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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 05-01-2010 , and ending 04-30-2011

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
THE DONNA AND MARVIN SCHWARTZ FOUNDATION

Number and street (or P O box number if mail is not delivered to street address)
C/O NEUBERGER BERMAN 605 THIRD AVENUE

City or town, state, and ZIP code
NEW YORK, NY 101583698

A Employer identification number
13-7114848

B Telephone number (see page 10 of the instructions)
(212) 509-6700

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 ☐

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)
\$ 100,126,713

J Accounting method ☒ Cash ☐ Accrual
☐ Other (specify) _____
(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 ☒ if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities.	1,273,359	1,273,359		
	5a Gross rents				
	b Net rental income or (loss) _____				
	6a Net gain or (loss) from sale of assets not on line 10	6,412,335			
	b Gross sales price for all assets on line 6a <u>22,242,229</u>				
	7 Capital gain net income (from Part IV , line 2)		6,412,335		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
Operating and Administrative Expenses	c Gross profit or (loss) (attach schedule)				
	11 Other income (attach schedule)	 79,268	12,314		
	12 Total. Add lines 1 through 11	7,764,962	7,698,008		
	13 Compensation of officers, directors, trustees, etc	0	0		0
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule).				
	b Accounting fees (attach schedule).	 66,713	66,713		0
	c Other professional fees (attach schedule)				
	17 Interest	10,983	10,983		0
	18 Taxes (attach schedule) (see page 14 of the instructions)	 96,569	20,985		0
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule).	 30,045	5,017		0
	24 Total operating and administrative expenses.				
	Add lines 13 through 23	204,310	103,698		0
	25 Contributions, gifts, grants paid	4,433,101			4,433,101
	26 Total expenses and disbursements. Add lines 24 and 25	4,637,411	103,698		4,433,101
	27 Subtract line 26 from line 12				
	a Excess of revenue over expenses and disbursements	3,127,551			
	b Net investment income (if negative, enter -0-)		7,594,310		
	c Adjusted net income (if negative, enter -0-)				

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			98,165	268,586	268,586		
	2	Savings and temporary cash investments							
	3	Accounts receivable ▶ _____ Less allowance for doubtful accounts ▶ _____		243					
	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)							
	b	Investments—corporate stock (attach schedule)	58,889,254		62,625,364	95,187,013			
	c	Investments—corporate bonds (attach schedule).							
	11	Investments—land, buildings, and equipment basis ▶ _____ Less accumulated depreciation (attach schedule) ▶ _____							
	12	Investments—mortgage loans							
	13	Investments—other (attach schedule)	2,697,482		1,817,214	1,910,625			
	14	Land, buildings, and equipment basis ▶ _____ Less accumulated depreciation (attach schedule) ▶ _____							
15	Other assets (describe ▶ _____)		0		2,760,489		2,760,489		
16	Total assets (to be completed by all filers—see the instructions Also, see page 1, item I)		61,685,144		67,471,653		100,126,713		
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 ▶ _____)		0		2,658,958			
	23	Total liabilities (add lines 17 through 22)		0		2,658,958			
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ ☐ 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 ▶ ☒ and complete lines 27 through 31.								
	27	Capital stock, trust principal, or current funds		0		0			
	28	Paid-in or capital surplus, or land, bldg , and equipment fund		0		0			
	29	Retained earnings, accumulated income, endowment, or other funds		61,685,144		64,812,695			
	30	Total net assets or fund balances (see page 17 of the instructions)		61,685,144		64,812,695			
	31	Total liabilities and net assets/fund balances (see page 17 of the instructions)		61,685,144		67,471,653			

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	61,685,144
2	Enter amount from Part I, line 27a	2	3,127,551
3	Other increases not included in line 2 (itemize) ▶ _____	3	0
4	Add lines 1, 2, and 3	4	64,812,695
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	64,812,695

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 }	2	6,412,335
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

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	3,908,125	78,341,871	0 049886
2008	3,336,889	78,575,563	0 042467
2007	5,232,028	113,843,899	0 045958
2006	4,622,535	108,643,593	0 042548
2005	2,601,100	114,635,204	0 022690

2	Total of line 1, column (d).	2	0 203549
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	0 040710
4	Enter the net value of noncharitable-use assets for 2010 from Part X, line 5.	4	84,431,384
5	Multiply line 4 by line 3.	5	3,437,202
6	Enter 1% of net investment income (1% of Part I, line 27b).	6	75,943
7	Add lines 5 and 6.	7	3,513,145
8	Enter qualifying distributions from Part XII, line 4.	8	4,433,101

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

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 ☐ 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 ☒ and enter 1% of Part I, line 27b		1	75,943
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	0
3Add lines 1 and 2.		3	75,943
4Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		4	0
5Tax based on investment income. Subtract line 4 from line 3 If zero or less, enter -0-		5	75,943
6Credits/Payments			
a	2010 estimated tax payments and 2009 overpayment credited to 2010	6a	6,683
b	Exempt foreign organizations—tax withheld at source	6b	
c	Tax paid with application for extension of time to file (Form 8868)	6c	100,000
d	Backup withholding erroneously withheld	6d	
7Total credits and payments Add lines 6a through 6d.		7	106,683
8Enter any penalty for underpayment of estimated tax Check here ☒ if Form 2220 is attached		8	
9Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed		9	
10Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid.		10	30,740
11Enter the amount of line 10 to be Credited to 2011 estimated tax 30,740 Refunded		11	0

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.			No
cDid the foundation file Form 1120-POL for this year?.			No
dEnter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation \$ 0 (2) On foundation managers \$ 0			
eEnter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers \$ 0			
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) 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 FREEDMAN CO CPA PC Telephone no (212) 509-6700 Located at 61 BROADWAY SUITE 1405 NEW YORL NY ZIP+4 100062704			
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.			
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?	15		
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.		16		No

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		
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		
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		
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))?

☐ 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?

6b

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?

7b

Part VIII

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

1

List all officers, directors, trustees, foundation managers and their compensation (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
MARVIN C SCHWARTZ	TRUSTEE	0	0	0
2 EAST 88TH ST NEW YORK, NY 10128	0 00			
DONNA SCHWARTZ	TRUSTEE	0	0	0
2 EAST 88TH ST NEW YORK, NY 10128	0 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.

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	
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.	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	85,475,211
b	Average of monthly cash balances.	1b	-34,561
c	Fair market value of all other assets (see page 24 of the instructions).	1c	276,491
d	Total (add lines 1a, b, and c).	1d	85,717,141
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	85,717,141
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions).	4	1,285,757
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	84,431,384
6	Minimum investment return. Enter 5% of line 5.	6	4,221,569

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	4,221,569
2a	Tax on investment income for 2010 from Part VI, line 5.	2a	75,943
b	Income tax for 2010 (This does not include the tax from Part VI).	2b	22,059
c	Add lines 2a and 2b.	2c	98,002
3	Distributable amount before adjustments Subtract line 2c from line 1.	3	4,123,567
4	Recoveries of amounts treated as qualifying distributions.	4	0
5	Add lines 3 and 4.	5	4,123,567
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	4,123,567

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	4,433,101
b	Program-related investments—total from Part IX-B.	1b	0
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes.	2	
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required).	3a	
b	Cash distribution test (attach the required schedule).	3b	
4	Qualifying distributions. Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	4,433,101
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	75,943
6	Adjusted qualifying distributions. Subtract line 5 from line 4.	6	4,357,158
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				4,123,567
2 Undistributed income, if any, as of the end of 2010				
a Enter amount for 2009 only.			0	
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.				75,120
d From 2008.				
e From 2009.				111,489
f Total of lines 3a through e.	186,609			
4 Qualifying distributions for 2010 from Part XII, line 4 ▶ \$ 4,433,101				
a Applied to 2009, but not more than line 2a			0	
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.				4,123,567
e Remaining amount distributed out of corpus	309,534			
5 Excess distributions carryover applied to 2010 (If an amount appears in column (d), the same amount must be shown in column (a).)	0			0
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	496,143			
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				0
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	496,143			
10 Analysis of line 9				
a Excess from 2006.				
b Excess from 2007.				75,120
c Excess from 2008.				
d Excess from 2009.				111,489
e Excess from 2010.				309,534

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 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 XV

Supplementary 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))

See Additional Data Table

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	4,433,101
b Approved for future payment				
Total			▶ 3b	0

Enter gross amounts unless otherwise indicated

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

Form **990-PF** (2010)

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.

1a(1)

No

2

Other assets.

1a(2)

No

b

Other transactions

1

Sales of assets to a noncharitable exempt organization.

1b(1)

No

2

Purchases of assets from a noncharitable exempt organization.

1b(2)

No

3

Rental of facilities, equipment, or other assets.

1b(3)

No

4

Reimbursement arrangements.

1b(4)

No

5

Loans or loan guarantees.

1b(5)

No

6

Performance of services or membership or fundraising solicitations.

1b(6)

No

c

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

1c

No

d

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

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

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.

Signature of officer or trustee

2012-03-07

Date

Title

Paid Preparer's Use Only

Preparer's Signature

PAUL J FREEDMAN

Date

2012-03-07

Check if self-employed

☐

PTIN

Firm's name

FREEDMAN & CO CPA PC

Firm's address

61 BROADWAY

NEW YORK, NY 10006

Firm's EIN

Phone no (212) 509-6700

Form 990-PF (2010)

Additional Data

Software ID:

Software Version:

EIN: 13-7114848

Name: THE DONNA AND MARVIN SCHWARTZ FOUNDATION

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	FROM PASS THRU ACTIVITY	P	2010-01-01	2010-12-31
B	FROM PASS THRU ACTIVITY	P	2009-12-31	2010-12-31
C	LITIGATION SETTLEMENT	P	2009-12-31	2010-12-31
D	FROM PASS THRU ACTIVITY-COST BASIS ADJ	P	2009-12-31	2010-12-31
E	DREAMWORKS ANIMATION INCCL A	P	2010-06-17	2010-11-02
F	***ENCANA CORP	P	2011-01-07	2011-04-27
G	***ENCANA CORP	P	2011-01-06	2011-04-27
H	***ENCANA CORP	P	2011-01-11	2011-04-27
I	EOG RES INC	P	2010-02-12	2010-06-07
J	GLG PARTNERS INC	P	2010-01-04	2010-05-17
K	***IMAX CORPORATION	P	2010-07-15	2010-10-15
L	LABORATORY CORP AMER HLDGS	P	2010-01-29	2010-05-26
M	LABORATORY CORP AMER HLDGS	P	2010-01-29	2010-05-21
N	***NAVIOS MARITIME HOLDINGSINC	P	2010-06-03	2011-01-25
O	***NEUBERGER BERMAN INCOME FDSNEW HIGH INCOME BD FD INV CL	P	2010-11-02	2011-01-05
P	PROSHARES TRULTRA FINANCIALS NEW	P	2009-09-02	2010-05-10
Q	***VALIDUS HOLDINGS LTD	P	2009-09-04	2010-06-15
R	***VALIDUS HOLDINGS LTD	P	2009-09-02	2010-06-15
S	***VALIDUS HOLDINGS LTD	P	2009-09-04	2010-06-15
T	VANTAGE DRILLING COMPANY	P	2010-07-07	2010-07-12
U	VANTAGE DRILLING COMPANY	P	2010-07-07	2010-07-13
V	VANTAGE DRILLING COMPANY	P	2010-07-01	2010-07-12
W	ANADARKO PETROLEUM CORP	P	2003-06-09	2010-12-30
X	ANADARKO PETROLEUM CORP	P	2004-08-18	2010-06-01
Y	ANADARKO PETROLEUM CORP	P	2003-06-18	2010-12-30
Z	ANADARKO PETROLEUM CORP	P	2003-12-04	2010-06-30
AA	ANADARKO PETROLEUM CORP	P	2004-01-12	2010-06-30
AB	ANADARKO PETROLEUM CORP	P	2003-06-18	2010-06-30
AC	ANADARKO PETROLEUM CORP	P	2003-06-09	2010-12-30
AD	ANADARKO PETROLEUM CORP	P	2004-01-12	2010-06-01

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)
AE	ANADARKO PETROLEUM CORP	P	2004-01-09	2010-06-01
AF	DIAMOND OFFSHORE DRILLING INC	P	2006-09-12	2011-01-18
AG	**NEUBERGER BERMAN INCOME FDSNEW HIGH INCOME BD FD INV CL	P	2004-12-02	2011-01-05
AH	**NEUBERGER BERMAN INCOME FDSNEW HIGH INCOME BD FD INV CL	P	2004-11-02	2011-01-05
AI	**NEUBERGER BERMAN INCOME FDSNEW HIGH INCOME BD FD INV CL	P	2005-01-04	2011-01-05
AJ	**NEUBERGER BERMAN INCOME FDSNEW HIGH INCOME BD FD INV CL	P	2005-03-02	2011-01-05
AK	PROSHARES TRULTRA FINANCIALS NEW	P	2009-03-25	2010-05-10
AL	PULTE HOMES INC	P	2010-04-05	2011-04-28
AM	SYMANTEC CORP	P	2010-04-15	2011-04-27
AN	***TALISMAN ENERGY INC	P	2008-02-28	2011-02-04
AO	***TALISMAN ENERGY INC	P	2008-02-28	2011-04-27
AP	***VALIDUS HOLDINGS LTD	P	2009-04-27	2010-06-15
AQ	***VALIDUS HOLDINGS LTD	P	2009-04-27	2011-04-19
AR	***VALIDUS HOLDINGS LTD	P	2009-04-27	2010-12-15
AS	ROUNDING	P	2011-04-30	2011-04-30
AT	CAPITAL GAINS DIVIDENDS	P		

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	1,628			1,628
B	3,818			3,818
C	14,440			14,440
D	8,592			8,592
E	2,089,796		1,527,959	561,837
F	323,389		290,234	33,155
G	161,694		144,334	17,360
H	323,389		290,312	33,077
I	2,998,026		2,571,633	426,393
J	214,492		169,312	45,180
K	535,708		395,441	140,267
L	264,559		251,223	13,336
M	604,017		574,225	29,792
N	143,120		175,324	-32,204
O	1,577		1,604	-27
P	164,985		129,457	35,528
Q	137,500		134,206	3,294
R	750,000		740,401	9,599
S	1,112,500		1,093,822	18,678
T	5,635		6,354	-719
U	357,530		399,208	-41,678
V	111,860		131,536	-19,676
W	709,767		212,781	496,986
X	481,057		309,436	171,621
Y	3,570,690		1,083,532	2,487,158
Z	761,296		507,154	254,142
AA	53,865		39,113	14,752
AB	82,593		52,246	30,347
AC	209,600		62,714	146,886
AD	1,434,345		847,438	586,907

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 E	70,614		42,275	28,339
A F	746,343		701,160	45,183
A G	6,226		6,340	-114
A H	5,775		5,905	-130
A I	5,721		5,832	-111
A J	5,963		6,078	-115
A K	659,940		267,133	392,807
A L	248,311		342,976	-94,665
A M	443,030		383,191	59,839
A N	69,021		53,640	15,381
A O	1,208,927		893,993	314,934
A P	891,875		809,807	82,068
A Q	96,266		68,099	28,167
A R	135,420		102,466	32,954
A S	7			7
A T	17,322			17,322

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

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				1,628
B				3,818
C				14,440
D				8,592
E				561,837
F				33,155
G				17,360
H				33,077
I				426,393
J				45,180
K				140,267
L				13,336
M				29,792
N				-32,204
O				-27
P				35,528
Q				3,294
R				9,599
S				18,678
T				-719
U				-41,678
V				-19,676
W				496,986
X				171,621
Y				2,487,158
Z				254,142
AA				14,752
AB				30,347
AC				146,886
AD				586,907

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 E				28,339
A F				45,183
A G				-114
A H				-130
A I				-111
A J				-115
A K				392,807
A L				-94,665
A M				59,839
A N				15,381
A O				314,934
A P				82,068
A Q				28,167
A R				32,954
A S				7
A T				17,322

Form 990PF Part XV Line 1a - 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).

MARVIN C SCHWARTZ
DONNA SCHWARTZ

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				
ADULT CONGENITAL HEART ASSN 6757 GREEN ST - STE 335 PHILADELPHIA,PA 19119	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
ALLIANCE FOR CHILDREN FDN 464 HILLSIDE AVE - STE 300 NEEDHAM,MA 02494	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
AMERICAN COMMITTEE -WEIZMAN INST SCIENCE 633 THIRD AVE NEW YORK,NY 10017	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	15,000
AMERICAN FOLK ART MUSEUM 2 LINCOLN SQUARE NEW YORK,NY 10023	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	49,950
AMERICAN FRIENDS OF THE ISRAEL MUSEUM 500 FIFTH AVE - STE 2540 NEW YORK,NY 10110	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	5,000
AMERICAN MUSEUM OF NATURAL HISTORY 200 CENTRAL PARK WEST NEW YORK,NY 10024	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	25,000
AN ORPHAN SMILES INC PO BOX 175 KIMBERTON,PA 19442	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
ASPCA 424 E 92 ST NEW YORK,NY 10128	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	9,500
BEDFORD FIRE DEPT 34 VILLAGE GREEN - PO BOX 230 BEDFORD,NY 10506	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	4,000
BEDFORD HISTORICAL SOCIETY 612 OLD POST RD - PO BOX 491 BEDFORD,NY 10506	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	150
BEDFORD PBA 307 BEDFORD RD BEDFORD HILLS,NY 10507	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
BEDFORD RIDING LANES ASSN INC PO BOX 178 BEDFORD,NY 10506	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,500
BETH ISRAEL FOUNDATION 555 W 57 ST - STE 5-23 NEW YORK,NY 10019	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	35,000
BIDEAWEE 410 E 38 ST NEW YORK,NY 10016	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	24,380
BOTTOMLESS CLOSET 15 PENN PLAZA - STE 40 NEW YORK,NY 10001	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
Total  3a				4,433,101

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				
BUSCH WILDLIFE SANCTUARY INC 2500 JUPITER PARK DR JUPITER, FL 33458	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	25,000
CAMPAIGN STORE 8795 FOLSOM BLVD - STE 103 SACRAMENTO, CA 95826	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	5,000
CCFA (CROHN'S & COLITIS FDN OF AMERICA) 386 PARK AVENUE SOUTH - FL 17 NEW YORK, NY 10016	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	7,500
CENTRAL PARK CONSERVANCY 14 E 60 ST NEW YORK, NY 10022	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	598,000
CHESS IN THE SCHOOLS 520 EIGHTH AVE - FL 2 NEW YORK, NY 10018	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	5,000
CHILDREN'S' HOSPITAL OF PITTSBURGH 4401 PENN AVE PITTSBURGH, PA 15224	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
CONCERT ARTISTS GUILD 850 SEVENTH AVE PH-A NEW YORK, NY 10019	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
CROTON FALLS VOLUNTEER FIRE DEPT 620 RTE 22 CROTON FALLS, NY 10519	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	500
DAMON RUNYON CANCER RESEARCH FUND 55 BROADWAY - STE 302 NEW YORK, NY 10006	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	3,616
DIABETES RESEARCH INSTITUTE FOUNDATION 200 S PARK RD - STE 100 HOLLYWOOD, FL 33021	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	3,000
EAST SIDE SETTLEMENT 337 ALEXANDER AVE BRONX, NY 10454	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	1,850
EASTPORT VOLUNTEER FIRE DEPT 21 UNION AVE EASTPORT, NY 11941	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,700
EMORY UNIVERSITY 201 DOWMAN DR ATLANTA, GA 30322	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
FEGS 315 HUDSON ST NEW YORK, NY 10013	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	12,000
FAMILY COUNSELING SERVICES 120 WASHINGTON ST - STE 510 WATERTOWN, NY 13601	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	17,000
Total  3a				4,433,101

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				
FIDELITY CHARITABLE SERVICES PO BOX 770001 CINCINNATI,OH 45277	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,000,000
FLORENCE GRISWOLD MUSEUM 96 LYME ST OLD LYME,CT 06371	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
FRIENDS OF THE WEST HAMPTON AMBULANCE 3 HAZELWOOD AVE WHAMPTON BEACH,NY 11978	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	100
FULL MOON ARTS CENTER 63 TUTHILL POINT RD EAST MORICHES,NY 11940	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
GILDER LEHRMAN INST OF AMERICAN HISTORY 19 W 44 ST NEW YORK,NY 10036	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	25,500
GLOBAL SPORTS DEVELOPMENT 333 S HOPE ST - STE 3500 LOS ANGELES,CA 90071	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
HISTORIC HUDSON VALLEY 639 BEDFORD RD POCANTICO HILLS,NY 10591	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	5,000
JAIN CENTER OF AMERICA 43-11 ITHACA ST ELMHURST,NY 11373	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
JANE GOODALL INSTITUTE 4245 NORTH FAIRFAX DR - STE 600 ARLINGTON,VA 22203	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,000
JUVENILE DIABETES RESEARCH FDN - JDRF 26 BROADWAY NEW YORK,NY 10004	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	5,000
MAKE A WISH FOUNDATION - HUDSON VALLEY 832 SOUTH BROADWAY TARRYTOWN,NY 10591	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	1,000
MANHATTAN INSTITUTE 52 VANDERBILT AVE NEW YORK,NY 10017	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	22,800
MOUNT SINAI CRYSTAL PARTY ONE GUSTAVE L LEVY PLACE NEW YORK,NY 10029	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
MUSEUM OF ARTS AND DESIGN 2 COLUMBUS CIRCLE NEW YORK,NY 10019	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
NATIONAL DANCE INSTITUTE 217 W 147 ST NEW YORK,NY 10039	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	1,000
Total  3a				4,433,101

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				
NATIONAL WILDLIFE FEDERATION 11100 WILDLIFE CENTER DR RESTON,VA 20190	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	5,000
NEUBERGER MUSEUM OF ART 735 ANDERSON HILL ROAD PURCHASE,NY 10577	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	54,000
NEW YORK BOTANICAL GARDEN 2900 SOUTHERN BLVD BRONX,NY 10458	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	60,000
NEW YORK CITY OPERA 75 BROAD ST NEW YORK,NY 10004	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	19,500
NEW YORK HISTORICAL SOCIETY 170 CENTRAL PARK WEST NEW YORK,NY 10024	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	27,050
NEW YORK PHILHARMONIC 10 LINCOLN CENTER PLAZA NEW YORK,NY 10023	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	134,600
NEW YORKERS FOR PARKS 55 BROAD ST - FL 23 NEW YORK,NY 10004	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,000
NORTH SALEM OPEN LAND FOUNDATION PO BOX 176 NORTH SALEM,NY 10560	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,000
NORTH SHORE UNIVERSITY HOSPITAL AUXILIARY 300 COMMUNITY DR MANHASSET,NY 11030	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	5,100
NYJTL - NY JUNIOR TENNIS LEAGUE 58-12 QUEENS BLVD - STE 1 WOODSIDE,NY 11377	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	3,416
ORT AMERICA 75 MAIDEN LANE - FL 10 NEW YORK,NY 10038	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
PARK AVENUE ARMORY 643 PARK AVE NEW YORK,NY 10065	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	325,000
PARKINSON'S UNITY WALK PO BOX 275 KINGSTON,NJ 08528	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	1,000
PAWLING FIRE DEPARTMENT INC PO BOX 132 PAWLING,NY 12564	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	1,000
PEF ISRAEL ENDOWMENT FUNDS INC 317 MADISON AVE - STE 607 NEW YORK,NY 10017	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	25,000
Total  3a				4,433,101

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				
REMSENBURG ACADEMY ASSOCIATION INC PO BOX 171 REMSENBURG,NY 11960	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,000
RUBIN MUSEUM OF ART 150 W 17 ST NEW YORK,NY 10011	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	13,000
RUDOLF STEINER SCHOOL 15 E 79 ST NEW YORK,NY 10075	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
RUTH KEELER MEMORIAL LIBRARY 276 TTITICUS RD NORTH SALEM,NY 10560	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	1,000
SABIN VACCINE INSTITUTE 2000 PENNSYLVANIA AVE NW - STE 7100 WASHINGTON,DC 20006	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	25,000
SARGENT SHRIVER NAT CENT OF POVERTY LAW 50 E WASHINGTON ST - STE 500 CHICAGO,IL 60602	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
SHELBURNE MUSEUM 6000 SHELBURNE RD - PO BOX 10 SHELBURNE,VT 05482	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	67,000
SKIDMORE COLLEGE 815 NORTH BROADWAY SARATOGA SPRINGS,NY 12866	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	6,000
SMITHSONIAN INSTITUTION PO BOX 9016 PITTSFIELD,MA 01202	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	50,000
STANLEY M ISAACS NEIGHBORHOOD CENTER 415 E 93 ST NEW YORK,NY 10128	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	3,000
THE ACTOR'S FUND OF AMERICA 729 SEVENTH AVE - FL 10 NEW YORK,NY 10019	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	11,000
THE BARUCH COLLEGE FUND ONE BERNARD BARUCH WAY NEW YORK,NY 10010	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	297,800
THE CHILDREN'S AID SOCIETY 105 E 22 ST NEW YORK,NY 10010	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
THE DOE FUND INC 232 E 84 ST NEW YORK,NY 10028	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	97,800
THE FRIENDS OF THE NEUBERGER MUSEUM OF ART 735 ANDERSON HILL ROAD PURCHASE,NY 10577	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	250
Total  3a				4,433,101

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				
THE GLAUCOMA FOUNDATION 80 MAIDEN LANE - STE 700 NEW YORK, NY 10038	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	25,000
THE JEWISH FOUNDATION FOR THE RIGHTEOUS 305 7TH AVE - FL 19 NEW YORK, NY 10001	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	18,000
THE LUSTGARTEN FOUNDATION 1111 STEWART AVE BETHPAGE, NY 11714	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	250
THE METROPOLITAN MUSEUM OF ART 1000 FIFTH AVE NEW YORK, NY 10028	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	8,932
THE METROPOLITAN OPERA ASSOCIATION INC LINCOLN CENTER NEW YORK, NY 10023	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	30,380
THE MUNICIPAL ART SOCIETY OF NEW YORK 111 W 57 ST NEW YORK, NY 10019	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	20,000
THE NEW YORK BOTANICAL GARDEN 2900 SOUTHERN BLVD BRONX, NY 10458	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,870
THE SALVATION ARMY 615 SLATERS LANE - PO BOX 269 ALEXANDRIA, VA 22313	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,000
THE SCHOOL FOR STRINGS 419 W 54 ST NEW YORK, NY 10019	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,000
TRUSTEES OF THE UNIVERSITY OF PENN 1 COLLEGE ALL - ROOM 211 PHILADELPHIA, PA 19104	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	1,000
UJA FEDERATION OF NEW YORK 130 E 59 ST NEW YORK, NY 10022	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
UJA OF METROWEST NJ 901 ROUTE 10 - PO BOX 929 WHIPPANY, NJ 07981	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
UNCF - UNITED NEGRO COLLEGE FUND PO BOX 10444 FAIRFAX, VA 22031	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,500
UNITED WAY OF WESTCHESTER & PUTNAM 336 CENTRAL PARK AVE WHITE PLAINS, NY 10606	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	2,000
USET FDN - US EQUESTRIAN TEAM FDN 1040 POTTERSVILLE RD - PO 3 GLADSTONE, NJ 07934	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	200
Total  3a				4,433,101

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				
WALL STREET SYNAGOGUE 47 BEEKMAN ST NEW YORK, NY 10038	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	300
WESTCHESTER LAND TRUST 403 HARRIS RD BEDFORD HILLS, NY 10507	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	8,500
WHITNEY MUSEUM OF AMERICAN ART 945 MADISON AVE NEW YORK, NY 10021	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	9,515
YES 2010 27 W 44 ST NEW YORK, NY 10036	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	3,000
ZERO TO THREE 1255 23 ST NW - STE 350 WASHINGTON, DC 20037	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	10,000
MISC - FROM PASS THRU ACTIVITY VARIOUS VARIOUS, NY 10105	NONE	OTHER PUBLIC CHARITY	CHARITABLE CONTRIBUTION TO PUBLIC CHARITY	592
Total  3a				4,433,101

TY 2010 Accounting Fees Schedule

Name: THE DONNA AND MARVIN SCHWARTZ FOUNDATION

EIN: 13-7114848

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
PROFESSIONAL FEES	66,713	66,713		0

TY 2010 Investments Corporate

Stock Schedule

Name:

THE DONNA AND MARVIN SCHWARTZ FOUNDATION

EIN:

13-7114848

Name of Stock	End of Year Book Value	End of Year Fair Market Value
67500 SHS ABBOTT LABORATORIES	2,999,987	3,512,700
70000 SHS ALLIANCEBERNSTEIN HOLDING LP	1,180,170	1,554,000
50000 SHS AMGEN INC	2,685,903	2,842,500
115000 SHS ANADARKO PETROLEUM CORP	2,521,931	9,078,100
25000 SHS ANNALY CAPITAL MANAGEMENT INC	433,231	446,000
30000 SHS AON CORP	1,152,025	1,565,100
71000 SHS ASSURANT INC	2,362,947	2,818,700
25000 SHS BANK OF NEW YORK MELLON CORP	643,228	724,000
85000 SHS BARCLAYS PLC-ADR	1,499,840	1,619,250
10000 SHS BARRICK GOLD CORP	496,338	510,100
2000 SHS BP PLC SPONSORED ADR	89,440	92,280
70000 SHS COMCAST CORP	1,141,425	1,718,500
9500 SHS COMPUTER SCIENCES CORP	442,335	484,310
110000 SHS D R HORTON INC *	1,011,191	1,368,400
50000 SHS DEEP SEA SUPPLY PLC	77,301	135,095
20000 SHS DELPHI FINANCIAL GROUP INC	420,064	639,000
20000 SHS DENBURY RESOURCES INC NEW	378,404	451,400
136520 SHS DEVON ENERGY CORPORATION NEW	1,734,744	12,423,320
25000 SHS ENCANA CORP	721,668	838,250
70000 SHS ENSCO INTERNATIONAL INC	4,507,781	4,173,400
10000 SHS EOG RES INC	934,418	1,129,100
188400 SHS FORTRESS INVT GROUP LLC	626,886	1,162,428
1005 SHS GOLDMAN SACHS GROUP INC	118,498	151,765
90500 SHS HEWLETT PACKARD CO	3,172,203	3,653,485
45000 SHS INTERNATIONAL BUSINESS MACHINES CORP	5,405,222	7,676,100
40000 SHS JPMORGAN CHASE & CO	1,538,112	1,825,200
40000 SHS LENNAR CORP	603,792	759,600
10000 SHS LOEWS CORPORATION	351,939	442,600
29500 SHS METHANEX CORP	526,042	952,260
28630 SHS METLIFE INC	1,100,168	1,339,598

Name of Stock	End of Year Book Value	End of Year Fair Market Value
100000 SHS NORTHERN OFFSHORE	121,873	263,507
16500 SHS OCCIDENTAL PETE CORP	1,203,974	1,885,785
25000 SHS PIONEER NATURAL RESOURCES CO	792,383	2,555,750
385000 SHS PULTEGROUP INC	4,080,501	3,130,050
70000 SHS SYMANTEC CORPORATION	1,041,304	1,375,500
400650 SHS TALISMAN ENERGY INC	6,643,954	9,655,665
5000 SHS TOLL BROTHERS INC	89,509	105,050
4500 SHS TORCHMARK CORP	156,630	301,140
48000 SHS TRAVELERS COMPANIES INC THE	1,807,350	3,037,440
26500 SHS TSAKOS ENERGY NAVIG USD1	405,614	275,335
10811 SHS VALIDUS HOLDINGS LTD	245,405	351,790
46000 SHS WHITING PETROLEUM CORPORATION	808,349	3,197,000
294000 SHS XEROX CORP	4,351,285	2,966,460

TY 2010 Investments - Other Schedule

Name: THE DONNA AND MARVIN SCHWARTZ FOUNDATION

EIN: 13-7114848

Category/ Item	Listed at Cost or FMV	Book Value	End of Year Fair Market Value
198816 SHS NEUBERGER BERMAN HIGH INCOME BD FD INSTL CL	AT COST	1,817,214	1,910,625

TY 2010 Other Assets Schedule

Name: THE DONNA AND MARVIN SCHWARTZ FOUNDATION

EIN: 13-7114848

Description	Beginning of Year - Book Value	End of Year - Book Value	End of Year - Fair Market Value
PENDING TRADES RECEIVABLE	0	2,708,739	2,708,739
ACCRUED DIVIDENDS	0	51,750	51,750

TY 2010 Other Expenses Schedule

Name: THE DONNA AND MARVIN SCHWARTZ FOUNDATION

EIN: 13-7114848

Description	Revenue and Expenses per Books	Net Invest ment Income	Adjusted Net Income	Disbursement s for Charit able Purposes
OTHER EXPENSES FROM PASS THRU ACTIVITY	25,028	0		0
FILING FEE	5,017	5,017		0

TY 2010 Other Income Schedule

Name: THE DONNA AND MARVIN SCHWARTZ FOUNDATION

EIN: 13-7114848

Description	Revenue And Expenses Per Books	Net Invest ment Income	Adjusted Net Income
ORDINARY INCOME FROM PASS THRU ACTIVITY	12,314	12,314	12,314
ORDINARY INCOME FROM PASS THRU ACTIVITY	66,954	0	66,954

TY 2010 Other Liabilities Schedule

Name: THE DONNA AND MARVIN SCHWARTZ FOUNDATION

EIN: 13-7114848

Description	Beginning of Year - Book Value	End of Year - Book Value
DUE TO BROKER	0	2,658,958

TY 2010 Taxes Schedule

Name: THE DONNA AND MARVIN SCHWARTZ FOUNDATION

EIN: 13-7114848

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
FEDERAL EXCISE TAX	75,584	0		0
FOREIGN TAX	20,985	20,985		0