477	
c	Total lobbying expenditures (add lines 1a and 1b)	926,026	
d	Other exempt purpose expenditures	64,017,442	
e	Total exempt purpose expenditures (add lines 1c and 1d)	64,943,468	
f	Lobbying nontaxable amount Enter the amount from the following table in both columns	1,000,000	

If the amount on line 1e, column (a) or (b) is:	The lobbying nontaxable amount is:
Not over $500,000	20% of the amount on line 1e
Over $500,000 but not over $1,000,000	$100,000 plus 15% of the excess over $500,000
Over $1,000,000 but not over $1,500,000	$175,000 plus 10% of the excess over $1,000,000
Over $1,500,000 but not over $17,000,000	$225,000 plus 5% of the excess over $1,500,000
Over $17,000,000	$1,000,000

		(a)	(b)
g	Grassroots nontaxable amount (enter 25% of line 1f)	250,000	
h	Subtract line 1g from line 1a If zero or less, enter -0-	0	
i	Subtract line 1f from line 1c If zero or less, enter -0-	0	
j	If there is an amount other than zero on either line 1h or line 1i, did the organization file Form 4720 reporting section 4911 tax for this year?	☐ Yes	☐ No

4-Year Averaging Period Under Section 501(h)
(Some organizations that made a section 501(h) election do not have to complete all of the five columns below. See the instructions for lines 2a through 2f on page 4.)

Lobbying Expenditures During 4-Year Averaging Period

	Calendar year (or fiscal year beginning in)	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) Total
2a	Lobbying non-taxable amount	1,000,000	1,000,000	1,000,000	1,000,000	4,000,000
b	Lobbying ceiling amount (150% of line 2a, column(e))					6,000,000
c	Total lobbying expenditures	838,223	725,510	771,429	926,026	3,261,188
d	Grassroots non-taxable amount	250,000	250,000	250,000	250,000	1,000,000
e	Grassroots ceiling amount (150% of line 2d, column (e))					1,500,000
f	Grassroots lobbying expenditures	62,970	249,791	190,741	201,549	705,051

Part II-B **Complete if the organization is exempt under section 501(c)(3) and has NOT filed Form 5768 (election under section 501(h)).**

		(a) Yes	(a) No	(b) Amount
1	During the year, did the filing organization attempt to influence foreign, national, state or local legislation, including any attempt to influence public opinion on a legislative matter or referendum, through the use of			
a	Volunteers?			
b	Paid staff or management (include compensation in expenses reported on lines 1c through 1i)?			
c	Media advertisements?			
d	Mailings to members, legislators, or the public?			
e	Publications, or published or broadcast statements?			
f	Grants to other organizations for lobbying purposes?			
g	Direct contact with legislators, their staffs, government officials, or a legislative body?			
h	Rallies, demonstrations, seminars, conventions, speeches, lectures, or any similar means?			
i	Other activities? If "Yes," describe in Part IV			
j	Total lines 1c through 1i			
2a	Did the activities in line 1 cause the organization to be not described in section 501(c)(3)?			
b	If "Yes," enter the amount of any tax incurred under section 4912			
c	If "Yes," enter the amount of any tax incurred by organization managers under section 4912			
d	If the filing organization incurred a section 4912 tax, did it file Form 4720 for this year?			

Part III-A **Complete if the organization is exempt under section 501(c)(4), section 501(c)(5), or section 501(c)(6).**

			Yes	No
1	Were substantially all (90% or more) dues received nondeductible by members?	1		
2	Did the organization make only in-house lobbying expenditures of $2,000 or less?	2		
3	Did the organization agree to carryover lobbying and political expenditures from the prior year?	3		

Part III-B **Complete if the organization is exempt under section 501(c)(4), section 501(c)(5), or section 501(c)(6) if BOTH Part III-A, lines 1 and 2 are answered "No" OR if Part III-A, line 3 is answered "Yes".**

1	Dues, assessments and similar amounts from members	1	
2	Section 162(e) non-deductible lobbying and political expenditures **(do not include amounts of political expenses for which the section 527(f) tax was paid).**		
a	Current year	2a	
b	Carryover from last year	2b	
c	Total	2c	
3	Aggregate amount reported in section 6033(e)(1)(A) notices of nondeductible section 162(e) dues	3	
4	If notices were sent and the amount on line 2c exceeds the amount on line 3, what portion of the excess does the organization agree to carryover to the reasonable estimate of nondeductible lobbying and political expenditure next year?	4	
5	Taxable amount of lobbying and political expenditures (see instructions)	5	

Part IV **Supplemental Information**

Complete this part to provide the descriptions required for Part I-A, line 1, Part I-B, line 4, Part I-C, line 5, and Part II-B, line 1i
Also, complete this part for any additional information

Identifier	Return Reference	Explanation

SCHEDULE D
(Form 990)

Department of the Treasury
Internal Revenue Service

Supplemental Financial Statements

► Complete if the organization answered "Yes," to Form 990, Part IV, line 6, 7, 8, 9, 10, 11, or 12.
► Attach to Form 990. ► See separate instructions.

OMB No 1545-0047
2009
Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

Part I Organizations Maintaining Donor Advised Funds or Other Similar Funds or Accounts.
Complete if the organization answered "Yes" to Form 990, Part IV, line 6.

		(a) Donor advised funds	(b) Funds and other accounts
1	Total number at end of year		
2	Aggregate contributions to (during year)		
3	Aggregate grants from (during year)		
4	Aggregate value at end of year		

5 Did the organization inform all donors and donor advisors in writing that the assets held in donor advised funds are the organization's property, subject to the organization's exclusive legal control? ☐ Yes ☐ No

6 Did the organization inform all grantees, donors, and donor advisors in writing that grant funds may be used only for charitable purposes and not for the benefit of the donor or donor advisor, or for any other purpose conferring impermissible private benefit ☐ Yes ☐ No

Part II Conservation Easements.
Complete if the organization answered "Yes" to Form 990, Part IV, line 7.

1 Purpose(s) of conservation easements held by the organization (check all that apply)

☐ Preservation of land for public use (e g , recreation or pleasure)
☐ Preservation of an historically importantly land area
☐ Protection of natural habitat
☐ Preservation of a certified historic structure
☐ Preservation of open space

2 Complete lines 2a–2d if the organization held a qualified conservation contribution in the form of a conservation easement on the last day of the tax year

			Held at the End of the Year
a	Total number of conservation easements	2a	
b	Total acreage restricted by conservation easements	2b	
c	Number of conservation easements on a certified historic structure included in (a)	2c	
d	Number of conservation easements included in (c) acquired after 8/17/06	2d	

3 Number of conservation easements modified, transferred, released, extinguished, or terminated by the organization during the taxable year ►________

4 Number of states where property subject to conservation easement is located ►________

5 Does the organization have a written policy regarding the periodic monitoring, inspection, handling of violations, and enforcement of the conservation easements it holds? ☐ Yes ☐ No

6 Staff and volunteer hours devoted to monitoring, inspecting and enforcing conservation easements during the year ►________

7 Amount of expenses incurred in monitoring, inspecting, and enforcing conservation easements during the year ► $ ________

8 Does each conservation easement reported on line 2(d) above satisfy the requirements of section 170(h)(4)(B)(i) and 170(h)(4)(B)(ii)? ☐ Yes ☐ No

9 In Part XIV, describe how the organization reports conservation easements in its revenue and expense statement, and balance sheet, and include, if applicable, the text of the footnote to the organization's financial statements that describes the organization's accounting for conservation easements

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets.
Complete if the organization answered "Yes" to Form 990, Part IV, line 8.

1a If the organization elected, as permitted under SFAS 116, not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education or research in furtherance of public service, provide, in Part XIV, the text of the footnote to its financial statements that describes these items

b If the organization elected, as permitted under SFAS 116, to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide the following amounts relating to these items

(i) Revenues included in Form 990, Part VIII, line 1 ► $ ________

(ii) Assets included in Form 990, Part X ► $ ________

2 If the organization received or held works of art, historical treasures, or other similar assets for financial gain, provide the following amounts required to be reported under SFAS 116 relating to these items

a Revenues included in Form 990, Part VIII, line 1 ► $ ________

b Assets included in Form 990, Part X ► $ ________

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets *(continued)*

3 Using the organization's accession and other records, check any of the following that are a significant use of its collection items (check all that apply)

a ☐ Public exhibition
b ☐ Scholarly research
c ☐ Preservation for future generations
d ☐ Loan or exchange programs
e ☐ Other

4 Provide a description of the organization's collections and explain how they further the organization's exempt purpose in Part XIV

5 During the year, did the organization solicit or receive donations of art, historical treasures or other similar assets to be sold to raise funds rather than to be maintained as part of the organization's collection? ☐ Yes ☐ No

Part IV Escrow and Custodial Arrangements. Complete if the organization answered "Yes" to Form 990, Part IV, line 9, or reported an amount on Form 990, Part X, line 21.

1a Is the organization an agent, trustee, custodian or other intermediary for contributions or other assets not included on Form 990, Part X? ☐ Yes ☐ No

b If "Yes," explain the arrangement in Part XIV and complete the following table

			Amount
c	Beginning balance	1c	
d	Additions during the year	1d	
e	Distributions during the year	1e	
f	Ending balance	1f	

2a Did the organization include an amount on Form 990, Part X, line 21? ☐ Yes ☐ No

b If "Yes," explain the arrangement in Part XIV

Part V Endowment Funds. Complete if the organization answered "Yes" to Form 990, Part IV, line 10.

		(a) Current Year	(b) Prior Year	(c) Two Years Back	(d) Three Years Back	(e) Four Years Back
1a	Beginning of year balance	36,581,995	50,337,752			
b	Contributions	362,722	321,382			
c	Investment earnings or losses	13,265,164	-12,876,199			
d	Grants or scholarships					
e	Other expenditures for facilities and programs	-1,805,854	-1,200,940			
f	Administrative expenses					
g	End of year balance	48,404,027	36,581,995			

2 Provide the estimated percentage of the year end balance held as

a Board designated or quasi-endowment ▶ %

b Permanent endowment ▶ 100 000 % %

c Term endowment ▶ %

3a Are there endowment funds not in the possession of the organization that are held and administered for the organization by

			Yes	No
	(i) unrelated organizations	3a(i)		No
	(ii) related organizations	3a(ii)		No
b	If "Yes" to 3a(ii), are the related organizations listed as required on Schedule R?	3b		

4 Describe in Part XIV the intended uses of the organization's endowment funds

Part VI Investments—Land, Buildings, and Equipment. See Form 990, Part X, line 10.

Description of investment	(a) Cost or other basis (investment)	(b) Cost or other basis (other)	(c) Accumulated depreciation	(d) Book value
1a Land		4,925,713		4,925,713
b Buildings		40,995,385	10,972,314	30,023,071
c Leasehold improvements				
d Equipment		2,150,976	829,042	1,321,934
e Other				
Total. Add lines 1a-1e *(Column (d) should equal Form 990, Part X, column (B), line 10(c).)* ▶				36,270,718

Part VII Investments—Other Securities. See Form 990, Part X, line 12.

(a) Description of security or category (including name of security)	(b) Book value	(c) Method of valuation Cost or end-of-year market value
Financial derivatives		
Closely-held equity interests		
Other		
Total. (Column (b) should equal Form 990, Part X, col (B) line 12) ▶		

Part VIII Investments—Program Related. See Form 990, Part X, line 13.

(a) Description of investment type	(b) Book value	(c) Method of valuation Cost or end-of-year market value
Total. (Column (b) should equal Form 990, Part X, col (B) line 13) ▶		

Part IX Other Assets. See Form 990, Part X, line 15.

(a) Description	(b) Book value
Total. (Column (b) should equal Form 990, Part X, col.(B) line 15.) . . . . ▶	

Part X Other Liabilities. See Form 990, Part X, line 25.

1 (a) Description of Liability	(b) Amount
Federal Income Taxes	
SPLIT INTEREST LIABILITY	11,261,514
DUE TO AFFILIATE (ACLU - 501(C)(4))	7,195,796
BILL OF RIGHTS TRUST HELD FOR AFFILIATES	22,495,290
ACCRUED PENSION LIABILITY	1,991,013
DUE TO AFFILIATES	15,197,201
Total. (Column (b) should equal Form 990, Part X, col (B) line 25) ▶	58,140,814

2. Fin 48 Footnote In Part XIV, provide the text of the footnote to the organization's financial statements that reports the organization's liability for uncertain tax positions under FIN 48

Part XI Reconciliation of Change in Net Assets from Form 990 to Financial Statements

1	Total revenue (Form 990, Part VIII, column (A), line 12)	1	89,425,945
2	Total expenses (Form 990, Part IX, column (A), line 25)	2	80,167,100
3	Excess or (deficit) for the year Subtract line 2 from line 1	3	9,258,845
4	Net unrealized gains (losses) on investments	4	55,871,580
5	Donated services and use of facilities	5	
6	Investment expenses	6	
7	Prior period adjustments	7	
8	Other (Describe in Part XIV)	8	-880,437
9	Total adjustments (net) Add lines 4 - 8	9	54,991,143
10	Excess or (deficit) for the year per financial statements Combine lines 3 and 9	10	64,249,988

Part XII Reconciliation of Revenue per Audited Financial Statements With Revenue per Return

1	Total revenue, gains, and other support per audited financial statements			1	149,935,585
2	Amounts included on line 1 but not on Form 990, Part VIII, line 12				
a	Net unrealized gains on investments	2a	55,871,580		
b	Donated services and use of facilities	2b	5,518,497		
c	Recoveries of prior year grants	2c			
d	Other (Describe in Part XIV)	2d	-880,437		
e	Add lines **2a** through **2d**			2e	60,509,640
3	Subtract line **2e** from line **1**			3	89,425,945
4	Amounts included on Form 990, Part VIII, line 12, but not on line **1**				
a	Investment expenses not included on Form 990, Part VIII, line 7b	4a			
b	Other (Describe in Part XIV)	4b			
c	Add lines **4a** and **4b**			4c	0
5	Total Revenue Add lines **3** and **4c.** (This should equal Form 990, Part I, line 12)			5	89,425,945

Part XIII Reconciliation of Expenses per Audited Financial Statements With Expenses per Return

1	Total expenses and losses per audited financial statements			1	85,685,597
2	Amounts included on line 1 but not on Form 990, Part IX, line 25				
a	Donated services and use of facilities	2a	5,518,497		
b	Prior year adjustments	2b			
c	Other losses	2c			
d	Other (Describe in Part XIV)	2d			
e	Add lines **2a** through **2d**			2e	5,518,497
3	Subtract line **2e** from line **1**			3	80,167,100
4	Amounts included on Form 990, Part IX, line 25, but not on line **1:**				
a	Investment expenses not included on Form 990, Part VIII, line 7b	4a			
b	Other (Describe in Part XIV)	4b			
c	Add lines **4a** and **4b**			4c	0
5	Total expenses Add lines **3** and **4c.** (This should equal Form 990, Part I, line 18)			5	80,167,100

Part XIV Supplemental Information

Complete this part to provide the descriptions required for Part II, lines 3, 5, and 9, Part III, lines 1a and 4, Part IV, lines 1b and 2b, Part V, line 4, Part X, Part XI, line 8, Part XII, lines 2d and 4b, and Part XIII, lines 2d and 4b Also complete this part to provide any additional information

Identifier	Return Reference	Explanation
		PART XII, LINE 2D CHANGE IN VALUE OF SPLIT INTEREST AGREEMENTS $(880,437) FIN 48 FINANCIAL STATEMENT FOOTNOTE THERE ARE NO UNCERTAIN TAX POSITIONS BEING TAKEN BY THE ORGANIZATION

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SCHEDULE G
(Form 990 or 990-EZ)

Department of the Treasury
Internal Revenue Service

Supplemental Information Regarding Fundraising or Gaming Activities

Complete if the organization answered "Yes" to Form 990, Part IV, lines 17, 18, or 19, or if the organization entered more than $15,000 on Form 990-EZ, line 6a.
▶ Attach to Form 990 or Form 990-EZ. ▶ See separate instructions.

OMB No. 1545-0047

2009

Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

Part I **Fundraising Activities.** Complete if the organization answered "Yes" to Form 990, Part IV, line 17. Form 990-EZ filers are not required to complete this part.

1 Indicate whether the organization raised funds through any of the following activities Check all that apply

a ☑ Mail solicitations
b ☑ Internet and e-mail solicitations
c ☑ Phone solicitations
d ☑ In-person solicitations
e ☑ Solicitation of non-government grants
f ☐ Solicitation of government grants
g ☐ Special fundraising events

2a Did the organization have a written or oral agreement with any individual (including officers, directors, trustees or key employees listed in Form 990, Part VII) or entity in connection with professional fundraising activities? ☑ **Yes** ☐ **No**

b If "Yes," list the ten highest paid individuals or entities (fundraisers) pursuant to agreements under which the fundraiser is to be compensated at least $5,000 by the organization Form 990-EZ filers are not required to complete this table

(i) Name of individual or entity (fundraiser)	**(ii)** Activity	**(iii)** Did fundraiser have custody or control of contributions? Yes	No	**(iv)** Gross receipts from activity	**(v)** Amount paid to (or retained by) fundraiser listed in col **(i)**	**(vi)** Amount paid to (or retained by) organization
OMP	FUNDRAISING STRAGEGY/CONSULTING		No	0	204,659	-204,659
TELEFUND INC	TELEMARKETING		No	0	131,946	-131,946
COMMUNITY COUNSELING SERVICE	FUNDRAISING STRAGEGY/CONSULTING		No	0	99,700	-99,700
Total . . . . ▶					436,305	-436,305

3 List all states in which the organization is registered or licensed to solicit funds or has been notified it is exempt from registration or licensing

AK,AL,AR,AZ,CA,CO,CT,FL,GA,HI,IL,KS,KY,MA,MD,MI,MN,MO,MS,NC,ND,NH,NJ,NM,NY,OH,OK,OR,PA,RI,SC,TN,UT,WA,WI,WV

Part II **Fundraising Events.** Complete if the organization answered "Yes" to Form 990, Part IV, line 18, or reported more than $15,000 on Form 990-EZ, line 6a. List events with gross receipts greater than $5,000.

		(a) Event #1 (event type)	(b) Event #2 (event type)	(c) Other Events (total number)	(d) Total Events (Add col (a) through col (c))
Revenue	1 Gross receipts				
	2 Less Charitable contributions				
	3 Gross income (line 1 minus line 2)				
Direct Expenses	4 Cash prizes				
	5 Non-cash prizes				
	6 Rent/facility costs				
	7 Food and beverages				
	8 Entertainment				
	9 Other direct expenses				
	10 Direct expense summary Add lines 4 through 9 in column (d) ▶				
	11 Net income summary Combine lines 3, column d, and line 10 ▶				

Part III **Gaming.** Complete if the organization answered "Yes" to Form 990, Part IV, line 19, or reported more than $15,000 on Form 990-EZ, line 6a.

		(a) Bingo	(b) Pull tabs/Instant bingo/progressive bingo	(c) Other gaming	(d) Total gaming (Add col (a) through col (c))
Revenue	1 Gross revenue				
Direct Expenses	2 Cash prizes				
	3 Non-cash prizes				
	4 Rent/facility costs				
	5 Other direct expenses				
	6 Volunteer labor	☐ Yes ____ % ☐ No	☐ Yes ____ % ☐ No	☐ Yes ____ % ☐ No	
	7 Direct expense summary Add lines 2 through 5 in column (d) ▶				
	8 Net gaming income summary Combine lines 1, column d, and line 7 ▶				

			Yes	No
9	Enter the state(s) in which the organization operates gaming activities ____			
a	Is the organization licensed to operate gaming activities in each of these states?	9a		
b	If "No," Explain ____			
10a	Were any of the organization's gaming licenses revoked, suspended or terminated during the tax year?	10a		
b	If "Yes," Explain ____			
11	Does the organization operate gaming activities with nonmembers?	11		
12	Is the organization a grantor, beneficiary or trustee of a trust or a member of a partnership or other entity formed to administer charitable gaming?	12		

				Yes	No
13	Indicate the percentage of gaming activity operated in				
a	The organization's facility	**13a**			
b	An outside facility	**13b**			
14	Enter the name and address of the person who prepares the organization's gaming/special events books and records Name ▶ Address ▶				
15a	Does the organization have a contract with a third party from whom the organization receives gaming revenue?		**15a**		
b	If "Yes," enter the amount of gaming revenue received by the organization ▶ $ ____________ and the amount of gaming revenue retained by the third party ▶ $ ____________				
c	If "Yes," enter name and address Name ▶ Address ▶				
16	Gaming manager information Name ▶ Gaming manager compensation ▶ $ ____________ Description of services provided ▶ ☐ Director/officer ☐ Employee ☐ Independent contractor				
17	Mandatory distributions				
a	Is the organization required under state law to make charitable distributions from the gaming proceeds to retain the state gaming license?		**17a**		
b	Enter the amount of distributions required under state law distributed to other exempt organizations or spent in the organization's own exempt activities during the tax year ▶ $				

Schedule I (Form 990)

Department of the Treasury
Internal Revenue Service

Grants and Other Assistance to Organizations, Governments and Individuals in the United States

Complete if the organization answered "Yes," to Form 990, Part IV, line 21 or 22.
▶ Attach to Form 990

OMB No 1545-0047

2009

Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

Part I General Information on Grants and Assistance

1 Does the organization maintain records to substantiate the amount of the grants or assistance, the grantees' eligibility for the grants or assistance, and the selection criteria used to award the grants or assistance? . . . ☑ Yes ☐ No

2 Describe in Part IV the organization's procedures for monitoring the use of grant funds in the United States

Part II Grants and Other Assistance to Governments and Organizations in the United States.

Complete if the organization answered "Yes" to Form 990, Part IV, line 21 for any recipient that received more than $5,000. Check this box if no one recipient received more than $5,000. Use Part IV and Schedule I-1 (Form 990) if additional space is needed . . . ▶ ☐

(a) Name and address of organization or government	**(b)** EIN	**(c)** IRC Code section if applicable	**(d)** Amount of cash grant	**(e)** Amount of non-cash assistance	**(f)** Method of valuation (book, FMV, appraisal, other)	**(g)** Description of non-cash assistance	**(h)** Purpose of grant or assistance
See Additional Data Table							

2 Enter total number of section 501(c)(3) and government organizations . . . ▶ 46

3 Enter total number of other organizations . . . ▶ 14

Part III **Grants and Other Assistance to Individuals in the United States.** Complete if the organization answered "Yes" to Form 990, Part IV, line 22. Use Schedule I-1 (Form 990) if additional space is needed.

(a) Type of grant or assistance	**(b)** Number of recipients	**(c)** Amount of cash grant	**(d)** Amount of non-cash assistance	**(e)** Method of valuation (book, FMV, appraisal, other)	**(f)** Description of non-cash assistance
ROGER BALDWIN MEDAL OF LIBERTY	1	25,000			
See Additional Data Table					

Part IV **Supplemental Information.** Complete this part to provide the information required in Part I, line 2, and any other additional information.

Identifier	Return Reference	Explanation
Other Information	Part IV	THE ACLU HAS ESTABLISHED PROCEDURES FOR THE RELEASE OF GRANTS TO ITS AFFILIATES, AS WELL AS FOR MONITORING OF OUTCOMES TO DETERMINE WHETHER THE GOALS OF A PARTICULAR GRANT AWARD HAVE BEEN MET GRANT AWARDS ARE CONFIRMED IN WRITING AND, IN THE CASE OF GRANTS ISSUED AND OVERSEEN BY THE AFFILIATE SUPPORT DEPARTMENT, SUPPORTED BY A WRITTEN AGREEMENT THAT SPECIFIES THE PURPOSE OF THE GRANT, THE SPECIFIC OUTCOMES TO BE ACHIEVED, AND THE INDICATORS THAT THE PARTIES AGREE WILL BE USED TO MEASURE PROGRESS TOWARDS AGREED UPON GOALS WRITTEN AGREEMENTS DETAIL THE SPECIFIC ACTIVITIES FOR WHICH FUNDING IS TO BE PROVIDED AND DOCUMENTS THE AFFILIATE'S COMMITMENT TO USING THE FUNDS PROVIDED TO PURSUE SPECIFIC STRATEGIES IN ADDRESSING PROGRAM GOALS AND TARGET OUTCOMES AFFILIATES WHO RECEIVE GRANT AWARDS ARE REQUIRED TO PROVIDE BOTH QUANTITATIVE AND QUALITATIVE REPORTS, AND THESE REPORTS ARE USED TO DETERMINE WHETHER ADDITIONAL FUNDING MAY BE REQUIRED AND/OR TO ENHANCE FUTURE GRANT PROGRAMS

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Schedule J (Form 990)

Department of the Treasury
Internal Revenue Service

Compensation Information

For certain Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees
▶ Complete if the organization answered "Yes" to Form 990, Part IV, question 23.
▶ Attach to Form 990. ▶ See separate instructions.

OMB No 1545-0047

2009

Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

Part I Questions Regarding Compensation

			Yes	No
1a	Check the appropiate box(es) if the organization provided any of the following to or for a person listed in Form 990, Part VII, Section A, line 1a Complete Part III to provide any relevant information regarding these items ☐ First-class or charter travel ☐ Travel for companions ☑ Tax idemnification and gross-up payments ☐ Discretionary spending account ☐ Housing allowance or residence for personal use ☐ Payments for business use of personal residence ☐ Health or social club dues or initiation fees ☐ Personal services (e g , maid, chauffeur, chef)			
b	If any of the boxes in line 1a are checked, did the organization follow a written policy regarding payment or reimbursement orprovision of all the expenses described above? If "No," complete Part III to explain	**1b**	Yes	
2	Did the organization require substantiation prior to reimbursing or allowing expenses incurred by all officers, directors, trustees, and the CEO/Executive Director, regarding the items checked in line 1a?	**2**	Yes	
3	Indicate which, if any, of the following the organization uses to establish the compensation of the organization's CEO/Executive Director Check all that apply ☑ Compensation committee ☐ Independent compensation consultant ☑ Form 990 of other organizations ☐ Written employment contract ☑ Compensation survey or study ☑ Approval by the board or compensation committee			
4	During the year, did any person listed in Form 990, Part VII, Section A, line 1a with respect to the filing organization or a related organization			
a	Receive a severance payment or change-of-control payment?	**4a**	Yes	
b	Participate in, or receive payment from, a supplemental nonqualified retirement plan?	**4b**	Yes	
c	Participate in, or receive payment from, an equity-based compensation arrangement?	**4c**		No
	If "Yes" to any of lines 4a-c, list the persons and provide the applicable amounts for each item in Part III			
	Only 501(c)(3) and 501(c)(4) organizations only must complete lines 5-9.			
5	For persons listed in form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the revenues of			
a	The organization?	**5a**		No
b	Any related organization?	**5b**		No
	If "Yes," to line 5a or 5b, describe in Part III			
6	For persons listed in form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the net earnings of			
a	The organization?	**6a**		No
b	Any related organization?	**6b**		No
	If "Yes," to line 6a or 6b, describe in Part III			
7	For persons listed in Form 990, Part VII, Section A, line 1a, did the organization provide any non-fixed payments not described in lines 5 and 6? If "Yes," describe in Part III	**7**		No
8	Were any amounts reported in Form 990, Part VII, paid or accured pursuant to a contract that was subject to the initial contract exception described in Regs section 53 4958-4(a)(3)? If "Yes," describe in Part III	**8**		No
9	If "Yes" to line 8, did the organization also follow the rebuttable presumption procedure described in Regulations section 53 4958-6(c)?	**9**		

Part II Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees. Use Schedule J-1 if additional space needed.

For each individual whose compensation must be reported in Schedule J, report compensation from the organization on row (i) and from related organizations, described in the instructions on row (ii) Do not list any individuals that are not listed on Form 990, Part VII

Note. The sum of columns (B)(i)-(iii) must equal the applicable column (D) or column (E) amounts on Form 990, Part VII, line 1a

(A) Name		**(B)** Breakdown of W-2 and/or 1099-MISC compensation			**(C)** Retirement and other deferred compensation	**(D)** Nontaxable benefits	**(E)** Total of columns (B)(i)-(D)	**(F)** Compensation reported in prior Form 990 or Form 990-EZ
		(i) Base compensation	**(ii)** Bonus & incentive compensation	**(iii)** Other reportable compensation				
ANTHONY D ROMERO	(i)	0	0	0	0	0	0	0
	(ii)	319,815	0	9,391	11,197	9,829	350,232	0
ALMA MONTCLAIR	(i)	0	0	0	0	0	0	0
	(ii)	245,113	0	20,359	88,643	9,806	363,921	0
TERENCE DOUGHERTY	(i)	0	0	0	0	0	0	0
	(ii)	204,728	0	0	7,142	9,469	221,339	0
STEVEN SHAPIRO	(i)	274,069	0	1,326	29,481	18,585	323,461	0
	(ii)	0	0	0	0	0	0	0
DONNA MCKAY	(i)	243,415	0	0	12,526	9,806	265,747	0
	(ii)	0	0	0	0	0	0	0
EMILY TYNES	(i)	220,306	0	13,383	34,157	8,891	276,737	0
	(ii)	0	0	0	0	0	0	0
GERI ROZANSKI	(i)	212,180	0	1,231	24,782	18,407	256,600	0
	(ii)	0	0	0	0	0	0	0
DOROTHY M EHRLICH	(i)	0	0	0	0	0	0	0
	(ii)	278,100	0	1,065	32,995	23,312	335,472	0
CAROLINE GREENE	(i)	189,333	10,000	0	0	22,303	221,636	0
	(ii)	0	0	0	0	0	0	0
BARRY STEINHARDT	(i)	61,414	0	217,924	11,540	28,570	319,448	0
	(ii)	0	0	0	0	0	0	0
MATTHEW ALBERT COLES	(i)	181,645	0	15,222	21,782	9,312	227,961	0
	(ii)	0	0	0	0	0	0	0
NEIL BRADLEY	(i)	16,955	0	176,030	10,106	11,874	214,965	0
	(ii)	0	0	0	0	0	0	0
RACHEL FISHMAN	(i)	174,709	0	0	7,018	23,354	205,081	0
	(ii)	0	0	0	0	0	0	0
RICHARD RUSSELL	(i)	177,532	0	0	0	8,527	186,059	0
	(ii)	0	0	0	0	0	0	0

Part III **Supplemental Information**

Complete this part to provide the information, explanation, or descriptions required for Part I, lines 1a, 1b, 4c, 5a, 5b, 6a, 6b, 7, and 8 Also complete this part for any additional information

Identifier	Return Reference	Explanation
	Part I, Line 1a	GROSS-UP PAYMENTS TO EMPLOYEES WITH DOMESTIC PARTNER COVERAGE, ALL TREATED AS TAXABLE INCOME
Supplemental Information	Part III	PART I, LINE 4 INFORMATION ON FILE (QUESTIONS 4A AND 4B) - ALL OTHER REPORTABLE COMPENSATION AMOUNTS ARE INCLUDED IN PART II, COLUMN B(III)

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Schedule K (Form 990)

Department of the Treasury
Internal Revenue Service

Supplemental Information on Tax Exempt Bonds

▶ Complete if the organization answered "Yes" to Form 990, Part IV, line 24a. Provide descriptions, explanations, and any additional information in Schedule O (Form 990).
▶ Attach to Form 990. ▶ See separate instructions.

OMB No 1545-0047

2009

Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

Part I Bond Issues

	(a) Issuer Name	(b) Issuer EIN	(c) CUSIP #	(d) Date Issued	(e) Issue Price	(f) Description of Purpose	(g) Defeased Yes	(g) Defeased No	(h) On Behalf of Issuer Yes	(h) On Behalf of Issuer No
A	NEW YORK CITY INDUSTRIAL DEVELOPMENT AGENCY	13-2906040	64971c3v4	01-05-2005	20,000,000	SEE SCHEDULE O FOR DETAILS		X		X

Part II Proceeds

		A	B	C	D	E
1	Total proceeds of issue	20,225,914				
2	Gross proceeds in reserve funds					
3	Proceeds in refunding or defeasance escrows					
4	Other unspent proceeds					
5	Issuance costs from proceeds	390,718				
6	Working capital expenditures from proceeds					
7	Capital expenditures from proceeds	19,712,600				
8	Year of substantial completion	2008				

		A Yes	A No	B Yes	B No	C Yes	C No	D Yes	D No	E Yes	E No
9	Were the bonds issued as part of a current refunding issue?	X									
10	Were the bonds issued as part of an advance refunding issue?		X								
11	Has the final allocation of proceeds been made?	X									
12	Does the organization maintain adequate books and records to support the final allocation of proceeds?	X									

Part III Private Business Use

		A Yes	A No	B Yes	B No	C Yes	C No	D Yes	D No	E Yes	E No
1	Was the organization a partner in a partnership, or a member of an LLC, which owned property financed by tax-exempt bonds?		X								
2	Are there any lease arrangements with respect to the financed property which may result in private business use?	X									

Part III Private Business Use *(Continued)*

		A Yes	A No	B Yes	B No	C Yes	C No	D Yes	D No	E Yes	E No
3a	Are there any management or service contracts with respect to the financed property which may result in private business use?		X								
3b	Are there any research agreements with respect to the financed property which may result in private business use?		X								
3c	Does the organization routinely engage bond counsel or other outside counsel to review any management or service contracts or research agreements relating to the financed property?		X								
4	Enter the percentage of financed property used in a private business use by entities other than a section 501(c)(3) organization or a state or local government ▶		3 000 %								
5	Enter the percentage of financed property used in a private business use as a result of unrelated trade or business activity carried on by your organization, another section 501(c)(3) organization, or a state or local government ▶		0 %								
6	Total of lines 4 and 5		3 000 %								
7	Has the organization adopted management practices and procedures to ensure the post-issuance compliance of its tax-exempt bond liabilities?	X									

Part IV Arbitrage

		A Yes	A No	B Yes	B No	C Yes	C No	D Yes	D No	E Yes	E No
1	Has a Form 8038-T, Arbitrage Rebate, Yield Reduction and Penalty in Lieu of Arbitrage Rebate, been filed with respect to the bond issue?		X								
2	Is the bond issue a variable rate issue?	X									
3a	Has the organization or the governmental issuer identified a hedge with respect to the bond issue on its books and records?	X									
b	Name of provider	JP MORGAN CHASE									
c	Term of hedge	5 000000000000									
4a	Were gross proceeds invested in a GIC?		X								
b	Name of provider	NA									
c	Term of GIC										
d	Was the regulatory safe harbor for establishing the fair market value of the GIC satisfied?										
5	Were any gross proceeds invested beyond an available temporary period?	X									
6	Did the bond issue qualify for an exception to rebate?		X								

SCHEDULE M (Form 990)

Department of the Treasury
Internal Revenue Service

NonCash Contributions

▶Complete if the organization answered "Yes" on Form 990, Part IV, lines 29 or 30.
▶ Attach to Form 990.

OMB No 1545-0047

2009

Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

Part I Types of Property

	(a) Check if applicable	(b) Number of Contributions	(c) Revenues reported on Form 990, Part VIII, line 1g	(d) Method of determining revenues
1 Art—Works of art				
2 Art—Historical treasures				
3 Art—Fractional interests				
4 Books and publications				
5 Clothing and household goods				
6 Cars and other vehicles				
7 Boats and planes				
8 Intellectual property				
9 Securities—Publicly traded	X	113	1,787,594	FAIR MARKET VALUE
10 Securities—Closely held stock				
11 Securities—Partnership, LLC, or trust interests				
12 Securities—Miscellaneous				
13 Qualified conservation contribution—Historic structures				
14 Qualified conservation contribution—Other				
15 Real estate—Residential				
16 Real estate—Commercial				
17 Real estate—Other				
18 Collectibles				
19 Food inventory				
20 Drugs and medical supplies				
21 Taxidermy				
22 Historical artifacts				
23 Scientific specimens				
24 Archeological artifacts				
25 Other ▶ ( )				
26 Other ▶ ( )				
27 Other ▶ ( )				
28 Other ▶ ( )				

29 Number of Forms 8283 received by the organization during the tax year for contributions for which the organization completed Form 8283, Part IV, Donee Acknowledgement . . . **29**

		Yes	No
30a During the year, did the organization receive by contribution any property reported in Part I, lines 1-28 that it must hold for at least three years from the date of the initial contribution, and which is not required to be used for exempt purposes for the entire holding period?	**30a**		No
b If "Yes," describe the arrangement in Part II			
31 Does the organization have a gift acceptance policy that requires the review of any non-standard contributions?	**31**	Yes	
32a Does the organization hire or use third parties or related organizations to solicit, process, or sell non-cash contributions?	**32a**		No
b If "Yes," describe in Part II			
33 If the organization did not report revenues in column (c) for a type of property for which column (a) is checked, describe in Part II			

Part II **Supplemental Information.** Complete this part to provide the information required by Part I, lines 30b, 32b, and 33. Also complete this part for any additional information.

Identifier	Return Reference	Explanation

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SCHEDULE O (Form 990)

Department of the Treasury
Internal Revenue Service

Supplemental Information to Form 990

Complete to provide information for responses to specific questions on Form 990 or to provide any additional information.
► Attach to Form 990.

OMB No 1545-0047

2009

Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

Identifier	Return Reference	Explanation
Form 990, Part VI, Section A, line 6		ACLU Foundation is a membership organization Its members are the board directors of the American Civil Liberties Union In their capacity as members of ACLU Foundation, they elect the board directors of ACLU Foundation and have the authority to amend the Organization's bylaw s
Form 990, Part VI, Section A, line 7a		ACLU Foundation is a membership organization Its members are the board directors of the American Civil Liberties Union In their capacity as members of ACLU Foundation, they elect the board directors of ACLU Foundation and have the authority to amend the Organization's bylaw s
Form 990, Part VI, Section A, line 7b		Under New York law , the Organization's members have the right to approve a decision by the board to dissolve, merge/consolidate w ith another organization or dispose of all or substantially all of the Organization's assets
Form 990, Part VI, Section B, line 11		The Form 990 w as prepared by management in consultation w ith the Organization's auditors The Organization's Audit Committee and its Treasurer review ed a draft of the 990 and provided comments A copy of the Form 990 w as provided to the Organization's governing body before it w as filed
Form 990, Part VI, Section B, line 12c		THE ORGANIZATION DISTRIBUTES ITS CONFLICT OF INTEREST POLICY ON AN ANNUAL BASIS TO EVERY KEY EMPLOYEE, OFFICER AND BOARD DIRECTOR AND REQUESTS DISCLOSURE OF ANY POTENTIAL CONFLICTS OF INTEREST THE CHIEF FINANCIAL OFFICER AND THE IN-HOUSE GENERAL COUNSEL/ASSISTANT SECRETARY OF THE ORGANIZATION REVIEW ANY DISCLOSURE MADE DURING THIS ANNUAL REVIEW IF A MATTER IS RAISED THAT MAY BE A CONFLICT OF INTEREST INVOLVING A BOARD MEMBER OR AN OFFICER, THEY REFER THE MATTER TO THE BOARD PRESIDENT AND APPROPRIATE FOLLOW UP IS UNDERTAKEN AS SET FORTH IN THE POLICY IF A MATTER IS RAISED THAT MAY BE A CONFLICT OF INTEREST INVOLVING A KEY EMPLOYEE THEY REFER THE MATTER TO THE EXECUTIVE DIRECTOR AND APPROPRIATE FOLLOW UP IS UNDERTAKEN AS SET FORTH IN THE POLICY BOARD DIRECTORS, OFFICERS AND KEY EMPLOYEES ALSO MAY REPORT CONFLICTS OF INTEREST THAT ARISE DURING THE YEAR THE ORGANIZATION'S CONFLICT OF INTEREST POLICY REQUIRES THAT INDIVIDUALS WITH CONFLICTS OF INTEREST WITH RESPECT TO A TRANSACTION OR ACTION MAY NOT PARTICIPATE IN THE DECISION-MAKING WITH RESPECT TO THAT TRANSACTION OR ACTION AND IN SOME CIRCUMSTANCES MAY NOT PARTICIPATE IN THE DISCUSSION
Form 990, Part VI, Section B, line 15a		On an annual basis, the Board of the Organization review s the Executive Director's compensation No member of the Board has a conflict of interest w ith respect to the compensation arrangement the Board or a subcommittee thereof periodically review s comparable compensation data for other executive directors at similarly situated organizations AND A COMPENSATION SURVEY The Board contemporaneously documents and records in its minutes its deliberations and decisions No ACLU Foundation officer receives compensation in his/her capacity as officer Compensation of Key Employees other than the Executive Director is set by the Organization's Executive Director or the Key Employee's manager, if the manager is not the Executive Director compensation data for functionally comparable positions at similar organizations is considered and decisions are contemporaneously documented
Form 990, Part VI, Section C, line 19		The Organization's Form 990 for the past three years, excluding Schedule B, is available on the organization's w ebsite Schedule B of the Form 990 and the Organization's Form 990-T is available upon request The Organization's Form 990, for the past tw o years, is also available on the guidestar w ebsite The Organization received a Section 501(c)(3) determination letter in March, 1967 at w hich time the Form 1023 did not exist The Organization's bylaw s, conflict of interest policy and financial statements for the prior three years are available on the organization's w ebsite The Organization's articles of incorporation are available upon request or through the New York Office of the Secretary of State
Schedule K Supplental Information		SCHEDULE K, PART I, LINE A, COLUMN F DESCRIPTION OF PURPOSE (1) PAY PORTION OF THE COSTS OF PURCHASING, RENOVATING, AND EQUIPPING THE 19TH FLOOR AND THE COST OF PURCHASING A PROPORTIONAL COMMON INTEREST IN LAND ASSOCIATED WITH THE 17TH, 18TH AND 19TH FLOORS AT 125 BROAD STREET, NY, NY, (2) REFUNDING 1997 BONDS, AND (3) COST OF ISSUANCE SCHEDULE K, PART III, LINES 4,5,6,7 BOND ISSUE IS CURRENTLY SUBJECT TO VOLUNTARY COMPLIANCE AGREEMENT PROGRAM SUBMISSION FILED OCTOBER 6, 2010 SCHEDULE K, PART IV, LINE 5 PROCEEDS INVESTED AT BELOW ARBITRAGE YIELD ON BONDS

SCHEDULE R (Form 990)

Department of the Treasury
Internal Revenue Service

Related Organizations and Unrelated Partnerships

▶ Complete if the organization answered "Yes" to Form 990, Part IV, line 33, 34, 35, 36, or 37.
▶ Attach to Form 990. ▶ See separate instructions.

OMB No 1545-0047

2009

Open to Public Inspection

Name of the organization
AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Employer identification number
13-6213516

Part I Identification of Disregarded Entities (Complete if the organization answered "Yes" on Form 990, Part IV, line 33.)

(a) Name, address, and EIN of disregarded entity	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Total income	(e) End-of-year assets	(f) Direct controlling entity
915 15TH STREET LLC 915 15TH STREET NW WASHINGTON, DC 20005 13-6213516	REAL ESTATE COMPANY	DC	1,013,872	9,049,914	N/A

Part II Identification of Related Tax-Exempt Organizations (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related tax-exempt organizations during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Exempt Code section	(e) Public charity status (if section 501(c)(3))	(f) Direct controlling entity
AMERICAN CIVIL LIBERTIES UNION INC 125 BROAD STREET 18TH FLOOR NEW YORK, NY 10004 13-3871360	PRESERVATION AND PROMOTION OF CIVIL RIGHTS AND LIBERTIES	DC	501(c)(4)		N/A
RBSO INC 125 BROAD STREET 18TH FLOOR NEW YORK, NE 10004 04-3730759	SUPPORTING ORGANIZATION	DE	501(C)(3)	Line 11d, III-O	

Part III **Identification of Related Organizations Taxable as a Partnership** (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related organizations treated as a partnership during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Direct controlling entity	(e) Predominant income (related, unrelated, excluded from tax under sections 512-514)	(f) Share of total income	(g) Share of end-of-year assets	(h) Disproprtionate allocations?		(i) Code V—UBI amount in box 20 of Schedule K-1 (Form 1065)	(j) General or managing partner?	
							Yes	No		Yes	No

Part IV **Identification of Related Organizations Taxable as a Corporation or Trust** (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related organizations treated as a corporation or trust during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Direct controlling entity	(e) Type of entity (C corp, S corp, or trust)	(f) Share of total income	(g) Share of end-of-year assets	(h) Percentage ownership

Part V Transactions With Related Organizations (Complete if the organization answered "Yes" on Form 990, Part IV, line 34, 35, or 36.)

Note. Complete line 1 if any entity is listed in Parts II, III or IV

		Yes	No
1 During the tax year, did the orgranization engage in any of the following transactions with one or more related organizations listed in Parts II-IV?			
a Receipt of **(i)** interest **(ii)** annuities **(iii)** royalties **(iv)** rent from a controlled entity	1a		No
b Gift, grant, or capital contribution to other organization(s)	1b		No
c Gift, grant, or capital contribution from other organization(s)	1c		No
d Loans or loan guarantees to or for other organization(s)	1d		No
e Loans or loan guarantees by other organization(s)	1e		No
f Sale of assets to other organization(s)	1f		No
g Purchase of assets from other organization(s)	1g		No
h Exchange of assets	1h		No
i Lease of facilities, equipment, or other assets to other organization(s)	1i		No
j Lease of facilities, equipment, or other assets from other organization(s)	1j		No
k Performance of services or membership or fundraising solicitations for other organization(s)	1k		No
l Performance of services or membership or fundraising solicitations by other organization(s)	1l		No
m Sharing of facilities, equipment, mailing lists, or other assets	1m	Yes	
n Sharing of paid employees	1n	Yes	
o Reimbursement paid to other organization for expenses	1o	Yes	
p Reimbursement paid by other organization for expenses	1p	Yes	
q Other transfer of cash or property to other organization(s)	1q		No
r Other transfer of cash or property from other organization(s)	1r		No

2 If the answer to any of the above is "Yes," see the instructions for information on who must complete this line, including covered relationships and transaction thresholds

	(a) Name of other organization	**(b)** Transaction type(a-r)	**(c)** Amount involved
(1)	AMERICAN CIVIL LIBERTIES UNION (ESTIMATE)	M	784,000
(2)	AMERICAN CIVIL LIBERTIES UNION (ESTIMATE)	N	4,097,310
(3)	AMERICAN CIVIL LIBERTIES UNION (ESTIMATE)	O	4,097,310
(4)	AMERICAN CIVIL LIBERTIES UNION (ESTIMATE)	P	784,000
(5)			
(6)			

Part VI **Unrelated Organizations Taxable as a Partnership** (Complete if the organization answered "Yes" on Form 990, Part IV, line 37.)

Provide the following information for each entity taxed as a partnership through which the organization conducted more than five percent of its activities (measured by total assets or gross revenue) that was not a related organization See instructions regarding exclusion for certain investment partnerships

(a) Name, address, and EIN of entity	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Are all partners section 501(c)(3) organizations?		(e) Share of end-of-year assets	(f) Disproprtionate allocations?		(g) Code V—UBI amount in box 20 of Schedule K-1 (Form 1065)	(h) General or managing partner?	
			Yes	**No**		**Yes**	**No**		**Yes**	**No**

Additional Data

Software ID:
Software Version:
EIN: 13-6213516
Name: AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Form 990, Part III - 4 Program Service Accomplishments (See the Instructions)

4d. Other program services

(Code) (Expenses $ 995,091 including grants of $) (Revenue $)

THE ACLU SEEKS TO IMPACT CIVIL LIBERTIES THROUGH WORK ON LEGISLATION AT THE FEDERAL AND STATE LEVEL, AS APPROPRIATE AS NOTED ON THE ACLU WEBSITE, THE ORGANIZATION'S LEGISLATIVE ADVOCATES ARE A CONSTANT PRESENCE ON CAPITOL HILL AND IN STATE LEGISLATURES WORKING ON CIVIL LIBERTIES ISSUES UPDATES ON KEY LEGISLATIVE ISSUES IMPACTING CIVIL LIBERTIES ARE INCLUDED IN MAIL, EMAIL AND OTHER COMMUNICATIONS TO ACLU MEMBERS NATIONWIDE, AS WELL AS IN PUBLIC EDUCATION CAMPAIGNS POLICY ISSUES - INCLUDING A RECOUNTING OF ACLU SUCCESSES AND CHALLENGES AHEAD - ARE REFLECTED ON THE PAGES OF THE ORGANIZATION'S WEBITE AS WELL

Form 990, Part VII - Compensation of Officers, Directors,Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply): Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former	(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W- 2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
CLAUDIA ANGELOS DIRECTOR	1 50	X						0	0	0
MARC O BEEM DIRECTOR	1 50	X						0	0	0
LUZ BUITRAGO DIRECTOR	1 50	X						0	0	0
ROBERT CHESTER DIRECTOR	1 50	X						0	0	0
MILTON ESTES DIRECTOR	1 50	X						0	0	0
SUSAN HERMAN DIRECTOR/PRESIDENT	1 50	X		X				0	0	0
AUNDRE HERRON DIRECTOR	1 50	X						0	0	0
M CALIEN LEWIS DIRECTOR	1 50	X						0	0	0
MICHAEL PHENEGER DIRECTOR	1 50	X						0	0	0
ROBERT B REMAR ESQ DIRECTOR/VP/TREASURER	1 50	X		X				0	0	0
PREETMOHAN SINGH DIRECTOR	1 50	X						0	0	0
JOSEPH SWEAT DIRECTOR	1 50	X						0	0	0
GARY WILLIAMS DIRECTOR/VICE PRESIDENT	1 50	X		X				0	0	0
RICHARD ZACKS DIRECTOR	1 50	X						0	0	0
ANTHONY D ROMERO EXECUTIVE DIRECTOR/CEO	35 00			X				0	329,206	21,026
ALMA MONTCLAIR DIR OF ADIN/FIN & ASST T	35 00			X				0	265,472	98,449
TERENCE DOUGHERTY IN-HOUSE GEN COUNSEL & A	35 00			X				0	204,728	16,611
STEVEN SHAPIRO LEGAL DIRECTOR	35 00				X			275,395	0	48,066
DONNA MCKAY DIR INST ADVANCEMENT/SPE	35 00				X			243,415	0	22,332
EMILY TYNES DIR OF COMMUNICATIONS	35 00				X			233,689	0	43,048
GERI ROZANSKI DIR OF AFFILIATE SUPPORT	35 00				X			213,411	0	43,189
DOROTHY M EHRLICH DEPUTY DIRECTOR	35 00				X			0	279,165	56,307
CAROLINE GREENE CHIEF FINANCIAL OFFICER	35 00				X			199,333	0	22,303
BARRY STEINHARDT DIRECTOR OF TLP	35 00					X		279,338	0	40,110
MATTHEW ALBERT COLES PROJECT DIRECTOR	35 00					X		196,867	0	31,094

Form 990, Part VII - Compensation of Officers, Directors,Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W- 2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former			
NEIL BRADLEY DEPUTY DIRECTOR VRP	35 00					X		192,985	0	21,980
RACHEL FISHMAN DEPUTY DIRECTOR OF DEVEL	35 00					X		174,709	0	30,372
RICHARD RUSSELL DIRECTOR OF MAJOR GIFTS	35 00					X		177,532	0	8,527

Form 990, Part IX - Statement of Functional Expenses - 24a - 24e Other Expenses

Do not include amounts reported on line 6b, 8b, 9b, and 10b of Part VIII.	(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
SHARED PORTION - BEQUES	9,973,282	9,973,282		
SHARED PORTION - CONTR	8,436,902	8,436,902		
PROVISION FOR UNCOLLECT	4,622,222	4,622,222		
SPECIAL AFFILIATE SUBSI	3,189,076	3,189,076		
OTHER EXPENSES	1,394,236	1,153,202	75,993	165,041

Additional Data

Return to Form

Software ID:
Software Version:
EIN: 13-6213516
Name: AMERICAN CIVIL LIBERTIES UNION FOUNDATION INC

Form 990,Schedule I, Part II, Grants and Other Assistance to Governments and Organizations in the United States

(a) Name and address of organization or government	**(b)** EIN	**(c)** IRC Code section if applicable	**(d)** Amount of cash grant	**(e)** Amount of non-cash assistance	**(f)** Method of valuation (book, FMV, appraisal, other)	**(g)** Description of non-cash assistance	**(h)** Purpose of grant or assistance
ACLUF of Alabama207 MONTGOMERY ST SUITE 910 MONTGOMERY,AL 361043535	63-0883872	501(c)(3)	14,500				AFFILIATE PROGRAM
ACLUF OF ALASKAPO Box 201844 Anchorage,AK 995201844	23-7113202	501(c)(3)	5,500				AFFILIATE PROGRAM
ACLUF of Arizona77 E Columbus Avenue Suite 205 Phoenix,AZ 85012	23-7238580	501(c)(3)	179,382				AFFILIATE PROGRAM
ACLUF of Arkansas904 WEST SECOND STREET SUITE 1 Little Rock,AR 72201	71-0473676	501(c)(3)	46,000				AFFILIATE PROGRAM
ACLUF OF COLORADO400 CORONA STREET DENVER,CO 80218	23-7028224	501(c)(3)	19,235				AFFILIATE PROGRAM
ACLUF of Eastern Missouri 454 Whittier St St Louis,MO 63108	43-6070952	501(c)(3)	248,539				AFFILIATE PROGRAM
ACLUF of Florida4500 Biscayne Boulevard Suite 340 Miami,FL 331373227	23-7137529	501(c)(3)	483,012				AFFILIATE PROGRAM
ACLUF of Georgia1900 The Exchange SE Building 400 Suite 425 Atlanta,GA 30339	23-7115937	501(c)(3)	6,125				AFFILIATE PROGRAM
ACLUF OF HAWAIIPO BOX 3410 HONOLULU,HI 96813	99-0192064	501(c)(3)	5,500				AFFILIATE PROGRAM
ACLUF OF IDAHOPO BOX 1897 BOISE,ID 83701	82-0467428	501(c)(3)	5,000				AFFILIATE PROGRAM

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ROGER BALDWIN FOUNDATION OF ACLU180 North Michigan Avenue Suite 2300 Chicago, IL 606017401	36-2682569	501(c)(3)	162,506				AFFILIATE PROGRAM
ACLUF of Iowa505 5th Avenue Suite 901 Des Moines, IA 50309	42-1002093	501(c)(3)	7,714				AFFILIATE PROGRAM
ACLUF of Kansas & W Missouri3601 Main Street Kansas City, MO 64111	43-0926406	501(c)(3)	102,700				AFFILIATE PROGRAM
ACLUF of Kentucky315 Guthrie Street Suite 300 Louisville, KY 402023820	61-6058569	501(c)(3)	32,500				AFFILIATE PROGRAM
ACLUF of LouisianaPO Box 56157 New Orleans, LA 70156	72-0717944	501(c)(3)	43,500				AFFILIATE PROGRAM
MAINE CIVIL LIBERTIES UNION FOUNDATION401 Cumberland Avenue Suite 105 Portland, ME 04101	01-0367357	501(c)(3)	55,938				AFFILIATE PROGRAM
ACLUF of Maryland3600 Clipper Mill Road Suite 350 Baltimore, MD 21211	23-7209538	501(c)(3)	54,250				AFFILIATE PROGRAM
ACLUF of Massachusetts211 Congress Street Boston, MA 02110	23-7312949	501(c)(3)	68,425				AFFILIATE PROGRAM
ACLUF of Michigan2966 Woodward Avenue Detroit, MI 482011324	23-7243421	501(c)(3)	425,365				AFFILIATE PROGRAM
ACLUF OF MINNESOTA 2300 MYRTLE AVENUE SUITE 180 ST PAUL, MN 55114	41-6050012	501(c)(3)	8,000				AFFILIATE PROGRAM

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ACLUF of MississippiPO Box 2242 Jackson, MS 39225	64-0694013	501(c)(3)	292,607				AFFILIATE PROGRAM
ACLUF of MontanaPO Box 1317 Helena, MT 59624	81-0445339	501(c)(3)	354,381				AFFILIATE PROGRAM
ACLUF of Nebraska941 O Street Suite 706 Lincoln, NE 68508	23-7259984	501(c)(3)	16,000				AFFILIATE PROGRAM
ACLUF of Nevada732 South Sixth Street Suite 200A Las Vegas, NV 89101	88-0217086	501(c)(3)	17,000				AFFILIATE PROGRAM
ACLUF of New Jersey89 Market Street 7th Floor Newark, NJ 07102	22-2010593	501(c)(3)	50,330				AFFILIATE PROGRAM
ACLUF of New Mexico1410 Coal SW PO Box 566 Albuquerque, NM 87103	85-0275276	501(c)(3)	331,798				AFFILIATE PROGRAM
NEW YORK CIVIL LIBERTIES UNION FOUNDATION125 Broad Street New York, NY 10004	13-6167267	501(c)(3)	109,450				AFFILIATE PROGRAM
ACLUF of Northern California 39 Drumm Street San Francisco, CA 94111	94-0279770	501(c)(3)	127,258				AFFILIATE PROGRAM
ACLUF of Ohio4506 Chester Avenue Cleveland, OH 44103	23-7137105	501(c)(3)	23,200				AFFILIATE PROGRAM
ACLUF of Oregon620 SW Fifth Avenue Suite 910 Portland, OR 97204	23-7048829	501(c)(3)	23,625				AFFILIATE PROGRAM

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ACLUF of PennsylvaniaPO Box 40008 Philadelphia, PA 19106	23-1742013	501(c)(3)	276,700				AFFILIATE PROGRAM
ACLUF OF SAN DIEGOPO BOX 87131 SAN DIEGO, CA 92138	33-0325791	501(c)(3)	20,500				AFFILIATE PROGRAM
ACLUF of Southern California 1313 W 8TH STREET SUITE 200 Los Angeles, CA 900174441	95-2673361	501(c)(3)	62,445				AFFILIATE PROGRAM
ACLUF of TennesseePO Box 120160 Nashville, TN 37212	62-0988329	501(c)(3)	273,434				AFFILIATE PROGRAM
ACLUF of Texas611 South Congress Avenue Suite 320 Austin, TX 78704	76-0343171	501(c)(3)	559,982				AFFILIATE PROGRAM
ACLUF of The National Capital Area1400 20th Street NW Suite 119 Washington, DC 20036	52-6070446	501(c)(3)	5,025				AFFILIATE PROGRAM
ACLUF of Utah355 N300 W Suite 1 Salt Lake City, UT 841031215	87-0439810	501(c)(3)	22,500				AFFILIATE PROGRAM
ACLUF of Virginia530 East Main St Suite 310 Richmond, VA 23219	52-1283242	501(c)(3)	10,125				AFFILIATE PROGRAM
ACLUF of Washington705 Second Avenue Suite 300 3rd Floor Seattle, WA 98104	23-7076867	501(c)(3)	90,125				AFFILIATE PROGRAM
ACLUF of Wisconsin207 East Buffalo St Suite 325 Milwaukee, WI 53202	23-7052345	501(c)(3)	49,780				AFFILIATE PROGRAM

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COLUMBIA UNIVERSITY435 W 116TH STREET BOX B-28 NEW YORK,NY 10027	13-5598093	501(c)(3)	12,500				AFFILIATE PROGRAM
EQUALITY SOUTH DAKOTA INSTITUTEPO BOX 2854 SIOUX FALLS,SD 57101	35-2302895	501(C)(4)	5,070				AFFILIATE PROGRAM
GRINNELL COLLEGE1103 PARK STREET GRINNELL,IA 501121690	42-0680387	501(c)(3)	12,500				AFFILIATE PROGRAM
HARVARD COLLEGE - FINANCIAL AID OFFICE86 BRATTLE STREET CAMBRIDGE,MA 02138	04-2103580	501(c)(3)	12,500				AFFILIATE PROGRAM
HUMBOLDT STATE UNIVERSITY1 HARPER STREET ARCATA,CA 95521	68-0282413		12,500				AFFILIATE PROGRAM
INDIANA UNIVERSITY601 EAST KIRKWOOD AVENUE BLOOMINGTON,IN 474051223	35-6001673		11,628				AFFILIATE PROGRAM
OCCIDENTAL COLLEGE 1600 CAMPUS ROAD LOS ANGELES,CA 900413314	95-1667177	501(c)(3)	12,500				AFFILIATE PROGRAM
UNIVERSITY AT BUFFALO 232 CAPEN HALL BUFFALO,NY 14260	14-6013200		12,500				AFFILIATE PROGRAM
UNIVERSITY OF MASSACHUSETTS AT AMHERST255 WHITMORE ADMIN BUILDING AMHERST,MA 01003	04-3167352		12,500				AFFILIATE PROGRAM
UNIVERSITY OF NEBRASKA-LINCOLN17 CANFIELD ADMIN BUILDING PO BOX 880411 LINCOLN,NE 685880411	47-0049123		14,500				AFFILIATE PROGRAM

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UNIVERSITY OF NEW HAMPSHIRE11 GARRISON AVENUE DURHAM,NH 32428	02-6000937		12,500				AFFILIATE PROGRAM
WASHINGTON HOLMES TECHNICAL CENTER757 HOYT STREET CHIPLEY,FL 32428	59-6000898		5,000				AFFILIATE PROGRAM
WESTMINSTER COLLEGE 1840 SOUTH 1300 EAST SALT LAKE CITY,UT 84105	87-0212470	501(c)(3)	5,000				AFFILIATE PROGRAM
YALE UNIVERSITYPO BOX 208288 NEW HAVEN,CT 06520	06-0646973		12,500				AFFILIATE PROGRAM
ACLU OF ALASKAPO BOX 201844 ANCHORAGE,AK 995201844	23-7093413	501(C)(4)	35,000				AFFILIATE PROGRAM - CHARITABLE LOBBYING ACTIVITIES (INCLUDED IN 501H ELECTION)
ACLU OF COLORADO400 CORONA STREET DENVER,CO 80218	84-0437750	501(C)(4)	25,000				AFFILIATE PROGRAM - CHARITABLE LOBBYING ACTIVITIES (INCLUDED IN 501H ELECTION)
ACLU OF HAWAIIPO BOX 3410 HONOLULU,HI 96813	99-0156207	501(C)(4)	5,000				AFFILIATE PROGRAM - CHARITABLE LOBBYING ACTIVITIES (INCLUDED IN 501H ELECTION)
MAINE CIVIL LIBERTIES UNION401 Cumberland Avenue Suite 105 PORTLAND,ME 04101	01-0285070	501(C)(4)	19,443				AFFILIATE PROGRAM - CHARITABLE LOBBYING ACTIVITIES (INCLUDED IN 501H ELECTION)
MAINE FREEDOM TO MARRY1 PLEASANT STREET PORTLAND,ME 04101	01-0491854	501(C)(4)	10,000				AFFILIATE PROGRAM - CHARITABLE LOBBYING ACTIVITIES (INCLUDED IN 501H ELECTION)