Form 990-PF

Department of the Treasury
Internal Revenue Service

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

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

OMB No. 1545-0052

2009

For calendar year 2009, or tax year beginning JULY 01 **, 2009, and ending** JUNE 30 **, 20** 10

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

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

Name of foundation: NISSMAN FOUNDATION c/o Barry Gross

Number and street (or P O box number if mail is not delivered to street address): 1000 LAKESHORE PLAZA — Room/suite: 45B

City or town, state, and ZIP code: Chicago IL 60611

A Employer identification number 36-6073776

B Telephone number (see instructions) (805) 650-9300

C If exempt application is pending, check here ▶ ☐

D 1. Foreign organizations, check here ▶ ☐
2. Foreign organizations meeting the 85% test, check here and attach computation ▶ ☐

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

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

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

I Fair market value of all assets at end of year (from Part II, col (c), line 16) ▶ $ 806,366

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

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), & (d) may not necessarily equal the amounts in column (a) (see instructions))	(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1 Contributions, gifts, grants, etc , received (attach schedule)				
2 Check ▶ ☒ if the foundation is **not** required to attach Sch B				
3 Interest on savings and temp cash investments				
4 Dividends and interest from securities	27,572	27,572		
5 a Gross rents				
b Net rental income or (loss)				
6 a Net gain/(loss) from sale of assets not on line 10	-147			
b Gross sales price for all assets on line 6a 8,048				
7 Capital gain net income (from Part IV, line 2)		0		
8 Net short-term capital gain			0	
9 Income modifications			0	
10 a Gross sales less returns & allowances 0				
b Less Cost of goods sold				
c Gross profit or (loss) (attach schedule)				
11 Other income (attach schedule)				
12 **Total.** Add lines 1 through 11	27,425	27,572	0	
13 Compensation of officers, directors, trustees, etc	0			
14 Other employee salaries and wages				
15 Pension plans, employee benefits				
16 a Legal fees (attach schedule)				
b Accounting fees (attach schedule) #1	1,150	1,150		
c Other professional fees (attach schedule)				
17 Interest				
18 Taxes (attach schedule) (see instructions) #2	755	755		
19 Depreciation (attach sch) and depletion				
20 Occupancy				
21 Travel, conferences, and meetings	3,016			3,016
22 Printing and publications				
23 Other expenses (attach schedule) #3	554	554		
24 **Total operating and administrative expenses.** Add lines 13 through 23	5,475	2,459	0	3,016
25 Contributions, gifts, grants paid	44,950			44,950
26 Total exp & disbursements Add lines 24 and 25	50,425	2,459	0	47,966
27 Subtract line 26 from line 12				
a **Excess of revenue over expenses and disbursements**	-23,000			
b **Net investment income** (if neg , enter -0-)		25,113		
c **Adjusted net income** (if neg , enter -0-)			0	

REVENUE / OPERATING & ADMINISTRATIVE EXPENSES

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SCANNED NOV 24 2010

Part II Balance Sheets	Attached schedules and amounts in the description column should be for end-of-year amounts only (See inst)	Beginning of year (a) Book Value	End of year (b) Book Value	(c) Fair Market Value
ASSETS	1 Cash -- non-interest-bearing	7,931	2,554	2,554
	2 Savings and temporary cash investments	13,195	2,191	2,191
	3 Accounts receivable ▶ Less allowance for doubtful accts ▶			
	4 Pledges receivable ▶ Less allowance for doubtful accts. ▶			
	5 Grants receivable			
	6 Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see the instructions)			
	7 Other notes and loans receivable (attach schedule) ▶ Less allowance for doubtful accounts ▶			
	8 Inventories for sale or use			
	9 Prepaid expenses and deferred charges			
	10a Investments -- U S and state govt. obligations (attach sch)			
	b Investments -- corporate stock (attach schedule) #4	685,693	679,074	801,621
	c Investments -- corporate bonds (attach schedule)			
	11 Investments -- land, buildings, and equipment basis ▶ Less accumulated depreciation (attach schedule) ▶			
	12 Investments -- mortgage loans			
	13 Investments -- other (attach schedule)			
	14 Land, buildings, and equipment basis ▶ Less accumulated depreciation (attach schedule) ▶			
	15 Other assets (describe ▶)			
	16 **Total assets** (to be completed by all filers -- see the instructions Also, see page 1, item I)	706,819	683,819	806,366
LIABILITIES	17 Accounts payable and accrued expenses			
	18 Grants payable			
	19 Deferred revenue			
	20 Loans from officers, directors, trustees, and other disqualified persons			
	21 Mortgages and other notes payable (attach schedule)			
	22 Other liabilities (describe ▶)			
	23 **Total liabilities** (add lines 17 through 22)	0	0	
NET ASSETS OR FUND BALANCES	**Foundations that follow SFAS 117, check here ▶ ☐ and complete lines 24 through 26 and lines 30 and 31.**			
	24 Unrestricted			
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, ck. here ▶ ☒ and complete lines 27 through 31.			
	27 Capital stock, trust principal, or current funds			
	28 Paid-in or capital surplus, or land, bldg , and equipment fund			
	29 Retained earnings, accumulated income, endowment, or other funds	706,819	683,819	
	30 **Total net assets or fund balances** (see the instructions)	706,819	683,819	
	31 **Total liabilities and net assets/fund balances** (see the inst)	706,819	683,819	

Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year -- Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	706,819
2	Enter amount from Part I, line 27a	2	-23,000
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	683,819
5	Decreases not included in line 2 (itemize) ▶	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5) -- Part II, column (b), line 30	6	683,819

Part IV Capital Gains and Losses for Tax on Investment Income

	(a) List and describe the kind(s) of property sold (e.g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)	(b) How acquired P -- Purchase D -- Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
1a	See attachment #5			
b				
c				
d				
e				

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

	Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
	(i) F.M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	
a				
b				
c				
d				
e				

2 Capital gain net income or (net capital loss) . . . { If gain, also enter in Part I, line 7 / If (loss), enter -0- in Part I, line 7 } . . . **2** -147

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

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

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

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

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

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

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

(a) Base period years Calendar year (or tax year beg in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2008			
2007			
2006			
2005			
2004			

		Line	Amount
2	**Total** of line 1, column (d)	2	0.000000
3	Average distribution ratio for the 5-year base period -- divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years	3	0.000000
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	826,086
5	Multiply line 4 by line 3	5	
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	251
7	Add lines 5 and 6	7	251
8	Enter qualifying distributions from Part XII, line 4	8	47,966

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

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

1a	Exempt operating foundations described in section 4940(d)(2), check here ▶ ☐ and enter "N/A" on line 1. Date of ruling or determination letter: _______ (attach copy of ruling letter if necessary -- see instructions)				
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ▶ ☒ and enter 1% of Part I, line 27b			1	251
c	All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col (b)				
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)			2	0
3	Add lines 1 and 2			3	251
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)			4	0
5	**Tax based on investment income.** Subtract line 4 from line 3 If zero or less, enter -0-			5	251
6	Credits/Payments				
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a	800		
b	Exempt foreign organizations -- tax withheld at source	6b			
c	Tax paid with application for extension of time to file (Form 8868)	6c			
d	Backup withholding erroneously withheld	6d			
7	Total credits and payments Add lines 6a through 6d			7	800
8	Enter any **penalty** for underpayment of estimated tax. Check here ☐ if Form 2220 is attached			8	
9	**Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** ▶			9	
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶			10	549
11	Enter amount of line 10 to be **Credited to 2010 estimated tax▶** 549 **Refunded▶**			11	

Part VII-A Statements Regarding Activities

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

Part VII-A Statements Regarding Activities (continued)

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

Website address ▶ N/A

14 The books are in care of ▶ See attachment #6 Telephone no ▶

Located at ▶ ZIP+4 ▶

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

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

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

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

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

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

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

(a) Name and address	**(b)** Title, and avg hours per week devoted to position	**(c)** Compensation **(if not paid, enter -0-)**	**(d)** Contributions to employee benefit plans and deferred comp	**(e)** Expense account, other allowances
See attachment #7				

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

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

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

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

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

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

Total number of others receiving over $50,000 for professional services ..... ▶

Part IX-A **Summary of Direct Charitable Activities**

List the foundation's four largest direct charitable activities during the tax year Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc	Expenses
1 See attachment #8	3,016
2	
3	
4	

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

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

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes		
a	Average monthly fair market value of securities	1a	832,268
b	Average of monthly cash balances	1b	6,398
c	Fair market value of all other assets (see the instructions)	1c	
d	**Total** (add lines 1a, b, and c)	1d	838,666
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation) — 1e		
2	Acquisition indebtedness applicable to line 1 assets	2	
3	Subtract line 2 from line 1d	3	838,666
4	Cash deemed held for charitable activities Enter 1 1/2 % of line 3 (for greater amount, see the instructions)	4	12,580
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	826,086
6	**Minimum investment return.** Enter 5% of line 5	6	41,304

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

1	Minimum investment return from Part X, line 6			1	41,304
2a	Tax on investment income for 2009 from Part VI, line 5	2a	251		
b	Income tax for 2009 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	251
3	Distributable amount before adjustments. Subtract line 2c from line 1			3	41,053
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	41,053
6	Deduction from distributable amount (see the instructions)			6	
7	**Distributable amount** as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1			7	41,053

Part XII **Qualifying Distributions** (see the instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc , purposes:		
a	Expenses, contributions, gifts, etc -- total from Part I, column (d), line 26	1a	47,966
b	Program-related investments -- total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	**Qualifying distributions.** Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	47,966
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b (see the instructions)	5	251
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	47,715

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

Part XIII Undistributed Income (see the instructions)

		(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1	Distributable amount for 2009 from Part XI, line 7				41,053
2	Undistributed income, if any, as of the end of 2009				
a	Enter amount for 2008 only				
b	Total for prior years 20 ___, 20 ___, 20 ___				
3	Excess distributions carryover, if any, to 2009				
a	From 2004 — 6,567				
b	From 2005 — 919				
c	From 2006				
d	From 2007				
e	From 2008 — 5,347				
f	Total of lines 3a through e	12,833			
4	Qualifying distributions for 2009 from Part XII, line 4 ▶ $ 47,966				
a	Applied to 2008, but not more than line 2a				
b	Applied to undistributed income of prior years (Election required -- see the instructions)				
c	Treated as distributions out of corpus (Election required -- see the instructions)				
d	Applied to 2009 distributable amount				
e	Remaining amount distributed out of corpus				
5	Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a))				
6	**Enter the net total of each column as indicated below:**				
a	Corpus Add lines 3f, 4c, and 4e Subtract line 5	12,833			
b	Prior years' undistributed income Subtract line 4b from line 2b				
c	Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed				
d	Subtract line 6c from line 6b Taxable amount -- see the instructions				
e	Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount -- see the instructions				
f	Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				41,053
7	Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see the instructions)				
8	Excess distributions carryover from 2004 not applied on line 5 or line 7 (see the instructions)				
9	**Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a	12,833			
10	Analysis of line 9				
a	Excess from 2005 — 919				
b	Excess from 2006				
c	Excess from 2007				
d	Excess from 2008 — 5,347				
e	Excess from 2009 — 6,567				

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

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

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

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

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

1 Information Regarding Foundation Managers:

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

None

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

None

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

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

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

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

c Any submission deadlines

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

Part XV Supplementary Information (continued)

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

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a Paid during the year See attachment #9				
Total			▶ 3a	44,950
b Approved for future payment				
Total			▶ 3b	

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated	Unrelated business income (a) Business code	(b) Amount	Excluded by section 512, 513, or 514 (c) Excl code	(d) Amount	(e) Related or exempt function income (See the instructions)
1 Program service revenue					
a					
b					
c					
d					
e					
f					
g Fees & contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments					
4 Dividends and interest from securities			14	27,572	
5 Net rental income or (loss) from real estate:					
a Debt-financed property					
b Not debt-financed property					
6 Net rental income or (loss) from personal property					
7 Other investment income					
8 Gain or (loss) from sales of assets other than inventory			14	-147	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a					
b					
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)		0		27,425	0

13 **Total.** Add line 12, columns (b), (d), and (e) . . . 13 27,425

(See worksheet in line 13 instructions to verify calculations)

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

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

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

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

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

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

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

b If "Yes," complete the following schedule

(a) Name of organization	(b) Type of organization	(c) Description of relationship

SIGN HERE

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

Joan L. Nissman | 11/06/10 | PRESIDENT

Signature of officer or trustee | Date | Title

Paid Preparer's Use Only		Date	Check if self-employed ☐	Preparer's identifying number (see Signature in the instructions)
	Preparer's signature [signature]	10-25-10		
	Firm's name (or yours if self-employed), address, and ZIP code	THE TAX SPECIALISTS 9036 RESEDA BLVD STE 203 NORTHRIDGE, CA 91324	EIN ▶	Phone no (818) 993-0045

SCHEDULE OF ACCOUNTING FEES

Attachment 1: page 1 - 990-PF Page 1, Part I, Line 16b

Open to Public Inspection	For calendar year 2009, or tax period beginning 07-01-2009, and ending 06-30-2010.

Name of Organization	Employer Identification Number
NISSMAN FOUNDATION	36-6073776

Accounting Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charity
	1,150	1,150		
Total	1,150	1,150		

SCHEDULE OF TAXES PAID

Attachment 2: page 1 - 990- PF Page 1, Part I, Line 18

Open to Public Inspection	For calendar year 2009, or tax period beginning 07-01-2009, and ending 06-30-2010.

Name of Organization	Employer Identification Number
NISSMAN FOUNDATION	36-6073776

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charity
FEDERAL EXCISE TAX	740	740		
STATE FILING FEE	15	15		
Total	755	755		

OTHER EXPENSES SCHEDULE

Attachment 3: page 1 990-PF Page 1, Part I, Line 23

Open to Public Inspection	For calendar year 2009, or tax period beginning 07-01-2009, and ending 06-30-2010.

Name of Organization NISSMAN FOUNDATION

Employer Identification Number 36-6073776

Description of Activity	Revenue and Expenses	Net Investment Income	Adjusted Net Income	Disbursements for Charity
OFFICE EXPENSE	459	459		
BANK CHARGES	95	95		
Total	554	554		

SCHEDULE OF INVESTMENTS - CORPORATE STOCKS

Attachment 4: page 1 - 990-PF Page 2, Part II, Line 10b

Open to Public Inspection	For calendar year 2009, or tax period beginning 07-01-2009, and ending 06-30-2010.

Name of Organization	Employer Identification Number
NISSMAN FOUNDATION	36-6073776

Description of Property	Cost	FMV at Year End	Book Value	Fair Market Value
700 ATT	X		21,583	16,933
400 BP PCL	X		22,969	11,552
1600 BRISTOL MYERS SQUIBB	X		31,091	39,904
12300 CITIGROUP	X		43,540	46,248
500 CHEVRON	X		26,740	33,930
1400 CBS	X		23,570	23,570
1400 COCA COLA	X		29,253	70,168
1987 FLAHERTY ANC CRUMINE/CLAYMORE	X		51,683	31,037
1200 GANNETT	X		20,981	16,152
2500 GE	X		19,151	36,050
1735 HOST HOTELS AND RESORTS	X		23,546	23,388
850 ISHARES RUSSELL 2000	X		49,998	51,948
690 ISHARES TR RUSSELL MIDCAP	X		50,494	55,497
500 INTEGRYS ENERGY GROUP	X		26,503	21,870
600 IBM	X		20,522	74,088
700 MERCK	X		25,319	24,479
400 NUCOR	X		10,905	15,312
15 PNC FINANCIAL SVCS GROUP	X		13,970	848
1200 PFIZER	X		23,561	17,112
975 PROCTOR AND GAMBLE	X		14,749	58,481
1200 SOUTHERN COPPER CORP	X		9,784	31,848
500 UNUM GROUP	X		9,931	10,850
900 VODAFONE	X		23,111	18,603
600 WASHINGTON REAL ESTATE INV TRUST	X		20,489	16,554
825 FORD MOTOR CO PFD	X		21,455	20,195
1988.424 BLACKROCK HI YLD BOND PORT	X		15,614	14,277
1681.019 FIDELITY ADVISOR SER VIII	X		28,562	20,727
		Total	679,074	801,621

PART IV CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME

Attachment 5: page 1 - 990-PF Page 3, Part IV, line 1

Open to Public Inspection	For calendar year 2009 or tax period beginning 07-01-2009, and ending 06-30-2010.

Name of Organization	Employer Identification Number
NISSMAN FOUNDATION	36-6073776

	(a) List and describe the kind(s) of property sold (e g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)	(b) How acquired P -- Purchase D -- Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
1	2315 sh CITIBANK	P	02-28-2002	05-25-2010

	(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
1	8,048		8,195	-147

	Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col (h))
	(i) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess if col (i) over col (j), if any	
1				-147

BOOKS ARE IN CARE OF

Attachment 6 - 990-PF Page 5, Part VII-A, Line 14

Open to Public Inspection	For calendar year 2009, or tax period beginning 07-01 , and ending 06-30-2010.
Name of Organization NISSMAN FOUNDATION	**Employer Identification Number** 36-6073776

Part VII-A - Line 14

Individual Name or Business Name: DAVID COOK

Street Address: 3585 MAPLE ST #130

U S Address,

Zip code 93003 City Ventura State CA

or

Foreign Address

City

Province or State

Country

Postal code

Phone Number (805) 650-9300

Fax Number (805) 650-3213

CURRENT OFFICERS, DIRECTORS, TRUSTEES, AND KEY EMPLOYEES

Attachment 7: page 1 - 990-PF Page 6, Part VIII

Open to Public Inspection	For calendar year 2009, or tax period beginning 07-01-2009, and ending 06-30-2010.

Name of Organization	Employer Identification Number
NISSMAN FOUNDATION	36-6073776

(A) Name and Address	(B) Title and Average Hrs per Week	(C) Compensation (If not paid, enter 0)	(D) Cont. to Employee Ben Plans & Def Comp	(E) Expense Account & Other Allowances
JUDITH TAYLOR 286 CLINTON ROAD Brookline, MA 02445	VICE PRESIDENT 2.00	0	0	0
JOAN NISSMAN 286 CLINTON ROAD Brookline, MA 02445	PRESIDENT 2.00	0	0	0

SUMMARY OF DIRECT CHARITABLE ACTIVITIES

Attachment 8: page 1 - 990-PF Page 7, Part IX-A, Line 1

Open to Public Inspection	For calendar year 2009, or tax period beginning 07-01-2009, and ending 06-30-2010.

Name of Organization	Employer Identification Number
NISSMAN FOUNDATION	36-6073776

Charitable Activity

DONATED $44950 TO OVER 50 PUBLIC CHARITIES

GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR

Attachment 9: page 1 990-PF Page 11, Part XV Line 3a

Open to Pu Inspection | For calendar year 2009, or tax period beginning 07-01-2009, and ending 06-30-2010.

Name of Organization	Employer Identification Number
NISSMAN FOUNDATION	36-6073776

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
501C3 CHARITIES	NONE		SUPPORT PUBLIC CHARITIES	44,950
				44,950

07-01-09 TO 6-30-10
36-6073776

CONTRIBUTIONS	DATE PAID		TO			AMOUNT
Check	7/9/2009	1480	AIDS PROJECT LO		Bank of America	100 00
Check	7/9/2009	1503	PORTLAND CHAM		Bank of America	1,000 00
Check	7/13/2009	1493	L A C M A		Bank of America	1,000 00
Check	7/15/2009	1505	METROPOLITAN O		Bank of America	200 00
Check	7/28/2009	1494	LITERARY POOL I		Bank of America	1,000 00
Check	8/3/2009	1483	EMMA GOLDMAN		Bank of America	1,500 00
Check	8/12/2009	1506	SAN FRANCISCO		Bank of America	1,000 00
Check	8/14/2009	1507	WGBH		Bank of America	250 00
Check	9/11/2009	1508	Mc MULLEN MUSE		Bank of America	250 00
Check	9/17/2009	1509	UNITED NEGRO C		Bank of America	1,000 00
Check	9/25/2009	1510	LITERARY POOL I		Bank of America	500 00
Check	9/25/2009	1511	AMNESTY INTERN		Bank of America	1,000 00
Check	10/14/2009	1496	REGENTS OF THE		Bank of America	1,000 00
Check	11/5/2009	1518	BOSTON CHILDRE		Bank of America	250 00
Check	11/6/2009	1517	BOSTON LIVING C		Bank of America	250 00
Check	11/9/2009	1497	KCRW FM		Bank of America	385 00
Check	11/9/2009	1498	HAMMER MUSEU		Bank of America	350 00
Check	11/13/2009	1519	UNITED WAY OF		Bank of America	1,000 00
Check	11/24/2009	1520	MUSEUM OF MOD		Bank of America	120 00
Check	11/27/2009	1516	ISABELLA STEWA .		Bank of America	235 00
Check	12/1/2009	1500	BEYOND BAROQU		Bank of America	1,500 00
Check	12/14/2009	1526	SARAHBANDE BO		Bank of America	500 00
Check	12/30/2009	1521	BROOKLINE LIBRA		Bank of America	250 00
Check	1/22/2010	1523	PARTNERS IN HE		Bank of America	500 00
Check	1/27/2010	1522	MASTER DRAWIN		Bank of America	1,000 00
Check	2/1/2010	1524	INSTITUTE OF CO		Bank of America	125 00
Check	4/2/2010	1001	ST MARY'S COLLE ..		SOVEREIGN	1,500 00
Check	4/8/2010	1002	UCLA		SOVEREIGN ...	1,000 00
Check	4/19/2010	1003	C L M P		SOVEREIGN .	150 00
Check	4/23/2010	1005	SANTA BARBARA ..		SOVEREIGN	350.00
Check	5/3/2010	1007	PLANNED PAREN		SOVEREIGN	1,000 00
Check	5/6/2010	1015	DOCTORS WITHO .		SOVEREIGN .	1,000 00
Check	5/6/2010	1017	ROSIES PLACE		SOVEREIGN	500 00
Check	5/7/2010	1016	BOSTON HEALTH		SOVEREIGN	250 00
Check	5/10/2010	1014	BOSTON PRESER .		SOVEREIGN	230 00
Check	5/10/2010	1006	VENICE FAMILY C ..		SOVEREIGN	200 00
Check	5/10/2010	1018	OPERA BOSTON		SOVEREIGN	200 00
Check	5/11/2010	1008	UCROSS FOUNDA		SOVEREIGN	300 00
Check	5/12/2010	1009	D JERASSI		SOVEREIGN .	300.00
Check	5/13/2010	1025	SARAH LAWRENC		SOVEREIGN ...	500 00
Check	5/13/2010	1011	MEHARRY MEDIC ..		SOVEREIGN .	300 00
Check	5/17/2010	1026	POETS & WRITERS		SOVEREIGN .	500 00
Check	5/18/2010	1019	MUSEUM OF FINE ...		SOVEREIGN	250 00
Check	5/19/2010	1012	METROPOLITAN O .		SOVEREIGN	125 00
Check	5/24/2010	1010	SAN FRANCISCO .		SOVEREIGN .	700 00
Check	5/24/2010	1030	MACDOWELL COL		SOVEREIGN ...	300.00
Check	5/24/2010	1028	LIBRARY FOUNDA .		SOVEREIGN .	250 00
Check	5/25/2010	1021	HELEN KELLER IN		SOVEREIGN	500 00
Check	5/27/2010	1034	PLANNED PAREN		SOVEREIGN	1,500 00
Check	5/28/2010	1029	VENTURA CHART.		SOVEREIGN	500 00
Check	6/1/2010	1033	EMMA GOLDMAN .		SOVEREIGN ..	1,000.00
Check	6/3/2010	1031	THE BROOD STAGE		SOVEREIGN . .	1,500 00
Check	6/7/2010	1037	W B U R		SOVEREIGN	380 00
Check	6/9/2010	1043	PARTNERS IN HE .		SOVEREIGN .	1,000 00
Check	6/10/2010	1039	PROJECT STEP		SOVEREIGN . .	250 00
Check	6/10/2010	1044	CELEBRITY SERIE ..		SOVEREIGN ...	500 00
Check	6/10/2010	1046	WOMEN'S LUNCH .		SOVEREIGN ...	500 00
Check	6/11/2010	1040	MILLS COLLEGE A..		SOVEREIGN ...	250 00
Check	6/11/2010	1045	ARTISTS FOR HU		SOVEREIGN	250 00
Check	6/14/2010	1024	MUSEUM OF FINE .		SOVEREIGN	2,500 00
Check	6/14/2010	1038	WOMEN OF MEANS		SOVEREIGN ..	500 00
Check	6/14/2010	1041	COLUMBIA UNIVE..		SOVEREIGN	1,000 00
Check	6/15/2010	1032	ST MARYS MFA W.		SOVEREIGN ..	1,000 00
Check	6/15/2010	1047	OX FAM AMERICA		SOVEREIGN	500 00
Check	6/15/2010	1048	PLANNED PAREN ..		SOVEREIGN	500.00
Check	6/16/2010	1050	PARTNERS HOSPI		SOVEREIGN .	250 00
Check	6/16/2010	1054	BOSTON BALLET		SOVEREIGN .	500 00
Check	6/17/2010	1051	GATEWAY ARTS		SOVEREIGN . .	250 00
Check	6/17/2010	1052	BROOKLINE COM .	STEPS TO S...	SOVEREIGN .	250 00
Check	6/18/2010	1023	FRANCIS W PARK .		SOVEREIGN . .	1,000 00
Check	6/18/2010	1027	MOVE SPEAK SPIN		SOVEREIGN	250 00
Check	6/18/2010	1042	INTERNATIONAL R .		SOVEREIGN	1,000 00
Check	6/21/2010	1022	HARVARD UNIVER .		SOVEREIGN .	900 00
Check	6/25/2010	1053	BOSTON PUBLIC L		SOVEREIGN	250 00
Total CONTRIBUTIONS						44,950 00