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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

FAIRBANKS FAMILY FOUNDATION  
C/O STEVEN J. GIACONA

## A Employer identification number

58-2583288

Number and street (or P O box number if mail is not delivered to street address) Room/suite  
319 LENOX AVENUE

## B Telephone number

908-789-7310

City or town, state, and ZIP code  
WESTFIELD, NJ 07090C 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 foundationI Fair market value of all assets at end of year (from Part II, col (c), line 16) J Accounting method:  Cash  Accrual  
(\$ 5,085,048. (Part I, column (d) must be on cash basis.))E If private foundation status was terminated under section 507(b)(1)(A), check here ► F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ► 

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 2 Check ► <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B Interest on savings and temporary cash investments 3 4 Dividends and interest from securities 5a Gross rents b Net rental income or (loss) 6a Net gain or (loss) from sale of assets not on line 10 b Gross sales price for all assets on line 6a 1,142,610. 7 Capital gain net income (from Part IV, line 2) 8 Net short-term capital gain 9 Income modifications Gross sales less returns and allowances 10a b Less Cost of goods sold c Gross profit or (loss) 11 Other income 12 Total. Add lines 1 through 11	55,030.	55,030.	N/A	STATEMENT 1
		1,855.		RECEIVED	
			1,855.	NOV 16 2011	IRS OSC
				OGDEN, UT	
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc 14 Other employee salaries and wages 15 Pension plans, employee benefits 16a Legal fees b Accounting fees c Other professional fees 17 Interest 18 Taxes 19 Depreciation and depletion 20 Occupancy 21 Travel, conferences, and meetings 22 Printing and publications 23 Other expenses 24 Total operating and administrative expenses. Add lines 13 through 23 25 Contributions, gifts, grants paid 26 Total expenses and disbursements. Add lines 24 and 25	120,983.	120,983.	STATEMENT 2	
		177,868.	177,868.		
		0.	0.		0.
	STMT 3	1,146.	1,146.		0.
		63,440.	57,940.		0.
		64,586.	59,086.		0.
		730,150.			730,150.
		794,736.	59,086.		730,150.
	27 Subtract line 26 from line 12: a Excess of revenue over expenses and disbursements b Net investment income (if negative, enter -0-) c Adjusted net income (if negative, enter -0-)	-616,868.	118,782.	N/A	

**FAIRBANKS FAMILY FOUNDATION**  
**C/O STEVEN J. GIACONA**

Form 990-PF (2010)

**58-2583288**

Page 2

<b>Part II Balance Sheets</b>		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			
	2 Savings and temporary cash investments		<b>400,646.</b>	<b>682,032.</b>
	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>STMT 5</b>	<b>2,465,206.</b>	<b>1,480,019.</b>
	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	<b>STMT 6</b>	<b>2,002,802.</b>	<b>2,856,404.</b>
	14 Land, buildings, and equipment basis ►			
	Less accumulated depreciation ►			
	15 Other assets (describe ► <u>DUE FROM BROKER</u> )		<b>43,671.</b>	<b>24,599.</b>
	16 Total assets (to be completed by all filers)		<b>4,912,325.</b>	<b>5,043,054.</b>
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 ► _____)			
Net Assets or Fund Balances	23 Total liabilities (add lines 17 through 22)		<b>0.</b>	<b>0.</b>
	Foundations that follow SFAS 117, check here ► <input type="checkbox"/>			
	and complete lines 24 through 26 and lines 30 and 31.			
	24 Unrestricted			
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here ► <input checked="" type="checkbox"/>			
	and complete lines 27 through 31.			
	27 Capital stock, trust principal, or current funds		<b>4,912,325.</b>	<b>5,043,054.</b>
	28 Paid-in or capital surplus, or land, bldg., and equipment fund		<b>0.</b>	<b>0.</b>
	29 Retained earnings, accumulated income, endowment, or other funds		<b>0.</b>	<b>0.</b>
	30 Total net assets or fund balances		<b>4,912,325.</b>	<b>5,043,054.</b>
	31 Total liabilities and net assets/fund balances		<b>4,912,325.</b>	<b>5,043,054.</b>

**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 <b>4,912,325.</b>
2 Enter amount from Part I, line 27a	2 <b>-616,868.</b>
3 Other increases not included in line 2 (itemize) ► <u>UNREALIZED GAIN</u>	3 <b>747,597.</b>
4 Add lines 1, 2, and 3	4 <b>5,043,054.</b>
5 Decreases not included in line 2 (itemize) ►	5 <b>0.</b>
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6 <b>5,043,054.</b>

Form 990-PF (2010)

## FAIRBANKS FAMILY FOUNDATION

Form 990-PF (2010)

C/O STEVEN J. GIACONA

58-2583288

Page 3

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

(a) List and describe the kind(s) of property sold (e.g., real estate, 2-story brick warehouse; or common stock, 200 shs. MLC Co.)			(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
<b>1a SPOT CURRENCY</b>			P	VARIOUS	01/13/10
<b>b JP MORGAN PRIME MONEY MARKET FUND</b>			P	VARIOUS	VARIOUS
<b>c US TREASURY NOTES</b>			P	VARIOUS	01/15/10
<b>d</b>					
<b>e</b>					
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale		(h) Gain or (loss) (e) plus (f) minus (g)	
a 1,901.		1,969.		-68.	
b 153,599.		153,599.		0.	
c 987,110.		985,187.		1,923.	
d					
e					
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(i) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))	
(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any			
a					-68.
b					0.
c					1,923.
d					
e					
2 Capital gain net income or (net capital loss)	{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7 }		2	1,855.	
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					

**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	730,350.	5,206,340.	.140281
2008	442,775.	4,050,671.	.109309
2007	119,550.	284,481.	.420239
2006	124,713.	86,536.	1.441169
2005	56,800.	48,363.	1.174452

2 Total of line 1, column (d) 2 3.285450

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 .657090

4 Enter the net value of noncharitable-use assets for 2010 from Part X, line 5 4 4,970,342.

5 Multiply line 4 by line 3 5 3,265,962.

6 Enter 1% of net investment income (1% of Part I, line 27b) 6 1,188.

7 Add lines 5 and 6 7 3,267,150.

8 Enter qualifying distributions from Part XII, line 4 8 730,150.

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.

## FAIRBANKS FAMILY FOUNDATION

Form 990-PF (2010)

C/O STEVEN J. GIACONA

58-2583288

Page 4

**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.	<b>1</b>  <b>2,376.</b>  <b>2</b>  <b>3</b>  <b>4</b>  <b>5</b>  <b>6</b>  <b>7</b>  <b>8</b>  <b>9</b>  <b>10</b>  <b>11</b>
	Date of ruling or determination letter: _____ (attach copy of letter if necessary-see instructions)	
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ► <input type="checkbox"/> and enter 1% of Part I, line 27b	
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-)	
3	Add lines 1 and 2	
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	
5	<b>Tax based on investment income.</b> Subtract line 4 from line 3. If zero or less, enter -0-	
6	Credits/Payments:	
a	2010 estimated tax payments and 2009 overpayment credited to 2010	
b	Exempt foreign organizations - tax withheld at source	<b>6a</b>  <b>6b</b>  <b>6c</b>  <b>6d</b>
c	Tax paid with application for extension of time to file (Form 8868)	
d	Backup withholding erroneously withheld	
7	Total credits and payments. Add lines 6a through 6d	
8	Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	
9	<b>Tax due.</b> If the total of lines 5 and 8 is more than line 7, enter amount owed	
10	<b>Overpayment.</b> If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	
11	Enter the amount of line 10 to be: <b>Credited to 2011 estimated tax</b> ► <b>4,344.</b> Refunded ► <b>0.</b>	

**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?	<b>Yes</b>	<b>No</b>
1b	Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? <i>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.</i>	<b>X</b>	
1c	Did the foundation file Form 1120-POL for this year?	<b>X</b>	
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: (1) On the foundation. ► \$ <b>0.</b> (2) On foundation managers. ► \$ <b>0.</b>		
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ► \$ <b>0.</b>		
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? <i>If "Yes," attach a detailed description of the activities.</i>	<b>X</b>	
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? <i>If "Yes," attach a conformed copy of the changes.</i>	<b>X</b>	
4a	Did the foundation have unrelated business gross income of \$1,000 or more during the year?	<b>N/A</b>	
b	If "Yes," has it filed a tax return on Form 990-T for this year?		
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? <i>If "Yes," attach the statement required by General Instruction T.</i>	<b>X</b>	
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?	<b>X</b>	
7	Did the foundation have at least \$5,000 in assets at any time during the year? <i>If "Yes," complete Part II, col. (c), and Part XV.</i>	<b>X</b>	
8a	Enter the states to which the foundation reports or with which it is registered (see instructions) ► <b>FL</b>		
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? <i>If "No," attach explanation</i>	<b>X</b>	
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)? <i>If "Yes," complete Part XIV</i>	<b>X</b>	
10	Did any persons become substantial contributors during the tax year? <i>If "Yes," attach a schedule listing their names and addresses</i>	<b>X</b>	

Form 990-PF (2010)

## FAIRBANKS FAMILY FOUNDATION

Form 990-PF (2010)

C/O STEVEN J. GIACONA

58-2583288

Page 5

**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 Telephone no. ► (908)789-7310 ZIP+4 ► 07090

14 The books are in care of ► STEVEN J. GIACONA Telephone no. ► (908)789-7310  
Located at ► 319 LENOX AVENUE, WESTFIELD, NJ ZIP+4 ► 07090

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**  
**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**

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  **X** No

(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?  Yes  **X** No

(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?  Yes  **X** No

(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?  Yes  **X** 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  **X** 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  **X** 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? 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  **X** 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  **X** 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**

Form 990-PF (2010)

## FAIRBANKS FAMILY FOUNDATION

Form 990-PF (2010)

C/O STEVEN J. GIACONA

58-2583288

Page 6

## 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:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
(2) Influence the outcome of any specific public election (see section 4955); or to carry on, directly or indirectly, any voter registration drive?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
(3) Provide a grant to an individual for travel, study, or other similar purposes?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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			<input checked="" type="checkbox"/>	
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?	<input type="checkbox"/> Yes <input type="checkbox"/> No		N/A	
<i>If "Yes," attach the statement required by Regulations section 53.4945-5(d)</i>				
6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		6b	X
<i>If "Yes" to 6b, file Form 8870.</i>				
7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
b If "Yes," did the foundation receive any proceeds or have any net income attributable to the transaction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		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
RICHARD M. FAIRBANKS III 319 LENOX AVENUE WESTFIELD, NJ 07090	TRUSTEE 0.20	0.	0.	0.
SHANNON A. FAIRBANKS 319 LENOX AVENUE WESTFIELD, NJ 07090	TRUSTEE 0.20	0.	0.	0.
WOODS A. FAIRBANKS 1202 5TH AVENUE, NORTH SEATTLE, WA 98109	TRUSTEE 0.20	0.	0.	0.
JONATHAN B. FAIRBANKS 3391 SLEEPY HOLLOW COURT HOUSTON, TX 77019	TRUSTEE 0.20	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

Form 990-PF (2010)

FAIRBANKS FAMILY FOUNDATION  
Form 990-PF (2010) C/O STEVEN J. GIACONA

58-2583288 Page 7

**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

<b>1 THE FOUNDATION HAS CONDUCTED NO DIRECT CHARITABLE ACTIVITIES FOR THE YEAR.</b>	0.
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

<b>1 N/A</b>	
2	
3	
All other program-related investments. See instructions.	

**Total. Add lines 1 through 3**

► 0.

Form 990-PF (2010)

**FAIRBANKS FAMILY FOUNDATION**  
**Form 990-PF (2010) C/O STEVEN J. GIACONA**

**58-2583288** Page 8

**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	1,619,042.
b	Average of monthly cash balances	1b	962,473.
c	Fair market value of all other assets	1c	2,464,517.
d	<b>Total</b> (add lines 1a, b, and c)	1d	5,046,032.
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	5,046,032.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	75,690.
5	<b>Net value of noncharitable-use assets.</b> Subtract line 4 from line 3. Enter here and on Part V, line 4	5	4,970,342.
6	<b>Minimum investment return.</b> Enter 5% of line 5	6	248,517.

**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	248,517.
2a	Tax on investment income for 2010 from Part VI, line 5	2a	2,376.
b	Income tax for 2010. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	2,376.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	246,141.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	246,141.
6	Deduction from distributable amount (see instructions)	6	0.
7	<b>Distributable amount as adjusted.</b> Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	246,141.

**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	730,150.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	<b>Qualifying distributions.</b> Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	730,150.
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b	5	0.
6	<b>Adjusted qualifying distributions.</b> Subtract line 5 from line 4	6	730,150.

**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.

Form 990-PF (2010)

FAIRBANKS FAMILY FOUNDATION  
Form 990-PF (2010) C/O STEVEN J. GIACONA

58-2583288 Page 9

**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				246,141.
2 Undistributed income, if any, as of the end of 2010			0.	
a Enter amount for 2009 only				
b Total for prior years:		0.		
3 Excess distributions carryover, if any, to 2010:				
a From 2005	56,606.			
b From 2006	120,468.			
c From 2007	105,978.			
d From 2008	242,520.			
e From 2009	471,739.			
f Total of lines 3a through e	997,311.			
4 Qualifying distributions for 2010 from Part XII, line 4: ► \$ 730,150.			0.	
a Applied to 2009, but not more than line 2a				
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				246,141.
e Remaining amount distributed out of corpus	484,009.			
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:	1,481,320.			
a Corpus Add lines 3f, 4c, and 4e Subtract line 5		0.		
b Prior years' undistributed income. Subtract line 4b from line 2b				
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	56,606.			
9 Excess distributions carryover to 2011. Subtract lines 7 and 8 from line 6a	1,424,714.			
10 Analysis of line 9:				
a Excess from 2006	120,468.			
b Excess from 2007	105,978.			
c Excess from 2008	242,520.			
d Excess from 2009	471,739.			
e Excess from 2010	484,009.			



## FAIRBANKS FAMILY FOUNDATION

Form 990-PF (2010)

C/O STEVEN J. GIACONA

58-2583288 Page 11

**Part XV Supplementary Information (continued)****3 Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
<i>a Paid during the year</i>				
SEE STATEMENT 8				
<b>Total</b>			► 3a	<b>730,150.</b>
<i>b Approved for future payment</i>				
NONE				
<b>Total</b>			► 3b	<b>0.</b>

FAIRBANKS FAMILY FOUNDATION  
C/O STEVEN J. GIACONA

## Form 990-PF (2010)

C/O STEVEN J. GIACONA

58-2583288 Page 12

## Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.

	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income
	(a) Business code	(b) Amount	(c) Exclu- sion code	(d) Amount	
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					
4 Dividends and interest from securities			14	55,030.	
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			14	120,983.	
8 Gain or (loss) from sales of assets other than inventory			18	1,855.	
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.		177,868.	0.
13 Total. Add line 12, columns (b), (d), and (e)				13	177,868.
(See worksheet in line 13 instructions to verify calculations.)					

## **Relationship of Activities to the Accomplishment of Exempt Purposes**



FORM 990-PF	DIVIDENDS AND INTEREST FROM SECURITIES	STATEMENT	1
SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
FAIRBANKS INVESTMENT GROUP, LP	4.	0.	4.
JP MORGAN PRIME MONEY MARKET			
PREMIER	450.	0.	450.
US TREASURY INTEREST	54,576.	0.	54,576.
TOTAL TO FM 990-PF, PART I, LN 4	55,030.	0.	55,030.

  

FORM 990-PF	OTHER INCOME	STATEMENT	2
DESCRIPTION	(A) REVENUE PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME
FAIRBANKS INVESTMENT GROUP, LP	120,983.	120,983.	
TOTAL TO FORM 990-PF, PART I, LINE 11	120,983.	120,983.	

  

FORM 990-PF	TAXES	STATEMENT	3	
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
FEDERAL TAX	1,146.	1,146.		0.
TO FORM 990-PF, PG 1, LN 18	1,146.	1,146.		0.

  

FORM 990-PF	OTHER EXPENSES	STATEMENT	4	
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
INVESTMENT FEES	38,927.	38,927.		0.
LEGAL FEES	6,000.	6,000.		0.
MEMBERSHIP FEES	500.	0.		0.
ACCOUNTING FEES	5,000.	0.		0.
PORTFOLIO DEDUCTIONS FROM FAIRBANKS INVESTMENT GROUP, LP	13,013.			

FAIRBANKS FAMILY FOUNDATION C/O STEVEN J

58-2583288

		13,013.	0.
TO FORM 990-PF, PG 1, LN 23	63,440.	57,940.	0.

FORM 990-PF	U.S. AND STATE/CITY GOVERNMENT OBLIGATIONS	STATEMENT	5
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DESCRIPTION	U.S. GOV'T	OTHER GOV'T	BOOK VALUE	FAIR MARKET VALUE
U S A NOTES 4 1/4%	X		0.	0.
U S A NOTES 1/2%	X		1,480,019.	1,522,013.
<b>TOTAL U.S. GOVERNMENT OBLIGATIONS</b>			<b>1,480,019.</b>	<b>1,522,013.</b>
<b>TOTAL STATE AND MUNICIPAL GOVERNMENT OBLIGATIONS</b>				
<b>TOTAL TO FORM 990-PF, PART II, LINE 10A</b>			<b>1,480,019.</b>	<b>1,522,013.</b>

FORM 990-PF	OTHER INVESTMENTS	STATEMENT	6
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DESCRIPTION	VALUATION METHOD	BOOK VALUE	FAIR MARKET VALUE
FOREIGN CURRENCY	FMV	0.	0.
FAIRBANKS INVESTMENT GROUP, LP	COST	2,856,404.	2,856,404.
<b>TOTAL TO FORM 990-PF, PART II, LINE 13</b>		<b>2,856,404.</b>	<b>2,856,404.</b>

FORM 990-PF	PART XV - LINE 1A LIST OF FOUNDATION MANAGERS	STATEMENT	7
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NAME OF MANAGER

RICHARD M. FAIRBANKS III  
SHANNON A. FAIRBANKS

FORM 990-PF

GRANTS AND CONTRIBUTIONS  
PAID DURING THE YEAR

STATEMENT 8

RECIPIENT NAME AND ADDRESS	RECIPIENT RELATIONSHIP AND PURPOSE OF GRANT	RECIPIENT STATUS	AMOUNT
BLACK STUDENT FUND 3636 16TH STREET WASHINGTON, DC 20010	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	1,000.
COLUMBIA LAW SCHOOL 435 WEST 116TH STREET, BOX A-2 NEW YORK, NY 10027	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	2,000.
CONSERVATION INTERNATIONAL 2011 CRYSTAL DRIVE ARLINGTON, VA 22202	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	2,000.
CONTEMPORARY ARTS MUSEUM 5216 MONTROSE BLVD HOUSTON, TX 77006	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	10,000.
FRENCH AMERICAN FOUNDATION 28 WEST 44TH STREET, SUITE 1420 NEW YORK, NY 10036	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	20,000.
FRESH ARTS COALITION 2000 WEST LOOP SOUTH, SUITE 2110 HOUSTON, TX 77027	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	25,000.
LAYALINA PRODUCTIONS 1250 24TH ST, NW WASHINGTON, DC 20037	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	625,100.
TEXAS CHILDREN HOSPITAL PO BOX 300630 HOUSTON, TX 77230	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	10,000.

THE SOCIETY OF FELLOWS 78 MOUNT AUBURN STREET CAMBRIDGE, MA 01238	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	10,000.
VARIOUS 501 (C) (3) CHARITIES INDIVIDUAL LESS THAN \$1,000 319 LENOX AVE WESTFIELD , NJ 07090	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	2,550.
WESTMINSTER SCHOOL 995 HOPMEADOW STREET SIMSBURY, CT 06070	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	5,500.
THE AMERICAN-RUSSIAN CULTURAL COOPERATION FOUNDATION 1050 17TH NW, SUITE 20036 WASHINGTON, DC 20036	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	2,000.
MERIDIAN INTERNATIONAL CENTER 1630 CRESCENT PLACE, NW WASHINGTON, DC 20009	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	5,000.
HARMAN CENTER FOR THE ARTS 450 7TH STREET NW WASHINGTON, DC 20004	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	5,000.
FRENCH-AMERICAN CULTURAL FUND 28 WEST 44TH STREET, SUITE 1420 NEW YORK, NY 10036	NONE TO PROMOTE THE EXEMPT PURPOSE OF THE RECIPIENT	SECTION 501 (C) (3)	5,000.
<hr/>			
TOTAL TO FORM 990-PF, PART XV, LINE 3A			730,150.
<hr/>			

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

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

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

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

Type or print  File by the extended due date for filing your return. See instructions	<p>Name of exempt organization <b>FAIRBANKS FAMILY FOUNDATION</b> <b>C/O STEVEN J. GIACONA</b></p> <p>Number, street, and room or suite no. If a P.O. box, see instructions. <b>319 LENOX AVENUE</b></p> <p>City, town or post office, state, and ZIP code. For a foreign address, see instructions. <b>WESTFIELD, NJ 07090</b></p>	Employer identification number <b>58-2583288</b>
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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.**

## STEVEN J. GIACONA

NOVEMBER 15 - 2011

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

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 \_\_\_\_\_

**INFORMATION REQUIRED TO COMPLETE THIS RETURN BY ITS EXTENDED**

IS NOT YET AVAILABLE

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8a. If this application is for Form 990-BL, 990-PE, 990-T, 4720, or 6069, enter the tentative tax, less any

8a If this application is for LHM 350-BL, 350-T, 350-T, 4728, or 6083, enter the tentative tax, less any refundable credits. See instructions.

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	\$	6,720.
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	\$	6,720.
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 ► **TRUSTEE**

Date 

Form 8868 (Rev. 1-2011)

Application for Extension of Time To File an  
Exempt Organization Return

► File a separate application for each return.

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

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

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

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

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

Part I only

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

Type or print	Name of exempt organization <b>FAIRBANKS FAMILY FOUNDATION</b> <b>C/O STEVEN J. GIACONA</b>	Employer identification number <b>58-2583288</b>
File by the due date for filing your return. See instructions	Number, street, and room or suite no. If a P O. box, see instructions <b>319 LENOX AVENUE</b>	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions <b>WESTFIELD, NJ 07090</b>	

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

**0 4**

Application Is For	Return Code	Application Is For	Return Code
Form 990	01	Form 990-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

**STEVEN J. GIACONA**• The books are in the care of ► **319 LENOX AVENUE - WESTFIELD, NJ 07090**Telephone No. ► **(908) 789-7310** FAX No. ► \_\_\_\_\_

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

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	\$ <b>6,720.</b>
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.	3b	\$ <b>1,720.</b>
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	\$ <b>5,000.</b>

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

LHA For Paperwork Reduction Act Notice, see Instructions.

Form 8868 (Rev. 1-2011)