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Form **990-PF**

OMB No 1545-0052

Department of the Treasury
Internal Revenue Service**Return of Private Foundation**
or Section 4947(a)(1) Nonexempt Charitable Trust
Treated as a Private Foundation**2010**

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

For calendar year 2010, or tax year beginning , and ending

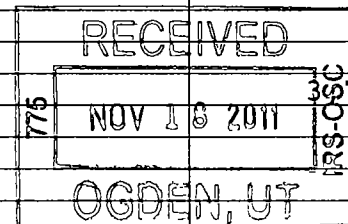
G Check all that apply: ☐ Initial return ☐ Initial return of a former public charity ☐ Final return
☐ Amended return ☐ Address change ☐ Name change

Name of foundation H. HERBERT MYERS MEMORIAL FOUNDATION C/O MCCABE HEIDRICH & WONG, P.C.		A Employer identification number 11-6044697
Number and street (or P.O. box number if mail is not delivered to street address) 4 GATEHALL DRIVE	Room/suite	B Telephone number (973) 605-1040
City or town, state, and ZIP code PARSIPPANY, NJ 07054		C If exemption application is pending, 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		D 1 Foreign organizations, check here <input type="checkbox"/> 2 Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col (c), line 16) \$ 4,278,532. (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) _____	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"/>

Part I Analysis of Revenue and Expenses

(The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))

	(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1 Contributions, gifts, grants, etc., received			N/A	
2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B				
3 Interest on savings and temporary cash investments	13.	13.		STATEMENT 1
4 Dividends and interest from securities	94,069.	94,069.		STATEMENT 2
5a Gross rents				
b Net rental income or (loss)				
6a Net gain or (loss) from sale of assets not on line 10	75,821.			
b Gross sales price for all assets on line 6a	831,121.			
7 Capital gain net income (from Part IV, line 2)		75,821.		
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	19.	19.		STATEMENT 3
12 Total Add lines 1 through 11	169,922.	169,922.		
13 Compensation of officers, directors, trustees, etc	0.	0.		0.
14 Other employee salaries and wages				
15 Pension plans, employee benefits				
16a Legal fees				
b Accounting fees	7,500.	3,750.		3,750.
c Other professional fees				
17 Interest				
18 Taxes	12,915.	2,915.		0.
19 Depreciation and depletion				
20 Occupancy				
21 Travel, conferences, and meetings				
22 Printing and publications	125.	63.		62.
23 Other expenses	298.	173.		125.
24 Total operating and administrative expenses Add lines 13 through 23	20,838.	6,901.		3,937.
25 Contributions, gifts, grants paid	150,875.			150,875.
26 Total expenses and disbursements Add lines 24 and 25	171,713.	6,901.		154,812.
27 Subtract line 26 from line 12.	-1,791.			
a Excess of revenue over expenses and disbursements				
b Net investment income (if negative, enter -0-)		163,021.		
c Adjusted net income (if negative, enter -0-)			N/A	



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		98,263.	22,360.	22,360.
	2	Savings and temporary cash investments		525,601.	184,475.	184,475.
	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 STMT 7		63,033.	50,278.	46,320.
	b	Investments - corporate stock STMT 8		1,608,115.	1,949,276.	3,813,447.
	c	Investments - corporate bonds STMT 9		122,560.	209,749.	208,848.
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 ▶ STATEMENT 10)		3,439.	3,082.	3,082.	
16	Total assets (to be completed by all filers)		2,421,011.	2,419,220.	4,278,532.	
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 ▶)				
23	Total liabilities (add lines 17 through 22)		0.	0.		
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ <input checked="" type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31					
	24	Unrestricted		2,421,011.	2,419,220.	
	25	Temporarily restricted				
	26	Permanently restricted				
	Foundations that do not follow SFAS 117, check here ▶ <input type="checkbox"/> and complete lines 27 through 31					
	27	Capital stock, trust principal, or current funds				
	28	Paid-in or capital surplus, or land, bldg, and equipment fund				
	29	Retained earnings, accumulated income, endowment, or other funds				
	30	Total net assets or fund balances		2,421,011.	2,419,220.	
31	Total liabilities and net assets/fund balances		2,421,011.	2,419,220.		

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	2,421,011.
2	Enter amount from Part I, line 27a	2	-1,791.
3	Other increases not included in line 2 (itemize) ▶	3	0.
4	Add lines 1, 2, and 3	4	2,419,220.
5	Decreases not included in line 2 (itemize) ▶	5	0.
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	2,419,220.

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			
b SEE ATTACHED STATEMENT			
c			
d			
e			

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a			
b			
c			
d			
e 831,121.		755,300.	75,821.

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

(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	(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))
a			
b			
c			
d			
e			75,821.

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	75,821.
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))
2009	203,630.	3,336,167.	.061037
2008	216,156.	4,229,225.	.051110
2007	204,695.	4,747,536.	.043116
2006	192,772.	4,140,162.	.046561
2005	155,907.	3,844,408.	.040554

2 Total of line 1, column (d)	2	.242378
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	.048476
4 Enter the net value of noncharitable-use assets for 2010 from Part X, line 5	4	3,783,533.
5 Multiply line 4 by line 3	5	183,411.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	1,630.
7 Add lines 5 and 6	7	185,041.
8 Enter qualifying distributions from Part XII, line 4	8	154,812.

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)	1	3,260.
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b		
c	All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b).		
2	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	3,260.
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	3,260.
6	Credits/Payments:		
a	2010 estimated tax payments and 2009 overpayment credited to 2010	6a	6,949.
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	6,949.
8	Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8	
9	Tax due If the total of lines 5 and 8 is more than line 7, enter amount owed	9	
10	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	3,689.
11	Enter the amount of line 10 to be: Credited to 2011 estimated tax <input type="checkbox"/> Refunded <input type="checkbox"/>	11	0.

Part VII-A Statements Regarding Activities

1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	Yes	No
1a			X
1b	Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities		X
1c	Did the foundation file Form 1120-POL for this year?		X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: (1) On the foundation. <input type="checkbox"/> \$ 0. (2) On foundation managers. <input type="checkbox"/> \$ 0.		
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. <input type="checkbox"/> \$ 0.		
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? If "Yes," attach a detailed description of the activities	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
4b	If "Yes," has it filed a tax return on Form 990-T for this year?	4b	
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, col. (c), and Part XV	7	X
8a	Enter the states to which the foundation reports or with which it is registered (see instructions) <input type="checkbox"/> <u>NY</u>		
8b	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 2010 or the taxable year beginning in 2010 (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

N/A

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?	13	X	
Website address ► N/A				
14	The books are in care of ► MARTIN F. MYERS Telephone no. ► (973) 605-1040			
Located at ► C/O MH&W; 4 GATEHALL DRIVE, PARSIPPANY, NJ		ZIP+4 ► 07054		
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here and enter the amount of tax-exempt interest received or accrued during the year	15	N/A	
16	At any time during calendar year 2010, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country?	16	Yes	No
See page 20 of the instructions for exceptions and filing requirements for Form TD F 90-22.1 If "Yes," enter the name of the foreign country ►				X

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

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

		Yes	No
1a	During the year did the foundation (either directly or indirectly):		
(1)	Engage in the sale or exchange, or leasing of property with a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(2)	Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(3)	Furnish goods, services, or facilities to (or accept them from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(4)	Pay compensation to, or pay or reimburse the expenses of, a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(5)	Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(6)	Agree to pay money or property to a government official? (Exception Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 22 of the instructions)? Organizations relying on a current notice regarding disaster assistance check here N/A	1b	
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2010? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1c	X
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5))		
a	At the end of tax year 2010, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2010? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If "Yes," list the years ►			
b	Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see instructions) N/A	2b	
c	If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ►		
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If "Yes," did it have excess business holdings in 2010 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 2010) N/A	3b	
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a	X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2010?	4b	X

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

5a During the year did the foundation pay or incur any amount to:

(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? ☐ Yes ☒ No

(2) Influence the outcome of any specific public election (see section 4955); or to carry on, directly or indirectly, any voter registration drive? ☐ Yes ☒ No

(3) Provide a grant to an individual for travel, study, or other similar purposes? ☐ Yes ☒ No

(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? ☐ Yes ☒ No

(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals? ☐ Yes ☒ No

b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)? **N/A** ☐ **5b**

Organizations relying on a current notice regarding disaster assistance check here ☐

c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? **N/A** ☐ Yes ☐ No

If "Yes," attach the statement required by Regulations section 53.4945-5(d)

6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? ☐ Yes ☒ No **6b**

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? ☐ Yes ☒ No **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? **N/A** **7b**

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

1 List all officers, directors, trustees, foundation managers and their compensation.

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
MARTIN MYERS	TRUSTEE			
C/O MCCABE HEIDRICH & WONG 4 GATEHALL	1.00	0.	0.	0.
PARSIPPANY, NJ 07054				
PHILIP BERMAN	TRUSTEE			
C/O MCCABE HEIDRICH & WONG 4 GATEHALL	1.00	0.	0.	0.
PARSIPPANY, NJ 07054				

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	
All other program-related investments. See instructions	
3	
Total. Add lines 1 through 3	0.

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	3,431,766.
b	Average of monthly cash balances	1b	406,302.
c	Fair market value of all other assets	1c	3,082.
d	Total (add lines 1a, b, and c)	1d	3,841,150.
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	3,841,150.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	57,617.
5	Net value of noncharitable-use assets Subtract line 4 from line 3. Enter here and on Part V, line 4	5	3,783,533.
6	Minimum investment return Enter 5% of line 5	6	189,177.

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	189,177.
2a	Tax on investment income for 2010 from Part VI, line 5	2a	3,260.
b	Income tax for 2010 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	3,260.
3	Distributable amount before adjustments Subtract line 2c from line 1	3	185,917.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	185,917.
6	Deduction from distributable amount (see instructions)	6	0.
7	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	185,917.

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	154,812.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	154,812.
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income Enter 1% of Part I, line 27b	5	0.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	154,812.

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

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Part XIII

Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2009	(c) 2009	(d) 2010
1 Distributable amount for 2010 from Part XI, line 7				185,917.
2 Undistributed income, if any, as of the end of 2010				
a Enter amount for 2009 only			149,723.	
b Total for prior years		0.		
3 Excess distributions carryover, if any, to 2010				
a From 2005				
b From 2006				
c From 2007				
d From 2008				
e From 2009				
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2010 from Part XII, line 4: ► \$ 154,812.				
a Applied to 2009, but not more than line 2a			149,723.	
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 2010 distributable amount				5,089.
e Remaining amount distributed out of corpus	0.			
5 Excess distributions carryover applied to 2010 (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 2009. Subtract line 4a from line 2a. Taxable amount - see instr.			0.	
f Undistributed income for 2010. Subtract lines 4d and 5 from line 1. This amount must be distributed in 2011				180,828.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3)	0.			
8 Excess distributions carryover from 2005 not applied on line 5 or line 7	0.			
9 Excess distributions carryover to 2011. Subtract lines 7 and 8 from line 6a	0.			
10 Analysis of line 9.				
a Excess from 2006				
b Excess from 2007				
c Excess from 2008				
d Excess from 2009				
e Excess from 2010				

N/A

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

- | Tax year | | Prior 3 years | | | (e) Total |
|----------|----------|---------------|----------|--|-----------|
| (a) 2010 | (b) 2009 | (c) 2008 | (d) 2007 | | |

- 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.

- 3 Subtract line 2d from line 2c
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 foundation had \$5,000 or more in assets at any time during the year-see the instructions.)
----------------	--

1 Information Regarding Foundation Managers:

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

NONE

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

NONE

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

Check here ☒ if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see 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	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)				
<div>a Paid during the year</div> <div>SEE ATTACHED STATEMENT D</div>	N/A	PUBLIC CHARITIES	UNRESTRICTED	150,875.
Total				▶ 3a 150,875.
<div>b Approved for future payment</div> <div>NONE</div>				
Total				▶ 3b 0.

Part XVII

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

[illegible]

2a Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527?

☐ Yes ☒ No

b If "Yes," complete the following schedule

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

**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 _____

TRUSTEE

Title

Print/Type preparer's name

Preparer's signature

Date

Check ☐ if self-employed

PTIN

**Paid
Prep
Use**

KANDICE L. WENTINK

Kadice Urhink PA

11/11/11

Firm's name ► MCCABE HEIDRICH & WONG, P.C.

Firm's EIN ▶

Firm's address ▶ 4 GATEHALL DRIVE
PARSIPPANY, NJ 07054-4518

Phone no (973) 605-1040

Form **990-PF** (2010)

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 ATTACHED STATEMENT E		P	VARIOUS	VARIOUS
b SALTON INC - SECURITIES LITIGATION PROCEEDS		P	VARIOUS	02/10/10
c MCAFEE INC - SECURITIES LITIGATION PROCEEDS		P	VARIOUS	04/20/10
d ST. PAUL TRAVELERS - SECURITIES LITIGATION PROCEE		P	VARIOUS	01/22/10
e CAPITAL GAINS DIVIDENDS				
f				
g				
h				
i				
j				
k				
l				
m				
n				
o				

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a 827,659.		755,300.	72,359.
b 15.			15.
c 1,003.			1,003.
d 67.			67.
e 2,377.			2,377.
f			
g			
h			
i			
j			
k			
l			
m			
n			
o			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Losses (from col. (h)) Gains (excess of col. (h) gain over col. (k), but not less than "-0-")
(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			72,359.
b			15.
c			1,003.
d			67.
e			2,377.
f			
g			
h			
i			
j			
k			
l			
m			
n			
o			

2 Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7 If (loss), enter "-0-" in Part I, line 7 }	2	75,821.
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

FORM 990-PF INTEREST ON SAVINGS AND TEMPORARY CASH INVESTMENTS STATEMENT 1

SOURCE	AMOUNT
MORGAN STANLEY & CO. INCORPORATED	3.
PNCBANK, NATIONAL ASSOCIATION	10.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	13.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
CHARLES SCHWAB - NOMINEE - DIVIDENDS	234.	0.	234.
MORGAN STANLEY - NOMINEE - DIVIDENDS	297.	1.	296.
WUNDERLICH SECURITIES - NOMINEE - ACCR INT PAID	-3,133.	0.	-3,133.
WUNDERLICH SECURITIES - NOMINEE - DIVIDENDS	82,406.	2,376.	80,030.
WUNDERLICH SECURITIES - NOMINEE - INTEREST	15,145.	0.	15,145.
WUNDERLICH SECURITIES - NOMINEE - OID	1,497.	0.	1,497.
TOTAL TO FM 990-PF, PART I, LN 4	96,446.	2,377.	94,069.

FORM 990-PF OTHER INCOME STATEMENT 3

DESCRIPTION	(A) REVENUE PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME
OTHER INVESTMENT INCOME	19.	19.	
TOTAL TO FORM 990-PF, PART I, LINE 11	19.	19.	

FORM 990-PF	ACCOUNTING FEES			STATEMENT 4
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ACCOUNTING FEES	7,500.	3,750.		3,750.
TO FORM 990-PF, PG 1, LN 16B	7,500.	3,750.		3,750.

FORM 990-PF	TAXES			STATEMENT 5
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
FOREIGN TAX PAID	2,915.	2,915.		0.
FEDERAL EXCISE TAX PAID	10,000.	0.		0.
TO FORM 990-PF, PG 1, LN 18	12,915.	2,915.		0.

FORM 990-PF	OTHER EXPENSES			STATEMENT 6
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
NEW YORK FILING FEES	250.	125.		125.
BANK FEES	28.	28.		0.
EVERGREEN US GOV'T SERVICE FEE	20.	20.		0.
TO FORM 990-PF, PG 1, LN 23	298.	173.		125.

FORM 990-PF	U.S. AND STATE/CITY GOVERNMENT OBLIGATIONS	STATEMENT	7
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DESCRIPTION	U.S. GOV'T	OTHER GOV'T	BOOK VALUE	FAIR MARKET VALUE
SEE ATTACHED STATEMENT C	X		50,278.	46,320.
TOTAL U.S. GOVERNMENT OBLIGATIONS			50,278.	46,320.
TOTAL STATE AND MUNICIPAL GOVERNMENT OBLIGATIONS				
TOTAL TO FORM 990-PF, PART II, LINE 10A			50,278.	46,320.

FORM 990-PF	CORPORATE STOCK	STATEMENT	8
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DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
SEE ATTACHED STATEMENT A	1,949,276.	3,813,447.
TOTAL TO FORM 990-PF, PART II, LINE 10B	1,949,276.	3,813,447.

FORM 990-PF	CORPORATE BONDS	STATEMENT	9
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DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
SEE ATTACHED STATEMENT B	209,749.	208,848.
TOTAL TO FORM 990-PF, PART II, LINE 10C	209,749.	208,848.

FORM 990-PF	OTHER ASSETS	STATEMENT	10
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DESCRIPTION	BEGINNING OF YR BOOK VALUE	END OF YEAR BOOK VALUE	FAIR MARKET VALUE
DIVIDENDS RECEIVABLE	441.	3,082.	3,082.
PROCEEDS RECEIVABLE	2,998.	0.	0.
TO FORM 990-PF, PART II, LINE 15	3,439.	3,082.	3,082.

H. Herbert Myers Memorial Foundation EIN: 11-6044697 Corporate Stock Portfolio For the Year Ended 12/31/10

<u>Security</u>	<u>December 31, 2009</u>		<u>December 31, 2010</u>		<u>FMV</u>
	<u># of Shares</u>	<u>Cost Basis</u>	<u># of Shares</u>	<u>Cost Basis</u>	
A A R Corporation	1,000	27,260	1,000	27,260	27,470
Adobe Systems Inc	-	-	1,000	32,789	30,780
Aflac, Inc	500	1,085	500	1,085	28,215
AK Steel Holdings Corp	-	-	2,000	40,208	32,740
Alcatel Lucent	195	15,002	195	15,002	577
Allegheny Energy Inc.	4,000	37,422	4,000	37,422	96,960
American Electric Power Inc	600	7,313	600	7,313	21,588
American International Group	91	20,086	91	20,086	5,243
AOL Inc	30	900	30	900	711
Ashland Inc. New	41	722	41	722	2,085
AT&T Inc	1,756	15,741	1,756	15,741	51,591
Avon Products Inc	-	-	1,000	31,780	29,060
Barrick Gold Corp	1,000	23,341	1,000	23,341	53,180
BCE Inc.	733	15,121	733	15,121	25,992
Caraco Pharmaceuticals Labs LTD	1,000	9,215	1,000	9,215	4,540
CBS Corp Cl A	500	16,059	500	16,059	9,515
Centurylink Inc	171	1,688	171	1,688	7,895
Chesapeake Corp	1,000	17,339	1,000	17,339	3
Chevron Corp Com	1,824	17,659	1,824	17,659	166,440
Clarcor Inc.	1,000	31,301	-	-	-
Constellation Brands Inc Class A	1,000	20,314	1,000	20,314	22,150
Covidien PLC	487	6,531	487	6,531	22,236
CTS Corp Com	2,000	23,316	2,000	23,316	22,120
DNP Select Income Fund	1,000	8,969	1,000	8,854	9,140
Domino's Pizza Inc	1,000	22,509	1,000	22,509	15,950
Du Pont E I De Nemours & Company	1,000	44,775	1,000	44,775	49,880
Elan PLC ADR	2,000	15,779	2,000	15,779	11,460
EMC Corp.	-	-	2,000	39,091	45,800
Empire District Electric Company	674	5,593	674	5,593	14,963
Ennis Inc.	1,000	18,219	1,000	18,219	17,100
Ericsson LM Tel Co Adrs	100	4,667	100	4,667	1,153
Exelon Corporation	-	-	1,000	47,462	41,640
Exxon Mobil Corp.	4,000	15,552	4,000	15,552	292,480
Fairpoint Communications	44	6	44	6	1
FPL Group Inc	1,800	22,648	-	-	-
Friede Goldman Halter Inc.	297	5,420	297	5,420	-
Frontier Communications	2,000	12,792	2,571	12,019	25,016
FT GNMA Reinvestment Income	4,953	50,378	5,250	53,365	52,446
Fuller H B Co.	-	-	1,000	23,538	20,520
General American Investors Co., Inc.	1,185	14,974	1,185	14,974	31,782
Georgia Gulf New	40	20,070	40	20,070	962
Gilead Sciences Inc	1,000	46,657	1,000	40,539	36,240
Graham Field Health Products, Inc	2,625	2,892	2,625	2,892	-
H&R Block, Inc.	1,000	831	1,000	831	11,910
Hanes Brands Inc Com	60	1,145	60	1,145	1,524
Hartford Financial Svcs Group	1,000	27,969	1,000	27,969	26,490
Hatteras Financial Corp	-	-	2,000	60,340	60,540
Haverty Furniture Co Inc	1,000	20,225	1,000	20,225	12,980
Hewlett-Packard Company	-	-	1,000	40,596	42,100

Idearc Inc Com	119	350	-	-	-
John Hancock Bank & Thrift Opportunity Fund	1,000	18,955	1,000	18,955	17,220
Jones Group Inc	1,000	29,894	1,000	29,894	15,540
JPMorgan Ltd Duration Bond Fund Class C	14,829	144,740	15,117	147,343	140,438
Keithley Instruments	1,000	18,592	-	-	-
Kemet Corp.	1,000	13,241	333	13,241	4,855
Kinross Gold Corp Com	238	1,368	238	1,368	4,512
Koninklijke Philips Elecrtrs	-	-	1,000	34,324	30,700
Laboratory Corp. of America Holdings	288	8,989	288	8,989	25,321
Lin TV Corp. CL A	1,000	21,401	1,000	21,401	5,300
Lions Gate Entertainment Corp	2,000	13,840	2,000	13,840	13,020
LSI Corp	5,000	40,343	5,000	40,343	29,950
LTV Corp New	124	-	124	-	-
Macy's Inc	4,802	57,392	-	-	-
Manitowoc Company Inc	1,000	45,905	1,000	45,905	13,110
Marsh & McLennan Companies, Inc	1,000	40,974	1,000	40,974	27,340
MFA Financial Inc	-	-	2,000	15,010	16,320
MGM Resorts International	796	10,272	796	10,272	11,821
Midway Games Inc.	1,000	7,286	-	-	-
Monsanto Co. New	406	2,306	406	2,306	28,274
Morgan Stanley Emerg Mkts Debt Inc.	1,000	15,000	667	15,000	6,990
Motorola Incorporated	1,000	18,332	1,000	18,332	9,070
New York Community Bancorp Inc	1,000	22,056	1,000	22,056	18,850
New York MTG Trust Inc. New	300	24,902	300	24,656	2,088
NewCastle Investment Corp	1,000	13,117	1,000	13,117	6,700
Nextera Energy Inc.	-	-	1,800	22,648	93,582
Nortel Networks Corp.	100	17,731	100	17,731	1
Novo Nordisk A/S-ADR	5,960	6,216	5,960	6,216	670,917
Novozymes A/S shs B	1,296	1,635	1,296	1,635	179,820
Nuveen Quality PFD Income Fund	1,000	14,866	1,000	14,866	7,740
Occidental Petroleum Corp	200	2,387	200	2,387	19,620
PepsiCo, Inc	4,000	6,991	4,000	6,991	261,320
Pfizer Inc	1,666	35,496	1,666	35,496	29,172
Plantronics Inc	1,000	29,322	-	-	-
Protective Life Corp	-	-	2,000	42,911	53,280
Putnam High Income Securities Fund	1,496	15,976	1,496	15,976	12,536
Safeway Inc	1,424	3,831	1,424	3,831	32,026
Sally Beauty Co.	1,000	13,288	1,000	13,288	14,530
Sara Lee Corp	481	6,573	-	-	-
Six Flags Inc.	3,000	18,211	-	-	-
Sprint Nextel Corp.	2,500	16,586	2,500	16,586	10,575
Tenneco Automotive Inc.	200	4,368	200	4,368	8,232
Texas Instruments Inc	-	-	2,000	50,269	65,000
The Mosaic Company	1,000	15,400	1,000	15,400	76,360
Thornburg Mtge Inc	100	27,145	100	27,145	1
Time Warner Cable Inc	83	4,352	83	4,352	5,480
Time Warner Inc. New	333	12,309	333	12,309	10,713
Travelers Cos Inc	433	16,447	433	16,447	24,122
Tyco Electronics, LTD	487	6,013	487	6,013	17,240
Tyco International LTD	487	8,027	487	8,027	20,181
Varian Medical Systems Inc.	1,600	1,230	1,600	1,230	110,848
Varian, Inc	400	652	-	-	-
Verizon Communications	2,382	9,156	2,382	8,578	85,228
Viacom Inc. CI A	500	24,444	500	24,444	22,930
Washington Mutual Inc	1,150	50,012	1,150	50,012	65
Windstream Corp Com	254	712	254	712	3,541
Western Digital Corp	-	-	2,000	54,763	67,800
TOTAL		<u>1,608,115</u>		<u>1,949,276</u>	<u>3,813,447</u>

H. Herbert Myers Memorial Foundation

EIN: 11-6044697

2010 Form 990-PF

Page 2, Line 10c

Investments - Corporate Bonds

	<u>December 31, 2009</u>		<u>December 31, 2010</u>		
<u>Security</u>	<u>Face</u>	<u>Cost</u>	<u>Face</u>	<u>Cost</u>	<u>Fair Market Value</u>
Scientific Leasing Corp., 8 250%, 06/15/03	10,000	6,357	10,000	6,357	-
Textron Financial Corp , 4 600%, 05/03/10	25,000	24,112	-	-	-
Hospitality Properties, 6 750%, 02/15/13	10,000	10,012	10,000	10,012	10,470
Ford Motor Credit Co, 7.000%, 10/01/13	25,000	24,993	25,000	24,993	26,750
Chesapeake Energy Corp, 7.000%, 08/15/14	15,000	14,940	-	-	-
Chesapeake Energy Corp, 6.375%, 06/15/15	25,000	24,512	-	-	-
WM Wrigley Jr Co., 4.650%, 07/15/15	20,000	17,634	20,000	17,634	20,821
Bank of America Corp Fltg, 0 000%, 01/13/30	-	-	25,000	25,012	25,000
Morgan Stanley Multi Step Up, 7 000%, 10/29/30	-	-	50,000	50,467	49,000
Delta Air Lines Series 2001-1, 7 711%, 09/18/11	-	-	50,000	50,262	51,000
Bank of America NA, 9 000%, 08/26/30	-	-	25,000	25,012	25,807
TOTAL		<u><u>122,560</u></u>		<u><u>209,749</u></u>	<u><u>208,848</u></u>

H. Herbert Myers Memorial Foundation
EIN: 11-6044697
2010 Form 990-PF
Page 2, Line 10a
Investments - U.S. Government Obligations

	<u>December 31, 2009</u>		<u>December 31, 2010</u>		
<u>Security</u>	<u>Face</u>	<u>Cost</u>	<u>Face</u>	<u>Cost</u>	<u>Fair Market Value</u>
GNMA II Pass Thru Pool, 9.000%, 04/20/20	35,000	2,209	35,000	2,204	46
GNMA II Pass Thru Pool, 9.000%, 03/20/20	25,000	1,580	25,000	1,576	53
GNMA Pass Thru Pool, 5.500%, 02/15/33	50,000	17,091	50,000	16,703	16,695
FHLMC Z-Bond Remic, 5.000%, 07/15/33	-	-	10,000	14,613	14,638
GNMA Pass Thru Pool, 5.500%, 08/15/33	30,000	9,587	30,000	6,946	6,651
GNMA Pass Thru Pool, 5.500%, 01/15/34	25,000	9,107	25,000	8,236	8,237
GNMA Pass Thru Pool, 7.250%, 10/15/34	25,000	23,459	-	-	-
TOTAL		<u>63,033</u>		<u>50,278</u>	<u>46,320</u>

H. HERBERT MYERS MEMORIAL FDN, INC.
ID# 11-6044697
2010 FORM 990-PF
PART XV, PAGE 11, LINE 3a

RECIPIENT NAME	RECIPIENT ADDRESS	AMOUNT OF CONTRIB
AMERICAN RED CROSS	PO BOX 4002018 DES MOINES, IA 50340-2018	100
AMERICAN DIABETES ASSOCIATION	1701 NORTH BEAUREGARD STREET ALEXANDRIA, VA 22311	250
ANTI DEFAMATION LEAGUE	823 UNITED NATIONS PLAZA NEW YORK, NY 10017	1000
ARTHRITIS FOUNDATION	1330 WEST PEACHTREE STREET ATLANTA, GA 30309	100
BEN APPELBAUM FOUNDATION	PO BOX 600 HAWTHORNE, NJ 07507	500
BERKSHIRE HILLS EMMANUEL CAMPS	547 SAW MILL RIVER RD, SUITE 3D ARDSLEY, NY 10502	1000
BOCA RATON MUSEUM OF ART	501 PLAZA REAL BOCA RATON, FL 33432	1500
BOCA RATON COMMUNITY HOSPITAL	800 MEADOWS ROAD BOCA RATON, FL 33486	1900
CEREBRAL PALSY OF NORTH JERSEY, INC.	91 SOUTH HARRISON STREET EAST ORANGE, NJ 07018	200
THE CHILDREN'S INSTITUTE	ONE SUNSET AVENUE VERONA, NJ 07044	100
CHRISTIAN REFORMED CHURCH FOUNDATION	2850 KALAMAZOO SE GRAND RAPIDS, MI 49560	1000
CLEVELAND CLINIC FOUNDATION	2950 CLEVELAND CLINIC BLVD WESTON, FL 33331	1900
CONGREGATION B'NAI JESHURUN	1025 S. ORANGE AVENUE SHORT HILLS, NJ 07078	4595
CONGREGATION RODEPH SHOLOM	7 WEST 83RD STREET NEW YORK, NY 10024	2180
DAUGHTERS OF ISRAEL INC	1155 PLEASANT VALLEY WAY WEST ORANGE, NJ 07052	90
DIABETES RESEARCH INSTITUTE	200 S. PARK ROAD, SUITE 100 HOLLYWOOD, FL 33021	3050
DR M. ZALEFSKY PROSTATE RESEARCH	NEW YORK	2000
DWIGHT-ENGLEWOOD SCHOOL	315 PALISADE AVE	100

STATEMENT D

H. HERBERT MYERS MEMORIAL FDN, INC.
ID# 11-6044697
2010 FORM 990-PF
PART XV, PAGE 11, LINE 3a

RECIPIENT NAME	RECIPIENT ADDRESS	AMOUNT OF CONTRIB
	ENGLEWOOD, NJ 07631	
EDUCATIONAL ALLIANCE, INC	197 EAST BROADWAY NEW YORK, NY 10002	250
EIES OF NEW JERSEY	59 SCOTLAND ROAD SOUTH ORANGE, NJ 07079	25
FOUNDATION FOR DIABETES RESEARCH	513 W. MT. PLEASANT AVE LIVINGSTON, NJ 07039	600
FOUNDATION FIGHTING BLINDNESS	P O BOX 17279 BALTIMORE, MD 21203-7279	500
FRENCHMAN'S CREEK CHARITIES FOUNDATION	13495 TOURNAMENT DRIVE PALM BEACH GARDENS, FL 33410	500
FRIENDS OF MORSELIFE INC	4847 FRED GLADSTONE DRIVE WEST PALM BEACH, FL 33417	350
GIFT OF LIFE BONE MARROW FOUNDATION	800 YAMATO ROAD, SUITE 101 BOCA RATON, FL 33431	2000
GREENWICH HOSPITAL	5 PERRYRIDGE ROAD GREENWICH, CT 06830	500
HOSPICE OF PALM BEACH	5300 EAST AVENUE WEST PALM BEACH, FL 33407	200
ISRAEL CHILDREN'S CENTERS	3275 WEST HILLSBORO BLVD. SUITE # 102 DEERFIELD BEACH, FL 33442	600
JCA OF JACKSONVILLE	8505 SAN JOSE BLVD JACKSONVILLE, FL 33217	3500
JESPY HOUSE, INC	102 PROSPECT STREET SOUTH ORANGE, NJ 07079	27180
JEWISH COMMUNITY CENTER METROWEST	760 NORTHFIELD AVENUE WEST ORANGE, NJ 07052	500
JEWISH COMMUNITY CENTER OF BENSONHURST	6222 23RD AVENUE BROOKLYN, NY 11204	200
JEWISH EMPLOYMENT AND VOCATIONAL SERVICE	1845 WALNUT STREET 7TH FL PHILADELPHIA, PA 19103	100
JEWISH FEDERATION OF PALM BEACH COUNTY	4601 COMMUNITY DRIVE WEST PALM BEACH, FL 33417	600
JUPITER MEDICAL CENTER FOUNDATION	1210 SOUTH OLD DIXIE HIGHWAY	1000

H. HERBERT MYERS MEMORIAL FDN, INC.
ID# 11-6044697
2010 FORM 990-PF
PART XV, PAGE 11, LINE 3a

RECIPIENT NAME	RECIPIENT ADDRESS	AMOUNT OF CONTRIB
	JUPITER, FL 33458	
LARCHMONT MANOR PARK SOCIETY	P.O. BOX 2 LARCHMONT, NY 10538	1000
MAKE-A-WISH FOUNDATION	4742 N 24TH ST , SUITE 400 PHOENIX AZ 85016-4862	50
MALTZ JUPITER THEATRE	1001 EAST INDIANTOWN ROAD JUPITER, FL 33477	500
MAMARONECK SCHOOLS FOUNDATION	PO BOX 123 LARCHMONT, NY 10538	1000
MENTAL HEALTH ASSOCIATION OF ESSEX COUNTY	33 SOUTH FULLERTON AVENUE MONTCLAIR, NJ 07042	500
MILLBURN HIGH SCHOOL	462 MILLBURN AVE MILLBURN, NJ 07041	100
MORRISTOWN MEMORIAL HOSPITAL	100 MADISON AVENUE MORRISTOWN, NJ 07962	1000
MORSE GERIATRIC CENTER INC	4847 FRED GLADSTONE DRIVE WEST PALM BEACH, FL 33417	230
NEW VERNON VOLUNTEER FIRE DEPARTMENT	PO BOX 143 VILLAGE ROAD NEW VERNON, NJ 07976-0143	1000
NEWARK ACADEMY	91 SOUTH ORANGE AVENUE LIVINGSTON, NJ 07039	1500
NEWARK BETH ISRAEL MEDICAL CENTER	201 LYONS AVENUE NEWARK, NJ 07112	1000
NEWARK MUSEUM	49 WASHINGTON STREET NEWARK, NJ 07102-3176	2100
NEW JERSEY PERFORMING ARTS CENTER	ONE CENTER STREET NEWARK, NJ 07102	500
NORTON MUSEUM OF ART	1451 SOUTH OLIVE AVENUE WEST PALM BEACH , FL 33401	100
OUR HOUSE FOUNDATION	76 FLORAL AVENUE MURRAY HILL, NJ 07974	100
PALM BEACH PET RESCUE	712 LAKESIDE CIRCLE N PALM BEACH, FL 33408	100
PAPER MILL PLAYHOUSE	22 BROOKSIDE DR	500

H. HERBERT MYERS MEMORIAL FDN, INC.
ID# 11-6044697
2010 FORM 990-PF
PART XV, PAGE 11, LINE 3a

RECIPIENT NAME	RECIPIENT ADDRESS	AMOUNT OF CONTRIB
	MILLBURN, NJ 07041	
RUTGERS UNIVERSITY FOUNDATION	7 COLLEGE AVENUE NEW BRUNSWICK, NJ 08901	450
SHELDRAKE ENVIRONMENTAL CENTER	685 WEAVER STREET LARCHMONT, NY 10538	500
ST. CATHERINE OF SIENA CHURCH	10 NORTH POCONO ROAD MOUNTAIN LAKES, NJ 07046	100
ST LUKE'S AND ROOSEVELT HOSPITALS	555 W 57TH ST 18TH FLOOR NEW YORK, NY 10019	10000
TEMPLE SHAREY TEFILO-ISRAEL	432 SCOTLAND RD SOUTH ORANGE, NJ 07079	8010
THE ARNOLD P GOLD FOUNDATION	619 PALISADE AVENUE ENGLEWOOD CLIFFS, NJ 07632	1500
U J.A. OF METROWEST	901 ROUTE 10 EAST WHIPPANY, NJ 07981	58365
UNITED STATES HOLOCAUST MEMORIAL COUNCIL	100 RAOUL WALLENBERG PL SW WASHINGTON, DC 20024	100
USO	700 SOUTH NAVY BOULEVARD PENSACOLA, FL 32508	200
THE VALERIE FUND	2101 MILLBURN AVE MAPLEWOOD, NJ 07040	100
YOUTH CONSULTATION SERVICE INC (YCS)	284 BROADWAY NEWARK, NJ 07104	100
TOTAL		<u>150,875</u>

H. Herbert Myers Memorial Foundation**EIN: 11-6044697****Gain/Loss Report****For the Year Ended 12/31/10**

<u>Security</u>	<u>Shares</u>	<u>Gross Proceeds</u>	<u>Cost Basis</u>	<u>Realized G/L</u>
Clarcor Inc	500.00	17,453 00	15,651.00	1,802 00
Chesapeake Energy Corp Note, 6.375%, 06/15/15	25,000.00	25,797 00	24,512.00	1,285 00
Chesapeake Energy Corp Note, 7.000%, 08/15/14	15,000.00	15,350.00	14,940 00	410.00
Clarcor Inc	500.00	17,309 00	15,651.00	1,658 00
Eastman Chemical Co	1,000.00	61,642 00	59,844 00	1,798 00
Fluor Corp (New)	1,000 00	52,245 00	49,422 00	2,823 00
FMC Technologies Inc	1,000 00	63,842 00	61,186.00	2,656 00
Foster Wheeler AG	1,000.00	25,982 00	21,324.00	4,658 00
Gilead Sciences Inc	1,000 00	48,277 00	46,657.00	1,620 00
Illinois Tool Works Inc	1,000 00	46,464 00	42,611 00	3,853 00
Lubrizol Corp	500 00	55,330.00	54,062 00	1,268 00
Macy's Inc	2,000 00	43,740 00	23,903 00	19,837 00
Macy's Inc	2,000.00	39,410 00	23,903 00	15,507 00
Macy's Inc	802 00	16,841.00	9,586 00	7,255 00
Midway Games	1,000 00	-	7,286 00	(7,286 00)
Plantronics Inc	1,000 00	32,881 00	29,322 00	3,559 00
Sara Lee Corp	481 00	6,763 00	6,573 00	190 00
Six Flags Inc	3,000 00	-	18,211 00	(18,211 00)
Skechers USA Inc	1,000 00	32,037.00	30,184 00	1,853 00
Textron Financial Corp, 4 600%, 05/03/10	25,000 00	25,000.00	24,112 00	888.00
Varian, Inc	400 00	20,800.00	652.00	20,148.00
Weatherford International Ltd	2,000.00	38,711.00	35,627.00	3,084.00
Wells Fargo Bank CD, 8 000%, 08/01/19	25,000 00	25,000 00	26,077 00	(1,077.00)
Whitney Natl Bank Notes, 5 875%, 04/01/17	25,000 00	22,301.00	22,415 00	(114.00)
Zions Bancorp Senior Notes, 7 750%, 09/23/14	50,000.00	50,113.00	49,188 00	925 00
Frontier Communications Corp	0 78	6 00	-	6 00
Keithley Instruments	1,000 00	21,600.00	18,592 00	3,008 00
Idearc Inc	119.00	-	350.00	(350 00)
Morgan Stanley Emerg Mkts Debt Inc	0.28	3 00	-	3.00
Kemet Corporation	0 33	5.00	-	5.00
GNMA Pass Thru Pool, 7 250%, 10/15/34	25,000 00	22,757 00	23,459.00	(702 00)
OVERALL TOTAL		<u>827,659 00</u>	<u>755,300.00</u>	<u>72,359 00</u>

Application for Extension of Time To File an Exempt Organization Return

OMB No. 1545-1709

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

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

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

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

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

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

Part I only ☐

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

Type or print File by the due date for filing your return. See instructions.	Name of exempt organization H. HERBERT MYERS MEMORIAL FOUNDATION C/O MCCABE HEIDRICH & WONG, P.C.	Employer identification number 11-6044697
	Number, street, and room or suite no. If a P.O. box, see instructions 4 GATEHALL DRIVE	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions PARSIPPANY, NJ 07054	

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-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

MARTIN F. MYERS

- The books are in the care of ► **C/O MH&W; 4 GATEHALL DRIVE - PARSIPPANY, NJ 07054**
Telephone No ► **(973) 605-1040** FAX No. ► **(973) 605-1041**

- 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 **AUGUST 15, 2011**, to file the exempt organization return for the organization named above. The extension is for the organization's return for
► ☒ calendar year **2010** or
► ☐ tax year beginning _____, and ending _____

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

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions	3a	\$	6,949.
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit	3b	\$	6,949.
c Balance due. Subtract line 3b from line 3a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions	3c	\$	0.

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

LHA For Paperwork Reduction Act Notice, see Instructions.

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

- 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 H. HERBERT MYERS MEMORIAL FOUNDATION C/O MCCABE HEIDRICH & WONG, P.C.	Employer identification number 11-6044697
	Number, street, and room or suite no. If a P.O. box, see instructions 4 GATEHALL DRIVE	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions PARSIPPANY, NJ 07054	

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.

MARTIN F. MYERS

- The books are in the care of **C/O MH&W; 4 GATEHALL DRIVE - PARSIPPANY, NJ 07054**

Telephone No **(973) 605-1040**

FAX No **(973) 605-1041**

- 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 **NOVEMBER 15, 2011**

5 For calendar year **2010**, or other tax year beginning _____, and ending _____

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 REQUIRED TO GATHER THE INFORMATION NECESSARY TO PREPARE 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	\$	6,949.
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	\$	6,949.
c Balance due. 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  Title **C.P.A.**

Date **8/4/11**

Form 8868 (Rev. 1-2011)