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Form **990-PF**

Return of Private Foundation

or Section 4947(a)(1) Nonexempt Charitable Trust

Treated as a Private Foundation

OMB No 1545-0052

2012

Open to Public Inspection

Department of the Treasury
Internal Revenue Service

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

For calendar year 2012 or tax year beginning , 2012, and ending , 20

Name of foundation

THE SUE AND EUGENE MERCY, JR. FOUNDATION

A Employer identification number

13-6217050

Number and street (or P O box number if mail is not delivered to street address)

C/O BCRS ASSOCIATES, LLC

Room/suite

9TH FL

B Telephone number (see instructions)

(212) 440-0800

City or town, state, and ZIP code

NEW YORK, NY 10005

C If exemption application is pending, check here ☐

G Check all that apply:

☐ Initial return☐ Initial return of a former public charity☐ Final return☐ Amended return☐ Address change☐ Name changeD 1 Foreign organizations, check here ☐2 Foreign organizations meeting the 85% test, check here and attach computation ☐H Check type of organization: ☒ Section 501(c)(3) exempt private foundationE If private foundation status was terminated under section 507(b)(1)(A), check here ☐☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundationF If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ☐

I Fair market value of all assets at end

J Accounting method: ☒ Cash ☐ Accrual

of year (from Part II, col (c), line

☐ Other (specify)

16) \$ 4,638,965.

(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 instructions))

	(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income N/A	(d) Disbursements for charitable purposes (cash basis only)
1 Contributions, gifts, grants, etc., received (attach schedule)	115,000.			
2 Check ☐ if the foundation is not required to attach Sch B				
3 Interest on savings and temporary cash investments	4,145.	4,145.		ATCH 1
4 Dividends and interest from securities	63,197.	63,197.		ATCH 2
5a Gross rents				
b Net rental income or (loss)				
6a Net gain or (loss) from sale of assets not on line 10	13,730.			
b Gross sales price for all assets on line 6a	448,845.			
7 Capital gain net income (from Part IV, line 2)		13,730.		
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 or (loss) (attach schedule)				
11 Other income (attach schedule)				
12 Total Add lines 1 through 11	196,072.	81,072.	0	
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) ATCH 3	6,700.	3,350.		3,350.
c Other professional fees (attach schedule)				
17 Interest				
18 Taxes (attach schedule) (see instructions)				
19 Depreciation (attach schedule) and depletion				
20 Occupancy				
21 Travel, conferences, and meetings				
22 Printing and publications				
23 Other expenses (attach schedule) ATCH 4	18,304.	17,924.		380.
24 Total operating and administrative expenses. Add lines 13 through 23	25,004.	21,274.		3,730.
25 Contributions, gifts, grants paid	582,500.			582,500.
26 Total expenses and disbursements Add lines 24 and 25	607,504.	21,274.	0	586,230.
27 Subtract line 26 from line 12	-411,432.			
a Excess of revenue over expenses and disbursements		59,798.		
b Net investment income (if negative, enter -0-)				
c Adjusted net income (if negative, enter -0-)			0	

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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	360,568.	155,695.	155,695.	
	2	Savings and temporary cash investments	4,230,045.	989,535.	989,535.	
	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 schedule) ▶				
		Less allowance for doubtful accounts ▶				
	8	Inventories for sale or use				
	9	Prepaid expenses and deferred charges				
	10 a	Investments - U S and state government obligations (attach schedule)				
	b	Investments - corporate stock (attach schedule) ATCH 5	278,892.	3,312,643.	3,493,735.	
	c	Investments - corporate bonds (attach schedule)				
	Liabilities	11	Investments - land, buildings, and equipment basis ▶			
		Less accumulated depreciation ▶ (attach schedule)				
12		Investments - mortgage loans				
13		Investments - other (attach schedule)				
14		Land, buildings, and equipment basis ▶				
		Less accumulated depreciation ▶ (attach schedule)				
15		Other assets (describe ▶)				
16		Total assets (to be completed by all filers - see the instructions Also, see page 1, item I)	4,869,505.	4,457,873.	4,638,965.	
17		Accounts payable and accrued expenses				
18		Grants payable				
Net Assets or Fund Balances	19	Deferred revenue				
	20	Loans from officers, directors, trustees, and other disqualified persons				
	21	Mortgages and other notes payable (attach schedule)				
	22	Other liabilities (describe ▶)				
23	Total liabilities (add lines 17 through 22)	0	0			
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ ☐					
	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	4,869,505.	4,457,873.		
	28	Paid-in or capital surplus, or land, bldg, and equipment fund				
	29	Retained earnings, accumulated income, endowment, or other funds				
30	Total net assets or fund balances (see instructions)	4,869,505.	4,457,873.			
31	Total liabilities and net assets/fund balances (see instructions)	4,869,505.	4,457,873.			

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	4,869,505.
2	Enter amount from Part I, line 27a	2	-411,432.
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	4,458,073.
5	Decreases not included in line 2 (itemize) ▶ ATCH 6	5	200.
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	4,457,873.

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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 PART IV SCHEDULE					
b					
c					
d					
e					
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)		
a					
b					
c					
d					
e					
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					
b					
c					
d					
e					
2 Capital gain net income or (net capital loss)			2	13,730.	
{ If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7					
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 (col. (b) divided by col. (c))
2011	528,514.	5,218,469.	0.101278
2010	246,490.	5,597,286.	0.044037
2009	288,285.	5,346,659.	0.053919
2008	371,711.	6,281,102.	0.059179
2007	634,650.	6,389,230.	0.099331
2 Total of line 1, column (d)			2 0.357744
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 0.071549
4 Enter the net value of noncharitable-use assets for 2012 from Part X, line 5			4 4,450,778.
5 Multiply line 4 by line 3			5 318,449.
6 Enter 1% of net investment income (1% of Part I, line 27b)			6 598.
7 Add lines 5 and 6			7 319,047.
8 Enter qualifying distributions from Part XII, line 4			8 586,230.

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 ☐ and enter "N/A" on line 1		1	598.
Date of ruling or determination letter _____ (attach copy of letter if necessary - see instructions)			
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here ☒ and enter 1% of Part I, line 27b			
c All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col (b)			
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		2	
3 Add lines 1 and 2		3	598.
4 Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		4	0
5 Tax based on investment income. Subtract line 4 from line 3 If zero or less, enter -0-		5	598.
6 Credits/Payments			
a 2012 estimated tax payments and 2011 overpayment credited to 2012	6a	2,610.	
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	2,610.	
8 Enter any penalty for underpayment of estimated tax Check here ☐ if Form 2220 is attached	8		
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9		
10 Overpayment If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	2,012.	
11 Enter the amount of line 10 to be Credited to 2013 estimated tax ☒ 2,012. Refunded ☐	11		

Part VII-A Statements Regarding Activities

	Yes	No
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?		X
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for the definition)?		X
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		
c Did the foundation file Form 1120-POL for this year?		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?		X
If "Yes," attach a detailed description of the activities.		
3 Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? If "Yes," attach a conformed copy of the changes		X
4 a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		X
b If "Yes," has it filed a tax return on Form 990-T for this year?	N/A	
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year?		X
If "Yes," attach the statement required by General Instruction T		
6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	X	
7 Did the foundation have at least \$5,000 in assets at any time during the year? If "Yes," complete Part II, col (c), and Part XV	X	
8 a Enter the states to which the foundation reports or with which it is registered (see instructions) ☒ NY,		
b If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? If "No," attach explanation	X	
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)? If "Yes," complete Part XIV		X
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		X

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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 ☐ N/A				
14	The books are in care of ☐ BCRS ASSOCIATES, LLC		Telephone no ☐ 212-440-0800	
Located at ☐ 77 WATER STREET - 9TH FLOOR NEW YORK, NY		ZIP+4 ☐ 10005		
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here ☐			
and enter the amount of tax-exempt interest received or accrued during the year		☐ 15		
16	At any time during calendar year 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	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.

	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?	☐ Yes	☒ No
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?	☐ Yes	☒ No
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?	☐ Yes	☒ No
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?	☐ Yes	☒ No
(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)?	☐ Yes	☒ No
(6) Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days).	☐ Yes	☒ No
b If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see instructions)?	1b	N/A
Organizations relying on a current notice regarding disaster assistance check here ☐		
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 2012?	1c	N/A
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 2012, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2012?	☐ Yes	☒ No
If "Yes," list the years ☐		
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see instructions)	2b	N/A
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ☐		
3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?	☐ Yes	☒ No
b 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)	3b	N/A
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a	X
b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2012?	4b	X

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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 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 instructions)? ☐ **5b** N/AOrganizations 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)

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** X

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** N/A**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
ATCH 7		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		0	0	0

Total number of other employees paid over \$50,000 ☐

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)**3 Five highest-paid independent contractors for professional services** (see instructions). If none, enter "NONE."

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

Total number of others receiving over \$50,000 for professional services ▶

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.	Expenses
1 PLEASE NOTE, THE FOUNDATION IS NOT INVOLVED IN ANY DIRECT CHARITABLE ACTIVITIES. ITS PRIMARY PURPOSE IS TO SUPPORT, BY CONTRIBUTIONS, OTHER ORGANIZATIONS EXEMPT UNDER SECTION 501(C)(3) OF THE INTERNAL REVENUE CODE.	NONE
2 N/A	
3 N/A	
4 N/A	

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	NONE
2 N/A	
All other program-related investments. See instructions.	
3 N/A	
Total. Add lines 1 through 3 ▶	

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	2,353,502.
b	Average of monthly cash balances	1b	2,165,054.
c	Fair market value of all other assets (see instructions)	1c	0
d	Total (add lines 1a, b, and c)	1d	4,518,556.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	
2	Acquisition indebtedness applicable to line 1 assets	2	
3	Subtract line 2 from line 1d	3	4,518,556.
4	Cash deemed held for charitable activities. Enter 1 1/2 % of line 3 (for greater amount, see instructions)	4	67,778.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	4,450,778.
6	Minimum investment return. Enter 5% of line 5	6	222,539.

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	222,539.
2a	Tax on investment income for 2012 from Part VI, line 5	2a	598.
b	Income tax for 2012 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	598.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	221,941.
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	221,941.
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	221,941.

Part XII Qualifying Distributions (see instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
a	Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	1a	586,230.
b	Program-related investments - total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	586,230.
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	598.
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	585,632.

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

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Page **9****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				221,941.
2 Undistributed income, if any, as of the end of 2012				
a Enter amount for 2011 only			NONE	
b Total for prior years 20____, 20____, 20____				
3 Excess distributions carryover, if any, to 2012				
a From 2007	352,401.			
b From 2008	57,656.			
c From 2009	36,551.			
d From 2010	0			
e From 2011	267,591.			
f Total of lines 3a through e	714,199.			
4 Qualifying distributions for 2012 from Part XII, line 4 ▶ \$ 586,230.				
a Applied to 2011, but not more than line 2a				
b Applied to undistributed income of prior years (Election required - see instructions)				
c Treated as distributions out of corpus (Election required - see instructions)				
d Applied to 2012 distributable amount				221,941.
e Remaining amount distributed out of corpus	364,289.			
5 Excess distributions carryover applied to 2012 . (If an amount appears in column (d), the same amount must be shown in column (a))				
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	1,078,488.			
b Prior years' undistributed income Subtract line 4b from line 2b				
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed				
d Subtract line 6c from line 6b Taxable amount - see instructions				
e Undistributed income for 2011 Subtract line 4a from line 2a Taxable amount - see instructions			NONE	
f Undistributed income for 2012 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2013				NONE
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)				
8 Excess distributions carryover from 2007 not applied on line 5 or line 7 (see instructions)	352,401.			
9 Excess distributions carryover to 2013. Subtract lines 7 and 8 from line 6a	726,087.			
10 Analysis of line 9				
a Excess from 2008	57,656.			
b Excess from 2009	36,551.			
c Excess from 2010	0			
d Excess from 2011	267,591.			
e Excess from 2012	364,289.			

Form **990-PF** (2012)

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

NOT APPLICABLE

1 a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2012, enter the date of the ruling

b Check box to indicate whether the foundation is a private operating foundation described in section

4942(j)(3) or

4942(j)(5)

2 a 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) 2012	(b) 2011	(c) 2010	(d) 2009
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)(ii)				
(3) Largest amount of support from an exempt organization				
(4) Gross investment income				

Part XV Supplementary Information (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year - see 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))

EUGENE MERCY, JR.; C/O BCRS ASSOC, 77 WATER ST-9TH FL, NY, NY 10005

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		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 LIST ATTACHED					582,500.
Total				► 3a	582,500.
b Approved for future payment					
Total				► 3b	

Form 990-PF (2012)

Enter gross amounts unless otherwise indicated

Enter gross amounts unless otherwise indicated		Unrelated business income		Excluded by section 512, 513, or 514		(e)
		(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	Related or exempt function income (See instructions)
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	4,145.	
4	Dividends and interest from securities			14	63,197.	
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	13,730.	
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)	3		2	81,072.	
13	Total. Add line 12, columns (b), (d), and (e)				13	81,072.

(See worksheet in line 13 instructions to verify calculations)

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

[illegible]

1 Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?		Yes	No
a Transfers from the reporting foundation to a noncharitable exempt organization of:			
(1) Cash	1a(1)		X
(2) Other assets	1a(2)		X
b Other transactions:			
(1) Sales of assets to a noncharitable exempt organization	1b(1)		X
(2) Purchases of assets from a noncharitable exempt organization	1b(2)		X
(3) Rental of facilities, equipment, or other assets	1b(3)		X
(4) Reimbursement arrangements	1b(4)		X
(5) Loans or loan guarantees	1b(5)		X
(6) Performance of services or membership or fundraising solicitations	1b(6)		X
c Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		X
d If the answer to any of the above is "Yes," complete the following schedule. Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received.			

[illegible]

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

b If "Yes," complete the following schedule

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

**Sign
Here**

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

Signature of officer or trustee

Date _____

PRESIDENT
Title

May the IRS discuss this return with the preparer shown below (see instructions)? ☒ Yes ☐ No

**Paid
Preparer
Use Only**

Print/Type preparer's name _____

Preparer's signature

Date _____

Check

	if	PTIN
--	----	------

JOHN D. COOK

Firm's name	BCRS ASSOCIATES, LLC
-------------	----------------------

Firm's address ► 77 WATER STREET, 9TH FLOOR

NEW YORK, NY

10005

Firm's EIN ► 13-4078147

Phone no 212-440-0800

Schedule of Contributors

OMB No 1545-0047

▶ Attach to Form 990, Form 990-EZ, or Form 990-PF.

2012

Name of the organization

THE SUE AND EUGENE MERCY, JR. FOUNDATION

Employer identification number

13-6217050

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

☐ 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).

Name of organization THE SUE AND EUGENE MERCY, JR. FOUNDATION

Employer identification number
13-6217050**Part I Contributors** (see instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
1	EUGENE MERCY, JR. C/O BCRS ASSOC, LLC; 77 WATER ST 9TH FL NEW YORK, NY 10005	\$ 115,000.	Person ☒ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)
		\$	Person ☐ Payroll ☐ Noncash ☐ (Complete Part II if there is a noncash contribution)

Name of organization THE SUE AND EUGENE MERCY, JR. FOUNDATION

Employer identification number

13-6217050

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

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
---	----- ----- ----- -----	\$-----	-----
(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
---	----- ----- ----- -----	\$-----	-----
(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
---	----- ----- ----- -----	\$-----	-----
(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
---	----- ----- ----- -----	\$-----	-----
(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
---	----- ----- ----- -----	\$-----	-----
(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
---	----- ----- ----- -----	\$-----	-----
(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
---	----- ----- ----- -----	\$-----	-----

Name of organization **THE SUE AND EUGENE MERCY, JR. FOUNDATION**

Employer identification number

13-6217050

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 the total of *exclusively* religious, charitable, etc., contributions of \$1,000 or less for the year (Enter this information once. See instructions.) ► \$ _____

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
---	----- ----- -----	----- ----- -----	----- ----- -----
	(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
	----- ----- -----		----- ----- -----

FORM 990-PF - PART IV
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj. basis as of 12/31/69	Excess of FMV over adj. basis		Gain or (loss)	
448,845.		SEE STATEMENT ATTACHED PROPERTY TYPE: SECURITIES 435,115.				P	VAR 13,730.	VAR
TOTAL GAIN (LOSS)							<u>13,730.</u>	

THE SUE AND EUGENE MERCY, JR. FOUNDATION

13-6217050

SUPPLEMENTARY STATEMENTS

PART: XV

LINE: 2

SUPPLEMENTAL INFORMATION

THE ORGANIZATION'S PRIMARY ACTIVITY IS TO SUPPORT, BY CONTRIBUTIONS, OTHER ORGANIZATIONS QUALIFYING FOR EXEMPTION UNDER SECTION 501(c)(3) OF THE INTERNAL REVENUE CODE. THE TRUSTEES CHOOSE THESE ORGANIZATIONS BASED UPON THEIR KNOWLEDGE OF THE ORGANIZATIONS' ACTIVITIES. NO CONTRIBUTIONS, GRANTS, GIFTS, LOANS OR SCHOLARSHIPS ARE MADE TO INDIVIDUALS. THE ORGANIZATION DOES NOT PRESENTLY RECEIVE APPLICATIONS OR CONDUCT PROGRAMS FOR DONATIONS IN ITS ACTIVITIES.

ATTACHMENT 1FORM 990PF, PART I - INTEREST ON TEMPORARY CASH INVESTMENTS

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>ADJUSTED NET INCOME</u>
INTEREST ON BDA	4,145.	4,145.	
TOTAL	<u>4,145.</u>	<u>4,145.</u>	

ATTACHMENT 2FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>ADJUSTED NET INCOME</u>
DIVIDENDS THRU STATE STREET	63,180.	63,180.	
DIVIDENDS THRU GOLDMAN SACHS	17.	17.	
TOTAL	<u>63,197.</u>	<u>63,197.</u>	

ATTACHMENT 3FORM 990PF, PART I - ACCOUNTING FEES

<u>DESCRIPTION</u>	<u>REVENUE AND EXPENSES PER BOOKS</u>	<u>NET INVESTMENT INCOME</u>	<u>ADJUSTED NET INCOME</u>	<u>CHARITABLE PURPOSES</u>
BCRS ASSOCIATES, LLC	6,700.	3,350.		3,350.
TOTALS	<u>6,700.</u>	<u>3,350.</u>		<u>3,350.</u>

ATTACHMENT 4FORM 990PF, PART I - OTHER EXPENSES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
NEW YORK STATE FILING FEE	250.			250.
INCISIVE MEDIA	130.			130.
MANAGEMENT FEES	17,809.	17,809.		
QUICKBOOKS	115.	115.		
TOTALS	18,304.	17,924.		380.

ATTACHMENT 5

FORM 990PF, PART II - CORPORATE STOCK

<u>DESCRIPTION</u>	<u>BEGINNING BOOK VALUE</u>	<u>ENDING BOOK VALUE</u>	<u>ENDING FMV</u>
SEE LONG POSITION ATTACHED-GS	278,892.	278,892.	278,892.
SEE LONG POSITION ATTACHED - STATE STREET		3,033,751.	3,214,843.
TOTALS	<u>278,892.</u>	<u>3,312,643.</u>	<u>3,493,735.</u>

ATTACHMENT 6FORM 990PF, PART III - OTHER DECREASES IN NET WORTH OR FUND BALANCES

<u>DESCRIPTION</u>	<u>AMOUNT</u>
PRIOR PERIOD ADJUSTMENT	199.
ROUNDING	1.
TOTAL	<u>200.</u>

THE SUE AND EUGENE MERCY, JR. FOUNDATION

13-6217050

FORM 990PF, PART VIII - LIST OF OFFICERS, DIRECTORS, AND TRUSTEES

ATTACHMENT 7

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED TO POSITION	COMPENSATION	CONTRIBUTIONS TO EMPLOYEE BENEFIT PLANS		EXPENSE ACCT AND OTHER ALLOWANCES	
EUGENE MERCY, JR. C/O BCRS ASSOCIATES, LLC 77 WATER STREET - 9TH FLOOR NEW YORK, NY 10005	PRESIDENT/PART-TIME	0	0	0	0	0
ROBERT E. MNUCHIN C/O BCRS ASSOCIATES, LLC 77 WATER STREET - 9TH FLOOR NEW YORK, NY 10005	SECRETARY/PART-TIME	0	0	0	0	0
EUGENE MERCY III C/O BCRS ASSOCIATES, LLC 77 WATER STREET - 9TH FLOOR NEW YORK, NY 10005	DIR. CLASS B/PART-TIME	0	0	0	0	0
ANDREW SETH MERCY C/O BCRS ASSOCIATES, LLC 77 WATER STREET - 9TH FLOOR NEW YORK, NY 10005	DIR. CLASS B/PART-TIME	0	0	0	0	0
AARON DANIELS C/O BCRS ASSOCIATES, LLC 77 WATER STREET - 9TH FLOOR NEW YORK, NY 10005	DIR. CLASS B/PART-TIME	0	0	0	0	0
GRAND TOTALS		0	0	0	0	0

**SCHEDULE D
(Form 1041)**

Department of the Treasury
Internal Revenue Service

Capital Gains and Losses

▶ Attach to Form 1041, Form 5227, or Form 990-T.
▶ Information about Schedule D (Form 1041) and its separate instructions is at
www.irs.gov/form1041.

OMB No 1545-0092

2012

Name of estate or trust

THE SUE AND EUGENE MERCY, JR. FOUNDATION

Employer identification number

13-6217050

Note: Form 5227 filers need to complete *only* Parts I and II

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo, day, yr)	(c) Date sold (mo, day, yr)	(d) Sales price	(e) Cost or other basis (see instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
1a					

b Enter the short-term gain or (loss), if any, from Schedule D-1, line 1b	1b	13,730.
2 Short-term capital gain or (loss) from Forms 4684, 6252, 6781, and 8824	2	
3 Net short-term gain or (loss) from partnerships, S corporations, and other estates or trusts	3	
4 Short-term capital loss carryover Enter the amount, if any, from line 9 of the 2011 Capital Loss Carryover Worksheet	4	()
5 Net short-term gain or (loss). Combine lines 1a through 4 in column (f). Enter here and on line 13, column (3) on the back	5	13,730.

Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year

(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo, day, yr)	(c) Date sold (mo, day, yr)	(d) Sales price	(e) Cost or other basis (see instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
6a					

b Enter the long-term gain or (loss), if any, from Schedule D-1, line 6b	6b	
7 Long-term capital gain or (loss) from Forms 2439, 4684, 6252, 6781, and 8824	7	
8 Net long-term gain or (loss) from partnerships, S corporations, and other estates or trusts	8	
9 Capital gain distributions	9	
10 Gain from Form 4797, Part I	10	
11 Long-term capital loss carryover Enter the amount, if any, from line 14 of the 2011 Capital Loss Carryover Worksheet	11	()
12 Net long-term gain or (loss). Combine lines 6a through 11 in column (f). Enter here and on line 14a, column (3) on the back	12	

For Paperwork Reduction Act Notice, see the Instructions for Form 1041.

Schedule D (Form 1041) 2012

Part III Summary of Parts I and II		(1) Beneficiaries' (see instr)	(2) Estate's or trust's	(3) Total
Caution: Read the instructions before completing this part.				
13	Net short-term gain or (loss)	13		13,730.
14	Net long-term gain or (loss):			
a	Total for year	14a		
b	Unrecaptured section 1250 gain (see line 18 of the wrksht)	14b		
c	28% rate gain	14c		
15	Total net gain or (loss). Combine lines 13 and 14a ▶	15		13,730.

Note: If line 15, column (3), is a net gain, enter the gain on Form 1041, line 4 (or Form 990-T, Part I, line 4a). If lines 14a and 15, column (2), are net gains, go to Part V, and **do not** complete Part IV. If line 15, column (3), is a net loss, complete Part IV and the **Capital Loss Carryover Worksheet**, as necessary.

Part IV Capital Loss Limitation

16 Enter here and enter as a (loss) on Form 1041, line 4 (or Form 990-T, Part I, line 4c, if a trust), the **smaller** of:
 a The loss on line 15, column (3) or b \$3,000 **16** ()

Note: If the loss on line 15, column (3), is more than \$3,000, or if Form 1041, page 1, line 22 (or Form 990-T, line 34), is a loss, complete the **Capital Loss Carryover Worksheet** in the instructions to figure your capital loss carryover.

Part V Tax Computation Using Maximum Capital Gains Rates

Form 1041 filers. Complete this part **only** if both lines 14a and 15 in column (2) are gains, or an amount is entered in Part I or Part II and there is an entry on Form 1041, line 2b(2), and Form 1041, line 22, is more than zero.

Caution: Skip this part and complete the **Schedule D Tax Worksheet** in the instructions if

- Either line 14b, col (2) or line 14c, col (2) is more than zero, or
- Both Form 1041, line 2b(1), and Form 4952, line 4g are more than zero

Form 990-T trusts. Complete this part **only** if both lines 14a and 15 are gains, or qualified dividends are included in income in Part I of Form 990-T, and Form 990-T, line 34, is more than zero. Skip this part and complete the **Schedule D Tax Worksheet** in the instructions if either line 14b, col (2) or line 14c, col (2) is more than zero.

17	Enter taxable income from Form 1041, line 22 (or Form 990-T, line 34)	17		
18	Enter the smaller of line 14a or 15 in column (2) but not less than zero	18		
19	Enter the estate's or trust's qualified dividends from Form 1041, line 2b(2) (or enter the qualified dividends included in income in Part I of Form 990-T)	19		
20	Add lines 18 and 19	20		
21	If the estate or trust is filing Form 4952, enter the amount from line 4g, otherwise, enter -0- . . . ▶	21		
22	Subtract line 21 from line 20. If zero or less, enter -0-	22		
23	Subtract line 22 from line 17. If zero or less, enter -0-	23		
24	Enter the smaller of the amount on line 17 or \$2,400	24		
25	Is the amount on line 23 equal to or more than the amount on line 24? ☐ Yes. Skip lines 25 and 26, go to line 27 and check the "No" box ☐ No. Enter the amount from line 23	25		
26	Subtract line 25 from line 24	26		
27	Are the amounts on lines 22 and 26 the same? ☐ Yes. Skip lines 27 thru 30, go to line 31 ☐ No. Enter the smaller of line 17 or line 22	27		
28	Enter the amount from line 26 (If line 26 is blank, enter -0-)	28		
29	Subtract line 28 from line 27	29		
30	Multiply line 29 by 15% (15)	30		
31	Figure the tax on the amount on line 23. Use the 2012 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041)	31		
32	Add lines 30 and 31	32		
33	Figure the tax on the amount on line 17. Use the 2012 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041)	33		
34	Tax on all taxable income. Enter the smaller of line 32 or line 33 here and on Form 1041, Schedule G, line 1a (or Form 990-T, line 36)	34		

Schedule D (Form 1041) 2012

Department of the Treasury
Internal Revenue Service

▶ **Attach to Schedule D** to list additional transactions for lines 1a and 6a.

▶ **Information about Schedule D (Form 1041) and its separate instructions** is at www.irs.gov/form1041

OMB No 1545-0092

2012

Name of estate or trust

Employer identification number

THE SUE AND EUGENE MERCY, JR. FOUNDATION

13-6217050

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less[illegible]

1b Total. Combine the amounts in column (f). Enter here and on Schedule D, line 1b	13,730.
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For Paperwork Reduction Act Notice, see the Instructions for Form 1041.

Schedule D-1 (Form 1041) 2012

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THE SUE AND EUGENE MERCY, JR. FOUNDATION
CHARITABLE CONTRIBUTIONS
EIN: 13-6217050
FYE 12/31/2012

DATE	CONTRIBUTION / CITY, STATE	AMOUNT
1/20/2012	Alzheimer's Association Sherman Oaks, CA	1,000.00
2/17/2012	The Doe Fund New York, NY	250.00
2/17/2012	The Bachmann-Strauss Foundation New York, NY	2,500.00
2/17/2012	Studio In A School New York, NY	200.00
2/17/2012	Vail Valley Institute Vail, CO	1,000 00
2/17/2012	Public Art Fund New York, NY	500.00
2/17/2012	United Hospital Fund New York, NY	1,500 00
2/17/2012	American Museum of Natural History New York, NY	1,750.00
2/17/2012	Vail Valley Medical Center Vail, CO	1,000.00
2/17/2012	The Jewish Museum New York, NY	3,000.00
2/17/2012	The Metropolitan Museum of Art New York, NY	2,000.00
2/17/2012	The Whitney Museum of American Art New York, NY	1,000.00
2/17/2012	Central Synagogue New York, NY	100.00

2/17/2012	Jewish Child Care Association New York, NY	250 00
2/17/2012	Cancer Research Institute New York, NY	1,000.00
2/17/2012	Beth Israel Medical Center New York, NY	60,000.00
2/17/2012	Bravo! Vail Valley Music Festival Vail, CO	25,000.00
2/22/2012	Central Park Conservancy New York, NY	50,000.00
2/22/2012	Humanity In Action New York, NY	25,000.00
2/22/2012	Loomis Chaffee Annual Fund Windsor, CT	15,000.00
2/22/2012	Northwestern University Mamroneck, NY	1,000.00
2/22/2012	Museum of Modern Art New York, NY	10,000 00
2/22/2012	Publicolor New York, NY	25,000.00
2/22/2012	Seeds of Peace New York, NY	25,000.00
2/22/2012	NY Service for the Handicapped New York, NY	10,000.00
2/22/2012	UJA Federation of NY New York, NY	10,000.00
2/22/2012	Vail Valley Foundation Vail, CO	10,000.00
2/22/2012	Young Audiences New York New York, NY	7,500.00
2/22/2012	ADL	2,500.00

	New York, NY	
2/22/2012	Big Brothers Big Sisters New York, NY	10,000.00
2/22/2012	PBO of the United States Miami, FL	1,000.00
2/22/2012	John Jay College of Criminal Justice New York, NY	10,000.00
2/23/2012	Eagle Valley Humane Society Eagle, CO	100.00
2/23/2012	New York Philharmonic New York, NY	25,000.00
2/23/2012	American Jewish Community New York, NY	2,500.00
2/23/2012	Lehigh University Bethlehem, PA	25,000.00
2/23/2012	Maine Audubon Society Falmouth, ME	5,000.00
2/23/2012	Connecticut College Annual Fund New London, CT	10,000.00
2/24/2012	The Washington Institute Washington, DC	5,000.00
3/6/2012	NY Philharmonic New York, NY	100,000.00
3/19/2012	Lehigh Valley Athletic Club Allentown, PA	2,500.00
3/28/2012	Bottomless Closet New York, NY	1,500.00
3/28/2012	American Ballet Theatre New York, NY	1,000.00
3/28/2012	NY Public Library New York, NY	1,500.00

3/28/2012	SCAN-New York New York, NY	2,500 00
4/9/2012	Rockefeller Philanthropy Advisors New York, NY	2,000 00
4/11/2012	Jumpstart New York, NY	1,000.00
4/16/2012	Odyssey Foundation New York, NY	500.00
4/19/2012	WNET New York, NY	2,500 00
4/19/2012	Manhattan Institute for Policy Research New York, NY	1,000.00
5/7/2012	Steadman Philippon Research Institute Vail, CO	1,000.00
5/7/2012	Boy Scouts Camper Scholarship Fund New York, NY	1,000.00
5/18/2012	The Lymphoma Foundation Darien, CT	1,000.00
5/18/2012	92nd Street Y New York, NY	1,000.00
5/18/2012	Friends of P.S 169 New York, NY	100.00
5/18/2012	NY Service for the Handicapped New York, NY	2,000.00
5/18/2012	Solomon R. Guggenheim Foundation New York, NY	1,750.00
5/18/2012	Monmouth Medical Center Foundation Long Branch, NJ	5,000 00
5/24/2012	Cypress Hills Local Development Corp Brooklyn, NY	200.00
5/24/2012	UJA Federation of NY	2,500.00

	New York, NY	
5/24/2012	Central Synagogue New York, NY	2,700.00
6/13/2012	Betty Ford Alpine Gardens Vail, CO	100.00
6/13/2012	Lee Pesky Learning Center Boise, ID	1,000.00
6/13/2012	Lehigh University Philadelphia, PA	100 00
6/14/2012	The Nature Conservancy Arlington, VA	250 00
7/11/2012	Quaker Ridge Golf Club-Caddy Scholarship Scarsdale, NY	250 00
7/11/2012	Natural Resources Council of Maine Augusta, ME	500.00
7/11/2012	RVFD Rumson, NJ	100 00
7/11/2012	Prep for Prep New York, NY	500 00
7/11/2012	Third Street Music School Settlement New York, NY	250.00
7/11/2012	Lincoln Center New York, NY	3,000.00
7/11/2012	Mt. Carmel Holy Rosary School New York, NY	1,000.00
7/18/2012	NY Service for the Handicapped New York, NY	5,000 00
7/24/2012	The Committee to Reduce Infection Deaths New York, NY	1,000.00
7/24/2012	Ackerman Institute for the Family New York, NY	500 00

8/23/2012	Lenox Hill Neighborhood House New York, NY	100 00
8/23/2012	CEI-PEA New York, NY	2,500.00
8/23/2012	Vacamas Programs for Youth West Milford, NJ	100.00
8/23/2012	Park Avenue Armory New York, NY	500.00
9/14/2012	Central Synagogue New York, NY	3,000.00
9/14/2012	92nd Street Y New York, NY	500.00
9/14/2012	Odyssey Foundation New York, NY	1,000.00
9/14/2012	Vail Valley Foundation Vail, Colorado	5,000.00
9/14/2012	Richard Tucker Music Fund New York, NY	500 00
9/14/2012	The Fund for Park Avenue New York, NY	100.00
9/20/2012	Trout Unlimited West Virginia	500.00
10/5/2012	The Metropolitan Opera New York, NY	5,000.00
10/5/2012	VNSNY New York, NY	5,000.00
10/5/2012	Carnegie Hill Neighbors New York, NY	1,000.00
10/5/2012	Learning Leaders New York, NY	2,500.00

10/25/2012	The Reading Team New York, NY	200.00
10/31/2012	Museum of American Jewish History Philadelphia, PA	2,500 00
11/7/2012	Grand Street Settlement New York, NY	1,000.00
11/26/2012	Mount Tamalpais School Mill Valley, CA	1,000.00
11/28/2012	The Garden Conservancy Cold Spring, NY	500.00
11/29/2012	Joseph Kushner Hebrew Academy Livingston, NJ	2,000.00
11/30/2012	Eagle Valley Land Trust Edwards, CO	250 00
11/30/2012	Colorado Public Radio Centennial, CO	200.00
12/5/2012	Summer Search North Bay San Francisco, CA	2,500.00
12/5/2012	Mill Valley Public Library Foundation Sausalito, CA	1,000.00
12/5/2012	Phillips Academy Andover Andover, MA	1,500.00
12/5/2012	American Cancer Society Oklahoma City, OK	1,000.00
12/5/2012	American Red Cross Des Moines, IA	1,000.00
12/5/2012	Arthritis Foundation Washington, DC	500.00
12/5/2012	Chess in the Schools New York, NY	500 00
12/5/2012	The Frick Collection	600.00

	New York, NY	
12/5/2012	Museum of Design & Art New York, NY	1,000 00
12/5/2012	Reduce Infection Deaths New York, NY	1,000.00
12/5/2012	Yampa Valley Land Trust Steamboat Springs, CO	250 00
12/5/2012	House+Solutions New York, NY	250 00
12/5/2012	Alzheimer's Association Sherman Oaks, CA	2,000.00

TOTAL CONTRIBUTIONS PAID *

582,500.00

**ALL CONTRIBUTIONS WERE MADE TO THE GENERAL PURPOSE FUND OF PUBLIC*

CHARITABLE ORGANIZATIONS THAT WERE CLASSIFIED UNDER SECTION 501 (c)

(3) OF THE INTERNAL REVENUE CODE.

THE SUE AND EUGENE MERCY JR. FOUNDATION
STATE STREET BROKERAGE
GAIN/LOSS STATEMENT
FYE 12/31/2012

DESCRIPTION	DATE ACQUIRED	DATE SOLD	SHARES	PROCEEDS	COST	GAIN/LOSS
GENERAL DYNAMICS CORP COM	5/9/2012	5/24/2012	200	12,607.81	13,364.00	(756.19) SHORT TERM
GENERAL DYNAMICS CORP COM	5/10/2012	5/24/2012	210	13,238.21	14,076.30	(838.09) SHORT TERM
GENERAL DYNAMICS CORP COM	5/21/2012	5/24/2012	110	6,934.30	7,109.30	(175.00) SHORT TERM
EMERSON ELEC CO COM	5/9/2012	6/27/2012	340	15,141.63	16,511.76	(1,370.13) SHORT TERM
HOME DEPOT INC COM	5/9/2012	6/27/2012	310	15,988.90	15,663.06	325.84 SHORT TERM
RPM INTERNATIONAL INC	5/9/2012	6/29/2012	330	8,967.48	8,880.30	87.18 SHORT TERM
EQT CORP	5/9/2012	VARIOUS	1340	74,287.90	65,344.89	8,943.01 SHORT TERM
JOHNSON CTLS INC COM	5/9/2012	VARIOUS	520	40,425.71	48,686.34	(8,260.63) SHORT TERM
HOME DEPOT INC COM	5/9/2012	8/21/2012	260	14,607.55	13,136.76	1,470.79 SHORT TERM
AMERICAN WATER WORKS CO INC	5/9/2012	8/21/2012	320	11,920.02	10,982.08	937.94 SHORT TERM
DIAGEO P L C SPNSRD ADR	5/9/2012	8/21/2012	240	25,388.09	24,060.48	1,327.61 SHORT TERM
NORTHERN TR CORP COM	5/9/2012	9/19/2012	450	21,585.10	20,695.50	889.60 SHORT TERM
AMERIPRISE FINANCIAL INC	5/9/2012	9/19/2012	380	21,926.37	19,561.64	2,364.73 SHORT TERM
RPM INTERNATIONAL INC	5/9/2012	VARIOUS	150	29,737.22	29,531.50	205.72 SHORT TERM
HOME DEPOT INC COM	5/9/2012	VARIOUS	320	18,924.40	16,106.44	2,817.96 SHORT TERM
STRYKER CORP COM	5/9/2012	10/11/2012	310	16,305.13	16,760.49	(455.36) SHORT TERM
COLGATE PALMOLIVE CO COM	5/9/2012	10/23/2012	230	24,517.90	22,979.30	1,538.60 SHORT TERM
DEVON ENERGY CORP	5/9/2012	VARIOUS	350	18,487.44	22,638.12	(4,150.68) SHORT TERM
DIAGEO P L C SPNSRD ADR	5/9/2012	VARIOUS	100	11,900.56	9,978.73	1,921.83 SHORT TERM
PPG INDS INC COM	5/9/2012	12/19/2012	120	15,784.02	12,840.22	2,943.80 SHORT TERM
ACCENTURE PLC	5/9/2012	12/20/2012	440	30,169.67	26,207.85	3,961.82 SHORT TERM

SHORT-TERM CAPITAL GAINS/LOSSES

448,845.41	435,115.06	13,730.35
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Statement Detail
SUE & EUGENE JR MERCY FDN
Holdings

Period Ended December 31, 2012

CASH, DEPOSITS & MONEY MARKET FUNDS

	Quantity	Market Price	Market Value / Accrued Income	Unit Cost	Adjusted Cost / Original Cost	Unrealized Gain (Loss)	Yield to Maturity / Current Yield	Estimated Annual Income
MONEY MARKET FUNDS								
GS FINANCIAL SQUARE FEDERAL FUND - FST SHARES	278,892.220	1.0000	278,892.22	1.0000	278,892.22	0.00	0.0100	27.89
Moody's Aaa								

TOTAL CASH, DEPOSITS & MONEY MARKET FUNDS

278,892.22	278,892.00	27.89
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STATE STREET.

Account Holdings

THE SUE AND EUGENE MERCY, JR. FOUNDATION
Account Number: XXXX01416
As of December 31, 2012

Shares/ Units	Description	Security ID	Tax Cost	Price	Market Value	Portfolio %	Estimated Annual Income	Current Yield
Equities								
960 000	ACCENTURE PLC	G1151C101	\$56,717.79	66.500	\$63,840.00	1.97%	\$1,555.20	2.44
2,370,000	AMERICAN WATER WORKS CO INC	030420103	80,471.31	37.130	87,998.10	2.72	2,370.00	2.69
1,120,000	AMERIPRISE FINANCIAL INC	03076C106	55,378.33	62.630	70,145.60	2.16	2,016.00	2.87
1,300,000	ATMOS ENERGY CORP	049560105	45,500.42	35.120	45,656.00	1.41	1,820.00	3.99
310 000	BLACKROCK INC	09247X101	53,209.89	206.710	64,080.10	1.98	1,860.00	2.90
1,180,000	BOB EVANS FARMS INC COM	096761101	44,935.01	40.200	47,436.00	1.46	1,298.00	2.74
780 000	CHEVRON CORP	166764100	79,382.94	108.140	84,349.20	2.60	2,808.00	3.33
600 000	COLGATE PALMOLIVE CO COM	194162103	59,562.88	104.540	62,724.00	1.94	1,488.00	2.37
2,890 000	DELUXE CORP COM	248019101	68,239.31	32.240	93,173.60	2.88	2,890.00	3.10
760 000	DEVON ENERGY CORP	25179M103	47,236.60	52.040	39,550.40	1.22	608.00	1.54
490,000	DIAGEO P L C SPNSRD ADR NEW	25243Q205	47,552.90	116.580	57,124.20	1.76	1,359.26	2.38
3,820,000	DOUGLAS DYNAMICS INC	25960R105	50,086.96	14.390	54,969.80	1.70	3,170.60	5.77
1,450,000	EASTGROUP PPTY INC COM	277276101	72,968.44	53.810	78,024.50	2.41	3,074.00	3.94
1,000 000	EMERSON ELEC CO COM	291011104	47,921.90	52.960	52,960.00	1.63	1,640.00	3.10





STATE STREET.

Account Holdings

THE SUE AND EUGENE MERCY, JR. FOUNDATION
Account Number: XXXX01416
As of December 31, 2012

Shares/ Units	Description	Security ID	Tax Cost	Price	Market Value	Portfolio %	Estimated Annual Income	Current Yield
Equities (Continued)								
640.000	EOG RESOURCES INC	26875P101	59,831.47	120.790	77,305.60	2.39	435.20	0.56
2,490.000	FIDELITY NATIONAL FINL INC CL A	31620R105	55,803.83	23.550	58,639.50	1.81	1,593.60	2.72
6,990.000	FIRST NIAGARA FINANCIAL GROUP INC	33582V108	58,260.39	7.930	55,430.70	1.71	2,236.80	4.04
4,200.000	FIRSTMERIT CORP COM	337915102	68,831.11	14.190	59,598.00	1.84	2,688.00	4.51
3,530.000	GENERAL ELEC CO COM	369604103	74,899.87	20.990	74,094.70	2.29	2,682.80	3.62
1,030.000	GREIF BROS CORP CL A	397624107	50,963.82	44.500	45,835.00	1.41	1,730.40	3.78
1,650.000	HALLIBURTON CO COM	406216101	53,137.20	34.690	57,238.50	1.77	594.00	1.04
970.000	HOME DEPOT INC COM	437076102	47,654.83	61.850	59,994.50	1.85	1,125.20	1.88
3,640.000	HORACE MANN EDUCATORS CORP NEW COM	440327104	63,982.36	19.960	72,654.40	2.24	2,329.60	3.21
1,450.000	IBERIABANK CORP	450828108	72,248.50	49.120	71,224.00	2.20	1,972.00	2.77
1,860.000	INTEL CORP COM	458140100	49,880.69	20.620	38,353.20	1.18	1,674.00	4.36
720.000	JM SMUCKER CO/THE-NEW COM	832696405	55,015.59	86.240	62,092.80	1.92	1,497.60	2.41
1,190.000	JOHNSON & JOHNSON COM	478160104	76,446.89	70.100	83,419.00	2.57	2,903.60	3.48
1,030.000	LANCASTER COLONY CORP	513847103	67,277.19	69.190	71,265.70	2.20	1,565.60	2.20
1,000.000	LANDAUER INC COM	51476K103	52,012.97	61.210	61,210.00	1.89	2,200.00	3.59
2,290.000	MARSH & MCLENNAN COS INC COM	571748102	75,592.18	34.470	78,936.30	2.44	2,106.80	2.67
2,270.000	MERCK & CO INC	58933Y105	86,576.54	40.940	92,933.80	2.87	3,904.40	4.20
2,890.000	MICROSOFT CORP COM	594918104	87,661.83	26.710	77,191.03	2.38	2,658.80	3.44
1,340.000	MID-AMERICA APARTMENT CMNTYS INC	59522J103	92,183.86	64.750	86,765.00	2.68	3,725.20	4.29
1,710.000	MINE SAFETY APPLIANCES CO	602720104	73,171.22	42.710	73,034.10	2.25	1,915.20	2.62
1,000.000	NORTHERN TR CORP COM	665859104	44,297.61	50.160	50,160.00	1.55	1,200.00	2.39

LONG POSITION



PAGE 2 OF 3



STATE STREET.

Account Holdings

THE SUE AND EUGENE MERCY, JR. FOUNDATION
Account Number: XXXX01416
As of December 31, 2012

Shares/ Units	Description	Security ID	Tax Cost	Price	Market Value	% Portfolio	Estimated Annual Income	Current Yield
Equities (Continued)								
1,910,000	ORACLE CORP COM	68389X105	54,335.17	33.320	63,641.20	1.96	458.40	0.72
1,030,000	PEPSICO INC COM	713448108	69,035.50	68.430	70,482.90	2.18	2,214.50	3.14
2,690,000	PORTLAND GENERAL ELECTRIC CO	736508847	67,057.58	27.360	73,598.40	2.27	2,905.20	3.95
450,000	PPG IND INC COM	693506107	46,846.72	135.350	60,907.50	1.88	1,062.00	1.74
1,860,000	SENSIENT TECHNOLOGIES CORP	81725T100	66,789.78	35.560	66,141.60	2.04	1,636.80	2.47
1,860,000	SONOCO PRODS CO COM	835495102	59,559.52	29.730	55,297.80	1.71	2,232.00	4.04
1,030,000	STRYKER CORP COM	863667101	54,257.12	54.820	56,464.60	1.74	1,091.80	1.93
1,960,000	TAL INTERNATIONAL GROUP INC	874083108	71,237.71	36.380	71,304.80	2.20	4,860.80	6.82
2,070,000	TEXAS INSTRS INC COM	882508104	62,535.59	30.890	63,942.30	1.97	1,738.80	2.72
1,170,000	TIFFANY & CO NEW COM	886547108	67,984.92	57.340	67,087.80	2.07	1,497.60	2.23
1,860,000	UIL HOLDINGS CORPORATION	902748102	61,833.81	35.810	66,606.60	2.06	3,214.08	4.83
720,000	UNITED PARCEL SERVICE -CL B	911312106	55,120.56	73.730	53,085.60	1.64	1,641.60	3.09
1,860,000	VERIZON COMMUNICATIONS INC	92343V104	75,903.42	43.270	80,482.20	2.48	3,831.60	4.76
1,030,000	WEST PHARMACEUTICAL SVCS INC	955306105	46,359.11	54.750	56,392.50	1.74	782.80	1.39
Total Equities			\$3,033,751.14		\$3,214,843.13	99.22%	\$99,863.84	
Total Account Holdings			\$3,059,101.63		\$3,240,193.62	100.00%	\$99,863.84	



Application for Extension of Time To File an Exempt Organization Return

OMB No 1545-1709

► **File a separate application for each return.**

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

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

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

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

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

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

Type or print	Name of exempt organization or other filer, see instructions.	Enter filer's identifying number, see instructions
File by the due date for filing your return. See instructions.	SUE & EUGENE MERCY, JR. FOUNDATION	Employer identification number (EIN) or 13-6217050
	Number, street, and room or suite no. If a P.O. box, see instructions.	Social security number (SSN)
	c/o BCRS ASSOCIATES, LLC; 77 WATER STREET - 9TH FL	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions.	
	NEW YORK, NY 10005	

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

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 (sec 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 ► **BCRS ASSOCIATES, LLC**

Telephone No ► **212-440-0811** FAX No. ► **N/A**

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

- 1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until **AUGUST 15**, 20 **13**, to file the exempt organization return for the organization named above. The extension is for the organization's return for:
- ☒ calendar year 20 **12** 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	\$	938.00
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	\$	2,610.00
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	\$	0.00

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

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Form **8868** (Rev. 1-2013)

- 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 due date for filing your return. See instructions.	Name of exempt organization or other filer, see instructions. SUE & EUGENE MERCY, JR. FOUNDATION	Employer identification number (EIN) or 13-6217050
	Number, street, and room or suite no. If a P.O. box, see instructions. c/o BCRS ASSOCIATES, LLC; 77 WATER STREET - 9TH FL	Social security number (SSN)
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. NEW YORK, NY 10005	

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 (sec. 401(a) or 408(a) trust)	05	Form 6069	11
Form 990-T (trust other than above)	06	Form 8870	12

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

- The books are in the care of **BCRS ASSOCIATES, LLC**
Telephone No. **212-440-0811** FAX No. **N/A**
- 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.

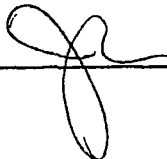
- 4 I request an additional 3-month extension of time until **NOVEMBER 15**, 20 **13**.
- 5 For calendar year **2012**, or other tax year beginning, 20, and ending, 20
- 6 If the tax year entered in line 5 is for less than 12 months, check reason: ☐ Initial return ☐ Final return
☐ Change in accounting period
- 7 State in detail why you need the extension **ALL INFORMATION NECESSARY TO FILE A COMPLETE AND ACCURATE TAX RETURN IS NOT YET AVAILABLE.**

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	\$	938.00
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	\$	2,610.00
c Balance due. Subtract line 8b from line 8a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	8c	\$	0.00

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 ▶


Title ▶ **CPA**Date ▶ **08/13/2013**Form **8868** (Rev. 1-2013)