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

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.

Open to public inspection

For calendar year 2012 or tax year beginning

, and ending

Name of foundation <b>THE MALINSKY FAMILY CHARITABLE TRUST</b>		A Employer identification number <b>13-7462242</b>
Number and street address (or P.O. box number if mail is not delivered to street address) <b>360 EAST 88TH STREET</b>		B Telephone number <b>212-748-8718</b>
Room/suite <b>33C</b>		C If exemption application is pending, check here <input type="checkbox"/>
City or town, state, and ZIP code <b>NEW YORK, NY 10128</b>		D 1. Foreign organizations, check here <input type="checkbox"/>
G Check all that apply: <input type="checkbox"/> Initial return <input type="checkbox"/> Initial return of a former public charity <input type="checkbox"/> Final return <input type="checkbox"/> Amended return <input type="checkbox"/> Address change <input type="checkbox"/> Name change		2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
H Check type of organization: <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation		E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col (c), line 16) \$ <b>747,851.</b> (Part I, column (d) must be on cash basis)	J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____	F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>

Part I Analysis of Revenue and Expenses <small>(The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a))</small>	(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1 Contributions, gifts, grants, etc., received	1,000.		N/A	
2 Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B				
3 Interest on savings and temporary cash investments	1,456.	1,456.		STATEMENT 1
4 Dividends and interest from securities	20,091.	20,091.		STATEMENT 2
5a Gross rents				
b Net rental income or (loss)				
6a Net gain or (loss) from sale of assets not on line 10	54,244.			
b Gross sales price for all assets on line 6a	342,683 #34			
7 Capital gain net income (from Part IV, line 2)		54,244.		
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)				
11 Other income				
12 Total. Add lines 1 through 11	76,791.	75,791.		
13 Compensation of officers, directors, trustees, etc	0.	0.		0.
14 Other employee salaries and wages				
15 Pension plans, employee benefits				
16a Legal fees				
b Accounting fees	6,319.	3,160.		3,159.
c Other professional fees				
17 Interest				
18 Taxes				
19 Depreciation and depletion				
20 Occupancy				
21 Travel, conferences, and meetings				
22 Printing and publications				
23 Other expenses	423.	322.		101.
24 Total operating and administrative expenses. Add lines 13 through 23	6,742.	3,482.		3,260.
25 Contributions, gifts, grants paid	122,348.			122,348.
26 Total expenses and disbursements. Add lines 24 and 25	129,090.	3,482.		125,608.
27 Subtract line 26 from line 12:				
a Excess of revenue over expenses and disbursements	<52,299.>			
b Net investment income (if negative, enter -0-)		72,309.		
c Adjusted net income (if negative, enter -0-)			N/A	

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Part II Balance Sheets		Beginning of year		End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value	
Assets	1 Cash - non-interest-bearing	151.	6,209.	6,209.	
	2 Savings and temporary cash investments				
	3 Accounts receivable				
	Less: allowance for doubtful accounts				
	4 Pledges receivable				
	Less: allowance for doubtful accounts				
	5 Grants receivable				
	6 Receivables due from officers, directors, trustees, and other disqualified persons				
	7 Other notes and loans receivable				
	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				
	b Investments - corporate stock	STMT 5 597,363.	539,006.	741,642.	
	c Investments - corporate bonds				
11 Investments - land, buildings, and equipment basis					
Less: accumulated depreciation					
12 Investments - mortgage loans					
13 Investments - other					
14 Land, buildings, and equipment: basis					
Less: accumulated depreciation					
15 Other assets (describe)					
16 Total assets (to be completed by all filers)	597,514.	545,215.	747,851.		
Liabilities	17 Accounts payable and accrued expenses				
	18 Grants payable				
	19 Deferred revenue				
	20 Loans from officers, directors, trustees, and other disqualified persons				
	21 Mortgages and other notes payable				
	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. <input type="checkbox"/>				
	24 Unrestricted				
	25 Temporarily restricted				
	26 Permanently restricted				
	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. <input checked="" type="checkbox"/>				
	27 Capital stock, trust principal, or current funds	574,057.	574,057.		
	28 Paid-in or capital surplus, or land, bldg., and equipment fund	0.	0.		
	29 Retained earnings, accumulated income, endowment, or other funds	23,457.	<28,842.>		
30 Total net assets or fund balances	597,514.	545,215.			
31 Total liabilities and net assets/fund balances	597,514.	545,215.			

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	597,514.
2 Enter amount from Part I, line 27a	2	<52,299.>
3 Other increases not included in line 2 (itemize)	3	0.
4 Add lines 1, 2, and 3	4	545,215.
5 Decreases not included in line 2 (itemize)	5	0.
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	545,215.

**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 BUCKEYE PARTNERS, LP	P		
b SEE STMT - STIFEL NICOLAUS - S/T	P		
c SEE STMT - STIFEL NICOLAUS - S/T	P		
d STIFEL NICOLAUS	P		
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		135.	<135.>
b 59,421.		65,734.	<6,313.>
c 283,044.		222,570.	60,474.
d 218.			218.
e			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))
(i) F.M.V. as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any	
a			<135.>
b			<6,313.>
c			60,474.
d			218.
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	54,244.
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6): If gain, also enter in Part I, line 8, column (c). If (loss), enter -0- in Part I, line 8	3	N/A

**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	112,710.	722,030.	.156102
2010	149,531.	661,405.	.226081
2009	153,364.	589,562.	.260132
2008	169,380.	666,151.	.254267
2007	133,778.	705,764.	.189551

2 Total of line 1, column (d)	2	1.086133
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	.217227
4 Enter the net value of noncharitable-use assets for 2012 from Part X, line 5	4	802,150.
5 Multiply line 4 by line 3	5	174,249.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	723.
7 Add lines 5 and 6	7	174,972.
8 Enter qualifying distributions from Part XII, line 4 If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate See the Part VI instructions	8	125,608.

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

1a Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1 Date of ruling or determination letter: _____ (attach copy of letter if necessary-see instructions)	1	1,446.
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input type="checkbox"/> and enter 1% of Part I, line 27b		
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col. (b).		
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)	2	0.
3 Add lines 1 and 2	3	1,446.
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	1,446.
6 Credits/Payments:		
a 2012 estimated tax payments and 2011 overpayment credited to 2012	6a	270.
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	270.
8 Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> 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	1,176.
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 <input type="checkbox"/> Refunded <input type="checkbox"/>	11	

**Part VII-A Statements Regarding Activities**

	Yes	No
1a During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?		X
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see instructions for definition)? If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities		X
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. <input type="checkbox"/> \$ 0. (2) On foundation managers. <input type="checkbox"/> \$ 0.		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers. <input type="checkbox"/> \$ 0.		
2 Has the foundation engaged in any activities that have not previously been reported to the IRS? If "Yes," attach a detailed description of the activities.		X
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
4a 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? If "Yes," attach the statement required by General Instruction T		X
6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either: • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	X	
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	
8a Enter the states to which the foundation reports or with which it is registered (see instructions) <input type="checkbox"/> 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

**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? Website address ► NONE	13	X	
14	The books are in care of ► AARON MALINSKY Telephone no. ► 212-748-8718 Located at ► 360 EAST 88TH STREET, APT 33C, NEW YORK, NY ZIP+4 ► 10128			
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	N/A	
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? See the instructions for exceptions and filing requirements for Form TD F 90-22.1. If "Yes," enter the name of the foreign country ►	16	Yes	No X

**Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required**

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.

		Yes	No
1a	During the year did the foundation (either directly or indirectly):		
(1)	Engage in the sale or exchange, or leasing of property with a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(2)	Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(3)	Furnish goods, services, or facilities to (or accept them from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(4)	Pay compensation to, or pay or reimburse the expenses of, a disqualified person? <input 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		
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)? Organizations relying on a current notice regarding disaster assistance check here <input type="checkbox"/> N/A	1b	
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2012?	1c	X
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5)):		
a	At the end of tax year 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 ►		
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.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2b	
c	If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If "Yes," did it have excess business holdings in 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) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	3b	
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

**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)?  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)?  Yes  No  
 Organizations relying on a current notice regarding disaster assistance check here  **N/A** 5b

c If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant?  Yes  No **N/A**

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

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

b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?  Yes  No 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?  Yes  No **N/A** 7b

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

**1 List all officers, directors, trustees, foundation managers and their compensation.**

(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
AARON MALINSKY 360 EAST 88TH STREET, APT # 33C NEW YORK, NY 10128	TRUSTEE 1.00	0.	0.	0.
RANDIE MALINSKY 360 EAST 88TH STREET, APT # 33C NEW YORK, NY 10128	TRUSTEE 3.00	0.	0.	0.
CAROLYN MALINSKY 40 EAST 9TH STREET, APT # 9F NEW YORK, NY 10128	TRUSTEE 0.00	0.	0.	0.
BENJAMIN MALINSKY 1500 GARDEN STREET, APT # 10C HOBOKEN, NJ 07030	TRUSTEE 0.00	0.	0.	0.

**2 Compensation of five highest-paid employees (other than those included on line 1). 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. If none, enter "NONE."

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

Total number of others receiving over \$50,000 for professional services 0

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.

	Expenses
1 N/A	
2	
3	
4	

Part IX-B Summary of Program-Related Investments

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	
3 All other program-related investments. See instructions.	

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	1a	795,718.
b	Average of monthly cash balances	1b	18,647.
c	Fair market value of all other assets	1c	
d	<b>Total</b> (add lines 1a, b, and c)	1d	814,365.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	0.
2	Acquisition indebtedness applicable to line 1 assets	2	0.
3	Subtract line 2 from line 1d	3	814,365.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	12,215.
5	<b>Net value of noncharitable-use assets.</b> Subtract line 4 from line 3. Enter here and on Part V, line 4	5	802,150.
6	<b>Minimum investment return.</b> Enter 5% of line 5	6	40,108.

**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	40,108.
2a	Tax on investment income for 2012 from Part VI, line 5	2a	1,446.
b	Income tax for 2012. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	1,446.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	38,662.
4	Recoveries of amounts treated as qualifying distributions	4	0.
5	Add lines 3 and 4	5	38,662.
6	Deduction from distributable amount (see instructions)	6	0.
7	<b>Distributable amount</b> as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	38,662.

**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	125,608.
b	Program-related investments - total from Part IX-B	1b	0.
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	<b>Qualifying distributions.</b> Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	125,608.
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	5	0.
6	<b>Adjusted qualifying distributions.</b> Subtract line 5 from line 4	6	125,608.

**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				38,662.
2 Undistributed income, if any, as of the end of 2012				
a Enter amount for 2011 only			0.	
b Total for prior years:		0.		
3 Excess distributions carryover, if any, to 2012:				
a From 2007	99,187.			
b From 2008	136,072.			
c From 2009	124,206.			
d From 2010	116,797.			
e From 2011	76,835.			
f Total of lines 3a through e	553,097.			
4 Qualifying distributions for 2012 from Part XII, line 4: ▶ \$ 125,608.				
a Applied to 2011, but not more than line 2a			0.	
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				38,662.
e Remaining amount distributed out of corpus	86,946.			
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:	640,043.			
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 instr.			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)	0.			
8 Excess distributions carryover from 2007 not applied on line 5 or line 7	99,187.			
9 Excess distributions carryover to 2013. Subtract lines 7 and 8 from line 6a	540,856.			
10 Analysis of line 9:				
a Excess from 2008	136,072.			
b Excess from 2009	124,206.			
c Excess from 2010	116,797.			
d Excess from 2011	76,835.			
e Excess from 2012	86,946.			

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

**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)

	Tax year				(e) Total
	(a) 2012	(b) 2011	(c) 2010	(d) 2009	
<b>2 a</b> Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
<b>b</b> 85% of line 2a					
<b>c</b> Qualifying distributions from Part XII, line 4 for each year listed					
<b>d</b> Amounts included in line 2c not used directly for active conduct of exempt activities					
<b>e</b> Qualifying distributions made directly for active conduct of exempt activities. Subtract line 2d from line 2c					
<b>3</b> Complete 3a, b, or c for the alternative test relied upon:					
<b>a</b> "Assets" alternative test - enter:					
<b>(1)</b> Value of all assets					
<b>(2)</b> Value of assets qualifying under section 4942(j)(3)(B)(i)					
<b>b</b> "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
<b>c</b> "Support" alternative test - enter:					
<b>(1)</b> Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
<b>(2)</b> Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
<b>(3)</b> Largest amount of support from an exempt organization					
<b>(4)</b> 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).)  
**SEE STATEMENT 6**

**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)				
<b>a Paid during the year</b>				
DOE FUND 232 EAST 84TH ST NEW YORK, NY 10028	NONE	PUBLIC	CHARITABLE	100.
MIDDLEBURY COLLEGE LANGUAGE PROGRAM 131 SOUTH MAIN STREET MIDDLEBURY, VT 05753	NONE	PUBLIC	CHARITABLE	21,000.
PARK AVENUE SYNAGOGUE 50 EAST 87TH STREET NEW YORK, NY 10128	NONE	PUBLIC	CHARITABLE	5,618.
RESOURCES FOR CHILDREN W/SPECIAL NEEDS 116 EAST 16TH ST. 5TH FLOOR NEW YORK, NY 10003	NONE	PUBLIC	CHARITABLE	500.
SALTAIRE FIRE DEPARTMENT 105 BROADWAY SALTAIRE, FIRE ISLAND, NY 11706	NONE	PUBLIC	CHARITABLE	500.
<b>Total</b>	<b>SEE CONTINUATION SHEET(S)</b>			<b>122,348.</b>
<b>b Approved for future payment</b>				
NONE				
<b>Total</b>				<b>0.</b>





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

Department of the Treasury  
Internal Revenue Service

**Schedule of Contributors**

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

OMB No 1545-0047

**2012**

Name of the organization

Employer identification number

THE MALINSKY FAMILY CHARITABLE TRUST

13-7462242

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).

LHA For Paperwork Reduction Act Notice, see the Instructions for Form 990, 990-EZ, or 990-PF. Schedule B (Form 990, 990-EZ, or 990-PF) (2012)



Name of organization

Employer identification number

**THE MALINSKY FAMILY CHARITABLE TRUST**

**13-7462242**

**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
	_____ _____ _____	\$ _____	_____
	_____ _____ _____	\$ _____	_____
	_____ _____ _____	\$ _____	_____
	_____ _____ _____	\$ _____	_____
	_____ _____ _____	\$ _____	_____
	_____ _____ _____	\$ _____	_____
	_____ _____ _____	\$ _____	_____
	_____ _____ _____	\$ _____	_____

Name of organization

Employer identification number

**THE MALINSKY FAMILY CHARITABLE TRUST**

13-7462242

**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) ▶ \$ \_\_\_\_\_  
 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
	<hr/> <hr/> <hr/>	<hr/> <hr/> <hr/>	<hr/> <hr/> <hr/>
<b>(e) Transfer of gift</b>			
<b>Transferee's name, address, and ZIP + 4</b>		<b>Relationship of transferor to transferee</b>	
<hr/> <hr/> <hr/>		<hr/> <hr/> <hr/>	
	<hr/> <hr/> <hr/>	<hr/> <hr/> <hr/>	<hr/> <hr/> <hr/>
<b>(e) Transfer of gift</b>			
<b>Transferee's name, address, and ZIP + 4</b>		<b>Relationship of transferor to transferee</b>	
<hr/> <hr/> <hr/>		<hr/> <hr/> <hr/>	
	<hr/> <hr/> <hr/>	<hr/> <hr/> <hr/>	<hr/> <hr/> <hr/>
<b>(e) Transfer of gift</b>			
<b>Transferee's name, address, and ZIP + 4</b>		<b>Relationship of transferor to transferee</b>	
<hr/> <hr/> <hr/>		<hr/> <hr/> <hr/>	
	<hr/> <hr/> <hr/>	<hr/> <hr/> <hr/>	<hr/> <hr/> <hr/>
<b>(e) Transfer of gift</b>			
<b>Transferee's name, address, and ZIP + 4</b>		<b>Relationship of transferor to transferee</b>	
<hr/> <hr/> <hr/>		<hr/> <hr/> <hr/>	

**Part XV** Supplementary Information**3 Grants and Contributions Paid During the Year (Continuation)**

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
THE JEWISH MUSEUM 1109 FIFTH AVE. NEW YORK, NY 10128	NONE	PUBLIC	CHARITABLE	5,500.
THE JEWISH THEOLOGICAL SEMINARY 3080 BROADWAY NEW YORK, NY 10027	NONE	PUBLIC	CHARITABLE	53,200.
THE METROPOLITAN MUSEUM OF ART 1000 FIFTH AVE. NEW YORK, NY 10028	NONE	PUBLIC	CHARITABLE	9,000.
THE PUBLIC THEATER 425 LAFAYETTE STREET NEW YORK, NY 10003	NONE	PUBLIC	CHARITABLE	2,000.
FEDERAL LAW ENFORCEMENT FOUNDATION INC. 335 MADISON AVENUE, 14TH FL NEW YORK, NY 10017	NONE	PUBLIC	CHARITABLE	500.
MAYOR'S FUND TO ADVANCE NEW YORK CITY 253 BROADWAY, 8TH FL NEW YORK, NY 10007	NONE	PUBLIC	CHARITABLE	1,000.
THE MORGAN LIBRARY AND MUSEUM 225 MADISON AVENUE NEW YORK, NY 10016	NONE	PUBLIC	CHARITABLE	100.
UJA FEDERATION OF NEW YORK 130 EAST 59TH STREET NEW YORK, NY 10022	NONE	PUBLIC	CHARITABLE	10,000.
WHITNEY MUSEUM OF AMERICAN ART 945 MADISON AVENUE NEW YORK, NY 10021	NONE	PUBLIC	CHARITABLE	500.
CENTRAL PARK CONSERVANCY 14 EAST 60TH STREET NEW YORK, NY 10022	NONE	PUBLIC	CHARITABLE	125.
<b>Total from continuation sheets</b>				<b>94,630.</b>

**Part XV** Supplementary Information

**3 Grants and Contributions Paid During the Year (Continuation)**

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
THE JEWISH LENS 330 SEVENTH AVENUE, 21ST FL NEW YORK, NY 10001	NONE	PUBLIC	CHARITABLE	10,000.
SOLOMON R GUGGENHEIM MUSEUM 1071 FIFTH AVENUE NEW YORK, NY 10128	NONE	PUBLIC	CHARITABLE	250.
FSH SOCIETY, INC. 64 GROVE STREET WATERTOWN, MA 02472	NONE	PUBLIC	CHARITABLE	100.
BROOKLYN INSTITUTE OF ARTS AND SCIENCES 200 EASTERN PARKWAY BROOKLYN, NY 11238	NONE	PUBLIC	CHARITABLE	100.
MUSEUM OF ART AND DESIGN 2 COLUMBUS CIRCLE NEW YORK, NY 10019	NONE	PUBLIC	CHARITABLE	75.
THIRTEEN/WNET NEW YORK 825 EIGHT AVENUE NEW YORK, NY 10019	NONE	PUBLIC	CHARITABLE	170.
PLANNED PARENTHOOD OF NEW YORK CITY, INC 26 BLEECKER STREET NEW YORK, NY 10012	NONE	PUBLIC	CHARITABLE	60.
J STREET EDUCATION FUND, INC PO BOX 66073 WASHINGTON, DC 20035	NONE	PUBLIC	CHARITABLE	100.
UNITING AGAINST LUNG CANCER 27 UNION SQUARE WEST, STE 304 NEW YORK, NY 10003	NONE	PUBLIC	CHARITABLE	600.
CITY FUTURES, INC 120 WALL STREET, 20TH FL NEW YORK, NY 10005	NONE	PUBLIC	CHARITABLE	250.
<b>Total from continuation sheets</b>				



FORM 990-PF INTEREST ON SAVINGS AND TEMPORARY CASH INVESTMENTS STATEMENT 1

SOURCE	AMOUNT
BUCKEYE PARTNERS, LP	6.
STIFEL NICOLAUS	1,450.
TOTAL TO FORM 990-PF, PART I, LINE 3, COLUMN A	1,456.

FORM 990-PF DIVIDENDS AND INTEREST FROM SECURITIES STATEMENT 2

SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT
BUCKEYE PARTNERS, LP	9.	0.	9.
STIFEL NICOLAUS	20,082.	0.	20,082.
TOTAL TO FM 990-PF, PART I, LN 4	20,091.	0.	20,091.

FORM 990-PF ACCOUNTING FEES STATEMENT 3

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
ACCOUNTING FEES	6,319.	3,160.		3,159.
TO FORM 990-PF, PG 1, LN 16B	6,319.	3,160.		3,159.

FORM 990-PF OTHER EXPENSES STATEMENT 4

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVESTMENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
NYS FILING FEE	100.	0.		100.
BUCKEYE PARTNERS, LP	323.	322.		1.
TO FORM 990-PF, PG 1, LN 23	423.	322.		101.

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FORM 990-PF . . . . . CORPORATE STOCK . . . . . STATEMENT 5

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DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
INVESTMENTS	539,006.	741,642.
TOTAL TO FORM 990-PF, PART II, LINE 10B	539,006.	741,642.

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FORM 990-PF . . . . . PART XV - LINE 1A . . . . . STATEMENT 6  
LIST OF FOUNDATION MANAGERS

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NAME OF MANAGER

AARON MALINSKY  
RANDIE MALINSKY

**STEFEL  
NICOLAUS**  
ONE FINANCIAL PLAZA  
501 NORTH BROADWAY  
ST. LOUIS, MO 63102

AARON MALINSKY AND  
RANDIE MALINSKY TTEES  
THE MALINSKY FAMILY CHAR TRUST  
U/A DATED 04/25/05.

**PAYER INFORMATION:**  
STFEL, NICOLAUS & COMPANY, INCORPORATED  
FEDERAL ID NO: 43-0538770  
F.A. ACCOUNT PAGE  
N172 7318-0169 9 of 20  
TAXPAYER ID: 13-7462242

1099-INT DETAIL INFORMATION

The following detail is being provided for your information only and will not be furnished to the IRS. Please see summary boxes starting on page 3 for totals that are being furnished to the IRS.

**INTEREST INCOME (NOT INCLUDED IN IRS BOX 3)**

DESCRIPTION	CUSIP/ SEC NO	DATE	ACTIVITY	AMOUNT	IRS BOX	CNTRY
ARCH COAL	7.25 100120	10/01/12	Interest	\$1,450.00	1	
<b>TOTAL INTEREST INCOME (NOT INCLUDED IN IRS BOX 3)</b>				<b>\$1,450.00</b>		

\*\*\*\*\*

1099-B DETAIL INFORMATION

This is important tax information and is being furnished to the Internal Revenue Service (IRS). If you are required to file a return, a negligence penalty or other sanction may be imposed on you if this income is taxable and the IRS determines that it has not been reported.

**SALES PRICE LESS COMMISSIONS AND OPTION PREMIUMS**

Gross Proceeds SHORT-TERM transactions with cost basis reported to the IRS -  
Report on Form 8949, Part I, with Box A checked

DESCRIPTION	QUANTITY	DATE		PROCEEDS	COST BASIS	WASH SALE (LOSS) DISALLOWED	GAIN/(LOSS)	ACTIVITY
		ACQUIRED	SOLD					
FREEPORT MCMRN COP & GLD CUSIP/SEC NO: 35671D857	250.00	02/29/12	05/31/12	\$7,720.39	\$10,898.42		(\$3,178.03)	Sale
	250.00	02/29/12	11/05/12	\$9,646.73	\$10,898.41		(\$1,251.68)	Sale
<b>CUSIP/SEC NO 35671D857 TOTAL:</b>	<b>500.00</b>			<b>\$17,367.12</b>	<b>\$21,796.83</b>	<b>\$0.00</b>	<b>(\$4,429.71)</b>	
PEPSICO INC CUSIP/SEC NO: 713448108	200.00	05/26/11	04/03/12	\$13,071.70	\$14,176.18		(\$1,104.48)	Sale
RAYTHEON COMPANY NEW CUSIP/SEC NO: 755111507	350.00	05/26/11	03/28/12	\$18,042.95	\$17,776.61		\$266.34	Sale
<b>Total Gross Proceeds SHORT-TERM transactions with cost basis reported to the IRS:</b>	<b>1,050.00</b>			<b>\$48,481.77</b>	<b>\$53,749.62</b>	<b>\$0.00</b>	<b>(\$5,267.85)</b>	

**STIFEL  
NICOLAUS**  
ONE FINANCIAL PLAZA  
501 NORTH BROADWAY  
ST. LOUIS, MO 63102

AARON MALINSKY AND  
RANDIE MALINSKY TTEES  
THE MALINSKY FAMILY CHAR TRUST  
U/A DATED 04/25/05

2012 CONSOLIDATED FORM 1099  
ORIGINAL 02/08/2013

PAYER INFORMATION:  
STIFEL, NICOLAUS & COMPANY, INCORPORATED  
FEDERAL ID NO: 43-0538770  
F.A. ACCOUNT PAGE  
N172 7318-0169 10 of 20  
TAXPAYER ID: 13-7462242

**1099-B DETAIL INFORMATION (CONTINUED)**

This is important tax information and is being furnished to the Internal Revenue Service (IRS). If you are required to file a return, a negligence penalty or other sanction may be imposed on you if this income is taxable and the IRS determines that it has not been reported.

**SALES PRICE LESS COMMISSIONS AND OPTION PREMIUMS (CONTINUED)**

Gross Proceeds SHORT-TERM transactions with cost basis NOT reported to the IRS -  
Report on Form 8949, Part I, with Box B checked

DESCRIPTION	QUANTITY ACQUIRED	DATE ACQUIRED	DATE SOLD	PROCEEDS	COST BASIS	WASH SALE (LOSS) DISALLOWED	GAIN/(LOSS)	ACTIVITY
BUCKEYE PARTNERS LP CUSIP/SEC NO: 118230101	225.00	07/09/12	11/05/12	\$10,938.74	\$11,983.83		(\$1,045.09)	Sale
Total Gross Proceeds SHORT-TERM transactions with cost basis NOT reported to the IRS:	225.00			\$10,938.74	\$11,983.83	\$0.00	(\$1,045.09)	

Gross Proceeds LONG-TERM transactions with cost basis NOT reported to the IRS -  
Report on Form 8949, Part II, with Box B checked

DESCRIPTION	QUANTITY ACQUIRED	DATE ACQUIRED	DATE SOLD	PROCEEDS	COST BASIS	WASH SALE (LOSS) DISALLOWED	GAIN/(LOSS)	ACTIVITY
ALTRIA GROUP INC CUSIP/SEC NO: 02209S103	500.00	10/16/08	11/05/12	\$15,491.40	\$9,221.79		\$6,269.61	Sale
APPLE INC CUSIP/SEC NO: 037833100	125.00	09/23/10	07/09/12	\$76,155.79	\$36,265.25		\$39,890.54	Sale
BERKSHIRE HATHAWAY DE A CUSIP/SEC NO: 084670108	1.00	08/11/08	02/28/12	\$119,120.85	\$117,105.35		\$2,015.50	Sale
FRONTIER COMMS CORP CUSIP/SEC NO: 35906A108	240.00	12/17/09	04/03/12	\$984.71	\$1,844.57		(\$859.86)	Sale
KIMBERLY CLARK CORP CUSIP/SEC NO: 494368103	200.00	05/12/09	11/05/12	\$16,380.86	\$10,412.48		\$5,968.38	Sale
PEPSICO INC CUSIP/SEC NO: 713448108	50.00	07/17/07	04/03/12	\$3,267.92	\$3,351.50		(\$83.58)	Sale

**STIFEL**  
**NICOLAUS**  
 ONE FINANCIAL PLAZA  
 501 NORTH BROADWAY  
 ST. LOUIS, MO 63102

AARON MALINSKY AND  
 RANDIE MALINSKY TTEES  
 THE MALINSKY FAMILY CHAR TRUST  
 U/A DATED 04/25/05

2012 CONSOLIDATED FORM 1099  
 ORIGINAL 02/08/2013

PAYER INFORMATION:  
 STIFEL, NICOLAUS & COMPANY, INCORPORATED  
 FEDERAL ID NO: 43-0538770  
 F.A. ACCOUNT PAGE  
 N172 7308-0169 11 of 20  
 TAXPAYER ID: 13-7462242

1099-B DETAIL INFORMATION (CONTINUED)

This is important tax information and is being furnished to the Internal Revenue Service (IRS). If you are required to file a return, a negligence penalty or other sanction may be imposed on you if this income is taxable and the IRS determines that it has not been reported.

**SALES PRICE LESS COMMISSIONS AND OPTION PREMIUMS (CONTINUED)**

Gross Proceeds LONG-TERM transactions with cost basis NOT reported to the IRS - Report on Form 8949, Part II, with Box B checked (continued)

DESCRIPTION	QUANTITY	DATE ACQUIRED	DATE SOLD	PROCEEDS	COST BASIS	WASH SALE (LOSS) DISALLOWED	GAIN/(LOSS)	ACTIVITY
PROCTER & GAMBLE COMPANY CUSIP/SEC NO: 742718109	325.00	VARIOUS	04/03/12	\$21,457.54	\$19,387.30		\$2,070.24	Sale
	100.00	10/27/04	09/04/12	\$6,595.84	\$5,192.00		\$1,403.84	Sale
<b>CUSIP/SEC NO 742718109 TOTAL:</b>	<b>425.00</b>			<b>\$28,053.38</b>	<b>\$24,579.30</b>	<b>\$0.00</b>	<b>\$3,474.08</b>	
SL GREEN REALTY CORP *								
CUSIP/SEC NO: 78440X309	514.00	12/17/09	09/24/12	\$12,850.00	\$12,023.66		\$826.34	Redemption
VERIZON COMMS INC								
CUSIP/SEC NO: 92343V104	250.00	12/17/09	11/05/12	\$10,739.46	\$7,765.91		\$2,973.55	Sale
Total Gross Proceeds LONG-TERM transactions with cost basis NOT reported to the IRS:				<b>\$283,044.37</b>	<b>\$222,569.81</b>	<b>\$0.00</b>	<b>\$60,474.56</b>	

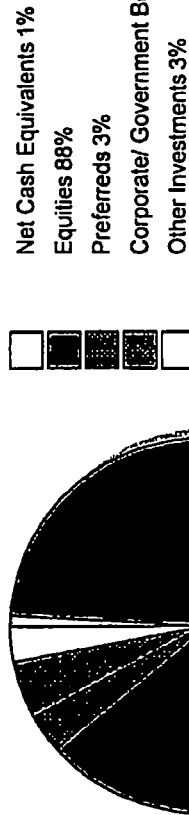
**TOTAL SALES PRICE LESS COMMISSIONS AND OPTION PREMIUMS (BOX 2A) \$342,464.88**

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## STIFEL PRESTIGE ACCOUNT STATEMENT

YOUR STIFEL ACCOUNT SUMMARY		December 31	November 30
Cash Equivalents		7,210.02	6,953.96
Net Portfolio Assets held at Stifel		741,642.41	782,871.69
Net Portfolio Assets not held at Stifel			
<b>Net Portfolio Value</b>		<b>\$748,852.43</b>	<b>\$789,825.65</b>
YOUR CHANGE IN PORTFOLIO VALUE		December 31	November 30
Net Cash Flow (Inflows/Outflows) <sup>2</sup>		-250.00	-5,100.00
Securities Transferred In/Out		506.06	3,467.13
Income and Distributions		-41,229.28	-1,789.08
Change in Securities Value			
<b>Net Change in Portfolio Value</b>		<b>-\$40,973.22</b>	<b>-\$3,421.93</b>

### YOUR ASSET SUMMARY



<sup>2</sup> Does not include cost or proceeds for buy or sell transactions.

AARON MALINSKY AND  
RANDIE MALINSKY TTEES  
THE MALINSKY FAMILY CHAR TRUST  
U/A DATED 04/25/05  
360 EAST 88TH ST APT 33C  
NEW YORK NY 10128-4993

Your Financial Advisor:  
JAMES OESTREICH  
Telephone: (212)847-6500

Office Servicing Your Account:  
237 PARK AVENUE  
8TH FLOOR  
NEW YORK, NY 10017

### PRIMARY INVESTMENT OBJECTIVE: Growth & Income

### RISK TOLERANCE: Moderate

For a full definition of this objective and risk tolerance, including the use of margin, please see [www.stifel.com](http://www.stifel.com), IMPORTANT DISCLOSURES, or contact your Financial Advisor. If you have any questions concerning your investment objective or risk tolerance, or wish to make a change, please contact your Financial Advisor, or the Branch Manager for this office.

### TRADING TAX LOT RELIEF METHOD: First In, First Out INVESTOR UPDATE

In November, Stifel Financial Corp. entered into a definitive merger agreement with KBW, Inc. to create the premier middle-market investment bank with a specialized focus on the financial services industry. See this month's Investment Strategist for details.

### ACCOUNT PROTECTION

Stifel, Nicolaus & Company, Incorporated provides up to \$150 million of coverage for securities held in client accounts, of which \$1.15 million may be in cash deposits. Ask your Financial Advisor for more details.

Thank you for allowing Stifel Nicolaus to serve you. In order to protect your rights, including rights under the Securities Investor Protection Act (SIPA), please promptly report, in writing, any inaccuracies or discrepancies in this account or statement to the Compliance Department of Stifel Nicolaus at the address below. If you have any questions regarding your account or this statement, please contact your Financial Advisor or the Branch Manager for this office. Please refer to the Client Agreement and the enclosed Investment Strategist newsletter for important disclosure information about your account.

## ASSET DETAILS

This section shows the cash equivalents and/or securities in your account. Prices obtained from outside sources are considered reliable but are not guaranteed by Stifel. Actual prices may vary and you may receive more or less than your original purchase price. Contact your Financial Advisor for current price quotes. Gain/Loss is provided for informational purposes only. Cost basis may be adjusted for, but not limited to, amortization, accretion, principal paydowns, capital changes, listed option premiums, gifting rules, inheritance step-up, or wash sales. The Gain/Loss information should not be used for tax preparation without the assistance of your tax advisor.

\*\*\*Classifications listed below security descriptions:

Covered: Tax basis information for this security is covered by IRS reporting requirements.

Noncovered: Tax basis information for this security is not covered by IRS reporting requirements.

Mixed: Tax basis information for this security includes both covered and noncovered tax lots.

Wash: The tax basis for this security has been adjusted due to wash sale activity as defined by IRS regulations.

Gift: Security position includes gifted shares. Unrealized gain/loss displayed may not be indicative of gain or loss that would be realized upon sale of security due to tax rules for gifted stock.

## NET CASH EQUIVALENTS

	Current value	Cost Basis	Estimated Annualized Income	Estimated Yield %
GENERAL MONEY MARKET	7,210.02	7,210.02	0.72	0.01%
<b>Total Net Cash Equivalents</b>	<b>\$7,210.02</b>	<b>\$7,210.02</b>	<b>\$0.72</b>	<b>0.01%</b>

## PORTFOLIO ASSETS - HELD AT STIFEL

Equities	Symbol/Type	Quantity	Current Price/Current Value	Average Unit Cost/ Cost Basis	Unrealized Gain/(-)Loss*	Estimated Annualized Income	Estimated Yield %
AT&T INC CUSIP: 00206R102 ***Noncovered	T Cash	1,000	33,710.00 33,710.00	27,356.3 27,356.34	6,353.66	1,800.00	5.34%
ALTRIA GROUP INC CUSIP: 02209S103 ***Noncovered	MO Cash	1,000	31,440.00 31,440.00	18,443.6 18,443.56	12,996.44	1,760.00	5.60%
APPLE INC CUSIP: 037833100 ***Mixed	AAPL Cash	675	532.1729 369,216.70	315.0964 212,690.06	146,526.63	7,155.00	1.89%
INTERNATIONAL BUSINESS MACHINES CORP CUSIP: 459200101 ***Covered	IBM Cash	100	191.5500 19,155.00	209.4873 20,948.73	-1,793.73	340.00	1.77%

## ASSET DETAILS (continued)

### PORTFOLIO ASSETS - HELD AT STIFEL (continued)

Equities	Symbol Type	Quantity	Current Price/ Current Value	Average Unit Cost/ Cost Basis	Unrealized Gain/(-)Loss*	Estimated Annualized Income	Estimated Yield %
KIMBERLY CLARK CORP CUSIP: 494368103 ***Mixed	KMB Cash	400	84.4300 33,772.00	81.2376 24,495.02	9,276.98	1,184.00	3.51%
KRAFT FOODS GRP INC CUSIP: 50076Q106 ***Covered	KRFT Cash	200	45.4700 9,094.00	40.8013 8,160.28	833.74	400.00	4.40%
MONDELEZ INTERNATIONAL INC CUSIP: 609207105 ***Covered	MDLZ Cash	600	25.4532 15,271.92	26.1583 15,094.97	176.95	312.00	2.04%
NIKE INC CL B CUSIP: 654106103 ***Noncovered	NKE Cash	700	51.6000 36,120.00	35.1512 24,605.82	11,514.18	1,176.00	3.28%
PEPSICO INC CUSIP: 713448108 ***Noncovered	PEP Cash	550	68.4300 37,636.50	53.7836 29,580.99	8,055.51	1,182.50	3.14%
PFIZER INC CUSIP: 717081103 ***Covered	PFE Cash	1,000	25.0793 25,079.30	21.5547 21,554.74	3,524.56	960.00	3.83%
PROCTER & GAMBLE COMPANY CUSIP: 742718109 ***Noncovered	PG Cash	225	67.8900 15,275.25	51.4205 11,589.62	3,705.63	505.80	3.31%
TARGET CORP CUSIP: 87612E106 ***Covered	TGT Cash	150	59.1700 8,875.50	63.0667 9,460.00	-584.50	216.00	2.43%
VERIZON COMMUNICATIONS INC CUSIP: 92343V104 ***Noncovered	VZ Cash	750	43.2700 32,452.50	31.0636 23,287.70	9,154.80	1,545.00	4.76%
<b>Total Equities</b>			<b>\$657,098.67</b>	<b>\$447,257.81</b>	<b>\$209,840.85</b>	<b>\$18,536.30</b>	<b>2.82%</b>

### ASSET DETAILS (continued)

#### PORTFOLIO ASSETS - HELD AT STIFEL (continued)

Preferreds	Symbol/ Type	Quantity	Current Price/ Current Value	Average Unit Cost/ Cost Basis	Unrealized Gain/(-)Loss*	Estimated Annualized Income	Estimated Yield %
SL GREEN REALTY CORP	SLGC	886	25.0800	23.3923	1,673.80	1,878.51	7.80%
PFD SER C CUMULATIVE REDEEMABLE 7.825% CUSIP: 78440X309	Cash		24,738.74	23,084.84			
***Noncovered							
<b>Total Preferreds</b>			<b>\$24,738.74</b>	<b>\$23,064.84</b>	<b>\$1,673.90</b>	<b>\$1,878.51</b>	<b>7.60%</b>

Corporate/Government Bonds	Symbol/ Bond Rating/ Type	Quantity	Current Price/ Current Value	Average Unit Cost/ Cost Basis	Unrealized Gain/(-)Loss*	Estimated Annualized Income	Estimated Yield %
ARCH COAL INC	S&P: B-	40,000	92.7500	88.6248	1,650.18	2,900.00	7.82%
SR NOTE B/E	Moody: B3		37,100.00	35,449.82			
CPN 7.250% DJE 10/01/20	Cash					725.00	
DTD 08/09/10 FC 04/01/11							
CALL 10/01/15 @ 103.625							
CUSIP: 039380AC4							
Original Cost: 35,255.00							
***Noncovered							
<b>Total Corporate/Government Bonds</b>		<b>40,000</b>	<b>\$37,100.00</b>	<b>\$35,449.82</b>	<b>\$1,650.18</b>	<b>\$725.00</b>	<b>7.82%</b>

Principal Protected Notes are subject to the credit risk of the issuer. Principal Protected Market Linked CDs are subject to applicable limits.

Other Investments	Symbol/ Type	Quantity	Current Price/ Current Value	Average Unit Cost/ Cost Basis	Unrealized Gain/(-)Loss*	Estimated Annualized Income	Estimated Yield %
BUCKEYE PARTNERS LTD	BPL	500	45.4100	53.2614	-3,925.72	2,075.00	9.14%
PARTNERSHIP	Cash		22,705.00	26,630.72			
CUSIP: 118230101							
***Noncovered							
<b>Total Other Investments</b>			<b>\$22,705.00</b>	<b>\$26,630.72</b>	<b>-\$3,925.72</b>	<b>\$2,075.00</b>	<b>9.14%</b>

Total Portfolio Assets - Held at Stifel	Current Value	Cost Basis	Unrealized Gain/(-)Loss*	Estimated Annualized Income	Estimated Yield %
<b>Total Portfolio Assets - Held at Stifel</b>	<b>\$741,642.41</b>	<b>\$532,403.19</b>	<b>\$209,239.21</b>	<b>\$25,390.81</b>	<b>3.42%</b>
<b>Total Net Portfolio Value</b>	<b>\$748,852.43</b>	<b>\$539,613.21</b>	<b>\$209,239.21</b>	<b>\$25,391.53</b>	<b>3.39%</b>

\* Please note "Unrealized Gain/(-)Loss" does not equal the total current value minus the total cost if any value or cost amounts are missing. Unrealized gains or losses are provided for your information only and should not be used for tax purposes.

Investments classified as Other Investments, such as partnerships, private equity, hedge funds, and real estate trusts, are generally illiquid, and a formal trading market may not exist. The current values shown on this statement for such investments have been provided by the management, administrator, or sponsor of each program and have not been evaluated by Stifel Nicolaus. These estimates may be generated monthly, quarterly, or less frequently, depending on the specific investment. Therefore, the values shown herein will not necessarily be realized upon the sale of the securities. If a value is not provided, such information is not currently available. Unregistered securities are not covered by SIPC.