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

**2009**

Department of the Treasury  
Internal Revenue Service

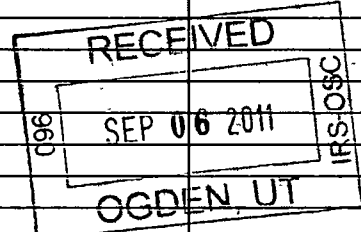
Note. The foundation may be able to use a copy of this return to satisfy state reporting requirements.

For calendar year 2009, or tax year beginning **DEC 1, 2009**, and ending **NOV 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 DAVID S. HOWE FOUNDATION</b>	A Employer identification number <b>13-4010543</b>
	C/O <b>MICHAEL I. THALER, CPA</b>	B Telephone number <b>5169385219</b>
	Number and street (or P O box number if mail is not delivered to street address) Room/suite <b>350 JERICHO TURNPIKE, STE 1</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"/>
City or town, state, and ZIP code <b>JERICHO, NY 11753-1317</b>		E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/> F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <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		
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) <b>\$ 3,233,714.</b> (Part I, column (d) must be on cash basis.) J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____		

Part I	Analysis of Revenue and Expenses <small>(The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a).)</small>	(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
	1 Contributions, gifts, grants, etc., received			<b>N/A</b>	
	2 Check <input checked="" 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	<b>6,821.</b>	<b>6,821.</b>		<b>STATEMENT 1</b>
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	<b>366,988.</b>			
	b Gross sales price for all assets on line 6a <b>2,175,091.</b>				
	7 Capital gain net income (from Part IV, line 2)		<b>366,988.</b>		
	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	<b>491.</b>	<b>491.</b>		<b>STATEMENT 2</b>
	12 Total. Add lines 1 through 11	<b>374,300.</b>	<b>374,300.</b>		
	13 Compensation of officers, directors, trustees, etc	<b>0.</b>	<b>0.</b>		<b>0.</b>
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees				
	b Accounting fees <b>STMT 3</b>	<b>5,778.</b>	<b>1,907.</b>		<b>3,871.</b>
	c Other professional fees				
	17 Interest				
	18 Taxes <b>STMT 4</b>	<b>211.</b>	<b>211.</b>		<b>0.</b>
	19 Depreciation and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses <b>STMT 5</b>	<b>458.</b>	<b>0.</b>		<b>458.</b>
	24 Total operating and administrative expenses. Add lines 13 through 23	<b>6,447.</b>	<b>2,118.</b>		<b>4,329.</b>
	25 Contributions, gifts, grants paid	<b>120,000.</b>			<b>120,000.</b>
	26 Total expenses and disbursements. Add lines 24 and 25	<b>126,447.</b>	<b>2,118.</b>		<b>124,329.</b>
	27 Subtract line 26 from line 12:				
	a Excess of revenue over expenses and disbursements	<b>247,853.</b>			
	b Net investment income (if negative, enter -0-)		<b>372,182.</b>		
	c Adjusted net income (if negative, enter -0-)			<b>N/A</b>	



THE DAVID S. HOWE FOUNDATION  
C/O MICHAEL I. THALER, CPA

Form 990-PF (2009)

13-4010543

Page 2

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			
Assets	1	Cash - non-interest-bearing		275,363.	522,109.	522,109.	
	2	Savings and temporary cash investments					
	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					
	10a	Investments - U.S. and state government obligations					
	b	Investments - corporate stock	STMT 7		1,884,078.	1,788,136.	2,711,605.
	c	Investments - corporate bonds					
11	Investments - land, buildings, and equipment: basis ▶						
	Less: accumulated depreciation ▶						
12	Investments - mortgage loans						
13	Investments - other						
14	Land, buildings, and equipment: basis ▶						
	Less: accumulated depreciation ▶						
15	Other assets (describe ▶)						
	16	<b>Total assets</b> (to be completed by all filers)		2,159,441.	2,310,245.	3,233,714.	
Liabilities	17	Accounts payable and accrued expenses					
	18	Grants payable					
	19	Deferred revenue					
	20	Loans from officers, directors, trustees, and other disqualified persons					
	21	Mortgages and other notes payable					
	22	Other liabilities (describe ▶ STATEMENT 8 )		88,240.	0.		
	23	<b>Total liabilities</b> (add lines 17 through 22)		88,240.	0.		
Net Assets or Fund Balances		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		2,071,201.	2,310,245.		
	30	<b>Total net assets or fund balances</b>		2,071,201.	2,310,245.		
	31	<b>Total liabilities and net assets/fund balances</b>		2,159,441.	2,310,245.		

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	2,071,201.
2	Enter amount from Part I, line 27a	2	247,853.
3	Other increases not included in line 2 (itemize) ▶	3	0.
4	Add lines 1, 2, and 3	4	2,319,054.
5	Decreases not included in line 2 (itemize) ▶ SEE STATEMENT 6	5	8,809.
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	2,310,245.

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

(a) List and describe the kind(s) of property sold (e.g., real estate, 2-story brick warehouse; or common stock, 200 shs. MLC Co.)		(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
1a	SEE SCHEDULE BB ATTACHED	P	12/01/09	11/30/10
b	SEE SCHEDULE BB ATTACHED	P	12/01/08	11/30/10
c				
d				
e				
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)	
a 1,104,101.		1,030,342.	73,759.	
b 1,070,990.		777,761.	293,229.	
c				
d				
e				
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(i) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))	
(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any		
a			73,759.	
b			293,229.	
c				
d				
e				
2	Capital gain net income or (net capital loss)	{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7	2	366,988.
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

**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	178,868.	2,206,361.	.081069
2007	237,100.	3,602,068.	.065823
2006	150,458.	4,722,988.	.031857
2005	165,175.	4,034,650.	.040939
2004	151,220.	3,080,090.	.049096
2	Total of line 1, column (d)		.268784
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		.053757
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5		3,123,541.
5	Multiply line 4 by line 3		167,912.
6	Enter 1% of net investment income (1% of Part I, line 27b)		3,722.
7	Add lines 5 and 6		171,634.
8	Enter qualifying distributions from Part XII, line 4		124,329.

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 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)		
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	1	7,444.
c	All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b)		
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	2	0.
3	Add lines 1 and 2	3	7,444.
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	4	0.
5	<b>Tax based on investment income.</b> Subtract line 4 from line 3. If zero or less, enter -0-	5	7,444.
6	Credits/Payments:		
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a	11,991.
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	11,991.
8	Enter any <b>penalty</b> for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8	
9	<b>Tax due.</b> If the total of lines 5 and 8 is more than line 7, enter <b>amount owed</b>	9	
10	<b>Overpayment.</b> If line 7 is more than the total of lines 5 and 8, enter the <b>amount overpaid</b>	10	4,547.
11	Enter the amount of line 10 to be: <b>Credited to 2010 estimated tax</b> <input type="checkbox"/> <b>4,547.</b> <b>Refunded</b> <input type="checkbox"/>	11	0.

**Part VII-A Statements Regarding Activities**

	Yes	No
1a		X
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.		
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		X
If "Yes," attach a detailed description of the activities.		
3		X
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		
4a		X
b If "Yes," has it filed a tax return on Form 990-T for this year?		
4b		
N/A		
5		X
Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T.		
6	X	
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?		
7	X	
If "Yes," complete Part II, col. (c), and Part XV.		
8a		
Enter the states to which the foundation reports or with which it is registered (see instructions) ▶ <u>NY, DE</u>		
8b	X	
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		
9		X
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		
10		X
Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		

**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 ▶ <u>N/A</u>	13	X
14 The books are in care of ▶ <u>DAVID S. HOWE</u> Telephone no. ▶ <u>516-938-5219</u> Located at ▶ <u>200 EAST 69TH STREET, PH G, NEW YORK, NY</u> ZIP+4 ▶ <u>10021-5748</u>		
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 ▶ <u>15</u>   <u>N/A</u>		

**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
<b>1a</b> 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>b</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 <span style="float: right;">N/A</span>	1b		
<b>c</b> 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
<b>2</b> 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)): <b>a</b> 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>b</b> Are there any years listed in 2a for which the foundation is <b>not</b> 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.) <span style="float: right;">N/A</span> <b>c</b> If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here. ▶ _____, _____, _____, _____			
<b>3a</b> 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>b</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.) <span style="float: right;">N/A</span>	3b		
<b>4a</b> Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		X
<b>b</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)?  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

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?  Yes  No

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**

5b		
6b		X
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
DAVID S. HOWE 200 EAST 69TH STREET NEW YORK, NY 10021	PRESIDENT 0.00	0.	0.	0.
BENJAMIN HOWE 200 EAST 69TH STREET NEW YORK, NY 10021	DIRECTOR 0.00	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

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

**3 Five highest-paid independent contractors for professional services. 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**

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	
3 All other program-related investments. See instructions.	
<b>Total. Add lines 1 through 3</b> <span style="float: right;">▶</span>	<b>0.</b>

**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	2,792,389.
b	Average of monthly cash balances	1b	378,719.
c	Fair market value of all other assets	1c	
d	<b>Total</b> (add lines 1a, b, and c)	1d	3,171,108.
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	3,171,108.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	47,567.
5	<b>Net value of noncharitable-use assets.</b> Subtract line 4 from line 3. Enter here and on Part V, line 4	5	3,123,541.
6	<b>Minimum investment return.</b> Enter 5% of line 5	6	156,177.

**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	156,177.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	7,444.
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	7,444.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	148,733.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	148,733.
6	Deduction from distributable amount (see instructions)	6	0.
7	<b>Distributable amount as adjusted.</b> Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	148,733.

**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	124,329.
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	<b>Qualifying distributions.</b> Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	124,329.
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	<b>Adjusted qualifying distributions.</b> Subtract line 5 from line 4	6	124,329.

**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
<b>1</b> Distributable amount for 2009 from Part XI, line 7				148,733.
<b>2</b> Undistributed income, if any, as of the end of 2009				
<b>a</b> Enter amount for 2008 only			105,790.	
<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: ▶ \$ 124,329.				
<b>a</b> Applied to 2008, but not more than line 2a			105,790.	
<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				18,539.
<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:				
<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				130,194.
<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				

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

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

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

**DAVID S. HOWE**  
**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:

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

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- c** Any submission deadlines:

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- 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	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
Name and address (home or business)				
<i>a Paid during the year</i>				
CLASSROOM INC. 245 FIFTH AVENUE, 20TH FLOOR NEW YORK, NY 10016	N/A	501 (C) 3	DONEE'S EXEMPT PURPOSE	5,000.
ART 21 INC. 286 SPRING STREET, STE 405 NEW YORK, NY 10013	N/A	501 (C) 3	DONEE'S EXEMPT PURPOSE	50,000.
FRIENDS OF THE BRONX PREPARATORY CHARTER SCHOOL - 3872 THIRD AVENUE BRONX, NY 10457	N/A	501 (C) 3	DONEE'S EXEMPT PURPOSE	25,000.
EYEBEAM 540 WEST 21ST STREET NEW YORK, NY 10011	N/A	501 (C) 3	DONEE'S EXEMPT PURPOSE	25,000.
THE NATURE CONSERVANCY 4245 NORTH FAIRFAX DRIVE, STE 100 ARLINGTON, VA 22203	N/A	501 (C) 3	DONEE'S EXEMPT PURPOSE	15,000.
<b>Total</b>			<b>▶ 3a</b>	<b>120,000.</b>
<i>b Approved for future payment</i>				
NONE				
<b>Total</b>			<b>▶ 3b</b>	<b>0.</b>







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**FORM 990-PF** **OTHER EXPENSES** **STATEMENT 5**


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DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
NAT'L CORP RESEARCH	208.	0.		208.
NEW YORK STATE DEPT OF LAW	250.	0.		250.
TO FORM 990-PF, PG 1, LN 23	458.	0.		458.

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**FORM 990-PF** **OTHER DECREASES IN NET ASSETS OR FUND BALANCES** **STATEMENT 6**


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DESCRIPTION	AMOUNT
ADJUSTMENT TO COST BASIS OF INVESTMENTS	8,809.
TOTAL TO FORM 990-PF, PART III, LINE 5	8,809.

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**FORM 990-PF** **CORPORATE STOCK** **STATEMENT 7**


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DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
SEE SCHEDULE AA ATTACHED	1,788,136.	2,711,605.
TOTAL TO FORM 990-PF, PART II, LINE 10B	1,788,136.	2,711,605.

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**FORM 990-PF** **OTHER LIABILITIES** **STATEMENT 8**


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DESCRIPTION	BOY AMOUNT	EOY AMOUNT
TRADES EXECUTED PENDING SETTLEMENT	88,240.	0.
TOTAL TO FORM 990-PF, PART II, LINE 22	88,240.	0.

**Account Open Position Detail - Nov 30, 2010**

Account: 45512 DAVID S HOWE FOUNDATION

Account	Mgr	RR	Equity	Target Ratio	Target	Risk Ratio	Leverage	U/S Ratio	Unrealized	Realized	Master
45512	DH	981	3,228,849	4.00%	129,154	0.840	0.840	0.000	81,855	251,920	Acct Linked

Symbol	Trade Date	B	Quantity	Avg Price	Cost	Last Price	Value	Profit	Target Ratio	Tax Term	Description
Long	ADQ8081	02/12/2010	23,160	3.1273	72,397.00	8.1681	142,748.20	70,350.16	1.11		***ARM HLDGS CRD GBP0.0005
	AMZN	05/13/2008	1,185	74.7333	87,064.29	175.4000	204,341.00	117,278.68	1.58		AMAZON.COM INC
		12/04/2008	208	48.8180	10,154.14	175.4000	36,483.20	26,328.05	0.28		
	ARUN	04/18/2010	4,588	13.5031	62,080.25	21.2425	97,630.63	35,570.32	0.78		ARUBA NETWORKS INC
	CMG	10/12/2008	880	57.1362	50,279.88	258.4800	227,471.20	177,191.31	1.78		CHIPOTLE MEXICAN GRILL INC COMMON STOCK CROCS INC
	CROX	08/22/2010	7,057	11.6288	82,064.44	17.5480	123,815.07	41,750.48	0.88		
	DO08519	12/03/2009	5,700	18.5533	105,783.81	29.1779	166,314.23	60,560.45	1.29		***DENA CO LTD
	DNDN	08/22/2010	2,834	42.8986	121,574.63	35.7400	101,287.16	-20,287.48	0.78		DENDREON CORP
	DXCM	02/19/2010	5,593	8.6038	53,714.05	11.2750	63,081.08	9,347.30	0.49		DEXCOM INC
	EW	03/20/2009	1,850	31.3078	51,857.87	88.3600	109,494.00	57,838.18	0.85		EDWARDS LIFESCIENCES CORP
	FIRE	08/02/2009	2,595	13.0785	33,938.71	27.1300	70,402.35	36,463.72	0.55		SOURCEFIRE INC
	G	03/18/2010	7,615	15.3453	116,854.46	13.8200	106,000.80	-10,853.63	0.82		***GENPACT LTD
	GOOG	02/15/2005	34	185.4509	6,845.33	555.7100	18,894.14	12,248.81	0.15		GOOGLE INC CL A
		03/12/2008	128	449.4005	57,523.28	555.7100	71,130.88	13,607.61	0.55		
	IBN	05/28/2008	2,388	29.2607	69,874.53	50.0400	119,485.52	49,621.01	0.93		***ICICI BANK LTD SPONSORED ADR
	LPSN	05/09/2003	7,610	1.3531	10,297.09	9.6600	73,512.60	63,215.73	0.57		LIVEPERSON INC
	LRN	01/13/2010	3,197	20.5134	65,581.34	25.8400	81,871.08	16,389.83	0.63		K12 INC
		10/05/2010	1,039	29.4088	30,558.57	25.8400	26,639.88	-3,918.65	0.21		
	LULU	08/17/2010	2,192	46.5772	102,097.22	53.6200	117,535.04	15,437.90	0.91		LULULEMON ATHLETICA INC
	MCOX	10/28/2010	3,894	18.2450	63,258.03	8.2000	31,930.80	-31,327.12	0.25		***MCOX LANE LTD SPONSORED ADR
	MERU	03/31/2010	1,955	20.1474	39,388.17	13.8700	27,115.85	-12,272.41	0.21		MERU NETWORKS INC
	NFLX	10/28/2010	537	178.3247	94,688.38	205.9000	110,568.30	15,881.95	0.88		NETFLIX COM INC
	NXTM	08/18/2010	3,604	16.9138	60,856.81	21.6400	77,990.58	17,034.03	0.60		NXSTAGE MEDICAL INC
	RLOC	05/27/2010	105	15.1500	1,590.75	17.2400	1,810.20	219.45	0.01		REACHLOCAL INC
		05/28/2010	1,677	15.1300	25,373.01	17.2400	28,911.48	3,538.48	0.22		
	S020477	09/28/2010	29	2,710.4821	78,803.98	3,254.4819	94,379.40	15,775.42	0.73		***START TODAY CO LTD
	TSLA	08/29/2010	3,880	21.9408	85,130.30	35.3300	137,080.40	51,949.92	1.08		TESLA MOTORS INC
	WFM	03/19/2009	2,532	16.0730	40,698.84	47.2200	119,561.04	78,864.18	0.93		WHOLE FOODS MARKET INC

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Taxpayer: The David S. Howe Foundation  
 Fed ID #:13-4010543  
 Form: 990-PF, Page 2, Line 10b  
 "Schedule AA"

**Account Open Position Detail - Nov 30, 2010**

Account: 43512 DAVID S HOWE FOUNDATION

	Symbol	Trade Date	B	Quantity	Avg Price	Cost	Last Price	Value	Profit	Target Ratio	Tax Term	Description
Long	XRS	10/21/2010		4,245	15.0945	64,076.15	16.0000	67,820.00	3,843.94	0.53		TAL EDUCATION GROUP ADR
	Y003073	12/04/2009		6,028	7.3468	44,288.51	9.3084	56,111.14	11,824.89	0.43		YOOX SPA
						Long Position Total:		2,711,605.19	923,471.28			
						Total:		2,711,605.19	923,471.28			

20 a. 1,788,135<sup>58</sup>

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Taxpayer: The David S. Howe Foundation  
 Fed ID #:13-4010543  
 Form: 990-PF, Page 2, Line 10b  
 "Schedule AA"

Tax Report (12/1/2009 - 11/30/2010)

DAVID S HOWE FOUNDATION  
 200 EAST 69TH STREET  
 APT PHG  
 NEW YORK NY 10021-5748

Account Number: 191-45512

Summary Page

	Cost	Short Term Proceeds	Gain/Loss	Cost	Long Term Proceeds	Gain/Loss	Net Gain/Loss	1099 Proceeds
Buys Closed This Year:	1,030,342.36	1,104,101.34	73,758.98	777,760.88	1,070,989.87	293,228.99	366,987.97	2,175,091.21
<b>Total:</b>	1,030,342.36	1,104,101.34	<u>73,758.98</u>	777,760.88	1,070,989.87	<u>293,228.99</u>	366,987.97	<u>2,175,091.21</u>
<b>Total 1099 Proceeds:</b>								<u>2,175,091.21</u>

05/03/2011

We do not guarantee the accuracy of this report. Please compare with your records.

Taxpayer: The David S. Howe Foundation  
 Fed ID #:13-4010543  
 Form: 990-PF, Page 3, Part IV, Line 1a  
 "Schedule BB"

Tax Report (12/1/2009 - 11/30/2010)

DAVID S HOWE FOUNDATION  
200 EAST 69TH STREET  
APT PHG  
NEW YORK NY 10021-5748

Account Number: 191-45512

Sales And Short Sales in 2009

Trade Date	Security Description	Trade Quantity	Trade Proceeds	Closed Quantity	Closed Proceeds	Purchase Date	Purchase Cost	Short Term	Long Term	Comment
12/10/2009	VITACOST COM INC	2,023	16,807.42	2,023	16,807.42	09/24/2009	24,903.00	-8,095.61		
12/30/2009	***ACTELION LTD SWISS LISTED	1,395	73,054.15	1,395	73,054.15	07/24/2008	31,745.19		41,308.96	
02/05/2010	***TAU UNIBANCO BANCO HOLDING S A ...	5,629	101,198.20	5,629	101,198.20	08/17/2009	89,648.46	11,549.74		
02/05/2010	CARMAX INC	2,075	40,993.42	2,075	40,993.42	03/19/2008	42,839.33		-1,845.91	
02/18/2010	***FAST RETAILING CO LTD	693	113,694.80	693	113,694.80	10/29/2009	103,138.35	10,456.55		
02/22/2010	***VALIDUS HOLDINGS LTD	3,129	63,691.78	3,129	63,691.78	03/31/2009	76,528.39	7,153.39		
03/12/2010	RACKSPACE HOSTING INC	5,829	108,771.89	5,829	108,771.89	10/05/2009	100,114.16	8,657.53		
03/23/2010	WHOLE FOODS MARKET INC	663	23,477.31	663	23,477.31	03/19/2009	10,658.41		12,820.90	
04/09/2010	NVIDIA CORP	8,168	126,049.21	8,168	126,049.21	11/20/2009	106,378.09	30,573.12		
05/08/2010	AEROVIRONMENT INC	2,375	58,468.58	2,375	58,468.58	12/18/2008	89,172.81		-29,768.23	
05/17/2010	***BYD COMPANY LTD H SHARES	15,318	119,365.89	15,318	119,365.89	07/17/2009	79,168.02	40,197.67		
06/01/2010	K12 INC	1,247	30,832.89	1,247	30,832.89	01/13/2010	28,580.18	5,352.71		
06/17/2010	***LI NING CO LTD	36,668	126,638.38	36,668	126,638.38	08/05/2009	88,308.34		38,332.04	
06/25/2010	ALNYLAM PHARMACEUTICALS INC	3,948	60,783.32	3,948	60,783.32	03/14/2008	105,088.85		-44,295.53	
06/30/2010	CHIPOTLE MEXICAN GRILL INC COMMON S...	53	7,321.66	53	7,321.66	10/12/2008	3,028.22		4,293.44	
07/09/2010	EDWARDS LIFESCIENCES CORP	213	11,617.38	213	11,617.38	03/20/2009	6,668.56		4,948.82	
07/29/2010	***VISTAPRINT NY US LISTED	2,153	65,587.83	2,153	65,587.83	06/12/2009	64,098.25		-28,508.42	
07/30/2010	LIVEPERSON INC	11,094	78,113.30	11,094	78,113.30	05/09/2009	15,010.98		63,102.34	
08/02/2010	CARMAX INC	5,010	105,485.20	5,010	105,485.20	03/18/2008	103,431.34		2,053.86	
08/10/2010	ARUBA NETWORKS INC	2,621	45,611.71	2,621	45,611.71	04/16/2010	35,391.61	10,420.10		
08/23/2010	A123 SYSTEMS INC	5,248	33,984.83	5,248	33,984.83	09/24/2009	100,657.29	-64,692.42		
09/29/2010	AUXILIUM PHARMACEUTICALS INC	3,273	80,955.66	3,273	80,955.66	05/21/2010	105,432.02	-24,476.36		
10/07/2010	VEECO INSTRUMENTS INC-DEL	1,483	51,709.83	1,483	51,709.83	02/18/2010	53,857.20	-4,147.27		
10/20/2010	HUMAN GENOME SCIENCES INC	8,099	153,182.49	8,099	153,182.49	07/21/2009	91,650.38		61,502.11	
10/28/2010	***ARM HLOGS ORD GEPH00025	9,571	56,345.37	9,571	56,345.37	02/12/2010	29,931.00	26,414.37		
10/28/2010	***ICICI BANK LTD SPONSORED ADR	523	25,714.08	523	25,714.08	05/29/2009	15,300.34		10,410.72	
10/28/2010	ARUBA NETWORKS INC	1,591	33,194.10	1,591	33,194.10	04/16/2010	21,483.42	11,710.68		
10/28/2010	CHIPOTLE MEXICAN GRILL INC COMMON S...	592	123,406.02	592	123,406.02	10/12/2009	33,824.68		89,581.36	
10/28/2010	CROCS INC	2,331	31,989.69	2,331	31,989.69	08/22/2010	27,108.78	4,802.91		
10/28/2010	EDWARDS LIFESCIENCES CORP	645	40,797.14	645	40,797.14	03/20/2009	20,193.51		20,603.63	
10/28/2010	GOOGLE INC CL A	75	46,009.70	75	46,009.70	03/15/2005	14,658.83		31,350.87	
10/28/2010	WHOLE FOODS MARKET INC	752	29,441.83	752	29,441.83	03/19/2009	12,088.90		17,352.93	
10/29/2010	NXSTAGE MEDICAL INC	2,958	57,808.23	2,958	57,808.23	03/19/2010	50,030.38	7,877.87		
			<b>Trade Total:</b>		<b>2,175,091.27</b>		<b>1,608,103.24</b>	<b>73,758.98</b>	<b>293,228.99</b>	

05/03/2011

We do not guarantee the accuracy of this report. Please compare with your records.

Taxpayer: The David S. Howe Foundation  
Fed ID #:13-4010543  
Form: 990-PF, Page 3, Part IV, Line 1a  
"Schedule BB"

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

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

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

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

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

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

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

Part I only

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

<b>Type or print</b>	Name of exempt organization <b>THE DAVID S. HOWE FOUNDATION C/O MICHAEL I. THALER, CPA</b>	Employer identification number <b>13-4010543</b>
File by the due date for filing your return. See instructions.	Number, street, and room or suite no. If a P.O. box, see instructions. <b>350 JERICHO TURNPIKE, STE 1</b>	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. <b>JERICHO, NY 11753-1317</b>	

Enter the Return code for the return that this application is for (file a separate application for each return) 04

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

**DAVID S. HOWE**

• The books are in the care of ▶ **200 EAST 69TH STREET, PH G - NEW YORK, NY 10021-5748**  
Telephone No ▶ **516-938-5219** FAX No. ▶ **516-938-0491**

• If the organization does not have an office or place of business in the United States, check this box

• If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) \_\_\_\_\_ . If this is for the whole group, check this box  . If it is for part of the group, check this box  and attach a list with the names and EINs of all members the extension is for.

**1** I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until **JULY 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 **DEC 1, 2009**, and ending **NOV 30, 2010**

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

<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>	\$	0.
<b>b</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.	<b>3b</b>	\$	0.
<b>c</b> Balance due. Subtract line 3b from line 3a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	<b>3c</b>	\$	0.

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

LHA For Paperwork Reduction Act Notice, see Instructions.

- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only **Part II** and check this box  **X**
- 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 your return. See instructions.	Name of exempt organization <b>THE DAVID S. HOWE FOUNDATION                  C/O MICHAEL I. THALER, CPA</b>	Employer identification number <b>13-4010543</b>
	Number, street, and room or suite no. If a P.O. box, see instructions. <b>350 JERICHO TURNPIKE, STE 1</b>	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. <b>JERICHO, NY 11753-1317</b>	

Enter the Return code for the return that this application is for (file a separate application for each return) 0 4

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

**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 the care of **DAVID S. HOWE - 200 EAST 69TH STREET, PH G - NEW YORK, NY 10021-5748**  
 Telephone No. **516-938-5219** FAX No. **516-938-0491**
- 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 **OCTOBER 15, 2011.**

5 For calendar year **DEC 1, 2009**, or other tax year beginning **DEC 1, 2009**, and ending **NOV 30, 2010**

6 If the tax year entered in line 5 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  
**ADDITIONAL TIME IS NECESSARY TO FILE A COMPLETE AND ACCURATE 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	\$	7,444.
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	\$	11,991.
c <b>Balance due.</b> Subtract line 8b from line 8a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	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 **Michael I. Thaler** Title **CPA** Date **6/28/11**

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

<b>Part II</b>	<b>Additional (Not Automatic) 3-Month Extension of Time.</b> Only file the original (no copies needed).	
Type or print  File by the extended due date for filing your return See instructions	Name of exempt organization <b>THE DAVID S. HOWE FOUNDATION C/O MICHAEL I. THALER, CPA</b>	Employer identification number <b>13-4010543</b>
	Number, street, and room or suite no. If a P.O. box, see instructions. <b>350 JERICHO TURNPIKE, STE 1</b>	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. <b>JERICHO, NY 11753-1317</b>	

Enter the Return code for the return that this application is for (file a separate application for each return) 04

Application Is For	Return Code	Application Is For	Return Code
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Form 990-BL	02	Form 1041-A	08
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**STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.**

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- 6 If the tax year entered in line 5 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 **ADDITIONAL TIME IS NECESSARY TO FILE A COMPLETE AND ACCURATE RETURN.**

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**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