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Form **990-EZ**Department of the Treasury
Internal Revenue Service**Short Form**
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)

▶ Sponsoring organizations of donor advised funds and controlling organizations as defined in section 512(b)(13) must file Form 990. All other organizations with gross receipts less than \$500,000 and total assets less than \$1,250,000 at the end of the year may use this form.

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

OMB No 1545-1150

2009Open to Public
Inspection**A** For the 2009 calendar year, or tax year beginning **JUL 1, 2009** and ending **JUN 30, 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**Durum Growers Association of the United States, Inc.**

Number and street (or P.O. box, if mail is not delivered to street address)

2409 Jackson Ave.

City or town, state or country, and ZIP + 4

Bismarck, ND 58501**D** Employer identification number**45-0353401****E** Telephone number**701-214-3203****F** Group Exemption Number ▶

• Section 501(c)(3) organizations and 4947(a)(1) nonexempt charitable trusts must attach a completed Schedule A (Form 990 or 990-EZ)

G Accounting method: ☐ Cash ☒ Accrual
Other (specify) ▶

I Website: ▶ **www.durumgrowers.com**

H Check ☐ if the organization is not required to attach Schedule B (Form 990, 990-EZ, or 990-PF)

J Tax-exempt status (check only one) — ☒ 501(c) (5) ◀ (insert no.) ☐ 4947(a)(1) or ☐ 527

K Check ☐ if the organization is not a section 509(a)(3) supporting organization and its gross receipts are normally not more than \$25,000. A Form 990-EZ or Form 990 return is not required, but if the organization chooses to file a return, be sure to file a complete return.

L Add lines 5b, 6b, and 7b, to line 9 to determine gross receipts; if \$500,000 or more, file Form 990 instead of Form 990-EZ ▶ \$ **145,485.****Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances** (See the instructions for Part I.)

Revenue	1	Contributions, gifts, grants, and similar amounts received	1	129,392.
	2	Program service revenue including government fees and contracts	2	
	3	Membership dues and assessments	3	16,060.
	4	Investment income	4	33.
	5a	Gross amount from sale of assets other than inventory	5a	
	5b	Less: cost or other basis and sales expenses	5b	
	5c	Gain or (loss) from sale of assets other than inventory (Subtract line 5b from line 5a)	5c	
	6	Special events and activities (complete applicable parts of Schedule G). If any amount is from gaming, check here ☐	6	
	6a	Gross revenue (not including \$ of contributions reported on line 1)	6a	
6b	Less: direct expenses other than fundraising expenses	6b		
6c	Net income or (loss) from special events and activities (Subtract line 6b from line 6a)	6c		
7a	Gross sales of inventory, less returns and allowances	7a		
7b	Less: cost of goods sold	7b		
7c	Gross profit or (loss) from sales of inventory (Subtract line 7b from line 7a)	7c		
8	Other revenue (describe ▶)	8		
9	Total revenue. Add lines 1, 2, 3, 4, 5c, 6c, 7c, and 8	9	145,485.	
Expenses	10	Grants and similar amounts paid (attach schedule)	10	
	11	Benefits paid to or for members	11	
	12	Salaries, other compensation, and employee benefits	12	30,634.
	13	Professional fees and other payments to independent contractors	13	3,355.
	14	Occupancy, rent, utilities, and maintenance	14	
	15	Printing, publications, postage, and shipping	15	2,054.
	16	Other expenses (describe ▶)	16	110,024.
	17	Total expenses. Add lines 10 through 16	17	146,067.
Net Assets	18	Excess or (deficit) for the year (Subtract line 17 from line 9)	18	<582.>
	19	Net assets or fund balances at beginning of year (from line 27, column (A)) (must agree with end-of-year figure reported on prior year's return)	19	41,837.
	20	Other changes in net assets or fund balances (attach explanation)	20	
	21	Net assets or fund balances at end of year. Combine lines 18 through 20	21	41,255.

Part II Balance Sheets. If Total assets on line 25, column (B) are \$1,250,000 or more, file Form 990 instead of Form 990-EZ.

(See the instructions for Part II.)

	(A) Beginning of year	(B) End of year
22 Cash, savings, and investments	41,097.	22 40,837.
23 Land and buildings		23
24 Other assets (describe ▶ Other Depreciable Assets)	957.	24 629.
25 Total assets	42,054.	25 41,466.
26 Total liabilities (describe ▶ Payroll Liabilities)	217.	26 211.
27 Net assets or fund balances (line 27 of column (B) must agree with line 21)	41,837.	27 41,255.

Part III Statement of Program Service Accomplishments (See the instructions for Part III.)

What is the organization's primary exempt purpose? **See Statement 3**

Describe what was achieved in carrying out the organization's exempt purposes. In a clear and concise manner, describe the services provided, the number of persons benefited, and other relevant information for each program title.

Expenses
(Required for section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts, optional for others.)

28 Promotion of state and national sound domestic policy relating to Durum and Durum production.

(Grants \$) If this amount includes foreign grants, check here ☐ **28a**

29 Meetings and seminars to promote and educate on Durum and Durum production. Hosting international Durum Forum.

(Grants \$) If this amount includes foreign grants, check here ☐ **29a**

30 You Tube Pasta Promotion Contest

(Grants \$) If this amount includes foreign grants, check here ☐ **30a**

31 Other program services (attach schedule)

(Grants \$) If this amount includes foreign grants, check here ☐ **31a**

32 Total program service expenses (add lines 28a through 31a) **32**

Part IV List of Officers, Directors, Trustees, and Key Employees. List each one even if not compensated (See the instructions for Part IV.)

(a) Name and address	(b) Title and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans & deferred compensation	(e) Expense account and other allowances
Larry Neubauer	President			
2409 Jackson Ave, Bismarck, ND 58501	5.00	300.	0.	0.
Keith Deutsch	1st Vice President			
2409 Jackson Ave, Bismarck, ND 58501	1.00	300.	0.	0.
Doug Opland	2nd Vice President			
2409 Jackson Ave, Bismarck, ND 58501	1.00	150.	0.	0.
Scott Biberdorf	Secretary & Treasurer			
2409 Jackson Ave, Bismarck, ND 58501	1.00	725.	0.	0.
Keith Witte	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	225.	0.	0.
Bryan Ankenbauer	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	300.	0.	0.
Del Gates	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	225.	0.	0.
Lynn Brodal	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	225.	0.	0.
Craig Birdsall	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	0.	0.	0.
Floyd Miller	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	300.	0.	0.
Russell Doe	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	75.	0.	0.
Barry Schereksy	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	75.	0.	0.
Jim Diepolder	Director			
2409 Jackson Ave, Bismarck, ND 58501	1.00	150.	0.	0.
Dawn Watson	Executive Director			
2409 Jackson Ave, Bismarck, ND 58501	10.00	25,500.	0.	0.

Part V Other Information (Note the statement requirements in the instructions for Part V)

	Yes	No
33 Did the organization engage in any activity not previously reported to the IRS? If "Yes," attach a detailed description of each activity		X
34 Were any changes made to the organizing or governing documents? If "Yes," attach a conformed copy of the changes	X	
35 If the organization had income from business activities, such as those reported on lines 2, 6a, and 7a (among others), but not reported on Form 990-T, attach a statement explaining why the organization did not report the income on Form 990-T.		
a Did the organization have unrelated business gross income of \$1,000 or more or was it subject to section 6033(e) notice, reporting, and proxy tax requirements?	X	
b If "Yes," has it filed a tax return on Form 990-T for this year?		X
36 Did the organization undergo a liquidation, dissolution, termination, or significant disposition of net assets during the year? If "Yes," complete applicable parts of Sch. N		X
37a Enter amount of political expenditures, direct or indirect, as described in the instructions. ▶ 0.		
b Did the organization file Form 1120-POL for this year?		X
38a Did the organization borrow from, or make any loans to, any officer, director, trustee, or key employee or were any such loans made in a prior year and still outstanding at the end of the period covered by this return?		X
b If "Yes," complete Schedule L, Part II and enter the total amount involved		
38b	N/A	
39 Section 501(c)(7) organizations. Enter:		
a Initiation fees and capital contributions included on line 9		
39a	N/A	
b Gross receipts, included on line 9, for public use of club facilities		
39b	N/A	
40a Section 501(c)(3) organizations. Enter amount of tax imposed on the organization during the year under:		
section 4911 ▶ N/A ; section 4912 ▶ N/A ; section 4955 ▶ N/A		
b Section 501(c)(3) and 501(c)(4) organizations. Did the organization engage in any section 4958 excess benefit transaction during the year or is it 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		
40b	N/A	
c Section 501(c)(3) and 501(c)(4) organizations. Enter amount of tax imposed on organization managers or disqualified persons during the year under sections 4912, 4955, and 4958		
▶ N/A		
d Section 501(c)(3) and 501(c)(4) organizations. Enter amount of tax on line 40c reimbursed by the organization		
▶ N/A		
e All organizations. At any time during the tax year, was the organization a party to a prohibited tax shelter transaction? If "Yes," complete Form 8886-T		X
41 List the states with which a copy of this return is filed. ▶ None		
42a The organization's books are in care of ▶ Dawn Watson Telephone no. ▶ 701-214-3203		
Located at ▶ 2409 Jackson Ave, Bismarck, ND ZIP + 4 ▶ 58503		
b 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)?		X
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.		
c At any time during the calendar year, did the organization maintain an office outside of the U.S.?		X
If "Yes," enter the name of the foreign country: ▶		
43 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-EZ in lieu of Form 1041 - Check here and enter the amount of tax-exempt interest received or accrued during the tax year		
▶ 43 N/A		
44 Did the organization maintain any donor advised funds? If "Yes," Form 990 must be completed instead of Form 990-EZ		X
45 Is any related organization a controlled entity of the organization within the meaning of section 512(b)(13)? If "Yes," Form 990 must be completed instead of Form 990-EZ		X

Form 990-EZ (2009)

Part VI Section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts only. All section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts must answer questions 46-49b and complete the tables for lines 50 and 51

- 46 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
- 47 Did the organization engage in lobbying activities? If "Yes," complete Schedule C, Part II
- 48 Is the organization a school as described in section 170(b)(1)(A)(ii)? If "Yes," complete Schedule E
- 49a Did the organization make any transfers to an exempt non-charitable related organization?
- b If "Yes," was the related organization a section 527 organization?
- 50 Complete this table for the organization's five highest compensated employees (other than officers, directors, trustees and key employees) who each received more than \$100,000 of compensation from the organization. If there is none, enter "None."

	Yes	No
46		
47		
48		
49a		
49b		

(a) Name and address of each employee paid more than \$100,000	(b) Title and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans & deferred compensation	(e) Expense account and other allowances
N/A				

f Total number of other employees paid over \$100,000

- 51 Complete this table for the organization's five highest compensated independent contractors who each received more than \$100,000 of compensation from the organization. If there is none, enter "None."

(a) Name and address of each independent contractor paid more than \$100,000	(b) Type of service	(c) Compensation
N/A		

d Total number of other independent contractors each receiving over \$100,000

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 officer) based on all information of which preparer has any knowledge.			
	Signature of officer <i>Dawn Watson</i>		Date 1.21.11	
	Dawn Watson, Executive Director Type or print name and title			
Paid Preparer's Use Only	Preparer's signature	Date	Check if self-employed ☐	Preparer's identifying number (See instr.)
	Firm's name (or yours if self-employed), address, and ZIP + 4		EIN	Phone no.
	Lisa Chaffee, CPA	01/17/11		
	EIDE BAILLY LLP PO BOX 1914 BISMARCK, ND 58502			701-255-1091

May the IRS discuss this return with the preparer shown above? See instructions

☒ Yes ☐ No

Form 990-EZ (2009)

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

OMB No 1545-0047

2009

Open to Public
Inspection

▶ **Complete if the organization is described below.**

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

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), then

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

Name of organization Durum Growers Association of the United States, Inc.	Employer identification number 45-0353401
--	---

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 function 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 Enter 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-

For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990 or 990-EZ. Schedule C (Form 990 or 990-EZ) 2009
LHA

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)															
b Total lobbying expenditures to influence a legislative body (direct lobbying)															
c Total lobbying expenditures (add lines 1a and 1b)															
d Other exempt purpose expenditures															
e Total exempt purpose expenditures (add lines 1c and 1d)															
f Lobbying nontaxable amount. Enter the amount from the following table in both columns															
<table border="1"> <thead> <tr> <th>If the amount on line 1e, column (a) or (b) is:</th> <th>The lobbying nontaxable amount is:</th> </tr> </thead> <tbody> <tr> <td>Not over \$500,000</td> <td>20% of the amount on line 1e</td> </tr> <tr> <td>Over \$500,000 but not over \$1,000,000</td> <td>\$100,000 plus 15% of the excess over \$500,000</td> </tr> <tr> <td>Over \$1,000,000 but not over \$1,500,000</td> <td>\$175,000 plus 10% of the excess over \$1,000,000</td> </tr> <tr> <td>Over \$1,500,000 but not over \$17,000,000</td> <td>\$225,000 plus 5% of the excess over \$1,500,000</td> </tr> <tr> <td>Over \$17,000,000</td> <td>\$1,000,000.</td> </tr> </tbody> </table>		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.		
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.														
g Grassroots nontaxable amount (enter 25% of line 1f)															
h Subtract line 1g from line 1a. If zero or less, enter -0-															
i Subtract line 1f from line 1c. If zero or less, enter -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 nontaxable amount					
b Lobbying ceiling amount (150% of line 2a, column(e))					
c Total lobbying expenditures					
d Grassroots nontaxable amount					
e Grassroots ceiling amount (150% of line 2d, column (e))					
f Grassroots lobbying expenditures					

Schedule C (Form 990 or 990-EZ) 2009

Durum Growers Association of the United

Schedule C (Form 990 or 990-EZ) 2009

States, Inc.

45-0353401 Page 3

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)		(b)
	Yes	No	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. Add 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?	X	
2 Did the organization make only in-house lobbying expenditures of \$2,000 or less?		X
3 Did the organization agree to carryover lobbying and political expenditures from the prior year?		X

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) nondeductible 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.

Form 990-EZ

Other Expenses

Statement 1

Description	Amount
Professional Lobbying Fees	57,000.
Office Expense	1,896.
Sponsorship	2,973.
Promotion	1,800.
Membership Promotion	2,154.
Fax Line Expense	730.
Internet	417.
Website	1,219.
Conference Call	274.
Travel	17,908.
Conferences, Conventions, Meetings	55.
Telephone	1,656.
Directors Insurance	1,206.
Durum Forum	6,329.
NAFTA Technical Working Group	3,322.
Dues & Fees	5,625.
Miscellaneous	403.
Durum Kernel	4,549.
Depreciation	328.
Computer Software	180.
Total to Form 990-EZ, line 16	110,024.

FORM 990-EZ

Information Regarding Transfers
Associated with Personal Benefit Contracts

Statement 2

- A) Did the organization, during the year, receive any funds,
directly or indirectly, to pay premiums on a personal
benefit contract? [] Yes [X] No
- B) Did the organization, during the year, pay premiums,
directly or indirectly, on a personal benefit contract? . . [] Yes [X] No

Promotion, production, and education of Durum and Semolina products.

BY-LAWS

THE UNITED STATES DURUM GROWERS ASSOCIATION

ARTICLE I – Name

The name of the organization shall be The United States Durum Growers Association

ARTICLE II – Purpose

The purpose of this organization shall be to promote the production and marketing of durum wheat and semolina. The association shall also lobby on domestic policy issues that affect the durum producer.

ARTICLE III – Membership

Durum wheat growers or any individual vitally interested in the production of durum are eligible for membership.

Honorable membership may be conferred by unanimous vote of the directors upon any person who is recognized as having performed some single service for the durum wheat industry.

ARTICLE IV – Annual Meeting of Members

The annual meeting of the membership shall take place at the International Durum Forum each year. The annual meeting location and time shall be set by the executive committee by August 1st of each year and notice sent to the membership at least 30 days prior to the meeting date. Directors will be elected by the general membership at the annual meeting. The nominating committee shall submit a list of potential member candidates to be mailed with the meeting notice. Members may be nominated from the floor at the annual meeting. One director from each North Dakota District will be elected each year at the annual meeting for a three-year term.

Each member shall have one vote. At all meetings all questions shall be determined by a majority vote of the members present in person.

ARTICLE V – Officers

The Board of Directors consisting of (14) members: (10) from North Dakota, (1) from Montana, (1) from other states indicating an interest in representation on the USDGA Board of Directors, and (2) at large appointed by the USDGA Board of Directors. The other states representative shall be determined at the discretion of the USDGA Board of Directors. The Board of Directors shall elect from their members a President, Vice President, and 2nd Vice President. An

Executive Secretary/Treasurer shall be appointed by the board of directors.

The President, Vice President, 2nd Vice President, and Executive Secretary/Treasurer will constitute the Executive committee of the Association. The President, Vice President, 2nd Vice President shall not hold the same office for more than three (3) consecutive years.

ARTICLE VI – Directors and Meetings

The affairs of this Association shall be under the management of its Board of Directors and such officers and agents as said Board may elect or employ. All meetings will follow Roberts Rules of Order.

The qualifications of a Director are: (1) Must be a member of the Association in good standing: (2) Must be a bona-fide durum wheat grower: Whenever a director ceases to be a member, he shall cease to be a director. There shall be 3 director districts in North Dakota and one in Montana. The Montana director shall be elected at their annual meeting.

The Northwest district shall include everything west of Highway 83 and North of Highway 2 with one extra director. The Southwest district shall include everything west of Highway 83 and South of Highway 2. The East district shall include everything east of Highway 83.

Each district shall have three directors. One director from each district will be elected each year at the annual meeting for a three-year term. A nominating committee from each district shall be made up of the directors from that district. Each nominating committee shall have a chairman, whom shall be the director whose term will be up the following year, to organize and report to the full board. They are to meet at least 2 months prior to the annual meeting to nominate members to serve on the board of directors for their district. All contacts and commitments shall be made by each nominating committee and reported to the executive board no later than 45 days prior to the annual meeting. The nominating committees shall strive to have two members running for each director position. Nominees for each position, from each district may be nominated from the floor at the annual meeting. The nominees from each district receiving the highest number of votes from those present will be placed on the USDGA Board of Directors. USDGA Board Members shall serve for three (3) years or until their qualified successors are elected. Directors shall not serve more than three complete, consecutive terms. Directors shall be replaced for failure of attending three (3) consecutive Board of Director meetings. All Board of Director replacements will be chosen by the Executive Committee. All directors appointed by the executive committee will serve until the next annual meeting, at which time the membership will elect a qualified director to fill out the remaining term.

The districts may be re-adjusted from time to time by the Board of Directors.

A quorum will consist of one member more than half the USDGA Voting Board of Directors.

Special meetings of the members may be called at any time upon order of the Board of Directors.

Written notice of such meeting shall be mailed to each member. The Board of Directors shall hold its election of officers meeting immediately following the close of the annual meeting of the Association. The Board of Directors shall hold regular meetings upon call of the president and executive/secretary and be open to all members.

ARTICLE VII - Committees

Membership on all committees will be appointed by the President and approved by the USDGA Board of Directors. The President shall be authorized to appoint whatever committees from the

membership as he deems necessary to conduct the affairs of the association. Committee appointments serve for one year:

ARTICLE VIII - Dues and Expenses

Annual dues shall be set by the Board of Directors. Travel expenses shall have approval by the Board of Directors or Executive Committee to cover costs of lodging, meals, and mileage and other necessary items, when attending official meetings or other business of the Association.

ARTICLE IX - Amendments

These by-laws may be amended, altered, or repealed by a vote of two-thirds of the USDGA Board of Directors present, on first reading, at any regular meeting of the USDGA Board of Directors, or at any special meeting duly called, providing written notice of proposed amendment has been given in or with the notice of the meeting. Amending the by-laws from the general membership must be presented at a regular or special meeting of the USDGA Board of Directors, for first reading. All amendments and/or resolutions require a second reading.

ARTICLE X - Resolutions

Certification of Amended By Laws

Durum Growers Association of the United States, Inc.
EIN #45-0353401

I hereby sign, certifying that the attached Amended By Laws are complete and accurate copies of the original documents.

Dawn Watson

Name (print)

Dawn Watson

Signature

Executive Director

Title

1.21.11

Date

Application for Extension of Time To File an Exempt Organization Return

OMB No. 1545-1709

► **File a separate application for each return.**

- If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** and check this box ☒
- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only **Part II** (on page 2 of this form).

Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868

Electronic filing (e-file). You can electronically file Form 8868 if you need a 3-month automatic extension of time to file (6 months for a corporation required to file Form 990-T), or an additional (not automatic) 3-month extension of time. You can electronically file Form 8868 to request an extension of time to file any of the forms listed in Part I or Part II with the exception of Form 8870, Information Return for Transfers Associated With Certain Personal Benefit Contracts, which must be sent to the IRS in paper format (see instructions). For more details on the electronic filing of this form, visit www.irs.gov/efile and click on *e-file for Charities & Nonprofits*.

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

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

Part I only

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

Type or print	Name of exempt organization Durum Growers Association of the United States, Inc.	Employer identification number 45-0353401
	Number, street, and room or suite no. If a P.O. box, see instructions. 2409 Jackson Ave.	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. Bismarck, ND 58501	

Enter the Return code for the return that this application is for (file a separate application for each return)

03

Application Is For	Return Code	Application Is For	Return Code
Form 990	01	Form 990-T (corporation)	07
Form 990-BL	02	Form 1041-A	08
Form 990-EZ	03	Form 4720	09
Form 990-PF	04	Form 5227	10
Form 990-T (sec. 401(a) or 408(a) trust)	05	Form 6069	11
Form 990-T (trust other than above)	06	Form 8870	12

Dawn Watson

- The books are in the care of ► **2409 Jackson Ave - Bismarck, ND 58503**

Telephone No ► **701-214-3203**

FAX No ► **701-250-1730**

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

- 1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until **February 15, 2011**, to file the exempt organization return for the organization named above. The extension is for the organization's return for
- ☐ calendar year _____ or
- ☒ tax year beginning **JUL 1, 2009**, and ending **JUN 30, 2010**

- 2 If the tax year entered in line 1 is for less than 12 months, check reason ☐ Initial return ☐ Final return
- ☐ Change in accounting period

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

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

LHA For Paperwork Reduction Act Notice, see Instructions.

Form **8868** (Rev. 1-2011)