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

OMB No 1545-0052

2009

Department of the Treasury  
Internal Revenue Service

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

For calendar year 2009, or tax year beginning JUL 1, 2009, and ending JUN 30, 2010

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 <b>THE ANTHONY &amp; CATHERINE FUSCO FOUNDATION</b>		A Employer identification number <b>82-0576303</b>
	Number and street (or P.O. box number if mail is not delivered to street address) Room/suite <b>200 AIRPORT ROAD, P.O. BOX 665</b>		B Telephone number <b>302-328-6251</b>
	City or town, state, and ZIP code <b>NEW CASTLE, DE 19720</b>		C If exemption application is pending, check here <input type="checkbox"/>
			D 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
H Check type of organization <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation			E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ <b>2,513,153.</b>			F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>
J Accounting method <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____			

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc., received	140,000.		N/A	
	2 Check <input type="checkbox"/> if the foundation is not required to attach Sch. B				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities	60,468.	60,468.		STATEMENT 1
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	<137,672.>			
	b Gross sales price for all assets on line 6a	683,095.			
	7 Capital gain net income (from Part IV, line 2)		0.		
	8 Net short-term capital gain				
	9 Income modifications				
10a Gross sales less returns and allowances					
b Less Cost of goods sold					
c Gross profit or (loss)					
11 Other income	419.	419.		STATEMENT 2	
12 Total. Add lines 1 through 11	63,215.	60,887.			
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	0.	0.		0.
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees				
	b Accounting fees	STMT 3	4,500.	0.	0.
	c Other professional fees				
	17 Interest				
	18 Taxes	STMT 4	624.	0.	0.
	19 Depreciation and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses	STMT 5	43,987.	43,987.	0.
	24 Total operating and administrative expenses. Add lines 13 through 23		49,111.	43,987.	0.
25 Contributions, gifts, grants paid		112,630.		112,630.	
26 Total expenses and disbursements. Add lines 24 and 25		161,741.	43,987.	112,630.	
27 Subtract line 26 from line 12.		<98,526.>			
a Excess of revenue over expenses and disbursements					
b Net investment income (if negative, enter -0-)		16,900.			
c Adjusted net income (if negative, enter -0-)			N/A		

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LHA For Privacy Act and Paperwork Reduction Act Notice, see the instructions.

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**Part II Balance Sheets**

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

	Beginning of year	End of year	
	(a) Book Value	(b) Book Value	(c) Fair Market Value
<b>Assets</b>			
1 Cash - non-interest-bearing	12,891.	17,252.	17,252.
2 Savings and temporary cash investments	393,786.	209,565.	209,565.
3 Accounts receivable ▶			
Less: allowance for doubtful accounts ▶			
4 Pledges receivable ▶			
Less: allowance for doubtful accounts ▶			
5 Grants receivable			
6 Receivables due from officers, directors, trustees, and other disqualified persons			
7 Other notes and loans receivable ▶			
Less: allowance for doubtful accounts ▶			
8 Inventories for sale or use			
9 Prepaid expenses and deferred charges	2,424.	2,056.	2,056.
10a Investments - U.S. and state government obligations			
b Investments - corporate stock STMT 7	1,975,428.	1,917,905.	1,764,093.
c Investments - corporate bonds			
11 Investments - land, buildings, and equipment basis ▶			
Less: accumulated depreciation ▶			
12 Investments - mortgage loans			
13 Investments - other STMT 8	445,729.	583,886.	520,187.
14 Land, buildings, and equipment basis ▶			
Less: accumulated depreciation ▶			
15 Other assets (describe ▶)			
16 Total assets (to be completed by all filers)	2,830,258.	2,730,664.	2,513,153.
<b>Liabilities</b>			
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			
22 Other liabilities (describe ▶)			
23 Total liabilities (add lines 17 through 22)	0.	0.	
<b>Net Assets or Fund Balances</b>			
Foundations that follow SFAS 117, check here <input type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31.			
24 Unrestricted			
25 Temporarily restricted			
26 Permanently restricted			
Foundations that do not follow SFAS 117, check here <input checked="" type="checkbox"/> and complete lines 27 through 31.			
27 Capital stock, trust principal, or current funds	0.	0.	
28 Paid-in or capital surplus, or land, bldg., and equipment fund	0.	0.	
29 Retained earnings, accumulated income, endowment, or other funds	2,830,258.	2,730,664.	
30 Total net assets or fund balances	2,830,258.	2,730,664.	
31 Total liabilities and net assets/fund balances	2,830,258.	2,730,664.	

**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	2,830,258.
2 Enter amount from Part I, line 27a	2	<98,526.>
3 Other increases not included in line 2 (itemize) ▶	3	0.
4 Add lines 1, 2, and 3	4	2,731,732.
5 Decreases not included in line 2 (itemize) ▶ SEE STATEMENT 6	5	1,068.
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	2,730,664.

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**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.)
<b>1a</b>				
<b>b</b> SEE ATTACHED STATEMENT				
<b>c</b>				
<b>d</b>				
<b>e</b>				

  

(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)
<b>a</b>			
<b>b</b>			
<b>c</b>			
<b>d</b>			
<b>e</b> 683,095.		820,767.	<137,672.>

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

(i) FMV as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))
<b>a</b>			
<b>b</b>			
<b>c</b>			
<b>d</b>			
<b>e</b>			<137,672.>

  

<b>2</b> 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	<b>2</b>	<137,672.>
<b>3</b> Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) If gain, also enter in Part I, line 8, column (c) If (loss), enter -0- in Part I, line 8		<b>3</b>	N/A

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

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

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

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period?

☐ Yes ☒ No

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

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

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2008	146,699.	2,087,143.	.070287
2007	165,205.	2,938,432.	.056222
2006	113,739.	3,026,973.	.037575
2005	130,934.	2,606,173.	.050240
2004	121,886.	2,456,136.	.049625

<b>2</b> Total of line 1, column (d)	<b>2</b>	.263949
<b>3</b> 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	<b>3</b>	.052790
<b>4</b> Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	<b>4</b>	2,452,933.
<b>5</b> Multiply line 4 by line 3	<b>5</b>	129,490.
<b>6</b> Enter 1% of net investment income (1% of Part I, line 27b)	<b>6</b>	169.
<b>7</b> Add lines 5 and 6	<b>7</b>	129,659.
<b>8</b> Enter qualifying distributions from Part XII, line 4 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	<b>8</b>	112,630.

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

1a Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1. Date of ruling or determination letter _____ (attach copy of letter if necessary-see instructions)		1	338.
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b			
c All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col (b)		2	0.
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		3	338.
3 Add lines 1 and 2		4	0.
4 Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		5	338.
5 Tax based on investment income. Subtract line 4 from line 3 If zero or less, enter -0-			
6 Credits/Payments:			
a 2009 estimated tax payments and 2008 overpayment credited to 2009	6a	2,424.	
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	2,424.	
8 Enter any penalty for underpayment of estimated tax Check here <input type="checkbox"/> if Form 2220 is attached	8		
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9		
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	2,086.	
11 Enter the amount of line 10 to be Credited to 2010 estimated tax <input type="checkbox"/> Refunded <input type="checkbox"/>	11	0.	

**Part VII-A Statements Regarding Activities**

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

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**Part VII-A Statements Regarding Activities** (continued)

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ► N/A	13	X	
14	The books are in care of ► JO VASSALLO Telephone no ► 302-328-6251 Located at ► 200 AIRPORT ROAD, NEW CASTLE, DE ZIP+4 ► 19720-1520			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here and enter the amount of tax-exempt interest received or accrued during the year	15		N/A

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

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

	Yes	No
1a During the year did the foundation (either directly or indirectly)		
(1) Engage in the sale or exchange, or leasing of property with a disqualified person?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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.)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
b If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 20 of the instructions)? Organizations relying on a current notice regarding disaster assistance check here	N/A	1b
c Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2009?		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?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If "Yes," list the years ►		
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see instructions.)	N/A	2b
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here		
3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
b If "Yes," did it have excess business holdings in 2009 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969, (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2009.)	N/A	3b
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?		4a X
b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2009?		4b X

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**Part VII-B** Statements Regarding Activities for Which Form 4720 May Be Required (continued)**5a** During the year did the foundation pay or incur any amount to

(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?

☐ Yes ☒ No

(2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive?

☐ Yes ☒ No

(3) Provide a grant to an individual for travel, study, or other similar purposes?

☐ Yes ☒ No

(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)?

☐ Yes ☒ No

(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals?

☐ Yes ☒ No**b** If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)?

N/A

**5b**

Organizations relying on a current notice regarding disaster assistance check here

☒**c** If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant?

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**

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?

N/A

**7b****Part VIII** Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors**1** List all officers, directors, trustees, foundation managers and their compensation.

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
SEE STATEMENT 9		0.	0.	0.

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

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

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

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	2,173,324.
b	Average of monthly cash balances	1b	316,963.
c	Fair market value of all other assets	1c	
d	Total (add lines 1a, b, and c)	1d	2,490,287.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	0.
2	Acquisition indebtedness applicable to line 1 assets	2	0.
3	Subtract line 2 from line 1d	3	2,490,287.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	37,354.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	2,452,933.
6	Minimum investment return. Enter 5% of line 5	6	122,647.

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

1	Minimum investment return from Part X, line 6	1	122,647.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	338.
b	Income tax for 2009 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	338.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	122,309.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	122,309.
6	Deduction from distributable amount (see instructions)	6	0.
7	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	122,309.

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

1	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
a	Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	1a	112,630.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	112,630.
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b	5	0.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	112,630.

**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.

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**Part XIII** Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
<b>1</b> Distributable amount for 2009 from Part XI, line 7				122,309.
<b>2</b> Undistributed income, if any, as of the end of 2009				
<b>a</b> Enter amount for 2008 only			63,382.	
<b>b</b> Total for prior years		0.		
<b>3</b> Excess distributions carryover, if any, to 2009				
<b>a</b> From 2004				
<b>b</b> From 2005				
<b>c</b> From 2006				
<b>d</b> From 2007				
<b>e</b> From 2008				
<b>f</b> Total of lines 3a through e	0.			
<b>4</b> Qualifying distributions for 2009 from Part XII, line 4 ▶ \$ 112,630.				
<b>a</b> Applied to 2008, but not more than line 2a			63,382.	
<b>b</b> Applied to undistributed income of prior years (Election required - see instructions)		0.		
<b>c</b> Treated as distributions out of corpus (Election required - see instructions)	0.			
<b>d</b> Applied to 2009 distributable amount				49,248.
<b>e</b> Remaining amount distributed out of corpus	0.			
<b>5</b> Excess distributions carryover applied to 2009 (If an amount appears in column (d), the same amount must be shown in column (a))	0.			0.
<b>6</b> Enter the net total of each column as indicated below:	0.			
<b>a</b> Corpus Add lines 3f, 4c, and 4e Subtract line 5	0.			
<b>b</b> Prior years' undistributed income Subtract line 4b from line 2b		0.		
<b>c</b> Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		0.		
<b>d</b> Subtract line 6c from line 6b. Taxable amount - see instructions		0.		
<b>e</b> Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount - see instr			0.	
<b>f</b> Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				73,061.
<b>7</b> Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3)	0.			
<b>8</b> Excess distributions carryover from 2004 not applied on line 5 or line 7	0.			
<b>9</b> Excess distributions carryover to 2010. Subtract lines 7 and 8 from line 6a	0.			
<b>10</b> Analysis of line 9				
<b>a</b> Excess from 2005				
<b>b</b> Excess from 2006				
<b>c</b> Excess from 2007				
<b>d</b> Excess from 2008				
<b>e</b> Excess from 2009				







**Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations**

- | 1 Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?   |  | Yes   | No |
|---|--|-------|----|
| <b>a</b> Transfers from the reporting foundation to a noncharitable exempt organization of:   |  |       |    |
| (1) Cash  |  | 1a(1) | X  |
| (2) Other assets  |  | 1a(2) | X  |
| <b>b</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  |
| <b>c</b> Sharing of facilities, equipment, mailing lists, other assets, or paid employees   |  | 1c    | X  |
| <b>d</b> If the answer to any of the above is "Yes," complete the following schedule. Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received. |  |       |    |

[illegible]

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

- b If "Yes," complete the following schedule**

(a) Name of organization	(b) Type of organization	(c) Description of relationship
N/A		

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

Signature of officer or trustee

Date: \_\_\_\_\_

**Title**

THOMAS J. SHOPA, CPA

Date: 7/1/01☐ Check if self-employer

Preparer's identifying number

BDO USA, LLP  
270 PRESIDENTIAL DRIVE  
WILMINGTON, DE 19807

**FIN**

Phone no. (302) 656-5500

Form **990-PF** (2009)

**Schedule B**(Form 990, 990-EZ,  
or 990-PF)Department of the Treasury  
Internal Revenue Service**Schedule of Contributors**

▶ Attach to Form 990, 990-EZ, or 990-PF.

OMB No 1545-0047

**2009**

Name of the organization

THE ANTHONY &amp; CATHERINE FUSCO FOUNDATION

Employer identification number

82-0576303

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

☐ 501(c)( ) (enter number) organization☐ 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation☐ 527 political organization

Form 990-PF

☒ 501(c)(3) exempt private foundation☐ 4947(a)(1) nonexempt charitable trust treated as a private foundation☐ 501(c)(3) taxable private foundationCheck if your organization is covered by the **General Rule** or a **Special Rule**.**Note.** Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.**General Rule**

- ☒ For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II.

**Special Rules**

- ☐ For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), and received from any one contributor, during the year, a contribution of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1. Complete Parts I and II.
- ☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, aggregate contributions of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III.
- ☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not aggregate to more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc., contributions of \$5,000 or more during the year. ▶ \$ \_\_\_\_\_

**Caution.** An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it **must** answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ, or on line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

LHA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions  
for Form 990, 990-EZ, or 990-PF.

Schedule B (Form 990, 990-EZ, or 990-PF) (2009)

Name of organization

Employer identification number

THE ANTHONY &amp; CATHERINE FUSCO FOUNDATION

82-0576303

**Part I Contributors** (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	CHURCHMAN'S ROAD SHOPPING CENTER, INC. PO BOX 665 NEW CASTLE, DE 19720	\$ 25,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
2	FUSCO ENTERPRISES, LP PO BOX 665 NEW CASTLE, DE 19720	\$ 50,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
3	FUSCO PROPERTIES, LP PO BOX 665 NEW CASTLE, DE 19720	\$ 50,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
4	TRIANGLE, LP PO BOX 665 NEW CASTLE, DE 19720	\$ 15,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)



Name of organization

Employer identification number

THE ANTHONY &amp; CATHERINE FUSCO FOUNDATION

82-0576303

**Part II Noncash Property** (see instructions)

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	

Name of organization

Employer identification number

THE ANTHONY &amp; CATHERINE FUSCO FOUNDATION

82-0576303

**Part III** Exclusively religious, charitable, etc., individual contributions to section 501(c)(7), (8), or (10) organizations aggregating more than \$1,000 for the year. Complete columns (a) through (e) and the following line entry. For organizations completing Part III, enter the total of exclusively religious, charitable, etc., contributions of \$1,000 or less for the year. (Enter this information once. See instructions.) ▶ \$

(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee
	(e) Transfer of gift		
	Transferee's name, address, and ZIP + 4		Relationship of transferor to transferee

THE ANTHONY & CATHERINE FUSCO FOUNDATION

**Part IV** Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold, e.g., real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co		(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
1a	SB ACCT # 1091 7/1/09-12/31/09 SEE SCHED D-1	P	VARIOUS	VARIOUS
b	SB ACCT # 1091 7/1/09-12/31/09 SEE SCHED D-1	P	VARIOUS	VARIOUS
c	SB ACCT # 1091 1/1/10-6/30/10 SEE SCHED D-1	P	VARIOUS	VARIOUS
d	SB ACCT # 1091 1/1/10-6/30/10 SEE SCHED D-1	P	VARIOUS	VARIOUS
e	SB ACCT # 1252 7/1/09-12/31/09 SEE SCHED D-2	P	VARIOUS	VARIOUS
f	SB ACCT # 1252 1/1/10-6/30/10 SEE SCHED D-2	P	VARIOUS	VARIOUS
g	SB ACCT # 2832 1/1/10-6/30/10 SEE SCHED D-3	P	VARIOUS	VARIOUS
h	SB ACCT # 2832 1/1/10-6/30/10 SEE SCHED D-3	P	VARIOUS	VARIOUS
i	CAPITAL GAINS DIVIDENDS			
j				
k				
l				
m				
n				
o				

(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 23,993.		19,812.	4,181.
b 157,420.		253,808.	<96,388.>
c 40,795.		26,174.	14,621.
d 101,033.		92,778.	8,255.
e 143,061.		151,422.	<8,361.>
f 48,380.		94,900.	<46,520.>
g 42,769.		44,407.	<1,638.>
h 125,439.		137,466.	<12,027.>
i 205.			205.
j			
k			
l			
m			
n			
o			

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

(i) FMV as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	(l) Losses (from col (h)) Gains (excess of col (h) gain over col (k), but not less than "-0-")
a			4,181.
b			<96,388.>
c			14,621.
d			8,255.
e			<8,361.>
f			<46,520.>
g			<1,638.>
h			<12,027.>
i			205.
j			
k			
l			
m			
n			
o			

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	<137,672.>
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) If gain, also enter in Part I, line 8, column (c) If (loss), enter "-0-" in Part I, line 8 }	3	N/A

FUSCO FOUNDATION - SCHEDULE D-1  
 REALIZED GAINS AND (LOSSES) SUMMARY  
 CITI SMITH BARNEY  
 ACCOUNT # 1091

	2009						2010					
	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APRIL	MAY	JUNE
SHORT TERM PROCEEDS	17,650	5,512	-	-	831	-	-	4,369	-	-	33,985	2,441
SHORT TERM COST	(14,624)	(4,044)	-	-	(1,144)	-	-	(3,752)	-	-	(19,861)	(2,561)
ST GAIN/(LOSS)	3,025	1,468	-	-	(313)	-	-	617	-	-	14,124	(120)
LONG TERM PROCEEDS	131,365	-	-	5,681	20,373	-	11,363	33,589	-	7,893	15,660	32,528
LONG TERM COST	(203,889)	-	-	(4,510)	(45,410)	-	(9,470)	(29,055)	-	(5,677)	(19,742)	(28,835)
LT GAIN/(LOSS)	(72,524)	-	-	1,171	(25,036)	-	1,893	4,534	-	2,217	(4,082)	3,693
Total	(69,498)	1,468	-	1,171	(25,349)	-	1,893	5,151	-	2,217	10,042	3,573

Total Short Term 7/1/09-12/31/09:

PROCEEDS	23,993
COST BASIS	(19,812)
	<u>4,181</u>

Total Short Term 1/1/10-6/30/10:

PROCEEDS	40,795
COST BASIS	(26,174)
	<u>14,622</u>

Total Long Term 7/1/09-12/31/09:

PROCEEDS	157,420
COST BASIS	(253,808)
	<u>(96,389)</u>

Total Long Term 1/1/10-6/30/10:

PROCEEDS	101,033
COST BASIS	(92,778)
	<u>8,255</u>

FUSCO FOUNDATION - SCHEDULE D-2  
 REALIZED GAINS AND (LOSSES) SUMMARY  
 CITI SMITH BARNEY  
 ACCOUNT # 1252

	2009						2010					
	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APRIL	MAY	JUNE
SHORT TERM PROCEEDS	-	-	-	-	-	-	-	-	-	-	-	-
SHORT TERM COST	-	-	-	-	-	-	-	-	-	-	-	-
ST GAIN/(LOSS)	-	-	-	-	-	-	-	-	-	-	-	-
LONG TERM PROCEEDS	44,447	41,610	11,499	3,419	42,087	-	8,559	-	25,318	14,502	-	-
LONG TERM COST	(39,490)	(53,819)	(12,110)	(4,148)	(41,855)	-	(16,193)	-	(46,809)	(31,898)	-	-
LT GAIN/(LOSS)	4,957	(12,210)	(611)	(729)	232	-	(7,634)	-	(21,491)	(17,395)	-	-
Total	4,957	(12,210)	(611)	(729)	232	-	(7,634)	-	(21,491)	(17,395)	-	-
Total Short Term 7/1/09-12/31/09:												
PROCEEDS	-	-	-	-	-	-	-	-	-	-	-	-
COST BASIS	-	-	-	-	-	-	-	-	-	-	-	-
Total Short Term 1/1/10-6/30/10:												
PROCEEDS	-	-	-	-	-	-	-	-	-	-	-	-
COST BASIS	-	-	-	-	-	-	-	-	-	-	-	-

Total Long Term 7/1/09-12/31/09:	143,061	48,380
PROCEEDS	(151,422)	(94,900)
COST BASIS	<u>(8,361)</u>	<u>(46,520)</u>
Total Long Term 1/1/10-6/30/10:		
PROCEEDS		
COST BASIS		

## ACCOUNT # 2832

	2009						2010						
	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APRIL	MAY	JUNE	
SHORT TERM PROCEEDS	-	-	-	-	-	-	-	-	-	42,769	-	-	
SHORT TERM COST	-	-	-	-	-	-	-	-	-	(44,407)	-	-	
ST GAIN/(LOSS)	-	-	-	-	-	-	-	-	-	(1,637)	-	-	
LONG TERM PROCEEDS	-	-	-	-	-	-	593	-	-	124,846	-	-	
LONG TERM COST	-	-	-	-	-	-	(762)	-	-	(136,704)	-	-	
LT GAIN/(LOSS)	-	-	-	-	-	-	(169)	-	-	(11,858)	-	-	
Total	-	-	-	-	-	-	(169)	-	-	(13,496)	-	-	
Total Short Term 7/1/09-12/31/09:													
	PROCEEDS						-	Total Short Term 1/1/10-6/30/10:					42,769
	COST BASIS						-	COST BASIS					(44,407)
							-						(1,637)
							-						
							-						
Total Long Term 7/1/09-12/31/09:													
	PROCEEDS						-	Total Long Term 1/1/10-6/30/10:					125,439
	COST BASIS						-	COST BASIS					(137,466)
							-						(12,027)
							-						
							-						

FORM 990-PF	DIVIDENDS AND INTEREST FROM SECURITIES		STATEMENT	1
SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT	
SMITH BARNEY	60,468.	0.	60,468.	
SMITH BARNEY - ACCT # 1091 - TAXABLE STOCK DIVIDEND	205.	205.	0.	
TOTAL TO FM 990-PF, PART I, LN 4	60,673.	205.	60,468.	

FORM 990-PF	OTHER INCOME		STATEMENT	2
DESCRIPTION	(A) REVENUE PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	
ACCT 2832 - MUTUAL FUND FEE CREDIT	419.	419.		
TOTAL TO FORM 990-PF, PART I, LINE 11	419.	419.		

FORM 990-PF	ACCOUNTING FEES		STATEMENT	3
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ACCOUNTING FEES	4,500.	0.		0.
TO FORM 990-PF, PG 1, LN 16B	4,500.	0.		0.

FORM 990-PF	TAXES		STATEMENT	4
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
FOREIGN TAXES	231.	0.		0.
FRANCHISE TAX	25.	0.		0.
2009 TAX	368.	0.		0.
TO FORM 990-PF, PG 1, LN 18	624.	0.		0.

FORM 990-PF	OTHER EXPENSES			STATEMENT	5
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
FEES AND COMMISSIONS-01252	19,096.	19,096.			0.
FEES AND COMMISSIONS-01091	20,526.	20,526.			0.
FEES AND COMMISSIONS-02832	4,365.	4,365.			0.
TO FORM 990-PF, PG 1, LN 23	43,987.	43,987.			0.

FORM 990-PF	OTHER DECREASES IN NET ASSETS OR FUND BALANCES	STATEMENT	6
DESCRIPTION		AMOUNT	
TO ADJUST FOR CHANGE IN COST BASIS OF STOCK PER BROKERAGE STATEMENTS		1,068.	
TOTAL TO FORM 990-PF, PART III, LINE 5		1,068.	

FORM 990-PF	CORPORATE STOCK	STATEMENT	7
DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE	
ACCT 1091	1,022,447.	1,010,298.	
ACCT 1252	895,458.	753,795.	
TOTAL TO FORM 990-PF, PART II, LINE 10B	1,917,905.	1,764,093.	

FORM 990-PF	OTHER INVESTMENTS	STATEMENT	8
DESCRIPTION	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
ACCT 1091	COST	23,047.	47,699.
ACCT 2832	COST	560,839.	472,488.
TOTAL TO FORM 990-PF, PART II, LINE 13		583,886.	520,187.



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FORM 990-PF                      PART VIII - LIST OF OFFICERS, DIRECTORS                      STATEMENT                      9  
    TRUSTEES AND FOUNDATION MANAGERS

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NAME AND ADDRESS	TITLE AND AVRG HRS/WK	COMPEN- SATION	EMPLOYEE BEN PLAN CONTRIB	EXPENSE ACCOUNT
ANTHONY N FUSCO P.O. BOX 665 NEW CASTLE, DE 19720	PRESIDENT 0.00	0.	0.	0.
JOSEPHINE R VASSALLO P.O. BOX 665 NEW CASTLE, DE 19720	TREASURER/SECRETARY 0.00	0.	0.	0.
ANTHONY N FUSCO JR. P.O. BOX 665 NEW CASTLE, DE 19720	VICE PRESIDENT 0.00	0.	0.	0.
CHERYL A. STAFFIERI P.O. BOX 665 NEW CASTLE, DE 19720	VICE PRESIDENT 0.00	0.	0.	0.
FRANK J. VASSALLO, III P.O. BOX 665 NEW CASTLE, DE 19720	VICE PRESIDENT 0.00	0.	0.	0.
TOTALS INCLUDED ON 990-PF, PAGE 6, PART VIII		0.	0.	0.

FORM 990-PF

GRANTS AND CONTRIBUTIONS  
PAID DURING THE YEAR

STATEMENT 10

RECIPIENT NAME AND ADDRESS	RECIPIENT RELATIONSHIP AND PURPOSE OF GRANT	RECIPIENT STATUS	AMOUNT
AMERICAN LEGION PO BOX 5696 WILMINGTON, DE 19808	N/A GENERAL		100.
AMERICAN CANCER ASSOCIATION PO BOX 22718 OKLAHOMA CITY, OK 73123	N/A GENERAL		100.
AMERICAN DIABETES ASSOCIATION PO BOX 11454 ALEXANDRIA, VA 22312	N/A GENERAL		100.
AMERICAN HEART ASSOCIATION 7272 GREENVILLE AVE DALLAS, TX 75231	N/A GENERAL		100.
DELAWARE ART MUSEUM 2301 KENTMERE PARKWAY WILMINGTON, DE 19806	N/A GENERAL		10,000.
ARC OF DELAWARE 2 SOUTH AUGUSTINE STREET WILMINGTON, DE 19804	N/A GENERAL		200.
DELAWARE ASSOCIATION FOR THE BLIND 800 WEST ST WILMINGTON, DE 19801	N/A GENERAL		200.
DELAWARE COMMUNITY FOUNDATION 100 W. 10TH STREET WILMINGTON, DE 19801	N/A GENERAL		500.

DELAWARE HOSPICE 3515 SILVERSIDE ROAD WILMINGTON, DE 19810	N/A GENERAL	500.
DUPONT CARES FOR KIDS	N/A GENERAL	2,000.
DUPONT THEATRE PLAYHOUSE 1007 N. MARKET STREET WILMINGTON, DE 19801	N/A GENERAL	500.
FOOD BANK 14 GARFIELD WAY NEWARK, DE 19713	N/A GENERAL	200.
HABITAT FOR HUMANITY NCC 1920 HUTTON STREET WILMINGTON, DE 19802	N/A GENERAL	1,000.
LITTLE ITLAY NEIGHBORHOOD ASSOC 415 N.LINCOLN STREET WILMINGTON, DE 19805	N/A GENERAL	200.
LEUKEMIA & LYMPHOMA SOCIETY PO BOX 4072 PITTSFIELD, MA 01202	N/A GENERAL	100.
LITTLE SISTERS OF THE POOR 185 SALEM CHURCH ROAD NEWARK, DE 19713	N/A GENERAL	200.
MARY CAMPBELL CENTER 4641 WELDIN ROAD WILMINGTON, DE 19803	N/A GENERAL	1,000.
MEMORIAL SLOAN KETTERING 1275 YORK AVENUE NEW YORK, NY 10065	N/A GENERAL	100.

MINISTRY OF CARING 506 N. CHURCH STREET WILMINGTON, DE 19801	N/A GENERAL	500.
NATIONAL MULTIPLE SCLEROSIS PO BOX 4527 NEW YORK, NY 10163	N/A GENERAL	3,000.
NATIVITY PREP SCHOOL OF WILMINGTON 1515 LINDEN STREET WILMINGTON, DE 19805	N/A SCHOLARSHIP FUND	2,500.
NEMOURS SOCIETY 1600 ROCKLAND ROAD WILMINGTON, DE 19803	N/A GENERAL	200.
OPERATION WARM 1653 BRINTONS BRIDGE ROAD CHADDS FORD, PA 19317	N/A WINTER COATS FOR CHILDREN	200.
PADUA ACADEMY 905 N. BROOM STREET WILMINGTON, DE 19806	N/A SCHOLARSHIP FUND	9,000.
RONALD MCDONALD HOUSE 1901 ROCKLAND ROAD WILMINGTON, DE 19803	N/A GENERAL	500.
SALESIANUM SCHOOL 1801 N. BROOM ST WILMINGTON, DE 19802	N/A SCHOLARSHIP FUND	11,000.
ST. ANTHONY'S CHURCH NINTH AND DUPONT STREETS WILMINGTON, DE 19805	N/A GENERAL	40,000.
ST. ANTHONY'S IN THE HILLS 6742 LIMESTONE ROAD AVONDALE, PA 19311	N/A GENERAL	10,500.

## THE ANTHONY &amp; CATHERINE FUSCO FOUNDATION

82-0576303

ST. ANTHONY'S SCHOOL 9TH AND SCOTT STREETS WILMINGTON, DE 19805	N/A GENERAL	2,000.
ST. CATHERINE'S OF SIENNA 2503 CENTERVILLE ROAD WILMINGTON, DE 19808	N/A GENERAL	100.
ST. JUDES CHILDRENS RESEARCH 501 ST. JUDE PLACE MEMPHIS , TN 38105	N/A GENERAL	100.
TANCREDI COLON CANCER PREVENTION PO BOX 403 ODESSA, DE 19730	N/A GENERAL	1,000.
TRAC	N/A GENERAL	500.
URSULINE ACADEMY 1106 PENNSYLVANIA AVENUE WILMINGTON, DE 19806	N/A SCHOLARSHIP FUND	15,330.
THE ZEN STUDIES SOCIETY 223 BEECHER LAKE ROAD LIVINGSTON MANOR, NY 12758	N/A GENERAL	100.
YMCA STRONG KIDS CAMPAIGN WEST 10TH STREET WILMINGTON, DE 19801	N/A GENERAL	500.
AMERICAN CANCER ASSOCIATION PO BOX 22718 OKLAHOMA CITY, OK 73123	N/A 8/01/2008 CHECK VOIDED	<500.>
AMERICAN HEART ASSOCIATION 7272 GREENVILLE AVE DALLAS, TX 75231	N/A 8/01/2008 CHECK VOIDED	<1,000.>
TOTAL TO FORM 990-PF, PART XV, LINE 3A		112,630.

**Application for Extension of Time To File an  
Exempt Organization Return**

OMB No. 1545-1709

► File a separate application for each return.

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

Do not complete **Part II** unless you have already been granted an automatic 3-month extension on a previously filed Form 8868.**Part I Automatic 3-Month Extension of Time.** Only submit original (no copies needed).

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

Part I only ☐

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

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

Type or print  File by the due date for filing your return. See instructions.	Name of Exempt Organization	Employer identification number
	<b>THE ANTHONY &amp; CATHERINE FUSCO FOUNDATION</b>	<b>82-0576303</b>
	Number, street, and room or suite no. If a P.O. box, see instructions. <b>200 AIRPORT ROAD, P.O. BOX 665</b>	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. <b>NEW CASTLE, DE 19720</b>	

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

- |   |   |                                    |
|---|---|------------------------------------|
| <input type="checkbox"/> Form 990               | <input type="checkbox"/> Form 990-T (corporation)                 | <input type="checkbox"/> Form 4720 |
| <input type="checkbox"/> Form 990-BL            | <input type="checkbox"/> Form 990-T (sec. 401(a) or 408(a) trust) | <input type="checkbox"/> Form 5227 |
| <input type="checkbox"/> Form 990-EZ            | <input type="checkbox"/> Form 990-T (trust other than above)      | <input type="checkbox"/> Form 6069 |
| <input checked="" type="checkbox"/> Form 990-PF | <input type="checkbox"/> Form 1041-A                              | <input type="checkbox"/> Form 8870 |

**THOMAS SHOPA**

- The books are in the care of ►
- 270 PRESIDENTIAL DRIVE - WILMINGTON, DE 19807**

Telephone No. ► **302-656-5500**

FAX No. ►

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

- 1 I request an automatic 3-month (6-months for a corporation required to file Form 990-T) extension of time until **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 this tax year is for less than 12 months, check reason: ☐ Initial return ☐ Final return ☐ Change in accounting period

<b>3a</b> 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.	<b>3a</b>	\$	<b>368.</b>
<b>b</b> If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.	<b>3b</b>	\$	<b>2,424.</b>
<b>c</b> <b>Balance Due.</b> Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	<b>3c</b>	\$	<b>0.</b>

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

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

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