Form **990-PF**

Department of the Treasury
Internal Revenue Service

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

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

OMB No 1545-0052

2010

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 FLAX FAMILY FOUNDATION	**A Employer identification number** 26-1473302
Number and street (or P O box number if mail is not delivered to street address) 3120 LA MANCHA PL NW — Room/suite	B Telephone number 505-243-5116
City or town, state, and ZIP code ALBUQUERQUE, NM 87104-3012	C If exemption application is pending, check here ▶ ☐ D 1. Foreign organizations, check here ▶ ☐ 2 Foreign organizations meeting the 85% test, check here and attach computation ▶ ☐
H Check type of organization: ☒ Section 501(c)(3) exempt private foundation ☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation	E If private foundation status was terminated under section 507(b)(1)(A), check here ▶ ☐
I Fair market value of all assets at end of year *(from Part II, col. (c), line 16)* ▶$ 716,421. J Accounting method: ☒ Cash ☐ Accrual ☐ Other (specify) *(Part I, column (d) must be on cash basis.)*	F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ▶ ☐

Part I **Analysis of Revenue and Expenses** (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a).)

		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc., received			N/A	
	2 Check ▶ ☒ if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments	3.	3.		STATEMENT 1
	4 Dividends and interest from securities	19,808.	19,808.		STATEMENT 2
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	64.			
	b Gross sales price for all assets on line 6a 282,767.				
	7 Capital gain net income (from Part IV, line 2)		64.		
	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				
	12 **Total.** Add lines 1 through 11	19,875.	19,875.		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	0.	0.		0.
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees STMT 3	185.	0.		0.
	b Accounting fees STMT 4	1,384.	0.		0.
	c Other professional fees STMT 5	2,672.	2,672.		0.
	17 Interest				
	18 Taxes STMT 6	236.	236.		0.
	19 Depreciation and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses STMT 7	6.	6.		0.
	24 **Total operating and administrative expenses** Add lines 13 through 23	4,483.	2,914.		0.
	25 Contributions, gifts, grants paid	34,568.			34,568.
	26 **Total expenses and disbursements.** Add lines 24 and 25	39,051.	2,914.		34,568.
	27 Subtract line 26 from line 12:				
	a Excess of revenue over expenses and disbursements	-19,176.			
	b **Net investment income** (if negative, enter -0-)		16,961.		
	c **Adjusted net income** (if negative, enter -0-)			N/A	

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Part II Balance Sheets (Attached schedules and amounts in the description column should be for end-of-year amounts only)	Beginning of year (a) Book Value	End of year (b) Book Value	(c) Fair Market Value
Assets			
1 Cash - non-interest-bearing			
2 Savings and temporary cash investments	5,622.	17,271.	17,271.
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			
c Investments - corporate bonds			
11 Investments - land, buildings, and equipment: basis ▶			
Less accumulated depreciation ▶			
12 Investments - mortgage loans			
13 Investments - other STMT 8	662,964.	632,139.	699,150.
14 Land, buildings, and equipment: basis ▶			
Less accumulated depreciation ▶			
15 Other assets (describe ▶)			
16 **Total assets** (to be completed by all filers)	668,586.	649,410.	716,421.
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 ▶ [X] and complete lines 24 through 26 and lines 30 and 31.			
24 Unrestricted	668,586.	649,410.	
25 Temporarily restricted			
26 Permanently restricted			
Foundations that do not follow SFAS 117, check here ▶ [ ] and complete lines 27 through 31.			
27 Capital stock, trust principal, or current funds			
28 Paid-in or capital surplus, or land, bldg., and equipment fund			
29 Retained earnings, accumulated income, endowment, or other funds			
30 **Total net assets or fund balances**	668,586.	649,410.	
31 **Total liabilities and net assets/fund balances**	668,586.	649,410.	

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	668,586.
2 Enter amount from Part I, line 27a	2	-19,176.
3 Other increases not included in line 2 (itemize) ▶	3	0.
4 Add lines 1, 2, and 3	4	649,410.
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	649,410.

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	282,767.		282,703.	64.

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				64.

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 — 64.

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	45,116.	686,618.	.065708
2008	34,428.	798,495.	.043116
2007	0.	886,500.	.000000
2006			
2005			

2	**Total** of line 1, column (d)	2	.108824
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	.036275
4	Enter the net value of noncharitable-use assets for 2010 from Part X, line 5	4	684,080.
5	Multiply line 4 by line 3	5	24,815.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	170.
7	Add lines 5 and 6	7	24,985.
8	Enter qualifying distributions from Part XII, line 4	8	34,568.

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 ▶ ☐ 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 ▶ [X] and enter 1% of Part I, line 27b	1	170.
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	170.
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	170.
6	Credits/Payments:		
a	2010 estimated tax payments and 2009 overpayment credited to 2010 — 6a		
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	0.
8	Enter any **penalty** for underpayment of estimated tax. Check here ☐ if Form 2220 is attached	8	
9	**Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** ▶	9	170.
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶	10	
11	Enter the amount of line 10 to be: **Credited to 2011 estimated tax** ▶ — **Refunded** ▶	11	

Part VII-A | Statements Regarding Activities

			Yes	No
1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? *If the answer is "Yes" to* **1a** *or* **1b**, *attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.*	1b		X
c	Did the foundation file **Form 1120-POL** for this year?	1c		X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: **(1)** On the foundation. ▶ $ 0. **(2)** On foundation managers. ▶ $ 0.			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ▶ $ 0.			
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? *If "Yes," attach a detailed description of the activities.*	2		X
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? *If "Yes," attach a conformed copy of the changes*	3		X
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year? N/A	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) ▶ NM			
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by *General Instruction G? If "No," attach explanation*	8b	X	
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 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

Form **990-PF** (2010)

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

		Line	Yes	No
11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	X	

Website address ▶ N/A

14 The books are in care of ▶ THE FOUNDATION Telephone no. ▶ 505-243-5116
Located at ▶ 3120 LA MANCHA PL NW, ALBUQUERQUE, NM ZIP+4 ▶ 87104-3012

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

		Line	Yes	No
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		X
	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 ▶			

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

			Line	Yes	No
	File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.				
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?	☐ Yes ☒ No			
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?	☐ Yes ☒ No			
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?	☐ Yes ☒ No			
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?	☐ Yes ☒ No			
	(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)?	☐ Yes ☒ No			
	(6) Agree to pay money or property to a government official? (**Exception.** Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.)	☐ Yes ☒ No			
b	If any answer is "Yes" to 1a(1)-(6), did **any** of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 22 of the instructions)?	N/A	1b		
	Organizations relying on a current notice regarding disaster assistance check here	▶ ☐			
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2010?		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?	☐ Yes ☒ 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?	☐ Yes ☒ 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

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

5a During the year did the foundation pay or incur any amount to:				
(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?	☐ Yes ☒ No			
(2) Influence the outcome of any specific public election (see section 4955); or to carry on, directly or indirectly, any voter registration drive?	☐ Yes ☒ No			
(3) Provide a grant to an individual for travel, study, or other similar purposes?	☐ Yes ☒ No			
(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)?	☐ Yes ☒ No			
(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals?	☐ Yes ☒ No			
b If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)?	N/A	5b		
Organizations relying on a current notice regarding disaster assistance check here	▶ ☐			
c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? N/A	☐ Yes ☐ No			
If "Yes," attach the statement required by Regulations section 53 4945-5(d).				
6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	☐ Yes ☒ No			
b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?		6b		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
JANE FLAX 3120 LA MANCHA PL. NW ALBUQUERQUE, NM 87104	PRESIDENT 1.00	0.	0.	0.
MICHAEL G. FLAX, M.D. 3120 LA MANCHA PL. NW ALBUQUERQUE, NM 87104	SECRETARY/TREASURER 1.00	0.	0.	0.
REBECCA FLAX ONE CITY PLACE APT N 2502 WHITE PLAINS, NY 10601	VICE PRESIDENT 1.00	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	
All other program-related investments. See instructions. 3	
Total. Add lines 1 through 3 ▶	0.

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	682,565.
b	Average of monthly cash balances	1b	11,932.
c	Fair market value of all other assets	1c	
d	**Total** (add lines 1a, b, and c)	1d	694,497.
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	694,497.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	10,417.
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3. Enter here and on Part V, line 4	5	684,080.
6	**Minimum investment return** Enter 5% of line 5	6	34,204.

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	34,204.
2a	Tax on investment income for 2010 from Part VI, line 5 — 2a: 170.		
b	Income tax for 2010. (This does not include the tax from Part VI.) — 2b:		
c	Add lines 2a and 2b	2c	170.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	34,034.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	34,034.
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	34,034.

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	34,568.
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	34,568.
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	170.
6	**Adjusted qualifying distributions** Subtract line 5 from line 4	6	34,398.

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 2009	(c) 2009	(d) 2010
1 Distributable amount for 2010 from Part XI, line 7					34,034.
2 Undistributed income, if any, as of the end of 2010					
a Enter amount for 2009 only				0.	
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	251.				
f **Total** of lines 3a through e		251.			
4 Qualifying distributions for 2010 from Part XII, line 4: ▶ $ 34,568.					
a Applied to 2009, but not more than line 2a				0.	
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					34,034.
e Remaining amount distributed out of corpus		534.			
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		785.			
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					0.
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		785.			
10 Analysis of line 9:					
a Excess from 2006					
b Excess from 2007					
c Excess from 2008					
d Excess from 2009	251.				
e Excess from 2010	534.				

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 2010, enter the date of the ruling ▶

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

	Tax year	Prior 3 years			
	(a) 2010	(b) 2009	(c) 2008	(d) 2007	(e) Total
2 a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities. Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon: a "Assets" alternative test - enter: (1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test - enter: (1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

Part XV Supplementary Information (Complete this part only if the 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).)

SEE STATEMENT 9

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 ▶ [X] if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d.

a The name, address, and telephone number of the person to whom applications should be addressed:

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

c Any submission deadlines:

d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors:

Part XV Supplementary Information (continued)

3 Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient: Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a *Paid during the year*				
SEE STATEMENT 10				
Total			▶ 3a	34,568.
b *Approved for future payment*				
NONE				
Total			▶ 3b	0.

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.	Unrelated business income (a) Business code	Unrelated business income (b) Amount	Excluded by section 512, 513, or 514 (c) Exclusion code	Excluded by section 512, 513, or 514 (d) Amount	(e) Related or exempt function income
1 Program service revenue:					
a					
b					
c					
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments			14	3.	
4 Dividends and interest from securities			14	19,808.	
5 Net rental income or (loss) from real estate:					
a Debt-financed property					
b Not debt-financed property					
6 Net rental income or (loss) from personal property					
7 Other investment income					
8 Gain or (loss) from sales of assets other than inventory			14	64.	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue:					
a					
b					
c					
d					
e					
12 Subtotal. Add columns (b), (d), and (e)		0.		19,875.	0.

13 Total Add line 12, columns (b), (d), and (e) 13 19,875.

(See worksheet in line 13 instructions to verify calculations.)

Part XVI-B Relationship of Activities to the Accomplishment of Exempt Purposes

Line No ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes).

Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations

			Yes	No
1	Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?			
a	Transfers from the reporting foundation to a noncharitable exempt organization of:			
	(1) Cash	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

d If the answer to any of the above is "Yes," complete the following schedule. Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received.

(a) Line no	(b) Amount involved	(c) Name of noncharitable exempt organization	(d) Description of transfers, transactions, and sharing arrangements
		N/A	

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: June V. Flax | Date: May 13, 2011 | Title: President

Paid Preparer Use Only

Print/Type preparer's name	Preparer's signature	Date	Check ☐ if self-employed	PTIN
LISA A. LACHMANN, CPA	Lisa A. Lachmann	5-13-11		
Firm's name ▶ CLIFTON GUNDERSON LLP			Firm's EIN ▶	
Firm's address ▶ 500 MARQUETTE NW, SUITE 800 ALBUQUERQUE, NM 87102			Phone no. (505)842-8290	

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	126,000 SH VANGUARD MONEY MARKET RESERVES FEDERAL	P	11/26/08	VARIOUS
b	SEE ATTACHED 5104-3186 WELLS FARGO STATEMENT	P	VARIOUS	VARIOUS
c	SEE ATTACHED 5104-3186 WELLS FARGO STATEMENT	P	VARIOUS	VARIOUS
d	POWERSHARES DB COMMODITY INDEX TRACKING FUND (DBC	P	VARIOUS	VARIOUS
e	POWERSHARES DB COMMODITY INDEX TRACKING FUND (DBC	P	VARIOUS	VARIOUS
f	CAPITAL GAINS DIVIDENDS			
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	125,975.		126,001.	-26.
b	139,612.		135,254.	4,358.
c	17,169.		21,448.	-4,279.
d	6.			6.
e	3.			3.
f	2.			2.
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				-26.
b				4,358.
c				-4,279.
d				6.
e				3.
f				2.
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	64.
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

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

SOURCE	AMOUNT
WELLS FARGO ACCOUNT # 1843-8685	1.
WELLS FARGO ACCOUNT # 5104-3186	2.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	3.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
WELLS FARGO DIVIDENDS #1843-8685	4,952.	0.	4,952.
WELLS FARGO DIVIDENDS #5104-3186	4,185.	2.	4,183.
WELLS FARGO INTEREST #1843-8685	10,673.	0.	10,673.
TOTAL TO FM 990-PF, PART I, LN 4	19,810.	2.	19,808.

FORM 990-PF LEGAL FEES STATEMENT 3

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST-MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ATTORNEY FEES	185.	0.		0.
TO FM 990-PF, PG 1, LN 16A	185.	0.		0.

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	1,384.	0.		0.
TO FORM 990-PF, PG 1, LN 16B	1,384.	0.		0.

FORM 990-PF | OTHER PROFESSIONAL FEES | STATEMENT 5

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
WELLS FARGO ADVISORY FEES	2,672.	2,672.		0.
TO FORM 990-PF, PG 1, LN 16C	2,672.	2,672.		0.

FORM 990-PF | TAXES | STATEMENT 6

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
FOREIGN TAXES PAID	236.	236.		0.
TO FORM 990-PF, PG 1, LN 18	236.	236.		0.

FORM 990-PF | OTHER EXPENSES | STATEMENT 7

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
POWERSHARES DB COMMODITY INDEX TRACKING FUND (DBC) OTHER DEDUCTIONS	6.	6.		0.
TO FORM 990-PF, PG 1, LN 23	6.	6.		0.

FORM 990-PF | OTHER INVESTMENTS | STATEMENT 8

DESCRIPTION	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
INVESTMENTS	COST	632,139.	699,150.
TOTAL TO FORM 990-PF, PART II, LINE 13		632,139.	699,150.

FORM 990-PF PART XV - LINE 1A STATEMENT 9
LIST OF FOUNDATION MANAGERS

NAME OF MANAGER

JANE FLAX
MICHAEL G. FLAX, M.D.

FORM 990-PF GRANTS AND CONTRIBUTIONS STATEMENT 10
PAID DURING THE YEAR

RECIPIENT NAME AND ADDRESS	RECIPIENT RELATIONSHIP AND PURPOSE OF GRANT	RECIPIENT STATUS	AMOUNT
ALBUQUERQUE ACADEMY 6400 WYOMING BLVD NE ALBUQUERQUE, NM 87109	TO PROVIDE QUALITY EDUCATION TO CHILDREN	SCHOOL	1,000.
COLORADO ROCKY MOUNTAIN SCHOOL 1493 COUNTY ROAD 106 CARBONDALE, CO 81623	TO PROVIDE EDUCATION	SCHOOL	10,000.
COLUMBIA UNIVERSITY 2960 BROADWAY NEW YORK, NY 10027	TO PROVIDE A CENTER FOR EDUCATION AND RESEARCH	UNIVERSITY	1,000.
DALHOUSIE UNIVERSITY HALIFAX, NOVA SCOTIA, CANADA B3H 4R2	TO PROVIDE A CENTER FOR EDUCATION AND RESEARCH	UNIVERSITY	10,000.
EXPLORA 1701 MOUNTAIN ROAD NW ALBUQUERQUE, NM 87104	TO PROVIDE SCIENCE EDUCATION TO CHILDREN	PUBLIC CHARITY	10,000.
JEWISH FEDERATION OF NM 5520 WYOMING BLVD NE ALBUQUERQUE, NM 87109	TO MEET THE NEEDS OF JEWISH PHILANTHROPHY	PUBLIC CHARITY	150.

KENCREST SERVICES 502 WEST GERMANTOWN PIKE STE 200 PLYMOUTH MEETING, PA 19462-1348	TO PROVIDE SERVICES FOR PEOPLE WITH DEVELOPMENTAL DI	PUBLIC CHARITY	200.
NEW MEXICO HUMAN RIGHTS PROJECT ALBUQUERQUE, NM	TO PROVIDE PROGRAMS FOR STUDENTS	PUBLIC CHARITY	100.
ROADRUNNER FOOD BANK 5840 OFFICE BLVD NE ALBUQUERQUE, NM 87109	TO PROVIDE EQUAL ACCESS TO HUNGER RELIEF	PUBLIC CHARITY	200.
UNIVERSITY OF PENNSYLVANIA 3451 WALNUT STREET PHILADELPHIA, PA 19104-6243	TO PROVIDE A CENTER FOR EDUCATION AND RESEARCH	UNIVERSITY	1,000.
THE ALBUQUERQUE YOUTH SYMPHONY PROGRAM 3315 LOUISIANA BLVD. NE SUITE N-8 ALBUQUERQUE, NM 87110	SEEKS TO INSTILL A LIFELONG PASSION FOR MUSIC IN MOTIVATED YOUNG PEOPLE	YOUTH PROGRAM	50.
WOMEN'S HOUSING COALITION 3005 SAN PEDRO NE ALBUQUERQUE, NM 87110	TO ASSIST LOW-INCOME WOMEN WITH CHILDREN BY PROVIDING AFFORDABLE HOUSING.	PUBLIC CHARITY	50.
HABITAT FOR HUMANITY PO BOX 8353 ALBUQUERQUE, NM 87198	TO ASSIST LOW-INCOME FAMILIES TO OWN SIMPLE, DECENT, AFFORDABLE HOMES.	PUBLIC CHARITY	50.
LEAGUE OF WOMEN VOTERS EDUCATION 2315 SAN PEDRO DR NE, SUITE F-6 ALBUQUERQUE, NM 87110	PROVIDES NON-PARTISAN VOTER EDUCATION TO CENTRAL NEW MEXICO CITIZENS	PUBLIC CHARITY	100.
BREAST CANCER RESEARCH FOUNDATION 60 EAST 56TH STREET, 8TH FLOOR NEW YORK, NY 10022	TO FIND A CURE FOR BREAST CANCER	PUBLIC CHARITY	50.

ST. CHARLES BORROMEO ROMAN CATHOLIC CHURCH 1818 COAL PLACE SE ALBUQUERQUE, NM 87106	TO WELCOME NEW MEMBERS AND TO HELP GROW THE CATHOLIC FAITH.	PUBLIC CHARITY	75.
DR. MARTIN L STONE CHARITABLE FOUNDATION INC 18 PARRISH POND LANE SOUTHAMPTON, NY 11968		CHARITABLE FOUNDATION	100.
JOY JUNCTION PO BOX 27693 ALBUQUERQUE, NM 87125	TO PROVIDE SHELTER FOR HOMELESS IN NEW MEXICO	PUBLIC CHARITY	238.
ALBUQUERQUE HIGH SCHOOL (AHS 60) 800 ODELIA ROAD NE ALBUQUERQUE, NM 87102	TO PROMOTE LITERACY AND ACCELERATE LEARNING	SCHOOL	100.
OTHER MISCELLANEOUS ALBUQUERQUE, NM		OTHER	105.
TOTAL TO FORM 990-PF, PART XV, LINE 3A			34,568.

WELLS FARGO ADVISORS

As of Date: 2/11/11

Account Number: 5104-3186
Command Account Number: 9079031158
FLAX FAMILY FOUNDATION

Important Realized Gain/Loss Information

This information is provided for courtesy purposes only. Each individual taxpayer should consult with a tax advisor as to any additional reporting requirements or adjustments. NO COST BASIS OR REALIZED GAIN/LOSS INFORMATION IS PROVIDED TO THE IRS, NOR IS THIS INFORMATION VERIFIED OR GUARANTEED BY FIRST CLEARING, LLC TO BE ACCURATE FOR EACH TAXPAYER'S UNIQUE REPORTING REQUIREMENTS. THEREFORE, YOU SHOULD NEVER ASSUME THIS STATEMENT IS ACCURATE IN LIEU OF COMPLETING SCHEDULE D OF YOUR TAX RETURN AND CONSULTING WITH YOUR TAX ADVISOR.

Federal tax reporting requirements will create differences between the information presented here and what appears on your Form 1099-B, including but not limited to the following situations:

* Cost basis for many fixed income tax lots has been amortized (for securities purchased at a premium) or accreted (for securities purchased at a discount), when possible, for applicable securities. For securities that were purchased at an Original Issue Discount (OID), only those positions whose cost basis has been adjusted will reflect the impacts of the OID accruals on the original cost basis. The original issue discount amount reported on your Form 1099-OID is not adjusted for market discount, acquisition premium or bond premium. Therefore, the amortization and accretion adjustments used on this statement may not be consistent with the Form 1099-OID amount because the reporting requirements on the Form 1099-OID are different.
* The Original Price represents the unadjusted price of the security. The Original Price can be used to calculate the original unadjusted cost of the security.
* Short sales are reportable on Form 1099-B before the position is closed.
* Long-term capital gains reported by a RIC or REIT appear on Form 1099-DIV only, as noted in the instructions for that form.
* Lots closed due to transfers or journals will not be reflected in the Realized Gain/Loss Statement, or on the Form 1099-B.

Realized Gain/Loss Summary	THIS YEAR GAIN	THIS YEAR LOSS	THIS YEAR NET
Short term	7,615.96	-3,258.53	4,357.43
Long term	614.84	-4,893.45	-4,278.61
Total - Realized Gain/Loss	**$8,230.80**	**-$8,151.98**	**$78.82**

Realized Gain/Loss Detail for Year

Short Term

DESCRIPTION	QUANTITY	ADJ PRICE/ ORIG PRICE	DATE ACQUIRED	CLOSE DATE	PROCEEDS	ADJ COST/ ORIG COST	GAIN/LOSS
AXA-ADR	40.00000	20.1632	02/16/10	12/31/10	665.14	806.53	-141.39
	65.00000	16.4400	09/01/10	12/31/10	1,080.86	1,068.60	12.26
Subtotal	**105.00000**				**1,746.00**	**1,875.13**	**-129.13**
BP PLC SPONS ADR	23.00000	51.0900	08/20/09	05/28/10	991.55	1,175.07	-183.52
	13.00000	54.9000	02/16/10	05/28/10	560.45	713.70	-153.25

Realized Gain/Loss

As of Date: 2/11/11

Account Number: 5104-3186
Command Account Number: 9079031158
FLAX FAMILY FOUNDATION

Short Term *Continued*

DESCRIPTION	QUANTITY	ADJ PRICE/ ORIG PRICE	DATE ACQUIRED	CLOSE DATE	PROCEEDS	ADJ COST/ ORIG COST	GAIN/LOSS
Subtotal	**36.00000**				**1,552.00**	**1,888.77**	**-336.77**
CHUNGHWA TELECOM CO W/I LTD SPONSORED ADR NEW 2010	0.36363	18.4613	08/20/09	02/10/10	6.71	6 71	0.00
DUN & BRADSTREET CORP DEL NEW	15.00000	70.1200	02/16/10	11/29/10	1,132.15	1,051 80	80.35
E ON-AG-SPON ADR	31.00000	36.0600	02/16/10	12/31/10	943.01	1,117.86	-174.85
ELI LILLY & CO	38.00000	34.1460	02/16/10	12/31/10	1,334.17	1,297 55	36.62
HUANENG PWR INTL INC SPONSORED ADR SER N SHS	36.00000	24.2130	02/16/10	12/31/10	768.50	871.67	-103.17
ISHARES FTSE/XINHUA CHINA 25 INDEX FUND	92.00000	40.3980	08/20/09	04/27/10	3,730.28	3,716.62	13.66
	50.00000	39.1566	02/16/10	04/27/10	2,027.34	1,957.83	69.51
Subtotal	**142.00000**				**5,757.62**	**5,674.45**	**83.17**
ISHARES TR -RUSSELL 2000 INDEX FD	210.00000	68.0563	05/19/10	10/14/10	14,811.04	14,291.82	519.22
ISHARES TR MSCI EMERGING MKTS INDEX FD	106.00000	35.3872	08/20/09	04/27/10	4,400.60	3,751.04	649.56
	56.00000	38.9365	02/16/10	04/27/10	2,324.86	2,180.44	144.42
Subtotal	**162.00000**				**6,725.46**	**5,931.48**	**793.98**
KADANT INC	36.00000	13.9528	02/16/10	12/01/10	711.32	502.30	209.02
	22.00000	18.5624	09/15/10	12/01/10	434.70	408.37	26.33
Subtotal	**58.00000**				**1,146.02**	**910.67**	**235.35**
MEMC ELECTR MATLS INC	15.00000	12.6600	02/16/10	11/29/10	176.88	189.90	-13.02
POWERSHARES DB ETF COMMODITY INDEX TRACKING FUND	73.00000	22.7965	08/20/09	04/27/10	1,747.62	1,664.14	83.48
	40.00000	23.4499	02/16/10	04/27/10	957.60	938.00	19.60

Realized Gain/Loss

WELLS FARGO ADVISORS

As of Date: 2/11/11

Account Number: 5104-3186
Command Account Number: 9079031158
FLAX FAMILY FOUNDATION

Short Term *Continued*

DESCRIPTION	QUANTITY	ADJ PRICE/ ORIG PRICE	DATE ACQUIRED	CLOSE DATE	PROCEEDS	ADJ COST/ ORIG COST	GAIN/LOSS
Subtotal	**113.00000**				**2,705.22**	**2,602.14**	**103.08**
POWERSHARES QQQ ETF SERIES 1	195.00000	39.5975	08/20/09	04/27/10	9,615.92	7,721.51	1,894.41
	105.00000	43.9760	02/16/10	04/27/10	5,177.81	4,617.48	560.33
Subtotal	**300.00000**				**14,793.73**	**12,338.99**	**2,454.74**
PRICELINE COM INC COM NEW	13.00000	149.9000	08/20/09	08/04/10	3,666.11	1,948.70	1,717.41
PROSHARES SHORT RUSSELL 2000 PROSHARES NON-TRADITIONAL ETF	406.00000	37.5881	04/28/10	05/10/10	15,869.05	15,260.77	608.28
PROSHARES SHORT RUSSELL 2000 PROSHARES NON-TRADITIONAL ETF 1X	503.00000	36.1949	10/14/10	11/04/10	17,549.57	18,206.03	-656.46
PROSHARES SHORT S&P 500 NON-TRADITIONAL ETF	329.00000	48.7661	04/27/10	05/10/10	16,235.64	16,044.05	191.59
PROSHARES SHORT S&P 500 NON-TRADITIONAL ETF 1X	323.00000	47.3258	10/14/10	11/04/10	14,802.83	15,286.23	-483.40
SPDR S&P 500 TRUST ETF	128.00000	111.8449	05/19/10	10/14/10	15,083.32	14,316.15	767.17
STANLEY BLACK & DECKER INC	0.48000	33.2701	08/20/09	03/15/10	27.69	15.97	11.72
	0.27000	53.9294	02/16/10	03/15/10	15.58	14.56	1.02
Subtotal	**0.75000**				**43.27**	**30.53**	**12.74**
TRANSOCEAN LTD ORDINARY SHARES	18.00000	84.5500	02/16/10	12/31/10	1,246.86	1,521.90	-275.04
US NATURAL GAS FUND LP	261.00000	9.9267	02/16/10	10/14/10	1,516.44	2,590.87	-1,074.43
Total - Short Term					**$139,611.60**	**$135,254.17**	**$4,357.43**

Realized Gain/Loss

As of Date: 2/11/11

Account Number: 5104-3186
Command Account Number: 9079031158
FLAX FAMILY FOUNDATION

Long Term

DESCRIPTION	QUANTITY	ADJ PRICE/ ORIG PRICE	DATE ACQUIRED	CLOSE DATE	PROCEEDS	ADJ COST/ ORIG COST	GAIN/LOSS
AXA-ADR	55.00000	22.0730	08/20/09	12/30/10	909.57	1,214.02	-304.45
	18.00000	22.0730	08/20/09	12/31/10	299.31	397.31	-98.00
Subtotal	**73.00000**				**1,208.88**	**1,611.33**	**-402.45**
DUN & BRADSTREET CORP DEL NEW	28.00000	73.9900	08/20/09	11/29/10	2,113.34	2,071.72	41.62
E ON-AG-SPON ADR	25 00000	40.1900	08/20/09	12/30/10	758.24	1,004.75	-246.51
	32.00000	40.1900	08/20/09	12/31/10	973.42	1,286.08	-312.66
Subtotal	**57.00000**				**1,731.66**	**2,290.83**	**-559.17**
ELI LILLY & CO	70.00000	33.0977	08/20/09	12/31/10	2,457.67	2,316.84	140.83
HUANENG PWR INTL INC SPONSORED ADR SER N SHS	35.00000	29.5800	08/20/09	12/30/10	745.63	1,035.30	-289.67
	31.00000	29.5800	08/20/09	12/31/10	661.76	916.98	-255.22
Subtotal	**66.00000**				**1,407.39**	**1,952.28**	**-544.89**
KADANT INC	5.00000	13.2199	08/20/09	11/29/10	98.77	66.10	32.67
	15.00000	13.2199	08/20/09	11/30/10	288.13	198.30	89.83
	46.00000	13.2199	08/20/09	12/01/10	908.90	608.12	300.78
Subtotal	**66.00000**				**1,295.80**	**872.52**	**423.28**
LANDSTAR SYSTEMS INC	26.00000	36.0800	08/20/09	11/29/10	947.19	938.08	9.11
	14.00000	38.2238	09/11/09	11/29/10	510.04	535.14	-25.10
Subtotal	**40.00000**				**1,457.23**	**1,473.22**	**-15.99**
MEMC ELECTR MATLS INC	28.00000	16.6900	08/20/09	11/29/10	330.17	467 32	-137.15
TRANSOCEAN LTD ORDINARY SHARES	34 00000	75.6000	08/20/09	12/31/10	2,355.18	2,570.40	-215.22
US NATURAL GAS FUND LP	484.00000	12.0280	08/20/09	10/14/10	2,812.08	5,821.55	-3,009.47
Total - Long Term					**$17,169.40**	**$21,448.01**	**-$4,278.61**