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

OMB No. 1545-0052

2010Department of the Treasury
Internal Revenue Service

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

For calendar year 2010, or tax year beginning **MAY 1**, 2010, and ending **APRIL 30**, 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 D'AGOSTINO FOUNDATION		A Employer identification number 11-3437294
Number and street (or P.O. box number if mail is not delivered to street address) 5420 SW ORCHID BAY DRIVE		B Telephone number (see page 10 of the instructions) (772) 221-8861
City or town, state, and ZIP code PALM CITY, FL 34990-8521		C If exemption application is pending, check here <input type="checkbox"/>
H Check type of organization: <input type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation		D 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ 2,564,970	J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____ (Part I, column (d) must be on cash basis.)	
E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>		
F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>		

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (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 type="checkbox"/> if the foundation is not required to attach Sch. B				
	3 Interest on savings and temporary cash investments	199	199	199	
	4 Dividends and interest from securities	48,703	48,703	48,703	
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	2,056			
	b Gross sales price for all assets on line 6a				
	7 Capital gain net income (from Part IV, line 2)		2,056		
	8 Net short-term capital gain			0	
	9 Income modifications				
	10a Gross sales less returns and allowances				
b Less: Cost of goods sold					
c Gross profit or (loss) (attach schedule)					
11 Other income (attach schedule)					
12 Total. Add lines 1 through 11	50,958	50,958	48,902		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc.	30,000	0	0	0
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)				
	b Accounting fees (attach schedule)				
	c Other professional fees (attach schedule)	23,122	23,122	0	0
	17 Interest	67	67	0	0
	18 Taxes (attach schedule) (see page 14 of the instructions)	2,548	0	0	0
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule)	568			
	24 Total operating and administrative expenses. Add lines 13 through 23	56,305	23,189	0	0
	25 Contributions, gifts, grants paid	119,500			119,500
26 Total expenses and disbursements. Add lines 24 and 25	175,805	23,189	0	0	
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements	(124,847)				
b Net investment income (if negative, enter -0-)		27,769			
c Adjusted net income (if negative, enter -0-)			48,902		

For Paperwork Reduction Act Notice, see page 30 of the instructions.

Cat. No. 11289X

Form **990-PF** (2010)

SCANNED SEP 19 2011

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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

1	Cash—non-interest-bearing	52,253	50,158	50,158
2	Savings and temporary cash investments			
3	Accounts receivable ▶			
	Less: allowance for doubtful accounts ▶			
4	Pledges receivable ▶			
	Less: allowance for doubtful accounts ▶			
5	Grants receivable			
6	Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see page 15 of the instructions)			
7	Other notes and loans receivable (attach schedule) ▶			
	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 (attach schedule)	242,002	191,987	204,813
b	Investments—corporate stock (attach schedule)	1,808,188	1,712,172	2,000,620
c	Investments—corporate bonds (attach schedule)	266,465	289,745	309,379
11	Investments—land, buildings, and equipment: basis ▶			
	Less: accumulated depreciation (attach schedule) ▶			
12	Investments—mortgage loans			
13	Investments—other (attach schedule)			
14	Land, buildings, and equipment: basis ▶			
	Less: accumulated depreciation (attach schedule) ▶			
15	Other assets (describe ▶)			
16	Total assets (to be completed by all filers—see the instructions. Also, see page 1, item I)	2,368,908	2,244,062	2,564,970

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 (attach schedule)			
22	Other liabilities (describe ▶)			
23	Total liabilities (add lines 17 through 22)	0	0	

Net Assets or Fund Balances

	Foundations that follow SFAS 117, check here ▶ <input 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 type="checkbox"/> and complete lines 27 through 31.			
27	Capital stock, trust principal, or current funds	2,368,908	2,244,062	
28	Paid-in or capital surplus, or land, bldg., and equipment fund	0	0	
29	Retained earnings, accumulated income, endowment, or other funds	0	0	
30	Total net assets or fund balances (see page 17 of the instructions)	2,368,908	2,244,062	
31	Total liabilities and net assets/fund balances (see page 17 of the instructions)	2,368,908	2,244,062	

Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year—Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	2,368,908
2	Enter amount from Part I, line 27a	2	(124,847)
3	Other increases not included in line 2 (itemize) ▶	3	0
4	Add lines 1, 2, and 3	4	2,244,061
5	Decreases not included in line 2 (itemize) ▶	5	0
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	2,244,061

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	SCHEDULE ATTACHED	D, P		
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			
b			
c			
d			
e			

(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			

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	2,056
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	3	

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.

(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	112,500	2,274,370	.0494643
2008	52,000	1,051,112	.0494714
2007	20,000	308,141	.0649054
2006	13,000	256,138	.0507539
2005	8,750	230,591	.0379460

2 Total of line 1, column (d)	2	.2525410
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	.0505082
4 Enter the net value of noncharitable-use assets for 2010 from Part X, line 5	4	2,378,067
5 Multiply line 4 by line 3	5	120,112
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	278
7 Add lines 5 and 6	7	120,390
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.	8	119,500

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948—see page 18 of the instructions)

1a	Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1. Date of ruling or determination letter: _____ (attach copy of letter if necessary—see instructions)			
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b	1	555	
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	555	
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	555	
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 <input type="checkbox"/> if Form 2220 is attached	8	0	
9	Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9	555	
10	Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	0	
11	Enter the amount of line 10 to be: Credited to 2011 estimated tax <input type="checkbox"/> Refunded <input type="checkbox"/>	11	0	

Part VII-A Statements Regarding Activities

1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	Yes	No
1a			X
b	Did 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.		X
1b			X
c	Did the foundation file Form 1120-POL for this year?		X
1c			X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year: (1) On the foundation. ▶ \$ _____ (2) On foundation managers. ▶ \$ _____		
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ▶ \$ _____		
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.		X
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		X
3			X
4a	Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
4a			X
b	If "Yes," has it filed a tax return on Form 990-T for this year?		N/A
4b			N/A
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T.		X
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?		X
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	X	
7		X	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ <u>DELAWARE</u>		
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	X	
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 on page 27)? If "Yes," complete Part XIV		X
9			X
10	Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		X
10			X

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		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 ▶				
14	The books are in care of ▶ <u>ERNEST SCHALL</u> Telephone no. ▶ <u>(772) 221-8861</u>			
	Located at ▶ <u>5420 SW ORCHID BAY DRIVE, PALM CITY, FL</u> ZIP+4 ▶ <u>34990-8521</u>			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041—Check here. ▶ <input type="checkbox"/>			
	and enter the amount of tax-exempt interest received or accrued during the year ▶ <u>15</u>			
16	At any time during calendar year 2010, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country?	16	Yes	No
See page 20 of the instructions for exceptions and filing requirements for Form TD F 90-22.1. If "Yes," enter the name of the foreign country ▶				

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required**File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.**

		Yes	No
1a	During the year did the foundation (either directly or indirectly):		
	(1) Engage in the sale or exchange, or leasing of property with a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
	(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	(6) Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If any answer is "Yes" to 1a(1)–(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see page 22 of the instructions)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1b	X
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2010? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1c	X
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)):		
a	At the end of tax year 2010, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2010? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	If "Yes," list the years ▶ 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 22 of the instructions.)	2b	N/A
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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If "Yes," did it have excess business holdings in 2010 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969; (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest; or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2010.)	3b	N/A
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)? (see page 22 of the instructions) ☐ 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 page 22 of the instructions)?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? ☐ Yes ☒ No

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

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

If "Yes" to 6b, file Form 8870.

7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☒ No**b** If "Yes," did the foundation receive any proceeds or have any net income attributable to the transaction? ☐ Yes ☒ 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
ERNEST SCHMIDT PALM CITY, FL	PRESIDENT	30,000	0	0
ANITA SCHMIDT BAYSIDE NY	VICE-PRES SECRETARY	0	0	0
MELVIN SCHREIBER LAKE SUCCESS, NY	TREASURER	0	0	0

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

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** (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 **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	

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 N/A	
All other program-related investments. See page 24 of the instructions.	
3	
Total. Add lines 1 through 3	0

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	2,276,770
b	Average of monthly cash balances	1b	137,511
c	Fair market value of all other assets (see page 25 of the instructions)	1c	0
d	Total (add lines 1a, b, and c)	1d	2,414,281
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	2,414,281
4	Cash deemed held for charitable activities. Enter 1 1/2 % of line 3 (for greater amount, see page 25 of the instructions)	4	36,214
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	2,378,067
6	Minimum investment return. Enter 5% of line 5	6	118,903

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	118,903
2a	Tax on investment income for 2010 from Part VI, line 5	2a	555
b	Income tax for 2010. (This does not include the tax from Part VI.)	2b	0
c	Add lines 2a and 2b	2c	555
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	118,348
4	Recoveries of amounts treated as qualifying distributions	4	0
5	Add lines 3 and 4	5	118,348
6	Deduction from distributable amount (see page 25 of the instructions)	6	0
7	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	118,348

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	119,500
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	0
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	0
b	Cash distribution test (attach the required schedule)	3b	0
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	119,500
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	0
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	119,500

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				118348
2 Undistributed income, if any, as of the end of 2010:				
a Enter amount for 2009 only			1322	
b Total for prior years: 20____, 20____, 20____		0		
3 Excess distributions carryover, if any, to 2010:				
a From 2005				
b From 2006				
c From 2007				
d From 2008				
e From 2009				
f Total of lines 3a through e	0			
4 Qualifying distributions for 2010 from Part XII, line 4: ▶ \$ <u>119,500</u>				
a Applied to 2009, but not more than line 2a			1322	
b Applied to undistributed income of prior years (Election required—see page 26 of the instructions)		0		
c Treated as distributions out of corpus (Election required—see page 26 of the instructions)	0			
d Applied to 2010 distributable amount				118178
e Remaining amount distributed out of corpus	0			
5 Excess distributions carryover applied to 2010 (If an amount appears in column (d), the same amount must be shown in column (a).)	0			0
6 Enter the net total of each column as indicated below:				
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5	0			
b Prior years' undistributed income. Subtract line 4b from line 2b		0		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		0		
d Subtract line 6c from line 6b. Taxable amount—see page 27 of the instructions		0		
e Undistributed income for 2009. Subtract line 4a from line 2a. Taxable amount—see page 27 of the instructions			0	
f Undistributed income for 2010. Subtract lines 4d and 5 from line 1. This amount must be distributed in 2011				170
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)	0			
8 Excess distributions carryover from 2005 not applied on line 5 or line 7 (see page 27 of the instructions)	0			
9 Excess distributions carryover to 2011. Subtract lines 7 and 8 from line 6a	0			
10 Analysis of line 9:				
a Excess from 2006				
b Excess from 2007				
c Excess from 2008				
d Excess from 2009				
e Excess from 2010				

Part XIV Private 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 foundation is a private operating foundation described in section ☐ 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 $\frac{2}{3}$ 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 page 28 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).)

IDA D'AGOSTINO, DEC'D; ESTATE OF IDA D. D'AGOSTINO

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

NONE

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

Check here ☒ if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see 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 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 <u>SCHEDULE ATTACHED</u>				
Total				3a 119,500
b Approved for future payment				
Total				3b 0

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated.

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			14	199		
4 Dividends and interest from securities			14	48903		
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						2056
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)				48902		2056
13 Total. Add line 12, columns (b), (d), and (e)				13		50,958

(See worksheet in line 13 instructions on page 29 to verify calculations.)

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

[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? | | Yes | No |
|---|--|-----|----|
| a Transfers from the reporting foundation to a noncharitable exempt organization of: | | | |
| (1) Cash | | | X |
| (2) Other assets | | | X |
| b Other transactions: | | | |
| (1) Sales of assets to a noncharitable exempt organization | | | X |
| (2) Purchases of assets from a noncharitable exempt organization | | | X |
| (3) Rental of facilities, equipment, or other assets | | | X |
| (4) Reimbursement arrangements | | | X |
| (5) Loans or loan guarantees | | | X |
| (6) Performance of services or membership or fundraising solicitations | | | X |
| c Sharing of facilities, equipment, mailing lists, other assets, or paid employees | | | 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. | | | |

[illegible]

- 2a** Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? ☐ Yes ☒ No
- b** If "Yes," complete the following schedule.

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

**Sign
Here**

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer or fiduciary) is based on all information of which preparer has any knowledge.

Signature of officer or trustee

Date _____

Title

**Paid
Preparer
Use Only**

Print/Type preparer's name

Preparer's signature

Date _____

Check <input type="checkbox"/> if self-employed	PTIN
---	------

Firm's name ▶

Firm's EIN ▶

Firm's address ►

Phone no.

PART XV SUPPLEMENTARY INFORMATION

3 Contributions Paid During the Year

<u>Recipient - Name and Address</u>	<u>Purpose of Contribution</u>	<u>Amount</u>
Church of St. Patrick Brooklyn, NY	Life & faith of community	\$ 3,500
The Visitation Monastery Brooklyn, NY	Support monastery	1,000
Mary Queen of Heaven R.C. Church Brooklyn, NY	Support R.C. Church	1,000
Sisters of Life Yonkers, NY	Build culture of life	2,000
NYC Rescue Mission New York, NY	Dormitory and office renovations	6,000
Little Sisters of the Poor Queens Village, NY	Support ministry - elderly	1,000
Memorial Sloan Kettering New York, NY	Cancer research	4,000
Memorial Sloan Kettering New York, NY	Clinical genetics	4,000
NY Hospital Cornell Medical New York, NY	Fund for medicine	4,000
St. Jude's Children Research Hospital Memphis, TN	Pediatric childhood cancer research	10,000
Martin Memorial Hospital Stuart, FL	Support medical progress required for cancer patients	10,000
The Smile Train New York, NY	Free cleft lip and palate surgery for children	7,000
The ALS Association Florida Charter Tampa, FL	Research for treatments and a cure for ALS	5,000
National Multiple Sclerosis Fort Lauderdale, FL	Finding a cure for MS	5,000
Cystic Fibrosis Foundation West Palm Beach, FL	Finding a cure for CF	5,000

The Iacocca Foundation Boston, MA	Project in Type I Diabetes	5,000
American Cancer Society New York, NY	Finding a cure for breast cancer	2,000
Center for Development Disabilities Woodbury, NY	Support programs - disabilities	4,000
Columbia Business School New York, NY	Student financial aid	2,000
Packer Collegiate Institute New York, NY	Support student education	2,000
Boys & Girls Clubs of Martin County Hobe Sound, FL	Support mission for young people	4,000
Girls Inc. Westchester White Plains, NY	Support mission to inspire girls to be strong, smart & bold	4,000
J.V.L. Wildcat Academy School New York, NY	Education for struggling students	4,000
A Tail to Tell, Inc. Mount Gretna, PA	Mission in rescuing dogs and placing them with responsible families	4,000
For Our Friends, Inc. Briarwood, NY	Rescue group for dogs/puppies in need of help	4,000
Guiding Eyes for the Blind, Inc. Yorktown Heights, NY	Dogs guiding eyes - blind travel safely	5,000
Muttville San Francisco, CA	Rescuing senior dogs, placing them with responsible families	3,000
Tuesday's Children Manhasset, NY	Support programs for families directly impacted by events of 9/11/2001	4,000
Faith Farm Ministries, Inc. Boynton Beach, FL	Rebuild and restore lives of drug and alcohol addicted men and women	1,000
LCPL Justin J. Wilson U.S. Marines Memorial Foundation Palm City, FL	Aid and assist families of the military suffering financial hardship	1,000
Feed the Children Oklahoma City, OK	Support programs feeding children and eliminate malnutrition	2,000
TOTAL		\$ 119,500

Capital Gains:2

5/1/2010 through 4/30/2011

8/18/2011

Page 2

Account	Security	Shares	Bought	Sold	Gross Proceeds	Cost Basis	Realized Gain/Loss
SMITH BARNEY-389-3691...SEATTLE GENETICS INC.		450.000	8/17/2009	8/25/2010	5,198.31	5,085.79	132.52
SMITH BARNEY-389-3691...SEATTLE GENETICS INC.		150.000	8/18/2009	8/25/2010	1,732.77	1,724.15	8.62
SMITH BARNEY-389-3691...VIACOM INC. 5/15/2011		50,000.000	5/8/2009	12/28/2010	51,174.00	50,437.50	736.50
SMITH BARNEY-389-3691...EXXON MOBIL CORP.		200.000	1/2/2007	2/4/2011	16,603.68	15,258.40	1,345.28
SMITH BARNEY-389-3691...NORTHEAST UTILITIES		100.000	3/27/2008	2/4/2011	3,351.93	2,433.97	917.96
SMITH BARNEY-389-3691...NORTHEAST UTILITIES		200.000	3/27/2008	2/4/2011	6,703.87	4,868.65	1,835.22
TOTAL LONG TERM					325,953.90	319,320.71	6,633.19
OVERALL TOTAL					399,464.74	397,622.62	1,842.12
EXXON MOBIL CORP ADJUST COST BASIS							
					-	(219,697	219,697
					399,464.74	397,408.93	2,055.81

Capital Gains:2

5/1/2010 through 4/30/2011

8/18/2011

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Account	Security	Shares	Bought	Sold	Gross Proceeds	Cost Basis	Realized Gain/Loss
SHORT TERM							
SMITH BARNEY-389-3691...	UNITEDHEALTH GROUP INC.	200.000	3/8/2010	5/19/2010	5,975.98	6,652.00	-676.02
SMITH BARNEY-389-3691...	LAS VEGAS SANDS CORP.	300.000	8/3/2009	7/8/2010	6,602.88	3,040.65	3,562.23
SMITH BARNEY-389-3691...	ENERNOC INC.	750.000	3/8/2010	2/14/2011	13,479.12	22,497.38	-9,018.26
SMITH BARNEY-389-3691...	ENERNOC INC.	400.000	3/16/2010	2/14/2011	7,188.86	12,172.00	-4,983.14
SMITH BARNEY-389-3691...	FORD MOTOR COMPANY	400.000	7/9/2010	3/16/2011	20,132.00	16,622.88	3,509.12
SMITH BARNEY-389-3691...	FORD MOTOR COMPANY	400.000	7/16/2010	3/16/2011	20,132.00	17,317.00	2,815.00
TOTAL SHORT TERM						78,301.91	-4,791.07
LONG TERM							
SMITH BARNEY-389-3691...	MASSEY ENERGY COMPANY	400.000	12/19/2008	5/18/2010	13,470.77	5,310.12	8,160.65
SMITH BARNEY-389-3691...	MASSEY ENERGY COMPANY	300.000	12/29/2008	5/18/2010	10,103.08	3,940.98	6,162.10
SMITH BARNEY-389-3691...	COCA-COLA CO.	200.000	10/17/2007	5/19/2010	10,582.60	9,141.12	1,441.48
SMITH BARNEY-389-3691...	UNITEDHEALTH GROUP INC.	100.000	8/23/2007	5/19/2010	2,987.99	4,865.67	-1,877.68
SMITH BARNEY-389-3691...	UNITEDHEALTH GROUP INC.	200.000	4/3/2008	5/19/2010	5,975.98	7,385.58	-1,409.60
SMITH BARNEY-389-3691...	UNITEDHEALTH GROUP INC.	300.000	4/3/2008	5/19/2010	8,983.97	11,083.37	-2,119.40
SMITH BARNEY-389-3691...	UNITEDHEALTH GROUP INC.	100.000	8/4/2008	5/19/2010	2,987.99	2,912.23	75.76
SMITH BARNEY-389-3691...	CBS CORP NEW CLASS B	50.000	1/29/2001	6/11/2010	703.49	2,203.58	-1,500.10
SMITH BARNEY-389-3691...	CBS CORP NEW CLASS B	25.000	4/12/2005	6/11/2010	351.74	888.17	-336.43
SMITH BARNEY-389-3691...	CBS CORP NEW CLASS B	75.000	3/20/2006	6/11/2010	1,055.23	1,833.75	-778.52
SMITH BARNEY-389-3691...	CBS CORP NEW CLASS B	1,000.000	4/30/2008	6/11/2010	14,068.76	7,487.20	6,582.56
SMITH BARNEY-389-3691...	CBS CORP NEW CLASS B	750.000	5/4/2009	6/11/2010	10,552.32	5,490.08	5,062.24
SMITH BARNEY-389-3691...	CBS CORP NEW CLASS B	400.000	5/6/2009	6/11/2010	5,627.80	3,111.36	2,516.44
SMITH BARNEY-389-3691...	CBS CORP NEW CLASS B	300.000	5/21/2009	6/11/2010	4,220.93	2,124.00	2,096.93
SMITH BARNEY-389-3691...	DR. PEPPER SNAPPLE GR...	200.000	4/22/2009	6/11/2010	7,287.87	3,726.30	3,561.57
SMITH BARNEY-389-3691...	NEW YORK ST DORM AUT...	50,000.000	4/27/2009	6/23/2010	50,660.50	50,015.00	645.50
SMITH BARNEY-389-3691...	CHARLES SCHWAB CORP.	1,600.000	1/30/2009	6/29/2010	23,103.60	22,080.00	1,023.60
SMITH BARNEY-389-3691...	EXXON MOBIL CORP.	209.000	1/22/2007	7/8/2010	11,992.21	15,945.03	-3,952.82
SMITH BARNEY-389-3691...	QUEST DIAGNOSTICS INC.	200.000	4/18/2007	7/8/2010	9,825.83	10,255.20	-429.37
SMITH BARNEY-389-3691...	QUEST DIAGNOSTICS INC.	200.000	5/24/2007	7/8/2010	9,825.83	9,636.00	189.83
SMITH BARNEY-389-3691...	QUEST DIAGNOSTICS INC.	100.000	6/27/2007	7/8/2010	4,912.92	5,242.24	-329.32
SMITH BARNEY-389-3691...	QUEST DIAGNOSTICS INC.	200.000	6/27/2007	7/8/2010	9,825.83	10,489.48	-663.65
SMITH BARNEY-389-3691...	CGG VERITAS	200.000	9/12/2007	8/25/2010	3,269.94	11,398.80	-8,128.86
SMITH BARNEY-389-3691...	CGG VERITAS	200.000	9/13/2007	8/25/2010	3,269.84	11,621.20	-8,351.28
SMITH BARNEY-389-3691...	CGG VERITAS	100.000	10/15/2007	8/25/2010	1,634.97	6,604.50	-4,969.53
SMITH BARNEY-389-3691...	MICROSOFT CORP.	400.000	4/18/2007	8/25/2010	9,521.43	11,447.20	-1,925.77
SMITH BARNEY-389-3691...	REGENERON PHARMACEU...	200.000	12/10/2008	8/25/2010	4,394.72	3,494.08	900.64

MOSES & SCHREIBER

08/18/11 16:50 FAX 516 352 7297

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D'AGOSTINO FOUNDATION

11-3437294

FYE 4/30/11

Initials Date
Prepared By
Approved By

	1	2	3	4
1	<u>PART 1</u>			
2				
3	<u>LINE 16 C- PROFESSIONAL FEES</u>			
4	Pinnacle Associates Ltd	23,122		
5				
6				
7	<u>LINE 18 - TAXES</u>			
8	FICA AND MEDICARE TAX	2295		
9	EXCISE TAX	253		
10		2548		
11				
12				
13	<u>LINE 23- OTHER EXPENSES</u>			
14	CT CORPORATION - REPRESENTATIVE FEE	358		
15	CT CORPORATION - ANNUAL REPORT	61		
16	ALM - ADVERTISE FEE	125		
17	ADR FEES	24		
18		568		
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Portfolio Value - As of 4/30/2011:2

As of 4/30/2011

8/18/2011

Page 1

Security	Shares	Quote/Price	est	Cost Basis	Gain/Loss	Balance
(No Type)						
-Cash-				25,643.15	0.00	25,643.15
-Cash-				25,643.15	0.00	25,643.15
TOTAL (No Type)				25,643.15	0.00	25,643.15

Common Stock						
ACTIVISION BLIZZARD INC.	1,500.000	11.380		17,371.05	-301.05	17,070.00
AMGEN INC.	500.000	56.850		26,418.22	2,006.78	28,425.00
AT & T INC.	1,000.000	31.120		35,605.29	-4,485.29	31,120.00
AVNET INC.	1,400.000	36.320		37,838.42	13,009.58	50,848.00
BANK OF AMERICA CORP.	2,500.000	12.280		65,502.38	-34,802.38	30,700.00
BOEING CO.	1,000.000	79.780		63,764.50	16,015.50	79,780.00
CABELVISIONS SYSTEMS ...	1,800.000	35.230		44,017.00	19,397.00	63,414.00
CAMECO CORP.	1,200.000	29.480		53,974.00	-18,598.00	35,376.00
CANADIAN NATL RAILWAY ...	600.000	77.430		28,962.56	17,495.44	46,458.00
CF INDUSTRIES HOLDINGS...	400.000	141.550		20,335.24	36,284.76	56,620.00
CGG VERITAS	560.000	35.390		28,073.91	-8,255.51	19,818.40
CINCINNATI BELL INC.	8,700.000	2.990		27,047.31	-1,034.31	26,013.00
CISCO SYS INC.	1,700.000	17.520		40,794.85	-11,010.65	29,784.00
COCA-COLA CO.	450.000	67.460		19,762.67	10,594.33	30,357.00
COMCAST CORP. CL A-SPL	2,000.000	24.550		43,298.50	5,801.50	49,100.00
CVS CAREMARK CORP.	1,000.000	36.220		31,569.30	4,650.70	36,220.00
DR. PEPPER SNAPPLE GR...	1,100.000	39.200		21,126.90	21,993.10	43,120.00
EMC CORP-MASS	2,400.000	28.340		36,116.94	31,899.06	68,016.00
EXXON MOBIL CORP.	1,300.000	87.980		81,409.78	32,964.22	114,374.00
FEDEX CORP.	400.000	95.670		40,880.00	-2,392.00	38,268.00
GANNETT CO INC.	1,600.000	15.080		24,515.52	-419.52	24,096.00
HOME DEPOT INC.	1,300.000	37.150		48,519.74	-224.74	48,295.00
INTEL CORP.	2,000.000	23.150		40,184.00	6,116.00	46,300.00
ISIS PHARMACEUTICALS	2,700.000	9.380		36,786.66	-11,460.66	25,326.00
JPMORGAN CHASE & CO.	900.000	45.630		41,541.02	-474.02	41,067.00
KINROSS GOLD CORP-CAD	1,500.000	15.840		30,525.00	-6,765.00	23,760.00
KROGER CO.	850.000	24.310		18,199.35	2,464.15	20,663.50
LAS VEGAS SANDS CORP.	1,700.000	47.010		18,920.52	60,996.48	79,917.00
MERCK & CO INC NEW	700.000	35.950		24,068.80	1,096.20	25,165.00
MGM MIRAGE	2,300.000	12.680		27,820.54	1,297.46	29,118.00
MICROSOFT CORP.	1,100.000	25.920		29,995.40	-1,483.40	28,512.00
NEXTERA ENERGY INC.	800.000	56.570		47,976.84	-2,720.84	45,256.00
NORTHEAST UTILITIES	1,200.000	35.600		29,211.93	13,508.07	42,720.00
ORACLE CORP.	1,100.000	35.980		18,306.25	21,249.75	39,556.00
ORIENT EXPRESS HOTELS...	2,400.000	12.270		22,693.92	6,754.08	29,448.00
PFIZER INC.	1,700.000	20.970		45,855.15	-10,206.15	35,649.00
PLUM CREEK TIMER CO.	800.000	43.090		32,559.68	1,912.32	34,472.00
REGENERON PHARMACEU...	1,400.000	51.040		22,614.43	48,841.57	71,456.00
REPUBLIC SVCS INC.	1,200.000	31.620		24,006.12	13,937.88	37,944.00
ROWAN COMPANIES INC.	1,000.000	41.700		34,866.50	6,833.50	41,700.00
RTI INTL METALS INC.	1,250.000	31.940		33,449.11	6,475.89	39,925.00
SCHLUMBERGER LTD	500.000	89.750		27,361.25	17,513.75	44,875.00
SEATTLE GENETICS INC.	2,200.000	16.610		25,106.99	11,435.01	36,542.00
SPRINT NEXTEL CORP.	8,000.000	5.180		74,884.05	-33,444.05	41,440.00
SYNGENTA AG ADR	700.000	70.740		35,013.40	14,504.60	49,518.00

772-219-2661

Portfolio Value - As of 4/30/2011:2

As of 4/30/2011

8/18/2011

Page 2

Security	Shares	Quote/Price	est	Cost Basis	Gain/Loss	Balance
TELEPHONE & DATA SYST...	950.000	33.580		35,993.49	-4,111.49	31,882.00
TREE.COM INC.	3.000	5.329		20.89	-4.90	15.99
WEATHERFORD INTERNAT...	2,500.000	21.580		42,697.86	11,252.14	53,950.00
YAHOO INC.	2,100.000	17.700		57,059.58	-19,889.58	37,170.00
TOTAL Common Stock				1,714,402.61	286,217.28	2,000,619.89

Corporate Oblig

BANK OF AMERICA CORP ...	25,000.000	1.023		23,378.00	2,201.75	25,579.75
BERKSHIRE HATHWAY GLO...	50,000.000	1.042		50,094.00	1,993.00	52,087.00
CREDIT SUISSE NEW YOR...	50,000.000	1.097		50,434.00	4,437.50	54,871.50
GE CAPITAL INTERNOTES ...	25,000.000	1.042		23,735.00	2,315.75	26,050.75
GENERAL MOTORS ACCPT...	20,000.000	1.002		19,582.00	454.80	20,036.80
IBM CORP. 11/29/2012	50,000.000	1.063		48,805.00	4,321.50	53,126.50
MICRON TECHNOLOGY INC	25,000.000	1.078		23,179.69	3,757.81	26,937.50
PETROBRAS INTL FINANC...	50,000.000	1.014		50,536.85	152.15	50,689.00
TOTAL Corporate Oblig				289,744.54	19,634.26	309,378.80

Municipal Bond

BROOME CO NY PUB G/O 4...	25,000.000	1.041		25,100.00	920.75	26,020.75
MONROE CO NY PUB IMP ...	50,000.000	1.000		49,325.00	688.50	50,013.50
MONTICELLO NEW YORK ...	25,000.000	1.060		24,665.00	1,844.50	26,509.50
ROMULUS CENT SCH 6/15/...	25,000.000	1.055		24,998.00	1,383.75	26,381.75
SUFFOLK CNTY NY WTR 6/...	20,000.000	1.080		20,254.00	1,351.60	21,605.60
TOTAL Municipal Bond				144,342.00	6,189.10	150,531.10

US Treas Notes

US TREASURY NOTES DU...	50,000.000	1.086		47,645.00	6,636.50	54,281.50
TOTAL US Treas Notes				47,645.00	6,636.50	54,281.50

TOTAL Investments

2,247,420.45 318,677.14 2,566,097.59
 D/P 21/2011 (25,643.15) ✓ (25,643.15)
 2,221,777.30 2540,454.84

STATE OF NEW YORK
County of New York,

THE ANNUAL RETURN
OF D'AGOSTINO FOUN-
DATION for the fiscal year
ended APRIL 30, 2011 is
available at its principal
office located at 5420 S W
ORCHID BAY DRIVE
PALM CITY, FL 34990-8521
for inspection during regu-
lar business hours by any
citizen who requests it
within 180 days hereof
Principal Manager of the
Foundation is ERNEST
SCHAAL
1744682 au23

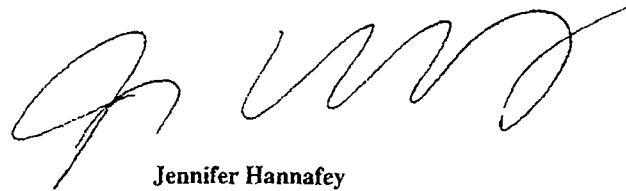
Cynthia Byrd, being duly sworn, says that she is the PRINCIPAL
CLERK of the Publisher of the **NEW YORK LAW**
JOURNAL, a Daily Newspaper; that the Advertisement hereto
annexed has been published in the said **NEW YORK LAW**
JOURNAL one time on the 23rd day of August 2011.

TO WIT: August 23, 2011



SWORN TO BEFORE ME, this 1st day
Of September, 2011.

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Jennifer Hannafey
Notary Public, State of New York
No. 01ha6128042
Qualified in Richmond County
Commission Expires June 06, 2013