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 9/01 **, 2009, and ending** 8/31 **,** 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.

THE DIETRICH W. BOTSTIBER FOUNDATION
200 E. STATE STREET STE 306-A
MEDIA, PA 19063

A **Employer identification number** 23-7807828

B Telephone number (see the instructions) (610) 566-3375

C If exemption application is pending, check here ► ☐

D 1 Foreign organizations, check here ► ☐

2 Foreign organizations meeting the 85% test, check here and attach computation ► ☐

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, column (c), line 16)* ►$ 25,183,779.

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), and (d) may not necessarily equal the amounts in column (a) (see the instructions).)*

			(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 (att sch)	1,530.			
	2	Ck ► ☒ if the foundn is **not** req to att Sch B				
	3	Interest on savings and temporary cash investments	2,020.	2,020.	N/A	
	4	Dividends and interest from securities	588,539.	588,539.		
	5a	Gross rents				
	b	Net rental income or (loss)				
	6a	Net gain/(loss) from sale of assets not on line 10	-238,562.			
	b	Gross sales price for all assets on line 6a 3,029,406.				
	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/(loss) (att sch)				
	11	Other income (attach schedule) SEE STATEMENT 1	6.	6.		
	12	**Total.** Add lines 1 through 11	353,533.	590,565.		
OPERATING AND ADMINISTRATIVE EXPENSES	13	Compensation of officers, directors, trustees, etc	67,000.	19,250.		47,750.
	14	Other employee salaries and wages	33,578.	8,394.		25,184.
	15	Pension plans, employee benefits				
	16a	Legal fees (attach schedule) SEE ST 2	19,374.	9,687.		9,687.
	b	Accounting fees (attach sch) SEE ST 3	23,800.			23,800.
	c	Other prof fees (attach sch) SEE ST 4	139,721.	114,754.		24,967.
	17	Interest				
	18	Taxes (attach schedule)(see instr) SEE STM 5	11,289.	11,289.		
	19	Depreciation (attach sch) and depletion	1,095.			
	20	Occupancy				
	21	Travel, conferences, and meetings	10,645.			10,645.
	22	Printing and publications				
	23	Other expenses (attach schedule) SEE STATEMENT 6	38,684.	473.		37,711.
	24	**Total operating and administrative expenses.** Add lines 13 through 23	345,186.	163,847.		179,744.
	25	Contributions, gifts, grants paid PART XV	927,676.			927,676.
	26	**Total expenses and disbursements.** Add lines 24 and 25	1,272,862.	163,847.		1,107,420.
	27	Subtract line 26 from line 12:				
	a	**Excess of revenue over expenses and disbursements**	-919,329.			
	b	**Net investment income** (if negative, enter -0-)		426,718.		
	c	**Adjusted net income** (if negative, enter -0-)				

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		Part II **Balance Sheets** Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)	Beginning of year	End of year	
			(a) Book Value	**(b)** Book Value	**(c)** Fair Market Value
ASSETS	1	Cash – non-interest-bearing			
	2	Savings and temporary cash investments	1,800,851.	946,650.	946,650.
	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 (attach schedule) (see the instructions)			
	7	Other notes and loans receivable (attach sch) ►			
		Less allowance for doubtful accounts ►			
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges		4,009.	4,009.
	10a	Investments – U.S. and state government obligations (attach schedule)			
	b	Investments – corporate stock (attach schedule) STATEMENT 7	3,506,300.	4,418,206.	4,418,206.
	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) STATEMENT 8	19,615,023.	19,808,909.	19,808,909.
	14	Land, buildings, and equipment: basis ► 9,273.			
		Less: accumulated depreciation (attach schedule) SEE STMT 9 ► 3,268.	2,239.	6,005.	6,005.
	15	Other assets (describe ►)			
	16	**Total assets** (to be completed by all filers – see instructions Also, see page 1, item I)	24,924,413.	25,183,779.	25,183,779.
LIABILITIES	17	Accounts payable and accrued expenses			
	18	Grants payable			
	19	Deferred revenue			
	20	Loans from officers, directors, trustees, & 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	24,924,413.	25,183,779.	
	25	Temporarily restricted			
	26	Permanently restricted			
		Foundations that do not follow SFAS 117, check here ► ☐ and complete lines 27 through 31.			
	27	Capital stock, trust principal, or current funds			
	28	Paid-in or capital surplus, or land, building, and equipment fund			
	29	Retained earnings, accumulated income, endowment, or other funds			
	30	**Total net assets or fund balances** (see the instructions)	24,924,413.	25,183,779.	
	31	**Total liabilities and net assets/fund balances** (see the instructions)	24,924,413.	25,183,779.	

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	24,924,413.
2	Enter amount from Part I, line 27a	2	-919,329.
3	Other increases not included in line 2 (itemize) ► SEE STATEMENT 10	3	1,178,695.
4	Add lines 1, 2, and 3	4	25,183,779.
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	25,183,779.

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 shares MLC Company)	**(b)** How acquired P — Purchase D — Donation	**(c)** Date acquired (month, day, year)	**(d)** Date sold (month, day, year)
1a	PUBLICLY TRADED SECURITIES	P	VARIOUS	VARIOUS
b	THE COMMUNICATIONS FUND PER K-1	P	VARIOUS	VARIOUS
c	PRIVATE SELECTION FUND II LP PER K-1	P	VARIOUS	VARIOUS
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	3,029,406.		3,248,903.	-219,497.
b			15,238.	-15,238.
c			3,827.	-3,827.
d				
e				

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

	(i) Fair Market Value as of 12/31/69	**(j)** Adjusted basis as of 12/31/69	**(k)** Excess of column (i) over column (j), if any	**(l)** Gains (Column (h) gain minus column (k), but not less than -0-) or Losses (from column (h))
a				-219,497.
b				-15,238.
c				-3,827.
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	-238,562.
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 beginning in)	**(b)** Adjusted qualifying distributions	**(c)** Net value of noncharitable-use assets	**(d)** Distribution ratio (column (b) divided by column (c))
2008	1,540,574.	22,175,225.	0.069473
2007	1,542,433.	31,761,493.	0.048563
2006	1,446,043.	31,821,552.	0.045442
2005	581,960.	29,612,398.	0.019653
2004	319,836.	20,180,544.	0.015849

2	**Total** of line 1, column (d)	2	0.198980
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	0.039796
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	25,897,687.
5	Multiply line 4 by line 3	5	1,030,624.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	4,267.
7	Add lines 5 and 6	7	1,034,891.
8	Enter qualifying distributions from Part XII, line 4	8	1,107,420.

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)

1 a	Exempt operating foundations described in section 4940(d)(2), check here ► ☐ and enter 'N/A' on line 1. Date of ruling or determination letter. ________ **(attach copy of letter if necessary - see instr.)**				
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ► ☒ and enter 1% of Part I, line 27b			1	4,267.
c	All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, column (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	4,267.
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	4,267.
6	Credits/Payments				
a	2009 estimated tax pmts and 2008 overpayment credited to 2009	6a	12,481.		
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	12,481.
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	0.
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ►			10	8,214.
11	Enter the amount of line 10 to be: **Credited to 2010 estimated tax** ► 8,214. **Refunded** ►			11	0.

Part VII-A Statements Regarding Activities

			Yes	No
1 a	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 year? *If 'Yes,' complete Part II, column (c), and Part XV*	7	X	
8a	Enter the states to which the foundation reports or with which it is registered (see the instructions) ► PA			
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 the 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	X	

Website address ► WWW.BOTSTIBER.ORG

14 The books are in care of ► TERRANCE KLINE, ADMINISTRATOR Telephone no ► (610) 566-3375

Located at ► 200 E. STATE STREET STE 306-A MEDIA PA ZIP + 4 ► 19063

15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of **Form 1041** – Check here N/A ► ☐

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
1 a	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)?		1 b	N/A	
	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?		1 c		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	N/A	
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	N/A	
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 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? ☐ **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** N/A

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 instructions).

(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
DOROTHY BOYLAN C/O 200 E. STATE ST., STE. 308 MEDIA, PA 19063	CO-TRUSTEE 1.00	5,000.	0.	0.
TERRANCE KLINE C/O 200 E. STATE ST., STE 308 MEDIA, PA 19063	CO-TRUSTEE 1.00	5,000.	0.	0.
TERRANCE KLINE C/O 200 E. STATE ST., STE 308 MEDIA, PA 19063	ADMINISTRATO 20.00	57,000.	0.	0.

2 Compensation of five highest-paid employees (other than those included on line 1 — see instructions). 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

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 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 ►		0

Part IX-A Summary of Direct Charitable Activities

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

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

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2.	Amount
1 N/A	
2	
All other program-related investments. See instructions. 3	
Total. Add lines 1 through 3 ►	0.

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	24,534,140.
b Average of monthly cash balances			1b	1,757,928.
c Fair market value of all other assets (see instructions)			1c	
d **Total** (add lines 1a, b, and c)			1d	26,292,068.
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	26,292,068.
4 Cash deemed held for charitable activities. Enter 1-1/2% of line 3 (for greater amount, see instructions)			4	394,381.
5 **Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4			5	25,897,687.
6 **Minimum investment return.** Enter 5% of line 5			6	1,294,884.

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	1,294,884.
2a Tax on investment income for 2009 from Part VI, line 5	2a	4,267.		
b Income tax for 2009 (This does not include the tax from Part VI.)	2b			
c Add lines 2a and 2b			2c	4,267.
3 Distributable amount before adjustments Subtract line 2c from line 1			3	1,290,617.
4 Recoveries of amounts treated as qualifying distributions			4	
5 Add lines 3 and 4			5	1,290,617.
6 Deduction from distributable amount (see instructions)			6	
7 **Distributable amount** as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1			7	1,290,617.

Part XII Qualifying Distributions (see instructions)

1 Amounts paid (including administrative expenses) to accomplish charitable, etc, purposes.		
a Expenses, contributions, gifts, etc – total from Part I, column (d), line 26	1a	1,107,420.
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	1,107,420.
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 instructions)	5	4,267.
6 **Adjusted qualifying distributions.** Subtract line 5 from line 4	6	1,103,153.

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 instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				1,290,617.
2 Undistributed income, if any, as of the end of 2009.				
a Enter amount for 2008 only			1,065,656.	
b Total for prior years: 20___, 20___, 20___		0.		
3 Excess distributions carryover, if any, to 2009.				
a From 2004				
b From 2005				
c From 2006				
d From 2007				
e From 2008				
f **Total** of lines 3a through e	0.			
4 Qualifying distributions for 2009 from Part XII, line 4. ► $ 1,107,420.				
a Applied to 2008, but not more than line 2a			1,065,656.	
b Applied to undistributed income of prior years (Election required – see instructions)		0.		
c Treated as distributions out of corpus (Election required – see instructions)	0.			
d Applied to 2009 distributable amount				41,764.
e Remaining amount distributed out of corpus	0.			
5 Excess distributions carryover applied to 2009 *(If an amount appears in column (d), the same amount must be shown in column (a))*	0.			0.
6 **Enter the net total of each column as indicated below:**				
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5	0.			
b Prior years' undistributed income. Subtract line 4b from line 2b		0.		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		0.		
d Subtract line 6c from line 6b. Taxable amount – see instructions		0.		
e Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount – see instructions			0.	
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1. This amount must be distributed in 2010				1,248,853.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)	0.			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see instructions)	0.			
9 **Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a	0.			
10 Analysis of line 9				
a Excess from 2005				
b Excess from 2006				
c Excess from 2007				
d Excess from 2008				
e Excess from 2009				

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

1 a 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 ▶

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**
2 a 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 of exempt activities .					
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 minimum 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 organization had $5,000 or more in assets at any time during the year – see 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 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 STATEMENT 11				
Total ► **3a**				927,676.
b *Approved for future payment*				
Total ► **3b**				

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.	Unrelated business income		Excluded by section 512, 513, or 514		
	(a) Business code	**(b)** Amount	**(c)** Exclusion code	**(d)** Amount	**(e)** Related or exempt function income (see the instructions)
1 Program service revenue:					
a					
b					
c					
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments			14	2,020.	
4 Dividends and interest from securities			14	588,539.	
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			1	-219,497.	-19,065.
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue:					
a ROYALTY			15	6.	
b					
c					
d					
e					
12 Subtotal. Add columns (b), (d), and (e)				371,068.	-19,065.

13 **Total.** Add line 12, columns (b), (d), and (e) **13** 352,003.

(See worksheet in the instructions for line 13 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.)
N/A	

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	1 a (1)		X
(2) Other assets	1 a (2)		X
b Other transactions:			
(1) Sales of assets to a noncharitable exempt organization	1 b (1)		X
(2) Purchases of assets from a noncharitable exempt organization	1 b (2)		X
(3) Rental of facilities, equipment, or other assets	1 b (3)		X
(4) Reimbursement arrangements	1 b (4)		X
(5) Loans or loan guarantees	1 b (5)		X
(6) Performance of services or membership or fundraising solicitations	1 b (6)		X
c Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1 c		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
N/A			

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
N/A		

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.

▶ Signature of officer or trustee | Date 7-8-2011 | ▶ ADMINISTRATOR/TTEE Title

Paid Preparer's Use Only

Preparer's signature ▶		Date 7/8/11	Check if self-employed ▶ ☒	Preparer's identifying number (See **Signature** in the instrs) N/A
Firm's name (or yours if self-employed), address, and ZIP code ▶	LESLIE F. KURTAS, CPA		EIN ▶ N/A	
	1106 WELLESLEY TR.			
	WEST CHESTER, PA 19382-6681		Phone no ▶ (610) 640-0566	

STATEMENT 1
FORM 990-PF, PART I, LINE 11
OTHER INCOME

	(A) REVENUE PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME
ROYALTY	$ 6.	$ 6.	
TOTAL	$ 6.	$ 6.	$ 0.

STATEMENT 2
FORM 990-PF, PART I, LINE 16A
LEGAL FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
LEGAL FEES	$ 19,374.	$ 9,687.		$ 9,687.
TOTAL	$ 19,374.	$ 9,687.		$ 9,687.

STATEMENT 3
FORM 990-PF, PART I, LINE 16B
ACCOUNTING FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ACCOUNTING FEES	$ 23,800.			$ 23,800.
TOTAL	$ 23,800.	$ 0.		$ 23,800.

STATEMENT 4
FORM 990-PF, PART I, LINE 16C
OTHER PROFESSIONAL FEES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
CONSULTING	$ 24,967.			$ 24,967.
INVESTMENT BROKERS FEES	84,455.	$ 84,455.		
INVESTMENT K-1 FEES	30,299.	30,299.		
TOTAL	$ 139,721.	$ 114,754.		$ 24,967.

STATEMENT 5
FORM 990-PF, PART I, LINE 18
TAXES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
FOREIGN TAX WITHHELD ON INVESTMENTS	$ 11,289.	$ 11,289.		
TOTAL	$ 11,289.	$ 11,289.		$ 0.

STATEMENT 6
FORM 990-PF, PART I, LINE 23
OTHER EXPENSES

	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ADMINISTRATIVE	$ 5,394.	$ 473.		$ 4,921.
BANK CHARGES	200.			200.
BOARD MEETING EXP	162.			162.
DUES - COUNCIL ON FOUNDATIONS	500.			
EDUCATION	112.			112.
INSURANCE	2,257.			2,257.
POSTAGE	437.			437.
PROGRAM COMMITTEE	9,737.			9,737.
PROGRAM EVENTS	16,209.			16,209.
RENTAL EXPENSES	3,676.			3,676.
TOTAL	$ 38,684.	$ 473.		$ 37,711.

STATEMENT 7
FORM 990-PF, PART II, LINE 10B
INVESTMENTS - CORPORATE STOCKS

CORPORATE STOCKS	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
CORPORATE STOCK-SEE ATTACHMENT	MKT VAL	$ 4,418,206.	$ 4,418,206.
	TOTAL	$ 4,418,206.	$ 4,418,206.

STATEMENT 8
FORM 990-PF, PART II, LINE 13
INVESTMENTS - OTHER

OTHER INVESTMENTS	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
INVESTMENTS OTHER-SEE ATTACHMENT	MKT VAL	$ 19,808,909.	$ 19,808,909.
	TOTAL	$ 19,808,909.	$ 19,808,909.

STATEMENT 9
FORM 990-PF, PART II, LINE 14
LAND, BUILDINGS, AND EQUIPMENT

CATEGORY	BASIS	ACCUM. DEPREC.	BOOK VALUE	FAIR MARKET VALUE
FURNITURE AND FIXTURES	$ 5,104.	$ 906.	$ 4,198.	$ 4,198.
MACHINERY AND EQUIPMENT	3,957	2,166.	1,791	1,791
MISCELLANEOUS	212.	196.	16.	16.
TOTAL	$ 9,273.	$ 3,268.	$ 6,005.	$ 6,005.

STATEMENT 10
FORM 990-PF, PART III, LINE 3
OTHER INCREASES

UNREALIZED GAINS	$ 1,178,695.
TOTAL	$ 1,178,695.

STATEMENT 11
FORM 990-PF, PART XV, LINE 3A
RECIPIENT PAID DURING THE YEAR

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND-ATION STATUS	PURPOSE OF GRANT	AMOUNT
DELAWARE VALLEY SCIENCE FAIRS INC 3141 CHESTNUT ST PHILADELPHIA, PA 19104	N/A	PUBLIC	SEE ATTACHED STATEMENT	$ 18,000.
LEHIGH UNIVERSITY 27 MEMORIAL DRIVE WEST BETHLEHEM, PA 18015	N/A	PUBLIC	SEE ATTACHED STATEMENT	423,383.
CARE USA PO BOX 1871 MERRIFIELD, VA 22116	N/A	PUBLIC	SEE ATTACHED STATEMENT	283,998.
AUSTRIAN CULTURAL FORUM 11 EAST 52ND STREET NEW YORK, NY 10022	N/A	GOVT	SEE ATTACHED STATEMENT	20,000.
UNIVERSITY OF MICHIGAN 3003 SOUTH STATE ST STE 1054 ANN ARBOR, MI 48109	N/A	PUBLIC	SEE ATTACHED STATEMENT	25,000.
CAMPAIGN DIGITAL INC 1455 PENNSYLVANIA AVE NW STE 400 WASHINGTON , DC 20004	N/A	OTHER	SEE ATTACHED STATEMENT	16,000.

STATEMENT 11 (CONTINUED)
FORM 990-PF, PART XV, LINE 3A
RECIPIENT PAID DURING THE YEAR

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND- ATION STATUS	PURPOSE OF GRANT	AMOUNT
ST JOSEPH'S UNIVERSITY 6500 CITY AVE. PHILADELPHIA, PA 19131	N/A	PUBLIC	SEE ATTACHED STATEMENT	$ 5,231.
COUNCIL ON FOUNDATIONS 2121 CRYSTAL DRIVE STE 700 ARLINGTON, VA 22202	N/A	PUBLIC	DUES ALLOCATED TO QUALIFIED CHARITABLE PURPOSES	3,110.
RUDOLPH AGSTNER FEDERAL MINISTRY FOR EUROPEAN & INT 1014 WIEN, AUSTRIA	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	4,000.
JOSEPH CAMPBELL UNIVERSITY OF PENNA PHILADELPHIA, PA 19104	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	5,000.
VINCENT KLING LA SALLE UNIVERSITY PHILADELPHIA, PA 19141	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	6,401.
THOMAS KOENIG 1150 VIENNA, AUSTRIA	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	12,500.
JOHN MCCUSKER HENDERSONVILLE, NC 28791	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	4,800.
FATIMA NAQVI THE STATE UNIVERSITY OF NJ RUTGER NEW BRUNSWICK, NJ 08901	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	2,600.
ANNA PIOTROWSKA JAGIELLONIAN UNIVERSITY 31-033 KRAKOW, POLAND	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	12,000.
PETER ROEHSLER 1040 VIENNA, AUSTRIA	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	18,850.
GERALD SOMMER LITERARISCHES COLLOQUIUM BERLIN 14109 BERLIN, GERMANY	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	16,500.
KATJA STUCKATZ STATE COLLEGE, PA 16801	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	20,000.
KIA THURMAN UNIVERSITY OF ROCHESTER ROCHESTER, NY 14627	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	5,303.

STATEMENT 11 (CONTINUED)
FORM 990-PF, PART XV, LINE 3A
RECIPIENT PAID DURING THE YEAR

NAME AND ADDRESS	DONEE RELATIONSHIP	FOUND-ATION STATUS	PURPOSE OF GRANT	AMOUNT
RONALD PATRICK VAUGHAN A-3303 GABITZ, AUSTRIA	N/A	INDIVIDUA	SEE ATTACHED STATEMENT	$ 25,000.
			TOTAL	$ 927,676.

Statement on Travel, Conferences and Meetings
Part 1, Line 21

The Foundation's travel, conference and meeting expenses are nearly all attributable to program expenses, such as the Botstiber Scholars Conference, the Annual Meeting of the Board of Advisors of the Botstiber Institute for Austrian-American Studies and the Foundation's humanitarian program in Myanmar.

Statement 13
Form 990-PF, Part XV, Line 3A
Recipient Paid During Year

Purpose of Grants

BOTSTIBER SCHOLARS PROGRAM AT LEHIGH UNIVERSITY:

The Foundation provided funds for tuition, room and board, and expenses for eleven international students who studied at Lehigh University in the Botstiber Scholars Program. The Botstiber Scholars Program fosters Dietrich Botstiber's mandate to provide scholarships in science, technology and commerce to talented individuals of good moral character. For more information on the Botstiber Scholars Program, please visit www.botstiber.org.

BOTSTIBER FUND FOR FOOD SECURITY ADMINISTERED BY CARE:

In connection with its humanitarian mission which currently focuses on health and food security issues in Myanmar, the Foundation distributed funds to CARE USA to support the second year of a five-year Lashio Integrated Food Security and Environmentally Friendly Project in Lashio, which is situated in the northern Shan State of Myanmar. For more information on the Botstiber Fund for Food Security, please visit www.botstiber.org.

BOTSTIBER INSTITUTE FOR AUSTRIAN-AMERICAN STUDIES:

Pursuant to procedures approved by the Internal Revenue Service, the Botstiber Institute for Austrian-American Studies made grants to the following organizations and individuals to promote and understanding of the historic relationship between the United States and Austria: Austrian Cultural Forum, New York, New York; the University of Michigan, Ann Arbor, Michigan; Campaign Digital, Inc., Washington, D.C; Rudolph Agstner, Vienna, Austria; Joseph Campbell, Philadelphia, Pennsylvania; Vincent Kling, Philadelphia, Pennsylvania; Thomas Koenig, Vienna, Austria; John McCusker, Hendersonville, North Carolina; Fatima Naqvi, New Brunswick, New Jersey; Anna Piotrowska, Krakow, Poland; Peter Roehsler, Vienna, Austria; Gerald Sommer, Berlin, Germany; Katja Stuckatz, State College, Pennsylvania; Kia Thurman, Rochester, New York; Ronald Vaughan, Gabitz, Austria. For more information about the Botstiber Institute, please visit www.botstiber.org.

DELAWARE VALLEY SCIENCE FAIRS, INC:

The Foundation provided a four-year, $8000 scholarship to a student selected by the Delaware Valley Science Fairs, and also donated $10,000 to the Science Fairs for general operating expenses.

BOTSTIBER FUND TO PREVENT CRUELTY TO ANIMALS:

The Foundation provided a grant of $5,231 to St. Joseph's University for the creation of three fully-outfitted housing tanks for turtles rescued from inhumane treatment in Philadelphia's Chinatown.

THE DIETRICH W. BOTSTIBER FOUNDATION
EIN # 23-7807828
2009 FORM 990-PF
PART II, LINE 10B -CORPORATE STOCK

SECURITY NAME	SHARES	MARKET VALUE
ABBOTT LABORATORIES	720	35,525
ADOBE SYSTEMS INC	750	20,775
AEROPOSTALE INC	1060	22,578
AMEREN CORP	1460	40,982
AQUA AMERICA INC	1480	29,422
B J S WHOLESALE CLUB INC	1,010	42,380
BAKER HUGHES INC	940	35,325
BAXTER INTERNATIONAL INC	400	17,020
BOSTON SCIENTIFIC CORP	2,010	10,432
CONAGRA FOODS INC	1,350	29,147
CONSOLIDATED EDISON INC	720	34,222
CONSTELLATION BRAND CL ACLASS A	3,400	56,644
CORINTHIAN COLLEGES INC	396	1,932
DREAMWORKS ANIMATION INC	810	24,000
EBAY INC	1560	36,239
FIRST NIAGARA FINL NEW	1900	21,451
FLOWERS FOODS INC	930	24,031
GAMESTOP CORP CL NEW X	1610	28,867
GOOGLE INC CLASS A	450	34,652
HAIN CELESTIAL GROUP INC	760	16,978
HARMONY GLD MNG SP ADR FSPONSORED ADR	2230	22,701
INTEL	1220	21,551
KELLOGG COMPANY	470	23,350
KINETIC CONCEPTS INC	990	31,601
LINDSAY CORPORATION	310	11,430
METROPCS COMMUNICATIONS	1,170	10,460
MONSANTO CO NEW DEL	530	27,905
NUTRI SYSTEM INC	550	9,659
PEPSICO INCORPORATED	330	21,179
PFIZER INCORPORATED	3730	59,344
RESEARCH IN MOTION LTD F	630	26,989
TALISMAN ENERGY INC F	1,220	19,130
TESORO CORPORATION T	1,930	21,670
TEXAS INSTRUMENTS INC	1170	26,933
WAL-MART STORES	1170	22,814
ZIMMER HOLDINGS INC	660	31,132
A T & T INC NEW	4450	120,284
ABB LTD ADR F SPONSORED ADR	3,380	65,471
AMGEN INCORPORATED	1,790	91,362
BUNGE LIMITED F	1160	61,480
DEAN FOODS CO NEW	4,730	48,341

THE DIETRICH W. BOTSTIBER FOUNDATION
EIN # 23-7807828
2009 FORM 990-PF
PART II, LINE 10B -CORPORATE STOCK

SECURITY NAME	**SHARES**	**MARKET VALUE**
DISNEY WALT CO	1,560	50,762
DUKE ENERGY CORP NEW	5,120	87,962
ELECTRONIC ARTS INC	4710	71,733
FOREST LABORATORIES INC	2,240	61,130
FRESH DEL MONTE PRODUCEF	3,730	81,948
GLAXOSMITHKLINE PLC ADRFSPONSORED ADR	1,560	58,344
GOLD FIELDS LTD NEW ADRF SPONSORED ADR	4,070	57,306
HERSHEY COMPANY	1,770	82,252
KBR INC	1,550	35,976
KRAFT FOODS INC	2,720	83,449
LILLY ELI & COMPANY .	2,330	78,265
MEMC ELECTRNC MATERIALS	8,510	87,568
MICROSOFT CORP	4,650	109,112
MOSAIC COMPANY	1230	72,152
NOKIA CORP SPON ADR FI ADR REP / NOKIA CORPS	3,250	27,820
PEOPLES UNITED FINL INC	5,560	70,612
PHILIP MORRIS INTL INC	1,920	98,611
PPL CORP	3,240	87,998
PROCTER & GAMBLE	1350	80,555
RALCORP HOLDINGS INC NEW	1970	117,511
SMITHFIELD FOODS INC X	5,450	87,909
TELECOM CP N Z SPON ADRFSPONSORED	6,690	47,098
THE SOUTHERN COMPANY	3,200	117,408
VALERO ENERGY CORP NEW	2160	34,063
WENDYS ARBYS GROUP INC	20,040	78,356
AMCOR LTD ADR NEW -USD-	683	16,290
ASTELLAS PHARMA INC	697	23,886
BG GROUP PLC SPON ADR	354	28,426
BP PLC SPONS ADR	840	29,257
BANCO SANTANDER SA	1962	22,936
BAYER A G SPONSORED ADR	175	10,647
BOC HONG KONG HLDGS SPONS	166	8,722
CANON INC ADR	1,089	44,551
CARREFOUR SA UNSPON ADR	2,692	24,174
DEUTSCHE TELEKOM AG SP ADR	3,015	39,436
ENI SP A SPONSORED ADR	160	6,344
FOSTERS GROUP LTD NEWSPONS ADR	4,437	23,694
FRANCE TELECOM SA SPON ADR	1,300	26,390
GLAXOSMITHKLINE PLC ADRFSPONSORED ADR	1,400	52,360
HONG-KONG ELECTRIC HLDGS SPONS ADR	3,584	21,468
IBERDRO LAADR	1242	34,838

THE DIETRICH W. BOTSTIBER FOUNDATION
EIN # 23-7807828
2009 FORM 990-PF
PART II, LINE 10B -CORPORATE STOCK

SECURITY NAME	**SHARES**	**MARKET VALUE**
ING GROEP NV SPONS ADR	2,539	22,546
KAO CORP-JPY SPONS ADR	1790	41,439
NATIONAL GRID PLCGBP SPONS ADR NEW	357	15,055
NIPPON TEL & TEL SPON ADR	736	15,853
NOVARTIS AG ADR	1,042	54,695
REED ELSEVIER NV	1,052	25,006
ROYAL DUTCH SHELL PLC ADRCL A	693	36,764
RWE AG SPONS ADR -USD	567	37,025
SANOFI-AVENTIS SPONS ADR	1144	32,730
SASOL LTD SPONS ADR X	528	19,961
SEVEN & I HLDGS CO LTD-JPY	620	28,179
SIEMENS A G SPONS ADR	244	22,089
SINGAPORE TELECOMMUNICATION SPON	1329	30,102
SOCIETE GENERALE SPON ADR	2,558	26,092
TAIWAN SEMICONDUCTOR MFG CO LTD ADR	2,780	26,132
TAKEDA PHARMACEUTICAL CO LTD-JPY	1,529	35,075
TELECOM CP N Z SPON ADRFSPONSORED ADR 1 ADR REP	1,524	10,729
TELEFONICA S.A. SPON ADR	745	49,550
TELSTRA LTD SPONS ADR	2,394	29,374
TOKIO MARINE HLDGS INC	1,307	34,662
TOTAL S.A SPONS ADR	920	42,918
TOYOTA MOTOR CORP ADR	385	26,118
UNILEVER PLC SPONS ADR NEW	1,947	51,712
UNITED OVERSEAS BANK LTD SPONS ADR	748	20,645
VINCI SA ADR	980	10,790
VODAFONE GROUP PLC SPONS ADR	1506	36,445
ZURICH FINCL SVCS SPON ADR	890	19,820
TOTAL		4,418,213

THE DIETRICH W. BOTSTIBER FOUNDATION
EIN # 23-7807828
2009 FORM 990-PF
PART II, LINE 13 -INVESTMENTS-OTHER

SECURITY NAME	**SHARES**	**MARKET VALUE**
ANNALY CAPITAL MGMT	5,420 000	94,200
CALAMOS GROWTH ED CL A	23,195.352	987,658
COMMUNICATIONS FUND 1 L.P.	1,000,000	430,405
DAVIS NEW YORK VENTURE FD	14,844.281	429,593
EATON VANCE LARGE-CAP VALUE FUND CLA..	60,341 751	944,538
FIDELITY ADVISOR LEVERAGED COMPANY S.	17,027.711	447,488
FIDELITY ADVISOR NEW INSIGHTSFUND CL A	32,096.917	533,130
HARTFORD CAPITAL APPRECIATIONFUND CL.	34,775.173	992,136
LOOMIS SAYLES STRATEGIC INCOME FUND..	65,049.394	928,255
PRIVATE SELECTION FUND 2 L.P	1,000,000	318,646
TEMPLETON GLOBAL BOND FUND CLASS A	74,815 437	991,305
VANGUARD STRATEGIC EQUITY FUND	16,758 383	246,013
VANGUARD CAPITAL OPPORTUNITY FUND ADM	3,021.676	185,652
VANGUARD EXPLORER FUND ADMIRAL	3,955.236	207,175
VANGUARD GROWTH EQUITY FUND	20,771.288	183,618
VANGUARD INTERNATIONAL GROWTH FD ADM	4,350.025	225,375
VANGUARD INTERNATIONAL VALUE FD	7,621 370	213,551
VANGUARD PRIMECAP FUND ADM	11,718.84	672,661
VANGUARD SELECTED VALUE FUND	6,682.025	104,841
VANGUARD TOTAL INTERNATIONAL STOCK INDEX FD	144,567.034	1,957,438
VANGUARD TOTAL STOCK MARKET INDEX FUND ADM	160,841.75	4,196,361
VANGUARD U S GROWTH FUND ADM	3,893.548	148,734
VANGUARD WINDSOR II FUND ADM	27,579 807	1,060,719
VANGUARD INTER-TERM INVEST-GR ADM	97,008 435	1,003,067
VANGUARD SHORT-TERM INVEST-GR ADM	65,694 209	712,782
VANGUARD TOTAL BOND MKT LNDX	146,064 976	1,593,569
Total		19,808,910

Form **4562**

Department of the Treasury
Internal Revenue Service (99)

Depreciation and Amortization
(Including Information on Listed Property)

► See separate instructions. ► Attach to your tax return.

OMB No 1545-0172

2009

Attachment Sequence No **67**

Name(s) shown on return: THE DIETRICH W. BOTSTIBER FOUNDATION

Identifying number: 23-7807828

Business or activity to which this form relates: FORM 990/990-PF

Part I **Election To Expense Certain Property Under Section 179**

Note: *If you have any listed property, complete Part V before you complete Part I.*

1	Maximum amount. See the instructions for a higher limit for certain businesses	1	$250,000.
2	Total cost of section 179 property placed in service (see instructions)	2	
3	Threshold cost of section 179 property before reduction in limitation (see instructions)	3	$800,000.
4	Reduction in limitation. Subtract line 3 from line 2 If zero or less, enter -0-	4	
5	Dollar limitation for tax year. Subtract line 4 from line 1 If zero or less, enter -0-. If married filing separately, see instructions	5	

6 (a) Description of property	(b) Cost (business use only)	(c) Elected cost

7	Listed property Enter the amount from line 29	7	
8	Total elected cost of section 179 property. Add amounts in column (c), lines 6 and 7	8	
9	Tentative deduction Enter the **smaller** of line 5 or line 8	9	
10	Carryover of disallowed deduction from line 13 of your 2008 Form 4562	10	
11	Business income limitation Enter the smaller of business income (not less than zero) or line 5 (see instrs)	11	
12	Section 179 expense deduction Add lines 9 and 10, but do not enter more than line 11	12	
13	Carryover of disallowed deduction to 2010. Add lines 9 and 10, less line 12 ►	13	

Note: *Do not use Part II or Part III below for listed property. Instead, use Part V*

Part II **Special Depreciation Allowance and Other Depreciation** (**Do not** include listed property.) (See instructions.)

14	Special depreciation allowance for qualified property (other than listed property) placed in service during the tax year (see instructions)	14	
15	Property subject to section 168(f)(1) election	15	
16	Other depreciation (including ACRS)	16	

Part III **MACRS Depreciation** (**Do not** include listed property.) (See instructions)

Section A

17	MACRS deductions for assets placed in service in tax years beginning before 2009	17	816.
18	If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here ► ☐		

Section B — Assets Placed in Service During 2009 Tax Year Using the General Depreciation System

(a) Classification of property	(b) Month and year placed in service	(c) Basis for depreciation (business/investment use only — see instructions)	(d) Recovery period	(e) Convention	(f) Method	(g) Depreciation deduction
19a 3-year property						
b 5-year property		1,084.	5	MQ	200DB	121.
c 7-year property		3,777.	7	MQ	200DB	158.
d 10-year property						
e 15-year property						
f 20-year property						
g 25-year property			25 yrs		S/L	
h Residential rental property			27.5 yrs	MM	S/L	
			27.5 yrs	MM	S/L	
i Nonresidential real property			39 yrs	MM	S/L	
				MM	S/L	

Section C — Assets Placed in Service During 2009 Tax Year Using the Alternative Depreciation System

20a Class life					S/L	
b 12-year			12 yrs		S/L	
c 40-year			40 yrs	MM	S/L	

Part IV **Summary** (See instructions.)

21	Listed property. Enter amount from line 28	21	
22	**Total.** Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21. Enter here and on the appropriate lines of your return. Partnerships and S corporations — see instructions	22	1,095.
23	For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs	23	

BAA For Paperwork Reduction Act Notice, see separate instructions. FDIZ0812L 07/07/09 Form **4562** (2009)

Form **8868**
(Rev April 2009)
Department of the Treasury
Internal Revenue Service

Application for Extension of Time To File an Exempt Organization Return

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

OMB No 1545-1709

- 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

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

A corporation required to file Form 990-T and requesting an automatic 6-month extension – check this box and complete Part I only ► ☐

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

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

Type or print

File by the due date for filing your return See instructions

Name of Exempt Organization: THE DIETRICH W. BOTSTIBER FOUNDATION

Employer identification number: 23-7807828

Number, street, and room or suite number If a P O box, see instructions: 200 E. STATE STREET STE 306-A

City, town or post office, state, and ZIP code For a foreign address, see instructions: MEDIA, PA 19063

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

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

- The books are in the care of ► TERRANCE KLINE, ADMINISTRATOR

Telephone No. ► (610) 566-3375 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 4/15, 20 11, to file the exempt organization return for the organization named above. The extension is for the organization's return for:

► ☐ calendar year 20___ or
► ☒ tax year beginning 9/01, 20 09, and ending 8/31, 20 10.

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

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits See instructions	**3a**	$ 4,267.
b If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit	**3b**	$ 12,481.
c Balance Due. Subtract line 3b from line 3a Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System) See instructions	**3c**	$ 0.

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

BAA For Privacy Act and Paperwork Reduction Act Notice, see instructions. Form **8868** (Rev. 4-2009)

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

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

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

Part II Additional (Not Automatic) 3-Month Extension of Time. Only file the original (no copies needed).

Type or print

File by the extended due date for filing the return. See instructions

Name of Exempt Organization: THE DIETRICH W. BOTSTIBER FOUNDATION

Employer identification number: 23-7807828

Number, street, and room or suite number If a P O box, see instructions: 200 E. STATE STREET STE 306-A

For IRS use only

City, town or post office, state, and ZIP code For a foreign address, see instructions: MEDIA, PA 19063

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

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

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

- The books are in care of ► TERRANCE KLINE, ADMINISTRATOR
  Telephone No ► (610) 566-3375 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 is for.

4 I request an additional 3-month extension of time until 7/15, 20 11

5 For calendar year ____ , or other tax year beginning 9/01, 20 09, and ending 8/31, 20 10

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

7 State in detail why you need the extension TAXPAYER RESPECTFULLY REQUESTS ADDITIONAL TIME TO GATHER INFORMATION NECESSARY TO FILE A COMPLETE AND ACCURATE TAX RETURN.

8a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions	8a	$ 4,512.
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868	8b	$ 12,481.
c Balance Due. Subtract line 8b from line 8a Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instrs	8c	$ 0.

Signature and Verification

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

Signature ► Title ► CPA Date ► 4/12/11