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

2012

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

For calendar year 2012, or tax year beginning

, 2012, and ending

DAVID HERZOG FOUNDATION
HERMAN HERZOG TTE
1618 51ST STREET
BROOKLYN, NY 11204

G Check all that apply: Initial return Initial return of a former public charity
 Final return Amended return
 Address change Name change

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, column (c), line 16) **\$ 3,216,514.** J Accounting method Cash Accrual
 Other (specify) **(Part I, column (d) must be on cash basis.)**

A Employer identification number
11-3281610

B Telephone number (see the instructions)
718-384-2400

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

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 instructions))

		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
R E V E N U E	1 Contributions, gifts, grants, etc, received (attach schedule)	600,000.			
	2 Ck <input type="checkbox"/> if the foundation is not req to att Sch B				
	3 Interest on savings and temporary cash investments	376.	376.	N/A	
	4 Dividends and interest from securities	18,726.	18,726.		
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain/(loss) from sale of assets not on line 10	70,232.			
	b Gross sales price for all assets on line 6a	720,492.			
	7 Capital gain net income (from Part IV, line 2)		70,232.		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
	c Gross profit/(loss) (attach schedule)				
	11 Other income (attach schedule)				
	12 Total. Add lines 1 through 11	689,334.	89,334.		
A D M I N I S T R A T U R E O P E R A T I V E A N D E X P E N S E S S E N S E S	13 Compensation of officers, directors, trustees, etc	0.			
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)				
	b Accounting fees (attach schedule)				
	c Other prof fees (attach schedule)				
	17 Interest				
	18 Taxes (attach schedule) (see instrs)				
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule)				
	See Statement 1	12,574.	12,574.		
	24 Total operating and administrative expenses. Add lines 13 through 23	12,574.	12,574.		
	25 Contributions, gifts, grants paid Part XV	530,399.			530,399.
	26 Total expenses and disbursements. Add lines 24 and 25	542,973.	12,574.		530,399.
	27 Subtract line 26 from line 12: a Excess of revenue over expenses and disbursements b Net investment income (if negative, enter -0-) c Adjusted net income (if negative, enter -0-)	146,361.	76,760.		

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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		552,753.	331,660.
	2 Savings and temporary cash investments			331,660.
	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 instructions)			
	7 Other notes and loans receivable (attach sch)	►		
	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)			
	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)	Statement 2	2,222,763.	2,590,217.
	14 Land, buildings, and equipment: basis	►		2,884,854.
	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)		2,775,516.	2,921,877.
				3,216,514.
LIABILITIES	17 Accounts payable and accrued expenses			
	18 Grants payable			
	19 Deferred revenue			
	20 Loans from officers, directors, trustees, & 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	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.	►	X	
	27 Capital stock, trust principal, or current funds		2,775,516.	2,921,877.
	28 Paid-in or capital surplus, or land, building, and equipment fund			
	29 Retained earnings, accumulated income, endowment, or other funds			
	30 Total net assets or fund balances (see instructions)		2,775,516.	2,921,877.
	31 Total liabilities and net assets/fund balances (see instructions)		2,775,516.	2,921,877.

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	2,775,516.
2	Enter amount from Part I, line 27a	2	146,361.
3	Other increases not included in line 2 (itemize) ►	3	
4	Add lines 1, 2, and 3	4	2,921,877.
5	Decreases not included in line 2 (itemize) ►	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5) – Part II, column (b), line 30	6	2,921,877.

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 shares MLC Company)			(b) How acquired P — Purchase D — Donation	(c) Date acquired (month, day, year)	(d) Date sold (month, day, year)
1 a 600 AMAZON COM INC			P	Various	3/19/12
b SEE ATTACHED SCHEDULE			P	Various	Various
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 110,554.			117,721.	-7,167.	
b 609,938.			532,539.	77,399.	
c					
d					
e					
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69				(i) Gains (Column (h) gain minus column (k), but not less than -0-) or Losses (from column (h))	
(i) Fair Market Value as of 12/31/69		(j) Adjusted basis as of 12/31/69	(k) Excess of column (i) over column (j), if any		
a				-7,167.	
b				77,399.	
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	70,232.
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6)				3	0.
If gain, also enter in Part I, line 8, column (c) (see instructions) If (loss), enter -0- in Part I, line 8					

Part V Qualification Under Section 4940(e) for Reduced Tax on Net Investment Income

(For optional use by domestic private foundations subject to the section 4940(a) tax on net investment income.)

If section 4940(d)(2) applies, leave this part blank.

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period? Yes No

If 'Yes,' the foundation does not qualify under section 4940(e). Do not complete this part.

1 Enter the appropriate amount in each column for each year; see 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 (column (b) divided by column (c))
2011	79,200.	2,469,924.	0.032066
2010	61,000.	1,754,744.	0.034763
2009	56,456.	1,318,639.	0.042814
2008	35,898.	984,259.	0.036472
2007	46,237.	802,624.	0.057607

- 2 Total of line 1, column (d) 2 0.203722
- 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 0.040744
- 4 Enter the net value of noncharitable-use assets for 2012 from Part X, line 5 4 2,870,727.
- 5 Multiply line 4 by line 3 5 116,965.
- 6 Enter 1% of net investment income (1% of Part I, line 27b) 6 768.
- 7 Add lines 5 and 6 7 117,733.
- 8 Enter qualifying distributions from Part XII, line 4 8 530,399.

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions.

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 – see instructions)

1 a Exempt operating foundations described in section 4940(d)(2), check here ► <input type="checkbox"/> and enter 'N/A' on line 1.	1	768.
• Date of ruling or determination letter (attach copy of letter if necessary – see instrs)		
1 b Domestic foundations that meet the section 4940(e) requirements in Part V, check here ► <input checked="" type="checkbox"/> and enter 1% of Part I, line 27b	2	0.
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, column (b)	3	768.
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	4	0.
3 Add lines 1 and 2	5	768.
4 Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)		
5 Tax based on investment income. Subtract line 4 from line 3 If zero or less, enter -0-		
6 Credits/Payments		
a 2012 estimated tax pmts and 2011 overpayment credited to 2012	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 checked="" type="checkbox"/> if Form 2220 is attached	8	4.
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9	807.
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	
11 Enter the amount of line 10 to be Credited to 2013 estimated tax ► Refunded	11	

Part VII-A Statements Regarding Activities

1 a 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?	1 a	Yes	No
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see the instructions for definition)?	1 b		X
<i>If the answer is 'Yes' to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities</i>			
c Did the foundation file Form 1120-POL for this year?	1 c		X
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation ► \$ 0. (2) On foundation managers ► \$ 0.			
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. ► \$ 0.			
2 Has the foundation engaged in any activities that have not previously been reported to the IRS? <i>If 'Yes,' attach a detailed description of the activities.</i>	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? <i>If 'Yes,' attach a conformed copy of the changes</i>	3		X
4 a Did the foundation have unrelated business gross income of \$1,000 or more during the year? b If 'Yes,' has it filed a tax return on Form 990-T for this year?	4 a		X
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? <i>If 'Yes,' attach the statement required by General Instruction T.</i>	4 b		N/A
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?	5		X
7 Did the foundation have at least \$5,000 in assets at any time during the year? <i>If 'Yes,' complete Part II, column (c), and Part XV</i>	6		
8 a Enter the states to which the foundation reports or with which it is registered (see instructions) ► NY	7		X
b If the answer is 'Yes' to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? <i>If 'No,' attach explanation</i>	8 b		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 2012 or the taxable year beginning in 2012 (see instructions for Part XIV)? <i>If 'Yes,' complete Part XIV</i>	9		X
10 Did any persons become substantial contributors during the tax year? <i>If 'Yes,' attach a schedule listing their names and addresses</i>	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 instructions)	11	X
12	Did the foundation make a distribution to a donor advised fund over which the foundation or a disqualified person had advisory privileges? If 'Yes,' attach statement (see instructions)	12	X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	X
Website address ► <u>N/A</u>			
14	The books are in care of ► <u>DAVID HERZOG</u> Telephone no ► <u>718-534-0134</u> Located at ► <u>1618 51st ST BROOKLYN NY</u> ZIP + 4 ► <u>11204</u>		
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	N/A	► <u>15</u> □ <u>N/A</u>
16	At any time during calendar year 2012, 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 X No
See 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.

1 a	During the year did the foundation (either directly or indirectly):	Yes	No
(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 type="checkbox"/> Yes <input checked="" 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			
1 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 instructions)?	► <input type="checkbox"/> N/A	
1 c	Organizations relying on a current notice regarding disaster assistance check here	► <input type="checkbox"/> 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))		
2 a	At the end of tax year 2012, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2012? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If 'Yes,' list the years ► <u>20 __ , 20 __ , 20 __ , 20 __</u>			
2 b	Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer 'No' and attach statement – see instructions)	N/A	
3 a	If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ► <u>20 __ , 20 __ , 20 __ , 20 __</u>		
3 b	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		
If 'Yes,' did it have excess business holdings in 2012 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 2012)			
4 a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
4 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 2012? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	X	

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

5 a 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 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

<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		

b If any answer is 'Yes' to 5a(1)-(5), did **any** of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)?

5 b N/A

Organizations relying on a current notice regarding disaster assistance check here

c If the answer is 'Yes' to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant?

N/A Yes No

If 'Yes,' attach the statement required by Regulations section 53.4945-5(d)

6 a 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?

6 b X

If 'Yes' to 6b, file Form 8870

7 a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? Yes No

b If 'Yes,' did the foundation receive any proceeds or have any net income attributable to the transaction?

N/A

7 b

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 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
DAVID HERZOG 1618 51ST STREET BROOKLYN, NY 11204	President 0	0.	0.	0.
RAQUEL HERZOG 1618 51ST STREET BROOKLYN, NY 11204	Vice Preside 0	0.	0.	0.
PHILLIP HERZOG PO BOX 58 MTKISCO, NY 10549	Secretary 0	0.	0.	0.
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----

2 Compensation of five highest-paid employees (other than those included on line 1 – see 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 instructions). If none, enter 'NONE'.

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
None		

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	<u>N/A</u>	
2		
3		
4		

Part IX-B Summary of Program-Related Investments (see 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	
2		
All other program-related investments See instructions		
3		
Total. Add lines 1 through 3		0.

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

1 Fair market value of assets not used (or held for use) directly in carrying out charitable, etc, purposes

a Average monthly fair market value of securities

b Average of monthly cash balances

c Fair market value of all other assets (see instructions)

d **Total** (add lines 1a, b, and c)

e Reduction claimed for blockage or other factors reported on lines 1a and 1c
(attach detailed explanation)

1 e | 0.

2 Acquisition indebtedness applicable to line 1 assets

3 Subtract line 2 from line 1d

4 Cash deemed held for charitable activities Enter 1-1/2% of line 3
(for greater amount, see instructions)

5 **Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4

6 **Minimum investment return.** Enter 5% of line 5

1 a	1,786,551.
1 b	280,347.
1 c	847,546.
1 d	2,914,444.
2	0.
3	2,914,444.
4	43,717.
5	2,870,727.
6	143,536.

Part XI **Distributable Amount** (see instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here ► and do not complete this part.)

1 Minimum investment return from Part X, line 6

1 143,536.

2a Tax on investment income for 2012 from Part VI, line 5

2a 768.

b Income tax for 2012 (This does not include the tax from Part VI)

2b

c Add lines 2a and 2b

2c 768.

3 Distributable amount before adjustments Subtract line 2c from line 1

3 142,768.

4 Recoveries of amounts treated as qualifying distributions

4

5 Add lines 3 and 4

5 142,768.

6 Deduction from distributable amount (see instructions)

6

7 **Distributable amount** as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1

7 142,768.

Part XII **Qualifying Distributions** (see instructions)

1 Amounts paid (including administrative expenses) to accomplish charitable, etc, purposes:
a Expenses, contributions, gifts, etc – total from Part I, column (d), line 26

1 a 530,399.

b Program-related investments – total from Part IX-B

1 b

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)

3 a

b Cash distribution test (attach the required schedule)

3 b

4 **Qualifying distributions.** Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4

4 530,399.

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 instructions)

5 768.

6 **Adjusted qualifying distributions.** Subtract line 5 from line 4

6 529,631.

Note. The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years

Part XIII Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2011	(c) 2011	(d) 2012
1 Distributable amount for 2012 from Part XI, line 7				142,768.
2 Undistributed income, if any, as of the end of 2012.			97,854.	
a Enter amount for 2011 only		0.		
b Total for prior years 20 ___, 20 ___, 20 ___				
3 Excess distributions carryover, if any, to 2012				
a From 2007				
b From 2008				
c From 2009				
d From 2010				
e From 2011				
f Total of lines 3a through e	0.			
4 Qualifying distributions for 2012 from Part XII, line 4: ► \$ 530,399.			97,854.	
a Applied to 2011, but not more than line 2a				
b Applied to undistributed income of prior years (Election required – see instructions)		0.		
c Treated as distributions out of corpus (Election required – see instructions)	0.			
d Applied to 2012 distributable amount				142,768.
e Remaining amount distributed out of corpus	289,777.			
5 Excess distributions carryover applied to 2012 (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:	289,777.			
a Corpus Add lines 3f, 4c, and 4e. Subtract line 5				
b Prior years' undistributed income Subtract line 4b from line 2b		0.		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		0.		
d Subtract line 6c from line 6b Taxable amount – see instructions		0.		
e Undistributed income for 2011 Subtract line 4a from line 2a Taxable amount – see instructions			0.	
f Undistributed income for 2012 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2013				0.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)	0.			
8 Excess distributions carryover from 2007 not applied on line 5 or line 7 (see instructions)	0.			
9 Excess distributions carryover to 2013. Subtract lines 7 and 8 from line 6a	289,777.			
10 Analysis of line 9				
a Excess from 2008				
b Excess from 2009				
c Excess from 2010				
d Excess from 2011				
e Excess from 2012	289,777.			

BAA

Form 990-PF (2012)

Part XIV **Private Operating Foundations** (see instructions and Part VII-A, question 9)

N/A

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 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))

DAVID HERZOG

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 instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

a The name, address, and telephone number or e-mail 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
<i>a Paid during the year</i> SEE ATTACHED SCHEDULE			EDUCATIONAL ASSISTANCE, ASSISTANCE FOR THE SICK AND NEEDY, SYNAGOGUE EXPENSES	530,399.
Total				► 3a 530,399.
<i>b Approved for future payment</i>				
Total				► 3b

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See instructions)
	(a) Business code	(b) Amount	(c) Exclu- sion code	(d) Amount	
1 Program service revenue:					
a					
b					
c					
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments			14	376.	
4 Dividends and interest from securities			14	18,726.	
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			18	70,232.	
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)				89,334.	
13 Total. Add line 12, columns (b), (d), and (e)			13		89,334.
(See worksheet in line 13 instructions to verify calculations.)					

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

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

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

1 Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?

a Transfers from the reporting foundation to a noncharitable exempt organization of

- (1) Cash
- (2) Other assets

b Other transactions.

- (1) Sales of assets to a noncharitable exempt organization
- (2) Purchases of assets from a noncharitable exempt organization.
- (3) Rental of facilities, equipment, or other assets
- (4) Reimbursement arrangements
- (5) Loans or loan guarantees
- (6) Performance of services or membership or fundraising solicitations.

Sharing of facilities, equipment, mailing lists, other assets, or paid employee

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

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

2a Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527?

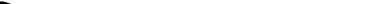
Yes No

b If 'Yes,' complete the following schedule.

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

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) is based on all information of which preparer has any knowledge.

Sign
Here


Signature of officer or trustee

11/7/12

President
Title

May the IRS discuss
this return with the
preparer shown below
(see instructions)?

Paid Preparer Use Only	Print/Type preparer's name	Preparer's signature	Date	Check <input type="checkbox"/> if self employed	PTIN
	Robert Wohlberg, CPA	Robert Wohlberg, CPA	11/06/13		P00740489
	Firm's name ►	Saul N. Friedman & Company			Firm's EIN ► 11-2632255
	Firm's address ►	6201 Fifteenth Avenue Brooklyn, NY 11219			Phone no (718) 232-1111

BAA

Schedule B
(Form 990, 990-EZ,
or 990-PF)

Department of the Treasury
Internal Revenue Service

OMB No 1545-0047

Schedule of Contributors

► Attach to Form 990, Form 990-EZ, or Form 990-PF

2012

Name of the organization	DAVID HERZOG FOUNDATION HERMAN HERZOG TTE	Employer identification number	11-3281610
--------------------------	----------------------------------------------	--------------------------------	------------

Organization type (check one)

Filers of:

Form 990 or 990-EZ

Section:

501(c)(____) (enter number) organization
 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation
 527 political organization

Form 990-PF

501(c)(3) exempt private foundation
 4947(a)(1) nonexempt charitable trust treated as a private foundation
 501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule**

Note. Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.

General Rule

For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor (Complete Parts I and II)

Special Rules

For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33-1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi) and received from any one contributor, during the year, a contribution of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1. Complete Parts I and II

For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, total contributions of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III

For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc, purposes, but these contributions did not total to more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc, purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc, contributions of \$5,000 or more during the year ► \$ _____

Caution: An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF) but it must answer 'No' on Part IV, line 2, of its Form 990, or check the box on line H of its Form 990-EZ or on Part I, line 2, of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF)

BAA For Paperwork Reduction Act Notice, see the Instructions for Form 990, 990EZ, or 990-PF.

Schedule B (Form 990, 990-EZ, or 990-PF) (2012)

Name of organization

DAVID HERZOG FOUNDATION

Employer identification number

11-3281610

Part I **Contributors** (see instructions) Use duplicate copies of Part I if additional space is needed

(a) Number	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
1	DAVID HERZOG 1618 51ST STREET BROOKLYN, NY 11204	\$ 600,000	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/>
			(Complete Part II if there is a noncash contribution.)
(a) Number	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/>
			(Complete Part II if there is a noncash contribution.)
(a) Number	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/>
			(Complete Part II if there is a noncash contribution.)
(a) Number	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/>
			(Complete Part II if there is a noncash contribution.)
(a) Number	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/>
			(Complete Part II if there is a noncash contribution.)
(a) Number	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/>
			(Complete Part II if there is a noncash contribution.)

Name of organization

DAVID HERZOG FOUNDATION

Employer identification number

11-3281610

Part II Noncash Property (see instructions) Use duplicate copies of Part II if additional space is needed

BAA

Name of organization

DAVID HERZOG FOUNDATION

Employer identification number

11-3281610

Part III Exclusively religious, charitable, etc, individual contributions to section 501(c)(7), (8) or (10) organizations that total more than \$1,000 for the year. Complete columns (a) through (e) and the following line entry
 For organizations completing Part III, enter total of exclusively religious, charitable, etc, contributions of **\$1,000 or less** for the year. (Enter this information once. See instructions.) ► \$ **N/A**
 Use duplicate copies of Part III if additional space is needed

(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held
N/A			
(e) Transfer of gift Transferee's name, address, and ZIP + 4 Relationship of transferor to transferee			
(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held
(e) Transfer of gift Transferee's name, address, and ZIP + 4 Relationship of transferor to transferee			
(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held
(e) Transfer of gift Transferee's name, address, and ZIP + 4 Relationship of transferor to transferee			
(a) No. from Part I	(b) Purpose of gift	(c) Use of gift	(d) Description of how gift is held
(e) Transfer of gift Transferee's name, address, and ZIP + 4 Relationship of transferor to transferee			

2012

Federal Statements
DAVID HERZOG FOUNDATION
HERMAN HERZOG TTE

Page 1

Client DHERZOGF

11-3281610

11/06/13

12 37PM

Statement 1
Form 990-PF, Part I, Line 23
Other Expenses

	<u>(a) Expenses per Books</u>	<u>(b) Net Investment Income</u>	<u>(c) Adjusted Net Income</u>	<u>(d) Charitable Purposes</u>
BROKER FEE	\$ 12,324.	\$ 12,324.		
NYS FILING FEE	250.	250.		
Total	<u>\$ 12,574.</u>	<u>\$ 12,574.</u>		<u>\$ 0.</u>

Statement 2
Form 990-PF, Part II, Line 13
Investments - Other

	<u>Valuation Method</u>	<u>Book Value</u>	<u>Fair Market Value</u>
<u>Other Investments</u>			
LIFE INSURANCE- DH Policy #11508113	Mkt Val	\$ 422,217.	\$ 472,592.
LIFE INSURANCE-RH Policy #11508107	Mkt Val	333,694.	374,954.
Total Other Investments	<u>\$ 755,911.</u>		<u>\$ 847,546.</u>
<u>Other Publicly Traded Securities</u>			
MILLENIUM INTERNATIONAL	Cost	500,000.	622,796.
WELLS FARGO 7900	Cost	1,334,306.	1,414,512.
Total Other Publicly Traded Securities	<u>\$ 1,834,306.</u>		<u>\$ 2,037,308.</u>
	Total	<u>\$ 2,590,217.</u>	<u>\$ 2,884,854.</u>

Statement 3
Form 990-PF, Part VI, Line 9
Tax Due

Tax Due	\$ 772.
	23.
	12.
Total	<u>\$ 807.</u>

Account Statement For:
DAVID HERZOG FOUNDATION - AGY

Period Covered: January 1, 2012 - December 31, 2012

**WELL'S
FARGO**

Account Number

PART IV

TRANSACTION DETAIL *(continued)*

	DATE	QUANTITY	DESCRIPTION	PRINCIPAL CASH	INCOME CASH	COST BASIS
Sales						
	10/22/12	100 000	APPLE INC ON TRADE DATE 10/17/2012 SOLD THROUGH MORGAN KEEGAN & CO. SYMBOL: AAPL CUSIP: 037853100 COMM: 2.00, SEC FEES: \$1.45 TRADE PRICE: \$649.2900	\$64,925.55		-\$0.20
	09/14/12	1,322.740	ASG MANAGED FUTURES STRAT-Y ON TRADE DATE 09/13/2012 SYMBOL: ASFYX CUSIP: 63872T729 TRADE PRICE: \$9.6100	12,711.53		-14,487.52
	09/14/12	8,279.994	BLACKROCK GLOBAL ALLOC FD-I #390 ON TRADE DATE 09/13/2012 SYMBOL: MALOX CUSIP: 09221T509 TRADE PRICE: \$19.8200	164,109.48		-155,545.08
	12/11/12	20.000	CHEVRON CORP ON TRADE DATE 12/06/2012 SOLD THROUGH WEEDEN & CO THRU MERRILL LYNCH SYMBOL: CVX CUSIP: 166764100 COMM: 0.40, SEC FEES: \$0.05 TRADE PRICE: \$105.4710	2,108.97		-2,295.00
	12/11/12	25.000	DIAGEO PLC - ADR ON TRADE DATE 12/06/2012 SOLD THROUGH WEEDEN & CO THRU MERRILL LYNCH SYMBOL: DEO CUSIP: 25243Q205 COMM: 0.50, SEC FEES: \$0.07 TRADE PRICE: \$119.6844	2,991.54		-2,725.75
	09/20/12	1,078.747	DIAMOND HILL LONG-SHORT FD CL I #11 ON TRADE DATE 09/19/2012 CUSIP: 252645833 TRADE PRICE: \$18.4800	19,935.24		-19,989.18
	09/18/12	2,500 000	FORD MOTOR COMPANY ON TRADE DATE 09/13/2012 SOLD THROUGH BNY BROKERAGE INC SYMBOL: F CUSIP: 345370860 COMM: 75.00, SEC FEES: \$0.58 TRADE PRICE: \$10.2000	25,424.42		-31,492.50

Account Statement For:
DAVID HERZOG FOUNDATION - AGY

WELLS
FARGO

Period Covered: January 1, 2012 - December 31, 2012

Account Number

TRANSACTION DETAIL *(continued)*

DATE	QUANTITY	DESCRIPTION	PRINCIPAL CASH	INCOME CASH	Cost Basis
Sales <i>(continued)</i>					
09/14/12	1,627.907	GOLDMAN SACHS ABS RET TR-I 3279 ON TRADE DATE 09/13/2012 CUSIP 38145N220 TRADE PRICE: \$91800	14,944.19		- 14,637.75
09/14/12	1,354.929	GOLDMAN SACHS EMRG MKT DBT I #2051 ON TRADE DATE 09/13/2012 CUSIP 38143H886 TRADE PRICE: \$13.8200	18,725.12		- 16,380.24
09/18/12	650.000	IQ CANADA SMALL CAP ETF ON TRADE DATE 09/13/2012 SOLD THROUGH BNY BROKERAGE INC. SYMBOL: CNDA CUSIP: 45409B867 COMM: 19.50, SEC FEES: \$0.36 TRADE PRICE: \$24.9800	16,217.13		- 21,036.67
09/18/12	280.000	ISHARES DOW JONES SELECT DIVIDEND FD ON TRADE DATE 09/13/2012 SOLD THROUGH MORGAN KEEGAN & CO SYMBOL: DVY CUSIP: 464287168 COMM: 8.40, SEC FEES: \$0.36 TRADE PRICE: \$57.9100	16,206.03		- 13,963.60
11/05/12	2,100.000	ISHARES MSCI AUSTRALIA INDEX ON TRADE DATE 10/31/2012 SOLD THROUGH MERRILL LYNCH PROF CLRNG CORP SYMBOL: EWA CUSIP: 464286103 COMM: \$42.00 TRADE PRICE: \$24.5294	51,469.84		- 51,032.04
11/05/12	1,800 000	ISHARES MSCI CANADA ON TRADE DATE 10/31/2012 SOLD THROUGH MERRILL LYNCH PROF CLRNG CORP SYMBOL: EWC CUSIP: 464286509 COMM: \$36.00 TRADE PRICE: \$28.3894	51,064.85		- 51,366.99

Account Statement For:
DAVID HERZOG FOUNDATION - AGY

Period Covered: January 1, 2012 - December 31, 2012

**WELL'S
FARGO**

Account Number

TRANSACTION DETAIL *(continued)*

Sales	DATE	QUANTITY	DESCRIPTION	PRINCIPAL CASH	INCOME CASH	COST BASIS
	10/11/12	45.000	OCCIDENTAL PETE CORP ON TRADE DATE 10/08/2012 SOLD THROUGH BNY BROKERAGE INC. SYMBOL: OXY CUSIP: 674599105 COMM: 0.90, SEC FEES: \$0.09 TRADE PRICE: \$84.3500	3,794.76		- 3,962.25
	10/11/12	280.000	PEARSON PLC - ADR ON TRADE DATE 10/08/2012 SOLD THROUGH JEFFERIES & COMPANY SYMBOL: PSO CUSIP: 705015105 COMM: 5.60, SEC FEES: \$0.13 TRADE PRICE: \$20.1100	5,625.07		- 5,361.97
	10/11/12	110.000	PNC FINANCIAL SERVICES GROUP ON TRADE DATE 10/08/2012 SOLD THROUGH RBC DAIN RAUSCHER INC. SYMBOL: PNC CUSIP: 693475105 COMM: 2.20, SEC FEES: \$0.16 TRADE PRICE: \$64.6100	7,104.74		- 7,073.00
	09/14/12	359 679	VAN ECK GLOBAL HARD ASSETS-Y ON TRADE DATE 09/13/2012 SYMBOL: GHAYX CUSIP: 921075362 TRADE PRICE: \$46.7000	16,797.01		- 14,547.73
	09/18/12	465.000	VANGUARD LARGE CAP VIPER ON TRADE DATE 09/13/2012 SOLD THROUGH MORGAN KEEGAN & CO. SYMBOL: VV CUSIP: 922908637 COMM: 13.95, SEC FEES: \$0.69 TRADE PRICE: \$65.9200	30,638.16		- 23,885.19
	09/24/12	5,509 642	VANGUARD SHORT-TERM FED-ADM #549 ON TRADE DATE 09/21/2012 CUSIP: 922031844 TRADE PRICE: \$10.8900	60,000.00		- 60,000.00
	12/17/12	1,377.410	VANGUARD SHORT-TERM FED-ADM #549 ON TRADE DATE 12/14/2012 CUSIP: 922031844 TRADE PRICE: \$10.8900	15,000.00		- 15,000.00

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Account Statement For:
DAVID HERZOG FOUNDATION - AGY

Period Covered: January 1, 2012 - December 31, 2012

Account Number

**WELLS
FARGO**

TRANSACTION DETAIL *(continued)*

DATE	DESCRIPTION	QUANTITY	PRINCIPAL CASH	INCOME CASH	COST BASIS
Sales <i>(continued)</i>					
09/18/12	VANGUARD SMALL CAP VIPER ON TRADE DATE 09/13/2012 SOLD THROUGH MORGAN KEEGAN & CO. SYMBOL: VB CUSIP: 922908751 COMM: 3.75, SEC FEES \$0.23 TRADE PRICE: \$81.1900	125.000	10,144.77		-7,756.38
Total Sales			\$609,938.40	\$0.00	-\$532,539.04

Cash Receipts

TAXABLE

Interest	SECURED MARKET DEPOSIT ACCOUNT INTEREST FROM 8/1/12 TO 8/31/12	\$2.12
	SECURED MARKET DEPOSIT ACCOUNT INTEREST FROM 9/1/12 TO 9/30/12	2.94
	SECURED MARKET DEPOSIT ACCOUNT INTEREST FROM 10/1/12 TO 10/31/12	0.02
	SECURED MARKET DEPOSIT ACCOUNT INTEREST FROM 10/1/12 TO 10/31/12	0.02
	SECURED MARKET DEPOSIT ACCOUNT INTEREST FROM 11/1/12 TO 11/30/12	0.03
	SECURED MARKET DEPOSIT ACCOUNT INTEREST FROM 11/1/12 TO 11/30/12	0.03
	Total Taxable Interest	\$5.16

David Herzog Foundation Account 2012

Payee	Amount	Purpose
A Time	\$180.00	B
Ach Tov V'chesed	\$36.00	B
Afikim	\$2,000.00	C
Ahavas Achim	\$25.00	B
Ahavas Chaverim	\$36.00	B
Ahavas Tzedoka V'Chesed	\$1,800.00	B
Aish Connections	\$100.00	B
American Friends of Ahavas Tora	\$1,000.00	B
American Friends of Kol Bonaich	\$360.00	B
American Friends of Meshi	\$25,000.00	B
American Friends of Tiferes Zion	\$5,000.00	B
American Friends of Tomchei Shabbos	\$1,500.00	B
American Friends of Yeshiva Lucerne	\$20,000.00	B
Anshei Joseph Dovid	\$36.00	B
Anshei Sfard	\$180.00	B
Ateres Avrohom Tzvi	\$50.00	B
B. A....	\$50.00	B
B. Y. Teches Serv	\$2,500.00	A
Bais Tova Girls School	\$200.00	A
Bais Yaakov HighSchool	\$6,000.00	A
Bait Hatfila	\$180.00	B
Beer Minion	\$18.00	C
Beth Jacob of Boro Park	\$21,000.00	A
Beth Jacob School	\$10,000.00	A
Beth Jacob Sem	\$18.00	A
Beth Joseph Zvi	\$36,000.00	B
Beth Medrash Gevoha	\$68.00	C
Beth Medrash Hechel Hatfila	\$2,500.00	D
Bikur Cholim of Boro Park	\$100.00	B
Bnei Yerushlayim	\$36,000.00	C
Brihos Rifka	\$18.00	C
Central Friend of Israel	\$50.00	B
Chaim V'Chesed	\$1,000.00	B
Chasdaini	\$1,800.00	B

Chesed 24/7	\$25.00	B
Chimol	\$18.00	B
Chmol	\$36.00	B
Chosem Sofer	\$322.00	C
Cong Ahavas Tzedakah V'Chesed	\$18,000.00	D
Cong B.C.H.	\$25.00	D
Cong Chemed	\$180.00	D
Cong Dij	\$230.00	D
Cong Paile Yoetz	\$1,000.00	D
Cong Rachoristrike	\$180.00	D
Cong Rimaroz of Brooklyn	\$25.00	D
Cong Toros Chesed	\$12,000.00	D
Cong Vetov Lev	\$100.00	D
Cong. Ami... Haboshen	\$175.00	D
Cong. Beth Klonimus Eliezer	\$54.00	D
Cong. Beth Osher	\$2,000.00	D
Cong. Bnai Avrohom	\$1,200.00	D
Cong. Chemed	\$10,000.00	D
Cong. Gmach Bnei Pinchas	\$500.00	B
Cong. Keren Yesomim	\$1,800.00	B
Cong. Toldos Yakov Yosef	\$1,800.00	D
Darkei Ish	\$50.00	B
Dej Cong	\$200.00	D
Dushinsky	\$180.00	C
Education Opportunity Fund	\$180.00	C
Eizer L'Bachurim D'Monsey	\$360.00	C
Ezer Leyuuda	\$1,000.00	B
EzrasCholim	\$180.00	B
Find American Emigres	\$360.00	B
Friends of Bais Yshol	\$180.00	B
Friends of Zichron Meier	\$500.00	B
Halacha Brura	\$180.00	C
HASC	\$18.00	C
Hatzola	\$1,000.00	B
Heritage Retreats	\$1,360.00	B
Hidec	\$18.00	B

Hilf	\$36.00	B
Ichud ...	\$200.00	B
Ichud Hayeshivot	\$100.00	B
Jacob morg Landau Mem. Fund	\$100.00	B
Keren Eluzer	\$50.00	B
Keren Ezra	\$1,000.00	B
Keren Ezriel Yechiel	\$50.00	B
Keren Hatzola Nfooses	\$360.00	B
Khal Israel	\$100.00	B
Kids of NYU Foundation	\$1,000.00	B
Kimperton Aid	\$18.00	B
Kolel Shomrei Hachomoth	\$1,800.00	C
Kollel Bais Aron Zvi	\$18.00	C
Kollel Bais Jone Dnitra	\$1,080.00	C
Kollel Eruv	\$240.00	C
Kollel Tora V'J...	\$50.00	C
Kollel Zichron Elimelech	\$180.00	C
Kupas Ezra Keren Ezriel Yechiel	\$100.00	B
Kupas Ezras Yechiel	\$100.00	B
Lakewood Mesifta	\$3,600.00	C
Lev Ltalmid	\$500.00	C
Machon Ruth	\$100.00	C
Meor Hatora	\$500.00	C
Merkas Shomrei Tora	\$100.00	C
Merkaz	\$136.00	C
Merkaz Leshiurei	\$136.00	C
Merkaz Lev Tora	\$136.00	C
Mesifta Beth Shraga	\$25.00	C
Mesifta Keren Hatora	\$8,600.00	C
Mesifta of Long Beach	\$18.00	C
Mifal Chesed	\$100.00	B
Mifal Ezra Zichron Yehida	\$23,400.00	B
Mifal Ezra Zichron Yehuda	\$18,000.00	B
Monsey Ohr Gedola	\$180.00	B
Mosdos Krula	\$18,000.00	D
Mosdos Ohel Israel	\$500.00	D

Mosdos Tora Veyirah	\$15,000.00	D
Nachlot Naftoli Foundation	\$180.00	C
Nerian Foundation	\$50.00	C
Nesh. Vochorn Schraga	\$25.00	C
Nevah Hachesed	\$1,200.00	B
Nis V... Hachesed	\$18.00	B
Nishon Hachesed	\$25.00	B
Nitra	\$36.00	D
Novonish	\$540.00	B
Ohavos Tzdoko Vchesed	\$1,800.00	B
Ohr Chaim	\$180.00	B
Ohr Hachesed	\$1,000.00	B
Oshe T...Vchesed	\$100.00	B
Ozer Dalim	\$200.00	B
Rav Chesed	\$36.00	B
Reb Mayer Bal Hanes	\$1,000.00	B
Refuah	\$18.00	B
Refuah Resources	\$1,800.00	B
Refuah Yeshua	\$18.00	B
Rivka Laufer B. Cholim	\$50.00	B
Satmar Bikur Cholim	\$100.00	B
Sherith Hazleta	\$50.00	B
Shomrei Chesed	\$18.00	B
Shor Yoshev	\$18.00	C
Suisi Academy	\$1,800.00	B
T.T. Bais Yechiel	\$50.00	C
Talmud Tora Bais Avrohom	\$18,000.00	C
Tiferes Achim	\$180.00	B
Tiferes Achim (Binyan Olom)	\$500.00	B
Tora Vjeine	\$200.00	C
Tora Vodott Hashem	\$50.00	C
Torah Images	\$100.00	B
Toras Chemed	\$5,400.00	C
Tov V'Chesed	\$50.00	B
Tsemah Israel	\$100.00	B
Tzedoko Vochesed	\$250.00	B

United Mosdos Torah Veyirah J	\$18,000.00	C
Vaad Harabanim	\$25.00	C
Viener B. Arolin	\$180.00	B
Yad Lachim	\$1,000.00	C
Yeshiva Alexander	\$36.00	C
Yeshiva Bais Avrohom	\$5,100.00	C
Yeshiva Bayonne	\$180.00	C
Yeshiva Beth Joseph Zvi	\$18,000.00	C
Yeshiva Beth Yosef Zvi	\$100,000.00	C
Yeshiva Chomei Libla...	\$1,000.00	C
Yeshiva Chosem Sofer	\$1,320.00	C
Yeshiva Chug Chosem Sofer	\$2,500.00	C
Yeshiva farm Settlement	\$1,000.00	C
Yeshiva Imre Yosef Spinka	\$1,000.00	C
Yeshiva Karlin Stolin	\$1,800.00	C
Yeshiva Keren Hatora	\$500.00	C
Yeshiva Lechoverim Mezuyanim	\$50.00	C
Yeshiva Nitra	\$360.00	C
Yeshiva of Bayonne	\$180.00	C
Yeshiva of Brooklyn	\$18.00	C
Yeshiva Ohel Minyan	\$54.00	C
Yeshiva Ohel Shimon	\$1,000.00	C
Yeshiva Panim Meiros	\$180.00	C
Yeshiva Toras Chaim	\$10,360.00	C
Yetev Lev	\$100.00	C
Zichron Binyamin	\$5,000.00	B
Zichron Naftali	\$360.00	B
Zichron Shloimie	\$100.00	B

Total	\$530,399.00
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Purpose of Contribution - Legend:

A = Educational assistance

B = Assistance for the sick and needy

C = Educational Scholarships

D = Synagogue operating expenses

2012

Federal Statements
DAVID HERZOG FOUNDATION
HERMAN HERZOG TTE

Page 1

Client DHERZOGF

11-3281610

Statement 1
Form 990-PF, Part I, Line 23
Other Expenses

	(a) Expenses per Books	(b) Net Investment Income	(c) Adjusted Net Income	(d) Charitable Purposes
BROKER FEE	\$ 12,324.	\$ 12,324.		
NYS FILING FEE	250.	250.		
Total	<u>\$ 12,574.</u>	<u>\$ 12,574.</u>		<u>\$ 0.</u>

Statement 2
Form 990-PF, Part II, Line 13
Investments - Other

	Valuation Method	Book Value	Fair Market Value
<u>Other Investments</u>			
LIFE INSURANCE- DH Policy #11508113	Mkt Val	\$ 422,217.	\$ 472,592.
LIFE INSURANCE-RH Policy #11508107	Mkt Val	333,694.	374,954.
	Total Other Investments	<u>\$ 755,911.</u>	<u>\$ 847,546.</u>
<u>Other Publicly Traded Securities</u>			
MILLENIUM INTERNATIONAL	Cost	500,000.	622,796.
WELLS FARGO 7900	Cost	1,334,306.	1,414,512.
	Total Other Publicly Traded Securities	<u>\$ 1,834,306.</u>	<u>\$ 2,037,308.</u>
	Total	<u>\$ 2,590,217.</u>	<u>\$ 2,884,854.</u>

Statement 3
Form 990-PF, Part VI, Line 9
Tax Due

	\$ 772.
	23.
	12.
Total	<u>\$ 807.</u>

Application for Extension of Time To File an
Exempt Organization Return

► File a separate application for each return.

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

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

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

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

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

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

Enter filer's identifying number, see instructions

Type or print	Name of exempt organization or other filer, see instructions DAVID HERZOG FOUNDATION HERMAN HERZOG TTE	Employer identification number (EIN) or 11-3281610
File by the due date for filing your return. See instructions	Number, street, and room or suite number. If a P O box, see instructions 1618 51ST STREET	Social security number (SSN)
	City, town or post office, state, and ZIP code. For a foreign address, see instructions BROOKLYN, NY 11204	

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

04

Application Is For	Return Code	Application Is For	Return Code
Form 990 or Form 990-EZ	01	Form 990-T (corporation)	07
Form 990-BL	02	Form 1041-A	08
Form 4720 (individual)	03	Form 4720	09
Form 990-PF	04	Form 5227	10
Form 990-T (section 401(a) or 408(a) trust)	05	Form 6069	11
Form 990-T (trust other than above)	06	Form 8870	12

- The books are in the care of ► DAVID HERZOG

Telephone No ► 718-534-0134 FAX No ►

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

1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until 8/15, 2013, to file the exempt organization return for the organization named above

The extension is for the organization's return for:

- calendar year 2012 or
- tax year beginning _____, 20_____, and ending _____, 20_____

2 If the tax year entered in line 1 is for less than 12 months, check reason: Initial return Final return
 Change in accounting period

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions	3a \$ 768.
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit	3b \$ 0.
c Balance due. Subtract line 3b from line 3a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions	3c \$ 768.

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

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

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

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

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

Enter filer's identifying number, see instructions

Type or print File by the extended due date for filing your return. See instructions	Name of exempt organization or other filer, see instructions DAVID HERZOG FOUNDATION HERMAN HERZOG TTE	Employer identification number (EIN) or 11-3281610
	Number, street, and room or suite number If a P O box, see instructions Saul N. Friedman & Company 6201 Fifteenth Avenue	Social security number (SSN)
	City, town or post office, state, and ZIP code For a foreign address, see instructions Brooklyn, NY 11219	

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

04

Application Is For	Return Code	Application Is For	Return Code
Form 990 or Form 990-EZ	01		
Form 990-BL	02	Form 1041-A	08
Form 4720 (individual)	03	Form 4720	09
Form 990-PF	04	Form 5227	10
Form 990-T (section 401(a) or 408(a) trust)	05	Form 6069	11
Form 990-T (trust other than above)	06	Form 8870	12

STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.

- The books are in care of ► DAVID HERZOG -----
Telephone No ► 718-534-0134 ----- FAX No ►
- If the organization does not have an office or place of business in the United States, check this box
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) . If this is for the whole group, check this box ► If it is for part of the group, check this box ► and attach a list with the names and EINs of all members the extension is for.

- 4 I request an additional 3-month extension of time until 11/15 , 20 13
- 5 For calendar year 2012 , or other tax year beginning , 20 , and ending , 20 --
- 6 If the tax year entered in line 5 is for less than 12 months, check reason Initial return Final return
 Change in accounting period
- 7 State in detail why you need the extension INFORMATION FORM THIRD PARTIES WHICH IS NECESSARY TO
PREPARE A COMPLETE AND ACCURATE RETURN IS NOT YET AVAILABLE, DUE TO CIRCUMSTANCES
BEYOND THE TAXPAYERS CONTROL.

8a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions	8a \$ <u>768.</u>
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868	8b \$ <u>0.</u>
c Balance due. Subtract line 8b from line 8a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System) See instructions	8c \$ <u>768.</u>

Signature and Verification must be completed for Part II only.

Under penalties of perjury, I declare that I have examined this form, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and that I am authorized to prepare this form

Signature ►

BAA

Title ► **President**

FIFZ0502L 01/21/13

Date ►

Form 8868 (Rev 1-2013)