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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 04-01-2010 , and ending 03-31-2011

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
THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

Number and street (or P O box number if mail is not delivered to street address)
620 EIGHTH AVENUE 32nd FLOOR

Room/suite

City or town, state, and ZIP code
NEW YORK, NY 10018

H Check type of organization

☒ Section 501(c)(3) exempt private foundation

☐ Section 4947(a)(1) nonexempt charitable trust

☐ Other taxable private foundation

I Fair market value of all assets at end of year (from Part II, col. (c), line 16)

J Accounting method

☒ Cash

☐ Accrual

☐ Other (specify)

A Employer identification number
13-6093068

B Telephone number (see page 10 of the instructions)
(212) 218-5549

C If exemption application is pending, check here

D 1. Foreign organizations, check here

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

E If private foundation status was terminated under section 507(b)(1)(A), check here

F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here

\$ 7,798,691

(Part I, column (d) must be on cash basis.)

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see page 11 of the instructions))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc , received (attach schedule)				
	2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments	3,078	3,078		
	4 Dividends and interest from securities.	124,038	124,038		
	5a Gross rents				
	b Net rental income or (loss) _____				
	6a Net gain or (loss) from sale of assets not on line 10	39,488			
	b Gross sales price for all assets on line 6a _____ 1,005,569				
	7 Capital gain net income (from Part IV , line 2)		39,488		
	8 Net short-term capital gain			15,744	
	9 Income modifications				
	10a Gross sales less returns and allowances				
Operating and Administrative Expenses	b Less Cost of goods sold				
	c Gross profit or (loss) (attach schedule)				
	11 Other income (attach schedule)	578,030	558,100		
	12 Total. Add lines 1 through 11	744,634	724,704	15,744	
	13 Compensation of officers, directors, trustees, etc	92,000	9,200		82,800
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)	18,361	1,836		16,525
	b Accounting fees (attach schedule)	26,054	2,605		23,449
	c Other professional fees (attach schedule)				
	17 Interest				
	18 Taxes (attach schedule) (see page 14 of the instructions)	18,204			
	19 Depreciation (attach schedule) and depletion	0			
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule)	231,135	229,210		1,925
	24 Total operating and administrative expenses.				
	Add lines 13 through 23	385,754	242,851		124,699
	25 Contributions, gifts, grants paid	215,000			215,000
	26 Total expenses and disbursements. Add lines 24 and 25	600,754	242,851		339,699
	27 Subtract line 26 from line 12				
	a Excess of revenue over expenses and disbursements	143,880			
	b Net investment income (if negative, enter -0-)		481,853		
	c Adjusted net income (if negative, enter -0-)			15,744	

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Cat No 11289X

Form 990-PF (2010)

Part II



Balance Sheets

Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)

		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1Cash—non-interest-bearing			
	2Savings and temporary cash investments	538,779	727,393	727,393
	3Accounts receivable  _____			
	Less allowance for doubtful accounts  _____			
	4Pledges receivable  _____			
	Less allowance for doubtful accounts  _____			
	5Grants receivable			
	6Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 15 of the instructions)			
	7Other notes and loans receivable (attach schedule)  _____			
	Less allowance for doubtful accounts  _____			
	8Inventories for sale or use			
	9Prepaid expenses and deferred charges			
	10aInvestments—U S and state government obligations (attach schedule)			
	bInvestments—corporate stock (attach schedule)	672,128 	1,051,939	1,235,460
	cInvestments—corporate bonds (attach schedule).	2,194,154 	1,797,687	1,842,432
	11Investments—land, buildings, and equipment basis  _____			
	Less accumulated depreciation (attach schedule)  _____			
	12Investments—mortgage loans			
	13Investments—other (attach schedule)	3,852,757 	3,824,679	3,993,406
	14Land, buildings, and equipment basis  _____			
	Less accumulated depreciation (attach schedule)  _____			
	15Other assets (describe  _____)			
	16Total assets (to be completed by all filers—see the instructions Also, see page 1, item I)	7,257,818	7,401,698	7,798,691
Liabilities	17Accounts payable and accrued expenses			
	18Grants payable			
	19Deferred revenue			
	20Loans from officers, directors, trustees, and other disqualified persons			
	21Mortgages and other notes payable (attach schedule)			
	22Other liabilities (describe  _____)			
	23Total liabilities (add lines 17 through 22)		0	
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here  <input type="checkbox"/> and complete lines 24 through 26 and lines 30 and 31.			
	24Unrestricted			
	25Temporarily restricted			
	26Permanently restricted			
	Foundations that do not follow SFAS 117, check here  <input checked="" type="checkbox"/> and complete lines 27 through 31.			
	27Capital stock, trust principal, or current funds			
	28Paid-in or capital surplus, or land, bldg , and equipment fund			
	29Retained earnings, accumulated income, endowment, or other funds	7,257,818	7,401,698	
	30Total net assets or fund balances (see page 17 of the instructions)	7,257,818	7,401,698	
	31Total liabilities and net assets/fund balances (see page 17 of the instructions)	7,257,818	7,401,698	

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	7,257,818
2	Enter amount from Part I, line 27a	2	143,880
3	Other increases not included in line 2 (itemize)  _____	3	
4	Add lines 1, 2, and 3	4	7,401,698
5	Decreases not included in line 2 (itemize)  _____	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	7,401,698

Part IV

Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)		(b) How acquired P—Purchase D—Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
1a	See Additional Data Table			
b				
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	See Additional Data Table			
b				
c				
d				
e				
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(i) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))	
(i) F M V as of 12/31/69		(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	
a	See Additional Data Table			
b				
c				
d				
e				
2	Capital gain net income or (net capital loss)	{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7 }		239,488
3	Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) If gain, also enter in Part I, line 8, column (c) (see pages 13 and 17 of the instructions) If (loss), enter -0- in Part I, line 8	{ }		315,744

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 page 18 of the instructions before making any entries			
(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2009	425,013	6,827,909	0 06225
2008	466,297	8,335,196	0 05594
2007	492,920	10,693,305	0 04610
2006	491,696	10,411,039	0 04723
2005	489,263	9,494,329	0 05153
2	Total of line 1, column (d).		20 26305
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		30 05261
4	Enter the net value of noncharitable-use assets for 2010 from Part X, line 5.		47,585,070
5	Multiply line 4 by line 3.		5399,043
6	Enter 1% of net investment income (1% of Part I, line 27b).		64,819
7	Add lines 5 and 6.		7403,862
8	Enter qualifying distributions from Part XII, line 4. 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 on page 18		8339,699

Part VIExcise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948—see page 18 of the instructions)			
1aExempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1 Date of ruling or determination letter _____ (attach copy of letter if necessary—see instructions)			
bDomestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b		1	9,637
cAll other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col (b)			
2Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		2	
3Add lines 1 and 2.		3	9,637
4Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		4	
5Tax based on investment income. Subtract line 4 from line 3 If zero or less, enter -0-		5	9,637
6Credits/Payments			
a	2010 estimated tax payments and 2009 overpayment credited to 2010	6a	301
b	Exempt foreign organizations—tax withheld at source	6b	
c	Tax paid with application for extension of time to file (Form 8868)	6c	6,616
d	Backup withholding erroneously withheld	6d	
7Total credits and payments Add lines 6a through 6d.		7	6,917
8Enter any penalty for underpayment of estimated tax Check here <input checked="" type="checkbox"/> if Form 2220 is attached 		8	191
9Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed		9	2,911
10Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid.		10	
11Enter the amount of line 10 to be Credited to 2011 estimated tax <input type="checkbox"/> 0 Refunded <input type="checkbox"/>		11	

Part VII-AStatements Regarding Activities			
1aDuring 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?			YesNo
bDid it spend more than \$100 during the year (either directly or indirectly) for political purposes (see page 19 of the 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.		1a1b	NoNo
cDid the foundation file Form 1120-POL for this year?		1c	No
dEnter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation <input type="checkbox"/> \$ _____ (2) On foundation managers <input type="checkbox"/> \$ _____			
eEnter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers <input type="checkbox"/> \$ _____			
2Has 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	No
3Has 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	No
4aDid the foundation have unrelated business gross income of \$1,000 or more during the year?		4a	Yes
bIf "Yes," has it filed a tax return on Form 990-T for this year?		4b	Yes
5Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T.		5	No
6Are 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	Yes
7Did 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	Yes
8aEnter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) <input type="checkbox"/> -NY _____			
bIf 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	Yes
9Is 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 on page 27)? If "Yes," complete Part XIV		9	No
10Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		10	No

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 page 20 of the instructions).	11		No
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	12		No
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address N/A	13	Yes	
14	The books are in care of JAMES F ANDERSON CPA Telephone no (732) 906-6222 Located at 34 BRIDGE STREET METUCHEN NJ ZIP+4 08840			
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		
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		No
See page 20 of the instructions for exceptions and filing requirements for Form TD F 90-22.1 If "Yes", enter the name of the foreign country.				

Part VII-B

Statements Regarding Activities for Which Form 4720 May Be Required

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.			Yes	No
1a	During the year did the foundation (either directly or indirectly) (1) Engage in the sale or exchange, or leasing of property with a disqualified person? (2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? (3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? (4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? (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)? (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).			
b	If any answer is "Yes" to 1a(1)–(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 20 of the instructions)? Organizations relying on a current notice regarding disaster assistance check here.	1b		No
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		No
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? If "Yes," list the years 20 , 20 , 20 , 20			
b	Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement—see page 20 of the instructions).	2b		No
c	If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here 20 , 20 , 20 , 20			
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?			
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.).	3b		No
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		No
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		No

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))?	<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)? (see page 22 of the instructions).	<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 page 22 of the instructions)? Organizations relying on a current notice regarding disaster assistance check here.	5b		No
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? <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?			
b	Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? <i>If "Yes" to 6b, file Form 8870.</i>	6b		No
7a	At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?			
b	If yes, did the foundation receive any proceeds or have any net income attributable to the transaction?	7b		No

Part VIII

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

1 List all officers, directors, trustees, foundation managers and their compensation (see page 22 of the instructions).				
(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
Steven Lipkin	Treas/Dir	14,000		
875 Third Avenue New York, NY 10022	3 00			
Richard Lipkin	Sec/Dir	50,000		
875 Third Avenue New York, NY 10022	4 00			
Joan Lipkin	Vice Chair/Dir	14,000		
875 Third Avenue New York, NY 10022	1 00			
Martin Lipkin	Chair/Pres/Dir	14,000		
875 Third Avenue New York, NY 10022	1 00			
2 Compensation of five highest-paid employees (other than those included on line 1—see page 23 of the instructions). If none, enter "NONE."				
(a) Name and address of each employee paid more than \$50,000	(b) Title, and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
NONE				
Total number of other employees paid over \$50,000.				

Part VIII

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

3 Five highest-paid independent contractors for professional services (see page 23 of the instructions). If none, enter "NONE".		
(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		
Total number of others receiving over \$50,000 for professional services.		

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	
2	
3	
4	

Part IX-B

Summary of Program-Related Investments (see page 24 of the instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1	
2	
All other program-related investments. See page 24 of the instructions.	
3	
Total. Add lines 1 through 3.	

Part X

Minimum Investment Return (All domestic foundations must complete this part. Foreign foundations, see page 24 of the 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	1,032,139
b	Average of monthly cash balances.	1b	571,826
c	Fair market value of all other assets (see page 24 of the instructions).	1c	6,096,614
d	Total (add lines 1a, b, and c).	1d	7,700,579
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	
3	Subtract line 2 from line 1d.	3	7,700,579
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions).	4	115,509
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	7,585,070
6	Minimum investment return. Enter 5% of line 5.	6	379,254

Part XI

Distributable Amount (see page 25 of the 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	379,254
2a	Tax on investment income for 2010 from Part VI, line 5.	2a	9,637
b	Income tax for 2010 (This does not include the tax from Part VI).	2b	
c	Add lines 2a and 2b.	2c	9,637
3	Distributable amount before adjustments Subtract line 2c from line 1.	3	369,617
4	Recoveries of amounts treated as qualifying distributions.	4	
5	Add lines 3 and 4.	5	369,617
6	Deduction from distributable amount (see page 25 of the instructions).	6	
7	Distributable amount as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1.	7	369,617

Part XII

Qualifying Distributions (see page 25 of the 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	339,699
b	Program-related investments—total from Part IX-B.	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes.	2	
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required).	3a	
b	Cash distribution test (attach the required schedule).	3b	
4	Qualifying distributions. Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	339,699
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income Enter 1% of Part I, line 27b (see page 26 of the instructions).	5	
6	Adjusted qualifying distributions. Subtract line 5 from line 4.	6	339,699
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 page 26 of the instructions)

	(a) Corpus	(b) Years prior to 2009	(c) 2009	(d) 2010
1	Distributable amount for 2010 from Part XI, line 7			
2	Undistributed income, if any, as of the end of 2010			
a	Enter amount for 2009 only. 317,479			
b	Total for prior years 20____, 20____, 20____			
3	Excess distributions carryover, if any, to 2010			
a	From 2005.			
b	From 2006.			
c	From 2007.			
d	From 2008.			
e	From 2009.			
f	Total of lines 3a through e.			
4	Qualifying distributions for 2010 from Part XII, line 4 ▶ \$ 339,699			
a	Applied to 2009, but not more than line 2a 317,479			
b	Applied to undistributed income of prior years (Election required—see page 26 of the instructions)			
c	Treated as distributions out of corpus (Election required—see page 26 of the instructions). 0			
d	Applied to 2010 distributable amount. 22,220			
e	Remaining amount distributed out of corpus			
5	Excess distributions carryover applied to 2010 (If an amount appears in column (d), the same amount must be shown in column (a).)			
6	Enter the net total of each column as indicated below:			
a	Corpus Add lines 3f, 4c, and 4e Subtract line 5			
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.			
d	Subtract line 6c from line 6b Taxable amount—see page 27 of the instructions . . .			
e	Undistributed income for 2009 Subtract line 4a from line 2a Taxable amount—see page 27 of the instructions			
f	Undistributed income for 2010 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2011. 347,397			
7	Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions).			
8	Excess distributions carryover from 2005 not applied on line 5 or line 7 (see page 27 of the instructions).			
9	Excess distributions carryover to 2011. Subtract lines 7 and 8 from line 6a.			
10	Analysis of line 9			
a	Excess from 2006.			
b	Excess from 2007.			
c	Excess from 2008.			
d	Excess from 2009.			
e	Excess from 2010.			

Part XIVPrivate Operating Foundations (see page 27 of the instructions and Part VII-A, question 9)

1a

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 organization is a private operating foundation described in section 4942(j)(3) or 4942(j)(5)

☐ 4942(j)(3) or ☐ 4942(j)(5)

2a	Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed	Tax year	Prior 3 years			(e) Total	
		(a) 2010	(b) 2009	(c) 2008	(d) 2007		
b	85% of line 2a						
c	Qualifying distributions from Part XII, line 4 for each year listed						
d	Amounts included in line 2c not used directly for active conduct of exempt activities						
e	Qualifying distributions made directly for active conduct of exempt activities 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 XVSupplementary Information (Complete this part only if the organization had \$5,000 or more in assets at any time during the year—see page 27 of 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))

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

2

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

Check here ☒ if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds If the foundation makes gifts, grants, etc (see page 28 of the instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

a

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

b

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

c

Any submission deadlines

d

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

Part XV

Supplementary Information (continued)

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

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year See Additional Data Table				
Total			▶ 3a	215,000
b Approved for future payment				
Total			▶ 3b	

Enter gross amounts unless otherwise indicated	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See page 28 of the instructions)
	(a) Business code	(b) Amount	(c) Exclusion 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				3,078	
4 Dividends and interest from securities. . . .				124,038	
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					39,488
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory. .					
11 Other revenue a <u>K-1 Pass-thru Inc (Loss)</u>	900000	19,930			558,100
b _____					
c _____					
d _____					
e _____					
12 Subtotal Add columns (b), (d), and (e). .		19,930		127,116	597,588
13 Total. Add line 12, columns (b), (d), and (e).			13		744,634

[illegible]

Part XVII

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

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.

2

Other assets.

b

Other transactions

1

Sales of assets to a noncharitable exempt organization.

2

Purchases of assets from a noncharitable exempt organization.

3

Rental of facilities, equipment, or other assets.

4

Reimbursement arrangements.

5

Loans or loan guarantees.

6

Performance of services or membership or fundraising solicitations.

c

Sharing of facilities, equipment, mailing lists, other assets, or paid employees.

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.

Yes

No

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

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
--------------------------	--------------------------	---------------------------------

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.

2011-10-25

Signature of officer or trustee

Date

Title

Paid Preparer's Use Only

Preparer's Signature

James F Anderson

Date

Check if self-employed

PTIN

Firm's name

JF Anderson CPA PC

Firm's EIN

Firm's address

34 Bridge Street

Metuchen, NJ 088402276

Phone no

Form 990-PF (2010)

Additional Data

Software ID: 10000105
Software Version: 2010v3.2
EIN: 13-6093068
Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
A	9267 841 PIMCO Total Return Fund	P	2009-04-01	2010-12-14
B	21891 419 PIMCO Total Return Fund	P	2009-04-01	2010-12-03
C	27593 819 CMG Ultra Short Term Bond Fund	P	2009-04-01	2010-12-03
D	45 16 IShares MSCI Emerginng Markets	P	2009-04-01	2011-02-16
E	41 4023 IShares FTSE China 25 Index	P	2009-04-01	2011-02-16
F	SBC Comm Inc NT	P	2009-04-01	2010-11-15
G	25 0525 Powershares DB Community Index	P	2009-04-01	2010-10-14
H	National Rural UTILS Coop FIN Corp Coll	P	2009-04-01	2010-10-01
I	129 301 SPDR Gold TR Gold SHS	P	2010-04-01	2010-11-01
J	7455 635 ROWE T Price INTL Funds Inc	P	2009-04-01	2010-09-30
K	10989 011 CMG Ultra Short Term Bond Fund	P	2009-04-01	2010-08-05
L	600 IShares MSCI EAFE Index Fund	P	2010-04-01	2010-05-31
M	1 K-1 Pass-thru Capital Gain Net of UBIT	P	2011-01-01	2011-01-11

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

(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	100,000		95,030	4,970
B	250,000		231,812	18,188
C	250,000		252,034	-2,034
D	6,769		6,698	71
E	31,029		29,829	1,200
F	50,000		51,799	-1,799
G	30,033		27,855	2,178
H	50,000		50,389	-389
I	12,927		11,077	1,850
J	77,017		75,000	2,017
K	100,000		100,658	-658
L	31,493		33,900	-2,407
M	16,301			16,301

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(l) 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				4,970
B				18,188
C				-2,034
D				71
E				1,200
F				-1,799
G				2,178
H				-389
I				1,850
J				2,017
K				-658
L				-2,407
M				16,301

Form 990PF Part XV Line 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)				
a Paid during the year				
Marine Biological Labratory 7 MBL St Woods Hole, MA 02543	N/A	Public	To support basic research	5,000
University of Michigan 4301 MSRB 11 Ann Arbor, MI 48109	N/A	Public	To support basic research	10,000
Columbia University Medical Center 630 West 168th Street New York, NY 10032	N/A	Public	To support basic research	90,000
University of California Irvine Sprague Hall Irvine, CA 92697	N/A	Public	To support cancer research	25,000
The Rockefeller University 1230 York Ave New York, NY 10021	N/A	Public	To support research inititives	10,000
American Committee for the Weizman 633 Third Ave Fl 20 New York, NY 10017	N/A	Public	To support the Research Endowment Fund	10,000
American Association For Cancer Res 615 Chestnut Street Suite 1700 Philadelphia, PA 19106	N/A	Public	To support for the AACR-Inving Weinstein Foundation Distinguished Lecture	5,000
Weill Medical College of Cornell Un 407 East 61st Street Room RR106 New York, NY 10065	N/A	Public	To support studies for prevention and cure of cancer	60,000
Total ▶ 3a				215,000

TY 2010 Accounting Fees Schedule

Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

EIN: 13-6093068

Software ID: 10000105

Software Version: 2010v3.2

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
Accounting Fees	26,054	2,605	0	23,449

TY 2010 Investments Corporate
Bonds Schedule

Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

EIN: 13-6093068

Software ID: 10000105

Software Version: 2010v3.2

Name of Bond	End of Year Book Value	End of Year Fair Market Value
Templeton Global BD Fund	150,000	149,856
Royal BK Scotland	50,072	51,145
Public Storage Inc	25,197	25,200
Metlife Inc	24,713	24,860
JP Morgan Chase & Co	27,440	27,890
Goldman Sachs Corp	25,025	24,910
Comcast Corp	25,780	25,590
BNY Cap	25,160	25,190
Morgan Stanley NT	53,557	53,144
Alcoa Inc	53,311	53,322
Pimca Fund All Asset Fund	105,000	110,375
Artio Global High Volume	50,000	50,338
Rowe T Price Intl Funds		
PIMCO Foreign Bond Fund	125,000	135,095
Shell Int'l Fin B 5.20% due 3/22/17	51,787	55,502
Ontario Prov CDA 4.1% Due 6/16/14	52,349	53,684
HSBC HLDGS PLC 5.250% Due 12/12/12	52,944	52,892
EKSPORTFINANS 5% Due 2/14/12	53,007	51,934
General Electric Co 5.250% Due 12/06/17	47,226	54,450
Consolidated Edison Co 4.875% Due 2/1/13	50,706	53,017
Int'l Business Machs 4.750% Due 11/29/12	53,882	53,137
Bears Stearns Cos Inc 5.350% Due 2/01/12	52,221	51,981
Wells Fargo 5.3% Due 8/26/11	52,420	50,948
Pimco Bond Fund	198,158	212,467
CMG Ultra ST Bond Fund	247,308	245,791
SBC Commun Note 5.3% Due 11/15/10		
Nat Rural Util Bond 4.375% Due 10/01/10		
Hancock J Life Nts 5.4% 09/15/22	145,424	149,714

TY 2010 Investments Corporate Stock Schedule

Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

EIN: 13-6093068

Software ID: 10000105

Software Version: 2010v3.2

Name of Stock	End of Year Book Value	End of Year Fair Market Value
IShares MSCI South Korea Index	30,027	32,175
JP Morgan US Large Cap	75,000	83,235
Columbia Value and Restructuring	50,000	54,247
Columbia Energy and Natural Resource	25,000	26,897
Columbia Select Large Cap Growth	50,000	53,967
Columbia Contratian Core Fund	50,000	53,220
Early Bird China Cord Blood	80,986	70,299
ISHARES MSCI Emerging Markets Index	17,680	21,902
ISHARES MSCI Brazil Free Index Fund	46,736	62,008
ISHARES FTSE XINHAU HK China 25	27,728	33,683
ISHARES MSCI EAFE Index		
ISHARES Russell 2000 Index	48,596	67,336
SPDR S&P Midcap 400 ETF TR	92,470	125,685
SPDR S&P 500ETF TR	357,716	450,806
2,500,000 Shares of Arrow Resource	100,000	100,000

TY 2010 Investments - Other Schedule

Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

EIN: 13-6093068

Software ID: 10000105

Software Version: 2010v3.2

Category / Item	Listed at Cost or FMV	Book Value	End of Year Fair Market Value
Pimco Global Asset	AT COST	52,332	52,659
Permanant Fund Portfolio	AT COST	50,000	52,437
SPDR Gold TR	AT COST	9,182	13,986
Powerhouse Shares DV Commodity Index	AT COST		
Pimco Commodity Real Return Strategy	AT COST	84,000	100,242
Neuberger Berman 2nd Oper Fund	AT COST	209,977	209,977
Spinnaker Global Oppertunity Fd	AT COST	2,673,927	2,632,702
Singlepoint Holdings Limited	AT COST	100,000	100,000
Perceptive Life Sciences Offshore Fd	AT COST		
Millbrook Partners, LLC	AT COST	625,979	812,121
Lehman Bro Offshore Lng/Sht Fd II	AT COST	2,216	2,216
Lehman Bro Offshore Div. Arb.	AT COST	17,066	17,066

TY 2010 Legal Fees Schedule

Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

EIN: 13-6093068

Software ID: 10000105

Software Version: 2010v3.2

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
Legal Fees	18,361	1,836	0	16,525

TY 2010 Other Expenses Schedule

Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

EIN: 13-6093068

Software ID: 10000105

Software Version: 2010v3.2

Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
Supplies	334	33		301
K-1 Expenses - Other	214,376	214,376		
Indemnification Insurance	1,200	120		1,080
Dues and Memberships	605	61		544
Bank/Investment Fees	14,620	14,620		

TY 2010 Other Income Schedule

Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

EIN: 13-6093068

Software ID: 10000105

Software Version: 2010v3.2

Description	Revenue And Expenses Per Books	Net Invest ment Income	Adjusted Net Income
K-1 Pass-thru Inc (Loss)	578,030	558,100	

TY 2010 Taxes Schedule

Name: THE IRVING WEINSTEIN FOUNDATION INC
CO DOUGLAS ALLEN SEYFARTH SHAW

EIN: 13-6093068

Software ID: 10000105

Software Version: 2010v3.2

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
Miscellaneous Taxes	158			
IRS Form 990-T	6,323			
IRS Form 990-PF	7,367			
IRS Form 990-PF	4,356			